

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

MINUTES of a **Special 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, November 28, 2006**, at **5:15 P.M.**, **5:40 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
JESSICA GARCÍA		ADMINISTRATIVE SPECIALIST II

A quorum being present, Mayor Eddie Treviño, Jr., asked Ms. Jessica García, Administrative Specialist II, to read the call to consider the following matters as posted and filed for the record in The Office of the City Secretary on November 22, 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 item:

- A) Discussion pursuant to Section 551.071, of the Texas Government Code, regarding existing litigation styled City of Brownsville vs. Taylorcraft Aviation.**
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WORKSHOPS:

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

- a) Discussion regarding the Keppel Amfels Enterprise Zone Project Proposal by T-COT, Inc.**
- b) Discussion regarding the Status Report of the World Birding Center.**
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SPECIAL MEETING:

PLEDGE OF ALLEGIANCE: UNITED STATES PLEDGE * TEXAS PLEDGE

The U.S. Pledge of Allegiance and Texas Pledge were led by Russell Elementary Cub Scouts Pack 25, 3rd grade students: *Rene Hernandez, Jr., Sebastian Perez, and Marcus Anthony Silva.*

INVOCATION:

The invocation was given by Reverend Wil R. Aten, Executive Chaplain, of International Seaman Center of Brownsville, Texas.

1. CONSENT AGENDA ITEMS:

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

Mr. Ben Medina, Jr., Director of Planning and Community Development, requested that Consent Agenda item “f” be tabled as per applicant’s request.

Commissioner Ernie L. Hernandez, Jr. moved that **Consent Agenda Item “f” be tabled, and Consent Agenda Items “a” through “e” and “g” through “k” be approved.**

The motion was seconded by Commissioner Sally M. Arroyo and carried by the following vote:

AYES: Mayor Treviño, Commissioners Cisneros, Camarillo and Hernandez;

NAYS: Commissioners Longoria, Atkinson and Arroyo - on Consent Agenda Item “k” only.

ITEMS No. “a” through “k”

- a) **Approval of the Minutes of the Regular Meeting November 07, 2006.**
- b) **Authorization for the following individuals to incur travel expense:**

Employee	Department	Destination	Date
Raquel Benavidez	City Attorney	Houston, TX	Dec. 7 – 9, 2006
Jaime Medina	Health	Corpus Christi, TX	Dec. 8 – 10, 2006
Sabrina Rios	Health	Corpus Christi, TX	Dec. 8 – 10, 2006
Robert Dippong	Health	Corpus Christi, TX	Dec. 8 – 10, 2006
Pedro Montana	Health	Corpus Christi, TX	Dec. 8 – 10, 2006
Jessica Lino	Municipal Court	South Padre Island, TX	Dec. 7 – 8, 2006
Debbie Morales	Municipal Court	South Padre Island, TX	Dec. 7 – 8, 2006
Cynthia Davis	Municipal Court	South Padre Island, TX	Dec. 7 – 8, 2006
Ben Medina, Jr.	Planning	Falls Church, VA	Nov. 29 – Dec. 1, 2006
Victor Maldonado	Planning	Austin, TX	Dec. 6 – 7, 2006
Martino Treviño	Public Works	San Antonio, TX	Dec. 3 – 8, 2006
Emilio Montes	Public Works	San Antonio, TX	Dec. 3 – 8, 2006

Ms. Raquel Benavidez, Legal Secretary, will attend “*The Managing Multiple Projects Seminar*,” sponsored by the SkillPath Seminars, on December 7 – 9, 2006, in Houston, Texas.

Mr. Jaime Medina, Animal Control Officer II, Ms. Sabrina Rios, Animal Care Technician II, Mr. Robert Dippong, Animal Care Officer I, and Mr. Pedro Montana, Animal Control Officer I, will attend a “*Certified Euthanasia Course through Animal Care Technologies*,” sponsored by the City of Corpus Christi’s Animal Care Services Division, on December 8 – 10, 2006, in Corpus Christi, Texas.

Ms. Jessica Lino, Administrative Technician II, Ms. Debbie Morales, Administrative Technician II, and Ms. Cynthia Davis, Fiscal Technician II, will attend the “*INCODE Court Training Seminar*,” sponsored by INCODE Court Case Management, on December 7 – 8, 2006, in South Padre Island, Texas.

Mr. Ben Medina, Jr., Director of Planning & Community Development, will meet with Senator Hutchinson, Senator Cornyn, Congressman Ortiz and other Department Representatives, on November 29 to December 1, 2006, in Falls Church, Virginia.

Mr. Victor Maldonado, Homeless Coordinator, will attend the “*2007 Emergency Shelter Grants Program (ESGP) Application Workshop*,” sponsored by the Texas Department of Housing and Community Affairs, on December 6 – 7, 2006, in Austin, Texas.

Mr. Martino Treviño, Compliance Manager, and Mr. Emilio Montes, Landfill Scale Master, will attend the “*Class A Municipal Solid Waste Training Course*,” sponsored by the Institute for Infrastructure & Environmental Development (IIED), on December 3 – 8, 2006, in San Antonio, Texas.

c) APPROVAL on SECOND and FINAL READING of Ordinance Number 2006-1288-B to amend Section 50-73 of the Code of Ordinances which established Fire Prevention and Inspection Fees.

- d) APPROVAL on SECOND and FINAL READING of Ordinance Number 2006-1439-A to amend Chapter 50 of the Code of Ordinances: Fire Protection and Prevention.**
- e) APPROVAL on SECOND and FINAL 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.**
- f) APPROVAL on SECOND and FINAL 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).**
- g) APPROVAL on SECOND and FINAL 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).**
- h) APPROVAL on SECOND and FINAL 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.**
- i) APPROVAL on SECOND and FINAL 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.**
- j) APPROVAL on SECOND and FINAL 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.**

k) 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.

BOARDS AND COMMISSION APPOINTMENT:

2. Consideration and ACTION to appoint or reappoint one (1) member to the Brownsville Beautification Committee. [TABLED 11/07/2006]

Upon motion by Commissioner Sally M. Arroyo, seconded by Commissioner Carlos A. Cisneros, and carried unanimously, Ms. Mary Brown was **reappointed** to the Brownsville Beautification Committee.

ACTION ITEM:

16. Consideration and ACTION on Resolution Number 2006-066 to rename and officially designate Bobby's Lane as St. Mary's Lane.

Upon motion by Commissioner Ernie L. Hernandez, Jr., seconded by Commissioner Carlos A. Cisneros, and carried unanimously, Resolution Number 2006-066 was **approved**, renaming and officially designating Bobby's Lane as St. Mary's Lane.

PUBLIC HEARINGS:

3. **Public Hearing and ACTION on FIRST READING of Ordinance Number 2006-1452-A, to amend Ordinance Number 2006-1452, regulating signs within the corporate city limits and extraterritorial jurisdiction of the City of Brownsville, Texas, providing a penalty for the violations of this ordinance; providing for the manner of amending Chapter 328 of the City of Brownsville Code of Ordinances and providing when this ordinance shall become effective.**

Mr. Jim Goza, City Attorney, gave a brief overview of the ordinance.

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

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Sally M. Arroyo, and carried unanimously, Ordinance Number 2006-1452-A was **approved** at first reading, amending Ordinance Number 2006-1452, regulating signs within the corporate city limits and extraterritorial jurisdiction of the City of Brownsville, Texas, providing a penalty for the violations of this ordinance, providing for the manner of amending Chapter 328 of the City of Brownsville Code of Ordinances and providing when this ordinance shall become effective.

4. **Public Hearing and ACTION on FIRST READING of Ordinance Number 2006-1466 to authorize the City Manager to abandon a portion of a 40 foot right-of-way described as San Jacinto Road.**

Mr. Carlos Lastra, P.E., City Engineer, gave a brief overview of the ordinance.

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

Upon motion by Commissioner Sally M. Arroyo, seconded by Commissioner Carlos A. Cisneros, and carried unanimously, Ordinance Number 2006-1466 was **approved** authorizing the City Manager to abandon a portion of a 40 foot right-of-way described as San Jacinto Road located at FM 802 and Robindale Road.

5. **Public Hearing and ACTION on FIRST READING of Ordinance Number 2006-1467 of the City of Brownsville, Texas ordaining the City's participation in the Texas Enterprise Zone Program pursuant to the Texas Enterprise Act, Chapter 2303, Texas Government Code (Act), providing tax incentives, designating a liaison for communication with interested parties, and nominating Keppel Amfels, Inc. to the Office of the Governor Economic Development and Tourism (EDT) through the Economic Development Bank (Bank as an Enterprise Zone Project).**

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

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Carlos A. Cisneros, and carried unanimously, Ordinance Number 2006-1467 was **approved** ordaining the City's participation in the Texas Enterprise Zone Program pursuant to the Texas Enterprise Act, Chapter 2303, Texas Government Code (Act), providing tax incentives, designating a liaison for communication with interested parties, and nominating Keppel Amfels, Inc. to the Office of the Governor Economic Development and Tourism (EDT) through the Economic Development Bank (Bank as an Enterprise Zone Project).

6. **Public Hearing and ACTION on FIRST READING of Ordinance Number 2006-1468 amending the text of the City Zoning Ordinance by adding the following definitions: Retail Sale/Rental of Goods or Services, Home Improvement Superstore and/or Warehouse, Garden Center, Superstore and/or Warehouse, Seasonal Sale, Conditional Use, Conditional Use Permit.**

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

Upon motion by Commissioner Sally M. Arroyo, seconded by Commissioner Edward C. Camarillo, and carried unanimously, Ordinance Number 2006-1468 was **approved** amending the text of the City Zoning Ordinance by adding the following definitions: Retail Sale/Rental of Goods or Services, Home Improvement Superstore and/or Warehouse, Garden Center, Superstore and/or Warehouse, Seasonal Sale, Conditional Use, Conditional Use Permit.

7. **Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2006-065 to rezone, from Dwelling “Z” Classification to General Retail “G” Classification, 0.450 acres out of Block 24 Brownsville Land Improvement Company Subdivision located near Minnesota and Austin Road.**

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously, the public hearing was **closed**.

Commissioner Charlie Atkinson moved that Ordinance Number 235-2006-065 be **approved**. The motion was seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously.

8. **Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2006-066 to rezone, from Dwelling “Z” Classification to Medium Retail “G” Classification, Lot 1 Block 4 of Cameron Park Addition located near Paredes Line and Carlos Avenue.**

9. **Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2006-066-S to allow a General Retail (tire shop) in a Medium Retail for Lot 1 Block 4 of Cameron Park Addition located near Paredes Line and Carlos Avenue.**

Mr. Ben Medina, Jr., Director of Planning and Community Development, asked that Items 8 and 9 be read together as they dealt with the same property.

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

Commissioner Ricardo Longoria, Jr., moved that Ordinance Number 235-2006-066-S. be **approved**. The motion was seconded by Commissioner Charlie Atkinson, and carried unanimously.

10. **Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2006-067-S to allow a Light Commercial (car wash) in a General Retail for Lot 4 Block 1 of Galaxia Plaza Subdivision located near Military Highway and Calle Galaxia St.**

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

Commissioner Edward C. Camarillo moved that Ordinance Number 235-2006-067-S be **approved**. The motion was seconded by Commissioner Charlie Atkinson, and carried unanimously.

11. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2006-068-S to allow a Light Commercial (used car lot) in General Retail for Lot 1 Block 32 of East Brownsville 3rd Section located near Southmost Road and East 21st Street.

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously, the public hearing was **closed**.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Charlie Atkinson and carried unanimously, Ordinance Number 235-2006-068-S was **approved**.

ACTION ITEMS:

12. Consideration and ACTION to rename St. Charles Park to Gene McNair/St. Charles Park. [TABLED 11/07/2006]

Commissioner Edward C. Camarillo read a brief background on Mr. Gene McNair.

Upon motion by Commissioner Ernie L. Hernandez, Jr., seconded by Commissioner Sally M. Arroyo and carried unanimously, St. Charles Park was **renamed** to Gene McNair/St. Charles Park.

13. Consideration and ACTION to rename a portion of Tony Gonzalez Park to Lucino Rosenbaum, Sr. Park.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Sally M. Arroyo and carried unanimously, the open field near 30th Street of Tony Gonzalez Park was **renamed** to Lucino Rosenbaum, Sr. Park.

14. Consideration and ACTION to authorize the City Manager or City Attorney to take action regarding resolution of litigation styled City of Brownsville vs. Taylorcraft Aviation.

Mr. Jim Goza, City Attorney, noted that Taylorcraft Aviation had offered to pay **\$15,000** a month, beginning on December 1, 2006, with the full amount of arrears to be paid by July 1, 2007. He further noted that Taylorcraft Aviation would agree to payment on the first of every month, but no later than the fifth day of the month, by cashier's check.

Commissioner Sally M. Arroyo moved that the City Manager, or City Attorney, be **authorized** to take action regarding resolution of litigation styled City of Brownsville vs. Taylorcraft Aviation. The motion was seconded by Commissioner Ernie L. Hernandez, Jr., and carried by the following vote:

AYES: Mayor Treviño, Commissioners Longoria, Camarillo, Arroyo and Hernandez;

NAYS: Commissioners Atkinson and Cisneros.

15. Consideration and ACTION to authorize the City Manager to initiate a request for qualifications for a professional consultant to project and evaluate the economic effects of the implementation of an impact fee based on the capital improvement plan and land use assumptions to be approved through the Capital Improvements Advisory Committee (CIAC) and for further recommendations to be made to the City Commission regarding options for payment on infrastructure costs associated with new growth and development.

Commissioner Carlos A. Cisneros moved that the City Manager be **authorized** to initiate a request for qualifications for a professional consultant to project and evaluate the economic effects of the implementation of an impact fee based on the capital improvement plan and land use assumptions to be approved through the Capital Improvements Advisory Committee (CIAC), and for further recommendations to be made to the City Commission regarding options for payment on infrastructure costs

associated with new growth and development. The motion was seconded by Commissioner Sally M. Arroyo, and carried by the following vote:

AYES: Mayor Treviño, Commissioners Cisneros, Camarillo, Arroyo and Hernandez;

NAYS: Commissioners Longoria and Atkinson.

Commissioner Ricardo Longoria, Jr., stepped out.

17. Consideration and ACTION to adopt budget amendment Resolution Number 2006-067 to amend the General Fund, and the Capital Projects Fund by transferring \$130,000 from General Fund to the Capital Projects Fund for the amount needed to complete the installation of water and sewer lines at the World Birding Center.

Upon motion by Commissioner Sally M. Arroyo, seconded by Commissioner Edward C. Camarillo and carried unanimously, Resolution Number 2006-067 was **authorized**, amending the General Fund and the Capital Projects Fund, by transferring \$130,000 from General Fund to the Capital Projects Fund for the amount needed to complete the installation of water and sewer lines at the World Birding Center.

Commissioner Ricardo Longoria, Jr., returned.

18. Consideration and ACTION on Resolution Number 2006-068 to direct Planning Department Staff to change or create parts of the subdivision ordinance to comply with state regulations.

Mr. Ben Medina, Jr., Director of Planning and Community Development, gave an overview of the resolution.

Upon motion by Commissioner Ernie L. Hernandez, Jr., seconded by Commissioner Sally M. Arroyo, and carried unanimously, Resolution Number 2006-068 was **approved**, directing Planning Department Staff to change or create parts of the subdivision ordinance to comply with state regulations.

19. Consideration and ACTION on Resolution Number 2006-069 to permit free parking at all downtown parking meters during the holiday season from Sunday, December 10, 2006 through Sunday, December 24, 2006.

Upon motion by Commissioner Carlos A. Cisneros, seconded by Commissioner Edward C. Camarillo and carried unanimously, Resolution Number 2006-069 was **approved**, allowing free parking at all downtown parking meters during the holiday season from Sunday, December 10, 2006 through Sunday, December 24, 2006.

PURCHASES/BIDS/CONTRACTS:

20. Consideration and ACTION to award a contract to The Trane Company for repairs to the chiller units at the former Levi Strauss Building at the Brownsville South Padre Island International Airport. (TABLED)

Commissioner Ricardo Longoria, Jr., moved that the contract with The Trane Company for repairs to the chiller units, at the former Levi Strauss Building, located at the Brownsville South Padre Island International Airport, be **tabled**. The motion was seconded by Commissioner Sally M. Arroyo, and carried unanimously.

21. Consideration and ACTION regarding proposal to lease from the City certain unimproved ground area of 2.96 acres and has requested the City to grant it certain rights and privileges in connection with the use of land located within the City, and situated generally in the area of Woodruff Street and East Price Road, adjacent to the Hygeia Dairy Company, for the design and construction of a building and recreational facilities.

Upon motion by Commissioner Carlos A. Cisneros, seconded by Commissioner Ernie L. Hernandez, Jr., and carried unanimously, a lease agreement with the Veterans of Foreign Wars (VFW) Post 2035, was **approved** for the unimproved 2.96 acres of property situated generally in the area of Woodruff Street and East Price Road, adjacent to the Hygeia Dairy Company, for the design and construction of a building and recreational facilities.

Commissioner Carlos A. Cisneros left the meeting.

22. Consideration and ACTION to authorize the execution of the Economic Development Program Agreement between Lowe's Home Centers, Inc. and the City of Brownsville allowing for re-imbursement of infrastructure costs expended by the developer through a sales tax revenue sharing agreement.

Mr. Jim Goza, City Attorney, noted that the approval of the proposed agreement would allow for the City of Brownsville to keep half of the sales tax revenue up to \$1.675 million.

Upon motion by Commissioner Ernie L. Hernandez, Jr., seconded by Commissioner Sally M. Arroyo and carried unanimously, an Economic Development Program Agreement with Lowe's Home Centers, Inc., was **authorized**, allowing for reimbursement of infrastructure costs expended by the developer through a sales tax revenue sharing agreement.

23. Consideration and ACTION to accept the 2004 CIP Street and Drainage, Contract Number 1 Project and to release retainage and final payment to G & T Paving, Inc.

Commissioner Charlie Atkinson moved that the 2004 CIP Street and Drainage Contract Number 1 Project be **accepted** and that retainage and final payment to G&T Paving, Inc. be **released** in the amount of **\$120,731.18**. The motion was seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously.

24. Consideration and ACTION to approve an interlocal agreement between AVANCE, Inc. Rio Grande Valley and the City of Brownsville whereby the City of Brownsville will provide \$40,000 of interim financing to AVANCE, Inc. for the reimbursement of subcontractors for the Community Youth Development Program 78520.

Mr. Pete Gonzalez, Finance Director, introduced the agreement and recommended approval.

Commissioner Ernie L. Hernandez, Jr., moved that an interlocal agreement with AVANCE, Inc. Rio Grande Valley be **approved**, whereby the City of Brownsville will provide \$40,000 of interim financing to AVANCE, Inc. for the reimbursement of

subcontractors for the Community Youth Development Program 78520. The motion was seconded by Commissioner Edward C. Camarillo and carried unanimously.

25. Consideration and ACTION to award a contract to Calence for Cisco Network Infrastructure Equipment for the Completion of the Enterprises Modernization Project.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Charlie Atkinson and carried unanimously, a contract was **awarded** to Calence, LLC of Austin, Texas, in the amount of **\$145,524.43**, for Cisco Network Infrastructure Equipment for the Completion of the Enterprises Modernization Project.

26. Consideration and ACTION to amend the contract with IBM for the completion of the Enterprise Modernization Project.

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously, an amendment to the contract with **International Business Machines (IBM)** of Austin, Texas, was approved for the completion of the Enterprise Modernization Project, in the amount of **\$156,582**. The purchase of the following equipment will be for the computer datacenter:

- 1.) APC Backup Power unit;
- 2.) Air conditioning/humidity (HVAC or CRAC) unit for environmental control of the core computer equipment.

27. Consideration and ACTION to award a contract for the purchase and delivery of one (1) explosive containment system for the Brownsville Police Department.

Mr. Paul Calapa, Purchasing Director, noted that once all the necessary paperwork was processed, the total cost of this project would be scheduled for 100% reimbursement from the State of Texas as part of the 2005 Law Enforcement Terrorism Prevention Program (LETTP) Grant.

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously, a contract for the purchase and delivery of one (1) ARC-5RM model explosive containment system for the Brownsville Police Department was awarded to **Mistral Security, Inc.** of Bethesda, Maryland, in the amount of **\$86,450.75**.

28. Consideration and ACTION to award a contract for construction services for the renovation of Washington Park Water Feature.

Mr. Paul Calapa, Purchasing Director, noted that the project was scheduled to be completed within 42 calendar days, and all materials, equipment rentals and additional labor outside the contract services would be provided by the City of Brownsville.

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously, a contract in the amount of **\$23,000** was awarded to **Alvarez Pools & Spas** of Donna, Texas, for construction services supervision, assistance, and labor for the renovation of Washington Park Water Fountain.

PUBLIC COMMENT PERIOD:

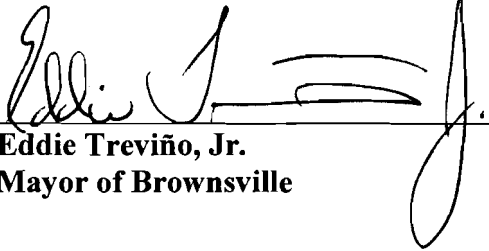
A public comment form had been submitted by Mr. Carlos A. Gomez in reference to Consent Agenda Item “f,” but he declined addressing the City Commission since Item “1f” was tabled. Mr. Gomez submitted a letter of protest, with various resident signatures, requesting modifications to Case Number 235-2006-606-CU.

ADJOURNMENT:


There being no further business to come before the City Commission, the meeting adjourned at 7:18 p.m.

Approved the 4th day of January 2007.




Eddie Treviño, Jr.
Mayor of Brownsville

Attest:


Estela Von Hatten
City Secretary