

**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 Special Meeting**, on **Tuesday, November 13, 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. (Ben Medina, Jr. – Planning – 5 min.)
- B) 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.)

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**\*\*\*10 MINUTE BREAK\*\*\***

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**WORKSHOP: 5:30 P.M.**

- a) Discussion on a City-wide bond program for paving streets and curing drainage problems within the city limits of Brownsville. (Mayor Pat M. Ahumada, Jr. – 15 min.)
- b) Discussion regarding new state storm water rules affecting the City of Brownsville as a Phase II City and the time line for submittal of associated Municipal Separate Storm Sewer System (MS4) Permit Application to the Texas Commission of Environmental Quality (TCEQ). (Josue Health – Health – 15 min.)

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

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

**INVOCATION:**

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**1. 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.**

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**2. MAYOR’S REPORT**

**3. REPORT FROM RECYCLING VOLUNTEER**

**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 “i”*

- a) Approval of the Minutes of the Special Meeting of October 30, 2007.
- 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	Monterrey, Mexico	Dec. 2 – 5, 2007
Michael Jones	Aviation	Monterrey, Mexico	Dec. 2 – 5, 2007
Cesar Garcia	Fire	Houston, TX	Nov. 18 – 21, 2007
Luis Del Angel	Fire	Houston, TX	Nov. 18 – 21, 2007
Cesar Pedraza	Fire	Houston, TX	Nov. 18 – 21, 2007
Jeff Johnston	OEM	San Antonio, TX	Dec. 2 – 7, 2007
Steve Hubanks	Parks	San Antonio, TX	Dec. 16 – 19, 2007
Pedro Vela	Police	San Antonio, TX	Nov. 18 – 21, 2007
Marian Culver-Kingsburg	Police	San Antonio, TX	Nov. 18 – 21, 2007
Eduardo Perez	Police	Rio Rancho Grande, Mexico	Nov. 28 – 30, 2007
Abraham Garcia	Police	San Antonio, TX	Dec. 9 – 11, 2007
David Navarro	Police	San Antonio, TX	Dec. 9 – 11, 2007

- c) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2007-002-SA** to allow a Professional Office (1C), Retail (2C), Daycare (1C), Professional Beauty Salon (2C) and a space for Dry Cleaners (2C) in a Dwelling Zoning for Lot 3 Block 1 of Diamond Point II located near Alton Gloor and Tandy Road. (Ben Medina, Jr. – Planning)
- d) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2007-029-S** to allow a Specific Use in a Light Retail “G” Classification (auto body shop) for Lot 1 Block 1 out of Ernesto Cortez Subdivision located near FM 511 and Prescott Lane. (Ben Medina, Jr. – Planning)
- e) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2007-045** to rezone, from Dwelling “Z” (DZ) to Dwelling “F” (DG) Classification, Lots 13 and 14 Block 16 out of Barrera Gardens Subdivision located near FM 1421 and US 281. (Ben Medina, Jr. – Planning)
- f) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2007-046-S** to allow a Light Commercial Specific Use (used auto sales) in a General Retail Classification for Lot 7 Block 6 of East Brownsville Addition Section One Subdivision located near Southmost Road and International Boulevard. (Ben Medina, Jr. – Planning)

- g) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2007-1481** to extend the Standby Purchase Bond Agreement between the City of Brownsville and Bank of America for Obligations designated as “City of Brownsville Texas Utilities System Subordinate Lien Revenue and Refunding Bonds, Series 2002A and 2002B”. (John Bruciak – BPUB)
  
- h) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2007-1452-B** to amend the Code of Ordinances Chapter 328 Signs; Article II. Construction, Maintenance, and Landscaping Specifications and dealing with related matters. (Evaristo Gamez – Building Inspections)
  
- i) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2007-1070-E** to amend Chapter 50-66 of the Code of Ordinances by adopting the 2006 Edition of the International Fire Code as published by the International Code Council, Inc.; regulating and governing the safeguarding of life and property from handling, and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises in the City of Brownsville. (Leonardo L. Perez – Fire)

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***BOARDS AND COMMISSION APPOINTMENTS:***

- 5. Consideration and **ACTION** on the possibility of removing a Brownsville Citizens Advisory Committee (BCAC) Board Member and appointing a replacement. (Mayor Pat M. Ahumada, Jr.)
  
- 6. Reconsideration and **ACTION** on the possibility of removing an Airport Advisory Board Member and appointing a replacement. (Commissioner Leonel T. Garza)
  
- 7. Consideration and **ACTION** on the possibility of removing a Parks and Recreation Advisory Committee Member(s) and appointing replacement(s). (Skip Keller – Parks)

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**PUBLIC HEARINGS:**

8. Public Hearing and **ACTION** to approve Class “L” Permit Number CL-2007-002, to allow a game arcade at 620 Paredes Line Road, Brownsville, Texas (Ben Medina, Jr. – Planning) [TABLED 10/16/2007]

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**ACTION ITEMS:**

9. Consideration and **ACTION** on **Resolution Number 2007-061** to permit free parking at all downtown parking meters during the holiday season from Sunday, December 9, 2007 through Monday, December 24, 2007. (Peter L. Goodman – Heritage)
10. Consideration and **ACTION** on **Resolution Number 2007-064** to request financial assistance from the Texas Water Development Board for the easement costs of various improvements to the City’s Utility System with the Villa Nueva 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 matters in connection therewith. (Ben Medina, Jr. – Planning)
11. Consideration and **ACTION** on **Resolution Number 2007-065** to authorize the purchase of certain real property described as 23.29 acres out of Lot 5 Block 205 of El Jardin Subdivision and designating signatories for closing. (John E. Chosy – Assistant City Attorney)
12. Consideration and **ACTION** to approve the use of free lance grant writers for a 5% fee of the amount sought and awarded in conjunction with the City of Brownsville to encourage and enhance City revenues to meet the needs that are not being currently met. (Mayor Pat M. Ahumada, Jr.)
13. Consideration and **ACTION** to incorporate a handicap designated area into the proposed Brownsville Sportsplex with the proper park amenities and capital improvements to meet the City’s handicap children’s needs. (Mayor Pat M. Ahumada, Jr.)
14. Consideration and **ACTION** to amend the City budget for expanding the City Animal Shelter for a capacity of 300 pets. (Mayor Pat M. Ahumada, Jr.)

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***PURCHASES/BIDS/CONTRACTS:***

- 15. Consideration and **ACTION** to approve the Community Development Block Grant (CDBG) Agreement between the City of Brownsville and Cameron Willacy Counties Community Projects (CWCCP). (Ben Medina, Jr. – Planning)
- 16. Consideration and **ACTION** to award a contract to perform a certified power train rebuild and general repair options to D8R Bulldozer for the Public Works Department, Landfill Division. (Roberto C. Luna – Purchasing)
- 17. Consideration and **ACTION** to award a contract for the purchase of two (2) 2008 year model 14-16 cubic-yard dump trucks for the Public Works Department, Streets Division. (Roberto C. Luna – Purchasing)
- 18. Consideration and **ACTION** to award a contract for the purchase of one 15-foot flex-wing rotary mower for the Brownsville/South Padre Island International Airport. (Roberto C. Luna – Purchasing)
- 19. Consideration and **ACTION** to award a contract for operation management services for the Recycling Center of the City of Brownsville. (Roberto C. Luna – Purchasing)

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***DISCUSSION:***

- 20. Update on Impact Fees. (Mayor Pat M. Ahumada, Jr.)
- 21. Report on the Capital Improvement Advisory Committee (CIAC) and Impact Fees. (Mayor Pat M. Ahumada, Jr.)
- 22. Discussion regarding existing smoking ordinance and possible amendments. (Mayor Pat M. Ahumada, Jr.)

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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 November 13, 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 09, 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**