

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, **April 01, 2008**, at **4:05 P.M., 4:55 P.M.** and **6:00 P.M.** with the following members present:

RICARDO LONGORIA, JR.)	
CHARLIE ATKINSON)	
CARLOS A. CISNEROS)	
EDWARD C. CAMARILLO)	
ANTHONY P. TROIANI)	
LEONEL T. GARZA)	COMMISSIONERS

CHARLIE CABLER	CITY MANAGER
PETE GONZALEZ, Finance Dir.	INTERIM ASSISTANT CITY MANAGER
JAMES R. GOZA	CITY ATTORNEY
ESTELA VON HATTEN	CITY SECRETARY

Absent:

PAT M. AHUMADA, JR. [Arrived at 6:00 p.m.]	MAYOR
--	--------------

A quorum being present, Deputy Mayor Charlie Atkinson, asked Ms. Liza M. Valdez, Administrative Supervisor, to read the call to consider the following matters as posted and filed for the record in The Office of the City Secretary on March 28, 2008:



WORKSHOP: .

a) Discussion regarding the Utility System Revenue Refunding Plan.

A presentation was delivered by Mr. Larry Jordan, Financial Advisor with Estrada & Hinojosa, Inc.

b) Discussion regarding alternative fuel.

Commissioner Charlie Atkinson asked that this be placed on the agenda for the next regular meeting of the City Commission. There was no discussion.

c) Status report on the Enterprise Modernization Project.

A status report was delivered by Mr. Phillip Lawrence, representing IBM.

d) Discussion regarding a “No Smoking” Ordinance for restaurants only.

Mayor Pat M. Ahumada, Jr., who had placed this item on the agenda, was not present.

Upon motion by Commissioner Ricardo Longoria, seconded by Commissioner Anthony P. Troiani and carried unanimously, Deputy Mayor Charlie Atkinson **recessed** the Workshop Session until 4:55 p.m.

EXECUTIVE SESSION .

Upon conclusion of the Workshop Session, Commissioner Anthony P. Troiani moved that Executive Session be convened at 4:55 p.m. to discuss the following items. The motion was seconded by Commissioner Edward C. Camarillo and carried unanimously. Mayor Pat M. Ahumada, Jr., was not present.

A) Discussion pursuant to Section 551.072, of the Texas Government Code, regarding real property.

B) Discussion pursuant to Section 551.071, of the Texas Government Code, regarding pending litigation styled, Lamar v. City of Brownsville.

C) Discussion pursuant to Section 551.071, of the Texas Government Code, regarding reasonably anticipated litigation involving the Texas Border Coalition and the Department of Homeland Security.

No action was taken during Executive Session.

REGULAR MEETING:

Mayor Pat M. Ahumada, Jr. convened the regular session at 6:05 p.m.

PLEDGE OF ALLEGIANCE: UNITED STATES PLEDGE * TEXAS PLEDGE

The U.S. Pledge of Allegiance was lead by Mr. Dagoberto Barrera. The Texas Pledge was lead by Commissioner Ricardo Longoria, Jr.

INVOCATION:

The invocation was given by Commissioner Ricardo Longoria, Jr.

ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION:

B) Consideration and ACTION regarding settlement of pending litigation styled, Lamar v. City of Brownsville.

Commissioner Ricardo Longoria, Jr., moved that staff be **authorized** to continue further negotiations consistent with discussion held in Executive Session.

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

C) Consideration and ACTION on Resolution Number 2008-047 authorizing City Staff to execute a legal document that revokes authority, previously given by the City of Brownsville, Texas, to the United States Department of Homeland Security and the United States Corps of Engineers to enter onto Municipal property for the purpose of surveying and to oppose the construction of any type of Border Wall and to join a “Class Action” lawsuit brought by the Texas Border Coalition.

Mr. Jim Goza, City Attorney reviewed information regarding the proposed document.

No action was taken due to lack of a motion on the resolution.

1. MAYOR'S REPORT

Mayor Pat M. Ahumada, Jr., presented photo slides of the first “*Bi-National Arbor Day*” celebrated in Brownsville and in Tampíco, Tamaulipas, Mexico.

2. COMMISSIONERS' REPORT

Commissioner Edward C. Camarillo noted that the City's official “*Arbor Day*” had been held at Hudson Elementary School with students and faculty present and Ms. Debbie Cox, former Brownsville Beautification Committee President, had been recognized for her years of dedication to beautifying Brownsville.

Commissioner Carlos A. Cisneros noted that streets had been repaired at the Brownsville Country Club and that a ribbon cutting ceremony was scheduled for April 18, 2008 at the Towne North drainage facility.

Commissioner Ricardo Longoria, Jr., presented the award given to him by the East Brownsville Little Miss Kickball League.

Commissioner Charlie Atkinson noted that McDavitt Blvd. would be repaired and provided an update on airport renovations.

Commissioner Leonel T. Garza expressed his gratitude to all City staff for the work they do and for their assistance to the City Commission.

Commissioner Anthony P. Troiani congratulated the Veterans of Foreign Wars (VFW) on the proposed construction of their new hall.

3. PROCLAMATIONS:

Victor Manuel Trevino Escudero
Mexican Consul

Mayor Pat M. Ahumada, Jr. Asked that Mr. Treviño's proclamation be scheduled for presentation at the City Commission meeting of April 15, 2008.

K-Mart Recognition

Mayor Pat M. Ahumada, Jr., asked Mr. Jeff Scott, General Manager for the Texas Division of K-Mart to step forward to accept a proclamation recognizing ***K-Mart Superstores and Mr. Jeff Scott, General Manager***, for their support of the First Bi-National Arbor Day through their donation of palm and oak trees.

Esmeralda Rivera
(Mayor Pat M. Ahumada, Jr.)

Mayor Pat M. Ahumada, Jr., asked **Ms. Esmeralda Rivera, RN**, to step forward to accept a proclamation “*recognizing her for her spirit of community involvement*” as a Board Certified Nurse Practitioner and Registered Nurse for over 20 years.

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

Mr. Charlie Cabler, City Manager, recognized **Ms. Rebeca Castillo, ADA Coordinator** for the Brownsville Urban System (BUS), as employee of the month for the month of April, 2008.

5. PUBLIC COMMENT PERIOD:

Mr. Dagoberto Barrera expressed his opposition to the resolution that proposed revoking authority, previously given by the City of Brownsville to the U.S. Department of Homeland Security and the Corps of Engineers, to enter onto municipal property for surveying.

Mr. Fernando Ruiz expressed his opposition to the City’s issuance of bonds.

Mr. Robert Uresti expressed opposition to a proposed taxing district and noted the numerous tax collecting entities that affect Brownsville residents.

Mr. Ben Salinas, Valley Inter-Faith Leader, expressed opposition to construction of the Department of Homeland Security’s border wall and urged commissioners to revoke the previously approved authorization for DHS to survey City land.

Mr. Francisco S. Garcia, Jr. expressed his support, in writing, for the anticipated litigation involving the Texas Border Coalition.

6. **CONSENT AGENDA ITEMS:**

All consent Agenda Items were considered to be routine by the City Commission and were approved by one motion. There was no separate discussion of these items.

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Carlos A. Cisneros 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 March 18, 2008.**
- b) **Authorization for the following individuals to incur travel expense:**

Employee	Department	Destination	Date
Larry A. Brown	Aviation	Miami, FL	May 15 – 17, 2008
Joe Torres	Aviation	Los Angeles, CA	April 13 – 16, 2008
Minerva G. Flores	BUS	College Station, TX	April 08 – 10, 2008
Rodney Gomez	BUS	Waco, TX	April 11 – 13, 2008
Rosie Garza	BUS	Waco, TX	April 11 – 13, 2008
Diana Saldivar	BUS	Waco, TX	April 11 – 13, 2008
David Hinojosa	Fire	Live Oak, TX	April 03 – 05, 2008
Joseph Horn	Fire	San Antonio, TX	May 06 – 07, 2008
Sam Ortega	Fire	San Antonio, TX	May 06 – 07, 2008
Esther Garza	Fire	San Antonio, TX	May 06 – 07, 2008
James McCoy	Library	Dallas, TX	April 15 – 18, 2008
Marisol Vidales	Library	Dallas, TX	April 15 – 18, 2008
Juan Guerra	Library	Dallas, TX	April 15 – 18, 2008
David De Leon	Police	Austin, TX	April 08 – 14, 2008

Mr. Larry A. Brown, Aviation Director, will attend an “Airport Security Coordinator School”, sponsored by the American Association of Airport Executives, on May 15-17, 2008, in Miami, Florida.

Mr. Joe Torres, Airport Maintenance Supervisor, will attend the annual “Airfield Safety, Sign Systems and Maintenance Management Workshop”, sponsored by the American Association of Airport Executives, on April 13-16, 2008, in Los Angeles, California.

Ms. Minerva G. Flores, BUS Operations Manager, will attend the “2008 Texas Hurricane Rehearsal of Concept (ROC) Drill”, sponsored by Texas Engineering Extension Service and National Emergency Response and Rescue Training Center, on April 8-10, 2008, in College Station, Texas.

Mr. Rodney Gomez, BUS Assistant Director, Ms. Rosie Garza, Safety Training Coordinator and Ms. Diana Saldivar, Transit Operator, will attend the “2008 Transit Roadeo”, sponsored by the Texas Transit Association and Texas Department of Transportation, on April 11-13, 2008, in Waco, Texas.

Assistant Fire Chief David Hinojosa will attend the “User’s Group Workshop on Spillman Products”, sponsored by Spillman Group, on April 3-6, 2008, in Live Oak, Texas.

Deputy Fire Chief Joseph Horn, Esther Garza, EMS Office Supervisor, and Sam Ortega, Assistant Fire Chief, will attend an “Ambulance Medicare Specialty Workshop”, sponsored by TrailBlazer Health Enterprises, LLC, on May 6-7, 2008, in San Antonio, Texas.

Public Health Director, Josh Ramirez, will attend the “2008 Texas Hurricane Rehearsal of Concept (ROC) Drill”, sponsored by the Texas Engineering Extension Service and National Emergency Response and Rescue Training Center, on April 7-10, 2008, in College Station, Texas.

Mr. James McCoy, Interim Assistant Public Information Services Director, Marisol Vidales, Children’s Librarian, and Juan Guerra, Southmost Branch Manager, will attend the “Annual TLA Conference”, sponsored by the Texas Library Association, on April 15-18, 2008, in Dallas, Texas.

Police Investigator, David De Leon will attend the “TTPOA Board Meeting”, sponsored by the Texas Tactical Police Officers’ Association, on April 8-14, 2008, in Austin, Texas.

- c) **APPROVAL on SECOND and FINAL READING of Ordinance Number 2008-1488 to authorize the closure of a portion of Old Alice Road located north of Emilia Lane.**
- d) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2008-016 to rezone, from Dwelling “G” to General Retail “G” (4CG) Classification, 17.605 acres out of Share 12 of Espiritu Santo Grant located near FM 511 and Baker Road.**

- e) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2008-017-S to allow a Medium Commercial Specific Use (car wash, 6C) in a General Retail “G” (4CG) area of Lot 30 Block 7 of Rose Garden Subdivision located at 4015 Old Highway 77, Brownsville, Texas 78521.**
-

BOARDS AND COMMISSION APPOINTMENTS:

- 7. Consideration and ACTION to appoint or reappoint one (1) member to the Brownsville Citizen’s Advisory Committee (BCAC). (TABLED 03/18/2008)**

Commissioner Edward C. Camarillo moved that **Ms. Berta Alonso** be **appointed** to the Brownsville Citizens Advisory Committee to replace Ms. Minnie Garcia who had resigned.

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

- 8. Consideration and ACTION to appoint members to the Charter Review Committee.**

Commissioner Leonel T. Garza moved that **Mr. Francisco G. Rendon and Mr. Carlos Ayala** be **appointed** to the Charter Review Committee. The motion was seconded by Commissioner Charlie Atkinson and carried unanimously.

Commissioner Charlie Atkinson moved that **Dr. David Morales and Mr. Richard Atkinson** be **appointed** to the Charter Review Committee. The motion was seconded by Commissioner Carlos A. Cisneros and carried unanimously.

Commissioner Anthony P. Troiani moved that **Mr. Mark Sossi and Mr. Henry Nicolas** be appointed to the Charter Review Committee. The motion was seconded by Commissioner Edward C. Camarillo and carried unanimously.

Commissioner Ricardo Longoria, Jr., noted that he would name appointees at the next regular meeting of the City Commission.

Commissioner Carlos A. Cisneros moved that **Mr. Eddie Sikes, III, and Mr. David Fisher** be **appointed** to the Charter Review Committee. The motion was seconded by Commissioner Anthony P. Troiani and carried unanimously.

Commissioner Edward C. Camarillo noted that he would name appointees at the next regular meeting of the City Commission.

Mayor Pat M. Ahumada, noted that he did not have names of appointees at this time.

9. Consideration and ACTION to appoint or reappoint three (3) members to the Planning and Zoning Commission.

Commissioner Charlie Atkinson moved that **Mr. Adolfo Pereira, Jr.**, be **appointed** to the Planning and Zoning Commission to replace Mr. David Vela. The motion was seconded by Commissioner Edward C. Camarillo and carried unanimously.

Commissioner Carlos A. Cisneros moved that **Mr. Javier Reyna** be **appointed** to the Planning and Zoning Commission to replace Mr. James Cortez. The motion was seconded by Commissioner Anthony P. Troiani and carried unanimously.

Commissioner Anthony P. Troiani moved that **Mr. Sergio Zarate** be **appointed** to the Planning and Zoning Commission to replace Mr. Abraham Galonsky. The motion was seconded by Commissioner Leonel T. Garza and carried unanimously.

PUBLIC HEARINGS:

10. Public Hearing regarding the filing of a New Freedom Grant Application with the Texas Department of Transportation (TxDOT) and ACTION on Resolution Number 2008-042 to authorize the filing of the grant application..

Ms. Norma Zamora, BUS Director, reviewed information pertinent to the proposed grant application, noting that TxDOT required a public hearing and a resolution prior to application submittal.

Upon motion by Commissioner Anthony P. Troiani, seconded by Commissioner Leonel T. Garza and carried unanimously, the public hearing was **closed**.

Commissioner Anthony P. Troiani moved that Resolution Number 2008-042 be **approved** to authorize the filing of the New Freedom Grant Application with the Texas Department of Transportation as presented. The motion was seconded by Commissioner Leonel T. Garza and carried unanimously.

Commissioner Charlie Atkinson announced that he was needed to leave the meeting

- 11. Public Hearing and ACTION on Ordinance Number 2008-1489 to authorize the issuance, sale and delivery of approximately \$6.5 million in aggregate principal amount of “City of Brownsville, Texas Combination Tax and Airport Revenue Certificates of Obligation, Series 2008B (AMT)”;** securing the payment thereof by authorizing the levy of an annual ad valorem tax; and pledging surplus airport revenues; approving and authorizing the execution of a paying agent/registrar agreement, a purchase contract, an official statement and all other instruments and procedures related thereto.

Mr. Pete Gonzalez, Finance Director, provided an overview of the proposed ordinance.

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

Commissioner Leonel T. Garza moved that Ordinance Number 2008-1489 be **adopted** to authorize the issuance, sale, and delivery of approximately \$6.5 million in aggregate principal amount of *“City of Brownsville, Texas Combination Tax and Airport Revenue Certificates of Obligation, Series 2008-B (AMT)”*, securing the payment thereof by authorizing the levy of an annual ad valorem tax; and pledging surplus airport revenues; approving and authorizing the execution of a paying agent/registrar agreement, a purchase contract, an official statement and all other instruments and procedures related thereto.

The motion was seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously. Commissioner Charlie Atkinson had left and did not vote.

12. **Public Hearing and ACTION on Ordinance Number 2008-1490 to authorize the issuance, sale and delivery of approximately \$14 million in aggregate principal amount of “City of Brownsville, Texas General Obligation Public Improvement and Refunding Bonds, Series 2008”; securing the payment thereof by authorizing the levy of an annual ad valorem tax; and approving and authorizing the execution of a paying agent/registrar agreement, a bond purchase agreement, an escrow agreement, an official statement and all other instruments and procedures related thereto.**

Mr. Pete Gonzalez, Finance Director, reviewed the proposed ordinance.

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 2008-1490 be **adopted** to authorize the issuance, sale, and delivery of approximately \$14 million in aggregate principal amount of “*City of Brownsville, Texas General Obligation Public Improvement and Refunding Bonds, Series 2008*”; securing the payment thereof by authorize the levy of an annual ad valorem tax; and approving and authorizing the execution of a paying agent/registrar agreement, a bond purchase agreement, an escrow agreement, an official statement and all other instruments and procedures related thereto.

The motion was seconded by Commissioner Leonel T. Garza and carried unanimously. Commissioner Charlie Atkinson had left and did not vote.

13. **Public Hearing and ACTION on Ordinance Number 2008-1491 to authorize the issuance, sale and delivery of approximately \$17 million in aggregate principal amount of “City of Brownsville, Texas Combination Tax and Revenue Certificates of Obligation, Series 2008A”; securing the payment thereof by authorizing the levy of an annual ad valorem tax; and approving and authorizing the execution of a paying agent/registrar agreement, a certificate purchase agreement, an official statement and all other instruments and procedures related thereto.**

Mr. Pete Gonzalez, Finance Director, reviewed the proposed ordinance.

Upon motion by Commissioner Anthony P. Troiani, seconded by Commissioner Leonel T. Garza and carried unanimously, the public hearing was **closed**.

Commissioner Ricardo Longoria, Jr., moved that Ordinance Number 2008-1491 be **adopted** to authorize the issuance, sale, and delivery of approximately \$17 million in aggregate principal amount of “*City of Brownsville, Texas Combination Tax and Revenue Certificates of Obligation, Series 2008A*”; securing the payment thereof by authorizing the levy of an ad valorem tax; and approving and authorizing the execution of a paying agent/registrar agreement, a certificate purchase agreement, an official statement and all other instruments and procedures related thereto.

The motion was seconded by Commissioner Leonel T. Garza and carried unanimously. Commissioner Charlie Atkinson had left and did not vote.

14. Public Hearing and ACTION on FIRST READING of Ordinance Number 2008-018 to rezone from Apartment “G” (AG) to Professional Office “G” (1CG) for Lot 9 Block 97 of Brownsville Original Townsite located near East Adams Street and 6th Street.

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

Upon motion by Commissioner Edward C. Camarillo, seconded by Commissioner Leonel T. Garza and carried unanimously, the public hearing was **closed**.

Commissioner Edward C. Camarillo moved that Ordinance Number 2008-018 be **adopted** on first reading as presented. The motion was seconded by Commissioner Leonel T. Garza and carried unanimously. Commissioner Charlie Atkinson had left and did not vote.

Mr. Ben Medina, Director of Planning and Community Development, requested that **Agenda Items 15 and 16** be read together as they dealt with the same location.

15. Public Hearing and ACTION on FIRST READING of Ordinance Number 2008-019 to rezone from Apartment “G” (AG) to Light Retail “G” (2CG) for .44 acres out of Block 2 of El Jardin Subdivision located at 1124 Morningside Road.

16. Public Hearing and ACTION on FIRST READING of Ordinance Number 2008-019-S to allow a General Retail Specific Use (printing shop 4C) in Light Retail “G” (2CG) for .44 acres out of Block 2 of El Jardin Subdivision located at 1124 Morningside Road.

Mr. Ben Medina, Director of Planning and Community Development, noted that the Planning and Zoning Commissioner recommended approval of the proposed rezoning.

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

Commissioner Anthony P. Troiani moved that Ordinance Numbers 2008-019 and 2008-019-S be **adopted** at first reading as presented. The motion was seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously.

Commissioner Charlie Atkinson had left and did not vote.

ACTION ITEMS:

17. Consideration and ACTION on Resolution Number 2008-046 to authorize the renaming of Woodruff Ave. to Veterans Blvd.

Commissioner Edward C. Camarillo noted that the Veterans of Foreign Wars (VFW) would be constructing their new hall in the near future and he, therefore, requested the renaming of the street in honor of all veterans.

Commissioner Edward C. Camarillo moved that Resolution Number 2008-046 be **adopted** to rename Woodruff Avenue to **“Veterans Blvd.”** The motion was seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously.

Commissioner Charlie Atkinson had left and did not vote.

18. Consideration and ACTION to authorize Brownsville Urban System to accept a grant through the “Easter Seals Project ACTION” associated with the Mobility Planning Service (MPS) Institute of Washington, DC.

Ms. Norma Zamora, BUS Director, noted BUS had created a team of 5 members named the “*Team Border by the Sea*” in order to apply for the project which would take place from April 21-24, 2008 in Washington, DC. She further noted that out of 44 applicants only 21 were selected to participate in the Mobility Planning Services Institute – “*Team Border by the Sea*” being one of them.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Carlos A. Cisneros and carried unanimously, the Brownsville Urban System staff was **authorized** to accept a grant through the “*Easter Seals Project ACTION*”, associated with the Mobility Planning Service (MPS) Institute of Washington, DC.

Commissioner Charlie Atkinson had left and did not vote.

19. Consideration and ACTION on Resolution Number 2008-040 to amend the General Fund by \$463,111 which includes \$125,000 for land acquisition, sale of land for \$62,500 and cash transfer of \$400,611 to the Airport Construction Fund II.

Mr. Pete Gonzalez, Finance Director, reviewed the proposed resolution.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Leonel T. Garza and carried unanimously, Resolution Number 2008-040 was **approved** as presented, to amend the General Fund by **\$463,111**, which included \$125,000 for land acquisition, sale of land for \$62,500, and cash transfer of \$400,611 to the Airport Construction Fund II.

Commissioner Charlie Atkinson had left and did not vote.

20. Consideration and ACTION on Resolution Number 2008-041 to approve a plan of finance; to issue a series of certificates of obligation; to finance the purchase of land adjacent to or near the Brownsville Sports Park, and authorizing the City’s staff and professional advisors to prepare and distribute all documents and take all actions deemed necessary in connection with preparing, regarding for the issuance of such certificates of obligation.

Mr. Pete Gonzalez, Finance Director reviewed the plan of finance.

Commissioner Edward C. Camarillo moved that Resolution Number 2008-041 be **approved** as presented, to approve a plan of finance; to issue a series of certificates of obligation; to finance the purchase of land adjacent to or near the Brownsville Sports Park, and authorizing the City's staff and professional advisors to prepare and distribute all documents and take all actions deemed necessary in connection with preparing for the issuance of such certificates of obligation.

The motion was seconded by Commissioner Leonel T. Garza and carried unanimously. Commissioner Charlie Atkinson had left and did not vote.

21. Consideration and ACTION on Resolution Number 2008-043 to authorize the publication of notice of intention to issue certificates of obligation not to exceed \$3.2 million.

Mr. Pete Gonzalez, Finance Director, reviewed the proposed resolution noting that the City was required to provide public notice of intent to issue certificates of obligation.

Upon motion by Commissioner Leonel T. Garza, seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously, Resolution Number 2008-043 was **adopted** as presented to authorize the publication of notice of intention to issue certificates of obligation not to exceed \$3.2 million. Commissioner Charlie Atkinson had left and did not vote.

22. Consideration and ACTION on Resolution Number 2008-044 in support of the filing of a Criminal Justice Grant Project titled: "Second Chance", for Fiscal Year 2008 and 2009, authorizing the City of Brownsville Municipal Court to act on behalf of the City in all matters related to the application; and pledging that, if a grant is received, the City of Brownsville will comply with the grant requirements of the Criminal Justice Grant Project.

Commissioner Edward C. Camarillo noted that there no details, regarding what the grant entailed in terms of matching funds and other criteria, had been provided for the Commission's review.

Commissioner Anthony P. Troiani asked that additional information be submitted for review.

Mr. Charlie Cabler, City Manager, noted that no in-kind funds were being requested and that the grant application had been submitted.

Commissioner Edward C. Camarillo moved that Resolution Number 2008-044 be approved pending additional information for review. The motion was seconded by Commissioner Ricardo Longoria, Jr., but no vote was taken.

After discussion, Commissioner Edward C. Camarillo withdrew his motion.

Commissioner Ricardo Longoria, Jr., moved that the item be **tabled** and re-submitted at the next regular meeting of the City Commission.

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

Commissioner Charlie Atkinson had left and did not vote.

- 23. Consideration and ACTION on Resolution Number 2008-045 in support of filing of a state grant funding application with the U.S. Environmental Protection Agency, Gulf of Mexico Program Office, for a Gulf of Mexico Alliance Regional Partnership Project.**

No action on Resolution Number 2008-045 was taken due to lack of a motion.

PURCHASES/BIDS/CONTRACTS:

- 24. Consideration and ACTION to award a contract for the purchase and delivery of three (3) Type III ultra low sulfur diesel lifted-equipped ADA accessible transit vehicles for the Brownsville Urban System (BUS).**

Commissioner Ricardo Longoria, Jr., moved that a contract, in the amount of **\$220,020**, be awarded to **National Bus Sales & Leasing, Inc., of Marietta, Georgia**, for the purchase and delivery of three (3) Type III ultra low, sulfur diesel, lifted-equipped ADA accessible transit vehicles for the Brownsville Urban System (BUS).

The motion was seconded by Commissioner Anthony P. Troiani and carried unanimously. Commissioner Charlie Atkinson had left and did not vote.

25. Consideration and ACTION to award a term contract for vacant lot mowing services for the Brownsville Public Health Department.

Commissioner Carlos A. Cisneros moved that a term contract be awarded to **Flores Tractor Mowing Serv. L.A.G. Total Property Lawn Maintenance, Rio Mowing, Hope Landscaping, Great Dunamis, Corp. & Reliable Mowing, as stipulated in the individual contracts for service,** for vacant lot mowing services for the Brownsville Public Health Department.

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

Commissioner Charlie Atkinson had left and did not vote.

26. Consideration and ACTION to award a contract for the purchase, delivery and installation of modular furniture for the EMS Billing and Fire Prevention Divisions of the Brownsville Fire Department relocation to City Plaza.

Commissioner Ricardo Longoria, Jr., moved that a contract, in the amount of **\$20,043.39**, be awarded to **Southern Metal Industries, Inc., of Ringgold Georgia,** for the purchase, delivery and installation of modular furniture for the EMS Billing and Fire Prevention Divisions of the Brownsville Fire Department's relocation to City Plaza.


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

Commissioner Charlie Atkinson had left and did not vote.

ADJOURNMENT


There being no further business to come before the City Commission, the meeting adjourned at 7:36 p.m.

Approved this 15th day of April, 2008.



Pat M. Ahumada, Jr.
Mayor

Attest:



Estela Von Hatten
City Secretary

