

REGULAR  
CITY COMMISSION  
AGENDA  
**September 19, 2017**  
**@ 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 Tuesday, **September 19, 2017 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 Ruben De La Rosa

Pledge of Allegiance/Welcome

- 1) Proclamation - proclaiming October 8<sup>th</sup> thru 14<sup>th</sup>, 2017 as "Fire Prevention Week Throughout the City." Attachment **(Fire)**
- 2) Board Recognition
- 3) Special Recognition to the City Employees that assisted in the Emergency Preparedness due to Hurricane Harvey. **(City Manager)**
- 4) Approval of Minutes
  - a) Regular Meeting of September 5, 2017

	<b>CONSENT AGENDA</b>	
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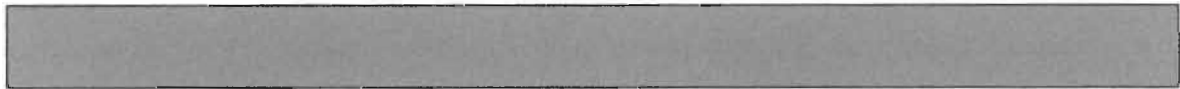
**The following items are of a routine or administrative nature. The Council has been furnished with background material on each item and/or it has**

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 Items withdrawn from the Consent Agenda for individual consideration in their normal sequence will be heard after the remainder of the Consent Agenda has been acted upon.**

- 5a) Consideration and possible action to approve a budget amendment in the amount of \$339,006 from the Convention Visitors Bureau Fund Balance to for design, finish-out and architectural components to the Convention Center. Attachment **(Carlos A. Sanchez, Asst. City Manager)**
- b) Consideration and possible action to approve a request from the 3<sup>rd</sup> Annual 5K Walk/Run with the Heroes RGV 2017 Planning Committee to close the following streets for the 3<sup>rd</sup> Annual 5K Walk/Run with the Heroes RGV 2017 Event scheduled for Saturday, September 30, 2017 in the Harlingen Downtown District from 6:00 a.m. to 12:00 noon. Attachment **(Police Dept.)**
- West Jackson Avenue between 6<sup>th</sup> Street and South Commerce Street, up to alleyways North and South of Jackson Street;
  - North 1<sup>st</sup> Street / Arcadia Drive;
  - Arcadia Drive / East Grimes;
  - East Grimes / Ferguson Street;
  - Austin Street / 5<sup>th</sup> Street; and
  - Curve from Washington Avenue / 3<sup>rd</sup> Street / 5<sup>th</sup> Street / Woodland Drive
- c) Consider and take action to approve a request from the Harlingen Consolidated Independent School District requesting to close the following streets on Tuesday, October 3, 2017 from 4:30 p.m. to 9:00 p.m. for HCISD's Band Night Presentation to ensure the safety of the citizens. Attachment **(Police Dept.)**
- Intersection of 13<sup>th</sup> Street and East Jefferson;
  - 13<sup>th</sup> Street and East Harrison Avenue (to include East Van Buren;
  - East Jackson Avenue; and
  - East Monroe and East Madison Avenue to meet on 13<sup>th</sup> Street
- d) Consideration and possible 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, October 14, 2017 from 4:00 p.m. to 8:00 p.m. for their 35<sup>th</sup> Annual Fall Festival. Attachment **(Police Dept.)**
- e) Consideration and possible action to approve a request from the Harlingen Housing Authority to close North 25<sup>th</sup> Street on Thursday, October 19, 2017 from 1:00 p.m. to 7:00 p.m. for their 4<sup>th</sup> Annual Resource Fair. Attachment **(Police Dept.)**

- f) Consideration and possible action to approve a request from the Immaculate Heart of Mary Catholic Church requesting a street closure on Saturday, October 7, 2017 and Sunday, October 8, 2017 for their Annual "Fiesta de Amistad." Attachment (**Police Dept.**)
- g) Consideration and possible action to approve a request from Harlingen Area Educational Foundation (HAEF) for closure of a portion of Fair Park Boulevard on Saturday, November 4, 2017 from 10:00 a.m. to 4:00 p.m. for the "Que for Kids" HAEF's 1<sup>st</sup> Annual Fall Festival & BBQ Cook-off. Attachment (**Police Dept.**)
- h) Consideration and possible action to approve a request from the Harlingen High School Student Council to close the following streets from 5:30 p.m. to 8:00 p.m. to hold the Annual Homecoming Parade. Attachment (**Police Dept.**)
- N 13<sup>th</sup> from Marshall to the alleyway behind the School parking lot;
  - Marshall Avenue from N. 13<sup>th</sup> Street to 7<sup>th</sup> Street; and
  - 7<sup>th</sup> Street from Marshall to Village Drive
- i) Consideration and possible action to approve an agreement with Marine Military Academy for the use of the 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**)
- j) Consideration and possible action to approve an agreement with Harlingen Performing Arts Theater for the use of Hotel/Motel Funds to promote tourism through the arts in the form of Community Theater and authorize the Mayor to sign the agreement. Attachment (**Gabriel Gonzalez, Asst. City Manager**)
- k) 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**)
- l) 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**)
- m) Consideration and possible action to approve refund(s) of property taxes to Sava Senior Care Administrative Services, Inc. Acct. #23-0685-0010-0010-00 in the amount of \$5,300.58 due to an adjustment of value for Years "2015-2016" as per agreed judgment. Attachment (**Finance Dept.**)

- n) Consideration and possible action to approve a contract with the Boy's and Girl's Club of Harlingen for Fiscal Year 2018 in the amount of \$90,104.00 for Youth Service Programs and authorize the City Manager to sign the contract. Applicant: City of Harlingen, Boys and Girls Club of Harlingen. Attachment (***Parks & Recreation***)
- o) Consideration and possible take to approve a contract with the Boy's and Girl's Club of Harlingen for Fiscal Year 2018 in the amount of \$115,757.00 for Teen Service Programs and authorize the City Manager to sign the contract. Applicant: City of Harlingen, Boys and Girls Club of Harlingen. Attachment (***Parks & Recreation***)
- p) Consideration and possible action to approve the preliminary and final plat of the proposed Jeri Estates Subdivision being a 5.50 acre tract out of Block 41, Briggs & Coleman Subdivision, in Surveys 271-272, located on the south side of Bowen Road east of Ebony Road. Applicant: Juan Garcia of JNH Surveying, LLC c/o Juan Flores. Attachment (***Planning & Zoning***)
- q) Consider and take action to approve the preliminary and final plat of the proposed Munoz Ranch Subdivision being a 3.51 acre tract out of Block 2, Briggs & Coleman Subdivision, located on the north side of Tovar Road east of Briggs Coleman Road. Applicant: Daniel Orive of Orive Land Surveying, LLC c/o Roberto Munoz. Attachment (***Planning & Zoning***)



- 6) Consideration and possible action to approve a resolution accepting the Downtown Improvement District Budget for Fiscal Year 2017-2018. Attachment (***Finance Dept.***)
- 7) Consideration and possible action to approve or deny the bids/offers received on the following properties struck off to Cameron County, for itself and other taxing jurisdictions from a tax resale conducted on July 11, 2017. Attachment (***City Manager***)

**LEGAL DESCRIPTION:** Lot 43, Fox Run Subdivision, a subdivision to the City of Harlingen, Cameron County, Texas, according to the map or plat thereof, recorded in Cabinet 1, Slots 259B and 260A, Map Records of Cameron County, Texas. (Account #17-9500-0000-0430-00)

**LEGAL DESCRIPTION:** Lot 2, Block 1, Nicholson Place, Section 4, a subdivision to the City of Harlingen, Cameron County, Texas, according to the map or plat thereof, recorded in Volume 6, Page 19, Map Records of Cameron County, Texas. (Account #21-2280-0010-0020-00)

**LEGAL DESCRIPTION:** Lot 8, Block 123, Original Townsite to the City of Harlingen, Cameron County, Texas, as described in Volume 655, Page 374, Deed Records of Cameron County, Texas. (Account #15-0000-1230-0080-00)

**LEGAL DESCRIPTION:** Lot 2, Block 3, Hasselmeier Addition 2, an addition to the City of Harlingen, Cameron County, Texas, as described in Volume 518, Page 213, Deed Records of Cameron County, Texas. (Account #18-4620-0030-0020-00)

- 8) Consideration and possible action on the resolutions approving or denying the bid/offers received on the tax resale conducted on July 11, 2017 for the above referenced properties. Attachment ***(City Manager)***
- 9) Consideration and possible action to approve the First Responder Affiliation Agreement between the City of Harlingen and South Texas Emergency Care Foundation, Inc. to allow the Harlingen Fire Department to provide first responder services to the Harlingen citizens and authorize the Mayor to execute the agreement. Attachment ***(Fire Dept.)***
- 10) Consideration and possible action to declare (10) self contained breathing apparatus harnesses and ten (10) cylinders as surplus items and donate this equipment to the Harlingen Consolidated Independent School District for training use by the cadets attending the HCISD Academy. Attachment ***(Fire Dept.)***
- 11) 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 and authorize the City Manager to sign the contract. Applicant: City of Harlingen. Attachment ***(Parks & Recreation)***
- 12) Consideration and possible take action to approve a contract between the City of Harlingen and Guerilla Tactical Sports, LLC to operate recreational Lazer Tag in City Parks and Tony Butler Golf Course and to authorize the City Manager to sign the agreement. Attachment ***(Parks & Recreation)***
- 13) Consideration and possible action to authorize staff to enter into a contract with KIKO Construction utilizing the Inter-local Purchasing System (TIPS) in lieu of bids or RFP for the renovation of the pump room at Victor Pool. Attachment ***(Parks & Recreation)***
- 14) Consideration and possible action to authorize staff to enter into a contract with Johnson Controls utilizing the Interlocal Purchasing System (TIPS) in lieu of bids or RFP for the Air Condition Control Automation Retrofit at the Harlingen Police Department Building. Attachment ***(Parks & Recreation)***

- 15) Consideration and possible 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 2017-2018 for a one year term (Oct. 1<sup>st</sup>, 2017 to Sept. 30<sup>th</sup>, 2018). Attachment (***Gabriel Gonzalez, Asst. City Manager***)
- 16) Consideration and possible action to adopt Title VI/Nondiscrimination Plan. Attachment (***City Attorney***)
- 17) Consideration and possible action to approve a resolution accepting the Harlingen Water Works System Budget. Attachment (***Harlingen Water Works System***)
- 18) Consideration and possible action to allow a license to encroach of 6.5 feet into the City 6.5 feet of right-of-way along 27<sup>th</sup> Street, to allow for off-street parking for a single family residence for the property located at 2301 Rainbow Circle, bearing a legal description of Lot 12, Block 3, Skyview Terrace Subdivision. Applicant: Pedro and Cynthia Mascorro. Attachment (***Planning & Zoning***)
- 19) Board Appointments

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

- a. Airport Board
- 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 (5)
- g. Convention & Visitors Bureau (5)
- h. Development Corporation of Harlingen, Inc.
- i. Downtown Improvement District Board
- 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 (12)
- o. Library Advisory Board
- p. Mayor Wellness Council
- q. Museum Advisory Board (1)
- r. Parks Advisory Board
- s. Planning & Zoning Advisory Board
- t. Senior Citizens Advisory Board (2)
- u. Tax Increment Finance Board (1)
- v. Utility Board of Trustees
- w. Veterans Advisory Board (4)

x. Zoning Board of Adjustments (8)

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. Government Code (Sections 551.071 and 551.087) to discuss or deliberate financial or other incentives with a business prospect known as **Project Forest** and seek legal advice from the City Attorney regarding this subject matter. **(City Manager)**

21) Consideration and possible action concerning collective bargaining agreement with Harlingen Police Officers and Law Enforcement Association. **(City Manager)**

22) Consideration and possible action concerning collective bargaining agreement with Harlingen Fire Fighters Association. **(City Manager)**

23) Consideration and possible action on ordinance relating to pay for Harlingen Police Officers. **(City Attorney)**

24) Consideration and possible action on ordinance relating to pay for Harlingen Fire Fighters. **(City Attorney)**

25) 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 15<sup>th</sup>, 2017 at 4:30 p.m. at least 72 hours preceding the scheduled time of said meeting.

Dated this 15<sup>th</sup> day of September, 2017

  
Elena Garza, Assistant City Secretary