

THE STATE OF TEXAS            )  
CITY OF BROWNSVILLE        )  
COUNTY OF CAMERON         )

**NOTICE OF PUBLIC MEETING OF THE  
CITY COMMISSION OF THE CITY OF BROWNSVILLE**

Pursuant to Chapter 551, Title 5 of the Texas Government Code, the Texas Opening Meetings Act, NOTICE IS HEREBY GIVEN that I, Blanca S. Vela, Mayor of the City of Brownsville, Texas, in accordance with Article V, Section 12, of the Charter of said City, do hereby call an executive session, workshop session and regular meeting of the City Commission of the City of Brownsville, to convene on **Tuesday, September 18, 2001, at 4:35 pm, 4:45 pm and 6:00 pm**, respectively, in the Commission Chambers, on the 2nd Floor of City Hall/Market Square, Brownsville, Cameron County, Texas, 78520.

**EXECUTIVE SESSION – 4:35 PM**

- a. Discussion and attorney consultation pursuant to Section 551.071, Title 5 of the Texas Government Code, regarding pending litigation styled and numbered, City of Brownsville vs. Verde Montana Partners, LTD. et al, Cause No. 2001-CCL-258-C. (Ric Navarro, Legal Counsel – 10 min)

**WORKSHOP SESSION – 4:45 PM**

- A. Discussion regarding the City Heritage Plan. (Peter Goodman, Downtown District Development Manager/Joe Gavito, Heritage Officer- 15 min) (Tabled 8/28)
- B. Discussion regarding a possible election to consider amendments to the existing economic development tax, issuance of general obligation bonds and issuance of street improvement and maintenance bonds. (Ric Navarro, Legal Counsel – 20 min)
- C. Discussion regarding group health, life and accidental death and dismemberment insurance coverage for the City of Brownsville. (Pete Gonzalez, Finance – 30 min)

**REGULAR MEETING– 6:00 PM**

*POSTING OF THE COLORS  
PLEDGE OF ALLEGIANCE*

Veterans of Foreign Wars of the United States, Post 2035, Brownsville, Texas  
Commander Luis Lucio

*INVOCATION*

Most Reverend Raymundo J. Pena, Bishop of the Diocese of Brownsville

***Ceremony in Honor of Victims of the September 11, 2001, Terrorist Bombing***

*PROCLAMATIONS:*

JoAnn Moreno  
Sister City - LinAn, China

*PRESENTATIONS:*

Economic Development Trip to China,  
Commissioner Joseph A. Zavaletta, M.D.

*PUBLIC COMMENT PERIOD: At this time, any person with business before the Commission, not scheduled on the agenda as a public hearing, may speak to the Commission. No formal action can be taken on these items at this meeting. There is a three-minute time limit per speaker.*

*MINUTES:*

1. August 21, 2001, Regular Meeting  
August 28, 2001, Regular Meeting

*CONSENT AGENDA:*

2. A. Consideration and action on SECOND and FINAL READING of Ordinance Number 235-2001-911, rezoning from Dwelling “Z” and General Retail “V” classifications to General Retail “X” classification, an area with the following clockwise boundaries: Expressway 77/83, Lomax Road, Couch Road, and FM 803 extended. (Ben Medina, Planning)
- B. Consideration and action on SECOND and FINAL READING of Ordinance Number 235-2001-049, rezoning from Light Retail (Second Commercial) “F” classification to Dwelling “G”

classification, and placing in an “O33” (non-apartment) overlay district, 20.21 acres out of Block 19 of El Jardin Subdivision, located near Old Port Isabel Road. (Ben Medina, Planning)

- C. Consideration and action on SECOND and FINAL READING of Ordinance Number 2001-933-HH, creating new classified positions in connection with the merger of the EMS Department into the Fire Department, and eliminating non-classified positions from the City budget. (Ric Navarro, Legal Counsel)

*BOARD AND COMMISSION APPOINTMENTS:*

- 3. Consideration and action appointing a regular member and alternate member, if needed, to the Board of Adjustment, replacing previously appointed regular member, Medardo Barbosa. (Commissioner Ernesto L. DeLeon)

*PUBLIC HEARINGS:*

- 4. Public hearing to discuss the proposed fiscal year 2001-2002 budget and the ad valorem tax rate for 2001. (Pete Gonzalez, Finance) (Continued)
- 5. Public hearing on Resolution Number 2001-062, levying assessments for the cost of supplemental services and improvements to be provided in the Paseo de la Resaca Landscaping and Lighting Maintenance District, providing for the collection of the assessment, fixing charges and liens against the property in the district and against the owners thereof, and making various findings related thereto. (John Chosy, Paseo LLMD legal counsel).

Consideration and action on Resolution Number 2001-062.

*ACTION ITEMS:*

- 6. Consideration and action on Resolution Number 2001-061, showing support in response to the terrorist attack on the United States. (Mayor Blanca S. Vela)

7. Consideration and action authorizing the following individuals to incur travel expense:

	<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Dates</u>
a.	Harold Vidos	Police	Bandera, TX	9/15-21/01
	Kirk Massey	Police	Bandera, TX	9/15-21/01
b.	Hermelinda Mendez	Police	Corpus Christi, TX	9/17-20/01
	Janie Tejada	Police	Corpus Christi, TX	9/17-20/01
	Lucy Ibarra	Police	Corpus Christi, TX	9/17-20/01
c.	Juan Hernandez	Police	Naples, FL	9/6-7/01
	Tony Flores	Police	Naples, FL	9/6-7/01
d.	Jeff Johnston	Police	Houston, TX	9/16-19/01
e.	Carlos C. Ayala	Public Works	Dallas, TX	9/16-17/01
f.	Augustin Carrera	Library	Houston, TX	9/5-8/01
g.	Chris Patterson	Parks	Round Rock, TX	9/13-15/01
	Elias Pena	Parks	Round Rock, TX	9/13-15/01
	Jorge Encinia	Parks	Round Rock, TX	9/13-15/01
h.	David Infante	Police	Huntsville, TX	9/23-27/01
	Rolando Avitia	Police	Huntsville, TX	9/23-27/01

8. Consideration and action concerning settlement and resolution of pending litigation styled and numbered City of Brownsville vs. Verde Montana Partners, LTD, et al, Cause No. 2001-CCL-258-C. (Ric Navarro, Legal Counsel)

9. Consideration and action on Resolution Number 2001-060, supporting Resolution Number 2001-033 of the City of Port Isabel, which opposes the construction of a second causeway at Holly Beach. (Commissioner Ernie L. Hernandez, Jr.)

10. Consideration and action authorizing the closure of East Washington Street, between 10<sup>th</sup> and 12<sup>th</sup> Streets, and 11<sup>th</sup> Street, between East Elizabeth and Market Square, on Wednesday, October 31, 2001, from 8:00 am to 11:00 pm, for a Halloween Concert event; and East Levee Street, between 10<sup>th</sup> and 11<sup>th</sup> Streets, and 11<sup>th</sup> Street, between East St. Charles and East Elizabeth, from 5:30 pm on Friday, November 2, 2001, through 12:00 am on Saturday, November 3, 2001, for the Capitol Theatre Latin Jazz Street Party. (Peter Goodman, Downtown Development)

11. Consideration and action allowing the Brownsville Society for the Performing Arts to use the Capitol Theatre for the Capitol Theatre Latin Jazz Street Party on Saturday, November 3, 2001. (Peter Goodman, Downtown Development)
12. Consideration and action to authorize the Public Works Department to apply a seal coat to damaged sections of McKenzie Road. (Carlos Ayala, Public Works)
13. Consideration and action on an Interlocal Agreement between the City of Brownsville and the University of Texas at Brownsville for use of Tony Gonzalez Park. (Carlos Ayala, Public Works)
14. Consideration and action on FIRST READING of Ordinance Number 2001-1379, calling an election to authorize the issuance of general obligation bonds and to reduce the existing "Section 4A" economic development sales and use tax from one-half of one percent (1/2 cent) to one-fourth of one percent (1/4 cent) and concurrently adopt a "Section 4B" economic development sales and use tax at the rate of one-fourth of one percent (1/4 cent) for purposes authorized by Section 4B of the Development Corporation Act of 1979. (Pete Gonzalez, Finance)
15. Consideration and action to announce that the City Commission will vote to adopt the fiscal year 2001-2002 budget by resolution on September 26, 2001, and will vote to increase the total tax revenues from properties on the 2001 tax roll by 7.37% by ordinance on September 26<sup>th</sup> and 27<sup>th</sup>, 2001. (Pete Gonzalez, Finance)
16. Consideration and action on FIRST READING of Ordinance Number 2001-856-GG, amending the Code of Ordinances by specifying charges for disposal of solid waste materials; providing for an effective date; providing for severability; and ordaining other provisions relating to the subject matter thereof. (Pete Gonzalez, Finance)
17. Consideration and action on Resolution Number 2001-063, requesting financial assistance from the Texas Water Development Board for constructing various improvements to the City's utility system; authorizing the financial advisors, bond counsel, and engineers to coordinate the submission of the application to the Texas Water Development Board; and dealing with related matters. (John Bruciak, PUB)

18. Consideration and action amending an existing encroachment license, approved by the City Commission on August 10, 2001, to include a ten-year-period guarantee for Sparks Financial Group for an existing gazebo and retaining wall. (Larry Brown, Acting Assistant City Manager)
19. Consideration and action approving a Certificate of Substantial Completion for the Westside Community Network Center. (Larry Brown, Acting Assistant City Manager)
20. Consideration and action on Resolution Number 2001-064, accepting a grant from the Department of Transportation for Taxiway "H" Reconstruction Phase III at the Brownsville/South Padre Island International Airport. (Dan Weber, Aviation)
21. Consideration and action on Resolution Number 2001-065, accepting a grant from the Department of Transportation for Improve Airport Drainage Control Phase III at the Brownsville/South Padre Island International Airport. (Dan Weber, Aviation)

*PURCHASES/BIDS/CONTRACTS:*

22. Consideration and action awarding a contract for Phase I architectural and engineering design services for construction of the Historic Battlefield Transfer Center project. (Norma Zamora, BUS)
23. Consideration and action awarding a contract for landscaping and irrigation improvements on Palm Boulevard. (Deborah Cox, Beautification Committee/Pete Gonzalez, Finance)
24. Consideration and action awarding a contract for seating furniture for the Brownsville Events Center. (Pete Gonzalez, Finance)
25. Consideration and action awarding a contract for group health, life and accidental death and dismemberment insurance for the City of Brownsville. (Pete Gonzalez, Finance)

*DISCUSSION ITEMS:*

26. Discussion regarding streetlights on FM 802 East, Old Port Isabel Road to Coffeepport Road, and Southmost Road. (Commissioner Alice Wilson) (Tabled 8/28)
27. Status report by the Brownsville Public Library Board. (Joe Garcia, Library)
28. Discussion regarding drainage problems at the Brownsville Golf Center. (Robert Lindsay, Golf Center)

*ADJOURNMENT*

Note: The City Commission of the City of Brownsville reserves the right to discuss any items in executive session whenever authorized under the Texas Open Meetings Act, Chapter 551, Title 5 of the Texas Government Code.

Note: The City of Brownsville does not discriminate on the basis of disability in the admission of, access to, treatment of, or employment in its programs, activities, or public meetings. Any individual with a disability in need of an accommodation is encouraged to contact with the ADA Coordinator at 956/548-6058 (voice or Relay TX) by Monday, no later than 5:00 pm, to make proper arrangements.

By: Blanca S. Vela  
Mayor of the City of Brownsville

POSTED this 14th day of September, at \_\_\_\_\_ pm, at the Brownsville City Hall by Sarah M. Reed, City Secretary.

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