

**CITY COMMISSION
AGENDA
REGULAR MEETING
JUNE 15, 2022
@ 5:30 PM
CITY HALL, TOWN HALL MEETING ROOM
2ND FLOOR, 118 E. TYLER AVENUE
HARLINGEN, TEXAS 78550**

Notice is hereby given that the City Commission of the City of Harlingen, Texas will hold a Regular Meeting on **Wednesday, June 15th, 2022 at 5:30 P.M.** at City Hall, Town Hall Meeting Room, 2nd Floor, 118 E. Tyler Avenue, Harlingen, Texas and provide the public the ability to view the meeting via internet live streaming at www.myharlingen.us and the City of Harlingen YouTube Page.

The public will be permitted to offer citizen communication or participate in items listed as public hearings telephonically as provided by the agenda and as permitted by the presiding officer during the meeting. Written comments may also be submitted for City staff to read aloud during the meeting.

To offer citizen communication or participate in scheduled public hearings telephonically, go to www.myharlingen.us and click on " PUBLIC HEARING AND CITIZEN COMMUNICATION FORM." Fill out the form and indicate the item you wish to address, and submit the form.

Please indicate (1) the agenda item on which you wish to speak, (2) whether you prefer to speak on the item during citizen communication or at the time the agenda item is brought for consideration before the City Commission, and (3) a working telephone number at which you may be reached to submit your comments. The City will then call you when the item you wish to address is being considered. You will then address the City Commission through speaker phone and your call will be made audible to the City Commission and to the public through the live stream. Please submit this request before 4 p.m. on the day of the meeting.

To submit written comments for City staff to read aloud during the meeting, go to www.myharlingen.us and click on " PUBLIC HEARING AND CITIZEN COMMUNICATION FORM" write your comments (limited to 400 words or less) and submit the form.

Please submit written comments before 4 p.m. the day of the meeting.

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

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 the 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 Frank Puente

Pledge of Allegiance/Welcome

Call Meeting to Order

Citizen Communication/Input

- 1) Presentation of Recognition Awards
 - a) UIL One Act Play
 - b) Harlingen High School South Lady Hawks Track Team
 - c) Harlingen North Lady Cardinals Soccer Team
 - d) Harlingen High School South Hawks Varsity Boys Basketball Team
- 2) Approval of Minutes
 - a) Regular City Commission Minutes of April 6, 2022
- 3) Consent Agenda
 - a) Second and final reading to approve an ordinance amending Exhibit "A" of Ordinance No. 2018-1, Master Fee Schedule of the Harlingen Code of Ordinances establishing new rental rates for vendor and food booths for Downtown at Sundown, providing for publication and ordaining other matters related to the foregoing. Attachment. **(Downtown District)**
 - b) Second and final reading to approve an ordinance amending Harlingen City Code, Chapter 8 Aviation Article II, Section 8.86 and to replace it with a new Section 8.86. Attachment **(City Attorney)**.
 - c) Consideration and possible action to approve a request from the Harlingen Convention and Visitors Bureau to close the following streets from 1 p.m. to 10 p.m., Saturday, July 2, 2022 for the Annual Freedom Fest Celebration Event; Fair Park Boulevard between North "L" Street to include all entries and exits of the Municipal Auditorium, Casa de Amistad Parking Lots and Harlingen Performing Arts Center and Washington Avenue between North "L" and North "K" Streets. Attachment **(Police Dept.)**
 - d) Consideration and possible action to approve a request from the Harlingen Downtown Board to close the following streets from 3 p.m. to 11:59 p.m., Saturday, July 2, 2022 for the Carne a Nada Vegan Street Fest Event, West Van Buren Avenue between the eastside Intersection of South "D" Street and westside Intersection of South "C" Street (no thru traffic) to include all entries and exits from the alleyway. Attachment **(Police)**
 - e) Second and final reading to approve an ordinance to repeal Ordinance 06-05, Chapter 38, Section 38-103 establishing new Tipping fees for non-residents and commercial establishments. Attachment **(Public Works Department)**.

	NEW BUSINESS	
--	--------------	--

- 4) Consideration and possible action for the City of Harlingen to have a booth at the Texas Municipal League Conference during the week of October 5, 2022, in San Antonio, Texas. Attachment. **(Cassandra Consiglio, Visit Harlingen)**

- 5) Consideration and possible action to adopt a new ordinance section 46-167 to Chapter 46, Article IV, of the Code of Ordinances to prohibit stopping, standing, or parking of a vehicle; to improve public safety consistent with Texas Transportation Code Section 545.302. Attachment (**Assistant City Manager Craig Cook**)
- 6) Public hearing to consider an ordinance on first reading for a rezoning request from Residential, Single Family ("R-1") District to General Retail ("GR") District for 30.28 acres out of a portion of Block 12, Stuart Place Subdivision Survey 139, all of Block 7 and a portion of Block 8, Sun Village Subdivision, located along the north side of US Expressway 83 between Tamm Lane and Altas Palmas Road. Applicant: Mariano Garcia c/o Natasha A. Del Barrio. (**Planning & Development Department**)
 - a) Public Hearing
 - b) Consideration and possible action to approve an ordinance on first reading for a rezoning request from Residential, Single Family ("R-1") District to General Retail ("GR") District for 30.28 acres out of a portion of Block 12, Stuart Place Subdivision Survey 139, all of Block 7 and a portion of Block 8, Sun Village Subdivision, located along the north side of US Expressway 83 between Tamm Lane and Altas Palmas Road.
- 7) Public hearing to consider an ordinance on first reading for a rezoning request from General Retail ("GR") District to Planned Development ("PD") District for residential and multi-family use purposes for 25.33 acres out of land comprised of 10.00 acres out of Lot 9, 9.99 acres out of Lot 10, 2.67 acres out of Lot 15. and 2.67 acres out of Lot 16, Block 146, San Benito Land and Water Company Subdivision, located on the northeast corner of Haine Drive and Whalen Road. Applicant: Armando Elizalde (**Planning & Development Department**)
 - a) Public Hearing
 - b) Consideration and possible action to approve an ordinance on first reading for a rezoning request from General Retail ("GR") District to Planned Development ("PD") District for residential and multi-family use purposes for 25.33 acres out of land comprised of 10.00 acres out of Lot 9, 9.99 acres out of Lot 10, 2.67 acres out of Lot 15. and 2.67 acres out of Lot 16, Block 146, San Benito Land and Water Company Subdivision, located on the northeast corner of Haine Drive and Whalen Road.
- 8) Public hearing to consider an ordinance on first reading for a rezoning request from Planned Development ("PD") District for commercial use to Residential, Multi-Family ("M-2") District for Lot 1, Block 1, Adam's Landing Subdivision, located at 1302 Adams Landing Avenue. Applicant: Moore Land Surveying (**Planning & Development Department**)
 - a) Public Hearing
 - b) Consideration and possible action to approve an ordinance on first reading for a rezoning request from Planned Development ("PD") District for commercial use to Residential, Multi-Family ("M-2") District for Lot 1, Block 1, Adam's Landing Subdivision, located at 1302 Adams Landing Avenue.
- 9) Public hearing to consider an ordinance on first reading for a rezoning request from Residential, Single Family ("R-1") District to Residential, Duplex ("R-2") District for Lots 11 and 12, Block 4, Reyna Subdivision, located at 721 Pittman Street. Applicant: Marcos Reyes, c/o Juan F. Salazar (**Planning & Development Department**)
 - a) Public Hearing
 - b) Consideration and possible action to approve an ordinance on first reading for a rezoning request from Residential, Single Family ("R-1") District to Residential, Duplex ("R-2") District for Lots 11 and 12, Block 4, Reyna Subdivision, located at 721 Pittman Street.

- 10) Public hearing to consider an ordinance on first reading for a Special Use Permit (SUP) to allow an unmanned telecommunications/internet facility in a General Retail ("GR") District located at 114 and 118 West Madison Avenue, bearing legal descriptions of Lots 10 and 11, Block 25, Harlingen Original Townsite. Applicant: Norma Branscum c/o Vexus Fiber (**Planning & Development Department**)
 - a) Public Hearing
 - b) Consideration and possible action to approve an ordinance on first reading for a Special Use Permit (SUP) to allow an unmanned telecommunications/internet facility in a General Retail ("GR") District located at 114 and 118 West Madison Avenue, bearing legal descriptions of Lots 10 and 11, Block 25, Harlingen Original Townsite.
- 11) Public Hearing and action to approve the One Year Action Plan (Budget) for Fiscal Year 2022-2023 (Year 48) of the Community Development Block Grant (CDBG) Program and Fiscal Year 2022-2023 (Year 48) of the Home Investment Partnerships Program (HOME). Attachment (**CDBG Director**)
- 12) Public Hearing and action to approve a substantial amendment to the City of Harlingen's 2019-2020 One Year Action Plan CDBG-CV Funding in the amount of \$153,200. Attachment (**CDBG Director**)
- 13) Public Hearing and action to approve a substantial amendment to the City of Harlingen's 2021-2022 One Year Action Plan in the amount of \$114,607. Attachment (**CDBG Director**)
- 14) Consideration and possible action to approve an ordinance on first reading amending City of Harlingen Ordinance No. 2022-09 in part and amending Sections 40-130 (3) of Chapter 40 of the Harlingen City Code as amended to remove the requirement that streets have existing curb and gutters to qualify for the placement, alteration or removal of speed Humps. Attachment (**This item was requested by Commissioner Rene Perez and Commissioner Frank Morales**)
- 15) Discussion and possible action to solicit requests for proposals to perform a needs assessment regarding personnel qualifications and procedures for establishing compensation increases for all city departments. Attachment (**Mayor**)
- 16) Board Appointments
Discussion and possible action regarding membership on any of the following listed board/entity:
 - Airport
 - Animal Shelter Advisory Committee (2)
 - Audit Committee (3)
 - Civil Service Commission
 - Community Development Advisory Board (7)
 - Construction Board of Adjustments (12)
 - Convention & Visitors Bureau (3)
 - Development Corporation of Harlingen, Inc.(2)
 - Downtown Improvement Board (4)
 - Golf Course Advisory Board (3)
 - Harlingen Community Improvement Board (6)
 - Harlingen Housing Authority Board (3)
 - Harlingen Finance Corporation (6)
 - Harlingen Teen and Young Adult Advisory Board
 - Keep Harlingen Beautiful Board (13)
 - Library Advisory Board (2)
 - Mayor Wellness Council
 - Museum Advisory Board (5)
 - Parks Advisory Board (3)
 - Planning & Zoning Advisory (4)
 - Senior Citizens Advisory Board (8)
 - Tax Increment Finance Board (5)

Utility Board of Trustees
Veterans Advisory Board (6)
Zoning Board of Adjustment (8)

- 17) Executive/Closed Session
 - a) Deliberation regarding the purchase, exchange, lease or value of real property pursuant to Texas Government Code 551.072. **(City Manager)**
- 18) Discussion and possible action regarding the executive session item pursuant to Texas Government Code 551.072. **(City Manager)**

I, the undersigned authority, do hereby certify that the above Notice of the Regular Meeting of the Harlingen City Commission is a true and correct copy of said notice posted on the bulletin board at City Hall of said City of Harlingen, Texas in a place convenient and readily accessible to the general public at all times and on the City's Internet Website and said Notice was posted on Friday, June 10, 2022 at or before 7:30 p.m. and remained so posted for at least 72 hours preceding the time of said meeting.

Dated this 10th of June, 2022



Amanda C. Elizondo, City Secretary