

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 – Old Federal Building, located at 1001 East Elizabeth Street, Brownsville, Cameron County, Texas, on **Tuesday, April 03, 2018**, at **5:50 P.M.** and at **6:00 P.M.** with the following members present:

<b>ANTONIO MARTINEZ</b>	)	<b>Mayor</b>
		<b>COMMISSIONERS</b>
<b>ROSE GOWEN</b>	)	<b>At-Large “B”</b>
<b>RICARDO LONGORIA, JR.</b>	)	<b>District 1</b>
<b>JESSICA TETREAU</b>	)	<b>District 2</b>
<b>JOEL MUNGUIA</b>	)	<b>District 3</b>
<b>MICHAEL L. LOPEZ</b>		<b>INTERIM CITY MANAGER</b>
<b>PETE GONZALEZ</b>		<b>DEPUTY CITY MANAGER</b>
<b>ARTURO RODRIGUEZ</b>		<b>INTERIM ASSISTANT CITY MANAGER</b>
<b>TIMOTHY SAMPECK</b>		<b>ASSISTANT CITY ATTORNEY</b>
<b>GRISELDA ROSAS</b>		<b>CITY SECRETARY</b>
<b>ABSENT:</b>		<b>CESAR DE LEON – At-Large “A”</b>
		<b>BEN NEECE – District 4</b>

A quorum being present, Mayor Antonio Martinez, asked Ms. Griselda Rosas, 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 March 29, 2018.

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**EXECUTIVE SESSION: 5:50P.M.**

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Rose Gowen and carried unanimously, the Executive Session convened at 5:59 p.m. to discuss the following items:

- A) Discussion pursuant to Section §551.072, of the Texas Government Code, to deliberate the exchange, lease or value of real property.**

Agenda Item #10 was moved out of sequence and read for Executive Session.

- 10. Consideration and ACTION to approve a Special use Permit pursuant to the order of the Federal Court in the case styled: Eco-Site LLC et al v. City of Brownsville et al Case No. 1:17-cv-00209(S.D. Tex.-Brownsville Div.)**

Upon conclusion of Executive Session Mayor Antonio Martinez, convened the Regular Meeting at 6:10 p.m. No action was taken in Executive Session.

**REGULAR MEETING: 6:00 P.M.**

**PLEDGE OF ALLEGIANCE:**

**UNITED STATES PLEDGE \* TEXAS PLEDGE**

The Pledge of Allegiance was led by Mayor Antonio Martinez and the Texas Pledge was led by Commissioner Ricardo Longoria, Jr.

**INVOCATION:**

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

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**ACTION ON ITEM DISCUSSED IN EXECUTIVE SESSION:**

- A) Consideration and ACTION on Resolution Number 2018-029, authorizing the purchase of .308 Acre Tract from the Texas Department of Transportation (TxDOT), designating signatories for the purchase and related matters.**

Commissioner Rose Gowen moved to proceed with Resolution Number 2018-029, authorizing the purchase of .308 Acre Tract from the Texas Department of Transportation (TxDOT), designating signatories for the purchase and related matters, be **approved**. The motion was seconded by Commissioner Joel Munguia and carried unanimously.

- 10. Consideration and ACTION to approve a Special use Permit pursuant to the order of the Federal Court in the case styled: Eco-Site LLC et al v. City of Brownsville et al Case No. 1:17-cv-00209(S.D. Tex.-Brownsville Div.)**

Commissioner Ricardo Longoria, Jr., moved to proceed as advised by Legal Counsel in Executive Session. The motion was seconded by Commissioner Rose Gowen and carried unanimously.

**1. MAYOR’S ACTIVITY UPDATE:**

Mayor Antonio Martinez mentioned that the Bi-National Run was very successful and thanked everyone that participated in the run.

**2. COMMISSIONERS’ ACTIVITY UPDATE:**

No report was delivered by the Commission.

**3. PRESENTATIONS:**

**Employee of the Month**  
(Engineering Department)

Mr. Carlos Lastra, Engineering Director, recognized **Mr. Jose Eduardo Santillan, Right-Of-Way Acquisition Specialist**, as April’s Employee of the Month.

**Brownsville Youth Advisory Committee**  
**Project Ideas**

Mr. Ramiro Gonzalez, Government Affairs Liason, introduced Mr. Kevin Barajas and Mr. Jose Escobedo, whom delivered a PowerPoint presentation in regards to a City-Sponsored Scholarship and a Flag worth Bearing.

***Astronomical Observatory***

(Commissioner R. Gowen/Mayor A. Martinez)

Dr. Mario Diaz, from the University of Texas of Rio Grande Valley, delivered a PowerPoint presentation in regards to the Center for Gravitational Wave Astronomy and invited the Commission to the Inauguration of the UTRGV Dr. Cristina V. Torres Memorial Astronomical Observatory on May 5, 2018, at Resaca de la Palma State Park at 6:00 p.m.

**4. CONSENT AGENDA ITEMS:**

**Consent Agenda Items listed were considered to be routine by the City Commission and was approved by one motion.**

Upon motion by Commissioner Jessica Tetreau seconded by Commissioner Rose Gowen and carried unanimously, Consent Agenda Items “a” through “e” were **approved**.

***ITEMS No. “a” through “e”***

**a) To acknowledge the following individuals to incur travel expense:**

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Date</u>
Noe I. Garza	Fire	Corpus Christi, TX	Apr. 10-13, 2018
Roy Lerma	Fire	Corpus Christi, TX	Apr. 10-13, 2018
Alfonso Vallejo	MPO	Corpus, Christi, TX	Apr. 23-26, 2018
Antonio Zubieta	MPO	Corpus Christi, TX	Apr. 23-26, 2018
Antonio Zubieta	MPO	Belton, TX	Apr. 10-12, 2018
Rene De Coss	Municipal Court	South Padre Island, TX	May 06-08, 2018
Valerie Garcia	Municipal Court	South Padre Island, TX	May 06-08, 2018
Eva L. Garcia	Planning	Austin, TX	May 02-04, 2018
Robert Dippong	Police	Austin, TX	Apr. 27-30, 2018
Jose G. Zamarripa	Police	Austin, TX	Apr. 27-30, 2018
Randy Rodriguez	Police	Austin, TX	Apr. 27-30, 2018
William Dietrich	Police	Huntsville, AL	Apr. 01-06, 2018
Felix Saucedo	Police	Houston, TX	Apr. 19-22, 2018
Eduardo R. Zuniga	Police	Houston, TX	Apr. 19-22, 2018
Troy A. Arnold	Police	Houston, TX	Apr. 19-22, 2018
Raymond W. Rora	Police	Houston, TX	Apr. 19-22, 2018
Adrian I. Zarate	Police	Houston, TX	Apr. 19-22, 2018
Carlos A. Castillo	Police	Houston, TX	Apr. 19-22, 2018
Cornelio Renteria	Police	Houston, TX	Apr. 19-22, 2018
John Tamayo	Police	Houston, TX	Apr. 19-22, 2018
David Trevino	Police	Clinton, TN	May 06-12, 2018
Lucio Cortinas	Police	Clinton, TN	May 06-12, 2018
Martino Trevino	Public Works	Denton, TX	Apr. 16-18, 2018
Jorge Morales	Public Works	Denton, TX	Apr. 16-18, 2018

- b) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 2018-1367-C**, amending Chapter 22 Business, Article IV Food and Food Service Establishments; Division 2 “Food Service Establishments”; by amending Section 22-153 “Food Permit Fees”: and dealing with related matters.
- c) **APPROVAL** on **SECOND** on **FINAL READING** on **Ordinance Number 2018-911-H**, amending Chapter 46, Article I “Litter”; by amending Section 46-47 and adding Section 46-51 “Signage and Education Requirements”; and dealing with related matters.
- d) **APPROVAL** on **SECOND** on **FINAL READING** on **Ordinance Number 2018-1643**, an ordinance of the City Commission of the City of Brownsville, Texas (“City”) approving a negotiated resolution between City and Texas Gas Service (“TGS” or “The Company”) regarding the Company’s Cost of Service Adjustment (“COSA”) tariff filing and dealing with related matters.
- e) Consideration and **ACTION** to allow the Lazy Acres Subdivision to proceed with building permit.

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***PUBLIC HEARINGS:***

**5. Public Hearing and ACTION on FIRST READING on Ordinance Number 2018-1100.58, to re-adopt the Historic Preservation Plan for 2018.**

Ms. Myrna Leal, Planner I, gave a brief explanation of the proposed ordinance, noting that the Historic Preservation and Design Review Board and the Planning and Zoning Commission had approved the proposed ordinance.

Upon motion by Commissioner Jessica Tetreau seconded by Commissioner Joel Munguia and carried unanimously, the public hearing was **closed**.

Commissioner Jessica Tetreau moved that Ordinance Number 2018-1100.58, be **adopted** at first reading, to re-adopt the Historic Preservation Plan for 2018. The motion was seconded by Commissioner Joel Munguia and carried unanimously.

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

Ms. Alma Herrera, Executive Director with the Tip of Texas Family Outreach, A Child Abuse Prevention Agency, extended an invitation to the Commission for their Annual Walk for Child Abuse Prevention to be held on Saturday, April 7, 2018 at the Dean Porter Park in observance of National Child Abuse Prevention Month.

***ITEMS FOR INDIVIDUAL CONSIDERATION:***

**7. Consideration and ACTION to adopt addendum #2 to the license agreement for Residential Solid Waste and Brush/Bulky Collection Services.**

Mr. Michael L. Lopez, Interim City Manager, gave a brief explanation of the proposed addendum to the license agreement.

Commissioner Rose Gowen moved that the adoption of addendum #2 to the license agreement for Residential Solid Waste and Brush/Bulky Collection Services, be **approved**. The motion was seconded by Commissioner Joel Munguia and carried as follow:

Ayes: Commissioners Gowen, Munguia and Mayor Martinez

Nays: Commissioner Longoria, Jr.

Abstained: Commissioner Tetreau

**8. Consideration and ACTION to enter into an Interlocal Cooperation Agreement between Cameron County Regional Mobility Authority and the City of Brownsville.**

Commissioner Rose Gowen moved that the Interlocal Cooperation Agreement between Cameron County Regional Mobility Authority and the City of Brownsville, be **approved**. The motion was seconded by Commissioner Jessica Tetreau and carried unanimously.

**9. Consideration and ACTION to refocus on the goals of the Brownsville Animal Regulation & Care Center.**

Commissioner Rose Gowen moved that City Staff refocus on the goals of the Brownsville Animal Regulation & Care Center, be **approved**. The motion was seconded by Commissioner Jessica Tetreau and carried as follows:

Ayes: Commissioners Gowen, Munguia, Tetreau and Mayor Martinez

Nays: Commissioner Longoria, Jr.

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**ADJOURNMENT:**

There being no further business to come before the Commission, upon duly made motion the meeting adjourned at 7:00 p.m.

Approved this 17<sup>th</sup> day of April, 2018

**Antonio Martinez**  
Mayor

Attest:

**Griselda Rosas**  
City Secretary



*Respectfully submitted by:*  
Yolanda Galarza-Gomez, Administrative Specialist  
Office of the City Secretary