

December 17, 2014

A Regular Meeting of the Harlingen Elective Commission was held on Wednesday, December 17, 2014 at 5:30 p.m., City Hall, Town 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 was duly posted according to state law. The following proceedings were held.

Invocation/ Commissioner Basilio "Chino" Sanchez

Mayor Boswell announced Deacon Catarino Villanueva with The Assumption Catholic Church would do the invocation on behalf of Commissioner Sanchez.

Pledge of Allegiance/Welcome

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

1) Public Announcement of Events

Mayor Boswell postponed Item No. 1 for the next meeting.

2) Approval of Minutes

a) Regular Minutes of December 3, 2014

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

CONSENT AGENDA

- 3a) Second and final reading to approve and adopt an ordinance to name a street "Phoenix Drive" located adjacent to the Harlingen Consolidated Independent School District (HCISD) of Health Professions on the west side of 25th Street (FM 507) and north of Rio Hondo Road.
- b) Consider and take action to approve a request from the Girl Scouts of Greater South Texas to close the 200 block of East Madison Avenue between 2nd and 3rd Streets on Saturday, February 28, 2015 from 6 a.m. to 10 a.m. for their first ever "Thin Mint Sprint 5k/1 Mile Fun Run."
- c) Consider and take action to approve a request from the Harlingen Chamber of Commerce to close Fair Park Blvd. between J and L Street from 8:00 a.m. to 2:00 p.m. on Monday, January 19, 2015 for their Annual Winter Texan Appreciation Fiesta for Classic Car Show and Motorcycle Exhibit at Casa de Amistad.

- d) Consider and take action to approve the following property tax refunds totaling \$5,225.56.
1. James L. & Bonnie L. Williams, Account #98-5201-0030-0030-00, in the amount of \$961.04 to prorated 100% veterans exemption for Year 2013;
 2. Lucio Araiza, Account #15-0000-1540-0010-00 in the amount of \$500.31 for homestead and decrease in value for Year 2013.
 3. Hospice DME of Texas, Inc., Account #00-0100-8000-0156-08 in the amount of \$759.70 for a decrease in value for Years 2010-2013;
 4. Wilfredo Anglero, Accounts #88-0010-0040-0031-00 in the amount of \$1,934.57 for a decrease in value and property not in city limits for Year 2009-2013; and
 5. KIRCO Investments, LLC Account #21-6241-0010-0010-00 in the amount of \$1,069.94 for an adjustment in measurements of property for Year 2013.
- e) Investment report for the City of Harlingen for quarter ending on September 30, 2014.
- f) Consolidated Annual Performance and Evaluation Report (CAPER) for Fiscal Year 2013-2014.

Motion was made by Commissioner Castillo and seconded by Mayor Pro-Tem Leal to approve the items under the consent agenda. Motion carried unanimously.

For the record, the caption of Ordinance 14-44 is as follows:

ORDINANCE NO. 14-44

AN ORDINANCE OF THE CITY OF HARLINGEN TO NAME THE STREET ADJACENT TO THE HARLINGEN CISD SCHOOL OF HEALTH PROFESSIONS, LOCATED ON THE WEST SIDE OF 25TH STREET (FM 507) AND NORTH OF RIO HONDO ROAD AS "PHOENIX DRIVE" PROVIDING FOR PUBLICATION AND ORDAINING OTHER MATTERS RELATED TO THE FOREGOING.

CITY OF HARLINGEN
/s/Chris Boswell, Mayor

ATTEST:

/s/ Amanda C. Elizondo, City Secretary

- 4) Consider and take action to authorize the City Manager to enter into a contract for the development of a Cameron County Regional Consolidated Plan as required by the U.S. Department of Housing and Urban Development.

Tammy DeGannes, Community Development Director stated the City was required to partner with Brownsville and San Benito to solicit proposals from consultants to provide consulting services to prepare the five (5) year plan. She recommended approval to authorize the City Manager to enter into a contract with JQUAD Planning Group, LLC.

Motion was made by Commissioner Castillo and seconded by Mayor Pro-Tem Leal to authorize the City Manager to enter into a contract with JQUAD for the development of a Cameron County Regional Consolidated Plan as required by the U.S. Department of Housing and Urban Development. Motion carried unanimously.

- 5) Consider and take action to approve an ordinance on first reading amending Chapter 50: SOLID WASTE of the Harlingen Code of Ordinances to provide that no person or business may collect solid waste in the City of Harlingen without the approval of the City.

Dan Serna, Assistant City Manager stated the purpose of the ordinance was to clarify that no person or company may collect solid waste refuse in the City of Harlingen without the

granting of a franchise by the Harlingen City Commission. He recommended approval of the ordinance.

Mr. Bilbie read the caption of the ordinance.

Motion was made by Commissioner Uhlhorn and seconded by Commissioner Castillo to approve the ordinance as presented on first reading. Motion carried unanimously.

- 6) Consider and take action to approve and adopt a resolution to appoint a member to serve on the Cameron Appraisal District Board of Directors.

Mayor Pro-Tem Leal stated he spoke to David Argabright and he had indicated that he wished to continue serving in the Cameron Appraisal District Board as the city representative. Mr. Leal recommended to reappoint Mr. Argabright.

Motion was made by Commissioner Mezmar and seconded by Commissioner Sanchez to approve the re-appointment of David Argabright as the City's representative to the Cameron Appraisal Board of Directors. Motion carried unanimously.

- 7) Board Appointments

Mayor Pro-Tem Leal

Brent Hunter -- Museum Advisory Board (Appointment)

Motion was made by Commissioner Mezmar and seconded by Commissioner Sanchez to approve the appointment of Mr. Brent Hunter to the Museum Advisory Board. Motion carried unanimously.

- 8) 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) Pursuant to Chapter 551, Subchapter D, V.T.C.A. Government Code, Sections 551.072 (2) and 551.087 regarding deliberations relating to economic development negotiations and/or to discuss or deliberate financial or other incentives with the business prospect known as PROJECT MOUNTAIN and to seek legal advice from the City Attorney regarding the subject.

At 5:37 p.m., Mayor Boswell announced the City Commission would convene into executive session to discuss Item No. 8 (a) and (b).

Motion was made by Mayor Pro-Tem Leal and seconded by Commissioner Sanchez to convene into executive session to discuss Item No. 8 (a) and (b). Motion carried unanimously.

At 5:54 p.m., Mayor Boswell announced the City Commission had completed its executive session and declared the meeting open to the public.

Mayor Boswell changed the order of the agenda and proceeded with the following item.

- 10) Consider and take action to authorize the City Manager to purchase property described as being 28.93 acres of land out of a 39.61 acre tract of land conveyed as 41.21 acres in Volume 10970, Page 233, Official Records of Cameron County, Texas and being out of Block 182, San Benito Land & Water Company Subdivision, recorded in Volume 1, Page 6, map records of Cameron County, Texas.

Motion was made by Mayor Pro-Tem Leal and seconded by Commissioner Sanchez to authorize the City Manager to purchase the property described as 28.93 acres of land out of a 39.61 acre tract of land conveyed as 41.21 acres recorded in Volume 10970, Page 233, Official Records of Cameron County, Texas and being out of Block 182, San Benito Land & Water Company Subdivision, recorded in Volume 1, Page 6, Map Records of Cameron County.

Mayor Boswell stated the property was located near the Medical District and would cost the City approximately \$1.1 million. The funds would be derived from the City's Fund Balance. The property was identified for the University of Texas-RGV for the headquarter process. The City would be ready to offer this property to the University of Texas-RGV for future development of the Medical District and was in the best interest of the City.

Motion carried unanimously.

- 11) Consider and take action to approve a Letter or Intent to provide an incentive package between the City of Harlingen, Economic Development Corporation of Harlingen, Inc. and Valley International Airport for PROJECT MOUNTAIN.

Motion was made by Commissioner Uhlhorn and seconded by Commissioner Castillo to approve the Letter of Intent to provide an incentive package between the City of Harlingen, Economic Development Corporation of Harlingen, Inc. and Valley International Airport. Motion carried unanimously.

For the record, Mayor Boswell excused himself from the public meeting due to another commitment.

Mayor-Pro Tem Leal presided over the meeting and continued with the following item.

Closed/ Executive Session

- 9) Consider and take action to purchase property and improvements described as being 14.52 acres of land out of Block 23, PALMETAL SUBDIVISION, recorded in Volume 4, Page 2, Map records of Cameron County, Texas and authorizing the Mayor Pro-Tem to complete all necessary documents for the acquisition of said property.

At 5:56 p.m., Mayor Pro-Tem Leal announced the City Commission would convene into executive session to discuss Item No. 9.

Motion was made by Commissioner Mezmar and seconded by Commissioner Uhlhorn to go into executive session to discuss Item No. 9. Motion carried unanimously.

At 6:32 p.m., Mayor Pro-Tem Leal announced the City Commission had completed its executive session and declared the meeting open to the public.

For the record, Mr. Bilbie announced that Mayor Boswell filed a Conflict of Interest Form in regards to Item No. 9 with Amanda C. Elizondo, City Secretary.

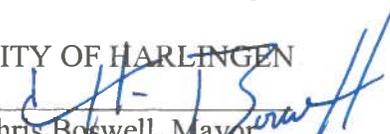
Mr. Yerena recommended pursuing with the purchase of a 16,000 square foot building located on 14.52 acres of land on FM 509 and Grimes Street. The building would be use to house an emergency management center and a regional fire training room.

Motion was made by Commissioner Sanchez and seconded by Commissioner Uhlhorn to approve the purchase of the property as described above and authorize Mayor Pro-Tem to complete all necessary documents for the acquisition of said property. Motion carried unanimously.

- 12) Citizen Communication

None

There being no further business to discuss, Mayor Pro-Tem Leal adjourned the meeting.

CITY OF HARLINGEN

Chris Boswell, Mayor

ATTEST:


Amanda C. Elizondo, City Secretary