

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, December 11, 2007**, at **5:05 P.M.** and **6:00 P.M.** with the following members present:

PAT M. AHUMADA, JR.		MAYOR
RICARDO LONGORIA, JR.)	
CHARLIE ATKINSON)	
CARLOS A. CISNEROS)	
EDWARD C. CAMARILLO)	
ANTHONY P. TROIANI)	
LEONEL T. GARZA)	COMMISSIONERS
CHARLIE CABLER		CITY MANAGER
CARLOS AYALA		ASSISTANT CITY MANAGER
JIM GOZA		CITY ATTORNEY
ESTELA VON HATTEN		CITY SECRETARY

A quorum being present, Mayor Pat M. Ahumada, Jr., asked Ms. Estela Von Hatten, City Secretary, to read the call to consider the following matters as posted and filed for the record in The Office of the City Secretary on December 07, 2007:

EXECUTIVE SESSION:

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Carlos A. Cisneros, and carried unanimously, Mayor Pat M. Ahumada, Jr., convened the Executive Session to discuss the following items:

- A) Discussion pursuant to Section 551.071, of the Texas Government Code, regarding contemplated litigation challenging the legality of constructing a Border Wall.**
 - B) Discussion pursuant to Section 551.072, of the Texas Government Code, regarding real property.**
 - C) Discussion pursuant to Section 551.087, of the Texas Government Code, regarding economic developments.**
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SPECIAL MEETING:

PLEDGE OF ALLEGIANCE: UNITED STATES PLEDGE * TEXAS PLEDGE

The U.S. Pledge of Allegiance was lead by Mayor Pat M. Ahumada, Jr. The Texas Pledge was lead by Commissioner Ricardo Longoria, Jr.

INVOCATION:

The invocation was given by Andreas Lewis, Pastor of The Church of the Good Shepherd, of Brownsville, Texas.

Mayor Ahumada and City Commissioners wished the citizens of Brownsville, and City staff, Happy Holidays.

2. PUBLIC COMMENT PERIOD:

There were no public comments.

1. **PROCLAMATIONS:** *Pan American Round Table I*
(Commissioner Ricardo Longoria, Jr.)

Mayor Pat M. Ahumada, Jr., asked Ms. Estela Von Hatten, City Secretary, to read the proclamation recognizing and congratulating Pan American Round Table I as it celebrates its “75 Years of Existence”. Commissioner Ricardo Longoria, Jr., would present the proclamation at later time and date.

Team Olimpico
Soccer Championship
(Commissioner Charlie Atkinson)

Mayor Pat M. Ahumada, Jr., asked the Team Olimpico Soccer Champions to step forward and accept a proclamation congratulating them on winning the “2007 Rio Grande Valley Under 9 Soccer Championship and commending the coaches and team members. The proclamation was read by Commissioner Charlie Atkinson.

21. **Consideration and ACTION regarding an agreement for consulting services with Business Associates International, LLC.**

Commissioner Edward C. Camarillo moved that an agreement for consulting services with Business Associates International, LLC be approved.

The motion was seconded by Commissioner Anthony P. Troiani and **carried** by the following vote:

Ayes: Mayor Ahumada, Commissioners Longoria, Camarillo,
Cisneros, Troiani and Garza;

Nays: None;

Abstentions: Commissioner Atkinson.

3. **CONSENT AGENDA ITEMS:**

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

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Charlie Atkinson, and carried unanimously, Consent Agenda Items “a” through “k” were **approved**.

ITEMS No. “a” through “k”

a) Authorization for the following individuals to incur travel expense:

Employee	Department	Destination	Date
Norma H. Zamora	BUS	San Antonio, TX	Dec. 12 – 13, 2007
Rebeca Castillo	BUS	Austin, TX	Jan. 23 – 24, 2008
Jose Sosa	BUS	Austin, TX	Jan. 23 – 24, 2008
Pete Gonzalez	Finance	Fort Lauderdale, FL	June 14 – 18, 2008
Corine Parris	Parks	Austin, TX	Jan. 30 – Feb. 01, 2008
Juan C. Guerrero	Parks	Austin, TX	Jan. 30 – Feb. 01, 2008
Lucy Garza	Planning	Fort Worth, TX	Jan. 8 – 10, 2008
Mirian Medina	Planning	Fort Worth, TX	Jan. 8 – 10, 2008
David De Leon	Police	Galveston, TX	Jan. 17 – 20, 2008

Ms. Norma H. Zamora, Director, will attend the “*Managing Emotions Under Pressure*,” sponsored by the Texas Department of Transportation (TxDOT), on December 12 – 13, 2007, in San Antonio, Texas.

Ms. Rebeca Castillo, ADA/DBE Coordinator, and Mr. Jose Sosa, Transit Lead Supervisor, will attend the “*CTAA Roadeo Training and Technical Assistance*,” sponsored by the Texas Department of Transportation (TxDOT), on January 23 – 24, 2008, in Austin, Texas.

Mr. Pete Gonzalez, Finance Director, will attend the “*Government Finance Officers Association (GFOA) Annual Conference*,” sponsored by the Government Finance Officers Association (GFOA), on June 14 – 18, 2008, in Fort Lauderdale, Florida.

Ms. Corine Parris, Events Center Manager, and Mr. Juan Carlos Guerrero, Events Coordinator, will attend the “8th Annual 2008 Southwest Showcase,” sponsored by the Texas Society of Association Executives (TSAE), in partnership with International Association for Exhibitors & Events-Central Texas Chapter (IAEE-CTC), and Meeting Professionals International-Texas Hill Country Chapter (MPI-THCC), on January 30 – February 01, 2008, in Austin, Texas.

Ms. Lucy Garza, Housing Manager, and Ms. Mirian Medina, Planner I, will attend the “*Environmental Training*,” sponsored by the United States Department of Housing and Urban Development (HUD), on January 8 – 10, 2008, in Fort Worth, Texas.

Police Investigator David De Leon will attend the “*Texas Tactical Police Officers’ Association (TTPOA) Meeting*,” sponsored by the Texas Tactical Police Officers’ Association (TTPOA), on January 17 – 20, 2008, in Galveston, Texas.

- b) APPROVAL on SECOND and FINAL READING of Ordinance Number 2007-1482 to opt out from exempting ad valorem taxation of goods-in-transit.**
- c) APPROVAL on SECOND and FINAL 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.**
- d) APPROVAL on SECOND and FINAL 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.**
- e) APPROVAL on SECOND and FINAL 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 22nd Street.**

- f) APPROVAL on SECOND and FINAL 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).**
- g) APPROVAL on SECOND and FINAL 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.**
- h) APPROVAL on SECOND and FINAL 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.**
- i) APPROVAL on SECOND and FINAL 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.**
- j) APPROVAL on SECOND and FINAL 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. 14th and near Central Avenue.**
- k) APPROVAL on SECOND and FINAL 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.**

BOARDS AND COMMISSION APPOINTMENTS:

4. Consideration and ACTION to appoint member(s) to the Brownsville Housing Authority (BHA).

Mayor Pat M. Ahumada, Jr., moved noted that he would appoint **Mr. Andy Muñiz** to replace *Dr. Suri Raguthu* and **Mr. Chris Valadez** to replace *Father Gerald Frank* on the Brownsville Housing Authority (BHA) Board.

The motion was seconded by Commissioner Charlie Atkinson and **failed** by the following vote:

Ayes: Mayor Ahumada and Commissioner Atkinson;

Nays: Commissioners Troiani, Longoria, Cisneros, Camarillo, and Garza;

Abstentions: None.

Mayor Pat M. Ahumada, Jr., noted that appointments to the Brownsville Housing Authority are mayoral appointments and, as such, did not require City Commission approval. **Mr. Andy Muñiz and Mr. Chris Valadez were appointed** by Mayor Ahumada to the Brownsville Housing Authority Board.

5. Consideration and ACTION on the possibility of removing a Parks and Recreation Advisory Committee Member and appointing a replacement.

Commissioner Anthony P. Troiani moved that **Mr. Jeff Wylie** be appointed to the Parks and Recreation Advisory Committee.

The motion was seconded by Commissioner Carlos A. Cisneros and **carried unanimously.**

6. Consideration and ACTION to appoint one (1) member to the Capital Improvement Advisory Committee (CIAC).

Mr. Ben Medina, Jr., Director of Planning and Community Development, noted that *Ms. Nora Pompa* had resigned from the Capital Improvement Advisory Committee (CIAC).

Upon motion from Commissioner Ricardo Longoria, Jr., seconded by Commissioner Carlos A. Cisneros and carried unanimously, **Mr. Joe De La Fuente** was **appointed** to the Capital Improvement Advisory Committee (CIAC).

7. Consideration and ACTION to appoint or reappoint one (1) member to the Greater Brownsville Incentives Corporation (GBIC).

Upon motion from Commissioner Carlos A. Cisneros, seconded by Commissioner Charlie Atkinson and carried unanimously, **Mr. Jose Herrera** was **reappointed** to the Greater Brownsville Incentives Corporation (GBIC).

PUBLIC HEARINGS:

8. Public Hearing and ACTION to reconsider Class “L” Permit Number CL-2007-003 to allow a game arcade at 855 W. Elizabeth Street, Brownsville, Texas. [DENIED 12/04/2007]

Mr. Craig Timmer, area resident representing the West Brownsville Neighborhood Association, expressed his opposition to the proposed game arcade and reminded City Commissioners about Police Chief Garcia’s comments from the previous City Commission meeting. He further noted that children who lived in the neighborhood and apartments across the proposed site would pass by the arcade on their way to and from school.

Commissioner Charlie Atkinson moved that the public hearing be closed. The motion **failed for lack of a second.**

In response to Commissioner Garza, Mr. John Chosy, Assistant City Attorney, reviewed the process of establishing a game arcade.

Commissioner Anthony P. Troiani noted a conflict of interest and that he would abstain from voting.

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Edward C. Camarillo, and carried unanimously, the public hearing was **closed.**

Commissioner Charlie Atkinson moved that a Class “L” Permit Number CL-2007-003 be **approved**, to allow a game arcade at 855 W. Elizabeth Street, Brownsville, Texas.

The motion was seconded by Commissioner Carlos A. Cisneros and **failed** by the following vote:

Ayes: Commissioners Atkinson and Cisneros;

Nays: Commissioners Camarillo and Longoria;

Abstentions: Mayor Ahumada, Commissioners Troiani and Garza.

9. Public Hearing and ACTION on FIRST READING of Ordinance Number 2007-1100.45 to amend the City Subdivision Ordinance by authorizing the Planning and Zoning Department to process and expedite minor plat approval.

Mr. Ben Medina, Jr., Director of Planning and Community Development, recommended approval. He further noted that the ordinance for minor plat approval required that 1) there be no more than four lots in the subdivision; 2) all lots front an existing dedicated public street; 3) does not require the creation of any new streets; and 4) utilities already be in place.

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

Commissioner Ricardo Longoria, Jr., moved that Ordinance Number 2007-1100.45, be **approved** on first reading.

The motion was seconded by Commissioner Carlos A. Cisneros and **carried unanimously**.

ACTION ITEMS:

15. Consideration and ACTION on Resolution Number 2007-072 designating Gladys Porter Zoo Officials to submit a grant application with the Texas Parks and Wildlife Department Outdoor Recreation Grants Program.

Dr. Pat Burchfield, of Gladys Porter Zoo, gave a brief overview of the grant application and noted that the City of Brownsville's Parks and Recreation Department will be applying for the program in joint partnership with the Gladys Porter Zoo.

Commissioner Carlos A. Cisneros moved that Resolution Number 2007-072, be approved, designating Gladys Porter Zoo Officials to submit a grant application with the Texas Parks and Wildlife Department Outdoor Recreation Grants Program.

The motion was seconded by Commissioner Leonel T. Garza and **carried unanimously.**

16. Consideration and ACTION on Resolution Number 2007-073 to authorize a moratorium on the issuance of building permits to be used for the construction of businesses designated to operate "eight-liners" and/or similar types of gaming devices. (TABLED)

Mr. James Goza, City Attorney, noted that Class "L" permits for arcade businesses normally were not submitted to the City Commission for approval. He further noted that requests for arcade permits were submitted to the City Commission only when the site was located in a residential area or near a Church, as was the case for the Class "L" permit request in agenda item number "8".

Commissioner Charlie Atkinson suggested that a committee be created to review the matter further.

In response to Commissioner Anthony P. Troiani, Mr. Goza clarified that the state provides the licensing to the arcade owner but does not monitor the sites for compliance with the law and that the City police department has been doing so.

Mayor Pat M. Ahumada, Jr., suggested that a Workshop be scheduled to discuss the issue.

In response to a Commissioner's question, Police Chief Carlos L. Garcia noted that the *Nuisance Abatement Act* holds property owners liable for knowingly allowing illegal activity on their property.

Mr. Jim Goza, City Attorney, clarified that in accordance with the City Charter, an ordinance needed at least four affirmative votes for approval.

Commissioner Ricardo Longoria, Jr., moved that Resolution Number 2007-073, be **tabled**. He requested that a workshop be scheduled at the next meeting of the City Commission.

The motion was seconded by Commissioner Leonel T. Garza and **carried unanimously**.

17. Consideration and ACTION to authorize the City Manager and City Attorney to negotiate a fee agreement with the City of McAllen, and all other interested parties, to retain Attorney Jim Blackburn and Associates to provide legal assistance in the opposition of the construction of a Border Wall.

Commissioner Anthony P. Troiani moved that the City Manager and City Attorney be **authorized** to negotiate a fee agreement, with the City of McAllen, and all other interested parties, to retain Attorney Jim Blackburn and Associates to provide legal assistance in the opposition of the construction of a Border Wall.

The motion was seconded by Commissioner Leonel T. Garza and **carried unanimously**.

18. Consideration and ACTION on Resolution Number 2007-074 to authorize the purchase of certain real property described as Lots 4 and 5 Block 305 of El Jardin Resubdivision, and designating signatories for the City of Brownsville.

Mr. Larry A. Brown, Aviation Director, noted that the purchase of property was associated with the Part 150 Program and for runway extension.

Commissioner Leonel T. Garza moved that Resolution Number 2007-074 be **approved** to authorize the purchase of certain real property described as Lots 4 and 5 Block 305 of El Jardin Re-subdivision, and designating signatories for the City of Brownsville.

The motion was seconded by Commissioner Anthony P. Troiani and **carried unanimously.**

- 19. Consideration and ACTION to acknowledge the finance director's financial statements and cash investment report for the City of Brownsville for the Fiscal Year ended September 30, 2007.**

Commissioner Carlos A. Cisneros moved that the finance director's financial statements and cash investment report for the City of Brownsville for the Fiscal Year ended September 30, 2007 be **acknowledged.**

The motion was seconded by Commissioner Ricardo Longoria, Jr., and **carried unanimously.**

PURCHASES/BIDS/CONTRACTS:

- 20. Consideration and ACTION to authorize Change Order Number 2 for the Taxiway G Reconstruction Taxiway D Lighting Rehabilitation Project at the Brownsville South Padre Island International Airport.**

Commissioner Ricardo Longoria, Jr., moved that Change Order Number 2 be **authorized** for the Taxiway G Reconstruction Taxiway D Lighting Rehabilitation Project at the Brownsville South Padre Island International Airport.

The motion was seconded by Commissioner Anthony P. Troiani and **carried unanimously.**

- 22. Consideration and ACTION to authorize payment of \$15,143.43 for renewal of the International Business Machines (IBM) Corporation Maintenance Service Contract which supports the Police Department's A-S 400 System Equipment for Fiscal Year 2007-2008.**

Commissioner Charlie Atkinson moved that payment of **\$15,143.43** be authorized for renewal of the **International Business Machines (IBM) Corporation Maintenance Service Contract**, which supports the Police Department's A-S 400 System Equipment for Fiscal Year 2007-2008.

The motion was seconded by Commissioner Anthony P. Troiani and **carried unanimously.**

23. Consideration and ACTION to award a contract for operation management services for the Recycling Center of the City of Brownsville.
[TABLED 11/13/2007]

Mr. Roberto Luna, Interim Purchasing Director, noted that the contract with Ecologist Service and Disposition, Inc. (ESD, Inc.) of Olmito, Texas, was being presented as a pilot program for six months with a review at the end of the six months.

Commissioner Leonel T. Garza noted that, since the proposed contract called for no payment of rent during the six months, the City would realize no profit while carrying the liability.

Commissioner Edward C. Camarillo noted that he was in support of the proposal but, that other local recycling companies paid for recyclable materials and he would like for ESD to consider paying for the recyclable materials brought by local citizenry.

Commissioner Leonel T. Garza moved that a contract with ESD, Inc., of Olmito, Texas, for operation management services for the Recycling Center of the City of Brownsville be **denied**.

The motion for denial was seconded by Commissioner Carlos A. Cisneros and **carried** by the following vote:

Ayes: Commissioners Garza, Cisneros, Atkinson, Troiani and Longoria;

Nays: Mayor Ahumada and Commissioner Camarillo;

Abstentions: None.

24. Consideration and ACTION to award a term contract for professional engineering and surveying services on a rotation list for the City of Brownsville.

Commissioner Leonel T. Garza moved that a term contract be **awarded** to the following eight Engineering firms, that had submitted a proposal, for engineering and surveying fees based on a **fixed rate of 8.5%** of the engineer's opinion of probable cost based on the projects list assigned to each firm:

- Ambiotec Civil Engineering of Brownsville, Tx.
- AGH Engineering & Surveying of Brownsville, Tx.
- Mejia & Rose, Inc. of Brownsville, Tx.
- Plagar Engineering, LLC of Brownsville, Tx.
- NEI, Naismith Engineering, Inc. of Brownsville, Tx.
- Brown, Leal & Associates of Harlingen, Tx.
- CADCon Civil Engineers & Surveyors of Brownsville, Tx.
- Gonzales Engineering & Surveying, Inc. of Brownsville, Tx.
- LNV Engineering of Corpus Christi, Tx. (offices in Brownsville)

The motion was seconded by Commissioner Edward C. Camarillo and **carried unanimously.**

25. Consideration and ACTION to award a term contract for geotechnical and material testing services on a rotation list for the City of Brownsville.

Commissioner Ricardo Longoria, Jr., moved that a term contract for geotechnical and material testing services be **awarded on a rotation list** for street and drainage Capital Improvement Projects and Miscellaneous City projects for a unit price as follows:

- PSI – Professional Services Industries, Inc. for geotechnical services in the amount of \$4,500.00.
- Raba-Kistner Consultants, Inc. for geotechnical services in the amount of \$4,500.00.
- Terracon Consultants, Inc. for geotechnical services in the amount of \$4,500.00.

The motion was seconded by Commissioner Charlie Atkinson and **carried unanimously.**

26. Consideration and ACTION to award a contract for the purchase, delivery and installation of twenty (20) complete computer work stations and reserve kits for the Brownsville Fire Department.

Commissioner Leonel T. Garza moved that a contract, in the amount of **\$186,182.67**, be awarded to **Motorola, Inc. of Shaumberg, Illinois**, for the purchase, delivery and installation of twenty (20) complete computer work stations and reserve kits for the Brownsville Fire Department.

The motion was seconded by Commissioner Ricardo Longoria, Jr., and **carried unanimously.**

27. Consideration and ACTION to award a term contract for the purchase and delivery of veterinarian clinic equipment and supplies for the Brownsville Animal Regulation and Care Facility.

Commissioner Anthony P. Troiani moved that a term contract, for the purchase and delivery of veterinarian clinic equipment and supplies, for the Brownsville Animal Regulation and Care facility, be awarded to **Butler Animal Health Supply, of Dublin, Ohio**, at the stipulated prices, pending a budget amendment.

The motion was seconded by Commissioner Leonel T. Garza and **carried unanimously.**

*Mayor Pat M. Ahumada, Jr., left the meeting and did not return.
Mayor Pro Tem Charlie Atkinson presided.*

10. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2007-056 to rezone, from Dwelling “Z” (DZ) to Apartments “F” Classification, 3.00 acres out of Lot 1 Block 10 of El Jardin Resubdivision located at 656 N. Minnesota Avenue and Houston Road.

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Carlos A. Cisneros, and carried unanimously, the public hearing was **closed.**

Commissioner Edward C. Camarillo moved that Ordinance Number 235-2007-056 be **approved** on first reading.

The motion was seconded by Commissioner Leonel T. Garza and **carried unanimously**.

11. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2007-057 to rezone, from Dwelling “Z” (DZ) to General Retail “G” (4CG) Classification, Lot 1 and 2 Block 107 of Olmito Original Townsite located at 7950 Old Highway 77 and near Hargill.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Anthony P. Troiani, and carried unanimously, the public hearing was **closed**.

Commissioner Ricardo Longoria, Jr., moved that **approve** Ordinance Number 235-2007-057.

The motion was seconded by Commissioner Anthony P. Troiani and **carried unanimously**.

12. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2007-058-S to allow a General Retail Specific Use (funeral home) in a Medium Retail on Lot 1 Block 2 of Tandy’s Corner Subdivision located at 3120 State Highway 100 and near California Road.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Anthony P. Troiani, and carried unanimously, the public hearing was **closed**.

Commissioner Anthony P. Troiani moved that Ordinance Number 235-2007-058-S be **approved** on first reading.

The motion was seconded by Commissioner Carlos A. Cisneros and **carried unanimously**.

13. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2007-059 to rezone, from Light Commercial “G” to Light Industrial “G” Classification, 107 acres out of Espiritu Santo Share 22 located near FM 511 and Old Alice Road.

Upon motion by Commissioner Carlos A. Cisneros, seconded by Commissioner Leonel T. Garza, and carried unanimously, the public hearing was **closed**.

Commissioner Carlos A. Cisneros moved that Ordinance Number 235-2007-059 be **approved** on first reading.

The motion was seconded by Commissioner Edward C. Camarillo and **carried unanimously**.

14. Public Hearing and ACTION to acknowledge the Housing and Urban Development (HUD) Consolidated Annual Performance and Evaluation Report (CAPER).

The Housing and Urban Development (HUD) Consolidated Annual Performance and Evaluation Report was reviewed by Ms. Allison Bastian, Community Development Department Planner.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Anthony P. Troiani, and carried unanimously, the public hearing was **closed**.

Commissioner Ricardo Longoria, Jr., moved that the Housing and Urban Development (HUD) Consolidated Annual Performance and Evaluation Report (CAPER) be **acknowledged** as presented.

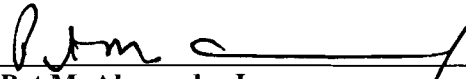
The motion was seconded by Commissioner Carlos A. Cisneros and carried unanimously.

ADJOURNMENT:

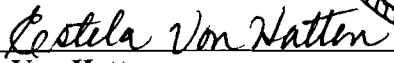
There being no further business to come before the City Commission, the meeting adjourned at 8:13 p.m.

Approved the 8th day of January, 2008.




Pat M. Ahumada, Jr.
Mayor of Brownsville

Attest


Estela Von Hatten
City Secretary