

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 Open 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, October 30, 2001, at 4:30 pm, 5:20 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 – 4:30 PM

- a. Discussion pursuant to Section 551.071, Title 5 of the Texas Government Code, regarding pending litigation styled and numbered Trustmark Insurance Company and New York Underwriters, Inc. vs. City of Brownsville, Arbitration No. 70-195-00517-00. (Jim Goza, City Attorney – 5 min)
- b. Discussion pursuant to Section 551.072, Title 5 of the Texas Government Code, regarding the value of real property described as Lots 5, 6, and 7, Block 9, Los Ebanos Addition; Lot 8 and the adjoining west 65-feet of Lot 9, Block A of Ebony Acres; and Lots 3 and 4, Block 9 of Los Ebanos Addition, Brownsville, Cameron County, Texas. (Larry Brown, Acting Assistant City Manager – 15 min)
- c. Discussion pursuant to Section 551.071, Title 5 of the Texas Government Code, regarding contemplated litigation involving the City of Brownsville and the Brownsville Public Utilities Board. (Commissioner Joseph A. Zavaletta, MD – 30 min)

WORKSHOP SESSION – 5:20 PM

- A. Presentation of the Noise Compatibility Plan and Noise Exposure Maps developed under Part 150 Airport Noise Compatibility Planning Study. (Dan Weber, Airport – 15 min)
- B. Discussion regarding the Brownsville Events Center Business Plan. (Larry Brown, Acting Assistant City Manager – 15 min)

REGULAR MEETING– 6:00 PM

PLEDGE OF ALLEGIANCE

INVOCATION

PROCLAMATIONS: Brownsville Tennis Center

PRESENTATIONS: Report on trip to Austin, Texas for West Rail Project, Commissioner Henry Gonzalez

Sgt. Jose M. Lopez monument, Pete Sepulveda, Cameron County

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.

CONSENT AGENDA:

- 1. a. Consideration and action on SECOND and FINAL READING of Ordinance Number 235-2001-064, rezoning from Dwelling/Retail “X” classification to Medium Retail “X” classification, the front 200-feet of the north ½ of Lot 6, Block 1, Manuel Samano Partition, located near Paredes Line Road and FM 511. (Ben Medina, Planning)
- b. Consideration and action on SECOND and FINAL READING of Ordinance Number 235-2001-064-S, allowing a Light Commercial specific use (used car lot) in a General Retail use district, the front

200-feet of the north ½ of Lot 6, Block 1, Manuel Samano Partition, located near Paredes Line Road and FM 511. (Ben Medina, Planning)

- c. Consideration and action on SECOND and FINAL READING of Protested Ordinance Number 235-2001-066, rezoning from Professional Office “A” classification to Medium Commercial “A” classification, 1.98 acres out of Block 49 of El Jardin Subdivision, located near Hackberry Lane and Old Port Isabel Road. (Ben Medina, Planning)
- d. Consideration and action on SECOND and FINAL READING of Ordinance Number 235-2001-067, rezoning from Dwelling “Z” classification to Dwelling “G” classification, 45.27 acres out of Lots 6 and 7, Block 408 of El Jardin Subdivision, located near Florida Road and Browne Avenue. (Ben Medina, Planning)
- e. Consideration and action on SECOND and FINAL READING of Ordinance Number 2001-1383, defining the purpose and use of the Brownsville Television Network. (James Goza, City Attorney)

BOARD AND COMMISSION APPOINTMENTS:

- 2. Consideration and action appointing an alternate to the Building and Standards Commission. (Commissioner Ernesto L. DeLeon) (Tabled 10/23)

PUBLIC HEARINGS:

- 3. Continued public hearing on Ordinance Number 2001-1200.104, annexing certain territory, west of Valley MUD #2, to the City of Brownsville, Cameron County, Texas, and extending the boundary limits of said City so as to include such property within said City limits, and granting to all the inhabitants of such property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of said City.

Consideration and action on FIRST READING of Ordinance Number 2001-1200.104. (Ben Medina, Planning) (Continued from 10/23)

4. Public hearing on Ordinance Number 2001-1200.105, annexing certain territory, in Valley MUD #2, to the City of Brownsville, Cameron County, Texas, and extending the boundary limits of said City so as to include such property within said City limits, and granting to all the inhabitants of such property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of said City.

Consideration and action on FIRST READING of Ordinance Number 2001-1200.105. (Ben Medina, Planning)

5. Public hearing on Ordinance Number 2001-1200.106, annexing certain territory, between Valley MUD #2 and new Carmen Avenue, to the City of Brownsville, Cameron County, Texas, and extending the boundary limits of said City so as to include such property within said City limits, and granting to all the inhabitants of such property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of said City.

Consideration and action on FIRST READING of Ordinance Number 2001-1200.106. (Ben Medina, Planning)

6. Continued public hearing on Annexation Ordinance(s) (all of Brownsville's extraterritorial jurisdiction, minus the areas excluded in the newspaper notice published on September 20, 2001). (Ben Medina, Planning) (Continued from 10/23)

7. Public hearing on Ordinance Number 2001-1200.50, annexing certain territory, in and near National Wildlife Refuge: Bahia Grande tract, to the City of Brownsville, Cameron County, Texas, and extending the boundary limits of said City so as to include such property within said City limits, and granting to all the inhabitants of such property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of said City.

Reconsideration and action on FIRST READING of Ordinance Number 2001-1200.50. (Commissioner Ernie L. Hernandez, Jr.) (Failed 10/16)

8. Public hearing on Ordinance Number 2001-1200.51, annexing certain territory, in Espiritu Santo Grant and Santa Isabel Grant north of National Wildlife Refuge, to the City of Brownsville, Cameron County, Texas, and extending the boundary limits of said City so as to include such property within said City limits, and granting to all the inhabitants of such property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of said City.

Consideration and action on FIRST READING of Ordinance Number 2001-1200.51. (Commissioner Ernie L. Hernandez, Jr.) (Tabled 10/16)

9. Public hearing on Ordinance Number 2001-1200.101, annexing certain territory, in Share 22 of Espiritu Santo Grant near FM 511, to the City of Brownsville, Cameron County, Texas, and extending the boundary limits of said City so as to include such property within said City limits, and granting to all the inhabitants of such property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of said City.

Consideration and action on FIRST READING of Ordinance Number 2001-1200.101. (Commissioner Ernie L. Hernandez, Jr.) (Tabled 10/16)

10. Public hearing on the proposed use of Local Law Enforcement Block Grant Program funds awarded by the United States Department of Justice.

Consideration and action authorizing the spending of Local Law Enforcement Block Grant Program funds on the following proposed items: two SMART units, four marked police sedans, 15 dual antenna K-Band radar systems, and one special response vehicle. (Carlos Garcia, Police)

ACTION ITEMS:

11. Consideration and action authorizing the donation of toll revenues collected at the Veterans International Bridge on November 11, 2001, to the Sgt. Jose M. Lopez monument. (Pete Sepulveda, Cameron County)

12. Consideration and action concerning settlement and resolution of pending litigation styled and numbered Trustmark Insurance Company and New York Underwriters, Inc. vs. City of Brownsville, Arbitration No. 70-195-00517-00. (Jim Goza, City Attorney)
13. Consideration and action setting event rental fees for the Brownsville Events Center. (Larry Brown, Acting Assistant City Manager) (Tabled 10/23)
14. Consideration and action on Resolution Number 2001-078, creating the Brownsville Youth Council. (Commissioner Joseph A. Zavaletta, MD)
15. Consideration and action authorizing the City Manager to submit an application to the U.S. Department of Housing and Urban Development for the designation of an Enterprise Zone for various areas in the City of Brownsville. (Ben Medina, Planning)
16. Consideration and action authorizing the following individuals to incur travel expense:

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Dates</u>
a. Lanny Lambert	City Manager	Austin, Texas	11/1/01
b. Rolando Vasquez	Police	Richardson, Texas	11/4-10/01
c. Daniel G. Herrera	Police	Ottumwa, Iowa	11/5-8/01
d. Pete Gonzalez	Finance	Houston, Texas	11/15-16/01
e. Carlos Ayala	Public Works	Austin, Texas	10/30-11/1/01

17. Consideration and action on a request by the Public Utilities Board to increase the General Service Non-Demand (GSND) electrical rate by 5%, effective November 1, 2001. (John Bruciak, PUB)
18. Consideration and action on FIRST READING of Ordinance Number 2001-983-X, repealing or amending Ordinance Number 1999-983-T, which amends Chapter 34 of the Code of Ordinances entitled "Utilities" and which provides for electric service rates and charges and conditions of services, by amending Section 34-84 relating to the authority of the Public Utilities Board to contract with certain electric customers, providing a severability clause and an effective date. (Commissioner Henry Gonzalez)

19. Consideration and action on FIRST READING of Ordinance Number 2001-1381, authorizing interest rate hedge and insurance agreements; providing for payments by a subordinate lien on and pledge of the pledged revenues of the City's utilities systems; providing for a effective date; and dealing with related matters. (John Bruciak, PUB) (Tabled 9/25)

PURCHASES/BIDS/CONTRACTS:

20. Consideration and action awarding a contract for Phase I architectural and engineering design services for the Historic Battlefield Transfer Center (rest station) Project. (Norma Zamora, BUS)
21. Consideration and action awarding a contract for the purchase of one used nine-wheel articulating pneumatic roller to be used by the Public Works Department. (Jorge Santillan, Purchasing)
22. Consideration and action on Change Order Number 2 to the contract with Foremost Paving, Inc. for construction of the Cargo Ramp Expansion Project. (Dan Weber, Airport)

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 26th day of October, at _____ pm, at the Brownsville City Hall
by Sarah M. Reed, City Secretary.