

**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, October 03, 2006**, at **4:55 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: 4:55 P.M.

- A) Discussion pursuant to Section 551.072, of the Texas Government Code, regarding real property. (Jim Goza – City Attorney – 20 min.)
- B) Discussion pursuant to Section 551.071, of the Texas Government Code, regarding pending litigation. (Jim Goza – City Attorney – 15 min.)

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WORKSHOPS: 5:30 P.M.

- a) Discussion regarding the Brownsville Sports Park Status Report. (Dr. Delina Barrera – BCIC – 15 min.)
- b) Discussion regarding the Brownsville Community Improvement Corporation (BCIC) Fiscal Year 2007 Budget. (Dr. Delina Barrera – BCIC – 15 min.)

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- c) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2006-1464** to authorize the City Manager to abandon and close a portion of an existing 60 foot right-of-way described as a 0.352 acre tract of Los Fresnos Road. (Carlos Lastra – Engineering)
- d) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-046** to rezone, from Dwelling “A” Classification to General Retail “G” Classification, Lot 6 of Block 1 of Camino Real Subdivision, located at 234 US 281. (Ben Medina, Jr. – Planning)
- e) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-049** to rezone, from Dwelling “A” Classification to Medium Retail “A” Classification, a parcel of land out of 68.12 acres out of Tract Number 2 Subdivision of Paredes Partition, located at 544 Calle Milpa Verde. (Ben Medina, Jr. – Planning)
- f) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-050** to rezone, from Dwelling “A” Classification to Medium Retail “G” Classification, 0.44 acres out of Lot 1 of Block S of Brownsville Land and Improvement Company Subdivision, near Boca Chica Boulevard and US 281. (Ben Medina, Jr. – Planning)
- g) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-051** to rezone, from Dwelling “A” Classification to General Retail “G” Classification, 0.114 acres out of Reserve Number 3 of La Villita Unit Number 2, located at 3226 Southmost Road. (Ben Medina, Jr. – Planning)
- h) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-052** to rezone, from Dwelling “A” Classification to Apartment “G” Classification, 2.59 acres out of Lots 7 and 8 of Blocks 14 of Chicago Garden Subdivision, located at 218 Iowa Street. (Ben Medina, Jr. – Planning)
- i) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-053-S** to allow an Apartment Specific Use Duplex in a Dwelling Use District, for Lots 16 thru 18 Naranja Vista Addition, located at 9945 Anacua Street. (Ben Medina, Jr. – Planning)

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BOARDS AND COMMISSION APPOINTMENT:

- 4. Consideration and **ACTION** to appoint or reappoint five (5) members and one (1) alternate to the Building and Standards Commission. (Santiago Navarro – Building Inspections)

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PUBLIC HEARINGS:

- 5. Public Hearing on the new PUB connection fees, their effect on commerce, and the comparison of the old rate structure to the new rates being charged. (Commissioner Ernie L. Hernandez, Jr.)
- 6. Public Hearing on the new PUB connection fees as to the effect they will have on the cost of fire sprinkler systems and other business related costs. (Commissioner Ernie L. Hernandez, Jr.)
- 7. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2006-055** to rezone, from Dwelling “A” Classification to Dwelling Retail “A” Classification, Lot F3 Block Share 19 of La Coma Subdivision, located at 2255 Tulipan. (Ben Medina, Jr. – Planning)
- 8. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2006-056** to rezone, from Dwelling “G” Classification to General Retail “G” Classification, 1.447 acres out of Share 15, Espiritu Santo Grant, located near US Highway 281 and West Alton Gloor. (Ben Medina, Jr. – Planning)
- 9. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2006-057** to rezone, from Dwelling “A” Classification to Light Commercial “G” Classification, Lots 8 thru 10 of Vienna Orchards Subdivision, located near Wildrose Lane and Central Boulevard. (Ben Medina, Jr. – Planning)
- 10. 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)

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ACTION ITEMS:

11. Consideration and **ACTION** to approve Fiscal Year 2007 Budget for the Brownsville Community Improvement Corporation (BCIC). (Dr. Delina Barrera – BCIC)
12. Consideration and **ACTION** regarding engagement of counsel in Cause Number 04-06040 Golden Spread Electric Cooperative, Inc. v. AEP Texas Central Company, City of Brownsville and Oklahoma Municipal Power Authority, in the 116th Judicial District of Dallas County, Texas. (Jim Goza – City Attorney)
13. Consideration and **ACTION** on **Resolution Number 2006-057** to authorize the closing of Southmost Boulevard for the 7th Annual Veterans’ Day Parade to be held on Saturday, November 11, 2006. (Carlos L. Garcia – Police)
14. Consideration and **ACTION** on **Resolution Number 2006-058** to request financial assistance from the Texas Water Development Board for the construction of various improvements to the City’s Utility System with the Valle Hermoso, Valle Escondido and El Salado Colonia Wastewater Improvements Project; authorizing financial advisors, bond counsel, and engineers to coordinate the submission of the application to the Texas Water Development Board; and other matters in connection therewith. (Ben Medina, Jr. – Planning)
15. Consideration and **ACTION** on **Resolution Number 2006-059** to support the Department of Security by calling on Congress and the President to approve legislation as recommended by the Texas Border Coalition. (Mayor Eddie Treviño, Jr.)
16. Consideration and **ACTION** on **Resolution Number 2006-060** expressing official intent to reimburse with tax-exempt obligation proceeds for the construction of the City’s Data Center. (Pete Gonzalez – Finance)
17. Consideration and **ACTION** on **Resolution Number 2006-054** expressing official intent to reimburse with tax-exempt obligation proceeds for street construction improvements. (Pete Gonzalez – Finance)

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PURCHASES/BIDS/CONTRACTS:

18. Consideration and **ACTION** to execute a Memorandum of Understanding (MOU) between the City of Brownsville and Sports Arenas Properties, Inc. (SAPI), for a feasibility study to evaluate the economic viability of commercial, retail, and residential development in the downtown area. (Jim Goza – City Attorney)
19. Consideration and **ACTION** to authorize the execution of amendments to the Tower Lease Agreement, and Exhibit A-D, between the City of Brownsville and OE Investments regarding location of a tower site to the University of Texas at Brownsville parking area behind Lincoln Park. (Jim Goza – City Attorney)
20. Consideration and **ACTION** to authorize the City Manager to execute a Service Agreement with the Brownsville Community Improvement Corporation (BCIC) for Fiscal Year 2007. (Dr. Delina Barrera – BCIC)
21. Consideration and **ACTION** to authorize the City of Brownsville to enter into a contract with Cameron County Emergency Service District (CCESD) Number 1 to furnish fire fighting services to the unincorporated area of Cameron County designated by Zone Number 1 of the Official Fire Protection Service Zone Map of the CCESD Number 1. (Leonardo L. Perez – Fire)
22. Consideration and **ACTION** to authorize the City of Brownsville to enter into a contract with Cameron County Emergency Service District (CCESD) Number 1 to furnish ambulance and emergency medical services to the unincorporated area of Cameron County designated by Zone Number 1 of the Official Fire Protection Service Zone Map of the CCESD Number 1. (Leonardo L. Perez – Fire)
23. Consideration and **ACTION** to award a contract for Medical Insurance Stop-Loss Coverage for Fiscal Year 2007. (Paul J. Calapa – Purchasing)
24. Consideration and **ACTION** to award a term contract for software maintenance and technical support for the Public Safety Information System of the Brownsville Police Department. (Paul J. Calapa – Purchasing)
25. Consideration and **ACTION** to award a contract for the purchase and delivery of one (1) new utility tractor for the Public Works Department, Greens Division. (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 October 3, 2006, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on September 29, 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