

**CITY COMMISSION
AGENDA
REGULAR MEETING
FEBURARY 3RD, 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, February 3rd, 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 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 –Mayor Chris Boswell

Pledge of Allegiance/Welcome

Call Meeting to Order

Citizen Communication/Input

- 1) Approval of Minutes
 - a) Regular Meeting of December 2nd, 2020.

	CONSENT AGENDA	
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- 2a) Second and final reading to approve and adopt an ordinance 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**)
- b) Second and final reading to approve and adopt an ordinance 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**)
- c) Consideration and possible action to approve a resolution authorizing the City Manager, on behalf of the City of Harlingen, to submit a grant application in the approximate amount of \$140,000.00 to the Office of the Governor, Public Safety Office – Criminal Justice Division in regards to the FY 22 Criminal Justice Program to fund mobile data terminals in police cars. Attachment (**Police Dept.**)
- d) Consideration and possible action to approve a resolution authorizing the City Manager, on behalf of the City of Harlingen, to submit a grant application in the approximate amount of \$150,000.00 to the Office of the Governor, Public Safety Office – Homeland Security Grants Division in regards to the 2021 State Homeland Security Program – LETPA Projects (SHSP-L) to an access control upgrade to the Harlingen Police Department Building. Attachment (**Police Dept.**)
- e) Consideration and possible action to approve a resolution authorizing the City Manager, on behalf of the City of Harlingen, to submit a grant application in the amount of \$54,088.30 to the Office of the Governor, Public Safety Office – Criminal Justice Division in regards to the FY 22 Rifle Resistant Body Armor Grant Program to equip peace officers with the rifle resistant body armor. Attachment (**Police Dept.**)
- f) Consideration and possible action to approve a resolution authorizing the City Manager, on behalf of the City of Harlingen, to submit a grant application in the approximate amount of \$110,000.00 to the Office of the Governor, Public Safety Office – Criminal Justice Division in regards to the FY 22 General Victim Assistance Program that will continue to allow funding of the Crime Victim Liaison position. Attachment (**Police Dept.**)
- g) Investment Report of City of Harlingen for the quarter ending December 31, 2020. (**Finance Dept.**)



- 3) Consideration and possible action to approve and adopt an ordinance of the City of Harlingen authorizing the issuance of City of Harlingen General Obligation Refunding Bonds, Series 2021, approving all documents related thereto, delegating authority to certain designated City officials to select outstanding bonds to be refunded and approve all final terms of the Refunding Bonds. Attachment (***Finance Dept.***)

- 4) Consideration and possible action to approve an ordinance on second and final reading to amend the City of Harlingen Code of Ordinances by adding various provisions governing the location, use, existence, and operations of food truck parks as follows: Chapter 111, Zoning, Article III, Section 111-62, Use Chart, establishing a category in the use chart; Article VI, Section 111-140, (b) adding off-street parking requirements; Article XII, Section 111-135 Special Use Regulations and Restrictions, establishing other regulations; and Article XV, Section 111-413, Special Use Permit Process, requiring a special use permit. Applicant: City of Harlingen. Attachment (***Planning & Zoning***)

- 5) Consideration and action to approve an ordinance on first reading amending the City of Harlingen Code Ordinances, Chapter 103, Buildings and Building Regulations, by adding Sections 103-4 and 103-5, pertaining to the abatement of substandard structures through the City Construction Board of Appeals. Attachment (***Planning and Zoning***)

- 6) Public hearing to consider an ordinance on first reading to amend the existing Special Use Permit (SUP) to allow a bar/lounge in a General Retail ("GR") District to include an outdoor patio located at 640 N. Ed Carey Dr., bearing a legal description of Lots 3 & 4, Block 1, South Point Subdivision, Unit 2. Applicant: Kamleshkumer Bhakta. Attachment (***Planning& Zoning***)
 - a) Public Hearing
 - b) Consideration and possible action to approve an ordinance on first reading amending the existing Special Use Permit (SUP) to allow a bar/lounge in a General Retail ("GR") District to include an outdoor patio located at 640 N. Ed Carey Dr., bearing a legal description of Lots 3 & 4, Block 1, South Point Subdivision, Unit 2.

- 7) Consideration and possible action to accept (or reject) and award the contract for the CDBG Buchanan Street Sidewalk Improvements Bid No. 2021-04 to the lowest responsible bidder and to waive any informalities. Attachment (***Engineering***)

- 8) Consideration and possible action to approve an ordinance on first reading to reduce the speed limit on Medical Center Drive to 25 mph between IH-69E Northbound Frontage Road to Victoria Lane. Attachment (***Engineering***)

- 9) Consideration and possible action to authorize the City Engineer to install a crosswalk on Medical Center Drive between IH-69E Northbound Frontage Road and Victoria Lane. Attachment (***Engineering***)

- 10) Consideration and possible action to approve a resolution authorizing the Mayor to enter into an Agreement with Cameron County Emergency Communication District (CCECD) to enable the City of Harlingen, Texas (COH) to participate in the Early Warning Notification System (EWNS), also known as Emergency Alert System (EAS), for certain emergencies utilizing the 9-1-1 Emergency Telephone Number System (ETNS) in Cameron County, Texas and ONSOLVE (Code RED) System Technology. Attachment (**Police Dept.**)
- 11) Consideration and possible action to approve a resolution approving the cooperation with the cities served by AEP to review AEP Texas Inc.'s requested final reconciliation of advance metering costs; costs; hiring legal and consulting services to negotiate with the company and direct any necessary litigation and appeals; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of resolution to legal counsel. Attachment (**Gabriel Gonzalez, Asst. City Manager**)
- 12) Consideration and possible action to approve the naming of the Tennis Center at Pendleton Park. Attachment (**Parks & Recreation**)
- 13) Consideration and possible action to approve a resolution calling and ordering the May 1st, 2021 City of Harlingen General Election to elect three (3) members to the Harlingen Elective Commission, one (1) Commissioner for the respective Single Member Districts 3, 4, and 5 and any other matters related to the General Election. Attachment (**City Secretary**)
- 14 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)
 - r. Parks Advisory Board
 - s. Planning & Zoning Advisory Board
 - t. Senior Citizens Advisory Board
 - u. Tax Increment Finance Board (7)
 - v. Utility Board of Trustees
 - w. Veterans Advisory Board
 - x. 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.

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 Friday, January 29th, 2021, at or before 12:45 p.m. and remained so posted for at least 72 hours preceding the time of said meeting.

Dated this 29th day of January, 2021



Amanda C. Elizondo, City Secretary