

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 Regular Meeting**, on **Tuesday, June 02, 2009 at 5:15 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: 5:15 P.M.

- a) Discussion regarding the Alton Gloor Trail Park and Unlimited Sports Adventure. (Commissioners E.C. Camarillo & R. Longoria, Jr. – 15 min.)

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EXECUTIVE SESSION: 5:30 P.M.

- A) Discussion pursuant to Section 551.071 of the Texas Government Code, regarding consultation with counsel on pending litigation (John C. Chosy – Legal Counsel – 15 min.)
- B) Deliberation pursuant to Section 551.072, of the Texas Government Code, regarding lease of real property. (Commissioners L.T.Garza & C.Atkinson – 15 min.)

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REGULAR MEETING: 6:00 P.M.

PLEDGE OF ALLEGIANCE: UNITED STATES PLEDGE * TEXAS PLEDGE

INVOCATION:

ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION:

A) **ACTION** on proposed agreement with the Department of Homeland Security granting the City of Brownsville reversionary interests in certain tracts of land taken for construction of border fence. (John E. Chosy – Assistant City Attorney)

1. MAYOR’S REPORT:

Visit by Secretary of State of Mexico Animal Shelter Parks & Recreation
Influenza Virus Border Wall

2. COMMISSIONERS’ REPORTS

City of Brownsville Soda Blaster Cummings Middle School Recognition Ceremony
(Commissioner Edward C. Camarillo)

3. PROCLAMATIONS:

Mark Maddy
(Commissioner R. Longoria, Jr.)

Kenmont 6th Grade Soccer Team
(Commissioner C. Atkinson)

Claudio J. Ortiz
(Commissioner L. T. Garza)

Immaculate Conception Cathedral
(Commissioner A. P. Troiani)

4. PRESENTATIONS

Employee of the Month
(June 2009)

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 “c”

a) Approval of the Minutes of the Special Meeting of May 15, 2009.

b) Approval of the Minutes of the Regular Meeting of May 19, 2009.

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

Employee	Department	Destination	Date
Larry A. Brown	Aviation	Dallas, TX	June 12, 2009
Larry A. Brown	Aviation	Washington, DC	June 23-26, 2009
Norma Zamora	BUS	Washington, DC	June 09-12, 2009
Jeff Johnston	City Manager	Corpus Christi, TX	June 12, 2009
Pete Gonzalez	Finance	Dallas, TX	June 12, 2009
Pete Gonzalez	Finance	Washington, DC	June 23-26, 2009
Leonardo Perez	Fire	Austin, TX	June 07-08, 2009
Arturo Rodríguez	Health	El Paso, TX	June 14-17, 2009
Ben Medina, Jr.	Planning	Washington, DC	June 23-26, 2009
Daniel DeAnda	Police	Laredo, TX	June 11, 2009
Juan J. Garcia	Police	Laredo, TX	June 11, 2009

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BOARDS AND COMMISSIONS:

- 6. Acknowledgement of the Mayor’s appointment to the Brownsville Housing Authority. (Pat M. Ahumada, Jr. - Mayor)
- 7. Consideration and **ACTION** to replace one member on the Animal Shelter Advisory Committee. (Comm. E.C. Camarillo & R. Longoria, Jr.)

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PUBLIC HEARINGS:

- 8. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2009-898-BB**, an ordinance amending Chapter 74 Parks and Recreation of the City Code of Ordinances by amending Section 74.3 - Fees and Charges for use of facilities at specific parks; Section 74.9 - Alcoholic Beverages; and adding Section 74.17 - Fees; and dealing with related matters. (Chris Patterson – Parks)
- 9. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2009-005-S** to allow Apartment Specific Use (Apartments) in a Dwelling “G” (DG) for Lot 10 Block 71A of Stillman Extension located near W. St. Charles Street and 3rd Street. (Ben Medina, Jr. – Planning)
- 10. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2009-018-S** to allow a residential zero side setback on a required 5’ feet setback for Lots 1 thru 6 Block 2 of Alta Mesa Duplex Subdivision located near Topo Chico Circle and Jag Drive. (Ben Medina, Jr. – Planning)

11. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2009-019** to rezone from Dwelling “G” (DG) to Light Retail “G” (2CG) for 1.0 acres of Block 23 Share 15 Parker Tract Subdivision located at 35100 Meyers Road. (Ben Medina, Jr. – Planning)
12. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 235-2009-020** to rezone from Dwelling “G” (DG) to Medium Retail “G” (3CG) for 1.2279 acres of Lot 36, Block 3 of El Valle West Subdivision Section 1 located near US Highway 281 and Alton Gloor Blvd. (Ben Medina, Jr. – Planning)
13. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2009-1503** to authorize the City of Brownsville to enter into an Interlocal Cooperation Act Agreement with the Town of Indian Lake settling any issues between the two cities with the Brownsville Extra-territorial Jurisdiction (ETJ). (Ben Medina, Jr. – Planning)
14. Public Hearing and **ACTION** on **FIRST READING** of **Ordinance Number 2009-1505** to authorize the City of Brownsville to enter into an Interlocal Cooperation Act Agreement with the City of Port Isabel settling any issues between the two cities with the Brownsville Extra-territorial Jurisdiction (ETJ). (Ben Medina, Jr. – Planning)

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15. ***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-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 COMMISSION MUST PROVIDE A COPY OF SAME TO THE CITY SECRETARY FOR THE RECORD.

ACTION ITEMS:

16. Consideration and **ACTION** on amended contract with Cameron County Tax-Assessor Collector for collection of City Ad Valorem Taxes. (John E. Chosy – Assistant City Attorney)
17. Consideration and **ACTION** to adopt conflict of interest policy for outside legal representation for City and City Boards. (Mark Sossi – City Attorney)
18. Consideration and **ACTION** to terminate the contract for the City of Brownsville, Health Department, Collection of Health and Safety Charges, and Foreclosure of Municipal Liens, and the issuance of Requests for Proposals for said contract for services. (Commissioners C. Atkinson & L.T. Garza)
19. Consideration and **ACTION** to authorize the renaming of Alton Gloor Trail Park. (Commissioners E.C. Camarillo & R Longoria, Jr.)
20. Consideration and **ACTION** on **Resolution Number 2009-039** to authorize the City Manager, Mr. Charlie Cabler to apply for the 2009 American Recovery and Investment Act-Edward Byrne Memorial Justice Assistance Grant Formula Program, Grant No. 22248-01 from the Office of the Governor, Criminal Justice Division for Fiscal Year 2010 for the amount of \$1,219,900.00. (Carlos L. Garcia – Police)

PURCHASES/BIDS/CONTRACTS:

21. Consideration and **ACTION** to award a contract to conduct the MPO-Sponsored Cameron County Hazardous Cargo Route Study. (Roberto C. Luna. – Purchasing)

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 June 02, 2009, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on May 29, 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