



## 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 "k"*

- a) Approval of the Minutes of the Special Meeting August 29, 2006, Special Meeting August 30, 2006, and Minutes of the Regular Meeting September 05, 2006.
- b) Authorization for the following individuals to incur travel expense:

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Date</u>
Michael Jones	Aviation	Reno, NV	Sept. 25 – 29, 2006
Peter L. Goodman	Border Film	Pasadena, CA	Oct. 25 – 31, 2006
Rosie Garza	BUS	Ft. Lauderdale, FL	Nov. 13 – 15, 2006
Jose Luis Espericueta	BUS	Ft. Lauderdale, FL	Nov. 13 – 15, 2006
Frank Seals	Fire	Austin, TX	Oct. 22 – 27, 2006
Josue Ramirez	Health	Laredo, TX	Sept. 19 – 21, 2006
Joe Hinojosa	Health	Laredo, TX	Sept. 19 – 21, 2006
Jose Luis Robles	Health	Laredo, TX	Sept. 19 – 21, 2006
Victor Fuentes Garcia	Health	Laredo, TX	Sept. 19 – 21, 2006
Miguel Figueroa	Health	Round Rock, TX	Oct. 17 – 20, 2006
Marisa Luna	Health	Round Rock, TX	Oct. 17 – 20, 2006
Andres Macias	Health	Round Rock, TX	Oct. 17 – 20, 2006
Beulah Mendez	Health	Round Rock, TX	Oct. 17 – 20, 2006
Robert Ramirez, Jr.	Health	Round Rock, TX	Oct. 17 – 20, 2006
Skip Keller	Parks	Seattle, WA	Oct. 9 – 14, 2006
Mark Lund	Planning	Austin, TX	Sept. 27 – 28, 2006
Troy Arnold	Police	Pittsfield, MA	Oct. 1 – 4, 2006
Gustavo Gallegos	Police	Pittsfield, MA	Oct. 1 – 4, 2006
Mark Elbert	Police	Corpus Christi, TX	Oct. 4 – 5, 2006
Joe Barrios	Police	Corpus Christi, TX	Oct. 4 – 5, 2006
Carlos L. Garcia	Police	Corpus Christi, TX	Oct. 4 – 7, 2006
Manuel Lucio	Police	Corpus Christi, TX	Oct. 16 – 17, 2006
Santos Ponce	Police	Corpus Christi, TX	Oct. 16 – 20, 2006
William Dietrich	Police	Dallas, TX	Dec. 3 – 9, 2006
Robert Tyler	Police	Dallas, TX	Dec. 3 – 9, 2006

- c) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2006-933-MM** amending the Civil Service Classification Plan as stated on Ordinance Number 933-LL. (Leonardo Perez – Fire and Carlos L. Garcia – Police)

- d) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2006-1133-W** amending Ordinance 86-1133, an ordinance pertaining to a franchise contract between the City of Brownsville and Governmental Managerial Services Incorporated for collection and disposal of commercial and industrial solid waste, incorporating signed contract for all purposes and amending the rates for containerized collection of commercial and industrial solid waste and related matters as set forth in Exhibit “A” establishing an increase of 4.35% as per section 13.02 (a), titled Modification of Rates, to reflect a consumer price index increase. (Pete Gonzalez – Finance)
- e) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2006-1217-A** amending Ordinance Number 90-1213 of March 20, 1990 and Ordinance Number 90-1217 of May 24, 1990 and adopting the: (a) updated and revised land use assumptions within the certificated water and wastewater service area of the Public Utilities Board; (b) updated and revised water and wastewater capital improvements plan; (c) updated and revised maximum allowable and actual water and wastewater impact fees; providing that this ordinance be cumulative; directing the Brownsville Public Utilities Board and City Planning Department to amend appropriate city development regulations and water and wastewater service policies; providing for severability; providing for governmental immunity; providing for injunctive relief and other legal remedies; and providing for an effective date. (Jim Goza – City Attorney and John S. Bruciak – Brownsville Public Utilities Board)
- f) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2006-1462** electing for the City of Brownsville to make current service and prior year service contributions to the City’s account in the municipal accumulation fund of the Texas Municipal Retirement System at the actuarially determined rate of total employees compensation. (Pete Gonzalez – Finance)

- g) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2006-1465** levying ad valorem taxes for the Tax Year 2006 for the use and support of the municipal government of the City of Brownsville, Texas, for the Fiscal Year 2007, providing for the interest and sinking fund for the Fiscal Year 2007 of the City of Brownsville, Texas, general obligation bonds. (Pete Gonzalez – Finance)
  
- h) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-042** to rezone, from “A” Area District Classification to “G” Area District Classification, 39.56 acres out of Blocks 15 and 28 of El Jardin Subdivision, near Rey Jaime Street and Robindale Road. (Ben Medina, Jr. – Planning)
  
- i) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-044-S** to allow a General Retail Specific-Use (bar) in a Light Retail Use District, for 0.87 acres out of Blocks 5 and 6 of Las Lagunas Subdivision, located at 5602 Paredes Line Road. (Ben Medina, Jr. – Planning)
  
- j) **APPROVAL** on **SECOND** and **FINAL READING** of **PROTESTED Ordinance Number 235-2006-604-CU** amending the text of the City Zoning Ordinance by allowing a Conditional Use Permit for the sale of on-premise alcohol (bar), for 0.87 acres out of Blocks 5 and 6 of Las Lagunas Subdivision, located at 5602 Paredes Line Road. (Ben Medina, Jr. – Planning)
  
- k) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2006-048-S** to allow a Professional Office Specific Use (offices) in a Dwelling Use District, for West 109.88 feet of Lot 4 of Lakeside Park Subdivision, near Boca Chica Boulevard and Acacia Lake Drive. (Ben Medina, Jr. – Planning)

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***PUBLIC HEARINGS:***

3. Public Hearing and **ACTION** on **FIRST 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)
4. Public Hearing and **ACTION** on **FIRST 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)
5. Public Hearing and **ACTION** on **FIRST 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)
6. Public Hearing and **ACTION** on **FIRST 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)
7. Public Hearing and **ACTION** on **FIRST 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)
8. Public Hearing and **ACTION** on **FIRST 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)
9. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2006-053** 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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***ACTION ITEMS:***

10. Consideration and **ACTION** to authorize the City Manager to execute a finalized lease agreement between the City of Brownsville and the Veterans of Foreign War (VFW), Brownsville Chapter, for two acres located adjacent to Hygeia, Inc. on West Price Road, Brownsville, Cameron County, Texas. (Jim Goza – City Attorney)
11. Consideration and **ACTION** to encumber \$50,000 at the end of Fiscal Year 2006, which will result in the carryover of \$50,000 from Fiscal Year 2006 to Fiscal Year 2007, for the purchase of installing a street sign for the main Library. (Pete Gonzalez – Finance)
12. Consideration and **ACTION** to encumber \$40,000 at the end of Fiscal Year 2006, which will result in the carryover of \$40,000 from Fiscal Year 2006 to Fiscal Year 2007, to pay for the May 2006 Elections that has not yet been invoiced by Cameron County. (Pete Gonzalez – Finance)
13. Consideration and **ACTION**, if any, with respect to the pending labor negotiations between the City of Brownsville and the Brownsville FireFighter’s Association, including all salary, wage, and other matters contained therein. (Lidia Gonzalez – Human Resources)

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***PURCHASES/BIDS/CONTRACTS:***

14. Consideration and **ACTION** to award a term contract for chilled water system maintenance for the Brownsville South Padre Island International Airport. (Paul J. Calapa – Purchasing)
15. Consideration and **ACTION** to award a contract for the purchase, delivery and installation of carpet floor covering at the Brownsville Public Main Library. (Paul J. Calapa – Purchasing)
16. Consideration and **ACTION** to award a contract for the purchase of computer/technology equipment for the Brownsville Public Library. (Paul J. Calapa – Purchasing)
17. Consideration and **ACTION** to award a contract for Financial and Community Application Software for the Enterprise Modernization Project for the City of Brownsville Management Information System (MIS) 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, 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 September 19, 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 15, 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](http://www.cob.us/agendas.asp).

  
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**Estela Von Hatten, City Secretary**