

**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, an Executive Session, and Regular Meeting**, on **Tuesday, November 17, 2009 at 5:05 p.m., 5:35 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: 5:05 P.M.**

- a) Discussion regarding sponsorship of an application by the Commemorative Air Force (CAF) for Statewide Transportation Enhancement Program (STEP) funds from the Texas Department of Transportation (TxDOT). (Larry Brown – Aviation – 15 min.)
- b) Discussion regarding “**The BIG READ**” Program. (Commissioners E.C. Camarillo/M. Zamora – 15 min)

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**EXECUTIVE SESSION: 5:35 P.M.**

- A) Consultation with attorney pursuant to Section 551.071, of the Texas Government Code, regarding pending litigation. (John Chosy – Assistant City Attorney – 10 min.)
- B) Consultation with attorney pursuant to Section 551.071, of the Texas Government Code, regarding pending litigation. (Mark Sossi – City Attorney – 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** to authorize the City Manager to execute acknowledgement of Reversion of Interest in land. (John Chosy – Assistant City Manager)
- B) Consideration and **ACTION** to take action on pending litigation as advised by counsel in Executive Session. (Mark Sossi – City Attorney)

**1. *MAYOR’S REPORT:***

Mayor Pat M. Ahumada, Jr.	17th Annual Feast of Sharing H <sub>1</sub> N <sub>1</sub> 2009 Report Texas Border Coalition Conference Plastic Bag Ordinance Report Motorally Report Report on trip to Cd. Victoria, MX
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**2. *COMMISSIONERS’ REPORTS***

Commissioner Melissa Zamora	District 3 Update BEDC Texas One Upcoming Events
Commissioner Edward C. Camarillo	Texas Recycle Day Litter Force
Commissioner Charlie Atkinson	District 2 Update Brownsville Sports Park Update

**3. *PROCLAMATIONS:***

***BIG READ***  
(Commissioner Edward C. Camarillo)

**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 "b"*

- a) Approval of the Minutes of the Regular Meeting of November 03, 2009.
- b) Authorization for the following individuals to incur travel expense:

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Date</u>
Norma H. Zamora	BUS	Austin, TX	Nov. 20, 2009
Pete Gonzalez	Finance	Atlanta, GA	June 5-9, 2010
Luis G. Salinas	Finance	Austin, TX	Jan. 11-13, 2009
Sam Ortega	Fire	Fort Worth, TX	Nov. 21-25, 2009
Esther Garza	EMS	Fort Worth, TX	Nov. 21-25, 2009
Javier Quiroga	Fire	Fort Worth, TX	Nov. 21-25, 2009
Cesar Garcia	Fire	Fort Worth, TX	Nov. 21-25, 2009
Luis Del Angel	Fire	Fort Worth, TX	Nov. 21-25, 2009
Leonardo Perez	Fire	Appleton, WI	Nov. 15-17, 2009
Rene Rivera	Fire	Appleton, WI	Nov. 15-17, 2009
Cesar Pedraza	Fire	Appleton, WI	Nov. 15-17, 2009
Joseph Prosise	Fire	Appleton, WI	Nov. 15-17, 2009
Alfonso Vallejo	Planning	Austin, TX	Nov. 16-17, 2009
Ben Medina, Jr.	Planning	Dallas, TX	Dec. 07-10, 2009
Ben Medina, Jr.	Planning	Houston, TX	Dec. 03-04, 2009
Juan Lopez	Police	San Antonio, TX	Dec. 16-18, 2009
Manuel Montes	Police	San Antonio, TX	Dec. 16-18, 2009
John B. Puckett	Police	San Antonio, TX	Dec. 16-18, 2009
Rolando Trujillo	Police	San Antonio, TX	Dec. 16-18, 2009
Jesus Pinales	Police	San Antonio, TX	Dec. 06-08, 2009
Juan Alvarez	Police	San Antonio, TX	Dec. 06-08, 2009
Imelda D. Trejo	Police	Irving, TX	Dec. 03-04, 2009

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**BOARDS AND COMMISSIONS:**

- 5. Consideration and ACTION to appoint or re-appoint a City Commissioner to the Brownsville Beautification Committee (BBC). (Commissioners E.C. Camarillo/M. Zamora)
- 6. Consideration and ACTION to appoint one (1) member and re-appoint one (1) member to the Brownsville Beautification Committee (BBC). (Commissioners E.C. Camarillo/M. Zamora)

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**PUBLIC HEARINGS:**

7. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2009-1515**, to amend Chapter 98 Traffic and Vehicles; Article I in general, by adding Section 98-13 use of cellular phones and other hand-held devices while operating a motor vehicle; establishing a violation of this ordinance as a Class “C” misdemeanor; setting fines as found in Article I, Section I-13 of the Brownsville City Code. (Mayor P. Ahumada/Commissioner M. Zamora)
  
8. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2009-856-OO** to amend the Code of Ordinances of the City of Brownsville, by amending Ordinance Number 856, Chapter 15, Garbage and Trash, of the Code of Ordinances of the City of Brownsville; Section 15-8, specifying charges for sanitation service, by amending subsection (c) (1) and (4) a; providing for an effective date; providing for severability; and ordaining other provisions relating to the subject matter thereof. (Pete Gonzalez – Finance)

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

**PLEASE NOTE THAT 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]

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**PRESENTATIONS:**

***ACTION ITEMS:***

10. Consideration and **ACTION** to authorize **Resolution Number 2009-066** to sponsor an application by the Commemorative Air Force (CAF) for Statewide Transportation Enhancement Program (STEP) funds from the Texas Department of Transportation (TxDOT). (Larry Brown – Aviation)
11. Consideration and **ACTION** to authorize the City Manager to approve a memorandum of understanding with the Botanical Garden Committee to landscape the Ruiz street Detention Pond Phase I and Phase II. (Ben Medina, Jr. – Planning)
12. Consideration and **ACTION** on **Resolution Number 2009-067** to direct placement of “Public Comment” period on City Commission Agenda. (Mayor P. Ahumada/Commissioner M. Zamora)
13. Consideration and **ACTION** on **Resolution Number 2009-068** in support of the BIG READ Program. (Commissioners E.C. Camarillo/M. Zamora)
14. Consideration and **ACTION** on **Resolution Number 2009-069** to authorize an Interlocal Agreement between the City of Pine Bluff, Arkansas and the City of Brownsville. (Roberto C. Luna – Purchasing)

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

15. Consideration and **ACTION** to authorize amendment number two (2) to the Brownsville Urban System “BUS” site preparation package for the Brownsville Multimodal Terminal (BMT) Project for Asbestos Abatement. (Roberto C. Luna – Purchasing)
16. Consideration and **ACTION** to authorize Amendment Number thirty-five (35) to provide professional services associated with the construction of the “FBO” Fixed Base Operator Hangar Project; Amendment Number thirty-six (36) to provide professional services associated with RFP proposal evaluation and construction phase services for the Texas Department of Agriculture Facility project; and Amendment Number thirty-eight (38) to the Brownsville South Padre Island International Airport. (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 17, 2009, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on November 13, 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](http://www.cob.us/agendas.asp).

  
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Estela Von Hatten, City Secretary