

REGULAR
CITY COMMISSION
AGENDA
November 2, 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, November 2, 2016 at 5:30 P.M.** in City Hall, Town Hall, 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 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 Chris Boswell

Pledge of Allegiance/Welcome

- 1) Approval of Minutes
 - a) Regular Meeting of September 21, 2016
 - b) Special Meeting of September 26, 2016

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 Items withdrawn from the Consent Agenda for individual consideration in their normal sequence will be heard after the remainder of the Consent Agenda has been acted upon.

- 2a) Second and final reading to approve and adopt 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**)
- b) Second and final reading to approve and adopt an ordinance 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**)
- 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 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**)
- d) Consider and take action to close "A" Street between Monroe and the alley north of Jackson Street for the Farmers Market Event in Downtown Harlingen every Saturday afternoon from 3:00 p.m. – 4:30 p.m. starting January 7, 2017 to December 30, 2017. The street closures will help to ensure the safety of the visitors attending this event. Attachment (**Police Dept.**)
- e) Consider and take action to approve a refund(s) of property taxes to Perry Myrthala AKA Myrthala, Nancy Garza (Wells Fargo Real Estate) on Account #16-6170-0010-0350-00 in the amount of \$1,278.59 an adjustment due to a decrease in value, a correction in square footage for Years 2011-2014. Attachment (**Finance**)
- f) Consider and take action to approve a request from HEB Supermarket and the City of Harlingen to close the 200 block of East Madison between 2nd and 3rd Streets and 2nd Street between East Madison and East Jefferson from Thursday, November 17, 2016 at 8:00 a.m. through Friday, November 18, 2016 until the Annual Feast of Sharing event ends. Attachment (**Police Dept.**)
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- 3) Discussion and action to approve or deny the bids/offers received on the following property struck off to Cameron County for itself and other taxing

jurisdictions from a tax resale conducted on July 5th 2016. Attachment (**City Manager**)

LEGAL DESCRIPTION: Lot 76, Homeland Addition, an addition to the City of Harlingen, Cameron County, Texas, according to the map or plat thereof, recorded in Volume 7, Page 4, Map Records, Cameron County, Texas, (Acct. #18-8020-0000-0760-00)

- 4) Consider and take action to approve a "Food for Fines" Drive and "Toys for Fines" Drive at the Harlingen Public Library. Attachment (**Library**)
- 5) Consider and take action to adopt an ordinance on first reading to amend Chapter 6 of the Code of Ordinances concerning Animals to allow for the ownership of dogs and other animals by the City of Harlingen after any required impoundment or holding period. Attachment (**City Attorney**)
- 6) Consider and take action to adopt an ordinance on first reading to authorize the sale of the JV Field to the Harlingen Consolidated Independent School District (HCISD) and authorize the Mayor to execute the deed and all documents required for the conveyance. Attachment (**City Attorney**)
- 7) Consider and take action to change or postpone the date of the Harlingen City Commission Meeting of November 16, 2016 to November 14, 2016 due to the National League of City Conference scheduled for November 16 thru 19, 2016. (**City Manager**)
- 8) Consider and take action to approve an amendment to Delivery Systems Reform Incentive Payment Services Agreement effective as of the 1st day of October 2016 between the City of Harlingen and the University of Texas Health Science Center at San Antonio (UTHSCSA) and authorize the Mayor to sign the amendment. Attachment (**Health**)
- 9) 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 (1)
- 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
- 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 (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.

- 10) Executive/Closed Session on the following items:
- a) Personnel deliberation pursuant to Texas Gov't Code, Section 551.074(1), to consider the appointment of Texas Attorney Ricardo J. Navarro for the Office of the City Attorney as per Article IV, Section 14, of the Harlingen City Charter and related terms and conditions for such appointment, if any. **(City Manager)**
 - b) Personnel deliberation pursuant to Texas Gov't Code, Section 551.074, to deliberate the appointment, employment, evaluation, reassignment, or duties of the City Manager. **(Mayor)**
 - c) Personnel deliberation pursuant to Texas Gov't Code, Section 551.074, to deliberate the appointment, employment, evaluation, reassignment, or duties of the City Attorney. **(Mayor)**
 - d) Personnel deliberation pursuant to Texas Gov't Code, Section, 551.074, to deliberate the appointment, employment, evaluation, reassignment, or duties of the City Auditor. **(Mayor)**

- 11) Consideration and possible action, if any, to approve the appointment of Attorney Ricardo J. Navarro to the office of the City Attorney under the City Charter upon the recommendation of the City Manager, and to approve a related contract for City Attorney legal services with Attorney Ricardo J. Navarro and the law firm of Denton, Navarro, Rocha, Bernal, Hyde & Zech, P.C. **(City Manager)**
- 12) Consideration and possible action regarding the terms of employment, compensation and duties of the City Manager. **(Mayor)**
- 13) Consideration and possible action regarding the terms of employment, compensation and duties of the City Attorney. **(Mayor)**
- 14) Consideration and possible action regarding the terms of employment, compensation and duties of the City Auditor. **(Mayor)**
- 15) 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 28th, 2016 at 4:15 p.m. at least 72 hours preceding the scheduled time of said meeting.

Dated this 28th day of October, 2016


Elena Garza, Assistant City Secretary