

REGULAR  
CITY COMMISSION  
AGENDA  
**October 3, 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 **Monday, October 3, 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 Richard Uribe

Pledge of Allegiance/Welcome

- 1) Proclamation – proclaiming October 9-15, 2016 as "Fire Prevention Week Throughout the City of Harlingen"
- 2) Approval of Minutes
  - a) Regular Meeting of August 17, 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 Items withdrawn from the Consent Agenda for individual consideration in their normal sequence will be heard after the remainder of the Consent Agenda has been acted upon.**

- 3a) Second and final reading to approve and adopt an ordinance to rezone from Not Designated ("N") District to Light Industry ("LI") District for 11.91± acres out of Block 67, and 16.1± acres out of Block 68, Palmetal Company Subdivision, located on the north side of FM 106 east of FM 509. Applicant: Whiting Investments LLC, c/o Chris Hamby, and the City of Harlingen. Attachment **(Planning & Zoning)**
- b) Second and final reading to approve and adopt an ordinance for the renewal of the Specific Use Permit ("SUP") to allow the continuance of a Bar/Lounge in a General Retail ("GR") District located at 204 W. Jackson, bearing a legal description of Lots 13 & 14, Block 45 Harlingen Original Townsite. Applicant: Luis C. Betancourt. Attachment **(Planning & Zoning)**
- c) Second and final reading to approve and adopt an ordinance to rezone from Not Designated ("N") District to Residential, Single Family ("R-1") District for the South 0.75± acre out of 1.3 acre tract of Block 8, the South 1.0± acre out of a 1.97 acre tract of Block 9, the South 0.4± acre out of Block 9, the South 0.5± acre out of the Western Part of Blocks 9 and 10, and 2.97 acres out of Block 10, Stuart Place Subdivision Survey 298; Lots 1-3, Block 1, Naranjo-Lopez Subdivision; and Lots 1-3, Block 1, Esteban-Celina Subdivision; rezone from Not Designated ("N") District to Residential, Mobile Home ("MH") District for 2.4± acres out of a 4.0 acre tract of Block 8, Stuart Place Subdivision Survey 298; and rezone from Not Designated ("N") District to General Retail ("GR") District for the North 200 ft. (1.6± acres) out of a 4.0 acre tract of Block 8, the North 300 ft. (0.3± acre) of a 1.3 acre tract of Block 9, the North 300 ft. (0.9± acre) out of a 1.977 acre tract of Block 9; the North 300 ft. (0.34± acre) out of Block 9, the North 300 ft. (0.5± acre) out of the Western part of Blocks 9 and 10; and 1.83 acres out of Block 10, Stuart Place Subdivision Survey 298; all properties located on the south side of Business 83 between Beckham Road and Altas Palmas Road. Applicant: City of Harlingen. Attachment **(Planning & Zoning)**
- d) Second and final reading to approve and adopt an ordinance to designate a "No Parking Zone" along the east side of Morgan Boulevard from the intersection of Washington Avenue extending north 218 feet to the driveway of Saint Paul Lutheran Church. Attachment **(Engineering)**
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- 4) Presentation by International Boundary Water Commission representatives regarding Phase Two of the Arroyo Colorado Flood Control Project. Attachment **(Parks & Recreation)**

- 5) Second public hearing to receive comments regarding the proposed voluntary annexation 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)**
- 6) Consider and take action to approve new Harlingen Public Library operating hours. Attachment **(Library)**
- 7) Consider and take action to approve an ordinance on first reading 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)**
- 8) Consider and take action to approve a resolution adopting the Lower Rio Grande Valley Active Transportation and Active Tourism Plan, "The Active Plan." Attachment **(MPO)**
- 9) Consider and take action to approve a resolution to endorse and support the development of a Hike & Bike Trail through the Bahia Grande Unit of the U.S. Fish & Wildlife Service, Laguna Atascosa National Wildlife Refuge. Attachment **(MPO)**
- 10) Consider and take action to approve a resolution authorizing the Mayor to accept grant funding in the amount of \$12,800 from the Office of the Governor for a project titled "National Incident-Based Reporting System." Attachment **(Police Dept.)**
- 11) Consider and take action to approve a resolution authorizing the Mayor to accept grant funding in the amount of \$54,120.22 from the Texas Department of Transportation acting on behalf of the Office of the Governor. Attachment **(Police Dept.)**
- 12) Consider and take action to approve a resolution authorizing the Mayor to accept grant funding in the amount of \$65,000 from the Texas Criminal Justice Division for a project titled "Local Border Security Program." Attachment **(Police Dept.)**
- 13) Consider and take action to approve a resolution authorizing the Mayor to accept grant funding in the amount of \$11,711.41 from the Texas Department of Transportation acting on behalf of the Office of the Governor for funding overtime costs and operating expenses to the City of Harlingen, Texas to provide additional manpower to enhance and improve community and highway safety. Attachment **(Police Dept.)**

- 14) Consider and take action to approve the Fire Protection Service Contract between the City of Harlingen, Texas and the City of Palm Valley, Texas to provide fire protection services for a cost of \$115,956.20 payable in quarterly installments of \$28,989.05 and authorize the Mayor to sign the contract. Attachment (**Fire Dept.**)

- 15) 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 (2)
- 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
- 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 (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.

- 16) Executive/Closed Session pursuant to Chapter 551, Subchapter D., V.T.C.A. Government Code (Sections 551.072 and 551.087) regarding the purchase,

lease, or value of real estate with which the Economic Development Corporation of Harlingen, Inc is conducting economic development negotiations and/or to discuss or deliberate financial or other incentives with the following business prospects known as:

- a) Project Liberty
  - b) Project Wilson
  - c) Project Lodging 2
  - d) Project Antelope
- 17) Executive/Closed 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)**
- 18) Consider and take action to authorize City Manager to proceed as discussed in executive session. **(City Manager)**
- 19) 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, September 30<sup>th</sup>, 2016 at 3:00 p.m. at least 72 hours preceding the scheduled time of said meeting.

Dated this 30<sup>th</sup> day of September, 2016

  
Amanda C. Elizondo, City Secretary