

CITY COMMISSION
AGENDA
AUGUST 7TH, 2019
@ 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, August 7th, 2019 at 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) 216-5001 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 the 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/City Commissioner, Mayor Chris Boswell

Pledge of Allegiance/Welcome

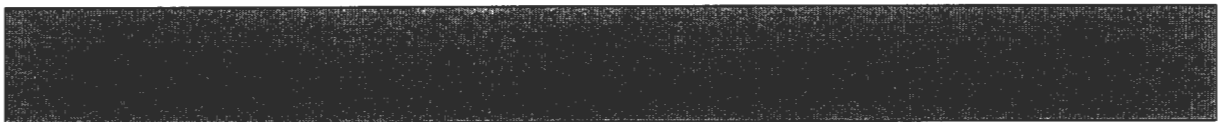
- 1) Presentation of a Recognition Plaque to the Community Emergency Response Team (CERT).
- 2) Approval of Minutes
 - a) Regular Meeting of May 15th, 2019
 - b) Special Meeting of July 2, 2019

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 Items withdrawn from the Consent Agenda for individual consideration in their normal sequence will be heard after the remainder of the Consent Agenda has been acted upon.

- 3a) Second and final reading to approve and adopt an ordinance designating a "No Parking Zone" on Briar Avenue on the south side of the street extending 100 ft. from the intersection with 25th Street. Attachment (**Public Works**)
- b) Second and final reading to approve and adopt an ordinance designating a "No Parking Zone" on Rangerville Road from the intersection with Knox Avenue extending 100 ft. on the south side of the street on either side of Knox Avenue. Attachment (**Public Works**)

- c) Second and final reading to approve an ordinance for a Specific Use Permit "SUP") to allow an adult business (vape shop) in a General Retail ("GR") District located at 616 Ed Carey Drive, bearing a legal description of Lot 8, Southpoint Subdivision No. 1. Applicant: Mario A. Cardenas, Jr. Attachment (**Gabriel Gonzalez, Asst. City Manager**)
- d) Consideration and possible action to approve an Industrial District Agreement between the City of Harlingen and Peterson Jay Trustee of the Jay Peterson Irrevocable Trust and authorize the Mayor to sign the agreement. Attachment **Gabriel Gonzalez, Asst. City Manager**)
- e) Consideration and possible action to approve a refund of property taxes paid by Lereta on behalf of Danny & Criselda Cantu, Acct. #98-1045-0010-0170-00 in the amount of \$537.43 due to a prorated disabled veteran's exemption for Year 2018. Attachment (**Finance Dept.**)
- f) Consideration and possible action to approve a refund of property taxes paid by Robert A. and Linda Little, Acct. #88-1923-0020-0160-00 in the amount of \$1,019.51 due to a prorated disabled veteran's exemption for Year 2018. Attachment (**Finance Dept.**)
- g) Consideration and possible action to approve the preliminary and final replat of the proposed Replat of Pelican's Peak Re-Subdivision, being 1.230 acres of land out of Lots 1-2, Block 1, Pelican's Peak Re-Subdivision, located on the west side of Ed Carey Drive, south of Sesame Drive. Applicant: Michael Wood of Southpoint Texas Surveying, LLC, c/o VIA Real Estate. Attachment (**Planning and Zoning**)
- h) Consideration and possible action to approve a request from the Harlingen Convention and Visitors Bureau to close the following streets from 10:00 a.m. to 11:00 p.m., Saturday, August 24, 2019 for their Blues on the Hill Back to School Event. Attachment (**Police Dept.**)
 - Fair Park Blvd. between North "J" Street and North "L" Street; and,
 - North "L" Street to West Adams Avenue



- 4) Consideration and possible action to authorize the City Manager to accept the Texas Division of Emergency Management (TDEM) sub-grant for the Hazard Mitigation Grant Program under award identification number 4266-014 and provide the matching funds for Phase II of the 9th & 13th Street Drainage Improvement Project (System 005). Attachment (**Carlos A. Sanchez, Asst. City Manager**)
- 5) Consideration and possible action to approve a three (3) party inter-local agreement between the City of Harlingen, Harlingen Irrigation District No. 1, and Cameron County Drainage District No. 5 to collaborate in a project to improve the conveyance of storm water along the 13th Street Drainage Ditch and authorize the Mayor to sign the agreement. Attachment (**Carlos Sanchez, Asst. City Manager**)
- 6) Consideration and possible action to approve a three (3) party inter-local agreement between the City of Harlingen, Harlingen Irrigation District No. 1, and Cameron County

- Drainage District No. 5 to collaborate in a project to improve the conveyance of storm water along the Dixieland Drainage Ditch and authorize the Mayor to sign the agreement. Attachment (**Carlos Sanchez, Asst. City Manager**)
- 7) Public Hearing to solicit comments from the public for or against the adoption of the City of Harlingen Annual Budget for Fiscal Year 2019-2020. Attachment (**Finance**)
 - 8) First Public Hearing to solicit comments from the public for or against the proposed tax rate of \$0.630000 per \$100 in value for Fiscal Year 2019-2020. Attachment (**Finance**)
 - 9) Consideration and possible action on approving a reimbursement resolution expressing official intent to reimburse costs of drainage improvements from obligations to be issued by the City of Harlingen. Attachment (**City Manager**)
 - 10) Consideration and possible action to adopt a resolution approving the One Year Action Plan (Budget) for Fiscal Year 2019-2020 (Year 45) of the Community Development Block Grant (CDBG) Program and Fiscal Year 2019-2020 (Year 25) of the Home Investment Partnership Program (HOME). Attachment (**Community Development**)
 - 11) Consideration and possible action to award a loan utilizing Community Development Block Grant funds to provide for the home reconstruction for Mr. Ranulfo Ramirez and Mrs. Elizabeth Ramirez for their home located at 1126 N. Sunset Drive. Attachment (**Community Development**)
 - 12) Consideration and possible action to adopt an ordinance approving the negotiated resolution between the City of Harlingen and Texas Gas Service regarding the Company's April 30, 2019 Cost of Service Adjustment filing, declaring existing rates to be unreasonable, adopting new tariffs that reflect rate adjustments consistent with the negotiated settlement and providing for the recovery of the City's reasonable and necessary rate case expense. Attachment (**Gabriel Gonzalez, Asst. City Manager**)
 - 13) Consideration and possible action to adopt a Resolution finding that AEP Texas, Inc's requested increase to its electric transmission and distribution rates and charges within the City should be denied and finding that the City's reasonable rate case expenses shall be reimbursed by the company. Attachment (**Gabriel Gonzalez, Asst. City Manager**)
 - 14) Consideration and possible action to approve a request from the City of Hidalgo to enter into a Sale and Purchase Agreement of brush collection equipment; declare the equipment as surplus property; and authorize the City Manager to execute the agreement and any other related documents. Attachment (**Carlos A. Sanchez, Asst. City Manager**)
 - 15) Consideration and possible action to approve a request from the City of Primera to enter into a Sale and Purchase Agreement of brush collection equipment and authorize the City Manager to prepare and execute all necessary documents. Attachment (**Carlos A. Sanchez, Asst. City Manager**)
 - 16) Consideration and possible action to amend the list of streets for the 2018-2019 Street Improvement Program to exclude Haine Street and add Beckham Road to 2018-2019 list. Attachment (**Public Works**)

- 17) Consideration and possible action to approve the proposed list of streets for 2019-2020 Street Improvement Program. Attachment (**Public Works**)
- 18) Consideration and possible action to approve a resolution accepting the disbursement of funds from the Harlingen Economic Development Corporation, Inc. (HEDC) to the Harlingen Community Improvement Board (HCIB) in the amount of \$492,500 as part of the gain on the sale of the University Articulation and Career Center to Texas State Technical College (TSTC) recognizing HCIB's financial contribution to the University Articulation and Career Center. Attachment (**City Manager**)
- 19) Board Appointments
Discussion and possible action regarding membership on any of the following listed board/entity:
 - a. Airport Board
 - b. Animal Shelter Advisory Committee (2)
 - c. Audit Committee (1) (Terms expire annually in June)
 - d. Civil Service Commission (1)
 - e. Community Development Advisory Board (2)
 - f. Construction Board of Adjustments (4)
 - g. Convention & Visitors Bureau (2)
 - h. Development Corporation of Harlingen, Inc.
 - i. Downtown Improvement District Board (3)
 - j. Golf Course Advisory Board (1)
 - k. Harlingen Community Improvement Board
 - l. Harlingen Housing Authority Board
 - m. Harlingen Finance Corporation (5)
 - n. Keep Harlingen Beautiful Board (3)
 - o. Library Advisory Board (2)
 - p. Mayor Wellness Council
 - q. Museum Advisory Board (4)
 - r. Parks Advisory Board (2)
 - s. Planning & Zoning Advisory Board (3)
 - t. Senior Citizens Advisory Board (5)
 - u. Tax Increment Finance Board (1)
 - v. Utility Board of Trustees
 - w. Veterans Advisory Board (4)
 - x. Zoning Board of Adjustments (4)
 - y. Complete Census Committee

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.


- 20) Executive/Closed Session on the following items:
 - a) pursuant to Section §551.071(2) and §551.072 of the Texas Government Code to seek and receive legal advice pertaining to the City's legal options and to discuss the exchange of real property regarding the implementation of **Project Dream**. (**City Manager**)
 - b) pursuant to Section §551.071(2) and §551.072 of the Texas Government Code to seek and receive legal advice pertaining to the City's legal options and to discuss

the exchange of real property regarding the implementation of **Project Development. (City Manager)**

- c) pursuant to Section §551.071(2) to receive legal advice pertaining to certain provisions contained within the City of Harlingen Convention Center Project Agreement. **(City Manager)**
 - d) pursuant to Section §551.071(2) to receive legal advice regarding a potential joint CDBG agreement with Cameron County. **(City Manager)**
 - e) pursuant to Section §551.071(2) to receive legal advice pertaining to negotiations regarding the Cameron County Emergency Services District agreement renewal. **(City Manager)**
 - f) pursuant to 551.071(1) attorney client consultation to seek legal advice as to the City's legal duties, rights, and obligations regarding Fire Department bunker gear claim. **(City Manager)**
- 21) Consideration and possible action to authorize the City Manager to negotiate the exchange of property along Tennessee Street with UTRGV, (Item No. 20 (a) **(City Manager)**)
 - 22) Consideration and possible action to approve Item No. 20 (b) as discussed in executive session. **(City Manager)**
 - 23) Consideration and possible action to approve Item No. 20 (c) as discussed in executive Session. **(City Manager)**
 - 24) Consideration and possible action to approve Item No. 20 (d) as discussed in executive Session. **(City Manager)**
 - 25) Consideration and possible action to approve Item No. 20 (e) as discussed in executive Session. **(City Manager)**
 - 26) Consideration and possible action to approve Item No. 20 (f) as discussed in executive Session. **(City Manager)**
 - 27) 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, August 2nd, 2019 at 6:00 p.m. at least 72 hours preceding the scheduled time of said meeting.

Dated this 2nd day of August, 2019


Amanda C. Elizondo, City Secretary