

CITY COMMISSION
AGENDA
November 7, 2018
@ 5:30 P.M.
CITY HALL, TOWN HALL
118 E. Tyler Street
Harlingen, Texas

Notice is hereby given that the above governmental body will hold a Regular Meeting on Wednesday, **November 7, 2018 5:30 P.M.** in City Hall, Town Hall Meeting Room, 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) 216-5003 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/Commissioner Tudor Uhlhorn

Pledge of Allegiance/Welcome

- 1) Board Recognition
- 2) Proclamation – proclaiming November 8-10, November 15-17 and December 1, 2018 as “Harlingen Professional Fire Fighters Local – Fill the Boot Days.” Attachment
- 3) Presentation by Harlingen Fire Lt., Andy Galvan to recognize the support of the City of Harlingen and the City Commission during the recent Barbeque Competition Fundraiser held on October 5th and 6th, 2018 at Fair Park Blvd. behind Casa De Amistad. Attachment (**Fire Dept.**)
- 4) Approval of Minutes
 - a) Regular Meeting of September 19, 2018

	CONSENT AGENDA	
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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 Items withdrawn from the Consent Agenda for individual consideration in their normal sequence will be heard after the remainder of the Consent Agenda has been acted upon.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) Second and final reading to approve and adopt an ordinance to annex and establish the initial zoning to Residential, Single Family ("R-1") District for 8.95 acres out of Block 35, Petersburg Syndicate Subdivision, located on the east side of Park Lane East, north of Spur 54. Applicant: Dustin Moore of Moore Land Surveying, LLC, c/o Daniel Dominguez. Attachment (**Planning & Zoning**)

- b) Second and final reading to approve an ordinance amending Chapter 28, "Licenses, Permits, and Miscellaneous Regulations" by adding Article XI, Dockless Vehicle permits and amend Chapter 18 of the Master Fee Ordinance to reflect fee changes. Attachment (**Parks & Recreation**)
- c) Consideration and possible action to approve a request from Veronica Hunt, Advisor for the Harlingen High School Student Council, to close the following streets, Thursday, November 8, 2018, from 5:30 p.m. to 7:30 p.m., for their parade festivities and burning of the "H." Attachment (**Police Dept.**)

North 13th Street (just north of the Rear Parking Lot of the school)
 North 13th Street and Marshall Avenue
 Marshall Avenue from 13th Street to North 7th Street
 Marshall Avenue and 9th Street
 7th Street and Village Drive
 North 7th Street (just North of Village Drive)

- d) Consideration and possible action to approve a request from Rafael Kirkpatrick, with Westbrook Clinic, to close the following streets from 7:30 a.m. to 11:00 a.m. on Saturday, December 1, 2018, for their 2nd Annual "Adelante Run" Event. Attachment (**Police Dept.**)

West Lincoln Avenue (westbound right lane/south mall parking lot exit (across Panda Express/IHOP)
 West Lincoln Avenue / Dixieland Road
 Haverford Avenue / Dixieland Road
 Adrian Avenue / Dixieland Road
 Garrett Road / Dixieland Road

- e) Consideration and possible action to approve a refund of property taxes paid by Wells Fargo Real Estate Tax Service on behalf of Killmer James Patrick, Acct. #18-4038-0060-0070-00 in the amount of \$792.79 due to adding a 100% exempt veteran's exemption for Year "2017." Attachment (**Finance Dept.**)
- f) Consideration and possible action to approve an Industrial District Agreement between the City of Harlingen and International Cold Storage, LLC. Attachment (**Gabriel Gonzalez, Asst. City Manager**)
- g) Investment Report for the City of Harlingen for Quarter ended September 30, 2018. Attachment (**Finance**)



- 6) Public hearing to solicit comments regarding the proposed issuance by the Arizona Industrial Development Authority (the "Authority") of its revenue bonds in one or more series from time to time pursuant to a plan of financing (the "Bonds") not to exceed \$32,000,000. Attachment (**City Manager**)
- 7) Consideration and possible action to approve a resolution approving the issuance by the Arizona Industrial Development Authority of its Revenue Bonds, in one or more series, in aggregate principal amount not to exceed \$32,000,000 to finance costs of acquiring, designing,

constructing and equipping a Convention Center Hotel for Provident Group-Harlingen Properties LLC. Attachment (**City Manager**)

- 8) Consideration and possible action to approve a Corporation and Development Agreement between City of Harlingen and Provident Group-Harlingen Properties, LLC for the construction of the hotel adjacent to the Harlingen Convention Center, and authorize the City Manager to sign the agreement. Attachment (**City Manager**)
- 9) Public hearing to consider an ordinance on first reading to rezone from Residential, Single Family ("R-1") District to Residential, Duplex ("R-2") District for Lot 12, Block 89, Harlingen Original Townsite, located at 422 W. Polk Avenue. Applicant: Juan Leonel Torres. Attachment (**Planning & Zoning**)
 - a) Public Hearing
 - b) Consideration and possible action to approve an ordinance on first reading to rezone from Residential, Single Family ("R-1") District to Residential, Duplex ("R-2") District for Lot 12, Block 89, Harlingen Original Townsite for the above described location. Attachment (**Planning & Zoning**)
- 10) Consideration and possible action to award a loan utilizing Community Development Block Grant funds to provide for the home reconstruction for Mr. Ignacio Rangel for his home located at 922 W. Grant Street; Mr. Faustino Bermudez for his home located at 1213 W. Grant Street; and for Mr. Tranquilino Ramirez for his home located at 417 W. Marjory Street. Attachment (**Community Development**)
- 11) Consideration and possible action to authorize the Harlingen Police Department to enter into a Service Agreement with A-USA JAIL SERVICES for jail phones at Harlingen City Jail, and authorize the City Manager to sign the agreement. Attachment (**Police Dept.**)
- 12) Consideration and possible action to authorize the Mayor, on behalf of the City of Harlingen, to accept grant funding in the amount of \$17,800.00 made available through the Office of the Governor Homeland Security Grants Division under the 2018 State Homeland Security Program (SHSP). Attachment (**Police Dept.**)
- 13) Consideration and possible action to authorize the City to participate in the American Electric Power (AEP) rate adjustment case filed by AEP to recover losses due to repairs from damage caused by recent natural disasters, hiring legal consulting services to review the filing and direct any necessary litigation and appeals. Attachment (**Gabriel Gonzalez, Asst. City Manager**)
- 14) Consideration and possible action to approve a resolution in support of the Pendleton Square Apartments, being submitted by Pendleton Square, LP to the Texas Department of Housing and Community Affairs for 2019 Competitive 9% Housing Tax Credits, for the proposed development of the Pendleton Square Apartments affordable rental housing. Attachment (**Gabriel Gonzalez, Asst. City Manager**)
- 15) Consideration and possible action to approve an ordinance on first reading to designate a "No Parking Zone" along 25th Street, 104 feet from the intersection of Haine Drive, extending north 700 feet on the west side, and 74 feet from the intersection of Haine Drive, extending north 390 feet on the east side of 25th Street. Attachment (**Public Works**)

- 16) Consideration and possible action to rescind the action by the City Commission on October 16, 2018, authorizing the City Manager to enter into a lease purchase agreement with Yamaha for 65 golf carts. Attachment (**Parks & Recreation**)
- 17) Consideration and possible action to approve a lease purchase or purchase agreement between the City of Harlingen and Car Club to purchase 65 golf carts to be used at the Tony Bulter Golf Course; and authorize the City Manager to sign the agreement. Attachment (**Parks & Recreation**)
- 18) Consideration and possible action to approve a contract between the City of Harlingen and Elizabeth Rose Flores to provide water aerobics instruction at Pendleton Park Pool and authorize the City Manager to sign the agreement. Attachment (**Parks & Recreation**)
- 19) Consideration and possible action to postpone the Harlingen Regular City Commission Meeting of November 21, 2018 to another date due to the Thanksgiving Holiday. (**City Manager**)
- 20) 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 (1)
- c) Audit Committee (Terms expire annually in June) (4)
- d) Civil Service Commission
- 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
- j) Golf Course Advisory Board (1)
- k) Harlingen Community Improvement Board
- l) Harlingen Housing Authority Board
- m) Harlingen Finance Corporation
- n) Harlingen Proud Advisory Board (5)
- o) Library Advisory Board
- p) Mayor Wellness Council
- q) Museum Advisory Board (1)
- r) Parks Advisory Board
- s) Planning & Zoning Advisory Board (1)
- t) Senior Citizens Advisory Board (5)
- u) Tax Increment Finance Board (7)
- v) Utility Board of Trustees
- w) Veterans Advisory Board (2)
- x) Zoning Board of Adjustments (6)

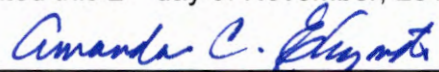
Specifically, appointment or discussion and possible action to include appointment and/or removal of any position subject to appointment or removal by statute, ordinance, or bylaws.

- 21) Executive/Closed Session on the following items:

- a) pursuant to Tex. Gov't. Code Sec. 552.071(2) on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter regarding the recovery of delinquent Hotel Occupancy Tax payments. **(City Manager)**
 - b) pursuant to Section 551.071, Texas Gov't Code to consult with the City Attorney regarding the Firemen Pension.
 - c) Personnel - deliberation pursuant to Texas Gov't Code, Section, 551.074, to deliberate the appointment, employment, evaluation, reassignment, or duties of the City Auditor. **(Mayor)**
 - d) Personnel - deliberation pursuant to Texas Gov't Code, Section 551.074, to deliberate the appointment, employment, evaluation, reassignment, or duties of the City Attorney. **(Mayor)**
- 22) Consideration and possible action as discussed in executive session regarding Item 21(a). **(City Manager)**
 - 23) Consideration and possible action as discussed in executive session regarding Item 21(b). **(City Manager)**
 - 24) Consideration and possible action as discussed in executive session regarding Item 21(c). **(City Manager)**
 - 25) Consideration and possible action to approve an updated legal services agreement with the Law Firm of Denton, Navarro, Rocha, Bernal & Zech, PC for city attorney legal services for FY 2019. **(City Manager)**
 - 26) Citizen Communication

I, the undersigned authority, do hereby certify that the above notice of meeting is a true and correct copy of said notice posted on the City's bulletin board, City Hall, 118 E. Tyler Avenue, a place convenient and readily accessible to the general public at all times and said notice was posted on Friday, November 2nd, 2018 at 5:30 p.m. at least 72 hours preceding the scheduled time of said meeting.

Dated this 2nd day of November, 2018



Amanda C. Elizondo, City Secretary