

John F. Cowen, Jr., Commissioner At-large “A”
Nurith Galonsky Pizana, Commissioner District 1
Joel Munguia, Commissioner District 3

Rose M.Z. Gowen, M.D., Commissioner At-large “B”
Jessica Tetreau, Commissioner District 2
Ben R. Neece, Commissioner District 4

Juan “Trey” Mendez III, 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 **Regular Meeting**, on **Tuesday, September 03, 2019, at 5:00 P.M.**, in the Commission Chambers, on the Second Floor of the Brownsville City Hall – Old Federal Building, located at 1001 East Elizabeth Street, Brownsville, Cameron County, Texas, 78520.

CALL TO ORDER

- a) Roll Call.
- b) Invocation.
- c) Pledge of Allegiance – United States Pledge and Texas Pledge.

PUBLIC COMMENT PERIOD

- **Non-Agenda Items:** Kindly submit a “Public Comment Form” stating the City business or City policy you wish to speak to an hour before the start of the scheduled meeting time with the City Secretary. Forms are not reserved for anyone nor may time be deferred to anyone. PowerPoint presentations may not be accommodated. This period is limited to five (5) speakers with a time limit of three (3) minutes per speaker.
- **Agenda Items:** Kindly submit a “Public Comment Form” stating which item(s) on the agenda you wish to speak to an hour before the start of the scheduled meeting time with the City Secretary. Speakers will be allowed to address the Commission on the agenda item before it is to be considered. The speaker is limited to three (3) minutes.
- **Time Limits:** The City Commission shall have the discretion to modify its regulations regarding time limits on public comment if necessary. For example, the time limit may be shortened to accommodate a lengthy agenda or it could be lengthened to allow additional time for discussion on a complicated matter or if there is a need for an interpreter.

CONSENT AGENDA ITEMS

The following 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.

- a) To acknowledge the following travel expenses:

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Date</u>
Shawn Schroeder	Aviation	San Antonio, TX	Oct. 06-08, 2019
Rene De Coss	City Attorney’s Office	San Antonio, TX	Sept. 20, 2019
Armando Rangel	Grants	Washington, DC	Sept. 23-25, 2019
Arturo Rodriguez	Health	Austin, TX	Sept. 12-13, 2019
Ysaias E. Presas	Health	Austin, TX	Sept. 12-13, 2019
Simon Ortiz	Multimodal Trans.	San Antonio, TX	Sept. 10-13, 2019
Damaris McGlone	Parks	Baltimore, MD	Sept. 23-27, 2019
Christina Garza	Parks	Baltimore, MD	Sept. 23-27, 2019

Raymundo Arellano	Parks	Galveston, TX	Sept. 16-19, 2019
Jeannette Garcia	Parks	Galveston, TX	Sept. 16-19, 2019
Raul Maraboto	Parks	Galveston, TX	Sept. 16-19, 2019
Michelle Otero	Parks	Galveston, TX	Sept. 16-19, 2019
Roy Reyes	Public Works	Waco, TX	Sept. 24-27, 2019
Martino Trevino	Public Works	Austin, TX	Sept. 26-28, 2019

- b) Consideration and **ACTION** to award a term contract for the purchase and delivery of Traffic Aluminum Sign Blanks, as budgeted. (Engineering Department)
- c) Consideration and **ACTION** on **Resolution Number 2019-080** authorizing the execution of an agreement between the City of Brownsville and the Texas Department of Transportation (TXDOT) to contribute funds for Right-of-Way acquisition on FM511 from 0.4 miles South of SH4 to over drain ditch, in the amount of \$6,425.00, as budgeted. (Engineering Department)
- d) Consideration and **ACTION** to award a term contract for Temporary Employment Services for the City of Brownsville. (Organizational Development & Human Resources Department)
- e) Consideration and **ACTION** to authorize City Manager Mr. Noel Bernal to accept Grant #608-20-0310100 from the Texas Auto Burglary and Theft Prevention Authority (ABTPA) for the FY 2020 South Texas Auto Theft Enforcement Task Force, in the amount of \$924,350.00. (Police Department)
- f) Consideration and **ACTION** to authorize the City Manager to execute the Biennial Memorandum of Understanding (MOU) partnership between Cameron County, Texas and the City of Brownsville/Brownsville Metro for Fiscal Years of 2020-2021. (Multimodal Transportation)
- g) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 2019-1653-A**, amending Chapter 38, repealing and replacing in its entirety Article VI, Section 38-156(a)(1). (City Attorney's Office)
- h) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 2019-1090-H**, amending the Code of Ordinances, repealing and replacing in its entirety Chapter 2, Article II, Section 2-26 to comply with HB 2840. (City Secretary's Office)
- i) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 235-2018-028**, to rezone from Dwelling "Z" (DZ) to Dwelling "G" (DG) for a 143.5 acre Tract of land, more or less, out of a portion of Lots 42, 43, 44, 51, 52, 53, 54, 55, 61, 62, 63, 64, and 65, Palo Alto Groves Subdivision No. 1, in Share 22 of the Espiritu Santo Grant, located near Old Alice Road, Olmito, Texas. (District 3) (Planning and Redevelopment Services Department)
- j) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 2019-235.91**, to amend the existing boundaries within the O31-Nonresidential Overlay District; and dealing with related matters. (District 2) (Planning and Redevelopment Services Department)

- k) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 2019-235.92**, amending the Code of Ordinances, Chapter 348, Article VIII - Specific Use Permits by adding a new section, Section 348-1426 titled "Rehearing of Expired Applications," and dealing with related matters. (Planning & Redevelopment Services Department)
- l) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 235-2017-079-S-MA**, to grant major amendment allowing apartments, an Apartment (A) use, in General Retail "G" (4CG) for Lot 3, Las Palmas Condominiums, located at 2835 East Price Road. (District 2) (Planning & Redevelopment Services Department)
- m) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 235-2019-035**, to rezone from Dwelling "A" (DA) to Dwelling "G" (DG) for Lot 7, Block 17, Ebony Heights Subdivision, a subdivision located at 1464 Yale Avenue. (District 3) (Planning & Redevelopment Services Department)
- n) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 235-2019-037**, to rezone from Dwelling "H" (DH) to Dwelling "G" (DG) for Lot 11, Block 2, Villa Verde Subdivision, located at 414 Shary Avenue. (District 1) (Planning & Redevelopment Services Department)
- o) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 235-2019-039**, to rezone from General Retail "F" (4CF) to General Retail "H" (4CH) for Lot 1, and the East one half (1/2) of Lot 2, Block 191, Original Townsite, located at 850 East Tyler Street. (District 4) (Planning & Redevelopment Services Department)

PUBLIC HEARINGS

- 1. Public hearing to discuss the City proposed fiscal year 2020 Budget. (Finance Department)
- 2. Second Public Hearing to discuss the City proposed property tax rate for tax year 2019, Fiscal Year 2020. (Finance Department)

ITEMS FOR INDIVIDUAL CONSIDERATION

- 3. Consideration and **ACTION** on **Resolution Number 2019-082** to appoint members to the Animal Shelter Advisory Committee. (Public Health Department)
- 4. Consideration and **ACTION** to authorize the purchase of Data Modems for patrol units, in the amount of \$138,897.05, as budgeted. (Police Department)
- 5. Consideration and **ACTION** authorizing the City Manager to execute the Management Agreement Contract with First Transit for up to five (5) additional one year terms, in the amount of \$1,542,056.72, exercising the secondary renewal option. (Multimodal Transportation)
- 6. Consideration and **ACTION** to approve a term contract increase for Interim Planning Professional Services with Freese and Nichols (FNI), in the amount of \$83,500.00. (City Manager's Office)

7. Consideration and **ACTION** to approve the Master Professional Services Agreement and Professional Services Agreement for Unified Development Code (Development Code Rewrite) and Building Code Update Facilitation, in the amount of \$450,000.00. (City Manager's Office)
8. Consideration and **ACTION** to establish a City Charter Review Committee. (Commissioners J. Cowen, Jr./R. Gowen)

EXECUTIVE SESSION

- A) Attorney consultation pursuant to Section §551.071, of the Texas Government Code, to receive legal advice and counsel in connection with the City's rights, duties, privileges, and obligations related to the collective bargaining labor agreement between the City and the duly recognized bargaining agent for the City's law enforcement personnel, the Brownsville Police Officers' Association. (City Manager's Office)

POSSIBLE ACTION ON ANY ITEM(S) AS DISCUSSED IN EXECUTIVE SESSION

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 of the Texas Government Code.

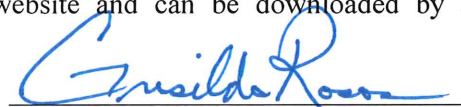
- A) Consideration and possible action, if any, in response to the last collective bargaining proposal by BPOA (Brownsville Police Officers Association) with respect to health care, base salary, contract term, and related items. (City Manager's Office)

ADJOURNMENT

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: Juan "Trey" Mendez III
Mayor of the City of Brownsville

I certify that a copy of the September 3, 2019, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on August 30, 2019. I further certify that the Agenda was posted on the City's website and can be downloaded by accessing: <http://www.cob.us/AgendaCenter>


Griselda Rosas, City Secretary