

REGULAR MEETING

CITY COMMISSION

HARLINGEN, TEXAS

July 2, 2014

A Regular Meeting of the Harlingen Elective Commission was held on Wednesday, July 2, 2014 at 5:30 p.m. in Town Hall, City Hall, 118 E. Tyler Street Harlingen, Texas. Those in attendance were:

Mayor and Commissioners

Mayor Chris Boswell  
Tudor Uhlhorn, District 2  
Michael Mezmar, District 3  
Basilio "Chino" Sanchez, District 4  
Victor Leal, District 5

Absent

Danny Castillo, District 1

Staff Present

Carlos Yerena, City Manager  
Amanda C. Elizondo, City Secretary  
Richard Bilbie, City Attorney

Mayor Boswell called the meeting to order; a quorum was established. A notice of the meeting was duly posted according to State Law. The following proceedings were held.

Invocation/Commissioner Tudor Uhlhorn

Commissioner Uhlhorn gave the invocation.

Pledge of Allegiance/Welcome

Mayor Boswell led the Pledge of Allegiance and welcomed those in attendance.

1) Public Announcement of Events

David Ralph, Public Information Officer announced the following events.

- a) 1D - "One Direction" Movie Feature – Harlingen Public Library, Thursday, July 3, 2014, 6 p.m.;
- b) 2<sup>nd</sup> Annual Freedom Fest - Lon C. Hill - Fair Park , July 4<sup>th</sup> & 5<sup>th</sup>, 2014 from 4 p.m. to 11 p.m.;
- c) Miss Stars & Stripes Pageant– Lon C. Hill - Fair Park, Friday, July 4<sup>th</sup>, 2014 - 6 p.m.;
- d) RGV Jaycees "Pet Paw-Rade"- Downtown Jackson Street, Friday, July 4, 2014, 10 a.m.;
- e) "Catching Mockingjays" by Suzanne Collins Book Review and Catching Fire Movie Screening - Harlingen Public Library, Thursday, July 10, 2014, 4:30 p.m. to 8 p.m.;
- f) Kinect @ The Library Spark A Reaction Event - Harlingen Public Library, Friday, July 11, 2014, 2 p.m.; and
- g) National Night Out sponsored by the Harlingen Police Department - Lon C Hill – Fair Park , Tuesday, August 5, 2014, 6 p.m. to 10 p.m.

2) Approval of Minutes

a) Regular Meeting of June 18, 2014

Motion was made by Commissioner Uhlhorn and seconded by Commissioner Mezmar to approve the minutes with the following change:

Pages 7, Line 2 change the word “business” to “building.”

Motion carried unanimously.

CONSENT AGENDA

- 3a) Second and final reading to approve and adopt an ordinance for a specific use permit (“SUP”) to allow an adult business (tattoo shop) in a General Retail (“GR”) District located at 1113 S. “F” Street, Ste. C, bearing a legal description of Lots 9 & 10, Block 1, Ebony Height Subdivision.
- b) Second and final reading to approve and adopt an ordinance for a specific use permit (“SUP”) to allow a school in a Residential, Single Family (“R-1”) District located at 1417 E. Austin Street bearing a legal description of Block 7, Clift Addition.
- c) Second and final reading to approve and adopt an ordinance to abandon and authorize the Mayor to execute a quit deed on a 20 ft. alley being a 0.05 acre tract of land out of reserved area (20 ft. alley) in Block “B”, Brown Place Addition located between Harrison Avenue and Van Buren Avenue east of “L” Street and to make a finding that this action is in the public interest and serves a public purpose.

Motion was made by Commissioner Mezmar and seconded by Commissioner Leal to approve Item Nos. 3(a) and (c) under the consent agenda. Motion carried unanimously.

For the record, the caption of the ordinances read as follows:

**ORDINANCE NO. 14-22**

**AN ORDINANCE AMENDING THE ZONING ORDINANCE (ORDINANCE NO. 07-27) OF THE CITY OF HARLINGEN: TO ISSUE A SPECIFIC USE PERMIT TO ANTONIO MARTINEZ TO ALLOW AN ADULT BUSINESS (TATTOO STUDIO) IN A GENERAL RETAIL (“GR”) DISTRICT LOCATED AT 1113 SOUTH “F” STREET, SUITE C, BEARING A LEGAL DESCRIPTION OF LOT 9 & 10, BLOCK 1, EBONY HEIGHTS SUBDIVISION, SUBJECT TO: (1) MAINTAINING THE REQUIRED OFF STREET PARKING SPACES; (2) OBTAINING AND MAINTAINING THE PROPER PERMITS FROM THE CITY AND STATE; AND (3) COMPLY WITH REQUIREMENTS ADMINISTERED BY THE PLANNING, BUILDING INSPECTIONS, POLICE, AND FIRE PREVENTION DEPARTMENTS; PROVIDING FOR PUBLICATION AND ORDAINING OTHER MATTERS RELATED TO THE FOREGOING.**

**ORDINANCE NO. 14-23**

**AN ORDINANCE ABANDONING AND AUTHORIZING THE MAYOR TO EXECUTE A QUIT A CLAIM DEED ON A 20 FT. ALLEY DESCRIBED AS 0.05 ACRE TRACT OF LAND OUT OF RESERVED AREA (20 FT. ALLEY) IN BLOCK “B”, BROWN PLACE ADDITION, LOCATED BETWEEN HARRISON AND VAN BUREN AVENUES EAST OF “L” STREET, SUBJECT TO: (1) THE APPLICANT DEDICATING TO THE CITY THE EAST 33 FEET OF LOT 2, BROWN PLACE ADDITION, (2) INSTALLING A FIBERGLASS MANHOLE PER HWWS SPECIFICATION, AND INSTALLING A TWO INCH WATERLINE FROM THE EXISTING 6 INCH AC LINE IN THE ALLEY NORTH TO TIE TO AN EXISTING TWO INCH PVC ON THE NORTH SIDE OF VAN BUREN AVENUE, AND (3) PAYING ALL CLOSING COSTS; AND FINDING SAID ALLEY ABANDONMENT IS IN THE PUBLIC INTEREST AND SERVES AS PUBLIC PURPOSE.**

PASSED AND APPROVED on first reading on this 18<sup>th</sup> day of June, 2014  
PASSED AND APPROVED on second and final reading on this 2<sup>nd</sup> day of July 2, 2014

CITY OF HARLINGEN  
/s/ Chris Boswell, Mayor

ATTEST:

/s/ Amanda C. Elizondo, City Secretary

Richard Bilbie, City Attorney stated Item No. 3b would be placed on the next City Commission agenda.

- 4) Consider and take action to approve by resolution the acceptance of an anticipated Federal Aviation Administration (FAA) Grant Offer 3-48-0101-056-2014 of approximately One Million One Hundred Twenty-Six Thousand Three Hundred Thirteen Dollars and no/100s (1,126,313.00) for the following projects: Rehabilitate Taxiway Hotel; Purchase of ARFF Truck; Install Thermo Plastic Hold Signs; and Removal of Power Poles at Valley International Airport.

T. Michael Browning, Director of Aviation recommended approval of the resolution accepting an anticipated FFA Grant Offer for approximately \$1,126,313.000 for the above mentioned airport improvements.

Motion was made by Commissioner Uhlhorn and seconded by Commissioner Sanchez to approve the resolution. Motion carried unanimously.

- 5) Consider and take action to approve a resolution in support of Su Clinica for their many years of dedicated service to the residents of Deep South Texas, Cameron County, and Harlingen, Texas.

Cheryl Sproles, Director of Community Outreach of Su Clinica recommended approval of the resolution in support of Su Clinica and their services.

Motion was made by Commissioner Sanchez and seconded by Commissioner Leal to approve the resolution.

Mayor Boswell stated the comments made of Su Clinica were very modest compared to all the great things they did for the community. They were one of the nationally and federally recognized organizations who helped more in this community and around the county. They were the primary teaching site for the Internal Residency Program for the Regional Academic Health Center (RACH). The presentation of the resolution was the least the City could do for all the great benefits and services Su Clinica has offered to the community.

Commissioner Mezmar stated thirty-three years ago the Public Health Service sent him to work at Su Clinica as a nurse practitioner. It was a fabulous experience and appreciated everything the clinic has done for the community.

Motion carried unanimously.

- 6) Consider and take action to authorize the Mayor to execute an MOU and Interlocal Agreement with the Harlingen Consolidated Independent School District (HCISD) to assign seven (&) full-time uniformed Harlingen Police Officers to function as School Resource Officers at the respective high school campuses during the 2014-2015 School Calendar Year.

Mayor Boswell announced Item No. 6 would be passed on to a future meeting.

- 7) Board Appointments

Commissioner Leal

Appointed Tim Ryan to the Harlingen Proud Advisory Board

Commissioner Sanchez

Commissioner Sanchez stated he wanted to remove Michael Garza from the Harlingen Utility Board of Trustees due to several absences and appointed Ernesto Flores.

Mayor Boswell asked Commissioner Sanchez if he would be doing this appointment at the next meeting.

Commissioner Sanchez responded no, right now.

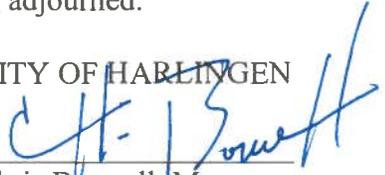
Motion was made by Commissioner Leal and seconded by Commissioner Sanchez to approve the board appointments. Motion carried unanimously.

8) Citizen Communication

Gregory Smith, 18362 Teege Road stated his family resided at this residence for over 50 years. It has been a disgrace in regards to what has been done to the neighborhood with all the road construction that had been taking place. The nearby bridge has been drilled into illegally and compromised. It has taken City workers three weeks to place detour signs. He informed the Fire Department that there were no passage ways into the area in case of an emergency and suggested how the expansion of the road could be done in a timely manner. The situation was sad and hoped the City would take time to find out what was going on. The neighborhood was old and the residents should not be treated in this manner.

There being no further business to discuss the meeting adjourned.

CITY OF HARLINGEN

  
Chris Boswell, Mayor

ATTEST:

  
Amanda C. Elizondo, City Secretary