

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 A 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, and Regular Meeting, on Tuesday, December 02, 2008 at 5:15 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.

EXECUTIVE SESSION: 5:15 P.M.

- A) Discussion pursuant to Section 551.071, of the Texas Government Code, regarding the status of collective bargaining with police and fire unions. (John E. Chosy – 45 min.)

REGULAR MEETING: 6:00 P.M.

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

INVOCATION:

ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION:

- A) Consideration and **ACTION** on withdrawing the appeal and satisfying the judgment in Brownsville Police Officers Association v City of Brownsville. (Commissioners L.T. Garza & C. Atkinson)

1. **MAYOR'S REPORT:** *None*

2. **COMMISSIONERS' REPORTS** *None*

3. **PROCLAMATIONS:** *International Year of Astronomy*
(Mayor Pat M. Ahumada, Jr.)

4. **PRESENTATIONS:** *Employee of the Month*
(December 2008)

2006 International Code Council Books
(Evaristo Gamez – Building)

5. **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 "c"

- a) Approval of the Minutes of the Regular Meeting of November 18, 2008.

- b) Authorization for the following individuals to incur travel expense:

Employee	Department	Destination	Date
Brad Barnes	Parks	Fort Worth, TX	Dec. 07-10, 2008
Ben Medina, Jr.	Planning	Chicago, IL	Dec. 15-17, 2008
Julio Briones	Police	Austin, TX	Nov 30-Dec 05, 2008
Juan Hernandez, Jr.	Police	Austin, TX	Nov 30-Dec 05, 2008

- c) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2007-1497-A** amending Section 332-169 of the City of Brownsville Municipal Code regarding park land dedication requirements. (Ben Medina, Jr. – Planning)

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BOARDS AND COMMISSIONS:

6. Consideration and **ACTION** to appoint or re-appoint three (3) members to the Brownsville Community Improvement Corporation. (Delina Barrera – BCIC)

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PUBLIC HEARINGS:

7. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2008-039** to rezone from Dwelling “G” (DG) to Light Retail “G” (2CG) for 1.00 acre out of Share 23 of Espiritu Santo Grant located at 213 Esperanza Road. (Ben Medina, Jr. – Planning)
8. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2008-039-S** to allow a General Retail Specific Use (Party Place 4C) in a Light Retail (2C) for 1.00 acre out of Share 23 of Espiritu Santo Grant located at 213 Esperanza Road. (Ben Medina, Jr. – Planning)
9. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2008-054** to rezone from Dwelling “A” to Apartment “G” (AG) for 0.996 acres out of Block 8 and the East line of Lot 1, Block 18, West of West Brownsville Addition located near W. Washington Street and Browne Street. (Ben Medina, Jr. – Planning)
10. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2008-060** to rezone from General Retail “G” Specific Use (4CG) to Light Commercial (5C) for 0.27 Acres out of Lot 4 & 5 of East Brownsville Addition located at 1935 Southmost Road. (Ben Medina, Jr. – Planning)
11. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2008-066** to consider the rezoning of the Citrus Acres Subdivision from Apartment “H” (AH) to Dwelling “G” (DG) so that the zoning designation is consistent with the actual land use. (Ben Medina, Jr. – Planning)
12. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2008-067** to consider the rezoning of the McKenzie Acres Subdivision from First Manufacturing “j” (1MJ) areas of the McKenzie Acres Subdivision to Dwelling “G” (DG) so that the zoning designation is consistent with the actual land use. (Ben Medina, Jr. – Planning)
13. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2008-068** to consider the rezoning of the Buena Vida Housing Projects in Downtown Brownsville from Seventh Commercial “H” (7CH) to Apartment “H” (AH) so that the zoning designation is consistent with the actual land use. (Ben Medina, Jr. – Planning)
14. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2008-069** to rezone from Dwelling “Z” to General Retail “G” (4CG) for 1.43 acres of Lot 4 and ½ of Lot 5, Block 1 of Cameron Park Subdivision 3 located at 4176 Paredes Line Road. (Ben Medina, Jr. – Planning)

15. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2008-072-S** to allow a Medium Retail Specific Use (3C) in a Professional Office (1C) for Lot 4, Block 5 Land O'Lakes Subdivision located at Old Port Isabel and Creekbend Drive. (Ben Medina, Jr. – Planning)
16. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2008-073-S** to allow a Medium Retail Specific Use (3C) in a Professional Office (1 C) on Lot 1 of N.S. Liddel Subdivision Section V, located at 3004 East Avenue. (Ben Medina, Jr. – Planning)

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17. PUBLIC COMMENT PERIOD: PLEASE NOTE:

PLEASE NOTE THAT THE PUBLIC COMMENT PERIOD AND CONDUCT AT CITY COMMISSION MEETINGS IS GOVERNED BY CITY ORDINANCE NUMBER 2008-1090-E ADOPTED ON JUNE 3, 2008.

- THE “PUBLIC COMMENT FORM” IS DESIGNATED FOR SPEAKERS TO BE RECOGNIZED AND 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.**
- 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 OR 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]

PRESENTATIONS:

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.

ACTION ITEMS:

- 18. Consideration and **ACTION** on Tax Abatement Agreement with T-Mobile USA, Inc. (John E. Chosy – City Attorney)
- 19. Consideration and **ACTION** on **Resolution Number 2008-096** to permit free parking at all downtown parking meters during the holiday season from Sunday December 14, 2007 through Friday, December 26, 2007. (Peter L. Goodman – Historic)
- 20. Consideration and **ACTION** on **Resolution Number 2008-098** requesting the members of the 81st Legislative Session of the State of Texas to support legislation that increases funding for the Texas Recreation & Parks Account local park grant program and the Texas State Park System. (Chris Patterson – Parks)

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PURCHASES/BIDS/CONTRACTS:

- 21. Consideration and **ACTION** to award a contract for a Lobbyist-Consultant to represent the City of Brownsville in Washington, D.C. (Roberto C. Luna – Purchasing)

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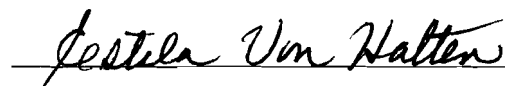
ADJOURNMENT:

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 **December 02, 2008**, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on November 26, 2008. I further certify that the Agenda was posted on the City’s website and can be downloaded by accessing: www.cob.us/agendas.asp.



Estela Von Hatten, City Secretary