

REGULAR
CITY COMMISSION
AGENDA
September 3, 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, September 3, 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 Pro-Tem Victor Leal

Pledge of Allegiance/Welcome

- 1) Public Announcement of Events
- 2) Proclamation – proclaiming September 4, 2014 as “Juan C. Barron Day.”
- 3) Approval of Minutes
 - a) Regular Meeting of August 20, 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 Items withdrawn from the Consent Agenda for individual consideration in their normal sequence will be heard after the remainder of the Consent Agenda has been acted upon.

- 4a) Second and final reading to approve and adopt an ordinance amending the City of Harlingen Zoning Ordinance No. 07-27, Section 8.03(g) Special Off-Street Parking Regulations, to amend off-street parking requirements in the Downtown Improvement District; and Section 16, Non-Conforming Uses and Structures, to clarify the term "reasonable value" when referring to partial destruction of a non-conforming use; and to include a provision which addresses off-street parking for similar uses in existing vacant buildings. Applicant: City of Harlingen Attachment (***Planning and Zoning***)

- b) Second and final reading to approve and adopt an ordinance for a specific use permit to allow an adult business (electronic cigarette store) in a General Retail ("GR") District located at 1418 E. Tyler Avenue, Suite 12, bearing a legal description of Lots 7-12, Block 4, Windsor Place Addition. Applicant: Mario A. Cardenas. Attachment (***Planning and Zoning***)

- c) Second and final reading to approve and adopt an ordinance to name the street along the Valley International Airport terminal to "Heritage Way" and the street south of Valley International Airport terminal and north of Loop 499 to "Airport Drive". Applicant: Valley International Airport. Attachment (***Planning and Zoning***)

- d) Second and final reading to approve and adopt an ordinance amending the City of Harlingen Zoning Ordinance No. 07-27, Section 2 Definitions, to amend the definition of a daycare to establish a process which allows a daycare to be operated out of a church in all the designated zoning districts listed for a church. Applicant: City of Harlingen. Attachment (***Planning and Zoning***)

- e) Second and final reading to approve and adopt an ordinance for a specific use permit ("SUP") to allow a bar/lounge in a General Retail ("GR") District located at 640 N. Ed Carey Drive bearing a legal description of Lot 4, Block 1, Southpoint Subdivision Unit 2. Applicant: Justin Kemmerling. Attachment (***Planning and Zoning***)

- f) Second and final reading to approve and adopt an ordinance of the City of Harlingen, Texas amending Chapter 51 Sections 51.003 and 51.017 of Chapter 51 of the Harlingen City Code as amended to amend rates for potable water and sewage and providing for publication and ordaining other matters related to the foregoing. Attachment (***Water Works System***)



- 5) Consider and take action to approve a resolution accepting Valley International Airport adopted budget for the Fiscal Year 2014-15. Attachment (***Airport***)
- 6) Consider and take action to approve a resolution accepting Harlingen Waterworks System's adopted budget for Fiscal Year 2014-2015. Attachment (***Water Works System***)
- 7) Consider and take action to approve the Harlingen Proud Budget for Fiscal Year 2014-2015. (Presentation by Nick Consiglio). Attachment (***Harlingen Proud***)
- 8) Consider and take action to approve an ordinance on first reading to amend the City of Harlingen's Budget for Fiscal Year 2013-2014. Attachment (***Finance***)
- 9) Consider and take action to approve an ordinance on first reading adopting the City of Harlingen's Budget for Fiscal Year 2014-2015 by a record vote. Attachment (***Finance***)
- 10) Consider and take action to approve an ordinance on first reading adopting the 2014 ad valorem tax rate for Maintenance and Operation for Fiscal Year 2014-2015 by a record vote. Attachment (***Finance***)
- 11) Consider and take action to approve an ordinance on first reading adopting the 2014 ad valorem tax rate for Interest and Sinking for Fiscal Year 2014-2015 by a record vote. Attachment (***Finance***)
- 12) Consider and take action to approve a resolution adopting the Harlingen Downtown Improvement District 2014-2015 Fiscal Year Budget. Attachment (***Finance***)
- 13) Consider and take action to approve the list of streets for the Street Overlay Program for Fiscal Year 2014-2015. Attachment (***Engineering***)
- 14) Consider and take action to accept or reject bid and award contract for Hot Mix Asphalt Material under informal bid number 2014-2016. Attachment (***Engineering***)
- 15) Consider and take action to approve a Sister City Agreement with the City of Harlingen and City of Matamoros, Tamaulipas to strengthen the agreement and understanding between two cities and institutions in their respective territorial areas, in order to intensify common efforts, and facilitate the sharing of experiences and common activities. Attachment (***City Manager***)
- 16) Consider and take action on a request from the City of Matamoros, Tamaulipas for a donation of fire equipment and declare the equipment as surplus property

and authorize the City Manager to prepare and execute all the necessary documents. Attachment **(City Manager)**

17) Board Appointments

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

- a. Airport Board (0)
- 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 (3)
- m. Harlingen Finance Corporation (1)
- n. Harlingen Proud Advisory Board (6)
- o. Library Advisory Board
- p. Municipal Auditorium Advisory Board (3)
- 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 (1)
- x. Veterans Advisory Board (2)
- y. Zoning Board of Adjustments (4)

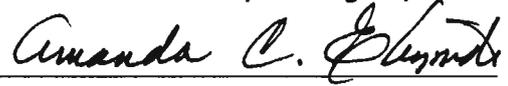
Specifically, appointment or discussion and possible action to include appointment and/or removal of any position subject to appointment or removal by statute, ordinance, or bylaws.

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, August 29th, 2014 at 8:35 p.m. at least 72 hours preceding the scheduled time of said meeting.

Dated this 29th day of August, 2014

A handwritten signature in cursive script that reads "Amanda C. Elizondo". The signature is written in black ink and is positioned above a horizontal line.

Amanda C. Elizondo, City Secretary