

CITY COMMISSION
AGENDA
September 19, 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, **September 19, 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 Ruben De La Rosa

Pledge of Allegiance/Welcome

- 1) Special Recognition
- 2) Presentation by Carlos Sanchez, Asst. City Manager on the recent rain events.
- 3) Approval of Minutes
 - a) Special Meeting – August 3, 2018
 - b) Regular Meeting – August 15, 2018
 - c) Special Meeting – August 22, 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 Items withdrawn from the Consent Agenda for individual consideration in their normal sequence will be heard after the remainder of the Consent Agenda has been acted upon.

- 4a) Second and final reading to approve an ordinance adopting the City of Harlingen Budget for Fiscal Year 2018-2019. Attachment (*Finance Dept.*)

- b) Second and final reading to approve an ordinance by record vote adopting the 2018 Ad Valorem Tax Rate for Maintenance and Operation for Fiscal Year 2018-2019. Attachment (**Finance Dept.**)
- c) Second and final reading to approve an ordinance by record vote adopting the 2018 Ad Valorem Tax Rate for the Interest and Sinking Fund for Fiscal Year 2018-2019. Attachment (**Finance Dept.**)
- d) Consideration and possible action to approve a request from the Rio Grande Valley Jaycees to close Jackson Street between 8th Street and "E" Street and 8th Street to "E" Street between Van Buren and Monroe Avenue, Friday, December 7, 2018 from 4:30 p.m. to 9:00 p.m. for the 72nd Annual Jaycees Christmas Parade. Attachment (**Police Dept.**)
- e) Consideration and possible action to approve a request from the Harlingen Housing Authority to close North 24th Street at LeMoyné Gardens from 4:00 p.m. to 7:00 p.m., Thursday, October 25, 2018 from 4:00 p.m. to 7:00 p.m. for the Community Fall Festival. Attachment (**Police Dept.**)
- f) Consideration and possible action to approve a request from the Harlingen Consolidated Independent School District to close 13th Street directly in front of Boggus Stadium, Wednesday, October 3, 2018 from 5:00 p.m. to 8:00 p.m. for HCISD Band Night Presentation. Attachment (**Police Dept.**)
- g) Consideration and possible action to approve an agreement with Rio Grande Valley Birding Festival for the use of Hotel Motel Funds for promotion of tourism through the Annual Birding Festival and authorize the Mayor to sign the agreement. Attachment (**Gabriel Gonzalez, Asst. City Manager**)
- h) Consideration and possible action to approve an agreement with Marine Military Academy for the use of Hotel Motel Funds for promotion of tourism by maintaining the Iwo Jima Monument and authorize the Mayor to sign the agreement. Attachment (**Gabriel Gonzalez, Asst. City Manager**)
- i) Consideration and possible action to approve an agreement with Harlingen Performing Arts Theatre for the use of Hotel Motel Funds for promotion of the arts and authorize the Mayor to sign the agreement. Attachment (**Gabriel Gonzalez, Asst. City Manager**)
- j) Consideration and possible action to approve an agreement with Loaves and Fishes to provide meals for the homeless and needy through their kitchen and food pantry and authorize the Mayor to sign the agreement. Attachment (**Gabriel Gonzalez, Asst. City Manager**)



- 5) Consideration and possible action to approve the Keep Harlingen Beautiful Budget for Fiscal Year 2018-2019. Presentation by Ford Kinsley, President Attachment (**Harlingen Proud**)

- 6) Consideration and possible action to approve a resolution adopting the Development Corporation of Harlingen, Inc. Proposed 2018-2019 Budget. Attachment (**EDC**)
- 7) Consideration and possible action to approve an ordinance on first reading amending the City of Harlingen Code of Ordinances, Article XVI, Section 111-142 to reduce the composition of the Zoning Board of Adjustments from six (6) to (5) five regular members, and from six (6) to (5) five alternate members; Article XVI, Section 111-143, to clarify the authority of the Zoning Board of Adjustment; and Article, Section 111-444, to clarify the appeal of decisions by the Zoning Board of Adjustment. Applicant: City of Harlingen. Attachment (**Planning & Zoning**)
- 8) Public hearing to consider an ordinance on first reading to rezone from Not Designated ("N") District to General Retail ("GR") District for 10.54 acres out of Block 54, David and Stephenson Subdivision, located at the southwest corner of Loop 499 and Briggs Coleman Road. Applicant: Christine Vargas. Attachment (**Planning & Zoning**)
 - a) Public Hearing
 - b) Consideration and possible action to approve an ordinance on first reading to rezone the above described property from Not Designated ("N") District to General Retail ("GR") District.
- 9) Public hearing to receive comments regarding the proposed voluntary annexation and to 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**)
- 10) Public hearing to consider an ordinance on first reading to amend the Planned Development ("PD") Site Plan from Commercial to Multi-Family Residential for Lot 1, Block 3, Adams Landing Subdivision. Applicant: Armando Elizarde. Attachment (**Planning & Zoning**)
 - a) Public Hearing
 - b) Consideration and possible action to approve an ordinance on first reading to amend the Planned Development ("PD") Site Plan from Commercial to Multi-Family Residential for Lot 1, Block 3, Adams Landing Subdivision.
- 11) Public hearing to consider an ordinance on first reading to rezone from Planned Development ("PD") District to Light Industry ("LI") District for Lot 1, Block 1, Dollar Thrifty Subdivision, located at 3410 E. Grimes Avenue. Applicant: William Robert Sullivan. Attachment (**Planning & Zoning**)
 - a) Public Hearing
 - b) Consideration and possible action to approve an ordinance on first reading to rezone from Planned Development ("PD") District to Light Industry ("L") District for Lot 1, Block 1, Dollar Thrifty Subdivision located at 3410 E. Grimes Avenue.

- 12) Consideration and possible action to grant a variance with regard to 100 feet of right-of-way required for a minor arterial street on the proposed Replat of Lot 1, Block 1, Casa Blanca Subdivision, located at 1510 N. Commerce. Applicant Tomas Diaz. Attachment **(Planning & Zoning)**
- 13) Consideration and possible action to award RFQ 2018-10 Professional Engineering Services to Qualified Firm(s) and authorize the City Manager to enter into a Professional Services Contract with such Firm(s) as projects arise. Attachment **(Public Works)**
- 14) Consideration and possible action to approve an ordinance on first reading to create an "All-Way Stop Sign" condition at the intersection of Dixieland Street and Garrett Road. Attachment **(Public Works)**
- 15) Consideration and possible action to accept or reject bids for the reroof construction of Fire Station Number 6 & 7 under Bid No. 2018-11 and authorize City Manager to negotiate and execute a contract with the successful lowest bidder. Attachment **(Parks & Recreation)**
- 16) Consideration and possible action to approve the Public Services Contract with the Boys and Girls Club of Harlingen for Fiscal Year 2018-2019 in the amount of \$115,757.00 for Teen Service Programs and authorize the City Manager to sign the contract. Attachment **(Parks & Recreation)**
- 17) Consideration and possible action to approve a contract with the Boys and Girls Club of Harlingen for Fiscal Year 2018-2019 in the amount of \$90,104.00 for Youth Service Programs and authorize the City Manager to sign the contract. Attachment **(Parks & Recreation)**
- 18) Consideration and possible action to approve a contract with Don Van Ramshorst, Jr. to operate, manage, and supervise the HEB Tennis Center for Fiscal Year 2018-2019 and authorize the City Manager to sign the contract. Attachment **(City Manager)**
- 19) Consideration and possible action to approve the Fire Protection Service Contract between the City of Harlingen and the City of Primera, Texas to provide fire protection services for a cost of \$122,152.90 payable in quarterly installments of \$30,538.22 and authorize the Mayor to sign the contract. Attachment **(Fire Dept.)**
- 20) Consideration and possible action to approve the Fire Protection Service Contract between the City of Harlingen and the City of Palm Valley, Texas to provide fire protection services for a cost of \$118,867.00 payable in quarterly installments of \$29,716.75 and authorize the Mayor to sign the contract. Attachment **(Fire Dept.)**
- 21) 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 (1)
 - c) Audit Committee (Terms expire annually in June) (5)
 - 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 (0)
- k) Harlingen Community Improvement Board
- l) Harlingen Housing Authority Board
- m) Harlingen Finance Corporation
- n) Harlingen Proud Advisory Board (4)
- 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 (5)
- 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.


22) Executive/Closed Session on the following items:

- a) pursuant to Texas Gov't Code Sec. 552.072 to deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the City of Harlingen with a third person regarding the acquisition of real property for transit terminal expansion. **(City Manager)**
- b) pursuant to Chapter 551, Sections 551.087, 551.071 and 551.072 of the Gov't Code regarding commercial and financial information from a business prospect with which the City is conducting economic development negotiations and/or to discuss or deliberate financial or other incentives with the business prospect known as **Project Development** and to seek legal advice from the City Attorney regarding the subject matter. **(City Manager)**
- c) 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; Tex. Gov't Code Sec. 551.072 regarding the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the City of Harlingen in negotiations with a third person; and Tex. Gov't Code Sec. 551.087(1) to discuss or deliberate regarding commercial or financial information that the City of Harlingen has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the City and with which the City is conducting economic development negotiations related to the operation of the University Articulation and Career Center. **(City Manager)**

23) 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, September 14, 2018 at 4:00 p.m. at least 72 hours preceding the scheduled time of said meeting.

Dated this 14st day of September, 2018



Amanda C. Elizondo
Amanda C. Elizondo, City Secretary