

THE STATE OF TEXAS §
CITY OF BROWNSVILLE §
COUNTY OF CAMERON §

MINUTES of a **Regular Meeting** of the City Commission of the City of Brownsville, Texas, held 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, on **Tuesday, June 6, 2006**, at **6:00 P.M.** with the following members present:

CARLOS A. CISNEROS		MAYOR PRO-TEM
RICARDO LONGORIA, JR.)	
CHARLIE ATKINSON)	
EDWARD C. CAMARILLO)	
SALLY MINIEL ARROYO)	
ERNIE L. HERNANDEZ, JR.)	COMMISSIONERS

CHARLIE CABLER	CITY MANAGER
CARLOS AYALA	ASSISTANT CITY MANAGER
JIM GOZA	CITY ATTORNEY
ESTELA VON HATTEN	CITY SECRETARY

Absent:

EDDIE TREVIÑO, JR.	MAYOR
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A quorum being present, Mayor Pro-Tem Carlos A. Cisneros, asked Ms. Estela Von Hatten, City Secretary, to read the call to consider the following matters as posted and filed for the record in The Office of the City Secretary on June 2, 2006:

REGULAR MEETING:

Mayor Pro-Tem Carlos A. Cisneros convened the Regular Session at 6:00 p.m.

PLEDGE OF ALLEGIANCE: UNITED STATES PLEDGE * TEXAS PLEDGE

The U.S. Pledge of Allegiance and the Texas Pledge were led by *Karen Alexandra Castillo and Vanessa Chavez* from 1st GSA (Brownies) Troop 199.

INVOCATION:

The invocation was given by Pastor Gregory Fish of Central Christian Church of Brownsville, Texas.

1. *PROCLAMATION: Mrs. Felipa M. Rodriguez* *(Commissioner Sally M. Arroyo)*

No one was present to receive the proclamation.

2. *PRESENTATIONS: Amigos del Valle* *(Commissioner Edward C. Camarillo)*

Commissioner Edward C. Camarillo gave a brief presentation regarding Amigos del Valle Committee activities.

Employee of the Month *(June 2006)*

Mr. Charlie Cabler, City Manager, recognized *Mr. Carmen Muñiz*, 20-year Traffic Department employee, as “*Employee of the Month*” for the month of June, 2006, and noted that Mr. Muniz had just celebrated his 80th birthday.

3. CONSENT AGENDA ITEMS:

All consent Agenda Items listed were considered to be routine by the City Commission and were approved by one motion.

Upon motion by Commissioner Ernie L. Hernandez, Jr., seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously, Consent Agenda Items “a” through “c” were approved.

ITEMS No. “a” through “c”

- a) Approval of the Minutes of the Regular Meeting of May 16, 2006, Special Meeting of May 23, 2006, Special Meeting of May 25, 2006, and Special Meeting of May 30, 2006.
- b) Authorization for the following individuals to incur travel expense:

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Date</u>
Larry A. Brown	Aviation	Austin, TX	June 11 – 15, 2006
Michael Jones	Aviation	Austin, TX	June 11 – 15, 2006
Larry Jokl	Border Film	Austin, TX	June 16, 2006
Norma H. Zamora	BUS	Austin, TX	June 16, 2006
Pete Gonzalez	Finance	Houston, TX	June 21 – 22, 2006
Geronimo Sheldon	Fire	College Station, TX	July 16 – 21, 2006
Edward Guerrero	Fire	College Station, TX	July 16 – 21, 2006
Robert Giraldo	Fire	College Station, TX	July 16 – 21, 2006
Jesus R. Lopez	Fire	College Station, TX	July 16 – 21, 2006
Gabriel Pedraza	Fire	College Station, TX	July 23 – 28, 2006
Manuel Benavidez	Fire	College Station, TX	July 23 – 28, 2006
Ismael Gamboa	Fire	College Station, TX	July 23 – 28, 2006
Buster Jones	Fire	College Station, TX	July 23 – 28, 2006
Heriberto Montalvo	Fire	College Station, TX	July 23 – 28, 2006
Joe A. Hinojosa	Health	Laredo, TX	June 12 – 13, 2006
Joe A. Hinojosa	Health	San Antonio, TX	June 25 – 30, 2006
Alfonso Vallejo	Planning	Austin, TX	June 14, 2006
Ben Medina, Jr.	Planning	Kansas City, MO	June 12 – 15, 2006
Carlos L. Garcia	Police	Austin, TX	June 13 – 15, 2006
Juan A. Hernandez	Police	Austin, TX	June 13 – 15, 2006

Mr. Larry A. Brown, Aviation Director, and Mr. Michael Jones, Development Manager, will attend the “2006 Airport Council International-North America (ACI-NA) Conference & Jumpstart,” sponsored by City of Austin Department of Aviation, on June 11 - 15, 2006, in Austin, Texas.

Mr. Larry Jokl, Border Film Commission Board Member, will attend the “*Statewide Leadership Meeting of the Texas Motion Picture Alliance (TMPA)*,” sponsored by the Texas Motion Picture Alliance (TMPA), on June 16, 2006, in Austin, Texas.

Ms. Norma H. Zamora, BUS Director, will attend the “*Texas Transit Association (TTA) Board of Directors Meeting*,” sponsored by the Texas Transit Association (TTA), on June 16, 2006, in Austin, Texas.

Mr. Pete Gonzalez, Finance Director, will attend the “*Truth-in-Taxation Seminar*,” on June 21 - 22, 2006, in Houston, Texas.

Fire Lieutenant Geronimo Sheldon, Lieutenant Edward Guerrero, Driver Robert Girald, and Driver Jesus R. Lopez, will attend the “*44th Annual Industrial Texas Fire Training School*,” sponsored by Texas Engineering Extension Service (TEEX), on July 16 – 21, 2006, in College Station, Texas.

Fire Lieutenant Gabriel Pedraza, Driver Manuel Benavidez, Driver Ismael Gamboa, Firefighter Buster Jones, and Firefighter Heriberto Montalvo will attend the “*77th Annual Municipal Fire School*,” sponsored by Texas Engineering Extension Service (TEEX), on July 23 – 28, 2006, in College Station, Texas.

Mr. Joe Hinojosa, Health Environmental Manager, will attend the “*Border 2012 Four State Environmental Leadership Meeting*,” sponsored by the Environmental Protection Agency (EPA), on June 12 – 13, 2006, in Laredo, Texas.

Mr. Joe Hinojosa, Health Environmental Manager, will attend the “*8th Annual Environmental Protection Agency (EPA) Region 6 Municipal Separate (MS4) Storm Water Conference*,” sponsored by the Environmental Protection Agency (EPA), on June 25 – 30, 2006, in San Antonio, Texas.

Mr. Alfonso Vallejo, MPO Planner, will attend the “*Texas Border Partnership Working Group Meeting*,” sponsored by the Texas Department of Transportation (TxDOT), on June 14, 2006, in Austin, Texas.

Mr. Ben Medina, Jr., Planning and Community Development Director, will attend the “*HOME Certification Course*,” sponsored by U. S. Department of Housing and Urban Development Community Planning and Development Training, on June 12 – 15, 2006, in Kansas City, Missouri.

Police Chief Carlos L. Garcia and Commander Juan A. Hernandez will attend the “*Auto Theft Prevention Authority (ATPA) June Board Meeting and 2007 Grant Review Meeting*,” sponsored by the Auto Theft Prevention Authority (ATPA), on June 13 – 15, 2006, in Austin, Texas.

- c) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2006-019 to rezone, from Dwelling “A” Classification to Light Retail “G” Classification, Lot 4 and west 9.5 feet of Lot 3 of Adrean Acres Subdivision, near Boca Chica Boulevard and Clubhouse Road.**

BOARDS AND COMMISSION APPOINTMENTS:

- 4. **Consideration and ACTION to appoint one (1) member to the Graffiti Advisory Committee.** [TABLED 03/21/2006]

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously, **Police Sergeant Santiago “Jimmy” Manrique** was **appointed** to the Graffiti Advisory Committee.

- 5. **Consideration and ACTION to appoint two (2) members to the Transit Advisory Committee.** [TABLED 03/21/2006]

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Edward C. Camarillo and carried unanimously, **Mr. Julian Lopez** was **appointed** to the Transit Advisory Committee to replace Mr. Alberto Velez, whose term expired.

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Edward C. Camarillo and carried unanimously, **Ms. Viola Courier** was **appointed** to the Transit Advisory Committee to replace Mr. Jerry Briones, who resigned.

6. Consideration and ACTION to appoint or reappoint eight (8) members to the Heritage Council.

Mr. Joe Gavito, Heritage Officer, noted that the current members of the Council had indicated that they were willing to continue serving on the Heritage Council.

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Ernie L. Hernandez, Jr., and carried unanimously, the following eight (8) members were **re-appointed** to the Heritage Council:

Architect	Calvin Walker
Alternate	David Mendez
Architectural Historian	Dr. Anthony Knopp
Alternate	Yolanda Gonzalez
Planner	Hilda Lund
Alternate	Leo Garza
Banker	David McWhorter
Alternate	Arturo Farias

PUBLIC HEARINGS:

7. Public Hearing and ACTION on FIRST READING of Ordinance Number 2006-933-LL amending the Civil Service Classification Plan as stated on Ordinance 933-KK.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Edward C. Camarillo and carried unanimously, the public hearing was **closed**.

Upon motion by Commissioner Ernie L. Hernandez, Jr., seconded by Commissioner Sally M. Arroyo, and carried unanimously, Ordinance Number 2006-933-LL was **approved** at first reading, amending the Civil Service Classification Plan as stated on Ordinance 2006-933-KK.

Mr. Ben Medina, Director of Planning and Community Development, asked that agenda items 8 through 12 be read together as they dealt with the same location.

- 8. Public Hearing and ACTION on FIRST 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.**
- 9. Public Hearing and ACTION on FIRST 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.**
- 10. Public Hearing and ACTION on FIRST 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.**
- 11. Public Hearing and ACTION on FIRST 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.**
- 12. Public Hearing and ACTION on FIRST 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.**

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Sally M. Arroyo and carried unanimously, the public hearings were **closed**.

Upon motion by Commissioner Ernie L. Hernandez, Jr., Ordinance Number 2006-1200.133 (Sladek property southwest of US 281), Ordinance Number 235-2006-023, Ordinance Number 235-2006-024, Ordinance Number 235-2006-025, and Ordinance Number 235-2006-026 were **approved** at first reading. The motion was seconded by Commissioner Sally M. Arroyo and carried unanimously.

13. Public Hearing and ACTION on amending the City of Brownsville October 1, 2004 to September 30, 2005 Consolidated Plan to include Economic Development activities and Multi-Family Housing activities.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Ernie L. Hernandez, Jr., and carried unanimously, the public hearing was **closed**.

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Sally M. Arroyo, and carried unanimously, the City of Brownsville October 1, 2004 to September 30, 2005 Consolidated Plan to include Economic Development activities and Multi-Family Housing activities amendment was **approved**.

14. Public Hearing and ACTION to authorize Ms. Blanca Ramirez to transfer her motor cab license and taxi on a 1996 Dodge Van from ABC Taxi to Red Top Taxi.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Sally M. Arroyo, and carried unanimously, the public hearing was **closed**.

Upon motion by Commissioner Ricardo Longoria, Jr. seconded by Commissioner Sally M. Arroyo, and carried unanimously, Ms. Blanca Ramirez was **authorized** to transfer her motor cab license and taxi on a 1996 Dodge Van from ABC Taxi to Red Top Taxi.

ACTION ITEMS:

- 15. Consideration and ACTION on Resolution Number 2006-008-B to amend Resolution Number 2006-008-A, for the purpose of extending the term of the Downtown Revitalization Advisory Committee (DRAC) for a period of 12 months from the date of this amendment.**

Mr. Christopher Golden, Planner II of the Planning Department, noted that an additional 12 months were needed to continue the Downtown Revitalization Advisory Committee's objectives.

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Sally M. Arroyo and carried unanimously, Resolution Number 2006-008-B was **approved** amending Resolution Number 2006-008-A, for the purpose of extending the term of the Downtown Revitalization Advisory Committee (DRAC) for a period of 12 months from the date of this amendment.

- 16. Consideration and ACTION on Resolution Number 2006-009-B to amend Resolution Number 2006-009-A, for the purpose of extending the term of the Graffiti Advisory Committee for a period of 12 months from the date of this amendment.**

Commissioner Edward C. Camarillo requested that an additional 12 months be granted to the Graffiti Advisory Committee in order to allow sufficient time to meet the Committee's objectives.

Upon motion by Commissioner Sally M. Arroyo, Resolution Number 2006-009-B was **approved** amending Resolution Number 2006-009-A, for the purpose of extending the term of the Graffiti Advisory Committee for a period of 12 months from the date of this amendment. The motion was seconded by Commissioner Edward C. Camarillo and carried unanimously.

17. Consideration and ACTION on Resolution Number 2006-039 to adopt the revised By-laws of the Brownsville Urban System's Transit Advisory Committee.

Upon motion by Commissioner Sally M. Arroyo, seconded by Commissioner Ernie L. Hernandez, Jr., and carried unanimously, Resolution Number 2006-039 was **approved**, adopting the revised By-laws of the Brownsville Urban System's Transit Advisory Committee.

18. Consideration and ACTION on Resolution Number 2006-040 to rename and officially designate a portion of El Jardin Heights Road to "Dr. Hugh Emerson Road," with said portion being those segments of the road located inside city limits between the intersections of FM 1847 and FM 511.

Mayor Pro-Tem Carlos A. Cisneros recognized the late Dr. Hugh Emerson for his dedication and service to the citizens of Brownsville. Mr. Hugh Emerson, Jr. and Ms. Bonnie Emerson thanked the City Commission for honoring their late father with the re-naming and official designation of a portion of El Jardin Heights Road as *Dr. Hugh Emerson Road*.

Upon motion by Mayor Pro-Tem Carlos A. Cisneros, seconded by Commissioner Sally M. Arroyo, and carried unanimously, Resolution Number 2006-040 was **approved**, renaming and officially designating a portion of El Jardin Heights Road to "Dr. Hugh Emerson Road," with said portion being those segments of the road located inside city limits between the intersections of FM 1847 and FM 511.

19. Consideration and ACTION to authorize the acceptance and expenditure of the Governor's Division of Emergency Management (GDEM) FY 2006 Emergency Management Performance Grant (EMPG) awarded to the Brownsville Office of Emergency Management in the amount of \$23,853.

Mr. Jeff Johnston, Emergency Management Coordinator, noted that this was the 6th year that the Brownsville Office of Emergency Management received such an award.

Upon motion by Commissioner Sally M. Arroyo, seconded by Commissioner Edward C. Camarillo and carried unanimously, the acceptance and expenditure of the Governor's Division of Emergency Management (GDEM) FY 2006 Emergency

Management Performance Grant (EMPG), awarded to the Brownsville Office of Emergency Management in the amount of \$23,853, was **authorized**.

PURCHASES/BIDS/CONTRACTS:

- 20. Consideration and ACTION to authorize the City of Brownsville Aviation Department to enter into a lease agreement with Hunt Pan Am for 10,000 square feet in Airport Building 16.**

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Ernie L. Hernandez, Jr., and carried unanimously, the City of Brownsville Aviation Department was **authorized** to enter into a lease agreement with Hunt Pan Am for 10,000 square feet in Airport Building 16.

- 21. Consideration and ACTION to authorize the City of Brownsville Aviation Department to enter into a lease agreement with Southmost Aviation for 12,000 square feet in Airport Building 16.**

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Sally M. Arroyo and carried unanimously, the City of Brownsville Aviation Department was **authorized** to enter in a lease agreement with Southmost Aviation for 12,000 square feet in Airport Building 16.

- 22. Consideration and ACTION to authorize Change Order Number 3 to the General Aviation (G/A) Infrastructure Runway 13R – 31L Rehabilitation Project.**

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Atkinson and carried unanimously, Change Order Number 3 to the General Aviation (G/A) Infrastructure Runway 13R – 31L Rehabilitation Project was **authorized**.

- 23. Consideration and ACTION to authorize Amendments Number 20 and 21 to the General Engineering Contract (GEC) with HNTB for Taxiway (TWY) G Reconstruction at the Brownsville South Padre Island International Airport.**

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Sally M. Arroyo and carried unanimously, Amendments Number 20 and 21 to the General Engineering Contract (GEC) with HNTB for Taxiway (TWY) G

Reconstruction at the Brownsville South Padre Island International Airport were **authorized**, subject to Federal Aviation Administration (FAA) approval.

24. Consideration and ACTION on a long-term lease with the Catholic Diocese of Brownsville for property currently utilized as the Boys and Girls Club of Brownsville Programs.

In response to Commissioner Ernie L. Hernandez, Mr. Jim Goza, City Attorney, noted that the lease would serve as a lease-hold improvement for the City of Brownsville, however, the Diocese of Brownsville had to execute the agreement first.

Mr. Ben Medina, Director of Planning and Community Development, noted a correction needed on page 2 of the proposed agreement.

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Ernie L. Hernandez, Jr., and carried unanimously, a long-term lease with the Catholic Diocese of Brownsville was **authorized**, subject to the noted correction, for property currently utilized as the Boys and Girls Club of Brownsville Programs.

25. Consideration and ACTION to award a contract for hangar demolition and asbestos abatement at the Brownsville South Padre Island International Airport.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Sally M. Arroyo and carried unanimously, a contract was awarded to **Alamo 1 Demolition, Inc.**, of San Antonio, Texas, in the amount of **\$151,088** for hangar demolition and asbestos abatement at the Brownsville South Padre Island International Airport.

26. Consideration and ACTION to award a contract for the demolition of condemned houses for the Planning and Community Development Department.

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously, a contract, in the amount of **\$38,950**, was awarded to **R. Martinez Hauling** of Brownsville, Texas, for the demolition of 10 condemned houses for the Planning and Community Development Department.

27. Consideration and ACTION to award a contract for the purchase, delivery and installation of four (4) vertical, one stage, oil lubricated, propeller pumps for the Garden Park Storm Water Improvements Project.

Upon motion by Commissioner Sally M. Arroyo, seconded by Commissioner Edward C. Camarillo and carried unanimously, a contract, in the amount of **\$384,110**, was awarded to **Balch Machine Company** of Brownsville, Texas, for the purchase, delivery and installation of four (4) vertical, one stage, oil lubricated, propeller pumps for the Garden Park Storm Water Improvements Project.

28. Consideration and ACTION to award a contract for the 31st Year Community Development Block Grant (CDBG) Street Paving and Drainage Improvements Project for West 10th Street and West 17th Street.

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Charlie Atkinson and carried unanimously, a contract, in the amount of **\$366,569.50**, was awarded to **G & T Paving** of Brownsville, Texas, for the 31st Year Community Development Block Grant (CDBG) Street Paving and Drainage Improvements Project for West 10th Street and West 17th Street.

29. Consideration and ACTION to award a contract for the 31st Year Community Development Block Grant (CDBG) Street Paving and Drainage Improvements Project for Daisy Drive, Zinnia Street and Gardenia Street.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Edward C. Camarillo and carried unanimously, a contract, in the amount of **\$827,384.50**, was awarded to **R & R Paving**, of San Benito, Texas, for the 31st Year Community Development Block Grant (CDBG) Street Paving and Drainage Improvements Project for Daisy Drive, Zinnia Street and Gardenia Street.

30. Consideration and ACTION to award a contract for the lease/purchase of two (2) trucks and a contract for rent-to-own of two (2) trailers for the Public Works Department.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Sally M. Arroyo and carried unanimously, contracts were **awarded** for lease/purchase

of two (2) trucks and for rent-to-own of two (2) trailers for the Public Works Department as follows:

Description	Cost	Vendor
(2) 2007 fully-equipped day cab trucks/tractors	\$189,326 (both) over a three-year term	Freightliner Financial Lease/Purchase Package Austin, Texas
(1) new trailer (1) demonstrator Trailer	\$110,400 (both) 20-month term	Cooper Equipment San Antonio, Texas

PUBLIC COMMENT PERIOD:

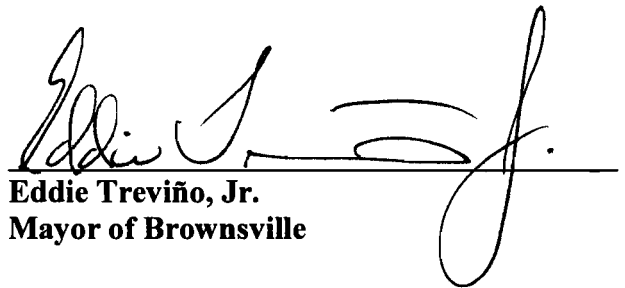
There were no public comments.

ADJOURNMENT:


There being no further business to come before the City Commission, the meeting adjourned at 7:00 p.m.

Approved the 20th day of June, 2006.




Eddie Treviño, Jr.
Mayor of Brownsville

Attest:



Estela Von Hatten
City Secretary