

**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 and Regular Meeting on Tuesday, December 04, 2007, at 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.

\*\*\*\*\*

**EXECUTIVE SESSION: 5:30 P.M.**

- A) Discussion pursuant to Section 551.071, of the Texas Government Code, regarding pending litigation styled Golden Spread vs. City of Brownsville, et. al. (Mayor Pat M. Ahumada, Jr. – 15 min.)

\*\*\*\*\*

**\*\*\*15 MINUTE BREAK\*\*\***

\*\*\*\*\*

**REGULAR MEETING: 6:00 P.M.**

**PLEDGE OF ALLEGIANCE:** UNITED STATES PLEDGE \* TEXAS PLEDGE

**INVOCATION:**

\*\*\*\*\*

- 1. **PROCLAMATIONS:** *“Mr. B” Motor Company*  
(Mayor Pat M. Ahumada, Jr.)  
  
*James Robert Murphy*  
(Commissioner Edward C. Camarillo)

2. **PRESENTATIONS:** *Employee of the Month*  
(December 2007)

3. **PUBLIC COMMENT PERIOD:** PLEASE NOTE:

- THE “PUBLIC COMMENT FORM” IS DESIGNATED FOR SPEAKERS TO ADDRESS THE COMMISSION ON A SUBJECT THAT IS NOT A PUBLIC HEARING.
- **ADDRESS THE COMMISSION AS A WHOLE – DO NOT DIRECT YOUR COMMENTS TO ANY INDIVIDUAL MEMBER OF THE COMMISSION.**
- **THE PUBLIC COMMENT PERIOD IS A TOTAL OF 15 MINUTES. (City Ordinance 2007-1090-D)**
- THERE IS A **THREE (3)-MINUTE TIME LIMIT** PER SPEAKER.
- NO **FORMAL** ACTION CAN BE TAKEN.
- FOR THE RECORD, THE SPEAKER **MUST IDENTIFY BY NAME** BEFORE SPEAKING.
- “PUBLIC COMMENT FORMS” ARE LOCATED ON THE SECOND FLOOR AT THE ENTRANCE OF THE COMMISSION CHAMBERS (on the day of the meeting).
- “PUBLIC COMMENT FORMS” MUST BE FILLED OUT AND PRESENTED TO THE CITY SECRETARY/STAFF **NO LATER THAN 6:00 P.M.** TO BE CONSIDERED/RECOGNIZED.
- “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]
- **PERSONS/GROUPS SCHEDULED TO CONDUCT A PRESENTATION OR DISTRIBUTING HANDOUTS ASSOCIATED WITH A PRESENTATION TO THE COMMISSION MUST PROVIDE A COPY OF SAME TO THE CITY SECRETARY FOR THE RECORD.**

\* \* \* \* \*

4. **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 “b”*

- a) Approval of the Minutes of the Special Meeting of November 13, 2007.
- b) Authorization for the following individuals to incur travel expense:

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Date</u>
Ramon Torres	Building Insp.	Austin, TX	Dec. 11 – 13, 2007
Lupe Granado	Finance	San Antonio, TX	Dec. 9 – 12, 2007

Leonardo L. Perez	Fire	Austin, TX	Dec. 5 – 6, 2007
Jesus Alvarez	Parks	Frisco, TX	Dec. 7 – 10, 2007
Antonio Saavedra	Parks	Frisco, TX	Dec. 7 – 10, 2007
Lucy Garza	Planning	San Antonio, TX	Dec. 5 – 7, 2007
Ben Medina, Jr.	Planning	San Antonio, TX	Dec. 5 – 7, 2007

\* \* \* \* \*

***BOARDS AND COMMISSION APPOINTMENTS:***

5. Consideration and **ACTION** on the possibility of removing Airport Advisory Board Member(s) and appointing replacement(s). (Commissioner Charlie Atkinson)
  
6. Consideration and **ACTION** on the possibility of removing a Paseo de la Resaca Landscaping and Lighting Maintenance District (PDLR) Board Member and appointing a replacement. (Commissioner Charlie Atkinson)
  
7. Consideration and **ACTION** to appoint or reappoint four (4) members to the Brownsville Community Improvement Corporation (BCIC). (Dr. Delina Barrera – BCIC)

\* \* \* \* \*

***PUBLIC HEARINGS:***

8. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2007-1482** to opt out from exempting ad valorem taxation of goods-in-transit. (Pete Gonzalez – Finance)
  
9. Public Hearing and **ACTION** to approve the expenditure of \$70,000 from the 2007 Edward Byrne Memorial Justice Assistance Grant (JAG) Program awarded to the Brownsville Police Department to purchase new weapons to replace the current department issued weapons for the Brownsville Police Officers. (Carlos L. Garcia – Police)
  
10. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2007-1429-A**, amending Ordinance Number 2004-1429, by attaching design guidelines to the FM 511 and I-69 Overlay District. (Ben Medina, Jr. – Planning)
  
11. Public Hearing and **ACTION** to approve Class “L” Permit Number CL-2007-003 to allow a game arcade at 855 W. Elizabeth Street, Brownsville, Texas. (Ben Medina, Jr. – Planning)

12. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2007-607-CU** allowing a Conditional Use Permit to sell on-premise alcohol (bar) on Lot 4 Block 1 of Omni Pavilion Subdivision located at 1900 N. Expressway, Suite G-2, near Expressway 77/83 and N. Frontage Road. (Ben Medina, Jr. – Planning)
13. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2007-048** to rezone, from General Retail “H” (4CH) to Light Commercial “G” (5CG) Classification, Lot 1 thru 5 of Block 36 of East Brownsville Addition located near Southmost Road and East 22<sup>nd</sup> Street. (Ben Medina, Jr. – Planning)
14. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2007-049** to rezone, from Dwelling “G” (DG) to Light Retail “G” (2CG) Classification, 4.00 acres out of Lot 19 Block 18 of Barreda Garden Subdivision located at 6570 Military Highway (U.S. 281). (Ben Medina, Jr. – Planning)
15. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2007-050** to rezone, from Dwelling “G” (DG) to Professional Office “G” (1CG) Classification, Lot 1 of N. S. Liddel Subdivision located at 3004 East Avenue and near Calle Milpa Verde. (Ben Medina, Jr. – Planning)
16. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2007-050-S** to allow a Medium Retail Specific Use on Lot 1 of N. S. Liddel Subdivision located at 3004 East Avenue and near Calle Milpa Verde. (Ben Medina, Jr. – Planning)
17. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2007-052** to rezone, from Light Retail “Z” (2CZ) to Medium Retail “Z” (3CZ) Classification, 4.00 acres out of Share 12 Volume 3812 Page 23 CCORV located at 420 FM 511 and near FM 803. (Ben Medina, Jr. – Planning)
18. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2007-054** to rezone, from Medium Industrial “G” (8CG) to Light Industrial “G” (7CG) Classification, 4.00 acres out of Lot 1 of San Antonio Coors Subdivision located at 5955 E. 14<sup>th</sup> and near Central Avenue. (Ben Medina, Jr. – Planning)

19. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2007-055** to rezone, from Dwelling “A” (DA) to Light Commercial “G” (5CG) Classification, Lot 1 Block 15 of East Brownsville Addition located near Highway 77/83 and International Boulevard. (Ben Medina, Jr. – Planning)

\* \* \* \* \*

***ACTION ITEMS:***

20. Consideration and **ACTION** on **Resolution Number 2007-066** to authorize and approve Our Lady of Guadalupe Church as a Local Historic Landmark by including it in 2007 Brownsville Heritage Plan as a Primary Local Site. (Jose Gavito – Heritage)
21. Consideration and **ACTION** on **Resolution Number 2007-067** to support the concept of a Regional Convention/Events Center in Cameron County, Texas. (Charlie Cabler – City Manager)
22. Consideration and **ACTION** on **Resolution Number 2007-068** to provide for book allowance scholarships to full-time City of Brownsville employees, who are classified below the level of a director’s position, to further their educational goals. (Commissioner Edward C. Camarillo)
23. Consideration and **ACTION** to adopt budget amendment **Resolution Number 2007-069** to amend the General Fund by \$2,638,125 to provide \$38,125 of funding for maintenance of traffic control devices, \$100,000 for software maintenance and to transfer \$2.5 million to the Airport Fund. (Pete Gonzalez – Finance)
24. Consideration and **ACTION** on **Resolution Number 2007-070** to authorize the purchase of certain real property described as Lot 7 and Northwest ½ of Lot 8 Block 208 of original townsite, also known as 805 Tyler Street, and designating signatories for closing. (Ben Medina, Jr. – Planning)
25. Consideration and **ACTION** on **Resolution Number 2007-071** expressing opposition to the construction of a border wall along the Brownsville, Texas-Matamoros, Mexico border. (Mayor Pat M. Ahumada, Jr.)

\* \* \* \* \*

**PURCHASES/BIDS/CONTRACTS:**

- 26. Consideration and **ACTION** to award a contract for the purchase and delivery of 275 duty pistols for the Brownsville Police Department. (Roberto C. Luna – Purchasing)
- 27. Consideration and **ACTION** to award a contract for the purchase of one (1) new slope mower for the Public Works Department. (Roberto C. Luna – Purchasing)
- 28. Consideration and **ACTION** to award a contract for the construction of a MSW Landfill Disposal Cell at the Brownsville Landfill. (Roberto C. Luna – Purchasing)
- 29. Consideration and **ACTION** to award a contract for the purchase and delivery of 25 traffic timers for the Brownsville Traffic Department. (Roberto C. Luna – Purchasing)

\* \* \* \* \*

**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 December 04, 2007, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on November 30, 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](http://www.cob.us/agendas.asp).

  
Estela Von Hatten, City Secretary