

**CITY COMMISSION
AGENDA
REGULAR MEETING
MARCH 16, 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, March 16, 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.

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 - Commissioner Frank Puente

Pledge of Allegiance/Welcome

Call Meeting to Order

Citizen Communication/Input

- 1) Proclamations
 - a) Proclamation - proclaiming March 16, 2022 as "Raul Gonzalez's Day"
 - b) Proclamation - proclaiming the "34th Anniversary of Elliott's Custom Golf"
- 2) Approval of Minutes
 - a) Special City Commission Meeting of September 28, 2021
 - b) Regular City Commission Meeting of October 20, 2021
- 3) **Consent Agenda**
 - a) Consideration and possible action to approve the Harlingen Police Department to auction off a 2005 International Semi-truck, and a 2013 Fravaz flatbed trailer that was awarded to the police department through state seizure. Bond and Bond auctioneers will be used to auction off the items on March 26, 2022. Attachment (***Police***)
 - b) Consideration and possible action to approve a request from Arturo Ortiz with Ortiz & Sons Trucking Co. to close the 1000 Block of Garfield Avenue between South "J" Street to South of Eye Street from 6:00 p.m. to 10:00 p.m. on Saturday, April 23, 2022 for a 40th Birthday Party. Attachment (***Police***).
 - c) Consideration and possible action to approve a request from Our Lady of Assumption Catholic Church to close the 1300 Block of West Lincoln Avenue from 5:00 p.m. to 11:00 p.m. on Saturday, April 23, 2022 and Sunday, April 24, 2022 for their Annual Spring Kermes. Attachment (***Police***).
 - d) Consideration and possible action to approve a request from Sylvia Gamboa, Director of Guidance and Counseling for the Harlingen Consolidated Independent School District to hold an Elementary Career Day to be held on Thursday, April 28, 2022 at the Casa de Amistad from 8:00 a.m. to 3:00 p.m. Attachment (***Police***)
 - e) Consideration and possible action to approve a resolution to appoint Crystal Ortiz as the City of Harlingen Local Registrar. Attachment (***Health***)
 - f) Second and final reading to approve an ordinance for a rezoning from Residential, Single Family (R-1) District to Residential, Duplex (R-2) District for Lot 11, Block 2, Valley Estates Subdivision, located at 5914 Queen Sago Drive. Attachment (***Planning and Development***)
 - g) Second and final reading to approve an ordinance for a rezoning from Residential, Single Family ("R-1") District to Residential, Multi-Family ("M-2") District for 1226 East New Hampshire Street, bearing a legal description of Lot 1, Block 1, New Hampshire Commercial Subdivision. Attachment (***Planning and Development***)
 - h) Second and final reading to amend Sections 40-129, 40-130, 40-132, and 40-135 of Ordinance 13-4 and Ordinance No. 10-1 pertaining to the Speed Hump Program. Attachment (***Engineering Dept***)

- i) Consideration and possible action to a adopt a resolution authorizing the City Manager to submit a grant application for the Commerce Street Corridor Redesign to the USDOT's Fiscal Year 2022 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant Program. Attachment (***Mobility & Special Projects***)
- j) Consideration and possible action to approve an amendment allowing the investment requirement by Trek Bicycle Harlingen be extended from March 31, 2022 to May 31, 2022. Attachment (***EDC***)

	NEW BUSINESS	
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- 4) Public hearing to consider an ordinance on first reading to amend the City of Harlingen Code of Ordinances Chapter 109, Subdivisions, Article IX, Updating the Subdivision Development Guide, Section 109-250, Adoption of Infrastructure Standards, by amending the storm water design requirement from a 25-year storm design to a 50-year storm design for subdivisions 1 to 25 acres in area. Applicant: City of Harlingen (***Planning and Development***)
 - 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 109, Subdivisions, Article IX, Updating the Subdivision Development Guide, Section 109-250, Adoption of Infrastructure Standards, by amending the storm water design requirement from a 25-year storm design to a 50-year storm design for subdivisions 1 to 25 acres in area.
- 5) Public hearing to consider an ordinance on first reading to amend the City of Harlingen Code of Ordinances Chapter 109, Subdivisions, Article IV, Sections 109-91(d) Additional Content to be Submitted, by adding a provision which allows proposed one lot single family residential subdivisions located inside the city limits to be exempt from fire hydrant requirements. (***Planning and Development***)
 - 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 109, Subdivisions, Article IV, Sections 109-91(d) Additional Content to be Submitted, by adding a provision which allows proposed one lot single family residential subdivisions located inside the city limits to be exempt from fire hydrant requirements.
- 6) Consideration and possible action to approve a Memorandum of Understanding (MOU) between the City of Harlingen and the United States Army Training and Doctrine Command to assist military recruiting efforts and connect America with its Army and authorize the City Manager to sign the MOU. Attachment (***Human Resources***)
- 7) Consideration and possible action to approve a Facility Use Agreement between the City of Harlingen and South Texas Little League for the use of the youth baseball fields at Pendleton Park. Attachment (***Parks & Recreation***)
- 8) Consideration and possible action to award bid and authorize the City Manager to execute a concession agreement with CJ's Snow Cone for concession services at the Harlingen Sports Complex. Attachment (***Parks & Recreation***)

- 9) Consideration and possible action to accept or deny the donation of \$7,000 from Harlingen National Youth Football, which will be used to purchase and install fencing at the park. Attachment (***Parks & Recreation***)
- 10) Consideration and possible action to authorize the Public Works Director to use additional funds to increase Purchase Order 80933 for two (2) - 2023 Mack Carrier 151 Pinnacle Rigs in the amount of \$10,568. Attachment (***Public Works***)
- 11) Consideration and possible action to approve a request to install speed humps at two different locations requested by concerned citizens on 25th Street from Van Buren to Jefferson (in front of Bonham Elementary) and Mendez Street between Kelly St. and Findler Drive. (***This item was tabled at the Regular City Commission Meeting on March 2, 2022.***) (*Item requested by Commissioner Frank Puente and Mayor Pro-Tem Richard Uribe*)
- 12) Board Appointments
Discussion and possible action regarding membership on any of the following listed board/entity:

Airport
Animal Shelter Advisory Committee (3)
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

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.

- 13) **Executive/Closed Session regarding the following items:**
 - a) pursuant to Tex. Gov't Code Sec. 551.072 to deliberate the purchase, exchange, lease, or value of real property, and Sec. 551.087 to discuss or deliberate regarding commercial or financial information that the City of Harlingen has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the City and with which the City is conducting economic development negotiations related to the following projects. (***HEDC***)

- Project Spec Building 3
 - Project CH
 - Project Sheets
 - Project Italy
- b) pursuant to Section 551.072 Gov't Code regarding the purchase and value of property for Economic Development and other public purposes. **(City Manager)**
- c) Consultation with legal counsel pursuant to Texas Government Code 551.071 updating the Commission on pending litigation. **(City Attorney)**
- 14) Consideration and possible action on Item 13 (a) as discussed in executive session, Projects: Project Spec Building 3, Project CH and Project Italy. **(HEDC)**
- 15) Consideration and possible action on Item 13 (b) as discussed in executive session. **(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, March 11, 2022 at or before 9:30 a.m. and remained so posted for at least 72 hours preceding the time of said meeting.

Dated this 11th day of March, 2022



Amanda C. Elizondo, City Secretary