

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

Sally Miniel Arroyo, At-large Commissioner "A"
Ricardo Longoria, Jr., District Commissioner 1
Carlos A. Cisneros, District Commissioner 3

Joseph A. Zavaletta, M.D., At-large Commissioner "B"
David A. Betancourt, District Commissioner 2
Ernesto L. De Leon, District Commissioner 4

Eddie Treviño, Jr., Mayor

**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 the City Commission of the City of Brownsville, Texas, in accordance with Article V, Section 12, of the Charter of said City, will convene a **Workshop and Regular Meeting**, on **Tuesday, December 07, 2004, at 5:45 P.M.**, and **6:00 P.M.** in the Commission Chambers, on the Second Floor of the Brownsville City Hall – Federal Building, located at 1001 East Elizabeth Street, Brownsville, Cameron County, Texas, 78520.

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WORKSHOP: 5:45 P.M.

- a) Discussion and presentation of the Brownsville Community Improvement Corporation (BCIC) Sports Park Master Plan and Phase I Design. (Dr. Delina Barrera – BCIC Director – 15 min.)

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REGULAR MEETING: 6:00 P.M.

PLEDGE OF ALLEGIANCE: *UNITED STATES PLEDGE * TEXAS PLEDGE*

INVOCATION:

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PROCLAMATION:

UTB/TSC Center for Civic Engagement
(BANSÁ BÍSD AND HOPE)
(Mayor Eddie Treviño, Jr.)

Daniel Villegas
(Commissioner Joseph A. Zavaletta)
(Commissioner Ernesto L. De Leon)

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1. PRESENTATION:

City Video Project
(Mayor Eddie Treviño, Jr.)

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2. CONSENT AGENDA ITEMS:

All consent Agenda Items listed are considered to be routine by the City Commission and will be approved by one motion. There will be no separate discussion of these items unless a City Commissioner so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

ITEM No. "a" through "m"

- a) Approval of the Minutes of the Regular Meeting of November 16, 2004.
- b) Authorization for the following individuals to incur travel expense:

Employee	Department	Destination	Dates
Raul Rodriguez	BUS	Schaumburg, ILL	Jan. 23 – 29, 2005
Inelda T. Garcia	City Secretary	Austin, TX	Jan. 19 – 21, 2005
Liza M. Vega	City Secretary	Austin, TX	Jan. 19 – 21, 2005
Griselda R. Ramos	City Secretary	Austin, TX	Jan. 19 – 21, 2005
Adrian Mascorro	Police	San Antonio, TX	Nov. 29 – Dec. 1, 2004
Jesus Pinales	Police	Austin, TX	Dec. 06 – 08, 2004
Andres Treviño	Police	Austin, TX	Dec. 06 – 08, 2004
David De Leon	Police	San Marcos, TX	Dec. 14 – 17, 2004

- c) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2004-064** to rezone, from Light Commercial "W" classification to Apartment "G" classification, 16.743 acres out of Blocks 31 and 32 of Rincon Subdivision, near Old Alice Road and FM 511. (Ben Medina, Jr. – Planning)
- d) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2004-065** to rezone, from Dwelling "Z", "G" and Light Commercial "W", "G" to Dwelling "G" classification, 173.615 acres part of Block 32 of all of Blocks 33 and 34 of Rincon Subdivision, near Old Alice Road and FM 511. (Ben Medina, Jr. – Planning)
- e) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2004-066** to rezone, from Light Commercial "W" classification to General Retail "G" classification, 10.285 acres out of Blocks 31 and 32 of Rincon Subdivision, near Old Alice Road and FM 511. (Ben Medina, Jr. – Planning)
- f) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2004-073** to rezone, from Light Retail "X" classification to Dwelling "Z" classification, 7.231 acres out of Lot 4 of Blocks 114 and 115 of El Jardin Re-subdivision in Share 29 of Espiritu Santo Grant, near Charmaine Road and FM 511. (Ben Medina, Jr. – Planning)

- g) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2004-080** to rezone, from Light Retail “Y” and “X” classification to Dwelling “Z” classification, .937 acres out of Lots 2 and 1-A of Block 114 of El Jardin Re-subdivision Share 29 of Espiritu Santo Grant, near Charmaine Road and FM 511. (Ben Medina, Jr. – Planning)
- h) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2004-081** to rezone, from “Y” Area District to “Z” Area District classification, 0.773 acres out of Lot 2 of Block 114 and Lot 3 of Block 115 of El Jardin Re-subdivision in Share 29 of Espiritu Santo Grant, near Charmaine Road and FM 511. (Ben Medina, Jr. – Planning)
- i) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2004-090** to rezone, from “X” Area District to “Y” Area District classification, the North 3.62 acres out of Blocks 114 and 115 in Share 29 of Espiritu Santo Grant, near Charmaine Road and FM 511. (Ben Medina, Jr. – Planning)
- j) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2004-094** to rezone, from “X” Area District to “Z” Area District classification, the South 3.62 acres out of Blocks 114 and 115 in Share 29 of Espiritu Santo Grant, Near Charmaine Road and FM 511. (Ben Medina, Jr. – Planning)
- k) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2004-095** to rezone, from Light Retail “V” and Dwelling “Z” classification with O31 and O51 overlay Districts to General Retail “G” classification with O31 and O51 overlay Districts, 36.427 acres out of Blocks 3, 4, 17, and 18 of Rincon Subdivision, near FM 511 and Old Alice Road. (Ben Medina, Jr. – Planning)
- l) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2004-096** to rezone, from “Z” Area District to “G” Area District classification, 91.461 acres out of Blocks 4, 5, 6, 18, 19 and 20 of Rincon Subdivision, near FM 511 and Old Alice Road. (Ben Medina, Jr. – Planning)
- m) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2004-1430** to authorize the City of Brownsville to freeze property taxes for homeowners who are either disabled or 65 years of age or older. (Pete Gonzalez – Finance)

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BOARDS AND COMMISSION APPOINTMENTS:

3. Consideration and **ACTION** to appoint or reappoint one (1) member to the Greater Brownsville Incentives Corporation (GBIC). (Ben Medina, Jr. – Planning)
4. Consideration and **ACTION** to appoint or reappoint three (3) members to the Brownsville Community Improvement Corporation (BCIC). (Dr. Delina Barrera – BCIC Director)
5. Consideration and **ACTION** to appoint or reappoint two (2) members to the Brownsville Public Library Board. (Noemi Garza – Library Director)
6. Consideration and **ACTION** to appoint one (1) member to the Brownsville Public Utilities Board (BPUB). (Mayor Eddie Treviño, Jr.)

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PUBLIC HEARINGS:

7. Public Hearing and **ACTION** to authorize the issuance of a new taxi cab permit to Mr. Ricardo Reyes on a 1995 GMC Van which will be operating for the Red Top Taxi Cab Company. (Chief Carlos L. Garcia – Police)
8. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2004-1431** to abandon and close a portion of a 20-foot drainage easement located in Lot 34, Block 6, Villa los Pinos, Section III. (Carlos Lastra, P.E. – Engineering)
9. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2004-235.63** to amend the text of the City Zoning Ordinance by modifying the list of wet-restaurant streets to include the western side of Paredes Line Road, from Tony’s Road to Greenwood Drive, and dealing with related matters including \$2000 penalties. (Ben Medina – Planning)
10. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2004-067** to rezone, from “Y” Area District to “G” Area District, the southernmost 50.5 acres out of 120.43 acres out of Share 12 of Espiritu Santo Grant, near Naranjo Road and FM 511. (Ben Medina – Planning)
11. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2004-079** to rezone, from “Z” Area District to “F” Area District classification, the southernmost 38.00 acres out of 117.899 Acre Tract of Land of Share 12 of Espiritu Santo Grant, near FM 511, an old tract of land out of Share 12 of Espiritu Santo Grant, near FM 511 and Old Alice Road. (Ben Medina – Planning)

12. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2004-097** to rezone, from “G” and “Z” Area District to “J” Area District, 3.437 acres out of Lots 1 thru 5 of Block N of Brownsville Land and Improvement Company Subdivision in Share 22 of Espiritu Santo Grant, near Expressway 77/83 Morrison Road. (Ben Medina – Planning)
13. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2004-098** to rezone, from Medium Retail “X” classification with O51 overlay to Apartment “G” classification with O51 overlay, 3.16 acres out of Lots 2 and 3 of Block 115 of El Jardin Re-Subdivision in Share 29 of Espiritu Santo Grant, near Charmaine Road and FM 511. (Ben Medina, Jr. – Planning)
14. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2004-099-S** to allow a Light Commercial specific use (used car lot) in a General Retail use District, for Lot 12 of Block 1 of Military South Subdivision Phase I, near US 281 and Olivia Lane. (Ben Medina, Jr. – Planning)
15. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2004-100-S** to allow an Apartment specific use (condominiums) in a Dwelling use District, for Lot 7 of Block 1 of Amira Diamondpoint Subdivision, near McAllen and Gilson Road. (Ben Medina, Jr. – Planning)

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ACTION ITEMS:

16. Consideration and **ACTION** to approve the Brownsville Community Improvement Corporation (BCIC) Sports Park Master Plan and Phase I Design. (Dr. Delina Barrera – BCIC Director)
17. Consideration and **ACTION** on **Resolution Number 2004-058** to ratify the acceptance of Amendment Number 1 to the Federal Aviation Administration (FAA) Airport Improvement Program (AIP) Project Number 3-48-0031-24-2003. (Larry A. Brown – Airport)
18. Consideration and **ACTION** on **Resolution Number 2004-059** to ratify the acceptance of Amendment Number 1 to the Federal Aviation Administration (FAA) Airport Improvement Program (AIP) Project Number 3-48-0031-26-2004. (Larry A. Brown – Airport)
19. Consideration and **ACTION** on **Resolution Number 2004-060** to rename Oasis Drive to Michaelwood Drive in Parkview Subdivision, Phase III, Section II. (Carlos Lastra, P.E. – Engineering)
20. Consideration and **ACTION** on **Resolution Number 2004-061** to authorize the resale of property, which was foreclosed upon failure to pay ad valorem taxes and miscellaneous liens, for the minimum opening bid amount listed. (Charlie Cabler – City Manager)

21. Consideration and **ACTION** on **FIRST READING** of **Ordinance Number 2004-1416** to enact a new Municipal Code Book for the City of Brownsville, Texas. (James Goza – City Attorney) (Tabled 04/06/2004)

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PURCHASES/BIDS/CONTRACTS:

- 22. Consideration and **ACTION** to accept the 2002 C.I.P. Street and Drainage Contract Two (2) Project and to release retainage and final payment to R and R Paving, Incorporated for \$144,299.29. (Carlos Lastra, P.E. – Engineering)
- 23. Consideration and **ACTION** to award a contract for the purchase of one (1) new Airport Runway Sweeper for the Brownsville/South Padre Island International Airport. (Paul J. Calapa – Purchasing)
- 24. Consideration and **ACTION** to award a contract for the purchase of one (1) small utility vehicle for the Safety and Risk Department. (Paul J. Calapa – Purchasing)
- 25. Consideration and **ACTION** to award a contract for the purchase and installation of a Network Clock/GPS Master Clock for the Brownsville Police Administration Building. (Paul J. Calapa – Purchasing)
- 26. Consideration and **ACTION** to award a contract for the purchase and installation of a Public Safety Information System for the Brownsville Police Department. (Paul J. Calapa – Purchasing)

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PUBLIC COMMENT PERIOD: ***PLEASE NOTE:***

- ANY PERSON WITH BUSINESS BEFORE THE COMMISSION, NOT SCHEDULED ON THE AGENDA AS A **PUBLIC HEARING**, MAY SPEAK TO THE COMMISSION.
- “PUBLIC COMMENT FORMS” ARE LOCATED ON THE SECOND FLOOR AT THE ENTRANCE OF THE COMMISSION CHAMBERS.
- “PUBLIC COMMENT FORMS” MUST BE FILLED OUT AND PRESENTED TO THE CITY SECRETARY/STAFF FIFTEEN (15) MINUTES PRIOR TO THE MEETING.
- THERE IS A THREE (3)-MINUTE TIME LIMIT PER SPEAKER.
- THE SPEAKER MUST IDENTIFY BY NAME BEFORE SPEAKING.
- NO FORMAL ACTION CAN BE TAKEN.

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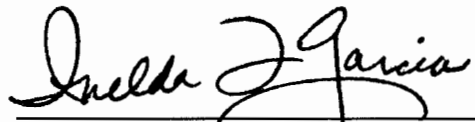
ADJOURNMENT:

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 the ADA Coordinator at 956/548-6037 (voice or Relay TX) by Monday, no later than 5:00 P.M., to make proper arrangements.

By: Eddie Treviño, Jr.
Mayor of the City of Brownsville

I certify that a copy of the December 07, 2004, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on December 03, 2004. I further certify that the Agenda was posted on the City's website and can be downloaded by accessing: www.cob.us/agendas.asp.



Inelda T. Garcia, City Secretary

I certify that the attached notice and Agenda of items to be considered by the City Commission were removed by me from the New City Hall bulletin areas on the _____ day of _____, 2004.

Name/Title