

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, December 18, 2001, at 3:30 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 – 3:30 PM**

- a. 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)
- b. Discussion pursuant to Section 551.071, Title 5 of the Texas Government Code, regarding contemplated litigation involving subcontractors for the Brownsville Golf Center project. (Jim Goza, City Attorney – 15 min)
- c. Discussion pursuant to Section 551.071, Title 5 of the Texas Government Code, regarding contemplated administrative procedures involving the City of Brownsville and the Police and Fire Departments. (Jim Goza, – 15 min)
- d. Discussion pursuant to Section 551.072, Title 5 of the Texas Government Code, regarding the value of real property being described as a 17.42-acre tract, a 14.12-acre tract, and a 10.02-acre tract all out of a 431.96-acre tract of land located adjacent to Share 19 of the Espiritu Santo Grant, Brownsville, Cameron County, Texas. (Michele Sanchez, Special Counsel - 15 min)

## **WORKSHOP SESSION –4:45 PM**

- A. Presentation and discussion of the Brownsville “welcome” sign by the Leadership Brownsville Class 15 and the Brownsville Beautification Committee. (Carlos Ayala, Public Works – 20 min)
- B. Discussion with the Ethics Advisory Commission regarding changes to the Ethics Code. (Commissioner Joseph A. Zavaletta, MD – 45 min)

## **REGULAR MEETING– 6:00 PM**

### *PLEDGE OF ALLEGIANCE*

### *INVOCATION*

*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 2001-318-EE, amending Section 35-23 of the Brownsville Code of Ordinances to permit political advertising matter on taxicabs. (Commissioner Joseph A. Zavaletta)
- b. Consideration and action on SECOND and FINAL READING of Ordinance Number 2001-318-FF, amending Section 35-43.1 of the Brownsville Code of Ordinances to allow a 60-day period for the completion of the Orientation Class required for receipt of a City Chauffeur’s License. (Commissioner Henry Gonzalez)
- c. Consideration and action on SECOND and FINAL READING of Ordinance Number 2001-235.53, amending the text of the City Zoning Ordinance by repealing the “O11” overlay district’s sunset clause; merging class A and L permits under certain circumstances; and dealing with related matters including \$2000 penalties. (Ben Medina, Planning)

- d. Consideration and action on SECOND and FINAL READING of Ordinance 235-2001-915, renewing and extending an “O11” overlay district for part of an area with the following clockwise boundaries: extended International Boulevard; extended Gateway International Bridge; Rio Grande; extension of East St. Francis Street; IBWC main levee; extended West 2<sup>nd</sup> Street; extended Jackson Street; extended East 5<sup>th</sup> Street; south, west and east boundaries of Los Ebanos Addition; Ebony Avenue; Paredes Line Road; extended East 8<sup>th</sup> Street; and East Harrison Street; and dealing with related matters including \$2000 penalties. (Ben Medina, Planning)
  
- e. Consideration and action on SECOND and FINAL READING of Ordinance Number 235-2001-072-S, allowing an Apartment specific use (apartments) in a Dwelling use district for Lot 1 of Block 1 of Laredo Subdivision, located near Laredo Road and FM 802. (Ben Medina, Planning)
  
- f. Consideration and action on SECOND and FINAL READING of Ordinance Number 235-2001-076, rezoning from Dwelling “A” classification to Apartment “F” classification, 1.77 acres out of Paredes Partition of Share 19 of the Espiritu Santo Grant, located near Old Port Isabel Road and Rosalee Avenue. (Ben Medina, Planning)
  
- g. Consideration and action on SECOND and FINAL READING of Ordinance Number 235-2001-077, rezoning from Dwelling “Z” classification to General Retail (Fourth Commercial) “Z” classification, 5.72 acres out of Lot 35 of Paredes Partition of Share 19 of Espiritu Santo Grant, located near FM 511 and FM 3248. (Ben Medina, Planning)
  
- h. Consideration and action on SECOND and FINAL READING of Ordinance Number 235-2001-077-S, allowing a Medium Commercial specific use (freight terminal) in a General Retail use district for 5.72 acres out of Lot 35 of Paredes Partition of Share 19 of Espiritu Santo Grant, located near FM 511 and FM 3248. (Ben Medina, Planning)
  
- i. Consideration and action on SECOND and FINAL READING of Ordinance Number 235-2001-078, rezoning from Apartment/Office

“F” classification to Medium Retail (Third Commercial) classification, Lot 9 of Block A of Ebony Acres, located near Boca Chica Boulevard and Palm Boulevard. (Ben Medina, Planning)

j. Consideration and action on SECOND AND FINAL 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. (Mayor Blanca S. Vela)

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

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Dates</u>
a. Ben Medina	Planning	Austin, Texas	12/19-21/01
b. Abraham Delgado	Police	Dallas, Texas	1/26-31/02
David DeLeon	Police	Dallas, Texas	1/26-31/02
Joe Barrios	Police	Dallas, Texas	1/26-31/02
Rene Cruz	Police	Dallas, Texas	1/26-31/02
Luis Gomez	Police	Dallas, Texas	1/26-31/02
Rey Ordonez	Police	Dallas, Texas	1/26-31/01
c. Norma Zamora	BUS	Dallas, Texas	1/3-4/02
d. Lanny Lambert	City Manager	Austin, Texas	12/4-6/01

*BOARD AND COMMISSION APPOINTMENTS:*

2. Consideration and action appointing or re-appointing three members to the Airport Advisory Board. (Dan Weber, Airport)
3. Consideration and action appointing a member of the City Commission to serve on the Airport Advisory Board. (Mayor Blanca S. Vela)
4. Consideration and action appointing or re-appointing a member to the Brownsville Convention & Visitors Bureau Board of Directors. (Mayor Blanca S. Vela)

5. Consideration and action appointing a member of the City Commission to serve as an ex-officio member on the Board of Directors of the Brownsville Convention & Visitors Bureau. (Mayor Blanca S. Vela)
6. Consideration and action appointing a member of the City Commission to serve on the Heritage Council Nominating Committee. (Mayor Blanca S. Vela)
7. Consideration and action appointing or reappointing a member to the Greater Brownsville Incentives Corporation. (Mayor Blanca S. Vela)
8. Consideration and action appointing or reappointing three members to the Public Library Board. (Commissioner Henry Gonzalez)
9. Consideration and action appointing a member of the City Commission to serve on the Board of Directors of the Stillman House Trust. (Robert Vezzetti, Stillman House Trust)
10. Consideration and action appointing seven members to a 4B corporation. (Commissioner John Wood) (Tabled 12/11)

*PUBLIC HEARINGS:*

11. Public hearing on Ordinance Number 2002-1100.32, readopting the Heritage Plan and dealing with related matters including \$2000 penalties.

Consideration and action on FIRST READING of Ordinance Number 2002-1100.32. (Ben Medina, Planning)

*ACTION ITEMS:*

12. Consideration and action on FIRST READING of Ordinance Number 2001-1373-A, amending Section 12 ¼ -12 to allow employees of the City Brownsville to bid and enter into maintenance contracts with the City of Brownsville. (Commissioner Henry Gonzalez) (Tabled 12/11)

13. Consideration and action on Resolution Number 2001-089, relating to street assessments approved by Ordinance Number 1998-1328, and declaring and accepting the completion of sidewalk improvements made along portions of the following streets located in or near the downtown area: International Boulevard, East Washington, Adams, Levee, 8<sup>th</sup>, 9<sup>th</sup>, 10<sup>th</sup>, 11<sup>th</sup>, 12<sup>th</sup>, 13<sup>th</sup> and 14<sup>th</sup> Streets. (Larry Brown, Acting Assistant City Manager)
14. Consideration and action on Resolution Number 2001-088, authorizing negotiation of an Interlocal Cooperation Act agreement swapping extraterritorial jurisdiction with Harlingen and/or San Benito, and dealing with related matters. (Jim Goza, City Attorney)
15. Consideration and action approving a Retention Policy for the Brownsville Police Department. (Lanny Lambert, City Manager)
16. Consideration and action to rename the Brownsville Events Center. (Commissioner Ernesto L. DeLeon)
17. Consideration and action approving the Noise Exposure Maps and Noise Compatibility Plan developed under the Part 150 Airport Noise Compatibility Planning Study. (Dan Weber, Aviation)
18. Consideration and action acknowledging the financial statements and cash investments report for the City of Brownsville for the fiscal year ending September 30, 2001. (Pete Gonzalez, Finance)
19. Consideration and action authorizing the City Manager to execute an encroachment license with Francisco Ochoa (dba Taco Palenque del Valle) for additional parking area next to Lots 9, 10, 11, & 12, Block 21, located in Los Ebanos Properties. (Ernesto Hinojosa, Engineering)
20. Consideration and action authorizing the City Manager to accept a Domestic Preparedness Equipment Grant from the Texas Engineering Extension Service to supplement hazardous material response, ordinance disposal, personnel protection and communications. (Carlos Garcia, Police)

21. Consideration and action approving a Certificate of Substantial Completion for the Dean Porter Park parking area. (Lanny Lambert, City Manager)

*PURCHASES/BIDS/CONTRACTS:*

22. Consideration and action on Change Order Number 1 to the contract with Zimmerman Construction Company, Inc. for construction of concession stand and restroom projects at Oliviera and Gonzalez parks. (Carlos Ayala, Public Works) (Tabled 12/11)
23. Consideration and action requesting work from PUB for water meters at the Texas Trail of Trees Park. (Carlos Ayala, Public Works)
24. Consideration and action accepting as complete and authorizing final payment to Jimmy Closner & Sons Construction Company, Inc. for the Texas Trail of Trees Parkway. (Carlos Ayala, Public Works)
25. Consideration and action authorizing the solicitation of statements of interest and qualifications for professional services in preparing and submitting a new Passenger Facility Charge application and related airport financial planning services. (Dan Weber, Airport)
26. Consideration and action authorizing the solicitation of statements of interest and qualifications for the selection of professional advertising services for the airport. (Dan Weber, Airport)
27. Consideration and action authorizing the City Manager to execute all documents of conveyance for the purchase of a 3.01-acre tract, a 1.93-acre tract and a 2.93-acre tract of land all out of Block 206, El Jardin Subdivision, Brownsville, Cameron County, Texas. (Jim Goza, City Attorney)
28. Consideration and action awarding a contract for security services at various City facilities. (Jorge Santillan, Purchasing) (Tabled 12/11)
29. Consideration and action awarding a contract for vacant lot mowing services for the Environmental Services Department. (Jorge Santillan, Purchasing/Joe Hinojosa, Environmental Services) (Tabled 12/11)

30. Consideration and action awarding a contract for the purchase of reflective sheeting for use by the Traffic Department. (Jorge Santillan, Purchasing/Ernesto Hinojosa, Engineering)
31. Consideration and action awarding a term contract for linen services for the Fire Department. (Jorge Santillan, Purchasing/Lenny Perez, Fire)
32. Consideration and action authorizing the City Manager to negotiate and execute a contract for the US Fish and Wildlife Service Garden Park Storm Water improvement project. (Ben Medina, Planning)
33. Consideration and action rescinding a lease amendment dated May 16, 2000, with the Historic Brownsville Museum for Lots 10, 11, and 12 of Block 127, Original Townsite, City of Brownsville, Cameron County, Texas. (Mayor Blanca S. Vela)

*DISCUSSION ITEMS:*

34. Discussion regarding the Parks and Recreation Division of the Public Works Department. (Lanny Lambert, City Manager)

*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 14<sup>th</sup> day of December, at \_\_\_\_\_ pm, at the Brownsville City Hall  
by Sarah M. Reed, City Secretary.

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