

John F. Cowen, Jr., Commissioner At-large “A”
Nurith Galonsky Pizana, Commissioner District 1
Roy De los Santos, Commissioner District 3



Rose M.Z. Gowen, M.D., Commissioner At-large “B”
Jessica Tetreau, Commissioner District 2
Pedro Cardenas, Commissioner District 4

Trey Mendez, Mayor

NOTICE OF A PUBLIC MEETING OF THE CITY COMMISSION OF THE CITY OF BROWNSVILLE

TELECONFERENCE OPEN MEETING

Pursuant to Chapter 551, Title 5, Section 551.041, of the Texas Government Code, the Texas Open Meetings Act, notice is hereby given that the City Commission of the City of Brownsville will conduct a Regular Meeting on Tuesday, August 17, 2021, at 5:00 P.M. **via Webex Teleconference Meeting by logging on at:**

<https://brownsville.webex.com/brownsville/j.php?MTID=mbd7bd374c8f08f2e53c4fa2181546896>

Password: meeting

This Notice and Meeting Agenda are posted online at: <https://www.brownsvilletx.gov/129/Agendas-Minutes>

The members of the public wishing to participate in the meeting hosted through Webex Teleconference can join at the following numbers:

Or Join by phone

1-844-992-4726 United States Toll Free

+1-408-418-9388 United States Toll

Access code: 146 230 7364

Members of the public who submitted a “Public Comment Form” will be permitted to offer public comments as provided by the agenda and as permitted by the presiding officer during the meeting.

A recording of the meeting will be made and will be available to the public in accordance with the Open Meetings Act.

CALL TO ORDER

- a) ROLL CALL
- b) INVOCATION

PUBLIC COMMENT PERIOD

- **Non-Agenda Items:** Kindly submit a “Public Comment Form” stating the City business or City policy you wish to speak to an hour before the start of the scheduled meeting time with the City Secretary. Forms are not reserved for anyone, nor may time be deferred to anyone. PowerPoint presentations may not be accommodated. This period is limited to five (5) speakers with a time limit of three (3) minutes per speaker.
- **Agenda Items:** Kindly submit a “Public Comment Form” stating which item(s) on the agenda you wish to speak to an hour before the start of the scheduled meeting time with the City Secretary. Speakers will be allowed to address the Commission on the agenda item before it is to be considered. The speaker is limited to three (3) minutes.
- **Time Limits:** The City Commission shall have the discretion to modify its regulations regarding time limits on public comment if necessary. For example, the time limit may be shortened to accommodate a lengthy agenda, or it could be lengthened to allow additional time for discussion on a complicated matter or if there is a need for an interpreter.

WORK SESSION(S)

As a governmental body, the City Commission will not vote or take any formal action on any items discussed in the work session portion of the agenda.

- 1) Juneteenth Holiday Presentation

CONSENT AGENDA ITEM(S)

The following are considered to be routine by the City Commission and will be approved by one motion. There will be no separate discussion of these items unless a City Commissioner so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

- 1) Approval of the Minutes of the Regular Meeting of DATE
 - a) Minutes of the August 3, 2021 Joint Meeting
- 2) Consideration and **ACTION** to approve the City of Brownsville Records Management Policy. (Office of the City Secretary).
- 3) Consideration and **ACTION** for purchase and delivery of audio visual (A/V) technology equipment from Visionality Designs That Compute, Inc. in the amount of \$274,616.24, contract # DIR-TSO-3889, for City Commission Chambers Renovation project, as budgeted. (Enterprise Applications Department)
- 4) Consideration and **ACTION** to approve a purchase from Dell Technologies in the amount of \$57,478.00 for computer equipment at Central and Southmost branch libraries. (Brownsville Library System)
- 5) Consideration and **ACTION** authorizing the City Manager to execute a Memorandum of Understanding (MOU) between the City of Brownsville and Cameron County Library Systems (CCLS) to accept \$66,262.62 funding to promote, develop, and improve library facilities and services. (Brownsville Library System)
- 6) Consideration and **ACTION** to approve the final renewal extension for contract #QGC-26-0417, a term contract for Geotechnical and Construction Material Testing on a rotation for one (1) year (Financial Services Department).
- 7) Consideration and **ACTION** to approve a Memorandum of Understanding (MOU) for a partnership with Buckner Children & Family Services and the Brownsville Police Department for the Buckner-Fays Program and authorizing Chief of Police Felix Saucedo to sign the MOU on behalf of the City. (Brownsville Police Department)
- 8) Consideration and **ACTION** to award Hanson Professional Services, Inc. a task order for traffic signal design services for the intersection of Morrison Rd. and Laredo Rd. in the amount of \$75,500.00, Term contract TDE-17-0218, for Engineering and Surveying Services. (Engineering and Public Works Department).
- 9) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 2021-1687** to authorize the City Manager to abandon and close a 5' utility easement located in Lot 47, Block 1, Northwood No. 3 Subdivision Replat B, in exchange for a proposed 5' utility easement located within the same property. (Engineering & Public Works Department)
- 10) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 2021-235.96**, to adopt a revised Unified Development Code zoning map, repealing, and replacing any and all previous versions. (Planning & Redevelopment Department)
- 11) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 2021-235.97** to amend the Unified Development Code (UDC), Article 2 Administrative and Review Procedures, 2.1.3 Board of Adjustment, to add four (4) alternate board member positions and establish their powers and duties. (Planning and Redevelopment Department)

- 12) APPROVAL on **SECOND** and **FINAL READING** on **Ordinance Number 235-2021-903**, to amend the Zoning Map from Agricultural District (AG) to Residential Single-Family District (R-1) for 39.50 acres out of a 3,030.24-acre tract of land of the Noriega Plantation in Shares 1 and 17, Espiritu Santo Grant, Cameron County, Texas, located near the intersection of U.S. Military Highway 281 and New Carmen Boulevard, Brownsville, Texas 78520, as shown in Exhibit "A". (District 4) (Planning & Redevelopment Department)

PUBLIC HEARING(S)

- 1) Public Hearing and **ACTION** on **FIRST READING** of Ordinance Number 2021-1689 of the City of Brownsville, Texas, to adopt the Fiscal Year 2022 Annual Budget. (Financial Services Department)
- 2) Public Hearing and **ACTION** on **FIRST READING** of Ordinance Number 2021-1690 to ratify the Fiscal Year 2022 budget that will raise more total property taxes than last year's budget. (Financial Services Department)
- 3) Public Hearing and **ACTION** on **FIRST READING** of Ordinance Number 2021-1691 levying ad valorem taxes for the Tax Year 2021 for the use and support of the Municipal Government of the City of Brownsville, Texas, for the Fiscal Year 2022, providing for the interest and sinking fund for the Fiscal Year 2022 City of Brownsville, Texas, General Obligation Bonds. (Financial Services Department)

ITEMS FOR INDIVIDUAL CONSIDERATION(S)

- 1) Consideration and **ACTION** to approve **Resolution Number 2021-061** nominating Keppel Amfels to the Office of the Governor Economic Development and Tourism through the Economic Development Bank for designation as a qualified business and enterprise project under the Texas Enterprise Zone Program under the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code. (City Manager's Office)
- 2) Consideration and **ACTION** to award engineering and construction management work order to Hanson Engineering for Gladys Porter Zoo Water and Wastewater Replacement in an amount, not to exceed, \$741,000 as budgeted in American Rescue Plan (ARP). (City Manager's Office)
- 3) Consideration and **ACTION** to approve a Memorandum of Understanding (MOU) for a public-partnership with KABOOM! and the City of Brownsville Parks and Recreation Department for assessment of playscapes and improvements over a five-year period. (Parks and Recreation Department)
- 4) Consideration and **ACTION** to authorize the City Manager to accept a grant under the American Rescue Plan Act of 2021 in the amount of \$2,090,720 from the Federal Aviation Administration (FAA) for the Brownsville South Padre Island International Airport. (Airport Department)
- 5) Consideration and **ACTION** to authorize City Manager to extend motor-coach bus lease with Valley Transit for an additional 45 days in support of the final phase of the Brownsville South Padre Island International Airport new passenger terminal project, not to exceed \$133,000. (Airport Department)
- 6) Consideration and **ACTION** to acknowledge the Finance Director's financial statements and cash investment report for the City of Brownsville for the third quarter ended June 30, 2021. (Financial Services Department)

BOARD APPOINTMENT(S)

- 1) Consideration and **ACTION** on **Resolution Number 2021-039-B** to appoint or reappoint three (3) members to the Brownsville Border Film Commission (Communications & Marketing Department)
- 2) Consideration and **ACTION** to Approve **Resolution Number 2021-056-A** to appoint Tax Increment Reinvestment Board of Directors, Positions from District One and At-Large “B”, Madeira Project – TIRZ #4, as provided in Ordinance Number 2021-1678-A. (Planning and Redevelopment)
- 3) Consideration and **ACTION** to Approve **Resolution Number 2021-062** to appoint four (4) alternate board member positions to the Brownsville Board of Adjustment. (Planning & Redevelopment)

EXECUTIVE SESSION

- 1) Closed session pursuant to Section 551.074, Tex. Gov’t Code, regarding the recent vacancy of the City Attorney position and appointment of an interim City Attorney, including consultation with attorney to receive confidential legal advice on the matter pursuant to Section 551.071(2) of the Tex. Gov’t Code, in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter. (City Manager’s Office)
- 2) Closed session pursuant to Section 551.071(2) of the Tex. Gov’t Code to receive advice from legal counsel and pursuant to Section 551.087 of the Tex. Gov’t Code to deliberate economic development negotiations and financial information received from a business prospect for proposed expansion or relocation in the City of Brownsville and seek legal advice regarding such projects, incentives, and negotiations related to Project Anchor. (City Manager’s Office)
- 3) Closed session pursuant to Section 551.071, Tex. Gov’t Code, regarding attorney consultation to provide litigation update with respect to state cases involving local government COVID-19 restrictions. (City Attorney’s Office)

POSSIBLE ACTION ON ANY ITEM(S) AS DISCUSSED IN EXECUTIVE SESSION

NOTE: The City Commission of the City of Brownsville reserves the right to discuss any items in Executive Session whenever authorized under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code.

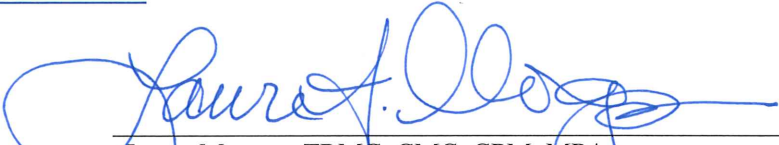
- 1) Consideration and action, if any, regarding the recent vacancy of the City Attorney position and appointment of an Interim City Attorney. (City Manager's Office)
- 2) Consideration and action, if any, regarding the provision of incentives for Project Anchor, including but not limited to economic incentive agreements to develop new or expand business enterprises within the City of Brownsville, Texas. (City Manager's Office)

ADJOURNMENT

NOTE: The City of Brownsville does not discriminate on the basis of disability in the admission of, access to, treatment of, or employment in its programs, activities, or public meetings. Any individual with a disability in need of an accommodation is encouraged to contact the Organizational Development & Human Resources Department at 956/548-6037 (voice or Relay TX) by Monday, August 16, 2021, no later than 10:00 A.M., to make proper arrangements.

By: Trey Mendez
Mayor of the City of Brownsville

I certify that a copy of the **August 17, 2021**, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on Friday, August 13, 2021. I further certify that the Agenda was posted on the City’s website and can be downloaded by accessing: <https://brownsvilletx.gov/129/Agendas-Minutes>



Laure Morgan, TRMC, CMC, CPM, MPA
City Secretary