

REGULAR  
CITY COMMISSION  
AGENDA  
**October 19, 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, October 19, 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/Commissioner Tudor Uhlhorn

Pledge of Allegiance/Welcome

- 1) Proclamation – proclaiming the Month of October as “Rio Grande Valley Hispanic Genealogical Society Month.” Attachment
- 2) Community – Wide Trash Off Day held Saturday, October 8, 2016, Pendleton Park Swimming Pool (Parking Lot) from 8 a.m. to 12 noon, District 1.  
Attachment (***Code Enforcement***)
- 3) Approval of Minutes
  - a) Regular Meeting of September 7, 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 Items withdrawn from the Consent Agenda for individual consideration in their normal sequence will be heard after the remainder of the Consent Agenda has been acted upon.**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 amending Chapter 10, Community Development, Article II, Public Improvements Districts, Section 10-19 regarding the accountability and employment of the downtown Manager. Attachment **(City Attorney)**
- b) Consider and take action to approve a request from the Calvary Christian School requesting to close East Williamson Avenue from the stop sign at North 7<sup>th</sup> Street to the end of the Calvary School parking lot on Saturday, November 5, 2016 from 4:00 p.m. to 8:00 p.m. for their Annual Fall Festival. Attachment **(Police Dept.)**
- c) Consider and take action to approve a request from the Freedom in Christ Church requesting to close 2<sup>nd</sup> Street between Washington Avenue and Adams Avenue, Monday, October 31, 2016 from 5:00 p.m. to 10:00 p.m. for their Annual Fall Festival. Attachment **(Police Dept.)**
- d) Consider and take action to approve a request from the City of Harlingen Parks Department to close Jackson Street from Commerce to 4<sup>th</sup> Street and "A," First, Second, Third and Fourth Streets north and south of Jackson Street before the alleys, close "A" Street to Van Buren, south of Jackson Street, Monday, October 31, 2016 from 4:00 p.m. to 9:00 p.m. for the City of Harlingen Halloween Event. Attachment **(Police Dept.)**
- e) Consider and take action to approve a request from the St. Anthony Catholic Church Administration to close certain sections of roadways/streets surrounding the Church property from 10:00 a.m. to 11:00 p.m. on Saturday and Sunday, November 5 and 6, 2016 for the Annual Fall Festival. Attachment **(Police Dept.)**
- f) Consider and take action to approve the preliminary plat of the proposed Escondido Subdivision, consisting of a 21.307 acre tract of land, more or less, being the east 31.97 acres out of Block 30, Palmetal Company Subdivision; located on Grimes Rd, east of Academy Dr. Applicant: Jack Brown of Brown, Leal & Associates % Paul Daniec. Attachment **(Planning & Zoning)**
- g) Consider and take action to approve refund(s) of property taxes to George Louis, Jr. (Corelogic), Acct. No. 98-3642-0000-0080-00 in the amount of \$802.14 due to an adjustment of 100% disabled veteran's exemption for Year 2015. Attachment **(Finance)**

- h) Consider and take action to approve a request from Cameron County Elections Department to use the Cultural Arts Center located on 576 76' Drive, Harlingen, Texas 78550 as a polling place for the November 8, 2016 General Election. Attachment (**Engineering**)

- 5) Consider and take action to approve a resolution directing publication of Notice of Intent to issue City of Harlingen, Texas Combination Tax and Revenue Certificates of Obligation, Taxable Series 2016. Attachment (**City Manager**)
- 6) Consider and take action to approve an ordinance amending Chapter 26 Libraries, Arts and Cultural Affairs, Article II Lon C. Hill Memorial Library, Division 2 Public Library Board, Section 26-44 Composition, Terms of Members, Ex Officio Members, Part (b) to allow for two ex-officio members to be Harlingen area high school students. Attachment (**Library**)
- 7) Consider and take action to approve an ordinance on first reading to annex and to establish the initial zoning to Light Industry ("LI") District for a 25.970 acre tract of land, more or less, being 2.145 acres out of Block 41, and 23.825 acres out of Block 67, Palmetal Company 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 5.0 acres out of Block 1, 1.0 acre out of Block 2, 4.87 acres out of Block 3, 3.84 acres out of Block 11, and 3.36 acres out of Block 14, Stuart Place Subdivision Survey 298; and Lot 1, Block 1, Wadkins Subdivision, all properties located south of Business 83 between Altas Palmas Road and Baker Potts Road. Applicant: City of Harlingen. Attachment (**Planning & Zoning**)
- a) Public Hearing
- b) Consider and take action to approve an ordinance on first reading for a rezone request on the above described properties.
- 9) Consider and take action to grant a variance request with regards to the 5 ft. sidewalk required on both sides of all interior streets of a subdivision within 1,000 feet of a school, and a variance request to install the required sidewalk for the interior streets from the time of curb and gutter to the time of construction, on the proposed Adam's Crossing Phase IV & V Subdivision, bearing a legal description of 19.362 acre tract out of Block 102, Harlingen Land and Water

Company's Subdivision located on the south side of Vinson Ave. west of North 21<sup>st</sup> Street. Applicant: Jack Brown of Brown, Leal & Associates % Armando Elizarde. Attachment (**Planning & Zoning**)

- 10) Consider and take action to approve the Fire Protection Service Contract between the City of Harlingen, Texas and Cameron County Emergency Services District No.1 for FY 2016-2017 to provide fire protection services for a cost of \$208,232.40 payable in quarterly installments of \$52,058.10 and authorize the Mayor to sign the contract. Attachment (**Fire Dept.**)
- 11) Consider and take action to approve the Fire Protection Service Contract between the City of Harlingen, Texas and the City of Combes, Texas to provide fire protection services for a cost of \$83,599.40 payable in quarterly installments of \$20,899.85 and authorize the Mayor to sign the contract. Attachment (**Fire Dept.**)
- 12) Consider and take action to approve an Inter-local Agreement between the City of Harlingen and Harlingen Independent School District for the funding of maintenance, use and operation of two all-inclusive playground structures to be constructed at Victor and Pendleton Parks and authorize the City Manager to sign the agreement. Applicant: City of Harlingen. Attachment (**Parks & Recreation**)
- 13) Consider and take action to approve an Inter-local Agreement between the City of Harlingen and the Harlingen Youth Football League HC, Inc., for the use of designated fields at Victor Park and authorize the City Manager to sign the agreement. Applicant: Harlingen Youth Football League. Attachment (**Parks & Recreation**)
- 14) Consider and take action to approve the All-Inclusive Playground Design for Lon C. Hill Park and authorize the staff to contract with Park Place Recreation using the BuyBoard Cooperative Purchasing Program in lieu of bids or RFP for the purchase and installation of playground equipment and authorize the City Manager to sign the contract. Attachment (**Parks & Recreation**)
- 15) Consider and take action to approve a two (2) term consulting agreement with Terral Smith and William Yarnell with respect to legislative administrative affairs on behalf of the City of Harlingen and its affiliated agencies and organizations and authorize the Mayor to sign the agreement. Attachment (**City Manager**)
- 16) Consider and take action to authorize the City of Harlingen to enter into an Inter-Local Purchasing Agreement with Choice Partners, a Division of Harris County Department of Education (HCDE), a political subdivision (governmental entity) of

the State of Texas and authorize the City Manager to sign the agreement.  
Attachment **(Finance)**

- 17) Consider and take action to authorize the City of Harlingen to enter into in an Inter-Local Purchasing Agreement with National Joint Powers Alliance (NJPA), a state agency and authorize the City Manager to sign the contract. Attachment **(Finance)**
- 18) Consider and take action to adopt a resolution authorizing the City of Harlingen to participate in an Inter-Local Purchasing Agreement with the Education Service Center-Region 19 Allied States Cooperative (ASC), a state agency and authorize the City Manager to sign the contract. Attachment **(Finance)**
- 19) 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)
- d. Civil Service Commission
- e. Community Development Advisory Board (3)
- f. Construction Board of Adjustments (6)
- 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 (1)
- l. Harlingen Housing Authority Board
- m. Harlingen Finance Corporation
- n. Harlingen Proud Advisory Board (5)
- o. Library Advisory Board (1)
- p. Mayor Wellness Council
- q. Museum Advisory Board (1)
- r. Parks Advisory Board (1)
- s. Planning & Zoning Advisory Board (1)
- t. Senior Citizens Advisory Board (2)
- u. Tax Increment Finance Board (1)
- v. Tennis Advisory Board (2)
- x. Utility Board of Trustees
- y. Veterans Advisory Board (6)
- 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.

- 20) Executive/Closed Session on the following items:
  - a) 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)**
  - b) 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)**
- 21) Consider and take action to authorize the City Manager to proceed as discussed in executive session related to Item No. 20(a). **(City Manager)**
- 22) Consider and take action to authorize the City Manager to proceed as discussed in executive session related to Item No. 22 (b). **(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 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, October 14<sup>th</sup>, 2016 at 4:35 p.m. at least 72 hours preceding the scheduled time of said meeting.

Dated this 14<sup>th</sup> day of October, 2016

  
Amanda C. Elizondo, City Secretary