

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, May 16, 2006, at 4:50 P.M., 5:05 P.M., and 6:00 P.M.** with the following members present:

EDDIE TREVIÑO, JR.		MAYOR
RICARDO LONGORIA, JR.)	
CHARLIE ATKINSON)	
CARLOS A. CISNEROS)	
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

A quorum being present, Mayor Eddie Treviño, Jr., 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 May 12, 2006:

EXECUTIVE SESSION:

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Carlos A. Cisneros, and carried unanimously, Mayor Eddie Treviño, Jr., convened the Executive Session to discuss the following items:

- A) Discussion pursuant to Section 551.072, of the Texas Government Code, regarding real property.**
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WORKSHOP:

Upon conclusion of the Executive Session, Mayor Eddie Treviño, Jr., convened the Workshop Session to discuss the following items:

- a) Discussion regarding the Downtown Revitalization Advisory Committee (DRAC).**
- b) Discussion regarding Phase II Summary and Phase III Implementation of the Community Broadband Infrastructure and Infrastructure Consolidation Recommendation Services (Enterprise Modernization) Contract for the City of Brownsville Management Information System (MIS) Department.**
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REGULAR MEETING:

Upon conclusion of the Workshop Session, Mayor Eddie Treviño, Jr., 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 Champion Elementary students: *Tiffany Nerio, 5th grade, Alondra Molina, 3rd grade, and Priscilla Plancarte, 3rd grade.*

INVOCATION:

The invocation was given by Mr. Obed Urdiales from *Palabra Fiel* in Brownsville, Texas.

POST ELECTION BUSINESS:

3. ACTION regarding the administration of the Oath of Office, and Statement of Elected Official.

Ms. Estela Von Hatten, City Secretary, reviewed an un-official tabulation of the canvass of election results, as prepared by The Office of the Elections Administrator, for the City of Brownsville Municipal Election held on May 13, 2006, in Brownsville, Cameron County, Texas, for the purpose of electing a District Commissioner 2. She noted that Mr. Charlie Atkinson received 747 votes, reflecting 59.52% of the ballots cast and Ms. Sidney Lasseigne, received 508 votes, reflecting 40.48% of the ballots cast.

Ms. Von Hatten further noted that the resolution approving the official canvassing of the election results would be presented for action at a Special Meeting of the City Commission scheduled for May 23, 2006 (time to be determined).

County Court-at-Law Judge Janet Leal administered the Oath of Office to Commissioner-elect District 2 Charles "Charlie" Atkinson, who was accompanied by wife and children, parents and immediate family members.

Mayor Eddie Treviño, Jr., yielded the floor to Commissioner-Elect Charlie Atkinson, who thanked the citizens of Brownsville for their support and pledged to work with the Mayor and City Commissioners for the benefit of the citizens of Brownsville.

Commissioner-elect District 2 Charlie Atkinson took his seat and assumed the official duties as duly elected City Commissioner District 2.

1. PRESENTATIONS:

Administrative Report

(Greater Brownsville Incentives Corporation)

Mr. Jose A. Herrera, GBIC Board Chairman, presented the GBIC administrative report noting the background of the corporation and its progress towards attracting a diversity of jobs to the City of Brownsville.

Employee of the Month

(May 2006)

Mr. Charlie Cabler, City Manager, recognized *Ms. Oralia Cavazos*, Public Health employee, as “*Employee of the Month*” for the month of May, 2006.

2. 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 Carlos A. Cisneros, seconded by Commissioner Sally M. Arroyo, 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 02, 2006.

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

Employee	Department	Destination	Date
Edward Kuprel	Building Insp.	Corpus Christi, TX	June 23, 2006
Norma H. Zamora	BUS	Dallas, TX	May 18 – 19, 2006
Rodney Gomez	BUS	Houston, TX	May 22 – 24, 2006
Tom Logan	BUS	Austin, TX	May 30 – 31, 2006
Norma H. Zamora	BUS	Corpus Christi, TX	May 31 – June 1, 2006
Norma H. Zamora	BUS	Kansas City, MO	June 6 – 8, 2006
Gail Edwards	BUS	Kansas City, MO	June 6 – 8, 2006
Leonardo Perez	Fire	Austin, TX	May 16 – 18, 2006
Ben Nunez	Fire	Waco, TX	June 11 – 14, 2006
Cassandra Teran	Fire	Austin, TX	June 19 – 23, 2006
Josue Ramirez	Health	Austin, TX	June 20 – 21, 2006
Beulah Mendez	Health	Austin, TX	June 20 – 21, 2006

Sandra De Leon	Health	Austin, TX	June 20 – 21, 2006
Alfredo Valdez	Health	San Antonio, TX	June 26 – 28, 2006
Diane Karavasilis	Health	San Antonio, TX	June 26 – 28, 2006
Ben Neece	Municipal Court	Laredo, TX	May 18 – 19, 2006
Lucky Leal	Municipal Court	Austin, TX	June 12 – 14, 2006
Janie Cano	Municipal Court	Austin, TX	June 12 – 14, 2006
Mark Lund	Planning	Corpus Christi, TX	May 30 – June 2, 2006
Alfonso Vallejo	Planning	Corpus Christi, TX	May 30 – June 2, 2006
Gerard Serrata	Police	San Antonio, TX	May 16 – 19, 2006
Jose Juan Trevino	Police	San Antonio, TX	May 16 – 19, 2006
David Ivory	Public Works	Dallas, TX	June 5 – 7, 2006
Stephen Graybill	Public Works	Dallas, TX	June 5 – 7, 2006

Mr. Edward Kuprel, City Forester, will attend the “*Law of Easement: Legal Issues and Practical Consideration in Texas*,” sponsored by Lorman Education Services, on June 23, 2006, in Corpus Christi, Texas.

Ms. Norma H. Zamora, BUS Director, will attend the “*2006 Women in Transportation (WTS) International Conference*,” sponsored by Women in Transportation (WTS), on May 18 – 19, 2006, in Dallas, Texas.

Mr. Rodney Gomez, BUS Assistant Director, will attend the “*Statewide and Metropolitan Transportation Programming Course*,” sponsored by the National Training Institute, on May 22 – 24, 2006, in Houston, Texas.

Mr. Tom Logan, BUS Transit Planner, will attend the “*2006 Title VI Training, Title VI/Nondiscrimination in the Federal –aid Program: A Systematic, Interdisciplinary and Integrative Approach*,” sponsored by Federal Highway Administration (FHWA) and Texas Department of Transportation (TxDOT), on May 30 -31, 2006, in Austin, Texas.

Ms. Norma H. Zamora, BUS Director, will attend the “*Texas Department of Transportation (TxDOT) Planning Conference*,” sponsored by the Texas Department of Transportation (TxDOT), on May 31 – June 1, 2006, in Corpus Christi, Texas.

Ms. Norma H. Zamora, BUS Director, and Ms. Gail Edwards, BUS Accountant, will attend the “*Federal Transit Administration (FTA) Financial Management Oversight (FMO) Seminar*,” sponsored by the Federal Transit Administration (FTA), on June 6 - 8, 2006, in Kansas City, Missouri.

Fire Chief Leonardo Perez will attend the “*Texas Commission on Fire Protection Fire Fighter Advisory Committee Meeting*,” sponsored by the Texas Commission on Fire Protection, on May 16 – 18, 2006, in Austin, Texas.

Fire Marshal Ben Nunez will attend the “*130th Annual State Fireman’s and State Fire Marshal’s Association (SFFMA) Training Conference and Convention*,” sponsored by the State Fireman’s and State Fire Marshal’s Association of Texas, on June 11 – 14, 2006, in Waco, Texas.

Fire Inspector Cassandra Teran will attend the “*Juvenile Fire-setting Intervention and Prevention Project Workshop*,” sponsored by National Association of State Fire Marshals, on June 19 – 23, 2006, in Austin, Texas.

Mr. Josue Ramirez, Public Health Director, Ms. Beulah Mendez, Legal Secretary, and Ms. Sandra De Leon, Grant Writer, will attend the “*Smoke-Free Campaign Workshop for staff and volunteers of the American Cancer Society, American Heart Association and other health organizations*,” sponsored by the American Cancer Society, on June 20 – 21, 2006, in Austin, Texas.

Mr. Alfredo Valdez, Health Inspector II, and Ms. Diane Karavasilis, Health Inspector, will attend the “*National Environmental Health Association 70th Annual Educational Conference*,” co-sponsored by the National Environmental, Safety & Health Training Association supported by a grant from the Centers for Disease Control and Prevention (CDC), on June 26 – 28, 2006, in San Antonio, Texas.

Judge Ben Neece, Municipal Court Presiding Judge, will attend the “*Collections Improvement Program South Regional Meeting*,” on May 18 – 19, 2006, in Laredo, Texas.

Ms. Lucky Leal, Municipal Court Administrator, and Ms. Janie Cano, Administrative Technician II, will attend the “*Court Administrator Conference*,” sponsored by the Texas Municipal Court Education Center (TMCEC), on June 12 – 14, 2006, in Austin, Texas.

Mr. Mark Lund, MPO Director Planning Department, and Mr. Alfonso Vallejo, MPO Planner, will attend the “2006 Transportation Planning Conference,” funded by the Texas Department of Transportation (TxDOT), on May 30 – June 2, 2006, in Corpus Christi, Texas.

Police Sergeant Gerard Serrata and Agent Jose Juan Trevino will attend the “18th Annual Texas Crime Stoppers Conference,” on May 16 – 19, 2006, in San Antonio, Texas.

Mr. David Ivory, Public Work Director, and Mr. Stephen Graybill, Public Works Assistant Director – Landfill, will attend the “2006 Texas Solid Waste Association of North America (TXSWANA) Annual Conference,” sponsored by the Texas Solid Waste Association of North America (TXSWANA), on June 5 – 7, 2006, in Dallas, Texas.

- c) APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2006-014 to rezone, from Dwelling “Z” Classification to Light Retail “G” Classification, 0.15 acres out of Lot 22 of Block 5 of Villa Nueva Subdivision, near US 281 and El Metro Street.**

BOARDS AND COMMISSION APPOINTMENTS:

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

Upon motion by Mayor Eddie Treviño, Jr., seconded by Commissioner Edward C. Camarillo and carried unanimously, **Ms. Myrna Ayala Garza** was **appointed** to the Graffiti Advisory Committee.

- 5. ACTION to appoint or reappoint one (1) new member to the Parks and Recreation Advisory Committee.** [TABLED 04/18/2006]

Upon motion by Commissioner Carlos A. Cisneros, seconded by Commissioner Ernie L. Hernandez and carried unanimously, **Mr. Tony Saavedra** was **appointed** to the Parks and Recreation Advisory Committee to replace Ms. Celina Cruz whose term expired.

6. ACTION to appoint one (1) new member to the Brownsville Border Film Advisory Commission.

Upon motion by Commissioner Ernie L. Hernandez, seconded by Commissioner Edward C. Camarillo and carried unanimously, **Commissioner Carlos A. Cisneros** was **appointed** to the Brownsville Border Film Advisory Commission to replace Commissioner David Betancourt who resigned.

PUBLIC HEARINGS:

7. Public Hearing and ACTION on FIRST 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.

Mr. Ben Medina, Director of Planning and Community Development, noted that the Planning and Zoning Commission recommended approval of the proposed rezoning.

Upon motion by Commissioner Carlos A. Cisneros, seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously, the public hearing was **closed**.

Upon motion by Commissioner Carlos A. Cisneros, seconded by Commissioner Sally M. Arroyo and carried unanimously, Ordinance Number 235-2006-019 was **approved** on first reading.

8. Second Public Hearing on voluntary annexation and on Service Plan.

Mr. Ben Medina, Director of Planning and Community Development, noted that this was the second of three required public hearings associated with the development of Rancho Simpatico located in west Brownsville, along Military Highway.

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

ACTION ITEMS:

- 9. ACTION to relocate the Sergeant Jose M. Lopez Statue from the Veteran's International Bridge at *Los Tomates* to the Veteran's Park on Central Boulevard.**

Mayor Eddie Treviño, Jr., invited employees and citizens to the dedication of Brownsville Veterans Park, located on Central Boulevard, beginning at 10:30 a.m. on May 29, 2006.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Carlos A. Cisneros and carried unanimously, the request to relocate the Sergeant José M. Lopez Statue, from the Veteran's International Bridge at Los Tomates to the Brownsville Veterans Park on Central Boulevard was **approved**.

- 10. ACTION to authorize the use of Washington Park on July 29, 2006, and the closure of Adams Street between 7th and 9th Streets, beginning 6:00 P.M. Friday, July 28, 2006 through 11:00 A.M. Sunday, July 30, 2006, for the 2006 Gulf Shrimp Fiesta.**

Commissioner Charlie Atkinson moved that use of **Washington Park** on July 29, 2006, and the **closure of Adams Street** between 7th and 9th Streets, beginning 6:00 P.M. Friday, July 28, 2006 through 11:00 A.M. Sunday, July 30, 2006 be **authorized**, for the *Gulf Shrimp Fiesta* 2006.

The motion was seconded by Commissioner Carlos A. Cisneros, and carried unanimously.

- 11. ACTION on Resolution Number 2006-035 to accept the gift transfer of Rancho Simpatico Park Land to the City of Brownsville; adopting the Master Plan for said park land; using said land gift transfer for state funding for public park and trail improvements of said Rancho Simpatico Park Land.**

Upon motion by Commissioner Sally M. Arroyo, seconded by Commissioner Carlos A. Cisneros and carried unanimously, Resolution Number 2006-035 was **approved**, accepting the gift transfer of Rancho Simpatico Park Land to the City of Brownsville;

adopting the Master Plan for said park land; using said land gift transfer for state funding for public park and trail improvements of said Rancho Simpatico Park Land.

Mayor Eddie Treviño, Jr., and Commissioner Ricardo Longoria, Jr., thanked Mrs. Paula LeGross, property owner, for the land gift transfer to the City for development of public parks and trails improvements within the proposed “*Rancho Simpatico*” residential development in west Brownsville.

PURCHASES/BIDS/CONTRACTS:

12. ACTION to request funding, in the amount of \$25,000, for the 4th of July Celebration.

Mr. Alex Mead, representing the South Texas Young Professionals, presented the request for funding to conduct the 4th of July fireworks celebration, noting that the request was actually for \$30,000.

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Ernie L. Hernandez and carried unanimously, funding in the amount of \$30,000 was **approved.**

13. ACTION on a request for lease assignment from Johnson Electric Holding Limited to Silver Eagle Bus Manufacturing, Incorporated.

Mr. James Goza, City Attorney, recommended that the assignment of lease, as requested by Johnson Electric Holding, Ltd., be disallowed, that the City buy out the existing lease and all equity or capital interests possessed by Johnson Electric for a sum of \$653, 000.00 (Six Hundred and Fifty Three Thousand Dollars), and that the City enter into a three-year lease agreement for the building currently occupied by Johnson Electric to Silver Eagle Bus Manufacturing, Inc., to begin on June 1, 2006 and ending on May 31, 2009, for a monthly lease amount of \$2,782.00 (Two Thousand Seven Hundred and Eighty Two Dollars).

Commissioner Cisneros made the motion as proposed. The motion was seconded by Commissioner Sally M. Arroyo and was unanimously approved by the City Commission

14. ACTION to authorize the acceptance and expenditure of the Texas Department of Transportation (TxDOT), Selective Traffic Enforcement Program (STEP), “Click It or Ticket” (CIOT) Grant awarded to the Brownsville Police Department in the amount of \$16,000.

Upon motion by Commissioner Carlos A. Cisneros, seconded by Commissioner Edward C. Camarillo and carried unanimously, the Brownsville Police Department was **authorized** to accept and expend the Texas Department of Transportation, Selective Traffic Enforcement Program (STEP), “Click It or Ticket” (CIOT) grant awarded in the amount of \$16,000.

15. ACTION to approve an Inter-local Billing Agreement for waste collection services between the City of Brownsville and Olmito Water Supply.

Mr. David Ivory, Public Works Director, noted that approval of the proposed agreement would facilitate billing and improve collections of over 200 accounts.

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Carlos A. Cisneros and carried unanimously, an inter-local billing agreement between the City of Brownsville and Olmito Water Supply was **approved**, for solid waste collection services.

16. ACTION to award a contract for landscape and irrigation improvements at the Land O’ Lakes Triangle Project.

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Charlie Atkinson and carried unanimously, a contract in the amount of **\$19,950** was awarded to **Grass Unlimited of Brownsville, Texas**, for landscape and irrigation improvements at the Land O’ Lakes Triangle Project.

17. ACTION to authorize Phase III of the Community Broadband Infrastructure and Infrastructure Consolidation Recommendation Services (Enterprise Modernization Project) Contract for the City of Brownsville Management Information System (MIS) Department.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Sally M. Arroyo and carried unanimously, the Phase III of the Community Broadband Infrastructure and Infrastructure Consolidation Recommendation Services, (Enterprise Modernization Project) Contract was awarded to **International Business Machines (IBM), of Austin, Texas**, in the amount of **\$3,895,597**, which would be invoiced monthly, for the following services:

- Services labor
- Estimated non-IBM hardware and software procurement
- Estimated IBM hardware procurement

18. ACTION to award a term contract for the purchase and delivery of uniforms for the Brownsville Police Department.

Upon motion by Commissioner Sally M. Arroyo, seconded by Commissioner Edward C. Camarillo and carried unanimously, a contract was awarded to **Galls, Incorporated, of Lexington, Kentucky**, for the purchase and delivery of uniforms for the Brownsville Police Department at the **stipulated prices**.

19. ACTION to award a contract for storm water improvements for the 29th Year Community Development Block Grant (CDBG) Garden Park Watershed Project.

Mr. Paul Calapa, Purchasing Director, noted that the project had been re-bid due to rejection of the original bids at the last meeting.

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Carlos A. Cisneros and carried unanimously, a contract in the amount of **\$870,676** was awarded to **R.M. Walsdorf, of Brownsville, Texas**, for storm water improvements for the 29th Year Community Development Block Grant Garden Park Watershed Project.

20. ACTION to award an indefinite quantity term contract for moderate home rehabilitation services on a rotation basis for the Planning and Community Development Department.

Mr. Paul Calapa, Purchasing, Director, noted that the recommended contractors would participate, on a rotation basis, each to be assigned an equivalent amount of homes to be rehabilitated, under the City's Moderate Rehabilitation Program.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Ernie L. Hernandez and carried unanimously, an indefinite quantity term contract was **awarded** for to the following companies, on a rotation basis, and each to be assigned an equivalent number of homes for rehabilitation under the City's Moderate Rehabilitation Program:

- P.H. Hernandez Construction Brownsville, Texas
- Montes Construction Brownsville, Texas
- CEPRO Construction Brownsville, Texas

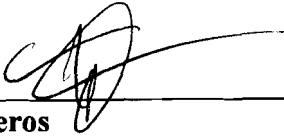
PUBLIC COMMENT PERIOD:

There were no public comments.

ADJOURNMENT:

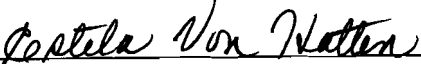
There being no further business to come before the City Commission, the meeting adjourned at 7:05 p.m.

Approved the 6th day of June, 2006.



Carlos A. Cisneros
Mayor Pro-Tem of Brownsville

Attest:



Estela Von Hatten
City Secretary

