

**CITY COMMISSION
AGENDA
REGULAR MEETING
FEBRUARY 2, 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, February 2nd, 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 view the City Commission meeting live, go to www.myharlingen.us and click on "CITY COMMISSION LIVE."

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 people, 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) Presentation of an award from the Harlingen Police Department Life Saving Award to Public Safety Communications Officer Moises Cruz for his actions on 12/24/2021 for saving the life of a newborn baby. **(Police Dept)**
- 2) Approval of Minutes
 - a) Special City Commission Meeting of 9/22/2021
 - b) Special City Commission Meeting of 1/20/2022
- 3) Consent Agenda
 - a) Consideration and possible action to approve the closure of the necessary streets to hold the Harlingen Marathon Event, Sunday, February 13, 2022, from 6:00 a.m. to 2:30 p.m. Attachment **(Police Dept)**
 - b) Consideration and possible action to approve a request from Sylvia Gamboa, Director of Guidance and Counseling to hold the Harlingen Consolidated Independent School District Elementary Career Day, Thursday, March 3, 2022 at the Casa de Amistad from 8:00 a.m. to 3:00 p.m. Attachment **(Police Dept)**
 - c) Consideration and possible action to authorize the Mayor on behalf of the City of Harlingen to approve a resolution to participate under the umbrella of the Cameron County 2021 Comprehensive Emergency Management Plan. Attachment **(Police Dept)**
 - d) Consideration and possible action to close Fair Park Blvd. between L and J Street for the Harlingen Marathon-Expo (Packet Pickup), Saturday, February 12, 2022 between 6:00 am and ending with the Harlingen Marathon on Sunday, February 13, 2022 at 2:30 pm. Attachment **(Police Dept)**
 - e) Investment report for the City of Harlingen for the quarter ending December 31, 2021. Attachment **(Finance Dept)**
 - f) Consideration and possible action to approve a facility use agreement between the City of Harlingen and Harlingen Texas Bronco Baseball League for the use of the baseball complex at Victor Park. Attachment **(Parks & Recreation Dept)**
 - g) Consideration and possible action to approve a Facility Use Agreement between the City of Harlingen and the Harlingen National Bronco League for the use of the ball fields at the Tom Wilson Youth Sports Complex. Attachment **(Parks & Recreation Dept)**
 - h) Second and final reading to approve an ordinance amending sections of the Harlingen City of Ordinance Code, Chapter 6, Article IV-Animal Control, Division 1 - Generally, Section 6-117, Definitions, Amending Section 6-145, Vaccination for Rabies, Amending Section 6-146, Running at Large prohibited; exceptions, Amending Section 6-168, Proof of vaccination required for issuance, Amending Section 6-202, Procedure for Impoundment, Amending Section 6-204, Destruction of Unredeemed Animal, Certain Animals to be released only to keeper, Removing Section 6-205, City ownership of dogs and other animals following impoundment or holding period, and adding Chapter 33, Community Cat Program. Attachment **(Health Dept)**
 - i) Consideration and possible action authorizing the City of Harlingen to submit a grant application to the LRGVDC FY 2022/2023 Regional Solid Waste Grants Program. Attachment **(Parks & Recreation Dept)**

	NEW BUSINESS	
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- 4) Consideration and possible action to approve an ordinance on second reading amending the City of Harlingen's Budget for Fiscal Year 2022. Attachment (**Finance Dept**)
- 5) Public hearing to consider an ordinance on first reading for a Special Use Permit to allow a Recycling Center to buy and sell recyclable items such as cardboard, paper, aluminum cans, and copper in a General Retail ("GR") District located at 720 South F Street, bearing a legal description of Lots 36-43, Block 1, Harlingen Land & Investment Company Subdivision appealing the disapproval by the Planning and Zoning Commission. Applicant: Jorge Casillas. Attachment (**Planning & Development Dept**)
 - a) Public Hearing
 - b) Consideration and possible action to approve an ordinance on first reading for a Special Use Permit to allow a Recycling Center to buy and sell recyclable items such as cardboard, paper, aluminum cans, and copper in a General Retail ("GR") District located at 720 South F Street, bearing a legal description of Lots 36-43, Block 1, Harlingen Land & Investment Company Subdivision
- 6) Consideration and possible action to approve a variance to the City of Harlingen Code of Ordinances with regards to the sidewalk escrows required for the proposed Breezeway Subdivision, located at 2727 N 21st Street. Applicant: CASA Engineering, c/o Robert Leftwich. Attachment (**Planning & Development Dept**)
- 7) Consideration and possible action to approve a proposal from Boy Scout Brian N. Wilson, who will fund and construct improvements at the Thicket Nature Park as part of his Eagle Scout Project. Attachment (**Parks & Recreation Dept**)
- 8) Consideration and possible action to approve a Professional Services Agreement between the City of Harlingen and Hollis Rutledge & Associates, Inc. and authorize the Mayor to sign the agreement. Attachment (**City Manager**)
- 9) Consideration and possible action to approve a resolution calling and ordering the May 7th, 2022 City of Harlingen General Election to elect one member for the position of Mayor (at-large); one (1) member for City Commissioner for District 1 and one (1) member for City Commissioner, District 2 to the Harlingen Governing Body and any other matters related to the election. Attachment (**City Secretary**)
- 10) Consideration and possible action to approve a resolution calling and ordering a Special Election to be held on May 7, 2022 to submit to the Harlingen qualified voters the following propositions for their consideration and approval and any other matters related to the election. Attachment (**City Secretary**)
 - **Proposition #1:** Shall Article IX, Sec. 1 of the City Charter be amended to provide that the Mayor shall appoint two members, and each of the City Commissioners shall appoint one member, of the Harlingen Airport Board?
 - **Proposition #2:** Shall Article IV, Sec. 3 of the City Charter establish a life-time term limit for the any of the elective officers of the Elective City Commission, including the Office of Mayor, to be for no more than four (4) terms of three (3) years, such limitation to be a life-time limitation which become effective prospectively only if this proposition passes at the municipal election held on Saturday, May 7, 2022?
 - **Proposition #3:** Shall Article III, Section 1 of the City Charter be amended to provide that Regular Municipal Elections of the City of Harlingen to elect a Mayor and/or City Commissioners be held during the month of November in accordance with applicable state

law?

- 11) Consideration and possible action to approve a Contract for Election Services between the City of Harlingen and Cameron County to jointly hold the City of Harlingen General Election and the City of Harlingen Special Election and to be administered by the Cameron County Elections Department on Saturday, May 7, 2022 from 7 a.m. to 7 p.m. Attachment (**City Secretary**)
- 12) Consideration and possible action regarding placement/reinvestment of certificate(s) of deposit held by City of Harlingen pursuant to Harlingen's Investment Policy. (**This item was requested by Mayor Pro-Tem Richard Uribe and Commissioner Frank Puente.**)
- 13) Board Appointments
Discussion and possible action regarding membership on any of the following listed board/entity:

Airport
Animal Shelter Advisory Committee (5)
Audit Committee (4-Vacancies) (Terms expired June, 2019)
Civil Service Commission
Community Development Advisory Board (2)
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 (5)
Harlingen Housing Authority Board (3)
Harlingen Finance Corporation (5)
Keep Harlingen Beautiful Board (13)
Library Advisory Board
Mayor Wellness Council
Museum Advisory Board (3)
Parks Advisory Board (1)
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.

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 28, 2022 at or before 4:00 p.m. and remained so posted for at least 72 hours preceding the time of said meeting.

Dated this 28th day of January, 2022


Amanda C. Elizondo, City Secretary