

REGULAR  
CITY COMMISSION  
AGENDA  
**April 2, 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 2, 2014 at 5:30 P.M.** in City Hall, Town Hall, 2<sup>nd</sup> 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.**

Invocation/Commissioner Tudor Uhlhorn

Pledge of Allegiance/Welcome

- 1) Public Announcement of Events
- 2) Presentation of the following proclamations:
  - a) Year, 2014, as the Centennial of the Founding of the Lt. Thomas Barlow Chapter, NSDAR;
  - b) National Crime Victims' Rights Week, April 6-12, 2014;
  - c) Children's Fitness and Health Day in Harlingen;
  - d) National Service Recognition Day
  - e) Fair Housing Month; and
  - f) Community Development Block Grant Week, April 21-26, 2014
- 3) Presentation of Certificates of Appreciation to recognize two TSTC Students who assisted with public input workshops for the Comprehensive Plan and handing out surveys to public. **(Mayor)**

- 4) Approval of Minutes
  - a) March 19, 2014 – Regular Meeting

<b>CONSENT AGENDA</b>
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**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 Items withdrawn from the Consent Agenda for individual consideration in their normal sequence will be heard after the remainder of the Consent Agenda has been acted upon.**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) Consider and take action to approve a request from the Harlingen Convention & Visitors Bureau to close South "D" Street and South "E" Street between West Van Buren and West Harrison Avenue, Saturday, May 3, 2014 from 8:00 a.m. to 8:00 p.m. for the Cinco de Mayo Event sponsored by the City of Harlingen. Attachment (***Police Department***)
- b) Consider and take action to approve a request from the Immaculate Heart of Mary Church to close South "C" Street between West Tyler and West Polk Avenue, Saturday, April 26, 2014 from 4:00 p.m. to 10:00 p.m. for the Spring Fiesta. Attachment (***Police Department***)
- c) Consider and take action to approve a request from Iglesia La Luz del Mundo to close Jackson Street between 4<sup>th</sup> and 5<sup>th</sup> Streets from 7 a.m. to 8 p.m., Friday, May 2<sup>nd</sup>, Saturday, May 3<sup>rd</sup> and Sunday, May 4<sup>th</sup>, 2014 for the Church Festival. Attachment (***Police Department***)
- d) Second and final reading to approve and adopt an ordinance for a Specific Use Permit to allow a portable building greater than 120 square feet in a Planned Development ("PD") District located at 4515 Graham Road bearing a legal description of Lot 146, Lakewood Village Subdivision Unit 1. Applicant: Gary R. Ball. Attachment (***Planning & Zoning***)
- e) Second and final reading to approve and adopt an ordinance for a Specific Use Permit ("SUP") to allow a bar/lounge/dance hall in a Light Industry ("LI") District located at 1510 N. Commerce bearing a legal description of Lot 1, Block 1, Casa Blanca Subdivision. Applicant: Julian S. Limon. Attachment (***Planning & Zoning***)
- f) Second and final reading to approve and adopt an ordinance to rezone from a Residential Single Family ("R-1") District to Residential Single Family ("R-1")

District to Residential, Multi-Family ("M-2") District for the properties located at 1617 E. Monroe and 1621 E. Monroe bearing a legal description of Lot 11 and the west 10' of Lot 12 and the east 60' of Lot 12, Block B, East Park Terrace Subdivision. Applicant: Fernando Pecina. Attachment **(Planning & Zoning)**

- g) Second and final reading to approve and adopt an ordinance for the renewal of the Specific Use Permit issued to Selvin R. Garcia to allow a bar/lounge in a General Retail ("GR") District located at 209 S. "C" Street bearing a legal description of Lot 1, Block 67, Harlingen Original Townsite. Applicant: Selvin R. Garcia. Attachment **(Planning & Zoning)**

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- 6) Consider and take action to approve an ordinance on first reading 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. (Public hearing was held at the last regular meeting of March 19, 2014) Attachment **(Planning & Zoning)**
- 7) Presentation by Jim Carrillo with Halff & Associates, Inc. regarding the City of Harlingen Comprehensive Plan. **(Planning & Zoning)**
- 8) Consider and take action to approve a resolution accepting Valley International Airport's Amended Mid-Year Budget for fiscal Year 2013-2014. Attachment **(Airport)**
- 9) Consider and take action to raze the Pan Am Building at Tony Bulter Golf Course located across the street from the current Clubhouse. Attachment **(Golf Course)**
- 10) Consider and take action to approve the renewal for the 2014 Season of a contract between the City of Harlingen and GEARS Remote Control Car Club for the use of the outdoor race tract adjacent to the Oil Mill Pavilion at Lon C. Hill Park. Applicant: City of Harlingen and Jerry Lewis c/o GEARS. Attachment **(Parks & Recreation)**
- 11) Consider and take action to approve the renewal for the 2014 Season of a contract between the City of Harlingen and Arroyo Girls Fast Pitch Softball for the use of the softball complex at Arroyo Park. Applicant: City of Harlingen and Arroyo Girls Fast Pitch Softball. Attachment **(Parks & Recreation)**

- 12) Consider and take action to approve the renewal for the 2014 Season of a contract between the City of Harlingen and Arroyo Youth Soccer Club for the use of the Harlingen Soccer Complex. Applicant: City of Harlingen and Arroyo Youth Soccer Club. Attachment **(Parks & Recreation)**
- 13) Consider and take action to approve the renewal for the 2014 Season of a contract between the City of Harlingen and Harlingen Texas Bronco Baseball League for the use of the baseball complex at Victor Park. Applicant: City of Harlingen and Victor Zepeda. Attachment **(Parks & Recreation)**
- 14) Consider and take action to approve the renewal for the 2014 Season of a contract between the City of Harlingen and Harlingen American Little League for the use of the baseball complex at Pendleton Park. Applicant: City of Harlingen and Mike Toledo. Attachment **(Parks & Recreation)**
- 15) 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.

- 16) Executive/Closed Session on the following items:
  - a) Attorney consultation pursuant to Sections 551.071 and 551.074 of the Texas Gov't. Code (Personnel Matters) regarding the City's legal rights, duties and obligation regarding the appointment of the Chief of Police. **(City Manager)**
  - b) 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)**
- 17) Consider and take action to confirm the City Manager's appointment of a Chief of Police. **(City Manager)**
- 18) Public hearing to consider 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 **(Planning & Zoning)**
  - a) Public Hearing
  - b) Consider and take action to approve and adopt an ordinance on first reading for a Specific Use Permit at the above described property.
- 19) Citizen Communication

A closed executive session may be held if the discussion of any of the above agenda items concerns one of the following:

- 1. Contemplated or pending litigation, or matters where legal advice is requested of the City Attorney. Section 551.071 of the Texas Open Meetings Act.
- 2. The purchase, exchange, lease, or value of real property, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.072 of the Texas Open Meetings Act.

3. A contract for a prospective gift or donation to the City, if the deliberation in an open meeting would have a detrimental effect on the position of the City in negotiations with a third person. Section 551.073 of the Texas Open Meetings Act.
4. Personnel matters involving the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee or to hear a complaint against an officer or employee. Section 551.074 of the Texas Open Meetings Act.
5. The deployment, or specific occasions for implementation of security personnel or devices. Section 551.076 of the Texas Open Meetings Act.
6. Deliberations regarding Economic Development negotiations. Section 551.087 of the Texas Open Meetings Act.

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, March 28<sup>th</sup>, 2014 at 8:15 p.m. at least 72 hours preceding the scheduled time of said meeting.

Dated this 28<sup>th</sup> day of March, 2014



Amanda C. Elizondo  
Amanda C. Elizondo, City Secretary