

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 a Regular Meeting, on Tuesday, July 06, 2010 at 5:00 P.M., 5:45 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: 5:00 P.M.

- a) Discussion regarding all HUD-Funded Entitlement Grants for October 01, 2010, to September 30, 2011. (Ben Medina, Jr. – Planning – 45 min.)

EXECUTIVE SESSION: 5:45 P.M.

- A) Discussion pursuant to Section 551.071, of the Texas Government Code, regarding anticipated litigation. (Mark E. Sossi – City Attorney – 15 min.)

REGULAR MEETING: 6:00 P.M.

PLEDGE OF ALLEGIANCE: UNITED STATES PLEDGE * TEXAS PLEDGE

INVOCATION:

ACTION ON ITEM DISCUSSED IN EXECUTIVE SESSION:

A) **ACTION** on executive session item as advised by Legal counsel in executive session. (Mark E. Sossi – City Attorney)

- 1. **PRESENTATIONS:** *Employee of the Month*
(July 2010)
- 2. **PROCLAMATION:** *Dixie Mason*
(Commissioner Anthony P. Troiani)
- 3. **MAYOR’S REPORT:** *Mayor’s Activity Report*
- 4. **COMMISSIONERS REPORTS:**

Commissioner Charlie Atkinson *Brownsville Sports Park*
District 2 update

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 “e”

- a) Approval of the Minutes of the Regular Meeting of June 15, 2010.
- 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	July 13-15, 2010
Thomas F. Logan	BUS	Washington, D.C.	July 11-17, 2010
David Hinojosa	Fire	Houston, TX	July 07-09, 2010
Sam Ortega	Fire	Houston, TX	July 07-09, 2010
Esther Garza	Fire	Houston, TX	July 07-09, 2010
Alberto M. Gonzalez	Health	Conroe, TX	July 13-16, 2010
Felix Saucedo	Police	Austin, TX	July 11-15, 2010
Reynaldo Lopez	Police	Austin, TX	July 11-15, 2010
Joe Hinojosa	Public Works	San Antonio, TX	Aug. 01-05, 2010

c) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2010-235.60**, to amend the City of Brownsville Code of Ordinances Chapter 348-Zoning, Article VI-Overlay Districts, by amending Section 348-962 intent to include the “ENT” Overlay and adding Section 348-1095-Downtown Brownsville Entertainment Overlay District (ENT). (Ben Medina, Jr. – Planning)

- d) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2010-010**, to rezone from Apartment “G” (AG) to Professional Office “G” (1CG) for Lot 12, Block 81 of Brownsville Original Townsite located, at 553 E. Washington Street. (Ben Medina, Jr. – Planning)
- e) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 235-2010-011**, to rezone from Dwelling “A” (DA) to Professional Office “G” (1CG) for Lot 9 Block “B” of El Jardin Terrace Subdivision, located at 3888 Boca Chica Boulevard. (Ben Medina, Jr. – Planning)

PUBLIC HEARINGS:

- 6. Public Hearing and **ACTION** on **Resolution Number 2010-047** to authorize the City Manager to file a grant application with the Texas Department of Transportation for the elderly individuals and individuals with disabilities program for Fiscal Year 2011. (Norma H. Zamora – BUS)

- 7. ***PUBLIC COMMENT PERIOD:*** **PLEASE NOTE:**

THE PUBLIC COMMENT PERIOD IS DESIGNATED FOR HEARING CONCERNS REGARDING CITY OF BROWNSVILLE PUBLIC POLICY OR CITY OF BROWNSVILLE BUSINESS.

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

ACTION ITEMS:

8. Consideration and **ACTION** to amend the Budget for October 01, 2010, to September 30, 2011, by eliminating the Section 108 allocation to Cabler Park and allocate it to street improvements in the City of Brownsville. (Ben Medina, Jr. – Planning)
9. Consideration and **ACTION** regarding the issuance of certificates of obligation including, but not limited to, the approval of a Plan of Finance. (Pete Gonzalez - Finance)
10. Consideration and **ACTION** on **Resolution Number 2010-045**, to authorize publication of Notice of Intent to Issue Certificates of Obligation to finance street improvements in the City of Brownsville. (Pete Gonzalez – Finance)
11. Consideration and **ACTION** regarding **Ordinance Number 2010-1524**, granting Texas Gas Service Company the right, privilege, and franchise to use streets, alleys and thoroughfares to operate and maintain a natural gas distribution system in the City of Brownsville, Cameron County, Texas; providing regulations for the conduct of the system by the grantee, and repealing the present franchise ordinance. (Mark E. Sossi – City Attorney)
12. Consideration and **ACTION** on a Ground Lease and Donation Agreement with Texas Department of Agriculture for the relocation Livestock Export Facility at the Brownsville/South Padre Island International Airport. (Larry A. Brown – Aviation)
13. Consideration and **ACTION** to authorize hiring of Professional Services for the purpose of analyzing and providing all services necessary to redistrict the City of Brownsville. (Ben Medina – Planning)
14. Consideration and **ACTION** on **Resolution Number 2010-046** to authorize the acceptance and execution of the Gang Prevention Initiative Grant, awarded to the Brownsville Police Department in the amount of \$251,990.15 for Fiscal Years 2010 and 2011. (Police Chief Carlos L. Garcia)
15. Consideration and **ACTION** to acknowledge a Texas Border Coalition Resolution regarding Arizona HB 1070. (P. Ahumada, Jr., Mayor and Commissioner M. Zamora)

PURCHASES/BIDS/CONTRACTS:

16. Consideration and **ACTION** on **Resolution Number 2010-048** for an Interlocal Agreement between the City of Brownsville and the City of Galveston. (Roberto C. Luna – Purchasing)
17. Consideration and **ACTION** to award a contract for the purchase and delivery of vehicles for the Brownsville Public Health Department. (Roberto C. Luna – Purchasing)
18. Consideration and **ACTION** to award a contract for the purchase and delivery of two (2) sixteen (16) Passenger Paratransit Vans and One (1) twenty-four (24) Passenger Medium Duty Bus for the Brownsville Urban System “BUS”. (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 July 06, 2010, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on July 02, 2010. 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