

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

MINUTES of a **Regular 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, May 15, 2007**, at **5:15 P.M.** and **6:00 P.M.** with the following members present:

EDDIE TREVIÑO, JR.		MAYOR
RICARDO LONGORIA, JR.)	
CHARLIE ATKINSON)	
CARLOS A. CISNEROS)	
EDWARD C. CAMARILLO)	
SALLY MINIEL ARROYO)	
AT-LARGE B – VACANT)	COMMISSIONERS
CHARLIE CABLER		CITY MANAGER
CARLOS AYALA		ASSISTANT CITY MANAGER
JIM GOZA		CITY ATTORNEY
ESTELA VON HATTEN		CITY SECRETARY

A quorum being present, Mayor Eddie Treviño, 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 May 4, 2007:

Architectural Heritage Day
(Commissioner Sally M. Arroyo)

Mayor Eddie Treviño, Jr., asked students of Hudson Elementary and Ms. Rita B. Hernandez, Principal, to step forward and accept a proclamation designating May 15, 2007, as “*Architectural Heritage Day*”, and encourage all citizens to celebrate our rich architectural heritage during this National Preservation Month. Commissioner Sally M. Arroyo read the proclamation.

Art on Wheels Week
(Commissioner Edward C. Camarillo)

Mayor Eddie Treviño, Jr., asked Ms. Norma H. Zamora, BUS Director, and Mr. Rodney Gomez, Assistant Director, to step forward and accept a proclamation designating May 21 – 25, 2007, as “*Art on Wheels Week*”. Commissioner Edward C. Camarillo read the proclamation.

2. PRESENTATIONS: ***Desarrollo Integral de la Familia***
(Marcela Ronquillo de Hinojosa)

Mrs. Marcela Ronquillo de Hinojosa, President of Sistema Para el Desarrollo Integral de la Familia Matamoros (DIF), in a brief presentation, recognized and thanked Mayor Eddie Treviño, Jr., for his extraordinary contribution towards unity between the city of Matamóros, Tamaulipas, Mexico and Brownsville and for his support of the local culture and dedicated service to the local community. As a token of their friendship and appreciation for him, Mrs. Hinojosa, on behalf of DIF, and members of the Fiestas Mexicanas group, presented gifts to Mayor Treviño.

Los Caminos del Rio
(Eric Ellman)

Mr. Eric Ellman, Executive Director of Los Caminos del Rio, gave a brief presentation on the agency's efforts to preserve and promote the natural and cultural heritage of the Rio Grande corridor.

Employee of the Month
(May 2007)

Mr. Charlie Cabler, City Manager, recognized Brownsville *Police Officer Rolando Trujillo*, as “*Employee of the Month*” for the month of May 2007. Police Officer Trujillo had recently been hospitalized due to injuries suffered, in the line of fire, during a burglary investigation.

3. CONSENT AGENDA ITEMS:

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

Upon motion by Commissioner Carlos A. Cisneros, seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously, Consent Agenda Items “a” through “e” were **approved**.

ITEMS No. “a” through “e”

- a) **Approval of the Minutes of the Regular Meeting of May 1, 2007.**
- b) **Authorization for the following individuals to incur travel expense:**

Employee	Department	Destination	Date
Larry A. Brown	Aviation	Tucson, AZ	June 17 – 21, 2007
Michael Jones	Aviation	Tucson, AZ	June 17 – 21, 2007
Leonardo Perez	Fire	Austin, TX	May 16 – 17, 2007
Debbie C. Morales	Municipal Court	Horseshoe Bay, TX	May 28 – 31, 2007
Manuel Montes	Police	San Antonio, TX	May 28 – 31, 2007
Carlos L. Garcia	Police	Austin, TX	June 12 – 14, 2007
Juan Hernandez	Police	Austin, TX	June 12 – 14, 2007
William Dietrich	Police	Phoenix, AZ	July 28 – Aug. 3, 2007
Robert Tyler	Police	Phoenix, AZ	July 28 – Aug. 3, 2007
Paul J. Calapa	Purchasing	Huntsville, TX	May 10 – 11, 2007

Mr. Larry A. Brown, Aviation Director, and Mr. Michael Jones, Business Development Manager, will attend a “*Jumpstart® Air Service Development Program*,” sponsored by Airports Council International North America, on June 17 – 21, 2007, in Tucson, Arizona.

Fire Chief Leonardo Perez will attend the “*Texas Commission on Fire Protection Fire Fighter Advisory Committee Meeting*,” sponsored by the Texas Fire Chiefs’ Association, on May 16 – 17, 2007, in Austin, Texas.

Ms. Debbie C. Morales, Fiscal Technician III, will attend the “*8th Annual Court Collections Conference and Workshop*,” sponsored by the Governmental Collectors Association of Texas, Inc., on May 28 – 31, 2007, in Horseshoe Bay, Texas.

Police Officer Manuel Montes will attend the “*2007 National Police Athletic League (PAL) Conference*,” as a presenter on International Drug Trade and Border Security, on May 28 – 31, 2007, in San Antonio, Texas.

Police Chief Carlos L. Garcia and Commander Juan Hernandez will attend the “*Auto Theft Prevention Authority (ATPA) FY 2008 Grant Review and Board Meeting*,” sponsored by the Auto Theft Prevention Authority (ATPA), on June 12 – 14, 2007, in Austin, Texas.

Police Sergeant William Dietrich and Officer Robert Tyler will attend the “*35th Annual In-service Training Conference of the International Association of Bomb Technicians and Investigators*,” sponsored by the International Association of Bomb Technicians and Investigators, on July 28 – August 3, 2007, in Phoenix, Arizona.

Mr. Paul J. Calapa, Purchasing Director, will travel to Huntsville, Texas, on May 10 – 11, 2007, to inspect the Refurbished Fire Truck prior to its return to the City of Brownsville.

- c) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2007-008-S to allow a Light Retail (Professional Office and Light Retail Uses) in a Dwelling “G” Classification for Lots 25 through 31 and 35 through 38 of Silver Oak Subdivision located near Ruben Torres (FM 802) and Laredo Road.**
- d) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2007-011-S to allow a Medium Retail Specific Use (watermill) in a Professional Office (1C) Classification for Lot 65 Block 1 of El Valle North Subdivision located near Iowa Street and El Valle Street.**
- e) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2007-014 to rezone, from Medium Commercial “G” Classification to Medium Industrial “G” (8CG) Classification, 3.00 acres out of Lot 6 Block 5 of El Jardin Resubdivision located near FM 511 and Dakota Avenue.**

PURCHASES/BIDS/CONTRACTS:

10. Consideration and ACTION to adopt a project agreement between the City of Brownsville and the Cameron County Regional Mobility Authority (CCRMA) for Fiscal Year 2007.

Mr. Pete Sepulveda, Regional Mobility Authority Coordinator, gave a brief overview of the agreement noting that Texas Department of Transportation (TxDOT) funds were unavailable. He also noted that an upgrade to US Hwy. 77 and a second causeway at South Padre Island are two projects currently in consideration.

Mayor Eddie Treviño, Jr., moved to **adopt** a project agreement between the City of Brownsville and the Cameron County Regional Mobility Authority (CCRMA) for infrastructure development for fiscal year 2007, in the amount of **\$75,000.**

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

ACTION ITEMS:

- 9. Consideration and ACTION to adopt budget amendment Resolution Number 2007-026 to amend the General Fund by \$75,000 to provide funding to the Cameron County Regional Mobility Authority (CCRMA) as per a project agreement.**

Mr. Pete Gonzalez, Finance Director, briefly reviewed of the budget amendment.

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Carlos A. Cisneros, and carried unanimously, Resolution Number 2007-026 was **approved**, amending the General Fund by **\$75,000**, to provide funding to the Cameron County Regional Mobility Authority (CCRMA) as per the approved project agreement.

PUBLIC HEARINGS:

- 4. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2007-015 to rezone, from Dwelling “G” to General Retail “G” (4CG) Classification, 1 acre out of Block 26 of El Jardin Subdivision located near Boca Chica Boulevard and Central Avenue.**

Mr. Ben Medina, Planning and Community Development Director, noted that the Planning and Zoning Commission approved the proposed rezoning.

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Sally M. Arroyo, and carried unanimously, the public hearing was **closed**.

Commissioner Ricardo Longoria, Jr., moved that Ordinance Number 2135-2007-015 be **approved** at first reading. The motion was seconded by Commissioner Edward C. Camarillo, and carried unanimously.

5. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2007-016 to rezone, from Dwelling “A” Classification to Light Retail “G” (2CG) Classification, 1.08 acres out of Block 25 of El Jardin Subdivision located near Boca Chica Boulevard and Central Avenue.

Mr. Ben Medina, Planning and Community Development Director, noted that the Planning and Zoning Commission approved the proposed rezoning.

Upon motion by Commissioner Sally M. Arroyo, seconded by Commissioner Edward C. Camarillo, and carried unanimously, the public hearing was **closed**.

Commissioner Sally M. Arroyo, moved Ordinance Number 235-2007-016 be **approved** at first reading. The motion was seconded by Commissioner Edward C. Camarillo, and carried unanimously,

6. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2007-017 to rezone, from Dwelling “Z” to Medium Retail “G” Classification, Lot 6 Block 3 of Pasto Verde Subdivision located near State Highway 100 and California Road.

Mr. Ben Medina, Planning and Community Development Director, noted that the Planning and Zoning Commission approved the proposed rezoning.

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Sally M. Arroyo, and carried unanimously, the public hearing was **closed**.

Commissioner Ricardo Longoria, Jr., moved that Ordinance Number 235-2007-017 be **approved** at first reading. The motion was seconded by Commissioner Charlie Atkinson, and carried unanimously

Commissioner Carlos A. Cisneros had stepped out.

7. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2007-602-CU to allow a conditional use permit to sell on-premise alcohol (wet restaurant), for 0.894 acres out of Block 13 of El Jardin Subdivision located near Old Port Isabel and Warwick Glen Street.

Mr. Ben Medina, Director of Planning and Community Development, noted that the premises in question consisted of an existing restaurant, and that the Planning and Zoning Commission approved the proposed rezoning.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Charlie Atkinson, and carried unanimously, the public hearing was **closed**.

Commissioner Ricardo Longoria, Jr., moved that Ordinance Number 235-2007-602-CU be **approved** at first reading. The motion was seconded by Commissioner Charlie Atkinson, and carried unanimously,

ACTION ITEMS:

- 8. Consideration and ACTION on Resolution Number 2007-025 to support the passage, by the Texas Legislature, of House Bill 3181 regulating the stoppage of trains blocking streets, railroad crossings, or public highways; and providing an effective date.**

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Charlie Atkinson, and carried unanimously, Resolution Number 2007-025 was **approved**, supporting the passage, by the Texas Legislature, of House Bill 3181 regulating the stoppage of trains blocking streets, railroad crossings, or public highways; and providing an effective date.

PURCHASES/BIDS/CONTRACTS:

- 11. Consideration and ACTION to purchase property located on Block A, SW Lots 5 and 6 of Brownsville Original Townsite.**

Ms. Norma H. Zamora, Brownsville Urban System's Director, noted that the proposed purchase signified the sixth property associated with the Multimodal Terminal Facility Project.

Upon motion by Commissioner Sally M. Arroyo, seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously, Ms. Norma Zamora, BUS Director, was **authorized** to purchase a property listed as Block A, SW Lots 5 and 6 of Brownsville Original Townsite.

Commissioner Carlos A. Cisneros returned.

12. Consideration and ACTION to request funding, in the amount of \$30,000, for the 4th of July Celebration.

Mr. Alex Meade, representing the South Texas Young Professionals, presented the request for funding to conduct the 4th of July fireworks celebration, noting that, if approved, this would be the eighth year that Western Enterprises, Inc. of Enid, Oklahoma, would conduct the fireworks show.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Edward C. Camarillo, and carried unanimously, funding in the amount of **\$30,000** was **approved** for conduct of the 4th of July Celebration in Brownsville.

13. Consideration and ACTION to award a contract for the purchase of one (1) Pierce 1500 gpm Pumper for the Brownsville Fire Department.

Mr. Ivan Welker, Fleet Administrator, noted that the existing unit was 10 years old and would be moved to a reserve unit. He further noted that by federal requirement, the Fire Department is required to purchase vehicles using diesel with the emission standards.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Charlie Atkinson, and carried unanimously, a contract for the purchase of one (1) 2007 Pierce 4D Impel 1500gpm pumper, for the Brownsville Fire Department, was awarded to **Siddons Fire Apparatus of Manor, Texas**, in the amount of **\$349,500**.

14. Consideration and ACTION to award a contract for the 31st Year Community Development Block Grant (CDBG), Towne North Subdivision Storm Water Improvement Project.

Mr. Ivan Welker, Fleet Administrator, noted that the Engineer's cost estimate for the project was \$19,205.90 higher than the recommended bid amount.

Commissioner Sally M. Arroyo moved that a contract in the amount of **\$515,229.10** be awarded to **Donald D. Ferguson, of Brownsville, Texas**, the low responsive bidder, for the 31st Year Community Development Block Grant (CDBG), Towne North Subdivision Storm Water Improvement Project.

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

15. Consideration and ACTION to award a term contract for the purchase and delivery of traffic paint for use by the Brownsville Traffic Department.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Charlie Atkinson, and carried unanimously, a term contract for the purchase and delivery of traffic paint for use by the Brownsville Traffic Department was **awarded to Centerline Supply San Antonio of San Antonio, Texas**, the low responsible bidder, as follows:

<u>Bid Items:</u>	<u>Unit Price:</u>	<u>Extended Price:</u>
• White-Chlorinated rubber-alkyd Estimated quantity: 1,800 gallons.	\$9.50	\$17,100.00
• Yellow-Chlorinated rubber-alkyd Estimated quantity: 1,550 gallons.	\$9.70	\$15,035.00
• Red-Chlorinated rubber-alkyd Estimated quantity: 245 gallons.	\$11.15	\$ 2,731.75
Estimated Grand Total:		<u>\$34,866.75</u>

PUBLIC COMMENT PERIOD:

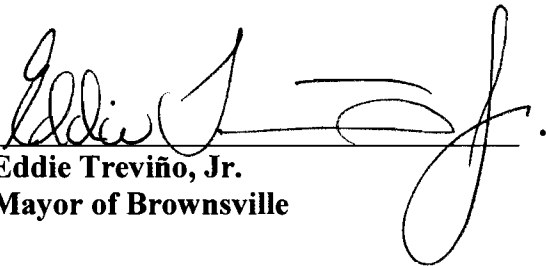
There were no public comments.

ADJOURNMENT:


There being no further business to come before the City Commission, the meeting adjourned at 7:10 p.m.

Approved the 5th day of June 2007.




Eddie Treviño, Jr.
Mayor of Brownsville

Attest:



Estela Von Hatten
City Secretary