

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

MINUTES of a **Regular Meeting** of the City Commission of the City of Brownsville, Texas, held 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, on **Tuesday, May 04, 2010**, at **5:10 p.m.** and **6:00 P.M.** with the following members present:

RICARDO LONGORIA, JR.)
CHARLIE ATKINSON)
EDWARD C. CAMARILLO)
MELISSA A. ZAMORA)
ANTHONY P. TROIANI)
ROSE M.Z. GOWEN, M.D.) **COMMISSIONERS**

CHARLIE CABLER **CITY MANAGER**

PETE GONZALEZ **DEPUTY CITY MANAGER & CHIEF FINANCIAL OFFICER**

JEFF JOHNSTON **ASSISTANT CITY MANAGER & EMERGENCY MANAGEMENT DIRECTOR**

MARK E. SOSSI **CITY ATTORNEY**

ESTELA VON HATTEN **CITY SECRETARY**

ABSENT: PAT M. AHUMADA, JR.) **MAYOR**

A quorum being present, Mayor Pro-Tem Edward C. Camarillo, asked Ms. Estela Von Hatten, City Secretary, to read the call to consider the following matters as posted and filed for the record in The Office of the City Secretary on April 30, 2010.

WORKSHOP: 5:10 P.M.

a) University of Texas at Brownsville and Texas Southmost College (UTB/TSC) Go-Green Center.

Mr. Ricardo Gonzalez, UTB/TSC Go Green Assistance Program Director, and Mr. John Sossi, UTB/TSC Go Green Assistance Center Director, delivered a Powerpoint presentation reflecting the Go-Green Center activities.

b) Cameron Appraisal District regarding Property Assessment and Evaluation Procedures.

Mr. Fernando Dominguez, Cameron Appraisal District Personal Property Manager, and Mr. Jesus Zurita, Cameron Appraisal District Property ID-AG Administration, gave a brief report regarding the Property Assessment and Evaluation Procedures and the Property Tax Protest and Appeal Procedures.

c) Brownsville/South Padre Island International Airport Draft Part 150 Study - Noise Exposure Report.

Mr. Larry Brown, Aviation Director, introduced Mr. Howard R. Klein, United Research Services (URS) Senior Project Manager, who delivered the Brownsville/South Padre Island International Airport Draft Part 150 Study – Noise Exposure Report.

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REGULAR MEETING: 6:00 P.M.

PLEDGE OF ALLEGIANCE: UNITED STATES PLEDGE * TEXAS PLEDGE

The United States Pledge was lead by Mayor Pro-Tem Edward C. Camarillo and the Texas Pledge was lead by Commissioner Ricardo Longoria, Jr.

INVOCATION:

The invocation was delivered by Pastor Brad Burkes from Embassy of the Spirit Church of Brownsville, Texas.

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1. *MAYOR’S REPORT: Mayor’s Activities*

Mayor Pat M. Ahumada, Jr., was absent.

2. COMMISSIONERS' REPORTS:

Commissioner Rose M. Gowen

Wellness Report

Commissioner Gowen thanked the Brownsville Independent School District (BISD) for their participation in the "Biggest Loser Challenge" on May 1, 2010, by hosting a multi-level event at Sams Memorial Stadium. She announced that another event, associated with the Biggest Loser Project, would be hosted by Commissioner Melissa Zamora on Saturday, May 8, 2010 at Veterans Park located on Central Boulevard adjacent to the Brownsville Public Library. She noted that the library would host a display of publications associated with healthy cooking, eating, and exercise. Commissioner Gowen announced that grant applications would be submitted to PepsiCo Corporation and she urged local residents to register to vote for Brownsville for the benefit of the City.

Commissioner Charlie Atkinson

Brownsville Sports Park District 2 Update

Commissioner Atkinson announced that the City, in conjunction with USA Volleyball, was sponsoring a "2 on 2 Beach Volleyball" qualifying tournament at the Brownsville Sports Park's Beach Sports Cove on May 8, 2010 for participants ranging from 12 to 20 years of age. He noted that the Championship competition would be held in Ft. Lauderdale, Florida and encouraged residents to participate in the tournament by registering on Saturday before 8:00 a.m. at the Sports Park.

Commissioner Edward C. Camarillo

Earth Day Festivities Great American Clean-up

Commissioner Camarillo announced that the Brownsville Chamber of Commerce would host a "plastic bag" workshop on May 11, 2010, at 8:30 a.m. at the Southmost Community Network Center and encouraged residents to attend. He also announced that the United Brownsville Downtown Committee would host a workshop on May 13, 2010, at 6:00 p.m. at the ITEC Building located on Mexico Boulevard and invited residents to attend and share ideas for improvements to Brownsville's downtown. The commissioner reported on other recent activities: Earth Day, a "Great American Clean-up" and a movie night at Dean Porter Park. He noted that another movie night was being planned at a different park in the near future. He thanked local businesses and participants in the events as well as the City's Public Works Department for their assistance, and the 250 youth who had collected 3,000 lbs of trash.

3. PROCLAMATIONS:

Vela Middle School Chess Team

(Mayor Pat M. Ahumada, Jr.)

Mayor Pro-Tem Edward C. Camarillo asked the *Vela Middle School Chess Team* to step forward and accept a proclamation recognizing them for their First Place finish at the 2010 Texas Region VIII Chess Championship held in Brownsville on January 23-24, 2010. The proclamation noted that James Ukoli placed first in the tournament.

The proclamation was read by Commissioner Ricardo Longoria, Jr.

Consul Victor Treviño Escudero

(Mayor Pat M. Ahumada, Jr.)

Mayor Pro-Tem Edward C. Camarillo requested that the proclamation be presented at the next City Commission meeting.

Target Stores
(Commissioner Edward C. Camarillo)

Mayor Pro-Tem Edward C. Camarillo asked Ms. Karina Garcia, Store Manager to step forward and accept a proclamation congratulating Target Stores for their *commitment to a clean environment* in the City of Brownsville.

The proclamation was read by Mayor Pro-Tem Edward C. Camarillo.

Peace Officers' Memorial Day
(Mayor Pat. M. Ahumada, Jr.)

Mayor Pro-Tem Edward C. Camarillo asked Police Chief Carlos Garcia to accept a proclamation declaring the week of May 09-14, 2010, as "*National Police Week*" and May 13, 2010, as "*Peace Officers' Memorial Day*".

The proclamation was read by Commissioner Melissa A. Zamora.

4. PRESENTATIONS: Employee of the Month
(May 2010)

Mr. Charlie Cabler, City Manager, recognized *Officer Julio Sanchez, Jr.*, with the Brownsville Police Department, as "*Employee of the Month*" for the month of May 2010.

5. CONSENT AGENDA ITEMS:

All consent Agenda Items listed were considered to be routine by the City Commission and were approved by one motion.

Upon motion by Commissioner Charlie Atkinson seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously, Consent Agenda Items "a" through "e" were **approved**.

ITEMS No. "a" through "e"

- a) Approval of the Minutes of the Regular Meeting of April 20, 2010.
- b) Authorization for the following individuals to incur travel expense:

| Employee | Department | Destination | Date |
|-----------------------|-----------------|----------------|-----------------|
| Delina Barrera | BCIC | Washington, DC | May 08-13, 2010 |
| Pete Gonzalez | Finance | Washington, DC | May 09-13, 2010 |
| Leonardo Perez | Fire | Austin, TX | May 02-03, 2010 |
| Arturo Rodriguez | Health | San Marcos, TX | May 25-28, 2010 |
| Christopher Haggstrom | Health | San Marcos, TX | May 25-28, 2010 |
| Lorenzo Hernandez | Health | San Marcos, TX | May 25-28, 2010 |
| Lidia Gonzales | Human Resources | Dallas, TX | May 05-07, 2010 |
| Oscar Salinas | Human Resources | Dallas, TX | May 05-07, 2010 |
| James McCoy | Library | Austin, TX | May 05-07, 2010 |
| Debbie Morales | Municipal Court | San Marcos, TX | May 17-19, 2010 |

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|------------------|-----------------|----------------|------------------|
| Martha Aguilar | Municipal Court | San Marcos, TX | May 17-19, 2010 |
| Anita Limon | Municipal Court | Houston, TX | May 23-25, 2010 |
| Esther Lopez | Municipal Court | Houston, TX | May 23-25, 2010 |
| Jose Salinas | Municipal Court | Houston, TX | June 28-30, 2010 |
| William Dietrich | Police | Redstone, AL | May 21-03, 2010 |
| Robert Tyler | Police | Redstone, AL | May 21-03, 2010 |
| Robert Luna | Purchasing | Austin, TX | May 05-07, 2010 |
| Gerardo Noriega | Purchasing | Austin, TX | May 05-07, 2010 |

Dr. Delina Barrera, Brownsville Community Improvement Corporation Executive Director, will travel to Washington, D.C. on May 11-13, 2010, to join a City delegation that would meet with elected and appointed officials regarding funding for various City projects.

Mr. Pete Gonzalez Deputy City Manager/City Financial Officer, will travel as part of a City delegation to meet with elected and appointed officials regarding funding for various City projects, on May 09-13, 2010, in Washington, D.C.

Fire Chief Leonardo L. Perez, will attend the *“Fire Fighter Advisory Committee Meeting”*, sponsored by the Texas Commission on Fire Protection, on May 02-03, 2010, in Austin, Texas.

Ms. Lidia Gonzales, Human Resources Director, and Mr. Oscar Salinas, Assistant Human Resources Director, will attend the *“Creating Leadership in Texas Cities Annual Conference”*, sponsored by the Texas Municipal Human Resources Association, on May 05-07, 2010, in Dallas, Texas.

Mr. Arturo Rodriguez, Public Health Director, Mr. Christopher Haggstrom, Public Health Coordinator, and Mr. Lorenzo Hernandez, Public Health Inspector, will attend the *“30th Environmental Seminar”*, sponsored by the Texas Environmental Health Association, on May 25-28, 2010, in San Marcos, Texas.

Mr. James McCoy, Assistant Library Director, will attend the *“2010 Expo Power-to-Purchase Technology”*, sponsored by the Department of Information Resources, on May 05-07, 2010, in Austin, Texas.

Ms. Debbie C. Morales, Fiscal Technician III, and Ms. Martha Aguilar, Fiscal Technician II, will attend the *“2010 Annual Collection Conference”*, sponsored by the Governmental Collectors Association of Texas, on May 17-19, 2010, in San Marcos, Texas.

Ms. Anita Limon, Fiscal Technician II, and Ms. Esther Lopez, Fiscal Technician I, will attend the *“Municipal Traffic Safety Initiatives Conference”*, sponsored by the Texas Municipal Courts Education Center, on May 23-25, 2010, in Houston, Texas.

Court Bailiff Jose Salinas, will attend the *“12-Hour Conference for Bailiffs/Warrant Officers Seminar”*, sponsored by the Texas Municipal Courts Education Center, on June 28-30, 2010, in Houston, Texas.

Sergeant William Dietrich, and Investigator Robert Tyler will attend the “Federal Bureau of Investigation Hazardous Devices School”, sponsored by the U.S. Department of Justice, on May 21-July 03, 2010, in Redstone, Alabama.

Mr. Roberto C. Luna, Jr., Purchasing Director, and Mr. Gerardo Noriega, Assistant Purchasing Director, will attend the “2010 Expo Power-to-Purchase Technology”, sponsored by the Department of Information Resources, on May 05-07, 2010, in Austin, Texas.

- c) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2010-004 to rezone from Dwelling “G” (DG) to General Retail “G” (4CG) for Lot 1 & 2, Block 1 of Camino Real Section III located at 68 Camino Del Rey.**
- d) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2010-603-CU an ordinance to allow a conditional use permit to sell on-premises alcohol (Wet Restaurant) for Lot 1 of Block 1 of El Chaparral Commercial Section III located at 800 E. Alton Gloor Blvd.**
- e) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2010-604-CU an ordinance to allow a conditional use permit to sell on-premises alcohol (Bar) for Lot 2 Block 36 of Brownsville Original Townsite located at 950 E. Levee Street.**

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BOARDS AND COMMISSIONS:

- 6. **Consideration and ACTION to appoint or re-appoint one member to the Brownsville Citizens Advisory Committee (BCAC). (Tabled 5-04-2010)**

Mayor Ahumada was absent. The item was **tabled** by consensus of the Commission.

- 7. **Consideration and ACTION to appoint one (1) member to the Parks and Recreation Advisory Board.**

Commissioner Charlie Atkinson moved that **Mr. Chuck Hoskins** be appointed to the Parks and Recreation Advisory Board. The motion was seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously.

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8. PUBLIC COMMENT PERIOD:

Ms. Leticia Garzoria read a prepared comment that she had not finished at the last meeting of the city commission.

Mr. Roberto Uresti expressed concern with how City funds are being spent within the City of Brownsville.

Mr. Alex Resendiz expressed concern over the hazardous materials that are transported through City streets and noted that the public needed to know which streets were being used for such transports.

Mr. Ernesto De Leon expressed concern over how City funds are being spent on street repairs and later they are torn up to do underground repairs. He asked the commission to take note of the situation.

ACTION ITEMS:

9. Consideration and ACTION to accept the Noise Exposure Maps and Report for the Brownsville South Padre International Airport.

Commissioner Charlie Atkinson moved that the Noise Exposure Maps and Report for the Brownsville/South Padre International Airport be **accepted**. The motion was seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously.

10. Consideration and ACTION to acknowledge the Deputy City Manager/CFO's Financial Statements and Cash Investment Report for the City of Brownsville for the second quarter ending March 31, 2010.

Mr. Pete Gonzalez, Deputy City Manager, delivered a Power Point presentation regarding the Financial Statements for the City of Brownsville.

Commissioner Ricardo Longoria, Jr., moved to **acknowledge** the Deputy City Manager/CFO's Financial Statements and cash investment report for the City of Brownsville for the second quarter ending March 31, 2009. The motion was seconded by Commissioner Anthony P. Troiani and carried unanimously.

11. Consideration and ACTION to acknowledge the City's Comprehensive Annual Financial Report (CAFR) and Single Audit Report for the Fiscal Year ended September 30, 2009.

Mr. Pete Gonzalez, Deputy City Manager/CFO stated that the Comprehensive Annual Financial Report (CAFR) had been presented to the Audit Committee.

Mr. Robert Mendoza, Long Chilton, LLP, presented the Comprehensive Annual Financial Report (CAFR) which, he noted, received a clean opinion.

Commissioner Charlie Atkinson moved that the City's Comprehensive Annual Financial Report (CAFR) and Single Audit Report for the fiscal year ended September 30, 2008 be **acknowledged**. The motion was seconded by Commissioner Anthony P. Troiani and carried unanimously.

12. Presentation and ACKNOWLEDGEMENT of the Brownsville Convention & Visitors Bureau Quarterly Report.

Mr. Mariano “Bean” Ayala, Brownsville Convention & Visitors Bureau President/CEO, delivered a Quarterly Report from the Brownsville Convention & Visitors Bureau.

Commissioner Anthony P. Troiani moved that the Brownsville Convention & Visitors Bureau Quarterly Report be **acknowledged**. The motion was seconded by Commissioner Melissa A. Zamora and carried unanimously.

13. Discussion and POSSIBLE ACTION to adopt budget amendment Resolution Number 2010-030 to amend the Convention and Tourism Fund Budget to provide \$50,000.00 in additional funding to the Brownsville Convention & Visitors Bureau.

Mr. Mariano “Bean” Ayala, Brownsville Convention & Visitors Bureau President/CEO, presented the BCVB Quarterly Report, noting that sufficient funding had not been allocated to the BCVB budget due to budget reductions by the City. He noted that approval of the proposed budget amendment resolution would help meet a debt associated with the City’s recently held Historic Brownsville Open golf tournament.

Commissioner Melissa A. Zamora suggested that Mr. Ayala create a sub-committee that would assist in fund raising through sponsorships.

Commissioner Rose M.Z. Gowen noted the positive benefits that resulted from the Duramed Futures Tour Golf Tournament, noting that she and her family had hosted two (2) of the team players during their stay in Brownsville.

Commissioner Anthony P. Troiani suggested that Mr. Ayala coordinate efforts with the Brownsville Independent School District for participation in these types of events along with the City of Brownsville.

Commissioner Charlie Atkinson expressed support on the golf tournament.

Mayor Pro-Tem Edward C. Camarillo expressed support for the tournament and noted that additional funding was needed in order to continue hosting such events in Brownsville.

Commissioner Rose M.Z. Gowen moved that Resolution Number 2010-030, to amend the Convention and Tourism Fund Budget to provide \$50,000.00 in additional funding to the Brownsville Convention & Visitors Bureau be **adopted**. The motion was seconded by Commissioner Melissa A. Zamora and carried unanimously.

14. Consideration and ACTION to authorize and approve an Interlocal Agreement between the City of Brownsville Police Department and the Brownsville Independent School District Police Department for the use of the 800 MHz trunked radio system.

Commissioner Anthony P. Troiani moved that an Interlocal Agreement, between the City of Brownsville Police Department and the Brownsville Independent School District Police Department, be authorized for the use of the 800 MHz trunked radio system. The motion was seconded by Ricardo Longoria, Jr., and carried unanimously.

- 15. Consideration and ACTION to authorize the acceptance of Supplemental Grant Number SA-T01-10041-10 from the Auto Burglary and Theft Prevention Authority awarded to the Brownsville Police Department for the South Texas Auto Theft Task Force Project in the amount of \$67,271.00.**

Commissioner Anthony P. Troiani moved that acceptance of Supplemental Grant Number SA-T01-10041-10, from the Auto Burglary and Theft Prevention Authority awarded to the Brownsville Police Department, be **authorized**, for the South Texas Auto Theft Task Force Project in the amount of **\$67,271.00**. The motion was seconded by Commissioner Ricardo Longoria, Jr., and carried unanimously.

- 16. Consideration and ACTION on Resolution Number 2010-031 to authorize individuals who will be authorized to sign the State of Texas Purchase Vouchers and request for advance or reimbursement pertaining to disaster recovery non-entitlement Grant Contract No. DRS 010089.**

Commissioner Melissa A. Zamora moved that Resolution Number 2010-031 to authorize individuals who will be authorized to sign the State of Texas Purchase Vouchers and request for advance or reimbursement pertaining to disaster recovery non-entitlement Grant Contract No. DRS 010089 be **approved**. The motion was seconded by Commissioner Anthony P. Troiani and carried unanimously.

PURCHASES/BIDS/CONTRACTS:

- 17. Consideration and ACTION to award a contract on Amendment # 1 for Street Paving and Drainage Improvements for West Elizabeth Street.**

Commissioner Ricardo Longoria, Jr., moved that a contract, on Amendment #1 for Street Paving and Drainage Improvements for West Elizabeth, be awarded to **G & T Paving Company**, of **Brownsville, Texas**, in the amount of **\$37,917.50**. The motion was seconded by Commissioner Charlie Atkinson and carried unanimously.


18. Consideration and ACTION to award a term contract for Architectural and Engineering Consulting Services for the Brownsville South Padre Island International Airport.

Commissioner Ricardo Longoria, Jr., moved that a term contract, for Architectural and Engineering Consulting Services for the Brownsville/South Padre Island International Airport, be awarded to **CH2MHill of Englewood, Colorado**. The motion was seconded by Commissioner Charlie Atkinson and carried unanimously.

ADJOURNMENT:


There being no further business to come before the City Commission, the meeting adjourned at 7:43 p.m...

Approved this 18th day of May 2010.



Pat M. Ahumada, Jr.
Mayor

Attest:



Estela Von Hatten
City Secretary

