

**CITY COMMISSION
AGENDA
REGULAR MEETING
MAY 4, 2022
@ 5:30 PM
CITY HALL, TOWN HALL MEETING ROOM
2ND FLOOR, 118 E. TYLER AVENUE
HARLINGEN, TEXAS**

Notice is hereby given that the City Commission of the City of Harlingen, Texas will hold a Regular Meeting on **Wednesday, May 4th, 2022 at 5:30 P.M.** at City Hall, Town Hall Meeting Room, 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 Morales

Pledge of Allegiance/Welcome

Call Meeting to Order

Citizen Communication/Input

- 1) Presentations of Recognition Awards
 - a) Harlingen High School "Black Guard" JROTC Drill Team
 - b) Harlingen High School South "Hawks" Power Lifting Team
Daniela Maximo
Caleb Davis
 - c) Harlingen High School South "Lady Hawks" Water Polo
 - d) Harlingen High School South Coach of the Year, Hector Castaneda, Jr.
- 2) Approval of Minutes
 - a) Regular Meeting of December 15th, 2021
- 3) Consent Agenda
 - a) Second and final reading to approve an ordinance to amend the Planned Development ("PD") District by reconfiguring the site plan of the proposed Treasure Hills City Phase I Subdivision, bearing a legal description of 32.67 acres out of Block 139, San Benito Land and Water Company Subdivision, located on the west side of FM 509 approximately 4,000 feet south of FM 106. Applicant: Ferris, Flinn, and Medina c/o Eko Corporate. Attachment (**Planning & Development**)
 - b) Second and final reading to approve an ordinance for a Special Use Permit (SUP) to allow a parking lot in a Residential, Multi-Family ("M-2") District located at 2026 S. 23rd Street, bearing a legal description of Lot 5, Block 21, Treasure Hills Subdivision Unit 2. Applicant: Cesar Garcia. Attachment (**Planning & Development**)
 - c) Second and final reading to approve an ordinance to rezone from Neighborhood Services ("NS") District to Office ("O") District for 0.73 acres out of 2.646 acres out of Block 21, Howard Dixieland Heights No. 1 Subdivision, located at 1401 Dixieland Road. Applicant: Rick Caballero. Attachment (**Planning & Development**)
 - d) Consideration and possible action to approve a request from Javier Mendez, Director for the City of Harlingen - Parks and Recreation for street closures for their Viva Streets Harlingen 5K Adventure Run/Walk event on Friday, May 6, 2022 from 6:00 p.m. to 8:00 p.m. Attachment (**Police**)

- Commerce Street & Jackson Avenue north along Commerce Street to West Jefferson (cones to close Monroe Avenue and Madison Avenue)
- Commerce Street & Jefferson Avenue east to North 1st Street
- 1st Street north to Arcadia Drive
- Arcadia Drive & Grimes Avenue
- Grimes Avenue & Ferguson Street
- Ferguson Street & East Austin Avenue
- East Austin Avenue & 5th Street
- 5th Street & Woodland Drive
- Washington Avenue & 3rd Street (City Lake Route)
- Jefferson Avenue & 6th Street south of Jackson Avenue
- Jackson Avenue & 6th Street west to Jackson Avenue & Commerce Street
- "A" Street & 6th Street (alleyway north of Jackson Avenue)

- e) Consideration and possible action to accept the grant award of \$23,625 and authorize the City Manager to sign Inter-Governmental Cooperative Agreement with the Lower Rio Grande Development Council for the Solid Waste Reduction Program for the City. Attachment **(Park & Recreations)**
- f) Consideration and possible action to approve an ordinance on second and final reading amending Chapter 36 of the Harlingen Code of Ordinances establishing rules and regulations for the Dog Park. Attachment **(Park & Recreations)**
- g) Second and final reading to approve an ordinance amending Chapter 92, Health Regulations and Hospitals, of the City of Harlingen Code of Ordinances to increase the cost of the laminated pouch from \$1.00 to \$2.00. Attachment **(Health Department)**
- h) Second and final reading to approve an ordinance amending the Harlingen Code of Ordinances to create guidelines and criteria for tax abatement, by adding Chapter 10, Article III, Tax abatement and Incentive Policy, providing for an effective date and providing for severability. Attachment **(Legal)**
- i) Second and final reading to approve an ordinance amending the Harlingen Code of Ordinances to add, Subpart A, Chapter 2, Article 11, City Commission, Section 2-22 "Regulating the Scheduling of the Mayoral State of the City Address." Attachment **(Legal)**
- j) Second and final reading to approve an ordinance on second reading establishing a Harlingen Teen and Young Adult Advisory Board, providing for the establishment of rules and regulations and providing for the creation of a chairperson and vice-chairperson and any other related matters. Attachment **(City Manager)**

	NEW BUSINESS	
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- 4) Presentation by Carr, Riggs & Ingram, CPA(s) and Advisors, regarding the City of Harlingen Annual Comprehensive Financial Report (ACFR) for Fiscal Year 2020-2021. **(Finance Department)**
- 5) Presentation and possible action on staff's responses to the SAFE Global Services audit. Attachment **(City Manager)**
- 6) Consideration and possible action to approve resolution accepting the anticipated Federal Aviation Administration (FAA) Grant Offer No. 3-48-0101-070-2022, in the amount of Two Million, Six Hundred

Ninety-Three Thousand, Six Hundred Seventy-Five Dollars and no/100s (\$2,693,675). Attachment **(Airport)**

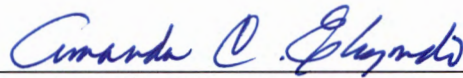
- 7) Consideration and possible action to approve resolution accepting Valley International Airport's mid-year budget amendment for FY 2021 - 2022. Attachment **(Airport)**
- 8) Consideration and possible action to accept or deny the donation of one park bench to the City of Harlingen from the John Anthony Merino Family to be placed at the Hugh Ramsey Nature Park in memory of Mr. John A. Merino. **(Parks & Recreation)**
- 9) Consideration and possible action to approve the By Laws for the Harlingen Parks and Recreation Advisory Board. Attachment **(Parks & Recreation)**
- 10) Consideration and possible action to approve an ordinance on first reading for a Special Use Permit (SUP) to allow a battery storage energy facility in a General Retail ("GR") District located at a property along the east side of Tucker Road, approximately 500 feet south of Lincoln Avenue, bearing a legal description of 4.592 acres out of 5.380 acres out of Block 1, Howard Dixieland Heights Subdivision. Applicant: SMT Harlingen LLC c/o Francisco G. Gonzalez. **Item tabled on 4-20-2022.** Attachment **(Planning & Development)**
- 11) Board Appointments
Discussion and possible action regarding membership on any of the following listed board/entity:

Airport
Animal Shelter Advisory Committee (2)
Audit Committee (4-Vacancies) (Terms expired June, 2021)
Civil Service Commission
Community Development Advisory Board (1)
Construction Board of Adjustments (7)
Convention & Visitors Bureau (1)
Development Corporation of Harlingen, Inc.
Downtown Improvement Board (7)
Golf Course Advisory Board (1)
Harlingen Community Improvement Board (4)
Harlingen Housing Authority Board (3)
Harlingen Finance Corporation (5)
Keep Harlingen Beautiful Board (13)
Library Advisory Board
Mayor Wellness Council
Museum Advisory Board (2)
Parks Advisory Board
Planning & Zoning Advisory (1)
Senior Citizens Advisory Board (4)
Tax Increment Finance Board (5)
Utility Board of Trustees
Veterans Advisory Board
Zoning Board of Adjustment (4)
Complete Census Committee
- 12) Executive/Closed Session-pursuant to Texas Government Code Section 551.072, regarding the purchase, lease or value of real estate, if the deliberation in an open meeting would have a detrimental effect on the position of the City of Harlingen in negotiations with a third person regarding some of the following projects; and Texas Government Code Section 551.087, regarding commercial and financial information from business prospects with which the City is conducting economic development negotiations and/or to discuss or deliberate financial or other incentives relating to the following projects:

- a) Project Travel
 - b) Project Sheets
- 13) Consideration and possible action to approve items 12(a) & (b) as discussed in executive session.
- a) Project Travel
 - b) Project Sheets

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, April 29, 2022 at or before 5:40 p.m. and remained so posted for at least 72 hours preceding the time of said meeting.

Dated this 29th day of April, 2022



Amanda C. Elizondo, City Secretary