

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 and Regular Meeting, on Tuesday, October 07, 2008 at 5:30 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: 5:30 P.M.

- A) Discussion pursuant to Section 551.071, of the Texas Government Code, regarding consultation with attorney. (John E. Chosy – Asst. City Attorney – 15 min.)
- B) Discussion pursuant to Section 551.087, of the Texas Government Code, regarding economic development. (Jim Goza – City Attorney – 15 min)

REGULAR MEETING: 6:00 P.M.

PLEDGE OF ALLEGIANCE: UNITED STATES PLEDGE * TEXAS PLEDGE

INVOCATION:

ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION:

- B)** Consideration and **ACTION** regarding a proposed Ground Lease and Stadium Agreement, providing for funding of capital improvements on City on 46 acres of City of Brownsville property located at West Alton Gloor Blvd., to include an all-purpose stadium and limited commercial development through a lease agreement with Alton Gloor Stadium Group L.L.C. and Brownsville Stadium Group L.L.C. (Jim Goza – City Attorney)

1. *MAYOR’S REPORT*

2. *COMMISSIONERS’ REPORT*

3. *PROCLAMATIONS:*

Dr. Gustavo Stern, MD. FACS
(Commissioners Cisneros/Atkinson)

City Department Directors
(Mayor Pat M. Ahumada, Jr.)

4. *PRESENTATIONS:*

Employee of the Month
(October 2008)

Census Bureau Report
(Commissioners Cisneros/Atkinson)

***Lower Rio Grande Valley
Development Council***
(Commissioners Cisneros/Atkinson)

***Expenditures update regarding
Weir Project***
(Commissioners Atkinson/Cisneros)

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 “d”

- a)** Approval of the Minutes of the Special Meeting of September 15, 2008.

b) Approval of the Minutes of the Regular Meeting of September 16, 2008.

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

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Date</u>
Larry A. Brown	Aviation	Fort Worth, TX	Oct. 21-23, 2008
Norma H. Zamora	BUS	Austin, TX	Oct. 17, 2008
Andrew Munoz	BUS	Dallas, TX	Oct. 22-23, 2008
Liza M. Valdez	City Secretary	Austin, TX	Nov 23-25, 2008
Griselda Rosas	City Secretary	Austin, TX	Nov 23-25, 2008
Yolanda Galarza	City Secretary	Austin, TX	Nov 23-25, 2008
J. Eduardo Santillan	Engineering	Houston, TX	Oct. 12-15, 2008
Leonardo Perez	Fire	Austin, TX	Oct. 05-07, 2008
David Hinojosa	Fire	Salt Lake City, UT	Oct. 05-10, 2008
Willie Gonzales	Health	Laredo, TX	Oct. 12-17, 2008
Beulah Mendez	Health	Laredo, TX	Oct. 12-17, 2008
Victor Perez	Health	Laredo, TX	Oct. 12-17, 2008
Phillip Chio	Health	Laredo, TX	Oct. 12-17, 2008
Carolina Karavasilis	Health	Laredo, TX	Oct. 12-17, 2008
Jamie Standeford	Parks	Abilene, TX	Oct. 28-31, 2008
Adrián Gamez	Parks	San Antonio, TX	Oct. 12-14, 2008
Pablo López	Parks	San Antonio, TX	Oct. 12-14, 2008
Ernesto Dorantes	Parks	San Antonio, TX	Oct. 12-14, 2008
Blanca Cuevas	Planning	San Antonio, TX	Oct. 26-27, 2008
Lucy Garza	Planning	San Antonio, TX	Oct. 26-27, 2008
Graciela Aldaco	Planning	San Antonio, TX	Oct. 26-27, 2008
Cristóbal Abrego	Pólíce	Austin, TX	Oct. 26-31, 2008
Alejandro Alviar	Pólíce	Austin, TX	Oct. 26-31, 2008
Troy Arnold	Police	Irving, TX	Oct. 19-24, 2008
David De León	Police	Irving, TX	Oct. 19-24, 2008
Joe Villarreal	Police	Irving, TX	Oct. 19-24, 2008

d) **APPROVAL** on **SECOND** and **FINAL READING** of **Protested Ordinance Number 235-2008-048** to rezone from Medium Industrial “J” (8CJ) to Apartment “J” (AJ), 8.679 acres out of the Reserve “A” of the Sweetbriar Subdivision, located near Coffee Port Road and Central Avenue. (Ben Medina, Jr. – Planning)

BOARDS AND COMMISSIONS:

6. Consideration and **ACTION** to appoint or re-appoint one (1) member to the Airport Advisory Board. (Larry A. Brown – Aviation)
7. Consideration and **ACTION** to appoint or re-appoint one (1) member and one (1) alternate to the Amigos Del Valle, Inc. Board of Directors. (Ben Medina, Jr. – Planning)

8. Consideration and **ACTION** on **Resolution No. 2008-087** to appoint one (1) additional member to the Cultural Affairs Committee. (Delina Barrera, BCIC)

PUBLIC HEARINGS:

9. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance Number 235-2008-055** to rezone from Dwelling “Z: (DZ) to Light Retail “G” (2CG) for lot 1 thru 4 of Naranjo Vista Addition located near Anacua Street and Expressway 77/83. (Ben Medina, Jr. Planning)
10. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance Number 235-2008-055-S** to allow a General Retail Specific Use (Tortilleria Factory 4C) in Light Retail (2CG) for Lot 1 thru 4 of Naranjo Vista Addition located near Anacua Street and Expressway 77/83. (Ben Medina, Jr. – Planning)
11. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2008-919-H** an ordinance amending Chapter 10, Wreckers, of the Code of Ordinances, Section 110-128, to increase the rates for collision haul and removal of debris on non-consensual tows. (Robert Esparza – Traffic)
12. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance Number 2008-1499** amending Chapter 348 Zoning, Article VIII, Section 348-1419, Fees, of the Code of Ordinances by adding certain fees and dealing with related matters. (Commissioners Atkinson/Cisneros)
13. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance Number 2008-235.78** amending the Code of Ordinances, Chapter 316, Article II, Mobile Home Parks, by adding Section 316-69(a), Special Use Permit, amending Section 316-145, Additional Land Uses, and dealing with related matters. (Commissioners Atkinson/Cisneros)

14. 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:

15. Consideration and **ACTION** authorizing **Resolution Number 2008-083**, to accept FAA Grant Number 3-48-0031-035-2008 in the amount of \$2,086,433. (Larry A. Brown – Aviation)

16. Consideration and **ACTION** authorizing **Resolution Number 2008-084**, to accept FAA Grant Number 3-48-0031-034-2008 in the amount of \$632,500. (Larry A. Brown – Aviation)

17. Consideration and **ACTION** authorizing an Agreement with Brownsville Economic Development Council (BEDC) and the Greater Brownsville Incentives Corporation (GBIC) regarding funding for the required analysis to reposition the Nexrad Radar Facility at Brownsville South Padre Island International Airport. (Larry A. Brown – Aviation)

18. Consideration and **ACTION** to authorize the acceptance and expenditure of the Texas Department of Transportation Selective Traffic Enforcement Program (STEP) Comprehensive Grant, awarded to the Brownsville Police Department, in the amount of \$96,276.90, for Fiscal Year 2009. (Carlos L. Garcia – Police)

PURCHASES/BIDS/CONTRACTS:

- 19. Consideration and **ACTION** authorizing a Lease with Border Manufacturing Contractors, LLC, for Airport Building No. 27 (formerly the VF – Hagggar Building). (Larry A. Brown – Aviation)
- 20. Consideration and **ACTION** authorizing the City of Brownsville to enter into a contract with Cameron County Emergency Service District No. 1 to furnish fire fighting services to the unincorporated area of Cameron County designated by Zone number 1 on the official Fire Protection Service Zone Map of the CCESD No. 1. (Leonardo L. Perez – Fire)
- 21. Consideration and **ACTION** to award a contract for Airport Cargo Building Roof Repair at the Brownsville South Padre Island International Airport. (Roberto C. Luna – Purchasing)
- 22. Consideration and **ACTION** to authorize the purchase and delivery of one (1) 2008 Year Model Backhoe for the Public Works Department Streets Division. (Robert C. Luna – Purchasing)
- 23. Consideration and **ACTION** to authorize the purchase and delivery of One (1) 2008 Year Model Double-Drum Vibratory Smooth Roller for the Public Works Department Streets Division. (Robert C. Luna – Purchasing)
- 24. Consideration and **ACTION** to award a contract for the 2007 CIP Project Contract No. 2-A for Street Paving and Drainage Improvements for Cedar Ridge Drive, Turtle Creek Drive, Bluewing Circle and Sandy Drive. (Robert C. Luna – Purchasing)

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 07, 2008, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on October 03, 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