

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"
Charlie Atkinson, 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, Workshop and Regular Meeting**, on **Tuesday, June 20, 2006, at 4:40 P.M., 5:30 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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EXECUTIVE SESSIONS: 4:40 P.M.

- A) Discussion pursuant to Section 551.087, of the Texas Government Code, regarding economic development negotiations. (Jim Goza – City Attorney – 10 min.)
- B) Discussion pursuant to Section 551.072, of the Texas Government Code, regarding acquisition of real property. (Jim Goza – City Attorney – 10 min.)
- C) Discussion pursuant to Section 551.071, of the Texas Government Code, regarding anticipated litigation. (Jim Goza – City Attorney – 20 min.)
- D) Discussion pursuant to Section 551.072, of the Texas Government Code, regarding real property. (Jim Goza – City Attorney – 10 min.)

WORKSHOP: 5:30 P.M.

- a) Discussion regarding the Flood Mitigation Assistance (FMA) Program Flood Mitigation Plan as the Planning and Guidance Document for flood mitigation within the City in accordance with the requirements of the Federal Emergency Management Agency (FEMA). (Ben Medina, Jr. – Planning – 15 min.)

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*****15 MINUTE BREAK*****

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REGULAR MEETING: 6:00 P.M.

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

INVOCATION:

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- 1. **PROCLAMATIONS:**
 - Junior Tennis Champs*
(Mayor Eddie Treviño, Jr.)
 - Nidharshan Anandasivam*
(Mayor Eddie Treviño, Jr.)
 - Al Senteno*
(Mayor Eddie Treviño, Jr.)
 - B. Wadhwani “Wani”*
(Commissioner Charlie Atkinson)
 - Mrs. Felipa M. Rodriguez*
(Commissioner Sally M. Arroyo)
 - CDCB Youthbuild*
(Commissioner Sally M. Arroyo)

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.

ITEMS No. “a” through “h”

- a) Approval of the Minutes of the Regular Meeting of June 6, 2006.

- b) Authorization for the following individuals to incur travel expense:

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Date</u>
Josue Ramirez	Health	San Antonio, TX	July 25 – 28, 2006
John Wells	Health	San Antonio, TX	July 25 – 28, 2006
Skip Keller	Parks	Dallas, TX	June 28 – 30, 2006
Robert Medrano	Planning	Corpus Christi, TX	June 29 – 30, 2006
Eric Villarreal	Police	Kingsville, TX	June 25 – 30, 2006
Cristobal Abrego	Police	Kingsville, TX	June 25 – 30, 2006
Jeffrey Johnston	Police	Austin, TX	June 25 – 30, 2006
Paul Cantu	Police	Salt Lake City, UT	Sept. 24 – 30, 2006
Miguel Sanchez	Police	Salt Lake City, UT	Sept. 24 – 30, 2006

- c) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2006-933-LL** amending the Civil Service Classification Plan as stated on Ordinance 933-KK. (Leonardo L. Perez – Fire)
- d) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2006-1200.133** (Sladek property southwest of US 281) annexing certain territory 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 privilege of other citizens, and binding said inhabitants by all the acts, ordinances, resolutions, and regulations of said city. (Ben Medina, Jr. – Planning)
- e) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-023** to rezone, from “Z” Area District to “F” Area District Classification with an O33 (non-apartment) and an O51 (tourist-corridor) overlay districts, 72.34 acres more less out of 200.34 acre tract known as The Santander Townsite of Barreda Gardens Tract in Share 1 of Espiritu Santo Grant, near US 281 and FM 1421. (Ben Medina, Jr. – Planning)
- f) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-024** to rezone, from Dwelling “Z” Classification to General Retail “F” Classification with an O33 (non-apartment) and an O51 (tourist-corridor) overlay districts, 5.845 acres more less out of 200.34 acre tract known as The Santander Townsite of Barreda Gardens Tract in Share 1 of Espiritu Santo Grant, near US 281 and FM 1421. (Ben Medina, Jr. – Planning)

g) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-025** to rezone, from “Z” Area District Classification to “F” Area District Classification with an O33 (non-apartment) and an O51 (tourist-corridor) overlay districts, 59.66 acres more less out of 200.34 acre tract known as The Santander Townsite of Barreda Gardens Tract in Share 1 of Espiritu Santo Grant, near US 281 and FM 1421. (Ben Medina, Jr. – Planning)

h) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-026** to rezone, from Dwelling “Z” Classification to General Retail “F” Classification with an O33 (non-apartment) and an O51 (tourist-corridor) overlay districts, 17.176 acres more less out of 200.34 acre tract known as The Santander Townsite of Barreda Gardens Tract in Share 1 of Espiritu Santo Grant, near US 281 and FM 1421. (Ben Medina, Jr. – Planning)

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BOARDS AND COMMISSION APPOINTMENT:

3. Consideration and **ACTION** to appoint one (1) member to the Brownsville Public Utilities Board (PUB). (Mayor Eddie Treviño, Jr.)

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PUBLIC HEARINGS:

4. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2006-1100.37** an ordinance amending the City Code by adding a new section entitled Prevention of Demolition by Neglect, and dealing with related matters including \$2,000 penalties. (Peter Goodman – Heritage) [TABLED 02/07/2006]

5. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2006-27** to rezone, from Dwelling “A” Classification to General Retail “A” Classification, 1.069 acres out of Block 86 of Los Ebanos Properties, near Rockwell Drive and Shidler Street. (Ben Medina, Jr. – Planning)

6. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2006-28** to rezone, from Apartment “J” Classification to General Retail “J” Classification, Lots 1 and 2, and Boulevard Lots 28, 30 and 32 of Block BB of Brownsville Land and Improvement Company Subdivision, near Boca Chica Boulevard and Central Boulevard. (Ben Medina, Jr. – Planning)
7. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2006-29** to rezone, from Dwelling “Z” Classification to Medium Retail “G” Classification, Lot 6 of Block 2 of Pasto Verde Subdivision Phase I, near FM 100 and FM 803. (Ben Medina, Jr. – Planning)
8. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2006-31** to rezone, from Dwelling “Z” Classification to Medium Retail “G” Classification, 1.00 acre out of Lot 7 of Block 408 of El Jardin Resubdivision, near Boca Chica Boulevard and Medford Avenue. (Ben Medina, Jr. – Planning)
9. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2006-32-S** to allow a Light Commercial Specific use (used car lot and unloading of vehicles) in a General Retail Use District, for 8.034 acres out of Block 16 of El Jardin Subdivision, near Boca Chica Boulevard and Minnesota Avenue. (Ben Medina, Jr. – Planning)
10. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2006-33-S** to allow a General Retail Specific Use (pylon sign) in a General Retail Use District, for Lot 3 of Sunrise Commons Subdivision Number 7, located near Expressway 77/83 and Pablo Kisel Boulevard. (Ben Medina, Jr. – Planning)

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ACTION ITEMS:

11. Consideration and **ACTION** to authorize the City Manager to conclude the appraisal process and transfer of deed for the Villa Reforma Subdivision Street and entry way to the Villa Reforma Home Owners Association in consideration for the Association Agreement to maintain and preserve the roadway for public ingress and egress. (Commissioner Edward C. Camarillo)
12. Consideration and **ACTION** to authorize the City Manager to execute all final documents concerning acceptance of a donation and transfer of title for real property located on Harrison and 7th Street from the Yturria Estate, formerly known as The Franciscan School. (Jim Goza – City Attorney)

13. Consideration and **ACTION** on **Resolution Number 2006-041** setting a public hearing on updated Land Use Assumptions, Capital Improvements Plan, Impact Fees, and dealing with related matters. (Ben Medina, Jr. – Planning)
14. Consideration and **ACTION** on **Resolution Number 2006-042** to adopt the Flood Mitigation Assistance (FMA) Program Flood Mitigation Plan as the Planning and Guidance Document for flood mitigation within the City in accordance with the requirements of the Federal Emergency Management Agency (FEMA). (Ben Medina, Jr. – Planning)

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PURCHASES/BIDS/CONTRACTS:

15. Consideration and **ACTION** to approve an Interlocal Agreement among the City of Brownsville, Cameron County, Cameron County Drainage District Number 1, Cameron County Drainage District Number 3 and the Communities of Rancho Viejo and Los Fresnos. (Ben Medina, Jr. – Planning)
16. Consideration and **ACTION** to authorize the awarded Hauling Contractor for the City of Brownsville to provide additional services for the Town North Detention Pond Project. (Paul J. Calapa - Purchasing)
17. Consideration and **ACTION** to authorize the awarded Hauling Contractor for the City of Brownsville to provide additional services for the Brownsville Country Club Detention Pond Project. (Paul J. Calapa - Purchasing)
18. Consideration and **ACTION** to award a contract for Capital Improvement Program “2005 CIP” Streets & Drainage Improvement Contract Number 3 for West 5th and Riverside Boulevard. (Paul J. Calapa – Purchasing)
19. Consideration and **ACTION** to award a term contract for the purchase and delivery of bunker gear for the Brownsville Fire Department. (Paul J. Calapa – Purchasing)
20. Consideration and **ACTION** to award a contract for the purchase of five (5) new model, mid-size sedans for the Brownsville Health Department. (Paul J. Calapa – Purchasing)
21. Consideration and **ACTION** to award a Broadband Service Agreement and Tower Lease Agreements as components of the Community Broadband Infrastructure and Infrastructure Consolidation Recommendation Services (Enterprise Modernization Project) for the City of Brownsville Management Information System (MIS) Department. (Paul J. Calapa – Purchasing)

22. Consideration and **ACTION** to award a contract for the purchase of one (1) armored Special Weapons and Tactics (SWAT) vehicle for the Brownsville Police Department SWAT Team. (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, TO BE CONSIDERED/RECOGNIZED.
- THE SPEAKER MUST IDENTIFY BY NAME BEFORE SPEAKING.
- THERE IS A THREE (3)-MINUTE TIME LIMIT PER SPEAKER.
- "PUBLIC COMMENT FORMS" ARE NOT ACCEPTED AFTER 6:00 P.M.
- *POWERPOINT* PRESENTATIONS ARE NOT CONDUCTED DURING THE PUBLIC COMMENT PERIOD. [For further information, contact The Office of the City Secretary at 548-6001]
- 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 June 20, 2006, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on June 16, 2006. 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, City Secretary