

**CITY COMMISSION
AGENDA
REGULAR MEETING
JANUARY 20th, 2021
@ 5:30 P.M.
VIA VIDEO CONFERENCE
HARLINGEN, TEXAS**

Notice is hereby given that the City Commission of the City of Harlingen, Texas will hold a Regular Meeting on **Wednesday, January 20th, 2021 at 5:30 P.M. via video conference**, while providing the public the ability to view the meeting via internet live streaming at www.myharlingen.us and the City of Harlingen YouTube Page.

In accordance with the order of the Office of the Governor issued March 16, 2020, the City of Harlingen, Texas will conduct the meeting via videoconference and provide viewing for the public using live stream in order to advance the public health goal of limiting face-to-face meetings (also called "social distancing") to slow the spread of the Coronavirus (COVID-19). To view the City Commission meeting live, go to www.myharlingen.us and click on "CITY COMMISSION LIVE."

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's 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 Puenta

Pledge of Allegiance/Welcome

Call Meeting to Order

Citizen Communication/Input

- 1) Proclamation – proclaiming January 28th, 2021 as “Amanda C. Elizondo Seventh Recertification Day.”
- 2) Approval of Minutes
 - a) Regular Meeting of November 18, 2020.



- 3) Consideration and possible action to authorize the City Manager, on behalf of the City of Harlingen, Texas, to sign an Interlocal Cooperation Contract pursuant to Chapter 791 of the Texas Government Code between the University of Texas Rio Grande Valley (UTRGV) and the City of Harlingen regarding police department jurisdiction and cooperation. Attachment (**Police Dept.**)
- 4) Public hearing to consider an ordinance on first reading to amend the City of Harlingen Code of Ordinances, Chapter 111, Zoning, Article III, Section 111-62, Use Chart, by establishing a category for a food truck park in the use chart; Article VI, Section 111-140, by adding off-street parking requirements for a food truck park; Article XII, Section 11-135 Special Use Regulations and Restrictions, by establishing regulations and restrictions for a food truck park; and Article XV, Section 111-413, Special Use Permit Process, by requiring a special use permit for a food truck park. Applicant: City of Harlingen. Attachment (**Planning & Zoning**)
 - a) Public Hearing
 - b) Consideration and possible action to approve an ordinance on first reading to amend the City of Harlingen Code of Ordinances, Chapter 111, Zoning, Article III, Section 111-62, Use Chart, by establishing a category for a food truck park in the use chart; Article VI, Section 111-140, by adding off-street parking requirements for a food truck park; Article XII, Section 11-135 Special Use Regulations and Restrictions, by establishing regulations and restrictions for a food truck park; and Article XV, Section 111-413, Special Use Permit Process, by requiring a special use permit for a food truck park.

- 5) Public hearing to consider an ordinance on first reading to rezone from Residential, Multi-Family ("M2") to Planned Development ("PD") District to allow for a single family residential, for a 36.719 acre tract, being a part or portion out of Lots 1, 2, 7 and 8, Block 145, San Benito Land and Water Company Subdivision, located on the north side of East Treasure Hills Boulevard, west of F.M. 509. Applicant: Mike Rhodes. Attachment (**Planning & Zoning**)
 - a) Public Hearing
 - b) Consideration and possible action to rezone from Residential, Multi-Family ("M-2) to Planned Development ("PD") District to allow for a single family residential, for a 36.719 acre tract, being a part or portion out of Lots 1, 2, 7 and 8, Block 145, San Benito Land and Water Company Subdivision, located on the north side of East Treasure Hills Boulevard, west of F.M. 509.
- 6) Consideration and possible action to approve an ordinance on first reading to abandon and vacate a 0.06 acre tract comprised of a 0.03 acre tract out of a 10.0 ft. utility easement, out of Valley Baptist Academy Subdivision and a 0.03 acre tract out of a 10.0 ft utility easement, out of Valley Baptist Academy Subdivision No. 2, located at 3700 E. Harrison Avenue. Applicant: Othal Brand, Jr. Attachment (**Planning & Zoning**)
- 7) Public Hearing and take action on amending the City of Harlingen's 2015-2019 Consolidated Plan and One Year Action Plan (2019-2020) to include the special allocation of \$495,398.00 in CDBG-CV funds authorized by the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) to prevent, prepare for, and respond to the Coronavirus (COVID-19). Attachment (**Community Development**)
- 8) Consideration and possible action to accept or reject bids for the Vela Middle School Connectivity Project under Bid Number 2021-02. Attachment (**Engineering**)
- 9) Consideration and possible action to authorize the City Manager to execute a Purchase Agreement with Amstar, Inc. for the installation of a single span pedestrian bridge for the Vela Middle School Connectivity Project in an amount not to exceed \$286,926.79. Attachment (**Engineering**)
- 10) Consideration and possible action to adopt a resolution authorizing the submittal of a Boating Access Grant application to the Texas Parks and Wildlife Department, committing matching funds and authorizing the City Manager to sign all documents pertaining to the construction. Attachment (**Parks & Recreation**)
- 11) Board Appointments

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

 - a. Airport Board (2)
 - b. Animal Shelter Advisory Committee (4)
 - c. Audit Committee (3 - vacancy) (terms expired June, 2019)
 - d. Civil Service Commission (2)
 - e. Community Development Advisory Board (1)
 - f. Construction Board of Adjustments (5)
 - g. Convention & Visitors Bureau (1)
 - h. Development Corporation of Harlingen, Inc.

- i. Downtown Improvement District Board (1)
- j. Golf Course Advisory Board
- k. Harlingen Community Improvement Board (1)
- l. Harlingen Housing Authority Board (5)
- m. Harlingen Finance Corporation (4)
- n. Keep Harlingen Beautiful Board (13)
- o. Library Advisory Board (2)
- p. Mayor Wellness Council
- q. Museum Advisory Board (1)
- q. Parks Advisory Board
- r. Planning & Zoning Advisory Board
- s. Senior Citizens Advisory Board
- t. Tax Increment Finance Board (7)
- u. Utility Board of Trustees
- v. Veterans Advisory Board
- w. Zoning Board of Adjustments (2)
- x. Complete Census Committee

Specifically, appointment or discussion and possible action to include appointment bylaws and/or removal of any position subject to appointment or removal by statute, ordinance or bylaws.

- 12) Executive Closed Session - Attorney consultation pursuant to Section 551.071, Texas Gov't Code, to seek advice regarding the City's legal duties and obligations in connection with pending litigation styled and numbered, *Ruben R. Pena, Sr., et al., vs. City of Harlingen, Texas*, Civil Action No. 1:20-CV-163, in the United States District Court Southern District of Texas Brownsville Division, and related legal matters. (**City Manager**)

Adjournment

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 January 15th, 2021, at or before 3:20 p.m. and remained so posted for at least 72 hours preceding the time of said meeting.

Dated this 15th day of January, 2021



Amanda C. Elizondo, City Secretary