

**THE STATE OF TEXAS §**  
**CITY OF BROWNSVILLE §**  
**COUNTY OF CAMERON §**

Anthony P. Troiani, At-large Commissioner “A”  
Ricardo Longoria, Jr., District Commissioner 1  
Carlos A. Cisneros, District Commissioner 3

Leonel T. Garza, At-large Commissioner “B”  
Charlie Atkinson, District Commissioner 2  
Edward C. Camarillo, District Commissioner 4

Pat M. Ahumada, Jr., Mayor

**NOTICE OF A PUBLIC MEETING OF THE  
CITY COMMISSION OF THE CITY OF BROWNSVILLE**

Pursuant to Chapter 551, Title 5 of the Texas Government Code, the Texas Open Meetings Act, notice is hereby given that the City Commission of the City of Brownsville, Texas, in accordance with Article V, Section 12, of the Charter of said City, will convene a **Workshop, an Executive Session, and Special Meeting**, on **Monday, November 03, 2008** at **4:50 P.M., 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.

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**WORKSHOP: 4:50 P.M.**

- a) Discussion regarding East Loop Project Phase II (US 77/83 to FM 1419). (Carlos Lastra – Engineering - 10 min.)
- b) Discussion regarding the Texas Department of Transportation’s (TxDOT) FY09 Annual Coordinated Call Request for Proposal’s for grant services relating to Federal Transit Administration (FTA) program. (Norma Zamora – BUS- 15 min.)
- c) Discussion regarding the Brownsville Sports Park. (Dr. Delina Barrera – BCIC – 15 min.)

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**EXECUTIVE SESSION: 5:30 P.M.**

- A) Discussion pursuant to Section 551.074, of the Texas Government Code, regarding the appointment, employment, evaluation, reassignment, duties, discipline, resignation or dismissal of the City Attorney of the City of Brownsville. (Commissioners C. Atkinson/L. T. Garza – 15 min.)
- B). Consultation with attorney pursuant to Section 551.087, of the Texas Government Code, regarding contractual matters. (Commissioners C. Atkinson/L.T. Garza – 15 min)

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**REGULAR MEETING: 6:00 P.M.**

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

**INVOCATION:**

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***ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION:***

- A) Consideration and **ACTION**, if any, regarding the appointment, employment, evaluation, reassignment, duties, discipline, resignation or dismissal of the City Attorney for the City of Brownsville, Texas, and related actions, if any. (Commissioners C. Atkinson/L.T. Garza)
- B) **RECONSIDERATION AND ACTION** regarding a contract with United Baseball League. (Commissioners C. Atkinson/L.T. Garza)

**1.    *MAYOR’S REPORT:***

- Mayoral Appointments to the Brownsville Housing Authority Board.
- Update on Weir Project.
- Status Report on Border Wall.
- Status of upcoming PAWS rally

**2.    *COMMISSIONERS’ REPORTS***

- Update on Solar Powered Lights and Water Fountains at Linear Park  
(Commissioner Carlos A. Cisneros)

**3. PROCLAMATIONS:**

***Don Currie***

*(Mayor Pat M. Ahumada, Jr.)*

***Carlos A. Gomez***

*(Commissioner Edward C. Camarillo.)*

***Municipal Court Week***

*(Mayor Pat M. Ahumada, Jr.)*

***Daniel Martín Ramos***

*Mayor’s Humanitarian Award*

*(Mayor Pat M. Ahumada, Jr.)*

***Edgar Treviño***

*Mayor’s Humanitarian Award*

*(Mayor Pat M. Ahumada, Jr.)*

***Lavice Laney***

*Mayor’s Humanitarian Award*

*(Mayor Pat M. Ahumada, Jr.)*

**4. PRESENTATIONS:**

***Employee of the Month***

*(November 2008)*

**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 “j”***

**a) Approval of the Minutes of the Regular Meeting of October 21, 2008.**

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

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Date</u>
Larry Brown	Aviation	Dallas, TX	Nov. 16-19, 2008
Michael Jones	Aviation	Dallas, TX	Nov. 16-19, 2008
Jeff Johnston	B.O.E.M.	Kansas City, KA	Nov. 14-21, 2008
Marisol Vidales	Library	Port Aransas, TX	Nov. 06-07, 2008
Charles Hasse	Municipal Court	New Braunfels, TX	Nov. 12-14, 2008
Debbie Morales	Municipal Court	New Braunfels, TX	Nov. 12-14, 2008
Dora Vasquez	Municipal Court	New Braunfels, TX	Nov. 12-14, 2008
Chris Patterson	Parks	Laredo, TX	Nov. 05-06, 2008
Brad Barnes	Parks	Laredo, TX	Nov. 05-06, 2008
Tomas Gonzalez	Parks	Laredo, TX	Nov. 05-06, 2008
Santiago Salazar	Parks	Laredo, TX	Nov. 05-06, 2008
Eleuterio Botello	Parks	Laredo, TX	Nov. 05-06, 2008
Arnoldo Rodarte	Parks	Laredo, TX	Nov. 05-06, 2008
Gilberto Sandoval	Parks	Laredo, TX	Nov. 05-06, 2008
Jose Salvador	Parks	Laredo, TX	Nov. 05-06, 2008

Venustiano Martinez	Parks	San Antonio, TX	Nov. 21-23, 2008
Luis Uresti	Parks	San Antonio, TX	Nov. 21-23, 2008
Jesus Alvarez	Parks	San Antonio, TX	Nov. 21-23, 2008
Antonio Saavedra	Parks	San Antonio, TX	Nov. 21-23, 2008
Steve Hubanks	Parks	Fort Worth, TX	Dec. 08-10, 2008
Ben Medina, Jr.	Planning	Arlington, TX	Dec. 01-05, 2008
Santiago Manrique	Police	Austin, TX	Nov. 16-21, 2008
Esteban Mendoza	Police	Austin, TX	Nov. 16-21, 2008
Maria Pacheco	Police	Austin, TX	Nov. 16-21, 2008
Rachel Garcia	Police	Austin, TX	Nov. 16-21, 2008
Jane Cox	Police	Georgetown, TX	Nov. 11-14, 2008
Teresita D. Marks	Police	Georgetown, TX	Nov. 11-14, 2008

- c) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2008-057** to consider the rezoning of Block 6 of the Virginia Heights Industrial Subdivision, Block 4 of the Virginia Heights Industrial Resubdivision, and Blocks 1 and 2 of the Villa Verde Subdivision from First Manufacturing “J” (1MJ) to Dwelling “H” (DH) so that the zoning is consistent with the actual land use. ( Ben Medina, Jr. – Planning)
- d) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2008-058** to consider the rezoning of Blocks 138 and 127 of the Original Brownsville Township Site located near the intersections of E. Madison St. and 6<sup>th</sup> Streets from Seventh Commercial “H” (7CJ) to Fourth Commercial “J” (4CJ) so that the zoning designation is consistent with the dominant land uses of the surrounding area and so that new development is compatible with the adjacent Historic City Cemetery. (Ben Medina, Jr. – Planning)
- e) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2008-059** to consider the rezoning of the lands under the U.S. 77 Viaduct between E. 6<sup>th</sup> St. and E. 12<sup>th</sup> St from First Manufacturing “J” (1MJ) to Fourth Commercial “J” (4CJ) so that the zoning of the said parcels are consistent with the surrounding land uses. (Ben Medina, Jr. – Planning)
- f) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2008-061** to rezone from Dwelling “G: (DG) to Light Retail “G” (2CG) of Tract 2 of La Coma Unsubdivided land located at 735 Milpa Verde. (Ben Medina, Jr. – Planning)

- g) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2008-062** to rezone from Dwelling “Z” (DZ) to Light Industrial “G” (7CG) for 1.69 acres out of Block 213 of El Jardin Resubdivision located at Frontage Road and Vermillion Avenue. (Ben Medina, Jr. – Planning)
- h) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2008-064** to rezone from Medium Commercial “G” (6CG) to Light Industrial “G” (7CG) for 72.702 acres tract of Volume 12813, Page 147 ORCDC out of Volume 3483 Page 212 ORCC located near Paredes Line Road and FM 511 (Ben Medina, Jr. – Planning)
- i) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2008-065-S** to allow a Medium Commercial “G” Specific Use (Storage Warehouse) in General Retail “G” for Lot 24, Block 171 of Olmito Townsite located on Anacua Street and Expressway 77/83. (Ben Medina, Jr. –Planning)
- j) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2008-602** to rezone from Dwelling “Z” (DZ) to General Retail “G” (4CG) for Block 171 of Olmito Townsite located on Anacua Street and Expressway 77/83. (Ben Medina – Planning)

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***BOARDS AND COMMISSIONS:***

- 6. Consideration and **ACTION** to appoint or re-appoint one (1) member to the Cameron Appraisal District Board of Directors. (City Manager)
- 7. Consideration and **ACTION** to appoint one (1) member to the Greater Brownsville Incentives Corporation. (Commissioners C. Atkinson/L.T. Garza)
- 8. Consideration and **ACTION** to appoint or re-appoint one (1) member to the Civil Service Commission. (Charlie Cabler – City Manager)
- 9. Consideration and **ACTION** to appoint one (1) member to the Animal Shelter Advisory Committee. (Arturo Rodriguez – Health)

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**PUBLIC HEARINGS:**

10. Public Hearing and **ACTION** on **Resolution Number 2008-093** authorizing the filing of a grant application in response to the Texas Department of Transportation's FY09 Annual Coordinated Call Request for proposals for grant services relating to Federal Transit Administration (FTA) programs: 49U.S.C. Sec. 5316 Job Access and Reverse Commute (JARC) 49 U.S.C. Sec. 5317 New Freedom (NF), 49 U.S.C. Sec. 5304 State Planning Assistance (SPA), 49 U.S.C. Sec. 5311 (f) Intercity Bus (ICB). (Norma H. Zamora – BUS)
11. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2008-1450-A**, amending Chapter 66, Section 66-14, of the City of Brownsville Code of Ordinances, to increase the court cost for the Municipal Court Juvenile Case Manager Fund. (Ben Neece – Municipal Court)

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12. **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.**

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***ACTION ITEMS:***

13. Consideration and **ACTION** to amend procedural rules to permit the Mayor to vote on all City agenda items. (Commissioners C. Atkinson/L. T. Garza)
14. Consideration and **ACTION** on **Resolution Number 2008-095**, authorizing an application to request for funding from the Brownsville Community Improvement Corporation (BCIC) for quality of life projects for Fiscal Year 2009. (Peter Goodman – Downtown Development)
15. Consideration and **ACTION** to authorize an Interlocal Agreement to fund a Joint MPO Hazardous Cargo Route Study. ( Ben Medina, Jr. – Planning)
16. Consideration and **ACTION** to authorize Brownsville Police Chief, Carlos L. Garcia, to apply for the Texas Automobile Burglary and Theft Prevention Authority Supplemental Grant for FY 2009. (Carlos L. Garcia – Police)
17. Consideration and **ACTION** to adopt a City Commission Schedule for the months of November and December, 2008. (Estela Von Hatten – City Secretary)

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***PURCHASES/BIDS/CONTRACTS:***

18. Consideration and **ACTION** on lease of airport property to Brownsville International Air Cargo, Inc. (John E. Chosy – Assistant City Attorney)
19. Consideration and **ACTION** to authorize the acceptance and execution of a Project Agreement between the Brownsville Police Department and the Cameron County Emergency Communications District (CCECD) in which CCECD will reimburse the Brownsville Police Department \$22,029.00 for the upgrade of the NICE logger. (Carlos L. Garcia – Police)
20. Consideration and **ACTION** to authorize an amendment to the Engineering Contract for Construction of the East Loop. (Roberto C. Luna – Purchasing)

21. Consideration and **ACTION** to award a contract for the purchase, delivery and installation of Playground Equipment at Dean Porter Park. (Roberto C. Luna – Purchasing)

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**ADJOURNMENT:**

**NOTE:** The City Commission of the City of Brownsville reserves the right to discuss any items in Executive Session whenever authorized under the Texas Open Meetings Act, Chapter 551, Title 5 of the Texas Government Code.

**NOTE:** The City of Brownsville does not discriminate on the basis of disability in the admission of, access to, treatment of, or employment in its programs, activities, or public meetings. Any individual with a disability in need of an accommodation is encouraged to contact the ADA Coordinator at 956/548-6037 (voice or Relay TX) by Monday, no later than 5:00 P.M., to make proper arrangements.

By; Pat M. Ahumada, Jr.  
Mayor of the City of Brownsville.

I certify that a copy of the November 03, 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 31, 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](http://www.cob.us/agendas.asp).



**Estela Von Hatten, City Secretary**