

**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, October 2, 2007**, at **5:00 P.M.** and **6:00 P.M.** with the following members present:

<b>PAT M. AHUMADA, JR.</b>		<b>MAYOR</b>
<b>RICARDO LONGORIA, JR.</b>	)	
<b>CHARLIE ATKINSON</b>	)	
<b>CARLOS A. CISNEROS</b>	)	
<b>EDWARD C. CAMARILLO</b>	)	
<b>ANTHONY P. TROIANI</b>	)	
<b>LEONEL T. GARZA</b>	)	<b>COMMISSIONERS</b>

<b>CHARLIE CABLER</b>	<b>CITY MANAGER</b>
<b>CARLOS AYALA</b>	<b>ASSISTANT CITY MANAGER</b>
<b>JIM GOZA</b>	<b>CITY ATTORNEY</b>
<b>ESTELA VON HATTEN</b>	<b>CITY SECRETARY</b>

**ABSENT:**

<b>JOHN E. CHOSY</b>	<b>ASSISTANT CITY ATTORNEY</b>
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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 September 28, 2007:



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

Mr. Charlie Cabler, City Manager, recognized *Mr. Daniel Clark*, Driver with the Brownsville Urban System (BUS) Department, as “*Employee of the Month*” for the month of October 2007.

3. **PUBLIC COMMENT PERIOD:**

Mr. Robert Uresti requested that the City Commission be more involved with the public.

Ms. Stephanie Herwick had submitted a public comment form, but was not present during the public comment period. Ms. Herwick spoke during Workshop Item “b” expressing opposition to the border wall.

Mr. Fernando Ruiz expressed his opposition to the Weir Project.

Mr. John Shergold requested the City Commission pass a resolution supporting the need of an additional full service postal center for the City of Brownsville.

Mr. Roman Perez expressed his concern regarding the increase of the Rio Grande River’s water depth to 26 feet, if the Weir Dam was constructed.

Mr. Alex Resendez expressed his opposition to the border wall.

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4. **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 Ricardo Longoria, Jr., and carried unanimously, Consent Agenda Items “a” through “j” were **approved**.

*ITEMS No. "a" through "j"*

- a) **Approval of Minutes of the Special Meeting of September 11, 2007.**
- b) **Approval of Minutes of the Special Meeting of September 17, 2007.**
- c) **Approval of Minutes of the Regular Meeting of September 18, 2007.**
- d) **Authorization for the following individuals to incur travel expense:**

<b>Employee</b>	<b>Department</b>	<b>Destination</b>	<b>Date</b>
Larry A. Brown	Aviation	Fort Worth, TX	Oct. 24 – 25, 2007
Edward Kuprel	Building Insp.	Waco, TX	Oct. 9 – 12, 2007
Rebeca Castillo	BUS	Atlanta, GA	Oct. 15 – 18, 2007
Abelardo Cano	BUS	Atlanta, GA	Oct. 15 – 18, 2007
Willie Gonzales	Health	Austin, TX	Oct. 16 – 19, 2007
Robert Garcia	Health	Austin, TX	Oct. 16 – 19, 2007
Phillip Chio	Health	Austin, TX	Oct. 16 – 19, 2007
Jamie Standeford	Parks	Galveston, TX	Oct. 30 – Nov. 2, 2007
Mark Elbert	Police	Corpus Christi, TX	Oct. 3 – 4, 2007
Joe Barrios	Police	Corpus Christi, TX	Oct. 3 – 4, 2007
Marcie Sanchez	Police	Portland, TX	Oct. 8 – 10, 2007
Cynthia Villarreal	Police	Portland, TX	Oct. 8 – 10, 2007
Daniel DeAnda	Police	Epping, NH	Oct. 14 – 20, 2007
Elias Stuart	Police	San Antonio, TX	Oct. 15 – 19, 2007
Carlos L. Garcia	Police	Austin, TX	Oct. 16 – 18, 2007
Henry Etheridge	Police	Austin, TX	Oct. 16 – 18, 2007
Santiago Manrique	Police	Austin, TX	Oct. 16 – 18, 2007
Rolando Vasquez	Police	Austin, TX	Oct. 16 – 18, 2007
Martino Trevino	Public Works	Houston, TX	Oct. 8 – 12, 2007

Mr. Larry A. Brown, Aviation Director, will attend the “*Federal Aviation Administration (FAA) Fall Conference,*” sponsored by the Federal Aviation Administration (FAA), on October 24 – 25, 2007, in Fort Worth, Texas.

Mr. Edward Kuprel, City Forester, will attend the “*21<sup>st</sup> Annual Texas Tree Conference,*” sponsored by the Texas Chapter International Society of Arboriculture, on October 9 – 12, 2007, in Waco, Texas.

Ms. Rebeca Castillo, ADA/DBE Coordinator, and Mr. Abelardo Cano, Dispatcher/Supervisor, will attend the “*2007 Annual User Conference,*” sponsored by RouteMatch Software, on October 15 – 18, 2007, in Atlanta, Georgia.

Mr. Willie Gonzalez, Ordinance Enforcement Officer II, Mr. Robert Garcia, Health Inspector I, and Mr. Phillip Chio, Ordinance Enforcement Officer I, will attend the “52<sup>nd</sup> Annual Educational Conference,” sponsored by Texas Environmental Health Association (TEHA), on October 16 – 19, 2007, in Austin, Texas.

Ms. Jamie Standeford, Community Center Coordinator, will attend the “Texas Civic Center Association 10<sup>th</sup> Annual Conference,” sponsored by the Texas Civic Center Association (TCCA), on October 30 – November 2, 2007, in Galveston, Texas.

Police Lieutenant Mark Elbert and Sergeant Joe Barrios will attend the “2008 Comptroller’s Tobacco Compliance Grant Technical Assistance Workshop,” sponsored by the Texas Statewide Tobacco Education and Prevention, on October 3 – 4, 2007, in Corpus Christi, Texas.

Ms. Marcie Sanchez, Public Safety Records Processor, and Ms. Cynthia Villarreal, Public Safety Records Processor, will attend the “Texas Uniform Crime Reporting (UCR) Workshop,” sponsored by the Uniform Crime Reporting (UCR) Texas Department of Public Safety, on October 8 – 10, 2007, in Portland, Texas.

Mr. Daniel DeAnda, Firearms Instructor, will attend the “SiGARMS Semiautomatic Pistol Instructor Certification Course,” sponsored by SiGARMS Academy, on October 14 – 20, 2007, in Epping, New Hampshire.

Mr. Elias Stuart, Property and Evidence Clerk, will attend the “Texas Association of Property and Evidence Inventory Technicians (T.A.P.E.I.T.) Conference,” sponsored by the Texas Association of Property and Evidence Inventory Technicians (TAPEIT), on October 15 – 19, 2007, in San Antonio, Texas.

Police Chief Carlos L. Garcia, Lieutenant Henry Etheridge, Sergeant Santiago Manrique and Detective Rolando Vasquez will attend a “Texas Public Information Act (formerly the Texas Open Records Act) Seminar,” sponsored by Bannon and Associates, LLC, on October 16 – 18, 2007, in Austin, Texas.

Mr. Martino Trevino, Landfill Compliance Manager, will attend the “*Asbestos Worker Awareness Worker Training Course*,” sponsored by NATEC of Texas, Inc., on October 8 -12, 2007, in Houston, Texas.

- e) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2006-606-CU amending the text of the City Zoning Ordinance by allowing a Conditional Use Permit for the sale of on-premise alcohol (bar) for Lot 6, 7 8 and 9 of Blocks 42, 43 and 44 of Los Ebanos Properties Subdivision located at 715 North Expressway 77/83 (Days Inn Motel).**
- f) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2007-032-S to allow a Specific Use for a Duplex in a Dwelling “Z” Classification for Block 173 out of Olmito Groves located near Anacua Street and Calles Avenue.**
- g) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2007-039 to rezone, from Dwelling “A” to Light Commercial “G” (5CG) Classification, Lot 5 Block B out of Jardin Terrace Subdivision located near Boca Chica Boulevard and Estero Drive.**
- h) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2007-040 to rezone, from Dwelling “G” to General Retail “G” (4CG) Classification, 1.00 acre out of Lot 1 Block 1 out of La Posada South Section 4 located near Milpa Verde and Palacio Road.**
- i) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2007-041 to rezone, from Dwelling “G” to Professional Offices “G” (1CG) Classification, 4.20 acres out of Lot 1 Block 1 out of La Posada South Section 4 located near Milpa Verde and Palacio Road.**
- j) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2007-043 to rezone, from Light Commercial “G” to Light Industrial “G” (7CG) Classification, 8.74 acres out of Block 132 of El Jardin Subdivision located near Central Avenue and FM 802.**

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***BOARDS AND COMMISSION APPOINTMENTS:***

**5. Consideration and ACTION to appoint or reappoint one (1) member to the Brownsville Public Utilities Board (BPUB).**

Commissioner Edward C. Camarillo moved that **Mr. Emmanuel Vasquez** be appointed to the Brownsville Public Utilities Board (BPUB) to replace Mr. Chris Valadez, whose term expired.

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

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

**6. Consideration and ACTION to appoint or reappoint citizens to the Brownsville Citizen's Advisory Committee (BCAC).**

Commissioner Anthony P. Troiani moved that **Mr. Jesse Quezada** be appointed to the Brownsville Citizen's Advisory Committee (BCAC) to replace Ms. Millie Esser whose term expired.

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

The remaining six appointments would be made at a later date.

**7. Consideration and ACTION to acknowledge Mayor Pat M. Ahumada, Jr., as the Brownsville Public Utilities Board (BPUB) member to the Capital Improvement Advisory Committee (CIAC).**

Mayor Pat Ahumada, Jr., noted that the Brownsville Public Utilities Board (BPUB) had appointed him to the CIAC and this agenda item was merely a courtesy to notify the City Commission of his appointment and approval by the City Commission was not necessary.

Commissioner Leonel T. Garza moved that Mayor Pat M. Ahumada, Jr.'s, appointment by the Brownsville Public Utilities Board (BPUB), to the Capital Improvement Advisory Committee (CIAC), be **acknowledged**.

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

Ayes: Mayor Ahumada, Commissioners Garza and Atkinson;

Nays: Commissioners Longoria, Cisneros, Camarillo and Troiani.

**8. 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 the person to be appointed must reside within the extra-territorial jurisdiction (ETJ) of the City of Brownsville.

Commissioner Carlos A. Cisneros moved that **Mr. Victor Alvarez** be appointed to the Capital Improvement Advisory Committee (CIAC).

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

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**9. EXECUTIVE SESSION:**

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Anthony P. Troiani, 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 consultation with attorney.**
- b) **Discussion pursuant to Section 551.071, of the Texas Government Code, regarding consultation with attorney.**
- c) **Discussion pursuant to Section 551.072, of the Texas Government Code, regarding real property.**

- d) **Discussion pursuant to Section 551.071, of the Texas Government Code, regarding pending litigation.**
- e) **Discussion pursuant to Section 551.074 Title 5, of the Texas Government Code, concerning the evaluation of the City Attorney of the City of Brownsville.**

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Upon conclusion of the Executive Session, Mayor Pat M. Ahumada, Jr., resumed the regular meeting.

***PUBLIC HEARINGS:***

- 10. **Public Hearing and ACTION to reconsider Class “L” Permit Number CL-2007-001 to allow a game arcade at 344 Paredes Line Road, Brownsville, Texas. [DISCUSSED 09/04/2007]**

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Carlos A. Cisneros, and carried unanimously, the public hearing was **closed**.

The City Commission did not open this item for public hearing.

Commissioner Ricardo Longoria, Jr., moved to **approve** Class “L” Permit Number CL-2007-001 to allow a game arcade at 344 Paredes Line Road, Brownsville, Texas.

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

Ayes: Commissioners Longoria, Atkinson, Cisneros and Troiani;

Nays: Mayor Ahumada and Commissioner Camarillo.

- 11. **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. (TABLED)**

Ms. Allison Bastian, Planner II, gave a brief PowerPoint presentation regarding the changes to the Capital Improvement Advisory Committee (CIAC) ordinance.

In response to Mayor Pat M. Ahumada, Jr., Mr. Ben Medina, Jr., Director of Planning and Community Development, noted that the amendment to the CIAC ordinance dealt mainly with increasing the number of members within the CIAC.

Commissioner Ricardo Longoria, Jr., asked Mr. Medina to present a Workshop detailing the changes in Ordinance Number 2007-1100.44.

Upon motion by Commissioner Leonel T. Garza, seconded by Commissioner Ricardo Longoria, Jr., and **carried unanimously**, Ordinance Number 2007-1100.44 was **tabled**.

**12. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2007-604-CU allowing a Conditional Use Permit, to sell on-premise alcohol (wet restaurant), for Lot 1 and East ½ of Block 140-A out of Stillman Extension and Addition to the City of Brownsville, at “Jaimito’s Restaurant” located near West Elizabeth Street and Central Boulevard.**

Mr. Craig Timmer and Mr. John Kinch, area residents, expressed their opposition to the proposed ordinance.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Leonel T. Garza, and **carried unanimously**, the public hearing was **closed**.

Commissioner Edward C. Camarillo moved that Ordinance Number 235-2007-604-CU be **denied**.

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

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

Nays: Commissioners Longoria and Atkinson.

**13. Public Hearing and ACTION on FIRST 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.**

Mr. Ben Medina, Jr., Director of Planning and Community Development, noted the unanimous approval of the Planning and Zoning Commission.

Mr. Alfonso Vieyra clarified that the Conditional Use Permit was for a drive-thru convenience store, not a bar.

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

Commissioner Ricardo Longoria, Jr., moved that Ordinance Number 235-2007-605-CU be **approved** at first reading.

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

14. **Public Hearing and ACTION on FIRST 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.**

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Leonel T. Garza, and carried unanimously, the public hearing was **closed**.

Commissioner Charlie Atkinson moved that Ordinance Number 235-2007-606-CU be **approved** at first reading.

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

15. **Public Hearing and ACTION on FIRST 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.**
16. **Public Hearing and ACTION on FIRST 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.**
17. **Public Hearing and ACTION on FIRST 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.**

**18. Public Hearing and ACTION on FIRST 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.**

Mr. Ben Medina, Jr., Director of Planning and Community Development, requested that agenda items 15, 16, 17 and 18 be read together as they dealt with the same property.

Ms. Paula Sladek Legros, property owner, requested that the City Commission repeal the O51 Overlay District in Rancho Simpatico, noting that she was unaware of the overlay until June 2006.

Mr. Fernando Sifuentes spoke in favor of repealing the O51 overlay.

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

Commissioner Charlie Atkinson moved that Ordinance Numbers 2007-235.70, 2007-235.71, 2007-235.72 and 2007-235.73 be **approved** at first reading. The motion was seconded by Commissioner Edward C. Camarillo, but **no vote was taken**.

Commissioner Edward C. Camarillo moved that Ordinance Numbers 2007-235.70, 2007-235.71, 2007-235.72, and 2007-235.73 be approved to **repeal the O51 Overlay District** in Rancho Simpatico.

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

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***ACTION ITEMS:***

**19. Consideration and ACTION on Resolution Number 2007-056 authorizing and approving the Brownsville-Matamoros Weir and Reservoir Project as a Secure Fence Act Project to secure the Southern United States Border.**

Mayor Pat M. Ahumada, Jr., asked Ms. Estela Von Hatten, City Secretary, to read the resolution.

Commissioner Charlie Atkinson moved that Resolution Number 2007-056 be **approved**, authorizing and approving the Brownsville-Matamoros Weir and Reservoir Project as a Secure Fence Act Project to secure the Southern United States Border.

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

**20. Consideration and ACTION regarding the moratorium on animal euthanasia and overcrowding at the Brownsville Animal Shelter.**

Mr. Carlos Ayala, Jr., Assistant City Manager, noted that the Animal Shelter was ready for state inspection.

In response to Commissioner Edward C. Camarillo, Mr. Charlie Cabler, City Manager, stated that if the moratorium remained in place, with the current shelter capacity, it would hurt the City.

Commissioner Camarillo requested the Animal Shelter Advisory Committee's assistance with resolving the overcrowding issue at the Animal Shelter.

In response to Mayor Pat M. Ahumada, Jr., Mr. Josue Ramirez, Public Health Director, noted that the Animal Shelter had been working at full capacity for approximately the past ten years.

Mayor Ahumada, noting that McAllen's Animal Shelter had a much higher capacity, suggested expanding the Animal Shelter in order to meet the needs of the City of Brownsville.

Commissioner Ricardo Longoria, Jr., moved that the moratorium on animal euthanasia **not be renewed** at the Brownsville Animal Shelter.

In response to Mayor Ahumada, Commissioner Longoria stated that he did not want to modify his motion to include the expansion of the Animal Shelter.

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

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

Nays: Mayor Ahumada and Commissioner Atkinson.

21. **Consideration and ACTION on Resolution Number 2007-055 to authorize the closing of Southmost Boulevard for the 8<sup>th</sup> Annual Veterans' Day Parade to be held on Saturday, November 10, 2007.**

Commissioner Ricardo Longoria, Jr., moved that Resolution Number 2007-055 be **approved**, authorizing the closing of Southmost Boulevard for the 8<sup>th</sup> Annual Veterans' Day Parade to be held on Saturday, November 10, 2007.

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

22. **Consideration and ACTION to donate a surplus, forfeited 1990 Chevrolet Pickup Truck to the University of Texas at Brownsville and Texas Southmost College (UTB/TSC) Biological Services Department.**

Commissioner Ricardo Longoria, Jr., moved that a surplus, forfeited 1990 Chevrolet Pickup Truck, be **donated** to the University of Texas at Brownsville and Texas Southmost College (UTB/TSC) Biological Services Department.

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

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

23. **Consideration and ACTION to authorize payment of \$45,237 for renewal of the TRANE Maintenance Service Agreement for the Police Department's air condition system for Fiscal Year 2007-2008.**

Commissioner Ricardo Longoria, Jr., moved that payment, in the amount of **\$45,237**, be **approved** for renewal of the TRANE Maintenance Service Agreement for the Police Department's air condition system for Fiscal Year 2007-2008.

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

**24. Consideration and ACTION to authorize HNTB Amendment Number 28 for professional services to develop a Pavement Management Program for the Brownsville South Padre Island International Airport.**

Mr. Larry A. Brown, Aviation Director, noted that the amendment was for professional planning and design services to develop a Pavement Management Program which is the airport is required to have as part of the grant assurances associated with the Federal Airport Improvement Program (AIP) grants.

Commissioner Leonel T. Garza moved that HNTB Amendment Number 28, in the amount of **\$154,125.00**, be **authorized** for professional services to develop a Pavement Management Program for the Brownsville South Padre Island International Airport.

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

**25. Consideration and ACTION to authorize Change Order Number 1 for the Taxiway G Reconstruction Taxiway D Lighting Rehabilitation Project at the Brownsville South Padre Island International Airport.**

Mr. Larry A. Brown, Aviation Director, noted costs for Change Order Number 1 as **\$236,111** with the project to be funded 100% by the Federal Aviation Association's (FAA) Federal Airport Improvement Program (AIP) Grant Funds and Passenger Facility Charge (PFC) Funds.

Commissioner Edward C. Camarillo moved that Change Order Number 1 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 Leonel T. Garza and **carried unanimously.**

**26. Consideration and ACTION to authorize an offer of just compensation for the purchase of a 23.29 acre tract of land located on the Southeast Corner of South Illinois Avenue and California Road.**

Commissioner Charlie Atkinson moved that an offer of just compensation be **authorized** for the purchase of a 23.29 acre tract of land located on the Southeast Corner of South Illinois Avenue and California Road.

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

**27. Consideration and ACTION to authorize a change to the Carter Burgess Contract Phase II Amendatory Agreement Number 1, Work Authorization 1-D, Amendatory Agreement Number 2, and Contract Phase III, for the Brownsville Urban System's Multimodal Terminal Project.**

Ms. Norma H. Zamora, BUS Director, noted that costs for contract changes remained within budget.

Commissioner Charlie Atkinson moved that a change to the Carter Burgess Contract Phase II Amendatory Agreement Number 1, Work Authorization 1-D, in the amount of **\$15,000.00**, Amendatory Agreement Number 2, in the amount of **\$82,300.00**, and Contract Phase III, in the amount of **\$15,500.00**, be **authorized** for the Brownsville Urban System's Multimodal Terminal Project.

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

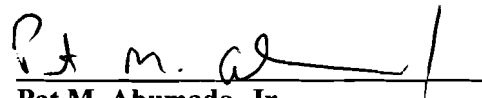
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**ADJOURNMENT:**


There being no further business to come before the City Commission, the meeting adjourned at 8:56 p.m.

Approved the 16<sup>th</sup> day of October 2007.



  
Pat M. Ahumada, Jr.  
Mayor of Brownsville

Attest

  
Estela Von Hatten  
City Secretary