

REGULAR
CITY COMMISSION
AGENDA
November 5, 2014
@ 5:30 P.M.
TOWN HALL, CITY HALL
118 E. Tyler Street
Harlingen, Texas

Notice is hereby given that the above governmental body will hold a Regular Meeting on **Wednesday, November 5, 2014 at 5:30 P.M.** in City Hall, Town Hall, 2nd Floor, and Harlingen, Texas.

City of Harlingen meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary's office at (956) 216-5001 or write Post Office Box 2207, Harlingen, Texas 78550 at least 48 hours in advance of the meeting.

The Harlingen City Commission reserves the right, pursuant to Texas Government Code Chapter 551, Subchapter D, to enter into closed executive session on any item posted on the agenda if a matter is raised that is appropriate for closed discussion.

Invocation/Mayor Chris Boswell

Pledge of Allegiance/Welcome

- 1) Public Announcement of Events
- 2) Announcement by Dolores Watts, Salvation Army Major regarding the Salvation Army 2014 Christmas Kettle Campaign and Angel Tree Program. Attachment
- 3) Neighborhood Clean Sweep – held on October 11, 2014 on Le Moyne Gardens and Lazy R. Trailer Park. District 1. Attachment (***City Manager***)
- 4) Approval of Minutes
 - a) Regular Meeting of October 15, 2014

CONSENT AGENDA

The following items are of a routine or administrative nature. The Council has been furnished with background material on each item and/or it has been discussed at a previous meeting. All items will be acted upon by one vote, without being discussed separately, unless requested by a Commission member. Items withdrawn from the Consent Agenda for individual

consideration in their normal sequence will be heard after the remainder of the Consent Agenda has been acted upon.

- 5a) Second and final reading to approve and adopt an ordinance for a Specific Use Permit ("SUP") to allow an adult business (e-cigarette shop) in a General Retail ("GR") District located at 1514 S. 77 Sunshine Strip Ste. 9, bearing a legal description of Lot 2, Block A, Treasure Hills Plaza Shopping Center Subdivision. Applicant: Omar Eric Garcia. Attachment (**Planning & Zoning**)
- b) Consider and take action to close Jackson Street between 4th and Commerce from 5:00 a.m. to 5:00 p.m. for upcoming Market Days on the following days: Jan. 3rd, Feb. 7th, Mar. 7th, April 4th, May 2nd, June 6th, July 11th, Aug. 1st, Sept. 5th, Oct. 3rd, Nov. 7th, and Dec. 5th, 2015. Attachment (**Police Department**)
- c) Consider and take action to approve refunds of property taxes to Baltazar & Rosa M. Coronado, Acct. #22-9260-0020-0010-00 for \$997.41 due to 100% Veteran Exemption for Year 2013 and Bass Pro Shop Outdoor World, LL, Acct. #00-0100-2012-1467-00 for \$14,036.71 due to a decrease in value for Year 2013 for a total amount of \$15,034.12. Attachment (**Finance**)

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- 6) Consider and take action to approve a contract between the City of Harlingen and Boys and Girls Club of Harlingen for Fiscal Year 2014-15 for \$115,757.00 for teen service programs and authorize the City Manager to execute the contract. Applicant: City of Harlingen and Boys and Girls Club of Harlingen. Attachment (**Parks & Recreation**)
 - 7) Consider and take action to approve a two-year contract between the City of Harlingen and Harlingen Aquatic Team (HAT) for the use of Pendleton Pool and Victor Pool. Applicant: City of Harlingen and John Tucker. Attachment (**Parks & Recreation**)
 - 8) Consider and take action to renew demonstration year (DY3) contract between the UT Health Science Center San Antonio (UTHSCSA) and the City of Harlingen for (DY4) from October 1, 2014 to September 30, 2015. Attachment (**Health**)
 - 9) Consider and take action to approve the Economic Development Corporation of Harlingen, Inc.'s Manager and Executive Officer's amended employment contract increasing his annual salary. Attachment (**Economic Development**)
 - 10) Consider and take action to approve an ordinance on first reading amending the City of Harlingen Code of Ordinances; Ordinance Nos. 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 and all Tony Butler Municipal Course; providing for publication; and ordaining other matters pertaining to the foregoing. Attachment **(Golf Course)**

- 11) Consider and take action to change or postpone the date of the Harlingen City Commission Regular Meeting of November 19, 2014 due to the National League of Cities Conference in Austin, Texas from November 18th thru 22nd, 2014. **(City Manager)**
- 12) Consider and take action to approve an ordinance on first reading amending Ordinance No. 97.03 (B)(5) to allow the sale and consumption of alcoholic beverages at Fair Park for City sponsored and co-sponsored events. Attachment **(Parks & Recreation)**
- 13) Board Appointments

Discussion and possible action regarding membership on any of the following listed board/entity:

- a. Airport Board
- b. Animal Shelter Advisory Committee (6)
- c. Audit Committee (Terms expire annually in June)
- d. Civil Service Commission (Mayor) (1)
- e. Community Development Advisory Board (2)
- f. Construction Board of Adjustments (5)
- g. Convention & Visitors Bureau (3)
- h. Development Corporation of Harlingen, Inc.
- i. Downtown Improvement District Board (1)
- j. Golf Course Advisory Board (1)
- k. Harlingen Community Improvement Board (2)
- l. Harlingen Housing Authority Board (1)
- m. Harlingen Finance Corporation (1)
- n. Harlingen Proud Advisory Board (7)
- o. Library Advisory Board
- p. Municipal Auditorium Advisory Board (3)
- q. Museum Advisory Board (2)
- r. Parks Advisory Board (1)
- s. Planning & Zoning Advisory Board (2)
- t. Senior Citizens Advisory Board (3)
- u. Tax Increment Finance Board
- v. Tennis Advisory Board (1)
- w. Utility Board of Trustees (1)
- x. Veterans Advisory Board (4)
- y. Zoning Board of Adjustments (4)

Specifically, appointment or discussion and possible action to include appointment and/or removal of any position subject to appointment or removal by statute, ordinance, or bylaws.

14) Closed/Executive Session regarding the following items:

- a) 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. **(Assigned Counsel, Rick Navarro)**
- b) pursuant to Chapter 551, Subchapter D, V.T.C.A. Government Code, Sections 551.071(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. **(City Manager)**
- c) 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 for possible city developments within the City of Harlingen. **(City Manager)**

15) Citizen Communication

I, the undersigned authority, do hereby certify that the above Notice of Meeting is a true and correct copy of said Notice and that I posted said Notice on the bulletin board in the City Hall of the City of Harlingen, a place convenient and readily accessible to the general public at all times and said Notice was posted on Friday, October 31, 2014 at 5:45 p.m. at least 72 hours preceding the scheduled time of said meeting.

Dated this 31th day of October, 2014



Amanda C. Elizondo, City Secretary