

November 13, 2014

A Special Meeting of the Harlingen Elective Commission was held on Thursday, November 13, 2014 at 5:30 p.m. at City Hall, 2nd Floor, 118 E. Tyler Street, Harlingen, Texas. Those in attendance were:

Mayor and Commissioners

Mayor Chris Boswell
Mayor Pro-Tem Victor Leal, District 5
Danny Castillo, District 1
Tudor Uhlhorn, District 2
Michael Mezmar, District 3
Basilio "Chino" Sanchez, District 4

Staff Present

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

Mayor Boswell called the meeting to order and stated the meeting had been duly posted according to state law. The following proceedings were held.

CONSENT AGENDA

- 1a) Second and final reading to approve and adopt an ordinance amending the City of Harlingen Code of Ordinances; Ordinances No. 12-48, Round Coupons; 11-29, Summer Fees; 08-48, Range Membership Fees; 08-47, Green Fees; 00-79, Rental Fees; 97-55, Personal Cart Fees; and providing for Annual Handicap Fees; Room Rental Fees for Conference Room; and Tournament Outside Food and Beverages Fees all at Tony Butler Municipal Course; providing for publication; and ordaining other matters pertaining to the foregoing.
- b) Second and final reading to approve and adopt an ordinance amending Ordinance No. 97.03 (B) (5) to allow the sale and consumption of alcoholic beverages in Fair Park for City sponsored and co-sponsored events.
- c) Consider and take action to approve a request from Jackson Street Market Days, Inc, to close "A" Street between Monroe and the alley to hold weekly Farmers Market Events in Downtown Harlingen every Saturday afternoon from 3:00 p.m. – 4:30 p.m. from January 3, 2015 thru December 26, 2015.
- d) Consider and take action to approve a request from Jun Ellorimo to close Fair Park Blvd. Between "J" and "L" Streets and Jackson Avenue from Commerce Street to 6th Street and other streets as necessary with cones to include Grimes from 13th Street to Pendleton Park and Morgan Blvd. from Grimes to Rio Hondo Road to hold the Harlingen Half Marathon, Sunday November 16, 2014 from 6:00 a.m. to 12:00 p.m.
- e) Consider and take action to approve a request from RGV Jaycees to close the following streets on Friday, December 5, 2014 from 6:00 p.m. to 9:00 p.m. for the Harlingen "A Toyland Christmas" Parade.
 - 1) 7th Street from Monroe Ave. to W. Van Buren Ave.;
 - 2) 6th Street from Monroe Ave. to W. Van Buren Ave.;
 - 3) 5th Street from Monroe Ave. to W. Van Buren Ave.;
 - 4) 4th Street from Monroe Ave. to W. Van Buren Ave.;
 - 5) 3rd Street from Monroe Ave. to W. Van Buren Ave.;
 - 6) 2nd Street from Monroe Ave. to W. Van Buren Ave.;
 - 7) 1st Street from Monroe Ave. to W. Van Buren Ave.;
 - 8) Commerce Street from Monroe Ave. to W. Van Buren Ave.;

- 9) A Street from W. Monroe Ave. to W. Van Buren Ave.;
- 10) C Street from W. Monroe Ave. to W. Van Buren Ave.;
- 11) D Street from W. Monroe Ave. to W. Van Buren Ave.;
- 12) E Street from W. Monroe Ave. to W. Van Buren Ave.;
- 13) E Street from W. Monroe Ave. to W. Van Buren Ave. (Block off both sides for safe passage of parade floats); and
- 14) D Street and W. Van Buren Ave.

Mayor Boswell asked the City Commission if they wish to exclude Item 1(b) from the consent agenda.

There being no comments to exclude Item 1(b) from the consent agenda, motion was made by Commissioner Uhlhorn and seconded by Mayor Pro-Tem Leal to approve all the items under the consent agenda. Motion carried unanimously.

For the record, the caption of the ordinance reads as follows:

ORDINANCE NO. 14-43

AN ORDINANCE OF THE CITY OF HARLINGEN, TEXAS AMENDING ORDINANCES NO. 12-48, REGARDING 100 ROUND COUPONS; 11-29 REGARDING SUMMER RATES; 08-48 REGARDING RANGE MEMBERSHIP FEE; 08-47 REGARDING GREEN FEE RATES; 00-79 REGARDING RENTAL FEES; 97-55 REGARDING PERSONAL CART FEES AND PROVISING FOR ANNUAL HANDICAP FEES; A RENTAL RATE FOR CONFERENCE ROOM; AND TOURNAMENT OUTSIDE FOOD AND BEVERAGE FEES; ALL AT TONY BUTLER MUNICIPAL GOLF COURSE; PROVISING FOR PUBLICATION; AND ORDAINING OTHER MATTERS PERTAINING TO THE FOREGOING.

ORDINANCE NO. 14-42

AN ORDINANCE OF THE CITY OF HARLINGEN, TEXAS AMENDING CHAPTER 97.03(B)(5) OF THE HARLINGEN CODE OF ORDINANCES TO ALLOW FOR THE SALE AND CONSUMPTION OF ALCOHOLIC BEVERAGES IN MCKELVEY PARK AND FAIR PARK (LON C. HILL) BY A CHARITABLE AND TEXAS ALCOHOLIC BEVERAGE COMMISSION PERMITTED VENDOR, WHICH MEETS CITY INSURANCE REQUIREMENTS, IN CONUNCTION WITH ACTIVITIES WHICH ARE SPONSORED OR CONSPONSORED BY THE CITY OF HARLINGEN; PROVIDING FOR PUBLICATION; AND ORDAINING OTHER MATTERS PERTAINING TO THE FOREGOING.

PASSED AND APPROVED on first reading this 5th day of November, 2014
PASSED AND APPROVED on second final reading this 13th day of November, 2014

City of Harlingen
/s/ Mayor Chris Boswell

ATTEST:

/s/ Amanda C. Elizondo, City Secretary

- 2) Consider and take action to approve a contract between the City of Harlingen and the Harlingen and San Benito Housing Finance Corporation for funding in the amount of \$100,000 to construct affordable housing units in conjunction with the Habitat for Humanity Project and authorize the City Manager to execute the contract.

Carlos Yerena, City Manager stated the Harlingen and San Benito Housing Finance Corporation approved the contract with the inclusion of the following language on Section 5.03 "Project expenses shall be paid based on vouchers for actual expenses incurred or paid by CITY for the purchase of real estate lots and associated closing costs. Mr. Yerena recommended approval of the contract.

Motion was made by Commissioner Mezmar and seconded by Mayor Pro-Tem Leal to approve the contract with the additional language. Motion carried unanimously.

- 3) Consider and take action to approve a contract with the Boy's and Girl's Club of Harlingen for Fiscal Year 2015 in the amount of \$90,104.00 for Youth Service programs.

Javier Mendez, Director of Parks and Recreation stated the term of the contracts were the same with the exception of the additional funding of \$12,500 that was approved during the budget process.

Motion was made by Commissioner Sanchez and seconded by Commissioner Castillo to approve the contract. Motion carried unanimously.

- 4) Consider and take action to approve the contract with Don Van Ramshorst, Jr. to operate, manage and supervise the HEB Tennis Center for Fiscal Year 2015 and Section 551.073 regarding deliberations concerning gifts or donations to the City of Harlingen.

Motion was made by Commissioner Uhlhorn and seconded by Commissioner Castillo to approve the contract as presented. Motion carried unanimously.

- 5) Closed/Executive Session regarding the following items:

- a) pursuant to Chapter 551, Subchapter D, V.T.C.A., Texas Government Code Section 551.072 regarding the purchase, exchange, lease, or value of real property.
- b) Attorney consultation pursuant to Section 551.071 (2), Tex. Gov't Code to provide legal advice and counsel in connection with the City's rights, duties, privileges, and obligations related to the pending collective bargaining process as per Chapter 174, Texas Local Government Code and related matters with the Harlingen Police and Fire Departments.

At 5:35 p.m., Mayor Boswell announced the City Commission would convene into executive session to discuss Item No. 5 (a) and (b).

Motion was made by Commissioner Castillo and seconded by Commissioner Uhlhorn to convene into executive session to discuss Item No. 5 (a) and (b). Motion carried unanimously.

At 5:50 p.m., Mayor Boswell announced the City Commission had completed its executive session and declared the meeting open to the public.

- 6) Consider and take action to authorize the City Manager to enter into a contract with Habitat for Humanity for the construction of affordable housing units.

Mr. Yerena stated the contract would allow the City of Harlingen to continue assisting Habitat for Humanity in constructing affordable housing in the community. Mr. Yerena recommended approval of the contract.

Motion was made by Commissioner Mezmar and seconded by Mayor Pro-Tem Leal to authorize the City Manager to enter into a contract with Habitat for Humanity. Motion carried unanimously.

- 7) Consider and take action to accept donation of properties at 413 South "K", 1014 North "D" Streets, and the lot located at intersection of Findley and Lozano Street.

Motion was made by Commissioner Uhlhorn and seconded by Commissioner Mezmar to accept the donation of the property at 413 South "K" Street subject to the City Attorney's review of a title commitment indicating there were no other outstanding liens other than any other encumbrances of the City. Motion carried unanimously.

- 8) Consider and take appropriate action on the Harlingen Professional Law Enforcement Association (HPLEA) labor agreement with the City of Harlingen for FY 2014-2015 and possibly FY 2015-2016.

Special Meeting
11/13/14

- 9) Consider and take appropriate action on the Harlingen Professional Firefighters' Association labor agreement with the City of Harlingen for FY 2014-2015 and possibly FY 2015-2016.

Mayor Boswell announced that Items 8 & 9 would be postponed to a future meeting.

There being no further business to discuss, Mayor Boswell adjourned the meeting at 5:52 p.m.

CITY OF HARLINGEN



Chris Boswell, Mayor

ATTEST:



Amanda C. Elizondo, City Secretary