

**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, October 16, 2007, at 4:45 P.M., 5:45 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: 4:45 P.M.**

- A) Discussion pursuant to Section 551.072, of the Texas Government Code, regarding real property. (Larry A. Brown – Aviation – 45 min.)
- B) Discussion pursuant to Section 551.072, of the Texas Government Code, regarding real property. (Norma H. Zamora – BUS – 5 min.)
- C) Discussion pursuant to Section 551.076, of the Texas Government Code, regarding security devices. (Jeff Johnston – OEM – 10 min.)

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**WORKSHOP: 5:45 P.M.**

- a) Discussion regarding Ordinance Number 2007-1100.44 amending the City Code to clarify the relationship between the Capital Improvement Advisory Committee (CIAC) and other entities; and dealing with related matters including \$500 penalties. (Ben Medina, Jr. – Planning – 15 min.)

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### 3. **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 "h"*

- a) Approval of the Minutes of the Regular Meeting of October 2, 2007.
- b) Authorization for the following individuals to incur travel expense:

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Date</u>
Thomas F. Logan	BUS	Atlanta, GA	Oct. 22 – 25, 2007
Norma H. Zamora	BUS	Lewisville, TX	Nov. 16 – 17, 2007
Raquel Benavidez	City Attorney	Houston, TX	Nov. 27 – 29, 2007
Ben Nunez	Fire	Austin, TX	Oct. 21 – 26, 2007
Cassandra Teran	Fire	Austin, TX	Oct. 21 – 26, 2007
Edward Marks	Fire	Austin, TX	Oct. 22 – 27, 2007
Leonardo L. Perez	Fire	Washington, D.C.	Oct. 25 – 28, 2007
Juan Hernandez	Police	Austin, TX	Oct. 22 – 26, 2007
Julio Briones	Police	Austin, TX	Oct. 22 – 26, 2007
Daniel DeAnda	Police	Fort Worth, TX	Nov. 4 – 7, 2007
Carlos L. Garcia	Police	Austin, TX	Nov. 6 – 9, 2007
Henry Etheridge	Police	Austin, TX	Nov. 6 – 9, 2007

- c) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2007-605-CU** allowing a Conditional Use Permit, to sell off-premise alcohol (wet store), for Lot 18 Block 1 out of Isla De Palmas Subdivision, Section IV, located near Esperanza and Southmost Road. (Ben Medina, Jr. – Planning)
- d) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2007-606-CU** allowing a Conditional Use Permit, to sell on-premise alcohol (wet restaurant and bar), for Lots 5 and 6 Block FF out of Brownsville Land and Improvement Company located near Central Boulevard and North Coria Street. (Ben Medina, Jr. – Planning)

- e) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2007-235.70** to consider the repeal of the O51 Overlay District from approximately 17.176 acres out of a 200.34 acre tract known as the Santander Townsite of Barreda Gardens Tract in Share 1 of Espiritu Santo Grant. (Ben Medina, Jr. – Planning)
  
- f) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2007-235.71** to consider the repeal of the O51 Overlay District from approximately 59.66 acres out of a 200.34 acre tract known as the Santander Townsite of Barreda Gardens Tract in Share 1 of Espiritu Santo Grant. (Ben Medina, Jr. – Planning)
  
- g) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2007-235.72** to consider the repeal of the O51 Overlay District from approximately 72.34 acres out of a 200.34 acre tract known as the Santander Townsite of Barreda Gardens Tract in Share 1 of Espiritu Santo Grant. (Ben Medina, Jr. – Planning)
  
- h) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2007-235.73** to consider the repeal of the O51 Overlay District from approximately 5.845 acres out of a 200.34 acre tract known as the Santander Townsite of Barreda Gardens Tract in Share 1 of Espiritu Santo Grant. (Ben Medina, Jr. – Planning)

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***BOARDS AND COMMISSION APPOINTMENTS:***

- 4. Consideration and **ACTION** to appoint or reappoint citizens to the Brownsville Citizen’s Advisory Committee (BCAC). (Ben Medina, Jr. – Planning) [DISCUSSED 10/02/2007]
  
- 5. Consideration and **ACTION** to appoint or reappoint five (5) members and four (4) alternate members to the Board of Adjustment. (Evaristo Gamez – Building Inspections)

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***PUBLIC HEARINGS:***

6. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2007-1100.44** amending the City Code to clarify the relationship between the Capital Improvement Advisory Committee (CIAC) and other entities; and dealing with related matters including \$500 penalties. (Ben Medina, Jr. – Planning) [TABLED 10/02/2007]
7. Public Hearing and **ACTION** on **FIRST 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) [TABLED 09/04/2007]
8. Public Hearing and **ACTION** on **FIRST 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)
9. Public Hearing and **ACTION** on **FIRST 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 Barreda Gardens Subdivision located near FM 1421 and US 281. (Ben Medina, Jr. – Planning)
10. Public Hearing and **ACTION** on **FIRST 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)
11. 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)

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***ACTION ITEMS:***

12. Consideration and **ACTION** on **Resolution Number 2007-057** to support an application for a Municipal Setting Designation (MSD) for 1900 Billy Mitchell Boulevard. (Larry A. Brown – Aviation)

13. Consideration and **ACTION** on **Resolution Number 2007-058** consenting to the condemnation of a property needed for the construction of the Brownsville Urban System Multimodal Terminal Project. (Norma H. Zamora – BUS)
14. Consideration and **ACTION** to take affirmative action against the furtherance of the Department of Homeland Security’s plan to design and construct a dividing wall in the corridor along the Rio Grande River at the U.S. and Mexico Border in the area located in and adjacent to the City of Brownsville, Texas. (Jim Goza – City Attorney)
15. Consideration and **ACTION** to retain an attorney to represent the City of Brownsville in the contemplated litigation regarding the Border Wall. (Mayor Pat M. Ahumada, Jr.)
16. Consideration and **ACTION** to deny access to the Army Corps of Engineers and the U.S. Border Patrol onto any Brownsville Public Utilities Board (BPUB) property. (Mayor Pat M. Ahumada, Jr.)
17. Consideration and **ACTION** to continue funding the City of Brownsville’s share of the Valley Air Care Project. (Leonardo L. Perez – Fire)

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

18. Consideration and **ACTION** to authorize a Mutual Aid Agreement between the City of Brownsville and the City of Port Isabel EMS to provide ambulance services. (Leonardo L. Perez – Fire)
19. Consideration and **ACTION** to authorize a lease agreement between the City of Brownsville and the Brownsville Affordable Homeownership Corporation (BAHC) for office space. (Ben Medina, Jr. – Planning)
20. Consideration and **ACTION** to award a contract for the purchase and delivery of one (1) medium-duty ultra low sulfur diesel lifted equipped transit vehicle for the Brownsville Urban System (BUS). (Roberto C. Luna – Purchasing)
21. Consideration and **ACTION** to award a contract for the purchase of one (1) used hydraulic excavator for the Public Works Department. (Roberto C. Luna – Purchasing)

- 22. Consideration and **ACTION** to award a contract for the purchase and delivery of one (1) E.N.T. Call Box for the Brownsville Police Department. (Roberto C. Luna – Purchasing)
- 23. Consideration and **ACTION** to award a contract for the purchase and delivery of a rescue support system for the Brownsville Fire Department's Heavy Rescue Team. (Roberto C. Luna – Purchasing)
- 24. Consideration and **ACTION** to award a contract for the purchase and delivery of one (1) new trailer-mounted diesel generator for the Brownsville Public Library. (Roberto C. Luna – Purchasing)
- 25. Consideration and **ACTION** to award a contract for the purchase and delivery of two (2) new Motorola radio repeaters for the Brownsville Police Department Communications Center. (Roberto C. Luna – 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 October 16, 2007, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on October 12, 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).

  
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**Estela Von Hatten, City Secretary**