

REGULAR  
CITY COMMISSION  
AGENDA  
**August 17, 2016**  
**@ 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, August 17, 2016 at 5:30 P.M.** in City Hall, Town Hall, 2<sup>nd</sup> 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 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 Michael Mezmar

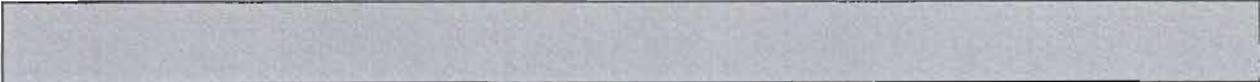
Pledge of Allegiance/Welcome

- 1) Presentation of a recognition award by Lauro Garza, Area Director with the Special Olympics Texas Area 1 to the Harlingen Police Department for a donation of \$7,500 made to the Special Olympics (Rio Grande Valley). Attachment (**City Manager**)
- 2) Neighborhood Clean-Sweep held July 9, 2016 – between 6<sup>th</sup> & 13<sup>th</sup> Street on E. Madison, E. Monroe, E. Jackson & E. Van Buren, District 2. Attachment (**Code Enforcement**)
- 3) Approval of Minutes
  - a) August 3, 2016

	<b>CONSENT AGENDA</b>	
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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 Items withdrawn from the Consent Agenda for individual consideration in their normal sequence will be heard after the remainder of the Consent Agenda has been acted upon.**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 and adopt an ordinance to extend an existing "No Parking Zone" along the east side of Tennessee Avenue. Attachment **(Engineering)**
  
- b) Consider and take action to approve a request from Randy Cretors, Harlingen Consolidated Independent School District Athletic Director to close East Jefferson Avenue and 13<sup>th</sup> Street to Harrison Avenue; 13<sup>th</sup> and 12<sup>th</sup> Streets and any other streets that lead to 13<sup>th</sup> Street; all alleyways in between 12<sup>th</sup> and 13<sup>th</sup> Streets on the following dates: August 25 and 26, September 1, 2, 23 and 30, October 7, 14, 21 and 28, November 4, 2016 (TBA Possible Playoff Game) for their 2016 Football Games from 4:00 p.m. to 11:00 p.m. to ensure the safety of all those attending the games. Attachment **(Police Dept.)**



- 5) Public hearing to solicit comments from the public on the Proposed City of Harlingen Annual Budget for Fiscal Year 2016-2017. **(Finance)**
  
- 6) Second public hearing to solicit comments from the public on the Proposed Tax Rate of \$0.588827 per \$100 in value for Fiscal Year 2016-2017 Attachment **(Finance)**
  
- 7) Consider and take action to adopt a resolution directing staff to prepare a service plan and initiate proceedings for the voluntary annexation of a 25.970 acre tract of land, more or less, being 2.135 acres out of Block 41, and 23.825 acres out of Block 67, Palmetal Subdivision, located on the east side of FM 509 north of FM 106. Applicant: Whiting Investments, LLC, c/o Chris Hamby. Attachment **(Planning & Zoning)**
  
- 8) Public hearing to consider an ordinance on first reading to rezone from Not Designated ("N") District to Residential, Single Family ("R-1") District for 4.99 acres out of Block 1, 5.0 acres out of Block 4, 2.51 acres out of Block 5, the South 223 feet of Lot 5 and all of Lot 25, Block 26 and the North 1/2 of Block 27, and Blocks 28-56, Stuart Place Townsite Acreage; Blocks 1-5, Egan Subdivision; 2.0 acres comprised of Part of Block 6 and all of Block 15, Fitzgerald Subdivision;

2.0 acres comprised of Blocks 7 and 14, Fitzgerald Subdivision; Lots 1-4, Crockett Villa Subdivision; 10.09 acres out of Block 4, and 2.47 acres out of Block 6, Stuart Place Subdivision Survey 42/137/297; and rezone from Not Designated ("N") District to Residential, Mobile Home ("MH") District for 1.0 acre out of Block 30, Stuart Place Subdivision Survey 139/297; all properties generally located north of Business 83 between Beckham Road and Stuart Place Road. Applicant: City of Harlingen. Attachment **(Planning & Zoning)**

a) Public hearing

b) Consider and take action to approve an ordinance on first reading to rezone the above described properties.

9) Public hearing to consider an ordinance on first reading to rezone from Office ("O") District to General Retail ("GR") District for 6.45± acres out of the East Part of Lot 1, Block 1, Apollo Subdivision, located at 3701 W. Business 83. Applicant: Omar Villasana-Cortez. Attachment **(Planning & Zoning)**

a) Public hearing

b) Consider and take action to approve an ordinance on first reading to rezone the above described property.

10) Consider and take action to authorize the City Manager, on behalf of the City of Harlingen, Texas, to enter into a State Plan of Operations (SPO) between the State of Texas and the City of Harlingen (Police Department) which will be binding on the parties with respect to excess Department of Defense (DOD) personal property transferred, pursuant to 10 USC §2576a in order to promote the efficient and expeditious transfer of property to ensure accountability of the same. Attachment **(Police Dept.)**

11) Consider and take action to approve a resolution in support of reinstating the Operations and Maintenance (O&M) Tax for the Port of Harlingen. Attachment **(City Manager)**

12) Consider and take action to authorize the City Manager to enter into an Advanced Funding Agreement with the Texas Department of Transportation (TxDOT) for maintenance of the landscaped areas along the US 77/83 Interchange, Expressway 77 and Spur 54. Attachment **(Engineering)**

13) Consider and take action to accept bids and award the contract for the Hughes Road Improvement Project under Bid 2016-10. Attachment **(Engineering)**

- 14) Consider and take action to approve an ordinance on first reading approving a negotiated resolution between the City of Harlingen and Texas Gas Service regarding the company's April 28, 2016 Cost of Service Adjustment filing. Attachment **(Asst. City Manager)**
- 15) Consider and take action to appoint a representative as the official member and an alternate member to the Amigos Del Valle, Inc. Board of Directors for Fiscal Year 2016-2017. Attachment **(City Manager)**
- 16) Citizen request to discuss Landscaping Project on Frontage Road between Harrison and Tyler Avenue funded by the Governor's Community Achievement Award. **(City Manager)**
- 17) Board Appointments

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

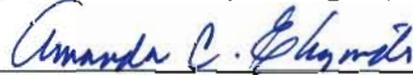
- a. Airport Board (1)
- b. Animal Shelter Advisory Committee (3)
- c. Audit Committee (Terms expire annually in June) (2)
- d. Civil Service Commission (Mayor)
- e. Community Development Advisory Board (3)
- f. Construction Board of Adjustments (7)
- g. Convention & Visitors Bureau (4)
- h. Development Corporation of Harlingen, Inc.
- i. Downtown Improvement District Board (2)
- j. Golf Course Advisory Board (2)
- k. Harlingen Community Improvement Board (3)
- l. Harlingen Housing Authority Board
- m. Harlingen Finance Corporation
- n. Harlingen Proud Advisory Board (3)
- o. Library Advisory Board (2)
- p. Mayor Wellness Council
- q. Museum Advisory Board (1)
- r. Parks Advisory Board (1)
- s. Planning & Zoning Advisory Board
- t. Senior Citizens Advisory Board (2)
- u. Tax Increment Finance Board **(All Bd. Members' Terms have expired)**
- v. Tennis Advisory Board (2)
- x. Utility Board of Trustees (1)
- y. Veterans Advisory Board (5)
- z. 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.

- 18) Executive Session - Attorney consultation pursuant to Section 551.071, Texas Gov't. Code to provide legal advice and counsel in connection with certain collective bargaining issues contained in the Notice of Intent to Bargain by the duly recognized majority bargaining agent for the City's law enforcement officer, the Harlingen Police Officer and Law Enforcement Association (HPOLEA) and the Harlingen Professional Fire Fighters Association." **(City Manager)**
- 19) Executive Session pursuant to Chapter 551, Subchapter D, V.T.C.A., Texas Government Code Sections 551.071, and 551.072 regarding the purchase, exchange, lease, or value of real property and to possibly seek legal advice from the City Attorney regarding this matter. **(City Manager)**
- 20) 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 12, 2016 at 6:00 p.m. at least 72 hours preceding the scheduled time of said meeting.

Dated this 12<sup>th</sup> day of August, 2016



Amanda C. Elizondo, City Secretary