

REGULAR MEETING

CITY COMISSION

HARLINEGN, TEXAS

OCTOBER 3, 2012

A Regular Meeting of the Harlingen Elective Commission was held on Wednesday, October 3, 2012 at 5:30 p.m. in Town Hall, City Hall, 118 E. Tyler, Harlingen, Texas. Those in attendance were:

Mayor and City Commissioner

Mayor Chris Boswell

Robert Leftwich, Mayor-Pro Tem District 2

Danny Castillo, Commissioner District 1

Mike Mezmar, Commissioner District 3

Jerry Prepejchal, Commissioner District 4

Joey Trevino, Commissioner District 5

Staff Present

Carlos Yerena, City Manager

Amanda C. Elizondo, City Secretary

Richard Bilbie, Assistant City Attorney

Dan Serna, Assistant City Manager

Gabriel Gonzalez, Assistant City Manager

Elvia Trevino, Interim Finance Director

Mayor Boswell called the meeting to order; a quorum was established. A notice of the meeting was duly posted according to state law. The following proceedings were held.

Invocation/Commissioner Jerry Prepejchal

Commissioner Jerry Prepejchal gave the Invocation

Pledge of Allegiance/Welcome

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

1) Public Announcement of Events

Paul Menzies, Parks and Recreation Director made the following announcements.

- a) Re-Grand Opening of Gutierrez Park, October 5, 2012 at 10:30 a.m.;
- b) Zombie Run - McKelvey Park, October 6, 2012;
- c) Praise on the Hill - Harlingen Soccer Complex, October 13, 2012;
- d) 3<sup>rd</sup> Annual Halloween At The Park - Rangerville Road Park, October 27, 2012;
- e) 4<sup>th</sup> Blues on the Hill Concert Series -A Celebration of Texas Music - Lon C. Hill Park, November 3, 2012. This event would be hosting the Dallas Cowboys on Tour with a player and 2 cheerleaders. The Texas Tornado, headline for the musical event;
- f) Opening Ceremony of the Veterans Memorial - Pendleton Park, November 11, 2012.

Commissioner Trevino announced the friends of the Rio Grande State Center-Out Patient Hospital would be conducting a petition drive to raise awareness to State Senators not to close the hospital. The event would be held on Saturday, October 13, 2012 from 1:00 p.m. to 3:00 p.m. at the Harlingen Family Dentistry parking lot. Hot dogs, popcorn would be offered, children activities and a car show.

2) Board Recognition

There were no board recognitions.

3) Presentation of proclamations proclaiming the following:

Mayor Boswell read and presented the following proclamations.

- a) Rio Grande Valley Hispanic Genealogical Society Day - October 5, 2012
- b) Blood Cancer Awareness Month – Month of September, 2012

Mayor Boswell presented the proclamation to Toni Garza, Frances Saucedo and Annie Barrera

Teresa Heatherman, Team member accepted the proclamation on behalf of The Leukemia and Lymphoma Society.

Commissioner Trevino stated this organization had worked hard over of the months conducting fundraisers. Ernesto Silva Jr. would be running in the marathon in San Francisco in support of this organization.

4) Approval of Minutes

- a) Special Meeting of August 8, 2012
- b) Special Meeting of August 20, 2012

Motion was made by Mayor Pro-Tem Leftwich and seconded by Commissioner Castillo to approve the minutes as presented. Motion carried unanimously.

Consent Agenda

- 5a) Second and final reading to approve and adopt an ordinance to rezone from Not Designated (N) District to Residential, Multi-Family (M-2) District for 9.47+ acres out of Lot 1, all of Lots 2 and 7, and 9.44+ acres out of Lot 8, Block 145, San Benito Land and Water Company Subdivision located on north side of East Treasure Hills Boulevard west of FM 509. Applicant: Nobleman Investment, c/o Thomas Davidson.
- b) Second and final reading to approve and adopt an ordinance for a Specific Use Permit (“SUP”) to allow an adult business Bar/Lounge in a General Retail (“GR”) District located at 1105 South Tamm Lane, bearing a legal description of 3.4740 acres out of Block 33 Stuart Place Subdivision Survey, 139/297/298. Applicants: Daniel Menchaca and Raul Zamorano.
- c) Second and final reading to approve and adopt an ordinance for a Specific Use Permit (“SUP”) to allow a farmers market in a Residential, Single Family (R1) District located at 19833 Morris Road, bearing a legal description of 20 acres out of Block 31, Lon C. Hill Subdivision. Applicant: Diana Garcia Padilla.
- d) Consider and take action to approve a request by Harlingen High School South to close the streets listed below on Thursday, October 11, 2012 from 6:00 p.m. to 8:30 p.m. for their Annual Homecoming Parade.
  - 1) Bothwell and Dixieland (blocking southbound traffic)
  - 2) Alani Circle (both entrances)
  - 3) Haverford and Dixieland intersection
  - 4) Midlane and Haverford (Harlingen South side)
  - 5) Topaz and Dixieland intersection
  - 6) Adrian (East and West) at Dixieland
  - 7) Garrett (East and West) at Dixieland
  - 8) River Oaks and Dixieland

Motion was made by Commissioner Castillo and seconded by Commissioner Prepejchal to approve the consent agenda with the exception of Item 5(b). Motion carried unanimously.

- 5b) Seconded and final reading to approve and adopt an ordinance for a Specific Use Permit ("SUP") to allow an adult business Bar/ Lounge in a General Retail ("GR") District located at 1105 South Tamm Lane, bearing a legal description of 3.4740 acres out of Block 33 Stuart Place Subdivision Survey, 139/297/ 298. Applications: Daniel Menchaca and Raul Zamorano.

Ken Clark, Planning and Development Director stated staff was requesting that the item be tabled until the next meeting of October 17, 2017.

Motion was made by Mayor Pro-Tem Leftwich and seconded by Commissioner Mezmar to table Item 5b as per staff's recommendation. Motion carried unanimously.

- 6) Consider and take action to approve a Memorandum of Agreement between the Texas Commission on Environmental Quality and the City of Harlingen on first reading pertaining to House Bill 451 (2011, 82<sup>nd</sup> Legislative Session), requires the TCEQ to adopt by rule a program to help prevent illegal dumping that affects surface water of Texas.

Brian Christen, Small Business and Environmental Systems Division of Texas Director –TCEQ stated Jamie Garza, Regional Director would be working closely with the city on the implementation of the program. State Representative, Eddie Lucio III was the author of House Bill 551. This would allow signs to be posted along waterways in the State of Texas and provide a toll free phone number to report illegal dumping. It did not require any participating community to do anything different than was being done. The program was a voluntary program and Senator Lucio requested that the City of Harlingen be the first to partner the program. The first sign would be posted along the waterway by the Arroyo Colorado River near Rangerville Road.

Motion was made by Mayor Pro-Tem Leftwich and seconded by Commissioner Prepejchal to approve the Memorandum of Agreement between The Texas Commission on Environmental Quality and The City Of Harlingen. Motion carried unanimously.

- 7) Consider and take action to approve a Resolution and authorizing the execution of a Project Agreement with Tax Increment Financing Reinvestment Zone No. 3 to provide public infrastructure relating to Project Uncle/Reyna Family Development, LTD, including acquiring, construction, improving and repairing city streets and sidewalks, together with water, sewer and drainage improvements utility line installment and replacement, traffic and street signalization, lighting improvements and right-of-way acquisition.

Carlos Yerena, City Manager stated staff was recommending using the revenues from Tax Increment Financing Reinvestment Zone No. 3 to fund all the public infrastructures related to Project Uncle. He thanked Mr. Noel Valdez, financial advisor for his assistance in drafting the project agreement.

Motion was made by Commissioner Prepejchal and seconded by Mayor Pro-Tem Leftwich to approve the resolution as presented. Motion carried unanimously.

- 8) Discuss and approve an ordinance authorizing the issuance, sale and delivery of approximately \$2,750,000 in aggregate principal amount of "City of Harlingen, Texas Combination Tax and Revenue Certificates of Obligation, Series, 2012"; securing the payment thereof by authorizing the levy of an annual ad valorem tax; approving and authorizing the execution of all instruments and procedures related thereto including a paying agent/registrar agreement and a purchase contract; approving the form of an official statement; and declaring an effective date.

Ann Burger Entrekin, City Financial Advisor stated part of the process in doing the issuance of debt was to present the city's debt information to the rating agencies for

their review. They would review the city's financials, debts, economy and governance of the city. She highlighted the comments made from Standard & Poor's and Fitch Rating Credit Agencies. Standard and Poor's commented that "In our view, Harlingen's financial performance and position remains strong"; Finch Rating commented that Harlingen has "stable financial operations with strong reverse levels." Ms. Entrekin reported on the market conditions and competitive interest rate bids that were received. She thanked Mr. Yerena and Ms. Trevino for their assistance in gathering all the information that was required for the bond bid and for the preparation of the presentation. Ms. Entrekin recommended approval of the bid from F.T.N. Financial.

Mayor Boswell stated the tax revenues were specifically set aside for this bond issuance from the Tax Increment Reinvestment Zone No. 3. Based on the low interest rate a lot of value would now allow the infrastructure for streets, utilities and water lines improvements in TIF Zone #3.

Commissioner Mezmar asked what First Southwest's fee for the bond proposal was and if the city had ever called in a bond.

Ms. Entrekin responded the total cost of the bond issuance was \$75,000. Other fees would go to bond counsel, financial advisors, printing the disclosure document, attorney general office, etc. The city had called in a bond and this time it was shorter than the normal call date.

Richard Bilbie, Assistant City Attorney read the caption of the ordinance.

Motion was made by Mayor Pro-Tem Leftwich and seconded by Commissioner Prepejchal to approve the bond and amend the amount to \$2,280,000. Motion carried unanimously.

9) Consider and take action to approve the renewal of the Franchise Fee Agreement between the City of Harlingen and AEP Texas.

Frank Espinosa, AEP Representative stated it over seven years since the expiration of the Franchise Agreement between the City of Harlingen and AEP-Texas. The agreement allowed AEP-Texas to have electrical infrastructure in the community to serve the residence and businesses within the proper city limits. The original agreement expired in 2004. AEP-Texas was purposing to renew the franchise agreement with the City of Harlingen. The new agreement would expire December 31, 2035, but would be retroactive to the date of expiration which in fact would be for 23 years. The 30-year agreement would provide legal continuity for the tax revenues paid to the city since the agreement expired. Standard practice was that AEP-Texas would work with the city on the renewal of agreement a year in advance. After the expiration of the agreement in 2004, the City of Harlingen received \$1.9 million in franchise fees. AEP-Texas was regulated by the Public Utilities Commission and would approve the fees charged to each customer within state. For every kilowatt sale per customer, AEP-Texas acquired a part of fee to be put in their operating fund.

Mayor Pro-Tem Leftwich questioned how the city would offset the ratchet fee by increasing the franchise fee.

Mr. Espinosa suggested that language be incorporated in the proposed ordinance if the Commission would prefer to take this measure. He would be willing to set up a separate meeting to explain how the ratchet fee worked. The ratchet fee that was being charged to the city was in compliance with state statute. The agreement presented to the city was a standard agreement that was presented to all the other municipalities. AEP-Texas would be willing to work with staff to consider new ideas and recommendations.

Jerry Moore, 709 Town Lane stated the addition of fiber optic lines and cables to the utility poles was one of the reasons for the leaning of the poles. An AEP-Texas lineman informed him they were still repairing poles from the Hurricane Dolly. This was not an AEP-Texas problem. It was Time Warner Cable problem adding broad line cables to the utility poles.

Commissioner Trevino inquired if the franchise fee were to be approved, would it also affect the ratchet fee.

Mr. Espinosa stated the ratchet fee applied to the lights at ballpark facilities. The City had requested that AEP-Texas build the infrastructure to power all the lights that serve the parks. These are very bright and extreme lights that require a lot of voltage. Reducing the number of lights at the parks could reduce the ratchet fee.

Discussion was held in regards to the ratchet fee and Mayor Pro-Tem Leftwich stated if a kilowatt was used to power the light then that ramped up the kilowatt cost. The cost had already been negotiated with the city's provider. Three to four dollars surcharge was being bill to the City during times of high use.

Motion was made by Mayor Pro-Tem Leftwich and seconded by Commissioner Prepejchal to table Item No. 9.

Mr. Yerena stated staff was not ready to make a recommendation on the franchise agreement and would like to engage the services of Geoffrey Gay, legal counsel to continue reviewing the proposed agreement.

Mayor Pro-Tem Leftwich stated that having a long term contract at a fixed rate may not be to the best interest to the city. After the research was completed, it may be that the city may want to increase or reduce fee.

Mr. Espinosa stated the rate would change when the law changed.

Motion carried unanimously.

Mr. Espinosa informed Mr. Moore that there was not a case that AEP-Texas did not address. The statement that Mr. Moore implied that "all poles are leaning" would be inaccurate. Any issues that Mr. Moore had, he would be willing to address them with him.

10) Discuss and consider the implementation of the Harlingen Police Department "Safety City's Special Project."

Stephen Meyer, Assistant Police Chief gave a brief presentation of the proposed project and stated the Police Department had made contact with the School Board and Parks & Recreation Department. The project had been well accepted by the board and Parks Department. The Park and Recreation Department had indicated that any of the community parks could be utilized for this project. He informed the Commission that Valerie Garcia and Rick Navarro were working on the lease foundation agreement.

Commissioner Castillo inquired if staff had prepared a recommendation of the top five locations and factors for this project. He requested that staff submit a recommendation of several locations that would be best suited for this project.

Mr. Yerena stated that the lease foundation would be the next phase of the project and would be presented at the next meeting.

No action was taken on Item No. 10.

11) Discuss and possible direction by the City Commission on amending the City of Harlingen Zoning Ordinance, No. 07-27, by establishing a definition for an eight-liner machine and sweepstakes; creating a section in the Use Chart for an eight-liner machine and sweepstakes; and establishing a distance requirement for the subject uses.

Ken Clark, Planning and Development Director stated there was no time to publish a notice for a public hearing in the newspaper. Staff had requested that a definition be determined to what an eight-liner versus a sweepstakes was. After research

and discussions with staff, it was recommended that the establishment be allowed only in a General Retail (GR) District with a Specific Use Permit (SUP). A distance requirement would need to be stated in the ordinance.

Commissioner Castillo stated that with situations around the state, officials have determined that some of the machines that have been in use at these types of establishments are illegal gambling devices. From a legal stand point, he requested for staff to explore the option of establishing a moratorium on the type of devices until the attorney general office determined the legal issues.

Mr. Bilbie stated he was not sure what could be done, but the issue could be explored. The purpose for presenting this item to the City Commission was to amend and improve the definition of the zoning ordinance. This would tighten the ordinance and improve the zoning ordinance so this issue could be adequately addressed.

Mayor Boswell agreed that staff should move forward in creating an ordinance that would tighten the use of the eight liners and also favored Commissioner Castillo's recommendation that a moratorium be put in place.

Commissioner Trevino questioned if the distance of the establishment from schools and homes would be at a designated distance and what kind of operational fees would be imposed on the establishment.

Mr. Bilbie stated he would have to do a research on the fees.

Mr. Clark stated he would make a presentation to the Planning and Zoning Commission in regards to the recommendations that were being made and then return with the Planning and Zoning recommendations for the Commission's review and consideration. He would work with legal department on the possible moratorium for the establishment.

No action was taken on Item No. 11.

- 12) Consider and take action to approve and adopt an ordinance on the first reading to amend the Code of Ordinance, Chapter 130 by adding sub-section 130.07 Unlawful Substances to prohibit the use, purchase, possession, and sale of the synthetic drugs as categorized in Section 2(a) of the Texas Health and Safety Code as well as those substances categorized within the United States Code, Title 21, Controlled substance Act.

Stephen Meyers, Assistant Police Chief stated staff was proposing to amend the ordinance to include the use of synthetic drugs.

Commissioner Mezmar questioned if the Harlingen Police Department (HPD) had the ability to field test at the police station for particular molecules.

Asst. Chief Meyers responded yes, and could be done in less than three minutes to determine if the substance was illegal. The test could also be administered on-site.

Mayor Pro-Tem Leftwich questioned if the HPD have been checking the usual sales outlets that might be selling the synthetic substance.

Asst. Chief Meyers stated HPD has participated initially and participated with the Drug Enforcement Agency (DEA) to address the stores that might have the synthetic drugs in their possession. DEA Agents would confiscate the substances and HPD would do random checks to make sure the synthetic drugs were not being sold.

Mr. Bilbie read the caption of the ordinance.

Motion was made by Commissioner Prepejchal and seconded by Mayor Pro-Tem Leftwich to adopt and approve the ordinance on first reading. Motion carried unanimously.

Mayor Boswell changed the order of the agenda and skipped to Item No. 18.

- 18) Consider and take action to approve or deny the renewal of a one-year contract between the City of Harlingen and Harlingen Aquatic Team (HAT) for the use of Pendleton Pool and Victor Pool.

Paul Menzies, Parks and Recreation Director stated the Harlingen Consolidated Independent School District (HCISD) currently funds 1½ of the operating cost. There were some revenue issues that needed to be looked at to keep Pendleton Pool open. There were capital needs at the pool including the roof insulation and filtration system that needed to be replaced. There were a number of groups that use the pool and the citizens had requested the Youth Swim Program to be extended into the City Fall-Winter Swim Program. Most of the city fees for the programs conducted by the City were \$1.00. Water Aerobics Programs were based on a \$1.00 fee with an instruction charge of \$25.00 a month. He highlighted the schedule of the Pendleton and Victor Parks Pools and the user times of HCISD and the City's Swim Programs. Harlingen Aquatic Team was proposing the renewal of contract to exclusively allow the team to use the pool at designated times. The fee per participant would be \$1.00 per day. HAT was currently paying a flat fee of \$200.00 a month. The new fee would make it consistent to what any user would pay for the use of the pool.

Motion was made by Mayor Pro-Tem Left and seconded by Commissioner Prepejchal to approve the contract renewal as recommended by staff between The City of Harlingen and Harlingen Aquatic Team (HAT).

Commissioner Mezmar stated he was stunned by the number of phone calls he received from citizens about the swimming pools. He questioned with 2-seasonal pools and 1-covered pool, why the pools were not being utilized longer. The resources are not meeting the demands and another covered pool was needed. There was lack of water management concerning the safety and quality of the water in the pools.

Mr. Menzies stated with the repairs needed at the pools the filtration systems were in need of maintenance. This has become a budgetary issue. After an overall review of all the issues at the pools, it has been questioned how the costs would be covered. After the budget was submitted for approval, maintenance repair costs were not included because they were not proportioned to the need. During the budget process, staff had not completed the needs assessment process. He had suggested at the time to first do the needs of the capital improvements and then pools could be open longer to meet the demand. The other issue would be to employ lifeguards. Pools could not be open if there were not certified lifeguards. It was difficult to keep lifeguards after the month of December. The water quality issue becomes the responsibility of the Aquatic Supervisor who was trained & certified to be a pool operator. Estimated cost to do the improvements was approximately \$250,000 - \$500,000 to bring all the pools to operating standards.

Richard Uribe 2822 N. 13<sup>th</sup> stated his mother participated in the Aerobic Class and commended the Parks and Recreation Department staff in trying to make the situation right for everyone. The programs offered by the city were beneficial to all that participated and had helped him and his family members develop good habits.

John Tucker, HAT Representative, 1701 Rio Hondo Road stated he had sent an e-mail to the city for review. It ascertained the concerns on how to maintain his team. He stated he met with Mr. Menzies, Park staff and Parks & Recreation Board on September 18, 2012 and Mr. Yerena and Assistant City Manager on September 17, 2012 to discuss the agreement. He understood that Mr. Menzies was trying to satisfy all the parties involved.

Mayor Pro-Tem Leftwich questioned Mr. Tucker after hearing the report on all issues and condition of the pools. Where should the Commission get the money to take care some of these issues, if they don't make a fair an equitable attempt to recover some of the costs that was involved in the operations of the pools?

Mr. Tucker stated through the experience of his colleagues around the nation, they privately fund their own pools. By programming the programs of the facility properly, they could pay for themselves. He stated he did not make a living off the program.

Matthew Wess, 4518 Willow Tree Way stated good governance was about compromise. He would be in favor if HAT practiced from 5:30 p.m. - 7:00 p.m. because of the school issue. Mr. Wess stated he did have a problem paying the dollar a day fee as part of the compromise. The fact was that his daughter would be able to swim.

Brad McKinney, 65 Cortez Ave., Rancho Viejo stated he represented all the families from HAT and was in favor of the 5:30 p.m. – 7:00 p.m. time.

Maggie Inglett, 1713 Peach Tree Court, stated HAT was a team like any other group, yet they were being charged more. They had a four stroke instruction program. HAT members were being compared to as being competitive which they were not, they chose to be competitive. They also send their children to the pools in the summer months as well. This was about the children.

Ken Pruneau, 2510 E. Mark Circle, stated he was a Park Board Member and pointed out that when an individual or group approached the board with ideals and suggestions they were taken into consideration and voted on. The board should have the authority do so, even though it did not suit everybody. There were several conflicts and hoped they could be figured out.

David Argabright, 2701 Cypress Dr., stated everyone had the free will to pay the charges and participate in a swimming program. A worker was worth his wages and HAT Team Members believed that Mr. Tucker was worth the wages. There was a historical connection with the team to the City of Harlingen and it would be terrible to lose it.

Ruben de la Rosa, 713 S. M St., stated he also served on the Parks and Recreation Board. The 5:30 p.m. to 7:00 p.m. timeslot was offered to HAT, but parents' returned saying this was not efficient time to get the kids to the pool. Comments from the parents were that this was not an appropriate time. As a board member, they tried to accommodate everyone needs to come into an agreement with the schedule that was presented.

Citizen from, 101 Scarlet Circle, stated her daughter loved to swim and hoped the times requested were granted. The pools and restroom were sometimes dirty as compared to the pools in Brownsville. As a parent she felt that the swimming program would depend on the development of her child's life.

Mayor Pro-Tem Leftwich questioned staff if the \$1.00 fee covered a person all day and would a HAT participant be able to stay and participate at no additional fee in the lap swims lessons.

Mr. Menzies stated the contract read that each time a member of the Harlingen Aquatic Team participated in the time slot they would be required to pay.

Mayor Pro-Tem Leftwich responded the ordinance dictated "a dollar, per day."

Mayor Boswell stated he had a real problem in increasing the fee to \$200 a month. This would be too big of a jump in one year and his concern was also the \$1.00 fee. There was no problem with the time slot. He stated it would be one's choice if they wanted to participate after school sports activities.

Commissioner Castillo stated there were different needs that were trying to be met. Everyone had kids and interests about this issue. It was difficult to make decisions on this particular matter. He agreed with Mayor's comments on staying with the \$200 fee and omitting the \$1.00 participation fee. There was uniqueness to the Harlingen Aquatic Team versus some of the other summer programs hosted by the city at the pools. With



the youth involved, he questioned the time slot issues because moving the times around affected one or the other.

Commissioner Mezmar questioned if statewide or nationwide were swimming pools profitable centers or do they broke even or become losses for cities?

Mr. Menzies responded the pools would run a deficit.

Commissioner Trevino stated he was not in favor of seeing the practices run late. He favored the time of 5:30-7:00 p.m. for the practices and leave the monthly fee at \$200.

Commissioner Castillo recommended allowing the parents to work out a schedule within the 30-minute time frame for the sake of making it work for everybody involved. There has to be some level of cooperation among the parties regarding two different programs.

Motion was by Mayor Pro-Tem Leftwich and seconded by Commissioner Prepejchal to amend the contract to leave the \$200 per month per the existing schedule. Motion carried unanimously.

- 13) Consider and take action to approve a resolution authorizing the Mayor of Harlingen to enter in to an Interlocal Agreement with the Texas Department of Transportation (TXDOT) to enable the Harlingen Police Department to participate in the state wide Crash Reporting and Analysis for Safer Highways (C.R.A.S.H.) computerized system at no cost to the City.

Steven Meyer, Assistant Police Chief stated the request would allow HPD to digitally transfer accident reports to TXDOT at no cost to the city.

Motion was made by Commissioner Castillo and seconded by Commissioner Mezmar to approve the resolution. Motion carried unanimously.

- 14) Presentation regarding the Bicycle and Pedestrian Projects for the City of Harlingen.

Motion as made by Commissioner Prepejchal and seconded by Commissioner Mezmar to table Item No. 14. Motion carried unanimously.

- 15) Consider and take action to approve the renewal of a one-year contract between the City of Harlingen and Harlingen Youth Football League for the use of the Athletic Field at Victor Park.

Motion was made by Commissioner Prepejchal and seconded by Commissioner Castillo to approve the agreement between the City of Harlingen and Harlingen Youth Football League. Motion carried unanimously.

- 16) Consider and take action to approve the renewal of a one-year contract between the City of Harlingen and the Hockey Association for the use of the Oil Mill Athletic Pavilion at the Lon C. Hill Park.

Motion was made by Commissioner Prepejchal and seconded by Commissioner Mezmar to approve the agreement between the City of Harlingen and The Hockey Association. Motion carried unanimously.

- 17) Consider and take action to approve the renewal of a one-year contract between the City of Harlingen and RGV Amateur-Adult Soccer Association for the use of the soccer fields at Vestal Park.

Motion was made by Mayor Pro-Tem Leftwich and seconded by Commissioner Prepejchal to approve the agreement between the City of Harlingen and RGV Amateur-Adult Soccer Association. Motion carried unanimously.

- 19) Discuss and take action to approve the termination of the agreement between the Development Corporation of Harlingen, Inc. and Spring Dynamics Texas, Inc.

Motion was made by Commissioner Trevino and seconded by Commissioner Mezmar to terminate the agreement between the Development Corporation of Harlingen, Inc. and Spring Dynamics Texas, Inc. Motion carried unanimously.

- 20) Consider and take action to approve the Election Services Contract with Cameron County Elections Department and the City of Harlingen to conduct the City of Harlingen November 6, 2012 General Election for the purpose of electing a City Commissioner for District 3, 4, and 5.

Motion was made by Commissioner Prepejchal and seconded by Commissioner Castillo to approve the contract agreement between the City of Harlingen and Cameron County Elections Department. Motion carried unanimously.

- 21) Board Appointments

Commissioner Trevino

John Guevara - appointed to the Harlingen Community Improvement Board  
David H. Croasmun - appointed to the Senior Citizens Advisory Board

Motion was made by Commissioner Prepejchal and seconded by Commissioner Castillo to approve the board appointments. Motion carried unanimously.

- 22) Citizens Communication

No citizen communication.

There being no further business to discuss, the meeting adjourned at 7:52 p.m.

City of Harlingen

  
Chris Boswell, Mayor

ATTEST:

  
Amanda C. Elizondo, City Secretary