

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, September 16, 2008**, at **5:20 P.M., 5:35 P.M. and 6:00 P.M.** with the following members present:

PAT M. AHUMADA, JR.		MAYOR
CARLOS A. CISNEROS)	
CHARLES ATKINSON)	
EDWARD C. CAMARILLO)	
ANTHONY P. TROIANI)	
LEONEL T. GARZA)	COMMISSIONERS
CHARLIE CABLER		CITY MANAGER
JIM GOZA		CITY ATTORNEY
ESTELA VON HATTEN		CITY SECRETARY
ABSENT:		
RICARDO LONGORIA, JR.)	COMMISSIONER

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 12, 2008.

WORKSHOP: 5:20 P.M.

a) Discussion regarding an update on Weir Project.

Commissioner Charles Atkinson asked about the status of the Weir Project and whether the Weir would serve in place of the border wall.

John Bruciak, Brownsville Public Utilities Board (BPUB) CEO/ General Manager, reported that at the Bi-National meeting held on August 2008, Mexico agreed to a proposed scope of work and that the City was waiting for a final approval by the Mexican government. He also stated that an official letter from the Mexican governor, presented to Mr. John Bruciak by Mayor Pat M. Ahumada, reflected support of the project. He noted that the Mexico was concerned as to what impact the weir would have on their water needs.

Commissioner Charlie Atkinson requested that Mexican officials attend a City Commission meeting to show their support for the project.

Upon motion by Commissioner Anthony P. Troiani, seconded by Commissioner Edward C. Camarillo and carried unanimously, the Executive Session was convened to discuss the following matters:

EXECUTIVE SESSION:

A) Discussion pursuant to Section 551.071, of the Texas Government Code, regarding attorney consultation relating to pending litigation styled and numbered BPOA v City of Brownsville, Texas, Cause No. 2007-06-2918-A (107th Dist. Ct. – Cameron County, Texas)

Upon conclusion of the Executive Session, Mayor Pat M. Ahumada, Jr., convened the regular session.

PLEDGE OF ALLEGIANCE: UNITED STATES PLEDGE * TEXAS PLEDGE

The U.S. Pledge of Allegiance and the Texas Pledge was lead by Mayor Pat M. Ahumada.

INVOCATION:

The invocation was delivered by Mr. Alex Resendez of Brownsville, Texas.

1. *MAYOR'S REPORT*

Mayor Pat M. Ahumada encouraged the citizens of Brownsville to donate to the American Red Cross.

2. *COMMISSIONERS' REPORT*

Commissioner Edward C. Camarillo commented on hurricane damages to Houston and Louisiana. He also invited the community to one of several "Coffee With Commissioner Camarillo" sessions to discuss any concerns, progress, and future projects for District 4. The sessions were scheduled for September, October, and November.

Commissioner Carlos A. Cisneros commented on hurricane damages to Houston and Louisiana. He noted that the local drains are being cleaned and Resaca's are being pumped in an effort to prevent flooding during hurricane season.

Commissioner Charlie Atkinson stated that costs for lighting the Sports Park have been cut in half due to installation of "green lights", and also that the field turf installation was completed at the soccer field.

Commissioner Leonel T. Garza, thanked Mexican Counsel Mr. Victor Treviño for the invitation to the September 15, 2008 festivities in Matamoros, Tamaulipas, Mexico.

Commissioner Anthony P. Troiani, expressed concern about the current budget constraints, and asked if the City of Brownsville was policing itself with regard to expenditures. He noted that accountability at the departmental level was important and also that the City needed to educate the public as to how a municipality operates.

3. PROCLAMATIONS:

Hector Jose Aguilar Meza
Mexican Vice Consul
(Mayor Pat M. Ahumada, Jr.)

Mayor Pat M. Ahumada, Jr., asked **Mr. Hector Jose Aguilar Meza, Mexican Vice-Consul**, and family to step forward to accept a proclamation recognizing and commending him for his dedication to community projects, civic involvement, and serving as Deputy Consul in Laredo, Houston, Phoenix, and Brownsville.

The proclamation was read by Estela Von Hatten, City Secretary.

4. 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 Charlie Atkinson., seconded by Commissioner Edward C. Camarillo and carried unanimously, Consent Agenda Items “a” through “j” were **approved**.

ITEMS No. “a” through “j”

a) Approval of the Minutes of the Regular Meeting of September 02, 2008.

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

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Date</u>
Rochelle M. Garza	BUS	Dallas, TX	Oct. 22-23, 2008
Leonel Garza	Building	Corpus Christi, TX	Oct. 08-10, 2008
German Saiz	Building	Corpus Christi, TX	Oct. 08-10, 2008
Omar Ochoa	Building	Corpus Christi, TX	Oct. 08-10, 2008
Doroteo Garcia, Jr.	Engineering	San Antonio, TX	Dec. 17-19, 2008
Luis F. Alonso	Engineering	San Antonio, TX	Dec. 17-19, 2008
Carlos F. Reyes	Engineering	San Antonio, TX	Dec. 17-19, 2008
Arturo Rodríguez	Health	Laredo, TX	Sept. 18, 2008
Joe Hinojosa	Health	Laredo, TX	Sept. 18, 2008

Noe D. Puga	Planning	Galveston, TX	Oct. 01-03, 2008
Ben Medina	Planning	Galveston, TX	Oct. 01-03, 2008
Miguel Salinas	Planning	Galveston, TX	Oct. 01-03, 2008
Sergio Zarate	Planning	Galveston, TX	Oct. 01-03, 2008
Mariano Garcia	Planning	Galveston, TX	Oct. 01-03, 2008
Adolfo Pereira	Planning	Galveston, TX	Oct. 01-03, 2008
Carlos L. Garcia	Police	Houston, TX	Oct. 01-03, 2008
Juan A. Hernandez	Police	Houston, TX	Oct. 01-03, 2008
Carlos L. Garcia	Police	Austin, TX	Sept. 26, 2008
Carlos L. Garcia	Police	Corpus Christi, TX	Oct. 06-07, 2008
Juan A. Hernandez	Police	Corpus Christi, TX	Oct. 06-07, 2008
Robert C. Luna	Purchasing	Austin, TX	Sep. 16 – 18, 2008
Reymundo Sanchez	Purchasing	Austin, TX	Sep. 16 – 18, 2008

Ms. Rochelle M. Garza, Grant Writer, will attend the “*National Council for Public-Private Partnerships in Transit Conference*”, sponsored by the Federal Transit Administration, on October 22-23, 2008 at Dallas, Texas.

Mr. Leonel Garza, Assistant Permitting Director, Mr. German Saiz, Permitting Facilitator, Mr. Omar Ochoa, Commercial Plans Examiner, will attend the “*Texas Accessibility Academy*”, sponsored by the Texas Department of Licensing and Regulation, on October 08-10, 2008, in Corpus Christi, Texas.

Mr. Doroteo Garcia, Jr. Assistant City Engineer, Mr. Luis F. Alonso, Assistant City Engineer, and Mr. Carlos R. Reyes, Construction Supervisor, will attend the “*Public Works Project Management Bootcamp*”, sponsored by the American Public Works Association, on December 17-19, 2008, in San Antonio, Texas.

Mr. Arturo Rodriguez, Public Health Director, and Mr. Joe Hinojosa, Assistant Public Health Director, will attend the “*Stormwater Texas Pollutant Discharge Elimination System (TPDES) Program*”, sponsored by the Texas Commission on Environmental Quality (TCEQ) and The Environmental Protection Agency (EPA), on September 18, 2008, in Laredo, Texas.

Chief Carlos L. Garcia and Commander Juan A. Hernandez will attend the “*2008 Associated Security Services and Investigators of Texas Convention*”, sponsored by Associated Security Services and Investigators of the State of Texas, on October 01-03, 2008, in Houston, Texas.

Chief Carlos L. Garcia will attend the “*Texas Auto Burglary and Theft Prevention Authority TxDOT Work Group Meeting*”, sponsored by the Auto Burglary & Theft Prevention Authority (ABTPA), on September 26, 2008, in Austin, Texas.

Chief Carlos L. Garcia and Commander Juan A. Hernandez will attend the “*Texas Auto Burglary and Theft Prevention Authority Grantee Advisory Committee Board Meeting*”, sponsored by the Auto Burglary & Theft Prevention Authority (ABTPA), on October 06-07, 2008, in Corpus Christi, Texas.

Mr. Ben Medina, Community Development & Planning Director, Mr. Noe D. Puga, Zoning & Plat Administrator, Mr. Adolfo Pereira, Planning & Zoning Commissioner, Mr. Mariano Garcia, Planning & Zoning Commissioner, Mr. Miguel Salinas, Planning & Zoning Commissioner, Mr. Sergio L. Zarate, Planning & Zoning Commissioner, will attend the “*Texas American Planning Association Conference (APA)*”, sponsored by the Texas Chapter of the American Planning Association, on October 01-03, 2008, in Galveston, Texas.

Mr. Robert C. Luna, Purchasing Director, and Reymundo Sanchez, Assistant Purchasing Director, will attend the “*Advanced Public Purchasing Training*”, sponsored by Texas Comptroller of Public Accounts, on September 16-18, 2008, in Austin, Texas.

c) APPROVAL on SECOND and FINAL READING of Ordinance Number 2008-1497 levying ad valorem taxes for the tax year 2008 for the use and support of the municipal government of the City of Brownsville, Texas, for the fiscal year 2009, providing for the interest and sinking fund for the fiscal year 2009 of the City of Brownsville, Texas, general obligation bonds.

d) APPROVAL on SECOND and FINAL READING of Ordinance Number 2008-1133-Y of the City Commission of the City of Brownsville, Texas amending Ordinance 86-1133, an ordinance pertaining to a franchise contract between the City of Brownsville and Governmental Managerial Services Inc. for collection and disposal of commercial and industrial solid waste,

incorporating signed contract for all purposes and amending the rates for containerized collection of commercial and industrial solid waste and related matters as set forth in exhibit “A” establishing an increase of 7.05% as per section 13.02 (a), titled modification of rates, to reflect a consumer price index increase.

- e) APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2007-034 to rezone from Apartment “H” to General Retail “G: (4CG) for 1.33 acres out of Block 16 of Esperanza Place Addition, located near Southmost Road and Dockberry Road.**
- f) APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2007-034-S to allow a Light Commercial Specific Use (Used Car Lot, 5CG) in a General Retail for 0.33 acres out of Block 16 of Esperanza Place Addition, located near Southmost Road and Dockberry Road.**
- g) APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2008-003-S to allow an Apartment Specific Use (Apartments) in a Dwelling for the North 5.00 acres out of 10 acres of Block 2 of KC Bennett Subdivision, located near FM 511 and Abelardo Drive.**
- h) APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2008-052 to rezone from Dwelling “G” (DG), Medium Industrial “J” (8CJ) and General Retail “H” (4CH) to General Retail “G” (4CG), located at 2115 Southmost Road.**
- i) APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2008-053 to rezone from General Retail “A” (4CA) to General Retail “G” (4CG), 1.03 acres of Share 22 of Espiritu Santo Grant, located at 745 Media Luna.**
- j) APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2008-056-S to allow a Medium Retail Specific Use (Salon and Spa, 3C) in Professional Office (1CG) for West ½ of the west ½ of Lot 1, Block “U” of Brownsville Land Improvement Company Subdivision, located at 409 Boca Chica Blvd.**

BOARDS AND COMMISSIONS:

- 5. Consideration and ACTION to appoint or re-appoint four (4) members to the Brownsville Urban System's Transit Advisory Committee.**

Commissioner Charlie Atkinson moved that **Mr. Daniel Lenz** be appointed to replace Edward G. Moore, Jr. The motion was seconded by Commissioner Carlos A. Cisneros and carried unanimously.

Commissioner Charlie Atkinson moved that the **remaining slate** of members be re-appointed to the Brownsville Urban System's (BUS) Transit Advisory Committee. The motion was seconded by Commissioner Carlos A. Cisneros and carried unanimously.

- 6. Consideration and ACTION to appoint two (2) members to the Cultural Affairs Committee.**

Commissioner Carlos A. Cisneros moved that **Mr. Peter Harris** be appointed to the Cultural Affairs Committee. The motion was seconded by Commissioner Charlie Atkinson and carried unanimously.

Commissioner Anthony P. Troiani moved that **Mr. Hugh Emerson** (Mayor's appointee) be appointed to the Cultural Affairs Committee. The motion was seconded by Commissioner Carlos A. Cisneros and carried unanimously.

PUBLIC HEARINGS:

- 7. Public Hearing and ACTION on FIRST READING on Ordinance Number 2008-1498 amending Chapter 22, Article VIII Pawnbrokers, Section 22-457, of the Brownsville City Code to require that Pawnbrokers register all property received electronically through approved electronic registration services, providing for a severability clause, penalties for violation, an effective date, and related matters.**

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 2008-1498 be **adopted** on first reading as presented. The motion was seconded by Commissioner Anthony P. Troiani and carried unanimously

Upon motion by Commissioner Anthony P. Troiani, seconded by Commissioner Leonel T. Garza and carried unanimously, Agenda **Item No. 13** was **moved out of sequence for action**.

13. Consideration and ACTION on Resolution Number 2008-078 to conform staff purchasing limits to State Law and directing revision of Purchasing Policy and Procedures Manual Policy.

Mr. John E. Chosy, Assistant City Attorney, stated that the proposed resolution called for authorization to use the maximum amount of \$50,000 as allowed by state law, and for authorization to revise the Purchasing Policy and Procedures Manual which had not been revised since 1994.

Commissioner Anthony P. Troiani moved that a Resolution Number 2008-078 be **approved**, to authorize staff purchasing limits up to a **\$35,000** amount, in conformance with State law, and to authorize staff to revise the Purchasing Policy and Procedures Manual.

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

8. Public Hearing and ACTION on FIRST READING on 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.

Mr. Ben Medina, Jr., Planning and Community Director, noted that the Planning and Zoning Commission had denied the proposed rezoning. He also stated that the proposed apartments would be constructed in the middle of an industrial area and that this development would disrupt further industrial development.

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

Commissioner Charles Atkinson moved that Ordinance Number 235-2008-048 be **adopted** on first reading as presented. The motion was seconded by Commissioner Edward C. Camarillo and carried unanimously

At the request of Ms. Norma H. Zamora, Brownsville Urban System (BUS) Director, Agenda Items 9 and 10 were read together.

9. **Public Hearing and ACTION on Resolution Number 2008-074 authorizing the filing of two grant applications with the Federal Transit Administration for the Urbanized Area Formula Program (authorized by 49 U.S.C. Chapter 53, Title 23 United States Code) for capital assistance for Fiscal Year 2008- of which available funding is a transfer of lapsed regional funds.**
10. **Public Hearing and ACTION on Resolution Number 2008-075 authorizing the filing of a grant application with the Federal Transit Administration for the BUS and Bus Facilities Program (authorized by 49 U.S.C. 5309 (b)) for Fiscal Year 2008 for the Multimodal Terminal Facility Project.**

Ms. Norma H. Zamora, Brownsville Urban System (BUS) Director, introduced Ms. Rochelle M Garza, Grant Writer and Public Outreach Manager, and noted that today's presentation complied with the requirement that two public hearings be held on these resolutions. The first public hearing had been held on September 2, 2008.

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

Commissioner Leonel T. Garza moved that Resolution Number 2008-074 and Resolution Number 2008-075 be **approved**, authorizing the filing of two grant applications with the Federal Transit Administration for the Urbanized Area Formula

Program (authorized by 49 U.S.C. Chapter 53, Title 23 United States Code) for capital assistance for Fiscal Year 2008 of which available funding is a transfer of lapsed regional funds, and the BUS and Bus Facilities Program (authorized by 49 U.S.C. 5309 (b) for Fiscal Year 2008 for the Multimodal Terminal Facility Project. The motion was seconded by Commissioner Edward C. Camarillo and carried unanimously

11. PUBLIC COMMENT PERIOD:

Mr. Fernando Ruiz congratulated Mexico on the celebrations of their Independence Day. He suggested that the commission work together on the budget and noted that that the recently requested tax increase would greatly affect the tax payers.

Mr. Alex Resendez congratulated the City Commission for a well conducted meeting on September 15, 2008, and asked them to do what was best for community regarding the weir or other projects.

Mr. Henri E. Nicolas, Chairman of the Charter Review Committee, invited the public to share their suggestions and concerns regarding the City Charter, at a Charter Review Committee meeting scheduled for September 23, 2008, 4th floor conference room of City Hall. He noted that the committee would meet at 5:30 p.m. every second and fourth Tuesday and every Thursday of the month until November.

ACTION ITEMS:

- 12. Consideration and ACTION on Resolution Number 2008-080 in recognition and support of the BIG READ MEXICO PROGRAM, one of two pilots launched by the National Endowment for the Arts, which will be hosted by the University of Texas at Brownsville and Texas Southmost College.**

Mr. John Hawthorne, University of Texas of Brownsville, thanked the mayor and commissioners for their past support, and introduced Ms. Millie Hernandez and Ms. Minnie Galindo, members of his staff. He noted that the *Big Read Mexico Program* was one of two pilot programs sponsored by the National Endowment for the Arts and would be hosted by the University of Texas at Brownsville and Texas Southmost College.

Mr. Victor Treviño, Mexican Consulate, thanked the City of Brownsville for the support at the September 16th festivities. He also noted that the *Big Read Mexico Program* represented the relationship between Mexico and the United States and that the first book in the program was a collection of twenty (20) short stories, by Mexican authors, which were translated from Spanish to English by the National Endowment for the Arts.

Commissioner Charlie Atkinson moved that Resolution Number 2008-080 be adopted, in recognition and support of the *BIG READ MEXICO PROGRAM*, one of two pilots launched by the National Endowment for the Arts, which will be hosted by the University of Texas at Brownsville and Texas Southmost College. The motion was seconded by Commissioner Edward C. Camarillo and carried unanimously.

14. Consideration and ACTION reaffirming Resolution Number 2006-052.

Mr. Ben Medina, Planning and Community Director, stated that the City needed to correct certain findings with Community Development Corporation of Brownsville, therefore the request to re-affirm the resolution.

Commissioner Charlie Atkinson moved that Resolution Number 2006-052 be **re-affirmed** as presented. The motion was seconded by Commissioner Anthony P. Troiani and carried unanimously.

15. Consideration and ACTION on Resolution Number 2008-081 authorizing amendments to multi-use stadium lease, reimbursement, and stadium construction and management agreements. (TABLED)

Mr. Richard Hope, President of Hope Properties, and Mr. Bradly Wendt, President of United Baseball League, stated that construction of the proposed multi-use stadium development would include mixed-use components that the project was expected to provide up to 400 jobs during the \$28 million dollar-project construction phase and 200 to 300 jobs after completion of construction. They requested the City's assistance for financing the project development via bond issuance, noting that they would guarantee the bond for the stadium portion. They further noted that the retail component of the project would be privately financed.

Mr. Larry Jordan, Financial Advisor, stated that the corporation would be responsible for the debt payment and suggested that they pay the debt using stadium and retail revenue. He expressed concern that, should the project not prove successful, the City would be held responsible for debt payment, which would impact the City's ability to leverage funds.

Commissioner Edward C. Camarillo stated that more time was needed for review of the proposal before a final decision could be made.

Mr. Richard Hope, owner of Hope Properties, stated that the retail component of the proposed development could be completed first to demonstrate income and the stadium could then be developed. He noted, however, that he would prefer development of the entire project at once. He further stated that, if the project was to continue, construction should begin within 1 to 2 months and that, should project development not proceed at this time, it would be best to wait until the following year.

Mr. Larry Jordan noted that not all the information relevant to this proposed development had been provided to City staff, but had been provided piecemeal. He recommended that all the information be reviewed before any decision was made regarding the project's development.

Mr. Bradly Wendt, President of the United Baseball League, suggested an executive session for further discussion of this subject.

Upon motion Commissioner Edward C. Camarillo seconded by Commissioner Anthony P. Troiani and carried unanimously Resolution Number 2008-081 was **tabled.**

- 16. Consideration and ACTION on Resolution Number 2008-082 authorizing publication of notice of intention to issue certificates of obligation. (TABLED)**

Upon motion Commissioner Edward C. Camarillo seconded by Commissioner Anthony P. Troiani and carried unanimously Resolution Number 2008-082 was **tabled.**

PURCHASES/BIDS/CONTRACTS:

- 17. Consideration and ACTION to award a contract for Landscape and Irrigation Improvements for Memory/Xeriscape Park.**

Commissioner Charlie Atkinson moved that a contract with **Ralph Ruby Landscaping**, of **McAllen, Texas**, in the amount of **\$78,960.00**, be authorized for Landscape and Irrigation Improvements for Memory/Xeriscape Park. The motion was seconded by Commissioner Edward C. Camarillo and carried unanimously

- 18. Consideration and ACTION to award a contract for Irrigation Improvements for North and South Drive.**

Commissioner Charlie Atkinson moved that a contract with **Ralph Ruby Landscaping**, of **McAllen, Texas**, in the amount of **\$29,675.00**, be authorized for Irrigation Improvements for North and South Drive. The motion was seconded by Commissioner Edward C. Camarillo and carried unanimously.

- 19. Consideration and ACTION to award a contract for Landscape Improvements for University Boulevard.**

Commissioner Edward C. Camarillo moved that a contract with **Valley Garden Center (D.B.A. Southern Landscapes)** of **Brownsville, Texas**, in the amount of **\$67,850.00**, be authorized for Landscape Improvements at University Boulevard. The motion was seconded by Commissioner Anthony P. Troiani and carried unanimously.

20. Consideration and ACTION to award a contract for Landscape and Irrigation Improvements for Palm Boulevard Phase V.

Commissioner Carlos A. Cisneros moved that a contract with **Valleywide Sprinklers**, of **Harlingen, Texas**, in the amount of **\$45,363.00**, be authorized for Landscape Irrigation Improvements for Palm Boulevard Phase V.

21. Consideration and ACTION to award a contract for Purchase and Delivery of Vehicles for City Departments.

Upon motion by Commissioner Carlos A. Cisneros, seconded by Commissioner Leonel T. Garza and carried unanimously, a term contract was **awarded** to the following companies for the purchase of vehicles for City Departments for the City of Brownsville:

<u>Department</u>	<u>Type of Vehicle</u>	<u>Amount</u>
Tipotex Chevrolet (Fire Department)	(2) New Model, ½ Ton Chevrolet Silverado Pickup Trucks Brownsville, Texas	\$36,240
Tipotex Chevrolet (Engineering Dept)	(3) New Model, ½ Ton Chevrolet Silverado Pickup Trucks Brownsville, Texas	\$53,235
Tipotex Chevrolet (Building Dept)	(1) New Model, ½ Ton Chevrolet Silverado Pickup Truck Brownsville, Texas	\$19,410
Tipton Ford (Parks Dept)	(1) New Model, 1 ½ Tons F350 Super Duty Pickup Truck Brownsville, Texas	\$22,167

Tipton Ford (Traffic Dept)	(1) New Model, Utility Vehicle Brownsville, Texas	\$18,012
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22. Consideration and ACTION to authorize an Amendment to Phase III of the Enterprise Modernization Project Contract for the City of Brownsville Management Information System.

Mr. Roberto C. Luna, Purchasing Director, noted that 75% of the improvement portion of the contract would be reimbursed by the Federal Emergency Management Agency (FEMA).

Commissioner Anthony P. Troiani moved that a contract in the amount of **\$86,382.25** be awarded to **International Business Machine Corporation (IBM)** of **Austin, Texas**, to authorize an Amendment to Phase III of the Enterprise Modernization Project Contract for the City of Brownsville Management Information System. The motion was seconded by Commissioner Edward C. Camarillo and carried unanimously.

23. Consideration and ACTION to award a contract for land use Transportation Scenario Plan Services for the Brownsville Metropolitan Planning Organization.

Upon motion by Commissioner Anthony P. Troiani, seconded by Commissioner Edward C. Camarillo and carried unanimously, a contract, in the amount of **\$119,700.00**, was awarded to **Kimley-Horn and Associates, Inc.**, of **Irving, Texas**, for land use Transportation Scenario Plan Services for the Brownsville Metropolitan Planning Organization.

24. Consideration and ACTION to award a contract for purchase & delivery of Global Positioning System to be used by the Engineering Department.

Upon motion by Commissioner Carlos A. Cisneros seconded by Commissioner Anthony P. Troiani and carried unanimously, a contract in the amount of **\$18,715.50**, was awarded to **Trimble** of **Sunnyvale, CA** for purchase and delivery of a Global Positioning System to be used by the Engineering Department.

25. Consideration and ACTION to award a contract for purchase and delivery of a Youth Football Uniforms for the Parks & Recreation Department.

Upon motion Commissioner Charles Atkinson seconded by Commissioner Edward C. Camarillo and carried unanimously, a contract in the amount of **\$56,739.00**, was awarded to **BSN Sports/Collegiate Pacific of Dallas, Texas** for purchase and delivery of a Youth Football Uniforms for the Parks & Recreation Department.

26. Consideration and ACTION to award a contract for Library Cataloging Records Services for the Brownsville Public Library System.

Upon motion Commissioner Carlos A. Cisneros seconded by Commissioner Leonel T. Garza and carried unanimously, a contract in the amount of **\$25,742.32**, was awarded to **Amigos Library Services, of Dallas, Texas**, for Library Cataloging Records Services for the Brownsville Public Library System.

27. Consideration and ACTION to award a term contract for Purchase & Delivery of Motor Fuel for the City of Brownsville.

Commissioner Charles Atkinson moved that a contract be awarded to **Oil Patch Fuel & Supply, Inc., of Brownsville, Texas**, for purchase & delivery of Motor Fuel for the City of Brownsville, at the stipulated margin prices:

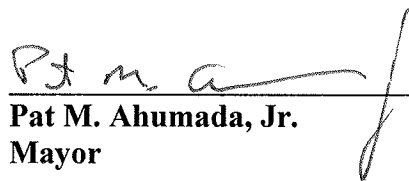
- Unleaded \$0.0225 (6,000 gal. load)
(6,000 gal. tanks for BUS, Police, Public Works)
- Unleaded \$0.1100 (550 gal. load)
(550 gal. tanks for Fire stations # 3,6,7,8, and 9)
- Unleaded \$0.1250 (300 gal. load)
(300 gal. tanks for Golf Center)
- Diesel (Low Sulfur) \$0.0225 (2,000 gal. load)
(2,000 gal. tanks for Police)
- Diesel (Low Sulfur) \$0.1100 (550 gal. load)
(550,000 gal. tanks for Fire stations #3, 6, 7, 8, and 9)

- Diesel (Hi Sulfur – dyed red) \$0.1250 (500 gal. load)
(500 gal. tanks for Golf Center)
- Diesel (Ultra Low Sulfur) \$0.0325 (12,000 gal. load)
(12,000 gal. tanks for BUS and Public Works)
- Texas Petroleum Delivery Fee: \$30.00 (5,000 to 7,999 gal.)
(Per load delivery fee)
- Texas Petroleum Delivery Fee: \$10.00 (0 to 2,499 gal.)
(Per load delivery fee)


ADJOURNMENT:

There being no further business to come before the City Commission, the meeting adjourned at 8:32 p.m.

Approved this the 07TH day of October, 2008.


 Pat M. Ahumada, Jr.
 Mayor

Attest:


 Estela Von Hatten
 City Secretary

