

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 15, 2008**, at **4:25 P.M., 5:20 P.M.** and **6:00 P.M.** with the following members present:

| | | |
|------------------------------------|---|---|
| PAT M. AHUMADA, JR. | | MAYOR |
| 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 |

A quorum being present, Deputy Mayor Charlie Atkinson, 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 April 11, 2008:

WORKSHOP:

a) Discussion regarding alternative fuel.

A presentation, regarding new technologies and various alternative fuel sources, was delivered by Mr. Erik Sunda, a citizen concerned for Brownsville.

b) Presentation and discussion regarding budgetary items and economic development projects planned for the 2008-2009 fiscal year by the Greater Brownsville Incentives Corporation (GBIC).

Mr. Ruben Gallegos, President of the GBIC board introduced Mr. Jason Hilts, Executive Director of the Brownsville Economic Development Council (BEDC). Mr. Hilts delivered a Powerpoint presentation reflecting the history of projects funded, budgetary report, areas of promotion and partnerships.

c) Discussion regarding the City's non-emergency transfer services for residents.

Commissioner Edward C. Camarillo expressed concern for non-emergency elderly patients who waited for transportation by City of Brownsville Emergency Medical Services.

Brownsville Fire Chief Lenny Perez noted that complaints had been investigated and that many times EMS is not called.

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. No discussion was held.

EXECUTIVE SESSION:

Upon conclusion of the Workshop Session, Commissioner Ricardo Longoria, Jr., moved that Executive Session be convened. The motion was seconded by Commissioner Anthony P. Troiani and carried unanimously. Mayor Pat M. Ahumada, Jr. was not present.

- A) **Discussion pursuant to Section 551.071, of the Texas Government Code, regarding pending litigation.**
- B) **Discussion pursuant to Section 551.072, of the Texas Government Code, regarding real property.**

No action was taken during Executive Session.

REGULAR MEETING:

Mayor Pat M. Ahumada, Jr., convened the regular session at 6:15 p.m.

PLEDGE OF ALLEGIANCE: UNITED STATES PLEDGE * TEXAS PLEDGE

The U.S. Pledge of Allegiance and the Texas Pledge were led by Commissioner Ricardo Longoria, Jr.

INVOCATION:

The invocation was delivered by Wil Aten, Pastor of the All Seaman's Center in Brownsville, Texas.

ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION:

- A) **Consideration and ACTION regarding the disposition of Elia Cornejo-Lopez claim. [TABLED]**

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Carlos A. Cisneros and carried unanimously, the item was **tabled**.

1. *MAYOR'S REPORT*

Mayor Pat M. Ahumada, Jr., did not present a report.

2. **COMMISSIONERS' REPORT**

Commissioner Edward C. Camarillo expressed his thanks to Brownsville Public Utilities Board and staff for relocating palm trees at Dean Porter Park and for installation of underground power lines.

Commissioner Carlos A. Cisneros invited the audience and general public to a ribbon cutting event for the completion of the North Towne Project. He further reported on the possibility of solar lighting of the Linear Park and water fountains for walkers along the park route. He invited everyone to attend the “*Earth Day Festival*” that would be held at the Linear Park on April 19, 2008 from 1:00 p.m. to 6:00 p.m.

Commissioner Charlie Atkinson thanked the Parks Department for installation of the shade structures at North Brownsville Little League Park.

Commissioner Leonel T. Garza noted that an \$11 million Taxiway G renovation at Brownsville South Padre Island International Airport would be funded by the Federal Aviation Administration.

Commissioner Anthony P. Troiani thanked Commissioner Camarillo and City staff for looking into the lighting issues in the El Valle Subdivisions and the work they had done. He thanked Commissioner Carlos A. Cisneros for his support on the upgrades at Linear Park for more accessibility to the public.

3. **PROCLAMATIONS:**

Victor Manuel Trevino Escudero
Mexican Consul

Mr. *Victor Manuel Trevino Escudero, Mexican Consul*, and his staff serving in Brownsville, Texas, accepted a proclamation recognizing them for services provided to Mexican citizens and for the relationship with the City of Brownsville.

**Sexual Assault Prevention
& Awareness Month**

Mr. Chris Villarreal, representing the Friendship of Women, Inc., accepted a proclamation “*Designating April 2008 as “Sexual Assault Prevention & Awareness Month*” in the City of Brownsville.

4. **PRESENTATION**

Weed & Seed Crime Prevention Festival

Ms. Elizabeth L. Castillo, representing the Weed & Seed Program, invited the general public to the “4th Annual Crime Prevention Festival” that would be held at Oliveira Park on the West side of Brownsville. She invited Mayor Pat M. Ahumada, Jr. to deliver the opening remarks at the beginning of the festival.

5. **PUBLIC COMMENT PERIOD**

Mr. Chris Davis quoted the nepotism clause of the City Charter and asked Commissioners to follow the rule when appointing members to the Charter Review Committee.

Mr. Robert Uresti noted that, regarding non-emergency transfer services, dialysis patients had other alternatives for transportation to their treatment center.

Former Commissioner Ernesto De Leon, expressed his support of a “*No Smoking*” ordinance for the City of Brownsville.

Ms. Sharon Anderson, read a letter from Ms. Susan Scott-Vargas, who expressed her concerns about the construction of a of 40-foot high building adjacent to her property at Valley Inn and Country Club (VICC) and anticipated flooding problems due to removal of water run-off depressions.

Ms. Melba Brown, VICC resident, expressed similar concerns with anticipated flooding due to the new construction adjacent to her home.

Mr. Fernando Ruiz expressed his opinion regarding freedom of speech, to assemble, and to present grievances.

Mr. Alex Resendez asked that the City of Brownsville participate in the *National Day of Prayer* scheduled for May 1, 2008.

Mr. Roman Perez expressed gratitude for the completion of the paving project at East Avenue.

Mr. Alex Fuentes, representing “Los Vecinos Coalition for the Homeless” noted that he would like for funds to be channeled through the Planning Department to the “Los Vecinos Coalition for the Homeless”.

Ms. Fabiana Trujillo was not present for the comment period but left her comment in writing regarding the need for a bus route at her neighborhood located on Vienna Street.

6. CONSENT AGENDA ITEMS:

All consent Agenda Items listed 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 Ricardo Longoria, Jr., seconded by Commissioner Edward C. Camarillo 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:

| <u>Employee</u> | <u>Department</u> | <u>Destination</u> | <u>Date</u> |
|---------------------|-------------------|---------------------|---------------------|
| Larry A. Brown | Aviation | Pittsburg, PA | June 22 – 26, 2008 |
| Michael Jones | Aviation | Pittsburg, PA | June 22 – 26, 2008 |
| Norma H. Zamora | BUS | Alice, TX | April 23, 2008 |
| Rebeca Castillo | BUS | Washington, DC | April 21 – 24, 2008 |
| Rodney Gomez | BUS | Washington, DC | April 21 – 24, 2008 |
| Mark Maddy | BUS | Washington, DC | April 21 – 24, 2008 |
| Forest Maddy | BUS | Washington, DC | April 21 – 24, 2008 |
| Viola Currier | BUS | Washington, DC | April 21 – 24, 2008 |
| Rodney Gomez | BUS | Austin, TX | May 07 – 10, 2008 |
| Minerva G. Flores | BUS | Austin, TX | May 07 – 10, 2008 |
| Tom Logan | BUS | Austin, TX | May 07 – 10, 2008 |
| Jose De La Garza | Bldg. Inspections | Arlington, TX | May 18 – 23, 2008 |
| Jaime Buentello | Bldg. Inspections | Arlington, TX | May 18 – 23, 2008 |
| Jaime Valdez | Bldg. Inspections | Arlington, TX | May 18 – 23, 2008 |
| Pete Gonzalez | Finance | Troy, MI | May 11 – 13, 2008 |
| Jorge Santillan | Finance | Troy, MI | May 11 – 13, 2008 |
| Jeff Johnsnton | OEM | College Station, TX | April 21 – 25, 2008 |
| Antonio Saavedra | Parks | San Antonio, TX | May 06 – 08, 2008 |
| Jesus Alvarez | Parks | San Antonio, TX | May 06 – 08, 2008 |
| Venustiano Martinez | Parks | San Antonio, TX | May 06 – 08, 2008 |
| Jose Juan Treviño | Police | Wichita Falls, TX | May 06 – 09, 2008 |
| Joe Villarreal | Police | Dallas, TX | May 11 – 17, 2008 |

Mr. Larry A. Brown, Aviation Director, and Mr. Michael Jones, Business Development Manager, will attend the “*Annual Marketing and Communications Conference*”, sponsored by the Airport Council International, on June 22-26, 2008, in Pittsburgh, Pennsylvania.

Ms. Norma Zamora, BUS Director, will attend the “*Regional Transportation Forum*”, sponsored by the Lower Rio Grande Valley Development Council (LRGVDC), on April 23, 2008, in Alice, Texas.

Ms. Rebeca Castillo, ADA/DBE Coordinator, Mr. Rodney Gomez, Assistant BUS Director, Mr. Mark Maddy, TAC member, Mr. Forrest Maddy, PCA for Mark Maddy, and Viola Currier, TAC member, will attend the “*2008 Mobility Planning Services Institute*”, sponsored by the Easter Seals Project ACTION, on April 21-24, 2008, in Washington, D.C., at no cost to the City.

Mr. Rodney Gomez, Assistant BUS Director, Ms. Minerva Flores, Operations Manager, and Mr. Tom Logan, Transit Planner, will attend the “*Runcutter Course*”, sponsored by the Texas Department of Transportation, on May 7-10, 2008, in Austin, Texas.

Mr. Jose De La Garza, Building and Permitting Supervisor, Mr. Jaime Buentello, Commercial Plans Examiner, and Mr. Jaime Valdez, Building and Construction Inspector, will attend the “*16th Building Professional Institute*”, sponsored by the Building Officials Association of Texas and Construction Research Center of the University of Texas at Arlington, on May 18-23, 2008, in Arlington, Texas.

Mr. Pete Gonzalez, Finance Director, and Mr. Jorge Santillan, Budget Officer, will attend the “*Logos Advisory Group Meeting*”, sponsored by New World Systems, on May 11-13, 2008, in Troy/Detroit, Michigan.

Mr. Jeff Johnston, Director of Emergency Management, will attend the “*Regional Multi-Agency Coordinator System Training Course*”, sponsored by the Texas Governor’s Division of Emergency Management, on April 21-25, 2008, in College Station, Texas.

Mr. Antonio Saavedra, Parks and Recreation Youth Supervisor, Mr. Jesus Alvarez, Recreation and Events Coordinator, and Mr. Venustiano Martinez, Brownsville Sports Park Superintendent, will attend the “*2008 Texas Amateur Athletic Federation and Texas Recreation and Park Society Sports Management School*”, on May 6-8, 2008, in San Antonio, Texas.

Police Investigators Robert Taylor, John B. Puckett, Eduardo Lopez, and Adrian Posada will attend the “*Background Investigation for Police Applicants Course*”, on April 30-May 2, 2008, in College Station, Texas.

Police Investigator Joe Villarreal will attend the “*DEA Task Force Agent School*”, sponsored by the Drug Enforcement Administration, on April 29-May 2, 2008, in Houston, Texas.

Police Investigator Jose Juan Trevino will attend the “*2008 Annual Crime Stoppers Conference*”, sponsored by Texas Crime Stoppers, on May 6-9, 2008, in Wichita Falls, Texas.

Police Investigator Joe Villarreal will attend the “*TTPOA Basic Urban Marksman Course*”, sponsored by the Texas Tactical Police Officers’ Association on May 11-17, 2008, in Dallas, Texas.

- c) **APPROVAL on SECOND and FINAL 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.**
- d) **APPROVAL on SECOND and FINAL 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.**
- e) **APPROVAL on SECOND and FINAL 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.**

BOARDS AND COMMISSION APPOINTMENTS:

7. Consideration and ACTION to appoint members to the Charter Review Committee. (TABLED 04/01/2008)

Mayor Pat M. Ahumada, Jr., noted that he had not received the Public Service Application for his nominee(s) and he would make his appointment at the next meeting.

Commissioner Edward C. Camarillo moved that **Mr. John Villarreal and Ms. Elizabeth Dierlam** be appointed to the Charter Review Committee. The motion was seconded by Commissioner Carlos A. Cisneros and carried unanimously.

Commissioner Ricardo Longoria, Jr., moved that **Ms. Melissa Zamora and Ms. Norma L. Castellano** be appointed to the Charter Review Committee. The motion was seconded by Commissioner Carlos A. Cisneros and carried unanimously.

8. Consideration and ACTION to appoint or reappoint two (2) members to the Brownsville Beautification Committee.

Commissioner Carlos A. Cisneros moved that **Mr. Jimmy Paz** be appointed to the Parks and Recreation Advisory Committee. The motion was seconded by Commissioner Edward C. Camarillo and carried unanimously.

Commissioner Ricardo Longoria, Jr., moved that **Dr. Romeo Montalvo** be nominated to the Parks and Recreation Advisory Committee. The motion was seconded by Commissioner Anthony P. Troiani.

9. Consideration and ACTION to appoint or re-appoint two (2) members to the Parks and Recreation Advisory Committee.

Commissioner Ricardo Longoria, Jr., moved that **Mr. Rosalio “Leo” Rosales** be appointed to the Parks and Recreation Advisory Committee. The motion was seconded by Commissioner Carlos A. Cisneros and carried unanimously.

Commissioner Edward C. Camarillo moved that **Mr. Alfredo Garcia** be appointed to the Parks and Recreation Advisory Committee. The motion was seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously.

PUBLIC HEARINGS:

- 10. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2008-024 to rezone from Apartment “F” (AF) to Professional Office “G” (1CG) of Lots 7 & 8, Block 78 of Brownsville Original Townsite Subdivision located at 207 E. Washington Street.**

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

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

Commissioner Carlos A. Cisneros moved that Ordinance Number 235-2008-024 be **adopted** on first reading. The motion was seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously.

- 11. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2008-025 to rezone from Dwelling “G” (DG) to General Retail “G” (4CG) for Lots 9, 10, and 11 of Block 1 of Dunlap Subdivision located at 6468 Padre Island Highway.**

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

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

Commissioner Leonel T. Garza moved that Ordinance Number 235-2008-025 be **adopted** on first reading. The motion was seconded by Commissioner Anthony P. Troiani and carried unanimously.

- 12. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2008-026 to rezone from Dwelling “Z” (DZ) to Medium Retail “G” (3CG) for Lot 11 of Block 30 of Cameron Park Subdivision located at 4402 Paredes Line Road.**

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

Upon motion by Commissioner Carlos A. Cisneros, seconded by Commissioner Edward C. Camarillo and carried unanimously, the public hearing was **closed**.

Commissioner Carlos A. Cisneros moved that Ordinance Number 235-2008-026 be **adopted** on first reading. The motion was seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously.

13. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2008-027 to rezone from Dwelling “G” (DG) to Light Industrial “G” (7CG) for 2.50 acres of Block 120 of El Jardin Subdivision located near Central Avenue and Mar Street.

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

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Edward C. Camarillo and carried unanimously, the public hearing was **closed**.

Commissioner Ricardo Longoria, Jr., moved that Ordinance Number 235-2008-027 be **adopted** on first reading. The motion was seconded by Commissioner Edward C. Camarillo and carried unanimously.

14. Public Hearing and ACTION on FIRST READING of Ordinance Number 235-2008-601-CU to allow a conditional use permit to sell on-premise alcohol (wet restaurant), for Lot 1 & E ½ of Block 140-A out of Stillman Extension and Addition to the City of Brownsville “El Dorado BBQ” located at 705 W. Elizabeth Street.

Mr. Ben Medina, Director of Planning and Community Development, noted that the proposed rezoning had been recommended by the Planning and Zoning Commission with certain conditions.

Mr. John Kinch and other neighborhood residents expressed their opposition to the conditional use permit which would allow the establishment to sell alcoholic beverages. He questioned whether the business owner had followed the historic overlay ordinance and the heritage plan. He further noted that the owner had paid no attention to landscaping of the property, by-passing the City's landscape ordinance. The group also expressed concerns regarding traffic on the narrow side street, which also served as parking space for the adjacent church, and noted that to approve this request would encourage additional traffic congestion.

Mr. Herb Ames noted that if this establishment was allowed the permit, then the three other area restaurants might request the same permit.

Mr. Ben Medina noted that Pastor Vasquez, of *Templo Damasco* adjacent to the restaurant, had voiced his concern and disapproval of granting a conditional use permit.

Mr. Casey Monroe, representing the business owner, noted that the family had spent \$60,000 in to renovate the restaurant which would be a family-oriented restaurant.

Commissioner Anthony P. Troiani expressed concern regarding the distance from the church and whether the owner had followed the heritage plan.

Commissioner Edward C. Camarillo noted concerns regarding increased traffic.

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Carlos A. Cisneros and carried unanimously, the public hearing was **closed**.

Commissioner Charlie Atkinson moved that Ordinance Number 235-2008-601-CU be **approved as presented**. The motion was seconded by Commissioner Carlos A. Cisneros and carried unanimously.

Comm. Garza called a question as to the hours for serving alcoholic beverages. Mayor Pat M. Ahumada, Jr., stated that the ordinance was passed as presented.

A vote on the motion resulted in the following tie:

Ayes: Commissioners Atkinson, Longoria, and Cisneros;

Nays: Commissioners Camarillo, Troiani, and Garza.

Mayor Pat M. Ahumada, Jr., then, voted “**Aye**” with the condition that the establishment sell alcoholic beverages only between the hours of 12:00 noon and 10:00 p.m.

Mr. John Kinch then asked for clarification as to the hours. Mr. Medina stated that he would provide that information at the Second and Final reading of the ordinance.

ACTION ITEMS:

- 15. 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 2008-2009, 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.**

Municipal Court Judge Ben Neece reported that the purpose of the grant would be to enhance juvenile justice when dealing with 10 to 16-year old students who were charged with Class “C” misdemeanors. He further noted that no matching funds were required from the City, Municipal Court could provide a tracking system, and his hours as Program Administrator would be at no cost to the City. Additionally, he noted that he would like to set up a network through the Municipal Court whereby students could “work off” their sentence, receive academic, diagnostic and behavioral counseling through BISD, as well as through juvenile department at the County level and that a voucher system could be used for the provision of private counseling sessions. He expressed confidence in the program that would be very beneficial to local youth.

Judge Neece noted that the maximum number of years of funding for applications submitted under the 421 State Criminal Justice Planning Fund, and related funds, would be for four (4) years.

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Carlos A. Cisneros and carried unanimously, Resolution Number 2008-044 was **adopted** as presented.

16. Consideration and ACTION on Resolution Number 2008-045 to authorize the 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.

Commissioner Ricardo Longoria, Jr., expressed concern that the request did not follow the proper procedure for giving authorization to file the application.

Mayor Pat M. Ahumada, Jr., withdrew the request for approval of the Resolution.

17. Consideration and ACTION authorizing Change Order No. 4 to the Taxiway G Reconstruction Taxiway D Lighting Rehabilitation Project.

Mr. Larry A. Brown, Aviation Director, noted that the Change Order amount would be paid through FFA, AIP, and PFC funds.

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously, Change Order No. 4, in the amount of **\$37,260.00**, was authorized.

18. Consideration and ACTION on Resolution Number 2008-048 to authorize the submittal of funding application to the Texas Parks and Wildlife Department in connection with the development of a Parks and Open Space Master Plan.

Upon motion by Commissioner Charlie Atkinson, seconded by Commissioner Anthony P. Troiani and carried unanimously, Resolution Number 2008-048 was **adopted**, to authorize the submittal of funding application to the Texas Parks and Wildlife Department in connection with the development of a Parks and Open Space Master Plan.

19. Consideration and ACTION on Resolution Number 2008-049 to authorize staff to begin all studies and set possible Public Hearing date for annexation of the Brownsville Navigation Property.

Commissioner Charlie Atkinson stated that dialogue and cooperation between the City of Brownsville and Port of Brownsville was necessary. He also noted that the Brownsville Public Utilities Board (BPUB) planned to install a desalination plant at the port but infrastructure was also needed at the Port and the City would want to help in that endeavor.

Commissioner Charlie Atkinson moved that Resolution Number 2008-049 be **adopted**, to authorize staff to begin all studies of land available for industrial development, not in the corporate city limits and surrounding the Brownsville Navigation District property and to set a possible public hearing date regarding the Brownsville Navigation District and Port of Brownsville.

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

PURCHASES/BIDS/CONTRACTS:

20. Consideration and ACTION to enter into an Interlocal Agreement allowing the Brownsville Independent School District (BISD) to erect a structure on top of the cured traffic divider, or median, at the intersection of Price Road and Eagle Drive, in order to provide additional protection from traffic and the outdoor elements for pedestrians and safety personnel at that location.

Commissioner Ricardo Longoria, Jr., moved that staff be **authorized** to enter into an Interlocal Agreement, between BISD and the City of Brownsville for the purpose of erecting a structure on top of the cured traffic divider, or median, at the intersection of Price Road and Eagle Drive, in order to provide additional Protection from traffic and the outdoor elements for pedestrians and safety personnel at that location.

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

21. Consideration and ACTION to award a purchase of two (2) 2008 year model Motor-graders and two (2) 2008 backhoes for the Public Works Department – Streets Division.

Commissioner Ricardo Longoria, Jr., moved that a contract, in the BuyBoard contract amount of **\$534,774.00**, be awarded to **Doggett Heavy Machinery Services, Ltd, of Brownsville, Texas**, for the purchase of two (2) 2008 year model Motor-graders and two (2) backhoes for the Public Works Department-Streets Division.

The motion was seconded by Commissioner Leonel T. Garza and carried unanimously. Commissioner Carlos A. Cisneros had left and did not vote.

22. Consideration and ACTION to award a contract for 31st Year Community Development Block Grant "CDBG" Paving, Milling and Overlay Improvements for East Avenue, Crocket Avenue, and Milam Avenue.


Commissioner Ricardo Longoria, Jr., moved that a contract, in the amount of \$206,450.00, be awarded to **Cubco Construction, of Brownsville, Texas**, for the 31st Year Community Development Block Grant, (CDBG) Paving, Milling and Overlay Improvements for East Avenue, Crockett Avenue, and Milam Avenue.

The motion was seconded by Commissioner Leonel T. Garza and carried unanimously. Commissioner Carlos A. Cisneros had left and did not vote.

ADJOURNMENT


There being no further business to come before the City Commission, the meeting adjourned at 8:18 p.m.

Approved this 6th day of May, 2008.



Pat M. Ahumada, Jr.
Mayor

Attest:



Estela Von Hatten
City Secretary

