

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

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

Rose M.Z. Gowen, M.D., 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 Session, and a Regular Meeting, on Tuesday, October 20, 2009 at 4:15 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.

WORKSHOP: 4: 15 P.M.

- a) Presentation and status report, regarding the H1N1 Virus, by Dr. Joseph McCormick, Dean at UTSPH-Brownsville Regional Campus. (Commissioners E.C.Camarillo/R.Gowen – 45 min)
- b) Discussion regarding the enactment of an ordinance prohibiting the use of plastic bags in the City of Brownsville, Texas. (Mayor P. Ahumada/Commissioner E.C.Camarillo – 30 min)
- c) Update on Brownsville-Matamoros Weir and Reservoir Project and Alternatives for Funding. (John Bruciak – Brownsville Public Utilities Board – 30 min)

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REGULAR MEETING: 6:00 P.M.

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

INVOCATION:

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1. *MAYOR’S REPORT:*

2. *COMMISSIONERS’ REPORTS*

Commissioner Charlie Atkinson District 2 Update
Sports Park Update

Commissioner Edward C. Camarillo “Walk for the Future”

3. *PROCLAMATIONS:*

Domestic Violence Awareness
(Mayor Pat M. Ahumada)

Zonta Club 50th Anniversary
(Commissioner Rose Gowen)

4. *CONSENT AGENDA ITEMS:*

All consent Agenda Items listed are considered to be routine by the City Commission and will be approved by one motion. There will be no separate discussion of these items unless a City Commissioner so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

ITEMS No. “a” through “d”

a) Approval of the Minutes of the Regular Meeting of October 6, 2009.

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	Houston, TX	Nov. 2-4, 2009
Sesha Vorrey	Aviation	Atlanta, GA	Nov. 8-9, 2009
Norma Zamora	BUS	Austin, TX	Oct. 23, 2009
Ben Nunez	Fire	Austin, TX	Oct. 18-23, 2009
Cassandra Guerrero	Fire	Austin, TX	Oct. 18-23, 2009
Lucy Garza	Planning	Houston, TX	Oct. 22, 2009
Jose Mendez	Planning	Houston, TX	Oct. 22, 2009

Omar Zamora	Planning	San Antonio, TX	Nov. 04-06, 2009
Stephanie Garza	Planning	San Antonio, TX	Nov. 04-06, 2009
Tina Garza	Planning	Austin, TX	Oct. 28-29, 2009
David Martinez	Police	Galveston, TX	Nov. 15-20, 2009
David Navarro	Police	Galveston, TX	Nov. 15-20, 2009
Martino Trevino	Public Works	Dallas, TX	Oct. 25-26, 2009
Roberto C. Luna	Purchasing	College Station, TX	Nov. 03-06, 2009
Gerardo Noriega	Purchasing	College Station, TX	Nov. 03-06, 2009
Roberto C. Luna	Purchasing	Houston, TX	Oct. 22, 2009
Gerardo Noriega	Purchasing	Houston, TX	Oct. 22, 2009

c) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2009-1514** to consent to the issuance of water contract supply bonds by the Southmost Regional Water Authority and authorizing the Public Utilities Board of the City of Brownsville, Texas and the Southmost Regional Water Authority to take all action necessary related to the issuance of the water supply contract revenue bonds, including the amendment of the water supply contracts; and dealing with other matters in connection therewith. (Ruben Lozano – Brownsville Public Utilities Board)

d) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2009-034** to rezone from Apartment “H” (AH) to General Retail “G” (4CG) for .91 acres out of Lot 1 of Block 1 of Ebenezer II Subdivision, located near Old Port Isabel Road and FM 802. (Ben Medina, Jr. – Planning)

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BOARDS AND COMMISSIONS:

5. Consideration and **ACTION** to appoint one (1) member to the Brownsville Urban System’s Transit Advisory Committee. (Norma H. Zamora – BUS) [**TABLED October 06, 2009**]
6. Consideration and **ACTION** to appoint one (1) ex-officio non-voting board member to the Brownsville Conventions and Visitors Bureau (BCVB) Board. (Charlie Cabler – City Manager)
7. Consideration and **ACTION** to appoint or re-appoint one member and one alternate to the Amigos Del Valle, Inc., Board of Directors. (Ben Medina - Planning)

8. Consideration and **ACTION** to appoint or re-appoint one member and one alternate to the Lower Rio Grande Valley Development Council. (Ben Medina – Planning)

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PUBLIC HEARINGS:

9. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2009-1034B** to set a modification to the fare structure for the Brownsville Urban System; and declaring an effective November 3rd, 2009. (Norma H. Zamora – BUS) [**TABLED October 6th, 2009**]
10. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2009-035** to rezone from Light Commercial (5C) & Dwelling “Y” (DY) to Light Commercial “G” (5CG) for 1.88 acres out of Lot 1 of Block 21 out of Jennings Addition & Emilia’s Subdivision located at 6068 N. Expressway. (Ben Medina, Jr. – Planning)
11. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2009-036-S** to allow a Apartments Specific Use (Apartments) in a Dwelling “G” (DG) for 0.932 acres for Block 29 out of Brownell Tract Subdivision located near Austin Road and Kelsey Drive. (Ben Medina, Jr. – Planning)
12. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2009-037** to rezone from Dwelling “G” (DG) to Medium Industrial “G” (8CG) for 7.00 acres out of Lot 4 of Block 213 out of El Jardin Resubdivision located 7770 Padre Island Highway. (Ben Medina, Jr. – Planning)

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13. ***PUBLIC COMMENT PERIOD:*** ***PLEASE NOTE:***

THE PUBLIC COMMENT PERIOD, AND CONDUCT AT CITY COMMISSION MEETINGS, IS GOVERNED BY CITY ORDINANCE NUMBER 2009-1090-F ADOPTED ON MARCH 3, 2009.

- 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 COMMITTEE, MUST PROVIDE A COPY OF SAME TO THE CITY SECRETARY FOR THE RECORD.

ACTION ITEMS:

14. Consideration and **ACTION** on **Resolution Number 2009-065**, to suspend the activity of Tax Increment Reinvestment Zone No. 2, (“TIRZ No. 2”) in the City of Brownsville, (John Chosy – Assistant City Attorney)
15. Consideration and **ACTION** on **Resolution Number 2009-063** to authorize the filing of a grant application and the execution of a grant agreement with the United States Department of Commerce, Economic Development Administration, for infrastructure upgrades for the Brownsville Multimodal Terminal. (Norma Zamora – BUS)
16. Consideration and **ACTION** to authorize for the City of Brownsville to enter into a contract with Cameron County Emergency Service District No. 1 to furnish fire fighting services to the unincorporated area of Cameron County designed by Zone number 1 on the Official Fire Protection Service Zone Map of the CCESD No. 1. (Leonardo L. Perez – Fire)
17. Consideration and **ACTION** to authorize for the City of Brownsville to enter into a contract with Cameron County Emergency Service District No. 1 to furnish ambulance and emergency medical services to the unincorporated area of Cameron County designed by Zone number 1 on the Official Fire Protection Service Zone Map of the CCESD No. 1. (Leonardo L. Perez – Fire)
18. Consideration and **ACTION** on **Resolution Number 2009-064** to accept an annual award from the American Planning Association Texas Chapter recognizing imagine Brownsville as the Comprehensive Plan of the Year. (Ben Medina, Jr. – Planning)

- 19. Consideration and **ACTION** to sell a 0.7465-acre Right of Way of a used portion of Coffeepport Road South of FM 802, at the intersection of South San Marcelo Blvd., for the sum of \$123,760.00. (Ben Medina, Jr. – Planning)
- 20. Consideration and **ACTION** to authorize and execute an Inter-local Agreement between the Cameron County Tax Assessors Office, Cameron County District Attorney’s Office, the City of McAllen, Texas, the City of Pharr, Texas, and the City of Edinburg, Texas regarding a Mutual Aid (Burglary and Theft of Motor Vehicle) Law Enforcement Task Force. (Carlos L. Garcia – Police)

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PURCHASES/BIDS/CONTRACTS:

- 21. Consideration and **ACTION** to Reject received proposals for Transit Fleet Maintenance Services for the Brownsville Urban System “BUS” Department. (Roberto C. Luna – Purchasing)
- 22. Consideration and **ACTION** to award a contract for the purchase and delivery of HazMat ID with Extended Package Library for use by the Brownsville Fire Department Regional HazMat Response Team. (Roberto C. Luna – Purchasing)
- 23. Consideration and **ACTION** to award a contract for the purchase and delivery of one (1) 2010 Ford Super Crew F150 4x4 and one (1) 2010 Ford F450 4x4 for the City of Brownsville Police Department. (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 October 20, 2009, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on October 16, 2009. I further certify that the Agenda was posted on the City’s website and can be downloaded by accessing: www.cob.us/agendas.asp.



Estela Von Hatten, City Secretary