

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

Ernie L. Hernandez, Jr., At-large Commissioner "B"
David A. Betancourt, District Commissioner 2
Edward C. Camarillo, 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 **an Executive Session and a Regular Meeting, on Tuesday, August 16, 2005, at 4:45 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.

EXECUTIVE SESSION: 4:45 P.M.

- A) Discussion pursuant to Section 551.072, of the Texas Government Code, regarding the value of real property. (Peter L. Goodman – Heritage) (Ben Medina – Planning – 30 min.)

- B) Attorney Consultation pursuant to Section 551.071, of the Texas Government Code, regarding Collective Bargaining Agreement between City of Brownsville, Brownsville Police Officers Union, and the Fire Fighters Union. (Ric Navarro – Attorney – 30 min.)

REGULAR MEETING: 6:00 P.M.

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

INVOCATION:

1. PRESENTATION:

*City of Brownsville
(Down payment Assistance Program)
(Ben Medina, Jr. – Planning)*

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 "b"

- a) Approval of the Minutes of the Special Meeting of August 9, 2005 and Minutes of the Special Meeting of August 10, 2005.
- b) Authorization for the following individuals to incur travel expense:

| <u>Employee</u> | <u>Department</u> | <u>Destination</u> | <u>Date</u> |
|-----------------------|-------------------|--------------------|---------------------|
| Jennifer Hogancamp | Aviation | Dulles, VA | Aug. 28 – 30, 2005 |
| Delina Barrera | BCIC | Los Angeles, CA | Aug. 18 – 25, 2005 |
| Santiago Navarro | Bldg. Inspections | Dallas, TX | Aug. 22 – 24, 2005 |
| Jose Luis Espericueta | BUS | San Antonio, TX | Sept. 06 – 09, 2005 |
| Rafael Monciviaz | Fire | Alexandria, VA | Aug. 28 – 30, 2005 |
| Skip Keller | Parks | Beaumont, TX | Sept. 23 – 27, 2005 |
| Chris Patterson | Parks | Beaumont, TX | Sept. 23 – 27, 2005 |
| Ray Arellano | Parks | Beaumont, TX | Sept. 23 – 27, 2005 |
| Jesus Arias | Police | Corpus Christi, TX | Aug. 24 – 26, 2005 |
| Javier Ortega | Police | Corpus Christi, TX | Aug. 24 – 26, 2005 |
| Paul J. Calapa | Purchasing | Dallas, TX | Sept. 25 – 29, 2005 |
| Ivan D. Welker | Purchasing | Dallas, TX | Sept. 25 – 29, 2005 |

BOARDS AND COMMISSIONS APPOINTMENTS:

- 3. Consideration and **ACTION** to appoint or reappoint four (4) members and four (4) alternates to the Board of Adjustments. (Santiago Navarro – Building Inspections) [TABLED 08/02/2005]
- 4. Consideration and **ACTION** to appoint one (1) member to the Brownsville Public Utilities Board. (Mayor Eddie Treviño, Jr.)

PUBLIC HEARINGS:

- 5. Public Hearing and **ACTION** on **FIRST READING** on **PROTESTED Ordinance 235-2005-031** to rezone, from “Z” Area District classification to “F” Area District classification, for 33.395 acres out of Share 15 of Espiritu Santo Grant, near Alton Gloor Boulevard and Tandy Road. (Ben Medina, Jr. – Planning)

6. Public Hearing and **ACTION** on **FIRST READING** on **PROTESTED Ordinance 235-2005-032** to rezone, from “Z” Area District classification to “F” Area District classification, for 26.76 acres out of Shares 12 and 15 of Espiritu Santo Grant, near Alton Gloor Boulevard and Tandy Road. (Ben Medina, Jr. – Planning)
7. Public Hearing and **ACTION** on **FIRST READING** on **PROTESTED Ordinance 235-2005-034** to rezone, from “Z” Area District classification to “F” Area District classification, for 25.00 acres out of Share 15 of Espiritu Santo Grant, near Alton Gloor Boulevard and Tandy Road. (Ben Medina, Jr. – Planning)
8. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2005-1427-B** to adopt the Final Project Plan and Reinvestment Zone Financing Plan for the Tax Increment Reinvestment Zone Number 2 (TIRZ 2). (Ben Medina – Planning) [TABLED 06/21/2005]
9. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance 235-2005-026** to rezone, from “Z” Area District classification to “F” Area District classification, for Block 9 of Olmito Tract Number 1 of Shares 12 and 15 of Espiritu Santo Grant, near Lomax Road and FM 803. (Ben Medina, Jr. – Planning)
10. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance 235-2005-039** to rezone, from Dwelling “Z” classification to Medium Retail “G” classification, for Lots 4 thru 6 and Lot 7 of Block 104 of Olmito Original Townsite, located 7575 North Expressway 77/83. (Ben Medina, Jr. – Planning)
11. Public Hearing and **ACTION** to approve a substantial amendment to the City’s One-Year Action Plan of the 30th Year HUD Entitlement Grants Fiscal Year 2004-2005. (Ben Medina, Jr. – Planning)
12. Public Hearing and **ACTION** on **Resolution Number 2005-027** to authorize the application to the Texas Parks and Wildlife Department Recreation Grants Branch Outdoor Recreation Grant Program. (Dr. Delina Barrera – BCIC Executive Director)
13. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance 2005-1070-D** to amend Chapter 50-66 of the City of Brownsville, Code of Ordinances; and adopt the 2003 Edition of the International Fire Code. (Chief Leonardo L. Perez – Fire)

14. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance 2005-667-F** to amend Chapter 18, Article VIII, Section 18-656 of the City of Brownsville, Code of Ordinances; and adopt the 2003 Edition of the International Plumbing Code. (Santiago Navarro – Building Inspections)
15. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance 2005-723-G** to amend Chapter 18, Section 18-116 of the City of Brownsville, Code of Ordinances; and adopt the 2003 Edition of the International Building and Residential Code. (Santiago Navarro – Building Inspections)
16. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance 2005-806-I** to amend Chapter 18, Article IX, Section 18-686 of the City of Brownsville, Code of Ordinance; and adopt 2003 Edition of the International Gas Code. (Santiago Navarro – Building Inspections)
17. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance 2005-1037-D** to amend Chapter 18, Article VI, Division 2, Section 18-301 of the City of Brownsville, Code of Ordinances; and adopt the 2005 Edition of the National Electric Code. (Santiago Navarro – Building Inspections)
18. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance 2005-1189-C** to amend Chapter 18, Article VII, Section 18-626 of the City of Brownsville, Code of Ordinances; and adopt the 2003 Edition of the International Mechanical Code. (Santiago Navarro – Building Inspections)

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ACTION ITEMS:

19. Consideration and **ACTION** to acknowledge the 2005 Third (3rd) Quarterly Report for the Veteran’s International Bridge System at Los Tomates. (Pete Sepulveda – Transportation)
20. Consideration and **ACTION** to authorize two (2) public hearings to be held on August 30 and September 06, 2005 to consider a property tax increase for tax year 2005 or Fiscal Year 2006. (Pete Gonzalez – Finance)
21. Consideration and **ACTION** to approve **Ordinance Number 2005-1441** to authorize the issuance, sale and delivery of “City of Brownsville, Texas, General Obligation Refunding Bonds, Series 2005”; to secure the payment thereof to authorize the levy of an annual ad valorem tax; to approve and authorize the execution of all instruments and procedures related thereto including a paying agent/registrar agreement, a bond purchasing agreement, and escrow agreement and an official statement; and delegating to the Mayor, City Manager, and the Finance Director the authority to approve all final terms of the bonds and to select the outstanding bonds to be refunded with proceeds of the bonds. (Pete Gonzalez – Finance)

- 22. Consideration and **ACTION** to accept the South Texas Auto Theft Enforcement Task Force Equipment Supplemental Grant Award, in the amount of \$19,668. (Chief Carlos L. Garcia – Police)
- 23. Consideration and **ACTION** on **Resolution Number 2005-026** to authorize the City Manager to accept a Grant Award, in the amount of \$900,000 from the Texas Automobile Theft Prevention Authority for the project South Texas Auto Theft Enforcement Task Force. (Chief Carlos L. Garcia – Police)

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PURCHASES/BIDS/CONTRACTS:

- 24. Consideration and **ACTION** to execute an Interlocal Agreement regarding a Mutual Aid (Motor Vehicle Theft) Law Enforcement Task Force between the City of Brownsville, Texas, the Cameron County Tax Assessors Office, and the City of McAllen. (Chief Carlos L. Garcia – Police)
- 25. Consideration and **ACTION** to award a term contract for Landscape Design and Landscape Consulting Services for the Brownsville Beautification Committee. (Paul Calapa – Purchasing)
- 26. Consideration and **ACTION** to award a contract for the purchase of three (3) 15 passenger vans for the Brownsville Urban System. (Paul Calapa – Purchasing)
- 27. Consideration and **ACTION** to award a contract for the 30th Year Community Development Block Grant (CDBG) Projects – Street & Drainage Improvements for La Posada Drive. (Paul Calapa – Purchasing)
- 28. Consideration and **ACTION** to award a contract for the purchase of one (1) New 2006 Model, Type 1, Frazer Ambulance for the Brownsville Fire Department. (Paul Calapa – Purchasing)
- 29. Consideration and **ACTION** to award a contract for the purchase of one (1) New 2006 Model, 4X4, Full Size SUV for the Brownsville Fire Department. (Paul Calapa – Purchasing)
- 30. Consideration and **ACTION** to award a contract for the purchase of vehicles for the Brownsville Police Department. (Paul Calapa – Purchasing)
- 31. Consideration and **ACTION** to award a contract for the construction of the Veterans Memorial Park. (Paul 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 August 16, 2005, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on August 12, 2005. I further certify that the Agenda was posted on the City’s website and can be downloaded by accessing: www.cob.us/agendas.asp.



Estela Von Hatten, Interim 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 City Hall bulletin areas on the _____ day of _____, 2005.

Name/Title