

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, Workshop and Regular Meeting**, on **Tuesday, November 07, 2006**, at **4:50 P.M., 5:15 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 SESSION: 4:50 P.M.

- A) Discussion pursuant to Section 551.087, of the Texas Government Code, regarding economic development opportunities. (Charlie Cabler – City Manager – 15 min.)

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*****10 MINUTE BREAK*****

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WORKSHOPS: 5:15 P.M.

- a) Discussion regarding Amigos Del Valle. (Commissioner Edward C. Camarillo – 5 min.)
- b) Discussion regarding repercussions of the Impact Fee Ordinance. (Commissioners Ricardo Longoria, Jr. and Charlie Atkinson – 20 min.)
- c) Discussion regarding the 2003 International Fire Code. (Leonardo L. Perez – Fire – 10 min.)

Jaime Rivera	Parks	Austin, TX	Dec. 11 – 13, 2006
Steve Hubanks	Parks	Austin, TX	Dec. 11 – 13, 2006
Andres Treviño	Police	San Antonio, TX	Nov. 12 – 17, 2006
Reynaldo Ybarra	Police	San Antonio, TX	Nov. 12 – 17, 2006
Pablo Flores	Police	Corpus Christi, TX	Nov. 13 – 16, 2006

- c) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-054** to rezone, from Dwelling “Z” Classification to 5th Commercial “G” Classification, proposed Lot 1 of Block 2 of Palmetto Grove Replat, located near Date Drive and Southmost Road. (Ben Medina, Jr. – Planning)

- d) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-060** to rezone, from Dwelling “Z” Classification to Dwelling “G” Classification, proposed Lot 2 of Block 2 of Palmetto Grove Replat, located near Date Drive and Southmost Road. (Ben Medina, Jr. – Planning)

- e) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2006-1217-B**, rescinding Ordinance Number 2006-1217-A of September 19, 2006 and reinstating Ordinance Numbers 90-1213 of March 20, 1990 and 90-1217 of May 24, 1990, re-establishing the 1990 Land Use Assumptions within the certificated water and wastewater service area of the Public Utilities Board, the 1990 Capital Improvements Program, the 1990 Maximum Allowable and the 1990 Actual Water and Wastewater Impact Fees; providing that this ordinance be cumulative; directing the Brownsville Public Utilities Board and City Planning Department to maintain or reinstate appropriate pre-October 1, 2006 City Development Regulations and Water and Wastewater Service Policies relating to impact fees; directing the Planning Department and Public Utilities Board to refer the 1990 Impact Fee Program back to the Capital Improvements Advisory Committee for further study and directing the Brownsville Public Utilities Board to make certain impact fee rebates; providing for severability, providing for governmental immunity; providing for injunctive relief and other legal remedies; and providing for an effective date retroactive to October 1, 2006. (Ben Medina, Jr. – Planning)

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BOARDS AND COMMISSION APPOINTMENTS:

3. Consideration and **ACTION** to appoint two (2) members to the Capital Improvements Advisory Committee (CIAC). (Commissioner Ernie L. Hernandez, Jr.)
4. Consideration and **ACTION** to appoint or reappoint one (1) member to the Brownsville Beautification Committee. (Carlos Ayala – Assistant City Manager)

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PUBLIC HEARINGS:

5. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2006-1288-B** to amend Section 50-73 of the Code of Ordinances which established Fire Prevention and Inspection Fees. (Leonardo Perez – Fire)
6. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2006-1439-A** to amend Chapter 50 of the Code of Ordinances: Fire Protection and Prevention. (Leonardo Perez – Fire)
7. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2006-919-G** amending the Code of Ordinances Chapter 110, Wreckers Sections 110-67, 110-126 and 110-128, generally to comply with state rates and ordaining other provisions relating to the subject matter thereof. (Robert Esparza – Traffic)
8. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2006-606-CU**, amending the text of the City Zoning Ordinance by allowing a Conditional Use Permit for the sale of on-premise alcohol (bar) for Lots 6, 7, 8, and 9 of Blocks 42, 43 and 44 of Los Ebanos Properties Subdivision, located at 715 North Expressway 77/83 (Days Inn Motel). (Ben Medina, Jr. – Planning) [DISCUSSED 10/03/2006]
9. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2006-607-CU** amending the text of the City Zoning Ordinance by allowing a Conditional Use Permit for the sale of on-premise alcohol (bar), for Lot 1 Block 1 of London Town Properties Subdivision (2050 N. Expressway 77/83). (Ben Medina, Jr. – Planning)

10. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2006-062** to rezone, from Dwelling “A” Classification to General Retail “G” Classification, 5.33 acres out of Lot 3 Block 109 of El Jardin Re-subdivision near Boca Chica Boulevard and Iowa Avenue. (Ben Medina, Jr. – Planning)

11. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2006-064** to rezone, from Dwelling “A” Classification to Light Retail “G” Classification, 0.357 out of Block 6 Lenena, near Military Highway and Cela Avenue. (Ben Medina, Jr. – Planning)

12. Public Hearing and **ACTION** on **FIRST READING** of **PROTESTED Ordinance Number 235-2006-058-S** to rezone, from Professional Office “F” Classification to Light Commercial “F” Classification, Lot 7 of Block 2 of Henrietta Addition located near McDavitt Boulevard and Velma Street. (Ben Medina, Jr. – Planning)

13. Public Hearing and **ACTION** on **FIRST READING** of **PROTESTED Ordinance Number 235-2006-059-S** to allow an Apartment Specific-Use (a duplex building on each lot) in a Dwelling Use District, for Lots 64, 65 and 66 of Stewart Subdivision, located near Arnetta Lane and Kelsey Street. (Ben Medina, Jr. – Planning)

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ACTION ITEMS:

14. Consideration and **ACTION** to rename Morningside Park to Emilio Hernandez/Morningside Park. (Commissioner Ernie L. Hernandez, Jr.)

15. Consideration and **ACTION** to rename St. Charles Park to Gene McNair/St. Charles Park. (Commissioner Ernie L. Hernandez, Jr.)

16. Consideration and **ACTION** on **Resolution Number 2006-065** to request the members of the 80th Legislative Session of the State of Texas support for increased funding for the Texas Recreation and Parks Account Local Park Grant Program and the Texas State Park System. (Skip Keller – Parks)

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PURCHASES/BIDS/CONTRACTS:

17. Consideration and **ACTION** to authorize the approval of Change Order Number 1 to the Terminal Ramp Expansion, Phase III Project. (Larry A. Brown – Aviation)
18. Consideration and **ACTION** to authorize the City of Brownsville, Aviation Department to enter into a lease agreement with Cameron County for the Cameron County Restitution Center. (Larry A. Brown – Aviation)
19. Consideration and **ACTION** to authorize an Interlocal Agreement between the City of Brownsville and the Valley Municipal Utility District Number 2 for the installation of water and sewer lines to the World Birding Center. (Ben Medina, Jr. – Planning)
20. Consideration and **ACTION** to authorize the City Manager to accept the 2006 State Homeland Security Program (SHSP) Grant in the amount of \$152,297.65 and additionally to decline State of Texas use of an additional \$248,211.85 in 2006 SHSP funds for selected state-wide projects. (Carlos L. Garcia – Police)
21. Consideration and **ACTION** to award a contract for the purchase and delivery of thirty (30) computer workstations for the Brownsville Public Library. (Paul J. Calapa – Purchasing)
22. Consideration and **ACTION** to award a contract for the purchase, delivery and installation of system furniture for the City of Brownsville Management Information System (MIS) Department. (Paul J. Calapa – Purchasing)
23. Consideration and **ACTION** to award a contract for the purchase, delivery and installation of gymnasium floor covering at Gonzalez and Oliveira Park Gymnasiums. (Paul J. Calapa – Purchasing)
24. Consideration and **ACTION** to award a contract for the purchase and installation of playground equipment at West Brownsville Little League Park. (Paul J. Calapa – Purchasing)

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 November 7, 2006, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on November 3, 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