

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

Anthony P. Troiani, At-large Commissioner "A"
Ricardo Longoria, Jr., District Commissioner 1
Carlos A. Cisneros, District Commissioner 3

Leonel T. Garza, At-large Commissioner "B"
Charlie Atkinson, District Commissioner 2
Edward C. Camarillo, District Commissioner 4

Pat M. Ahumada, 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, August 7, 2007**, at **5:00 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 SESSION: 5:00 P.M.

- A) Discussion pursuant to Section 551.072, of the Texas Government Code, regarding real property. (Larry A. Brown – Aviation – 15 min.)
- B) Discussion pursuant to Section 551.072, of the Texas Government Code, regarding real property. (Norma H. Zamora – BUS – 15 min.)

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WORKSHOP: 5:30 P.M.

- a) Discussion regarding the status of the Enterprise Modernization Project at the Management Information Systems (MIS) Department. (Gail Bruciak – MIS – 15 min.)
- b) Discussion regarding the Automated Traffic Enforcement "Red-Light-Cameras" for the City of Brownsville. (Paul J. Calapa – Purchasing – 15 min.)

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- b) Approval of the Minutes of the Regular Meeting of July 17, 2007.
- c) 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	Monterrey, MX	Sept. 6 – 7, 2007
Joe Torres	Aviation	Austin, TX	Oct. 22 – 24, 2007
James Campbell	BUS	Elk Grove Village, IL	Sept. 9 – 11, 2007
Rene DeCoss	Municipal Court	Austin, TX	Aug. 16 – 18, 2007
Lucky Leal	Municipal Court	Austin, TX	Aug. 16 – 18, 2007
Jeff Johnston	OEM	Austin, TX	Aug. 19 – 24, 2007
Rolando Vasquez	Police	Austin, TX	Aug. 19 – 20, 2007
Ramon Ortiz	Police	Austin, TX	Aug. 19 – 20, 2007
Hermelinda Mendez	Police	Austin, TX	Aug. 19 – 20, 2007
Marian Culver-Kingsbury	Police	Austin, TX	Aug. 19 – 20, 2007
Carlos L. Garcia	Police	El Paso, TX	Oct. 3 – 6, 2007

- d) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2007-020** to rezone, from Dwelling “Z” (DZ) to Medium Retail “G” (3CG) Classification, Blocks 5 and 6 of Swan Nelson Subdivision located near FM 803 and Abrego Road. (Ben Medina, Jr. – Planning)
- e) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2007-029** to rezone, from Light Retail to General Retail “G” (4CG) Classification, Lot 1 Block 1 out of Ernesto Cortez Subdivision located near FM 511 and Prescott Lane. (Ben Medina, Jr. – Planning)
- f) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2007-030** to rezone, from Dwelling “G” (DG) to Medium Retail “G” (3CG) Classification, Lot 1 out of La Coma Subdivision located near Calle Milpa Verde and Impala Drive. (Ben Medina, Jr. – Planning)
- g) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2007-031** to rezone, from Dwelling Retail (DR) to General Retail (4CG) Classification, Lot 9 Block 1 out of Wymore Subdivision located near Paredes Line Road and Southern Pacific Railroad. (Ben Medina, Jr. – Planning)

h) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2007-501** to rezone, from Dwelling “Z” to Medium Retail “G” Classification, Tandy’s Corner Subdivision, Pasto Verde Phase I and Lot 11 Block 3, of Pasto Verde Phase II located near Highway 100 and FM 803. (Ben Medina, Jr. – Planning)

i) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2007-1476** creating a voluntary monthly fee of \$2.00 for each Brownsville Public Utilities Board (BPUB) customer to be dedicated in equal amounts for public safety needs, for additional funding for the Animal Shelter both administered by the Office of the City Manager, and for the promotion of the fine arts and our cultural heritage to be administered by a committee for Cultural Affairs. (Jim Goza – City Attorney)

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BOARDS AND COMMISSION APPOINTMENTS:

4. Consideration and **ACTION** to appoint or reappoint two (2) members and one City Commission member to the Paseo De La Resaca Landscaping and Lighting Maintenance District. (Commissioner Charlie Atkinson)
5. Consideration and **ACTION** to appoint or reappoint three (3) members to the Brownsville Beautification Committee. (Carlos Ayala – Beautification)
6. Consideration and **ACTION** to appoint one (1) City Commissioner to serve as a voting member on the Brownsville Metropolitan Planning Organization (MPO) Policy Committee. (Ben Medina, Jr. – Planning)

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PUBLIC HEARINGS:

7. Public Hearing to discuss the City’s proposed Fiscal Year 2008 Budget. (Pete Gonzalez – Finance)
8. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2007-033** to rezone, from Dwelling “Z” to Dwelling “G” (DG) Classification, Lot 140 out of El Jardin Subdivision located near Central Avenue and Ruben Torres Boulevard. (Ben Medina, Jr. – Planning)

9. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2007-035** to rezone, from Dwelling “G” to General Retail “G” (4CG) Classification, Lot 9 Block 8 out of First Section East Brownsville located near Southmost Road and International Boulevard. (Ben Medina, Jr. – Planning)

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ACTION ITEMS:

10. Consideration and **ACTION** to approve the demolition of structures ordered by the Building and Standards Commission. (Evaristo Gamez – Building Inspections)
11. Consideration and **ACTION** on **Resolution Number 2007-042** consenting to the condemnation of a property needed for the construction of the Brownsville Urban System Multimodal Terminal Project. (Norma H. Zamora – BUS)
12. Consideration and **ACTION** on **Resolution Number 2007-044** suspending the August 30, 2007, effective date of the Texas Gas Service Company’s requested rate change to permit the City time to study the request and to establish reasonable rates; approving the cooperation with other cities in the Rio Grande Valley Service Area to form the Valley Cities Gas Coalition; to hire legal and consulting services to negotiate with the company and direct any necessary litigation requiring reimbursement of cities’ rate case expenses; and requiring notice of this resolution to the company and legal counsel. (Jim Goza – City Attorney)
13. Consideration and **ACTION** on **Resolution Number 2007-045** approving a bond resolution by the Brownsville Health Facilities Development Corporation (BHFDC), providing for the issuance of bonds for Valley Baptist Medical Center-Brownsville (VBMC), and approving amendments to the By-laws of Brownsville Health Facilities Development Corporation. (Jim Goza – City Attorney)
14. Consideration and **ACTION** to adopt **Ordinance Number 2007-1477** authorizing the issuance, sale and delivery of approximately \$9,700,000 in aggregate principal amount of “City of Brownsville, Texas, Combination Tax and Airport Revenue Certificates of Obligation, Series 2007A (AMT)””; securing the payment thereof by authorizing the levy of an annual ad valorem tax and pledging surplus airport revenues; approving and authorizing the execution of a paying agent/registrar agreement, a purchase contract, an official statement and all other instruments and procedures related thereto. (Pete Gonzalez – Finance)

15. Consideration and **ACTION** to acknowledge the Cameron Appraisal District Chief Appraiser's Certification of the City of Brownsville's 2007 tax roll. (Pete Gonzalez – Finance)
16. Consideration and **ACTION** to acknowledge the finance director's certification of the estimated ad valorem tax collection rate for the Tax Year 2007 and the excess debt tax collections for Tax Year 2006. (Pete Gonzalez – Finance)
17. Consideration and **ACTION** to acknowledge the finance director's calculation of the proposed 2007 ad valorem tax rate. (Pete Gonzalez – Finance)
18. Consideration and **ACTION** to acknowledge the finance director's calculation of the City's effective and rollback ad valorem tax rates for Tax Year 2007 or Fiscal Year 2008. (Pete Gonzalez – Finance)
19. Consideration and **ACTION** on **Resolution Number 2007-043** requesting financial assistance from the Texas Water Development Board for the engineering facility plan and design documents of various improvements to the City's utility system with the 511-802 Colonia Wastewater Improvements project; authorizing the financial advisors, bond counsel, and engineers to coordinate the submission of the application to the Texas Water Development Board; and other matter in connection. (Ben Medina, Jr. – Planning)
20. Consideration and **ACTION** to authorize the filing of a grant application and accept awarded grant, in the amount of \$7,000 from the Texas Department of State Health Services (DSHS). (Josue Ramirez – Health)
21. Consideration and **ACTION** to authorize the acceptance of the Tobacco Compliance Grant from the Texas Comptroller of Public Accounts, in the amount of \$6,000 awarded to the Brownsville Police Department for Fiscal Year 2008. (Carlos L. Garcia – Police)
22. Consideration and **ACTION** to donate surplus vehicle cages to the Cameron County Sherriff's Office. (Carlos L. Garcia – Police)
23. Consideration and **ACTION** to accept a grant award, in the amount of \$4,907,859 from the Federal Aviation Administration (FAA). (Larry A. Brown – Aviation)

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PURCHASES/BIDS/CONTRACTS:

24. Consideration and **ACTION** regarding land acquisition for the Part 150 Program for the following parcels: 1.39 acre tract of Lot 9 Block 305 of El Jardin Subdivision at the Southmost corner of California Road and Illinois Avenue; 3.35 acre tract, more or less, of Lot 9 Block 305 of El Jardin re-subdivision located on the east side of Illinois Road, South of California Road; 7.24 acre tract of Lot 1 Block 305 of El Jardin Re-subdivision located on the west side of Indiana Avenue South of California Road. (Larry A. Brown – Aviation)
25. Consideration and **ACTION** authorizing a Supplemental Agreement to Amendment Number 20 under the General Engineering Contract (GEC) for Taxiway G Reconstruction at the Brownsville South Padre Island International Airport. (Larry A. Brown – Aviation)
26. Consideration and **ACTION** to accept the Garden Park Paving Improvements Phase I Project and to release retainage and final payment to G & T Paving Company. (Carlos Lastra – Engineering)
27. Consideration and **ACTION** to accept the Garden Park Paving Improvements Phase II Project and to release retainage and final payment to Quail Construction. (Carlos Lastra – Engineering)
28. Consideration and **ACTION** to purchase an 8.72 acre tract in Share 72 of the Espiritu Santo Grant, for the proposed East Loop Phase II Project and authorization to incur expenses associated with closing costs. (Carlos Lastra – Engineering)
29. Consideration and **ACTION** to purchase a 31.50 acre tract in Share 23 of the Espiritu Santo Grant, for the proposed East Loop Phase II Project and authorization to incur expenses associated with closing costs. (Carlos Lastra – Engineering)
30. Consideration and **ACTION** to award a contract for the Dean Porter Park Retaining Wall Improvements Project. (Paul J. Calapa – Purchasing)
31. Consideration and **ACTION** to award a contract for the 2006 CIP Project Contract Number 5 for Street Paving and Drainage Improvements for Abrahamson Drive and Daleiden Drive. (Paul J. Calapa – Purchasing)

- 32. Consideration and **ACTION** to award a contract for the 31st Year Community Development Block Grant (CDBG), Cadell Road 8 inch Water Line Construction Project. (Paul J. Calapa – Purchasing)
- 33. Consideration and **ACTION** to award a Guaranteed Maximum Price (GMP) Contract for construction of a Fueling Facility at the Public Works Service Center. (Paul J. Calapa – Purchasing)
- 34. Consideration and **ACTION** to award a contract for the purchase of one (1) vehicle for the Brownsville Police Department. (Paul J. Calapa – Purchasing)

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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: **Pat M. Ahumada, Jr.**
Mayor of the City of Brownsville

I certify that a copy of the August 7, 2007, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on August 3, 2007. 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