

REGULAR
CITY COMMISSION
AGENDA
April 16, 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, April 16, 2014 at 5:30 P.M.** in City Hall, Town Hall, 2nd Floor, 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) Presentation of proclamations proclaiming the following:
 - a) May, 2014 as "Motorcycle Safety and Awareness"
 - b) May 4-10, 2014 as "Drinking Water Week"
- 3) Board Recognition
- 4) Neighborhood Clean Sweep held April 12, 2014 from North 26th to North 27th Street from E. Harrison to include Wheeling Park, District 2. Attachment (**City Manager**)
- 5) Approval of Minutes
 - a) April 2, 2014 – Regular Meeting

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 Items withdrawn from the Consent Agenda for individual consideration in their normal sequence will be heard after the remainder of the Consent Agenda has been acted upon.

- 6a) Second and final reading to approve and adopt an ordinance to rezone from Not Designated ("N") District to General Retail ("GR") District for 0.156 acres out of Block 11; 3.97 acres out of Block 12; 5.0 acres out of Block 13; and 1.64 acres out of Block 14, Stuart Place Subdivision Survey 298 located on the south side of Business 83 between Altas Palmas Road and Baker Potts Road. Applicant: Charles Wadkins and the City of Harlingen. Attachment ***(Planning & Zoning)***
- b) Consider and action take to approve a request from St. Anthony's Catholic School to close Van Buren Avenue between 10th and 11th Streets and if needed depending traffic congestion Harrison Avenue between 10th and 11th Streets from 8:30 a.m. to 1:00 p.m. on Friday, April 25, 2014 for their Annual Walk-A-Thon. Attachment ***(Police Department)***

- 7) Presentation of the Comprehensive Annual Financial Report (CAFR) for Fiscal Year 2012-2013, by Long Chilton, LLP. Attachment ***(Finance)***
- 8) Public hearing to consider an ordinance on first reading to rezone from Not Designated ("N") District to General Retail ("GR") District for 41.21± acres of land out of the South Portion of Block 142, San Benito Land and Water Company Subdivision located on the north side of Hale Avenue east of Camelot Drive. Applicant: David Flinn, c/o Mary Ann Sonnenburg. Attachment ***(Planning and Zoning)***
 - a) Public hearing
 - b) Consider and take action to approve an ordinance on first reading for a rezone request at the above described property.
- 9) Public hearing to consider an ordinance on first reading to name a new street "Lodestar Avenue" located adjacent to Sun Valley Aviation Facility and generally

located north of Woodall Avenue and west of Bob Youker Street. Applicant: Valley International Airport Board. Attachment (**Planning and Zoning**)

- a) Public hearing
 - b) Consider and take action to approve an ordinance on first reading to name a new street.
- 10) Public hearing to consider an ordinance on first reading for a Specific Use Permit ("SUP") to allow an adult business (gun shop) in a General Retail ("GR") District located at 117 E. Porte Court, Suite 2, bearing a legal description of Lot 5, Block 1 of East Porte Center Subdivision. Applicant: William Vance Durham. Attachment (**Planning and Zoning**)
- a) Public hearing
 - b) Consider and take action to approve an ordinance on first reading for a specific use permit at the above described property.
- 11) Consider and take action to approve an ordinance on first reading amending sections of Chapter 92 concerning smoking regulations of the Harlingen City Code; providing a savings clause; providing a severability clause; and ordaining other matters related to the foregoing. Attachment (**Mayor**)
- 12) Consider and take action to approve an academic initiative between the City of Harlingen and The University of Texas-Pan American to provide certain online degree programs at preferred tuition rates for City employees. Attachment (**Asst. City Manager, Gabriel Gonzalez**)
- 13) Consider and take action to appoint three (3) representatives to the Bi-Ned Zone Steering Committee to serve with representatives from Brownsville, Texas and Matamoros, Tamaulipas. (**Mayor**)
- 14) Board Appointments

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

- a. Airport Board (1)
- b. Animal Shelter Advisory Committee (3)
- 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 (7)

- g. Convention & Visitors Bureau (3)
- h. Development Corporation of Harlingen, Inc. (1)
- i. Downtown Improvement District Board (1)
- j. Golf Course Advisory Board (1)
- k. Harlingen Community Improvement Board (1)
- l. Harlingen Housing Authority Board
- m. Harlingen Finance Corporation (1)
- n. Harlingen Proud Advisory Board (4)
- o. Library Advisory Board
- p. Municipal Auditorium Advisory Board (2)
- q. Museum Advisory Board (1)
- 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
- x. Veterans Advisory Board
- y. Zoning Board of Adjustments (6)

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.

15) Executive/Closed Session on the following items:

- a) attorney consultation pursuant to Chapter 551.071(2) regarding City Commission's rights, duties, privileges, and obligations in connection with the grant or denial of a Specific Use Permit ("SUP") to allow a recycling center (ferrous metal). **(City Manager)**
- b) pursuant to Chapter 551, Subchapter D, V.T.C.A. Government Code, Sections 551.087 and 551.071 regarding commercial and financial information from a business prospect with which the City is conducting economic development negotiations and/or to discuss or deliberate financial or other incentives with the business prospect known as **Project Blue** and to seek legal advice from the City Attorney regarding subject. **(City Manager)**
- c) pursuant to Chapter 551, Subchapter D, V.T.C.A. Government Code, Sections 551.087 and 551.071 regarding commercial and financial information from a business prospect with which the City is conducting economic development negotiations and/or to discuss or deliberate financial or other incentives with the business prospect known as **Project DPC** and to seek legal advice from the City Attorney regarding subject. **(Mayor)**

- 16) Consider and take action to approve an ordinance on first reading for a Specific Use Permit ("SUP") to allow a recycling center (ferrous metal) in a Light Industry ("LI") District located at 5001 E. Harrison Avenue, bearing a legal description of Lot 1, Block 1, Funk Seed Subdivision. Applicant: Francisco Rodriguez, c/o Union Steel. Attachment (The public hearing was held at the April 2nd, 2014 City Commission Regular Meeting) **(Planning & Zoning)**
- 17) Consider and take action to confirm and approve the recommendation of the Harlingen Community Improvement Board to employ a consultant to assist the City in evaluating proposals for a public/private partnership on a hotel and conference center including an evaluation of the appropriate and optimal size for a conference center/meeting facility and authorize the City Manager to negotiate a contract. **(City Manager)**
- 18) 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, April 11th, 2014 at 7:00 p.m. at least 72 hours preceding the scheduled time of said meeting.

Dated this 11th day of April, 2014



Amanda C. Elizondo
Amanda C. Elizondo, City Secretary