

1. AGENDA FOR NOVEMBER 08, 2016

Documents:

[AGENDA-11-08-2016.PDF](#)

2. BINDER FOR NOVEMBER 08, 2016

Documents:

[BINDER11-08-2016.PDF](#)

THE STATE OF TEXAS §
CITY OF BROWNSVILLE §
COUNTY OF CAMERON §

Cesar de Leon, At-large Commissioner "A"
Ricardo Longoria, Jr., District Commissioner 1
Deborah Portillo, District Commissioner 3

Rose M.Z. Gowen, M.D., At-large Commissioner "B"
Jessica Tetreau, District Commissioner 2
John Villarreal, District Commissioner 4

Antonio Martinez, Mayor

**NOTICE OF A PUBLIC MEETING OF THE
CITY COMMISSION OF THE CITY OF BROWNSVILLE**

Pursuant to Chapter 551, Title 5 of the Texas Government Code, the Texas Open Meetings Act, notice is hereby given that the City Commission of the City of Brownsville, Texas, in accordance with Article V, Section 12, of the Charter of said City, will convene a **Regular Meeting**, on **Tuesday, November 08, 2016**, at **6:00 P.M.** in the Commission Chambers, on the Second Floor of the Brownsville City Hall – Old Federal Building, located at 1001 East Elizabeth Street, Brownsville, Cameron County, Texas, 78520.

REGULAR MEETING: 6:00 P.M.

PLEDGE OF ALLEGIANCE: UNITED STATES PLEDGE * TEXAS PLEDGE

INVOCATION:

1. **MAYOR'S ACTIVITY UPDATE:**

2. **COMMISSIONERS' ACTIVITY UPDATE:**

3. **PROCLAMATIONS:**

Small Business Saturday
(Commissioners D. Portillo/R. Gowen)

**National Hunger and Homelessness
Awareness Week**
(Commissioners R. Longoria, Jr. /J. Tetreau/C. de Leon)

4. **PRESENTATIONS:**

Employee of the Month
(Charlie Cabler – City Manager)

La Plaza Terminal Service Hours
(Norma H. Zamora – BMetro)

**Grant Management & Community Development
Annual Update**
(Marina Zolezzi – Grants)

Feast of Sharing
(Charlie Cabler – City Manager)

5. **CONSENT AGENDA ITEMS:**

All consent Agenda Items listed are considered to be routine by the City Commission and will be approved by one motion. There will be no separate discussion of these items unless a City Commissioner so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

ITEMS No. "a" through "e"

- a) Approval of the Minutes of the Regular Meeting of November 1, 2016.
- b) To acknowledge the following individuals to incur travel expense:

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Date</u>
Jose F. Perez	Purchasing	Austin, TX	Dec. 05-10, 2016
Alfonzo Mendoza	Purchasing	Austin, TX	Dec. 05-10, 2016
Julio De Los Reyes	Purchasing	Austin, TX	Jan. 09-14, 2017

- c) Consideration and **ACTION** for the purchase of three (3) Shower Shelter Model S-70 for the Zumro Shelter from Progressive Emergency Products, LLC. (Chief Carlos A. Elizondo – Fire)
- d) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 2016-1621** in support of Texas Enterprise Zone designation for Keppel AmFELS at the Port of Brownsville. (Mark Sossi – City Attorney)
- e) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 2016-1622** in support of Texas Enterprise Zone designation for SATA USA. (Mark Sossi – City Attorney)

PUBLIC HEARINGS:

- 6. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance Number 2016-1623**, amending Chapter 70, "Offenses and Miscellaneous Provisions", of the City of Brownsville Code of Ordinances by adding Article VI, "Loitering at Brownsville Multi-Modal Terminal". (Norma H. Zamora – BMetro)
- 7. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance Number 235-2016-084**, to rezone from Medium Retail "G" (3CG) to General Retail "G" (4CG) for 1.0124 of Lot 15, Block 8 of Windwood Subdivision located at 450 E. Alton Gloor. (District 3) (Constanza Miner – Planning Director of Operations)
- 8. Public Hearing and **ACTION** on **FIRST READING** on **Ordinance Number 235-2016-085-CO**, to rezone from Light Retail "X" (2CX) to General Retail and Medium Commercial "H" (4CH & 6CH) for 51.55 acres for Lots 1 thru 4 of El Jardin Resubdivision located near Charmaine Road and SH 550. (District 2) (Constanza Miner – Planning Director of Operations)

9. **PUBLIC COMMENT PERIOD: PLEASE NOTE:**

<p>THE PUBLIC COMMENT PERIOD IS DESIGNATED FOR HEARING CONCERNS REGARDING CITY OF BROWNSVILLE PUBLIC POLICY OR CITY OF BROWNSVILLE BUSINESS THAT IS NOT ON THE AGENDA.</p>
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**DO NOT REQUEST A PUBLIC COMMENT FORM
IF YOU WISH TO COMMENT ON AN ITEM THAT IS ALREADY ON THE AGENDA
“PUBLIC HEARING” ITEMS ARE OPEN FOR COMMENT (ON THAT PARTICULAR ITEM)
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PRESENTATIONS:

PERSONS/GROUPS SCHEDULED TO CONDUCT A PRESENTATION OR DISTRIBUTING HANDOUTS ASSOCIATED WITH A PRESENTATION TO THE COMMISSION **MUST PROVIDE A COPY** OF SAME TO THE CITY SECRETARY FOR THE RECORD.

* * * * *

PURCHASES/BIDS/CONTRACTS:

- 10.** Consideration and **ACTION** to authorize Change Order #1 to the Bus Maintenance Rehabilitation Project Phase I. (Norma H. Zamora – Bmetro)
- 11.** Consideration and **ACTION** to award a term contract renewal for software maintenance and technical support for Public Safety Information System for the Brownsville Police Department and the Brownsville Fire Department in the amount of \$143,162.04. (Chief Orlando Rodriguez – Police)
- 12.** Consideration and **ACTION** to purchase two (2) Ford Taurus SE Sedans from Silsbee Ford for the combined total of \$41,184.00. (Chief Orlando Rodriguez – Police)

* * * * *

ADJOURNMENT:

NOTE: The City Commission of the City of Brownsville reserves the right to discuss any items in Executive Session whenever authorized under the Texas Open Meetings Act, Chapter 551, Title 5 of the Texas Government Code.

NOTE: The City of Brownsville does not discriminate on the basis of disability in the admission of, access to, treatment of, or employment in its programs, activities, or public meetings. Any individual with a disability in need of an accommodation is encouraged to contact the ADA Coordinator at 956/548-6037 (voice or Relay TX) by Monday, no later than 5:00 P.M., to make proper arrangements.

By; Antonio Martinez
Mayor of the City of Brownsville

I certify that a copy of the **November 08, 2016**, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on November 04, 2016. I further certify that the Agenda was posted on the City’s website and can be downloaded by accessing: <http://citysecretary.cob.us>.



Michael L. Lopez, MPA
City Secretary

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2. COMMISSIONERS' ACTIVITY UPDATE:

3. PROCLAMATIONS:

Small Business Saturday
(Commissioners D. Portillo/R. Gowen)

**National Hunger and Homelessness
Awareness Week**
(Commissioners R. Longoria, Jr. /J. Tetreau/C. de Leon)

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Employee of the Month
(Charlie Cabler – City Manager)

La Plaza Terminal Service Hours
(Norma H. Zamora – BMetro)

**Grant Management & Community Development
Annual Update**
(Marina Zolezzi – Grants)

Feast of Sharing
(Charlie Cabler – City Manager)

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All consent Agenda Items listed are considered to be routine by the City Commission and will be approved by one motion. There will be no separate discussion of these items unless a City Commissioner so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

ITEMS No. "a" through "e"

- a) Approval of the Minutes of the Regular Meeting of November 1, 2016.
- b) To acknowledge the following individuals to incur travel expense:

<u>Employee</u>	<u>Department</u>	<u>Destination</u>	<u>Date</u>
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Michael L. Lopez, MPA
City Secretary



PROCLAMATION

A PROCLAMATION OF THE CITY COMMISSION
OF BROWNSVILLE, TEXAS,
DESIGNATING NOVEMBER 26, 2016, AS
“SMALL BUSINESS SATURDAY”
IN OUR CITY

WHEREAS, The City of Brownsville proudly acknowledges our small businesses and the contributions they make to the local economy and community;

WHEREAS, According to the United States Small Business Administration, there are currently 28 million small businesses in the United States. Small businesses employ about half or 56 million of the nation’s private workforce. They represent more than two-thirds of net new jobs, and generate 46 percent of private gross domestic product in the country;

WHEREAS, Recent studies show a large majority of American consumers agree that small businesses positively contribute to the local community by supplying jobs and generating tax revenue, and are critical to our nation's overall economic health;

WHEREAS, For the past 79 years, the Brownsville Chamber of Commerce has been a champion for small businesses, with a mission to advance the business interests of its members through advocacy, leadership, and business-building initiatives; and

WHEREAS, the Brownsville Chamber of Commerce provides vital resources to create and sustain the small business community and joins in this national effort to help America’s small businesses do what they do best – grow their business, create jobs, and ensure that our communities remain as vibrant tomorrow as they are today.

NOW THEREFORE, WE THE MEMBERS OF THE CITY COMMISSION of the City of Brownsville, Texas, by virtue of the authority vested by the Charter of said City, and on behalf of all our citizens, do hereby **DESIGNATE NOVEMBER 26, 2016, AS “SMALL BUSINESS SATURDAY” IN OUR CITY**, and urge all of our citizens to support small businesses and merchants on Small Business Saturday and throughout the year.

DONE, on this, the 8th day of November 2016.

PROCLAMATION:

**NATIONAL HUNGER
AND HOMELESSNESS
AWARENESS WEEK**

4.

The City of Brownsville

Presents the

Employee of the Month

to

JUAN CARLOS GUTIERREZ
RECORDS MANAGEMENT SPECIALIST

With

CITY SECRETARY DEPARTMENT

In recognition for outstanding services rendered to the City of Brownsville

For the Month of DECEMBER, 2016

Presented on this 8TH day of NOVEMBER, 2016



Submit

AGENDA REQUEST FORM

Item Number: **4.**

COMMISSION MEETING DATE: 11/8/16

DEPT: Brownsville Metro CONTACT Norma H. Zamora

AGENDA

Select One:

<p>Executive Session (City Attorney Only)</p> <p>Time needed: _____ Action Item: _____</p>	<p>Workshop</p> <p>Time Needed: _____</p>	<p>Presentation</p> <p>Time Needed: <u>5 min</u></p>	<p>Agenda</p> <p><input type="checkbox"/> Public Hearing <input type="checkbox"/> Contract <input type="checkbox"/> Grant <input type="checkbox"/> Action <input type="checkbox"/> Consent</p>	<p>Ordinance</p> <p><input type="checkbox"/> First Reading <input type="checkbox"/> Second Reading</p>
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Brief Description of Agenda Item:

"PRESENTATION to discuss adjusting the La Plaza Terminal Service Hours for Operation to 4 a.m. to 11 p.m. effective January 9, 2017."

FINANCIAL: Budgeted Y / N Matching Funds Required Y / N If yes, how much _____

REVIEWING DEPARTMENTS ONLY

FINANCE DEPARTMENT: Date Reviewed: _____ By: _____

Comments: _____

PURCHASING DEPARTMENT: Date Reviewed: _____ By: _____

Comments: _____

CITY ATTORNEY: Date Reviewed: _____ By: _____

Comments: _____

ADDITIONAL COMMENTS: (Write in advisory board or committee name and recommendation if applicable)

City Manager Approval

Date: _____



MEMORANDUM

TO: Charlie Cabler, City Manager
Pete Gonzalez, Deputy City Manager
Ruth Osuna, Assistant City Manager
Michael Lopez, Assistant City Manager

FROM: Norma Zamora, B Metro Director

CC: Lupe Granado III, Finance Director
Robert J. Garza, B Metro Asst. Director
Jeffrey Stewart, Facility Coordinator

DATE: 10/26/2017

SUBJECT: Adjust La Plaza Terminal Service Hours of Operation

Brownsville Metro is planning to adjust the hours of operation for La Plaza Terminal from 4am to 11pm **effective January 9, 2017 (Monday – Sunday)**.

La Plaza terminal's current hours of operation is 24/7. Staff reviewed the current hours of operations at the La Plaza and found that it is no longer necessary to operate 24/7 all year round. The latest hours that retail/bus operator tenants operate is 11:00 pm., and the earliest they begin operating is 4:00 am. Buses will still be able to drop off passengers when the A bus operator dropping off passengers during closed periods will utilize the outside terminal bays as usual to complete business and use the outside exits.

The hours for the La Plaza at Brownville will be posted as follows:

Hours: Monday through Sunday – 4:00 am – 11:00 pm

Holidays: The week prior to Thanksgiving Holidays through one week after New Year's the La Plaza Terminal will be open 24 hours every day and the same during the week before and after Easter Sunday.

Staff is projecting Cost Savings of \$35,407 to limit operational hours by going from a 3 shift operation to a 2 shift operation. This will reduce overtime by 4% in labor cost for a projected savings of \$19,000.

A Utility Analysis/Assumptions was conducted by staff as follows: Average monthly utilities of \$14,099/30 days/24 hrs. = \$19.58/hr. (average cost); Bus Bay Terminal emergency lighting will remain on at all times; Outside perimeter lighting will be turned off 5 hours per day x 7 days x 52 weeks = 1,820 annual hours saved less emergency lighting code requirements. Utility expenses are at its highest peak during 11pm – 4am, primarily due to outside terminal perimeter lighting. Total daily evening use of outside lighting is 12 hours. Estimated reduction is 42% (5/12) of outside lighting. $\$19.58 \times 19 \times 30 = \$11,160$ monthly cost; plus $\$11.75 \times 5 \times 30 = \$1,762$ estimated average monthly cost consumption, totaling \$155,064 annually. The current expense is estimated at \$169,188 yearly average resulting in a projected savings of \$14,820 annually.

A Lamp Replacement Analysis/Assumptions was also conducted by staff as follows: Currently, lamps are being replaced twice per year. With the new hours we anticipate this to decline by approx. 40% reducing the cost to \$2,200 annually. The current annual expense is estimated at \$3,787. This will result in a projected annual savings of \$1,587.

In summary, with the new adjusted hours of operation for La Plaza at Brownsville will provide a projected annual cost savings of **\$35,407** for Brownsville Metro. And, still maintain and provide excellent quality customer service for the residents who utilize the different modes of transportation services, restaurants and commodity vendors at La Plaza at Brownsville Terminal.



Submit

AGENDA REQUEST FORM

Item Number: **4.**

COMMISSION MEETING DATE: 11/8/201

Office of Grant Management
DEPT: _____

CONTACT Marina Zolezzi, Director

AGENDA

Select One:

Executive Session (City Attorney Only) Time needed: _____ Action Item: _____	Workshop Time Needed: _____	Presentation Time Needed: <u>10</u> mi	Agenda <input type="checkbox"/> Public Hearing <input type="checkbox"/> Contract <input type="checkbox"/> Grant <input type="checkbox"/> Action <input type="checkbox"/> Consent	Ordinance <input type="checkbox"/> First Reading <input type="checkbox"/> Second Reading
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Brief Description of Agenda Item:

Office of Grant Management and Community Development Annual Update Presentation

FINANCIAL: Budgeted Y / N Matching Funds Required Y / N If yes, how much _____

REVIEWING DEPARTMENTS ONLY

FINANCE DEPARTMENT: Date Reviewed: _____ By: _____

Comments: _____

PURCHASING DEPARTMENT: Date Reviewed: _____ By: _____

Comments: _____

CITY ATTORNEY: Date Reviewed: _____ By: _____

Comments: _____

ADDITIONAL COMMENTS: (Write in advisory board or committee name and recommendation if applicable)

City Manager Approval

Date: _____

Link to Presentation:

http://prezi.com/abwrp3kbn7kx/?utm_campaign=share&utm_medium=copy&rc=ex0share



Submit

AGENDA REQUEST FORM

Item Number: 4.

COMMISSION MEETING DATE: 11/8/16

City Manager's Office
DEPT: _____

CONTACT Charlie Cabler

AGENDA

Select One:

Executive Session (City Attorney Only) Time needed: _____ Action Item: _____	Workshop Time Needed: _____	Presentation Time Needed: <u>5 min</u>	Agenda <input type="checkbox"/> Public Hearing <input type="checkbox"/> Contract <input type="checkbox"/> Grant <input type="checkbox"/> Action <input type="checkbox"/> Consent	Ordinance <input type="checkbox"/> First Reading <input type="checkbox"/> Second Reading
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Brief Description of Agenda Item:
Presentation-Feast of Sharing

FINANCIAL: Budgeted Y / N Matching Funds Required Y / N If yes, how much _____

REVIEWING DEPARTMENTS ONLY

FINANCE DEPARTMENT: Date Reviewed: _____ By: _____

Comments: _____

PURCHASING DEPARTMENT: Date Reviewed: _____ By: _____

Comments: _____

CITY ATTORNEY: Date Reviewed: _____ By: _____

Comments: _____

ADDITIONAL COMMENTS: (Write in advisory board or committee name and recommendation if applicable)

City Manager Approval

Date: _____

THE STATE OF TEXAS §
CITY OF BROWNSVILLE §
COUNTY OF CAMERON §

MINUTES of a **Regular Meeting** of the City Commission of the City of Brownsville, Texas, held in the Commission Chambers, on the Second Floor of the Brownsville City Hall – Old Federal Building, located at 1001 East Elizabeth Street, Brownsville, Cameron County, Texas, on **Tuesday, November 1, 2016**, at **5:40 P.M.** and at **6:00 P.M.** with the following members present:

- | | | |
|-----------------------|---|---|
| ANTONIO MARTINEZ |) | MAYOR |
| | | COMMISSIONERS |
| RICARDO LONGORIA, JR. |) | District 1 |
| JESSICA TETREAU |) | District 2 |
| DEBORAH PORTILLO |) | District 3 |
| JOHN VILLARREAL |) | District 4 |
| CESAR DE LEON |) | At-Large “A” |
| ROSE M.Z. GOWEN, M.D. |) | At-Large “B” |
| CHARLIE CABLER | | CITY MANAGER |
| RUTH OSUNA | | ASSISTANT CITY MANAGER |
| MARK E. SOSSI | | CITY ATTORNEY |
| MICHAEL L. LOPEZ | | ASSISTANT CITY MANAGER/
CITY SECRETARY |
| ABSENT: | | NONE |

A quorum being present, Mayor Antonio Martinez, asked Ms. Griselda Rosas, Assistant City Secretary, to read the call to consider the following matters as posted and filed for the record in The Office of the City Secretary on October 28, 2016.

EXECUTIVE SESSION: 5:40 P.M.

Upon motion by Commissioner Ricardo Longoria, Jr., seconded by Commissioner Rose Gowen and carried unanimously, the Executive Session convened at 5:40 p.m. to discuss the following items:

- A) **Consultation with legal counsel pursuant to Texas Government Code 551.071 regarding pending litigation, (Texas AG plastic bag litigation).**
- B) **Consultation with legal counsel pursuant to Texas Government Code §551.071 on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Texas Open Meetings Act.**

Upon conclusion of Executive Session Mayor Antonio Martinez, convened the Regular Meeting at 6:07 p.m. No action was taken in Executive Session.

REGULAR MEETING: 6:00 P.M.

PLEDGE OF ALLEGIANCE: UNITED STATES PLEDGE * TEXAS PLEDGE

The Pledge of Allegiance was led by Mayor Antonio Martinez and the Texas Pledge was led by Commissioner Ricardo Longoria, Jr.

INVOCATION:

The invocation was delivered by Pastor Brad Burkes, from Embassy of the Spirit Church, Brownsville, Texas.

ACTION ON ITEM DISCUSSED IN EXECUTIVE SESSION:

A) ACTION on Matters in Executive Session.

No action was taken.

1. MAYOR'S ACTIVITY UPDATE:

Mayor Antonio Martinez did not deliver a report.

2. COMMISSIONERS' ACTIVITY UPDATE:

Commissioner Deborah Portillo announced that a Community Night: Town Hall meeting would be held on Monday, November 7, 2016 from 6:00 p.m. to 9:00 p.m. at the Brownsville Event Center and encouraged the public to attend.

3. PROCLAMATIONS:

Municipal Courts Week
(Commissioners D. Portillo/J. Villarreal/C. de Leon)

The proclamation was presented and read by Commissioner Cesar de Leon.

Presiding Judge Ben Neece, announced that he would be retiring on December 23, 2016, after 32 years with the City of Brownsville.

4. PRESENTATIONS:

Employee of the Month
(Charlie Cabler – City Manager)

Mr. Charlie Cabler, City Manager, recognized *Ms. Mirian M. Camacho, Accountant II*, from Finance Department, as November's Employee of the Month.

Brownsville Convention Visitors Bureau
(Charlie Cabler – City Manager)

Mr. Mariano “Bean” Ayala, delivered an updated report PowerPoint presentation regarding the Brownsville Convention & Visitors Bureau, Inc.

5. CONSENT AGENDA ITEMS:

All consent Agenda Items listed were considered to be routine by the City Commission and were approved by one motion.

Upon motion by Commissioner Rose Gowen seconded by Commissioner Cesar de Leon and carried unanimously, Consent Agenda Items “a through i” were **approved**.

ITEMS No. “a” through “i”

- a) Approval of the Minutes of the Regular Meeting of October 11, 2016.
- b) Approval of the Minutes of the Regular Meeting (Addendum) October 11, 2016.
- c) To acknowledge the following individuals to incur travel expense:

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Nayade Garza	City Secretary	Austin, TX	Dec. 06-09, 2016
Joan Garcia	City Secretary	Austin, TX	Dec. 06-09, 2016
Sylvia Ordeman	Grants	Atlanta, GA	Nov. 09-13, 2016
Mark Lund	MPO	San Antonio, TX	Nov. 03-04, 2016
Alfonso Vallejo	MPO	San Antonio, TX	Nov. 03-04, 2016
Ben R. Neece	Municipal Court	Austin, TX	Nov. 15-17, 2016
John Williamson	Municipal Court	Austin, TX	Nov. 15-17, 2016
Jessica Lino	Municipal Court	Austin, TX	Nov. 15-17, 2016
Irma Espinosa	Municipal Court	Austin, TX	Nov. 15-17, 2016
Antonio Zubieta	MPO	Tyler, TX	Nov. 07-10, 2016
Constanza Miner	Planning	Lost Pines, TX	Nov. 17-18, 2016
Ana Hernandez	Planning	Lost Pines, TX	Nov. 17-18, 2016
Miriam Suarez	Planning	Lost Pines, TX	Nov. 17-18, 2016
Juan Velez	Planning	Killeen, TX	Nov. 07-10, 2016
Miriam Suarez	Planning	Killeen, TX	Nov. 07-10, 2016
Raul Rodriguez	Police	San Marcos, TX	Nov. 06-10, 2016
David De Leon	Police	San Marcos, TX	Nov. 06-10, 2016
John B. Puckett	Police	San Marcos, TX	Nov. 06-10, 2016
Cristobal Abrego, Jr.	Police	San Marcos, TX	Nov. 06-10, 2016
Julio Briones	Police	San Marcos, TX	Nov. 06-10, 2016
Hugo Martinez	Police	Corpus Christi, TX	Nov. 06-10, 2016
Juan J. Garcia	Police	Corpus Christi, TX	Nov. 06-10, 2016

d) Consideration and ACTION on Resolution Number 2016-063, authorizing the closure of Southmost Boulevard for the 17th Annual Veteran’s Day Parade to be held on Saturday, November 05, 2016.

e) APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2016-079, to rezone from Dwelling “A” (DA) to General Retail “G” (4CG) for 0.08 acres for Lot 1 Block P of Brownsville Land and Improvement Company located near FM 802 and La Feria Road. (District 4)

- f) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2016-080, to rezone from Dwelling “Z” (DZ) to Light Retail “G” (2CG) for 1. acre of Lot 13, Block 1 of Country Garden Subdivision located at 8725 FM 803. (District 3)**
- g) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2016-081-CO, to rezone from Dwelling “Z” (DZ) to Dwelling “A” (DA) for 32.38 acres for Lots 7 and 8 of Block 4 of Samano Partition of Wymore Estates located near Dennet Road and Stone Oak Drive. (District 3)**
- h) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2016-082, to rezone from Dwelling “A” and General Retail “G” (DA & 4CG) to Apartment “H” (AH) for 1.032 acres for Blocks 37 of Media Luna Addition located at 423 Ruben Torres. (District 4)**
- i) **APPROVAL on SECOND and FINAL READING of Ordinance Number 235-2016-087, to rezone from Professional Office “F” (1CF) to General Retail “G” (4CG) for Lot 2 of Block 1 of Guevara Subdivision located at 425 E. Los Ebanos. (District 4)**

* * * * *

BOARDS AND COMMISSIONS:

- 6. **Consideration and ACTION to appoint or re-appoint two (2) members to the Airport Advisory Board.**

Commissioner Cesar de Leon moved that *Mr. Jose Torrez*, be **re-appointed** and *Mr. Luis Noriega* be **appointed** to the Airport Advisory Board. The motion was seconded by Commissioner Rose Gowen and carried unanimously.

* * * * *

- 7. ***PUBLIC COMMENT PERIOD: PLEASE NOTE:***

Ms. Yolanda Speece, expressed concern of a citation that was issued to her and the high crime rates around her neighborhood.

* * * * *

PURCHASES/BIDS/CONTRACTS:

- 8. **Consideration and ACTION to award a contract to Netsync Network Solutions of Houston, Texas in the amount of \$1,091,352.96 for SOW#CCR-34-0616, Management Information Systems DataCenter Refresh Project.**

Ms. Gail Bruciak, MIS Director delivered a PowerPoint presentation of a Capital Improvement Project, regarding the replacement of the aging IT Infrastructure with current technology in a consolidated, virtualized server/storage environment to meet the technological needs of the City of Brownsville for the next five (5) years.

Commissioner John Villarreal moved that a contract to **Netsync Network Solutions of Houston, Texas**, in the amount of **\$1,091,352.96** for SOW#CCR-34-0616, Management Information Systems DataCenter Refresh Project, be **approved**. The motion was seconded by Commissioner Rose Gowen and carried unanimously.

9. Consideration and ACTION to award a contract for the construction of the Southmost Nature Trail RFP#SHB-01-1117.

Commissioner Rose Gowen moved that a contract for the construction of the Southmost Nature Trail RFP#SHB-01-1117, be **awarded** to **R.M. Walsdorf, Inc.**, from **Brownsville, Texas** for a total construction cost in the amount of **\$84,660.00** for the Southmost Hike and Bike Trail Project. The motion was seconded by Commissioner John Villarreal and carried unanimously.

10. Consideration and authorization for the City of Brownsville to enter into a contract with Cameron County Emergency Service District No. 1 to furnish firefighting services to the unincorporated area of Cameron County designed by Zone Number 11 on the Official Fire Protection Service Zone Map of the Cameron County Emergency Service District No. 1.

Commissioner Ricardo Longoria, Jr., moved that the City of Brownsville to enter into a contract with Cameron County Emergency Service District No. 1 to furnish firefighting services to the unincorporated area of Cameron County designed by Zone Number 11 on the Official Fire Protection Service Zone Map of the Cameron County Emergency Service District No. 1, be **approved**. The motion was seconded by Commissioner Rose Gowen and carried unanimously.

11. Consideration and authorization for the City of Brownsville to enter into a contract with Cameron County Emergency Service District No. 1 to furnish ambulance and emergency medical services to the unincorporated area of Cameron County designed by Zone Number 1 on the Official Fire Protection Service Zone Map of the Cameron County Emergency Service District No. 1.

Commissioner Jessica Tetreau moved that the City of Brownsville to enter into a contract with Cameron County Emergency Service District No. 1 to furnish ambulance and emergency medical services to the unincorporated area of Cameron County designed by Zone Number 1 on the Official Fire Protection Service Zone Map of the Cameron County Emergency Service District No. 1, be **approved**. The motion was seconded by Commissioner Rose Gowen and carried unanimously.

12. Consideration and ACTION to award a contract for the purchase, delivery and installation of equipment and gear for a New Fire Engine No. 2 for the Brownsville Fire/EMS Department.

Commissioner Jessica Tetreau moved that a contract for the purchase, delivery and installation of equipment and gear for a New Fire Engine No. 2 for the Brownsville Fire/EMS Department, be

awarded to **Metro Fire Apparatus Specialists, Inc.**, from **Houston, Texas**, for a total amount of **\$156,456.22**. The motion was seconded by Commissioner John Villarreal and carried unanimously.

13. PUBLIC HEARING and ACTION on FIRST READING to approve Ordinance Number 2016-1621 in support of Texas Enterprise Zone designation for Keppel AmFELS at the Port of Brownsville.

Mr. Mark Sossi, City Attorney, gave a brief explanation of the proposed ordinance.

Upon motion by Commissioner Rose Gowen seconded by Commissioner John Villarreal and carried unanimously, the public hearing was **closed**.

Commissioner Rose Gowen moved that Ordinance Number 2016-1621, be **adopted** on first reading, in support of Texas Enterprise Zone designation for Keppel AmFELS at the Port of Brownsville. The motion was seconded by Commissioner John Villarreal and carried unanimously.

14. PUBLIC HEARING and ACTION on FIRST READING to approve Ordinance Number 2016-1622 in support of Texas Enterprise Zone designation for SATA USA.

Mr. Mark Sossi, City Attorney, gave a brief explanation of the proposed ordinance.

Upon motion by Commissioner Rose Gowen seconded by Commissioner Cesar de Leon and carried unanimously, the public hearing was **closed**.

Commissioner Rose Gowen moved that Ordinance Number 2016-1622, be **adopted** at first reading, in support of Texas Enterprise Zone designation for SATA USA. The motion was seconded by Commissioner Cesar de Leon and carried unanimously.

ADJOURNMENT:

There being no further business to come before the Commission, upon duly made motion, the meeting adjourned at 6:48 p.m.

Approved this 8th day of November, 2016.

Antonio Martinez
Mayor

Attest:

Michael L. Lopez, MPA
City Secretary

Respectfully submitted by:
Yolanda Galarza-Gomez, Administrative Specialist II
Office of the City Secretary



Submit

AGENDA REQUEST FORM

Item Number: **5c.**

COMMISSION MEETING DATE: 11/1/16

DEPT: Fire

CONTACT Carlos A. Elizondo

AGENDA

Select One:

Executive Session (City Attorney Only)	Workshop	Presentation	Agenda	Ordinance
Time needed: _____ Action Item: _____	Time Needed: _____	Time Needed: _____	<input type="checkbox"/> Public Hearing <input type="checkbox"/> Contract <input checked="" type="checkbox"/> Grant <input checked="" type="checkbox"/> Action <input checked="" type="checkbox"/> Consent	<input type="checkbox"/> First Reading <input type="checkbox"/> Second Reading

Brief Description of Agenda Item:

Consideration and action for the purchase of three (3) Shower Shelter Model S-70 for the Zumro Shelter from Progressive Emergency Products, LLC. Funding will be covered by a Homeland Security Grant Program. Acct # 01-9111-848-407.

FINANCIAL: Budgeted Y / N Matching Funds Required Y / N If yes, how much _____

REVIEWING DEPARTMENTS ONLY

FINANCE DEPARTMENT: Date Reviewed: _____ By: _____

Comments: _____

PURCHASING DEPARTMENT: Date Reviewed: _____ By: _____

Comments: _____

CITY ATTORNEY: Date Reviewed: _____ By: _____

Comments: _____

ADDITIONAL COMMENTS: (Write in advisory board or committee name and recommendation if applicable)

City Manager Approval

Date: _____



INTER-DEPARTMENTAL MEMORANDUM
BROWNSVILLE FIRE/EMS DEPARTMENT

To: Charlie Cabler

From: Jarrett Sheldon
Deputy Fire Chief

Date: 10/31/2016

RE: Purchase of Zumro Shower Shelters

This memo is to request approval for the purchase of three Zumro shower shelters with portable diesel water heaters and will be reimbursed through the Homeland Security Grant Program. The showers attaches to our current Zumro tent and will be used for decontamination purposes during mass casualty events. The vendor of this product is not GSA but due to the components that we are adding to our existing equipment the vendor is a sole source and falls under Local government *code sec. 252.022. GENERAL EXEMPTIONS. 7) a procurement of items that are available from only one source, including:*

(D) captive replacement parts or components for equipment

The total cost of the shower shelters including shipping will be 45,217.35.

Jarret Sheldon FF/EMT-P
Deputy Fire Chief
Brownsville Fire Department
1150 East Adams Street (2nd. Floor Tapiz Building)
Brownsville, Texas 78520
Phone: 956.546.3195 - Email Address: jarrett.sheldon@cob.us

Phone #
830-816-2757

Progressive Emergency Products, LLC

P.O. Box 14
Boerne, Tx 78006

Fax #
830-249-7846

Estimate

14177

8/25/2016

Customer/Bill to address

Brownsville Fire Dept
625 East 12th Street
Brownsville, TX 78520

Qty	Item	Description	Price	Total
3	7630	SHOWER SHELTER MODEL S-70 Includes the following: Qty 1 shower stall with front & rear entry (removable) Qty 1 Integrated containment pool (removable) Qty 1 Roll up elevation grid Qty 1 pre-plumbed single shower output (w/coupling) Qty 1 pre-plumbed bypass hose to connect addtl S-70 shelter Standard utility ports and vent screens for Mdl S-70 Center zipper door both ends Connector for full interoperability with other Zumro shelters 110v inflator/deflator Carrying case and Maintenance kit	8,876.95	26,630.85
3	C1/2001	Cart, 1/2 size, w/shelf	1,667.50	5,002.50
2	9942	Portable Diesel Water Heater (148K BTU-6 GPM)	5,942.00	11,884.00
1	Shipping	Shipping, make ready & delivery	1,700.00	1,700.00

Please read:

Purchase orders required for orders over \$500. A 50% deposit will be required for orders over \$5000. This quote is valid for 30 days. Invoices 30 days past due are subject to a late fee of .5% (6% per annum). We accept Mastercard and Visa. All charges are subject to a 3% fee.

Subtotal \$45,217.35

Sales Tax (6.75%) \$0.00

Total \$45,217.35

USER NAME PASSWORD

[Forgot Username?](#) [Forgot Password?](#)

[Create an Account](#)

Search Results

Current Search Terms: progressive* emergency* products*

Your search for "progressive* emergency* products*" returned the following results...

Notice: This printed document represents only the first page of your SAM search results. More results may be available. To print your complete search results, you can download the PDF and print it.

Glossary

Entity	PROGRESSIVE EMERGENCY PRODUCTS, L.L.C.	Status: Active (+)
DUNS: 784798790	CAGE Code: 4K4S8	<input type="button" value="View Details"/>
Has Active Exclusion?: No	DoDAAC:	
Expiration Date: 10/21/2016	Delinquent Federal Debt? No	
Purpose of Registration: All Awards		

[Search Results](#)

Entity
Exclusion

[Search Filters](#)

By Record Status

By Record Type

SAM | System for Award Management 1.0

IBM v1.P.50.20160823-0937

WWW7

Note to all Users: This is a Federal Government computer system. Use of this system constitutes consent to monitoring at all times.





Purchasing Department

SOLE SOURCE AFFIDAVIT

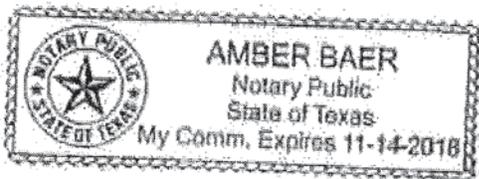
THIS IS AN OFFICIAL PURCHASING DOCUMENT - RETAIN WITH PURCHASE ORDER FILE

Before me, the undersigned official, on this day, personally appeared _____, a person known to me to be the person whose signature appears below, whom after being duly sworn upon his/her oath deposed and said:

1. My name is JEFF COLLINS. I am over the age of 18, have never been convicted of a crime and am competent to make this affidavit.
2. I am an authorized representative of the following company or firm: ZUMMO EMERGENCY SERVICES / AEA SPECTRA USA
3. The above named company or firm is the sole source for the following item(s), product(s) or service(s):
PROGRESSIVE EMERGENCY PRODUCTS LLC
4. Competition in providing the above named item(s) product(s), service(s) is precluded by the existence of a patent, copyright, secret process or monopoly as stated under Section 252.022, Subchapter A of the Local Governmental Code 7A or as provided for under 7B-F of the same section. Also, attached hereto is a sole source letter, which sets forth the reasons why it is a sole source provider (dated and signed).
5. There is/are no other like item(s) product(s), or services available for purchase that would serve the same purpose or function.
6. Note: I understand that by providing false information on this Sole Source Affidavit, we may be considered a non-responsive Vendor on this and future purchases and may result in discontinuation of any/all business with the City of Brownsville.

Jeff Collins
Signature

SUBSCRIBED AND SWORN to before me on this 24 day of August, 2014.



Amber Baer
NOTARY PUBLIC
Amber Baer
PRINTED NAME
11-14-18
MY COMMISSION EXPIRES

COMPANY NAME: PROGRESSIVE EMERGENCY PRODUCTS LLC

ADDRESS, CITY, STATE & ZIP CODE: P.O. BOX 14 - BOERNE, TEXAS 78006

PHONE: 830-816-2957 FAX NUMBER: 830-249-7846

CONTACT NAME AND TITLE: JEFF COLLINS / CO-OWNER

WEB ADDRESS: PROGRESSIVE EMERGENCY PRODUCTS.COM EMAIL: JEFFCOLLINS@P&A6MAIL.COM

FEDERAL TAX ID NUMBER: 20-4520567 TEXAS SALES TAX NUMBER: 32019087628



February 5, 2015

To Whom It May Concern:

Please use this letter as sole source verification. ZUMRO, Inc. is the sole manufacturer of all ZUMRO Air Shelters. ZUMRO's proprietary airframes have been unparalleled in the industry for over twenty years!

All ZUMRO Air Shelters are made 100% in the U.S.A with US materials.

ZUMRO Shelters are sold, serviced and supported by an exclusive network of authorized distributors.

Our products are sold to emergency services and require technical expertise both before and after the sale is completed. Further, ZUMRO, Inc. requires on-site product training after delivery so our customer will have a thorough understanding on the proper use and care of our products. Minimum training as required by ZUMRO, Inc. shall be offered to our customers at no charge.

ZUMRO, Inc. ensures that its policies are executed effectively by utilizing factory-trained distributors. These distributors operate in specific local territories. Besides expertise, our distributors are required to carry product inventory to further support our customers with parts and/or loaner equipment should the need arise. This is why we, ZUMRO, Inc., can offer our lifetime in-service promise. Should our customer be out of service with a particular piece of equipment, typically, the local distributor will have a "loaner" available.

All inquiries for sales, resale and/or service are handled either by our local distributor or directly by ZUMRO, Inc. Our distributors are further supported by factory representatives to offer a secondary level of support for our customers where needed.

**Authorized ZUMRO distributor for the State of TEXAS is
Progressive Emergency Products. Contact: Mr. Jeff Collins
Office: (830) 816-2757 Mobile: (210) 364-4082
ZUMRO Inside Sales and Support: Toll-Free (800) 932-6003**

We sincerely appreciate your business and hope to service your shelter and decon needs for years to come. Please feel free to contact me at the above toll-free number should you have any questions or concerns.

Sincerely,

Win VanBasten
President

Print This Page

Agency Name: Brownsville, City of
Grant/App: 2967101 Start Date: 9/1/2015 End Date: 4/30/2017

Project Title: HAZMAT and USAR Specialized Equipment
Status: Active Grant

Budget Details Information

Budget Information by Budget Line Item:

CATEGORY	SUB CATEGORY	DESCRIPTION	CJD	CASH MATCH	IN-KIND MATCH	GPI	TOTAL	UNIT/%
Equipment	07CD-01-DPMG Detector, Multi-sensor Meter, Point, Chemical	The equipment (5 Multi-Sensor Meters) will be utilized/shared by The City of Brownsville and with other local regional HAZMAT specialized teams within the region to enhance regional capabilities.	\$14,000.00	\$0.00	\$0.00	\$0.00	\$14,000.00	5
Equipment	08D2-03-SHWR Shower, Portable Decontamination	The equipment (3 Portable Decon Showers) will be utilized/shared by The City of Brownsville and with other local regional HAZMAT specialized teams within the region to enhance regional capabilities.	\$44,740.00	\$0.00	\$0.00	\$0.00	\$44,740.00	3



Submit

AGENDA REQUEST FORM

Item Number: **6.**

COMMISSION MEETING DATE: 11/8/16

DEPT: Brownsville Metro CONTACT Norma H. Zamora

AGENDA

Select One:

<p>Executive Session (City Attorney Only)</p> <p>Time needed: _____ Action Item: _____</p>	<p>Workshop</p> <p>Time Needed: _____</p>	<p>Presentation</p> <p>Time Needed: _____</p>	<p>Agenda</p> <p><input checked="" type="checkbox"/> Public Hearing <input type="checkbox"/> Contract <input type="checkbox"/> Grant</p> <p><input checked="" type="checkbox"/> Action <input type="checkbox"/> Consent</p>	<p>Ordinance</p> <p><input checked="" type="checkbox"/> First Reading <input type="checkbox"/> Second Reading</p>
---	--	--	---	---

Brief Description of Agenda Item:
 "PUBLIC HEARING and ACTION on FIRST READING of Ordinance No. 2016-1623 amending Chapter 70, "Offenses and Miscellaneous Provisions," of the City of Brownsville Code of Ordinances by adding Article VI, "Loitering at Brownsville Multi-modal Terminal."

FINANCIAL: Budgeted Y / N Matching Funds Required Y / N If yes, how much _____

REVIEWING DEPARTMENTS ONLY

FINANCE DEPARTMENT: **Date Reviewed:** _____ **By:** _____

Comments: _____

PURCHASING DEPARTMENT: **Date Reviewed:** _____ **By:** _____

Comments: _____

CITY ATTORNEY: **Date Reviewed:** _____ **By:** _____

Comments: _____

ADDITIONAL COMMENTS: (Write in advisory board or committee name and recommendation if applicable)

City Manager Approval

_____ **Date:** _____



MEMO

To: Charlie Cabler, City Manager
Pete Gonzalez, Deputy City Manager
Ruth Osuna, Assistant City Manager
Michael Lopez, Assistant City Manager

Cc: Allison Bastian, Assistant City Attorney
Orlando Rodriguez, Chief of Police
Robert J. Garza, B-Metro Assistant Director
Jeffrey Stewart, Facility Coordinator

From: Norma H. Zamora, Director

Date: October 26, 2016

RE: Ordinance Number 2016-1623 of the City Commission of the City of Brownsville amending Chapter 70, "Offenses and Miscellaneous Provisions," of the City of Brownsville Code of Ordinances by adding Article VI, "Loitering at Brownsville Multimodal Terminal."

With the assistance of the Brownsville police officers patrolling at the La Plaza at Brownsville facilities, staff has been able to deter much of the loitering and negative activities in and around the terminal and parking garage that cause safety concerns to the individuals visiting and working at the La Plaza at Brownsville and utilizing the parking garage. Staff is requesting authorization to present attached ordinance which will assist police officers respond to prohibited loitering activities in and around the vicinity of the La Plaza at Brownsville and the ability to enforce the ordinance accordingly.

This ordinance has been reviewed by legal and is being presented as recommended. Staff concurs with recommendation and request approval to adopt the above reference ordinance.

ORDINANCE NO. 2016-1623

An Ordinance of the City Commission of the City of Brownsville amending Chapter 70, “Offenses and Miscellaneous Provisions,” of the City of Brownsville Code of Ordinances by adding Article VI, “Loitering at Brownsville Multimodal Terminal.”

WHEREAS, the City of Brownsville, through its police powers, has the authority to regulate a wide range of activities for the protection of the public health, safety, and general welfare; and

WHEREAS, among the many interests the City of Brownsville has in safeguarding the public is protecting the public from others interfering with their use of public areas; and

WHEREAS, the Brownsville Multimodal Terminal provides the public with essential services of public transportation as well as options for shopping, dining, and currency exchange; and

WHEREAS, it would serve the best interests of City of Brownsville citizens to establish a loitering ordinance proscribing conduct which threatens the public safety or constitutes a breach of the peace at the Brownsville Multimodal Terminal;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF BROWNSVILLE:

Section 1: That Chapter 70, “Offenses and Miscellaneous Provisions” of the City of Brownsville Code of Ordinances is amended by adding the following new Article VI, “Loitering at Brownsville Multimodal Terminal.”:

Art. VI. – LOITERING AT BROWNSVILLE MULTIMODAL TERMINAL

Sec. 70-130. Loitering Defined.

- (a) For purposes of this article, “loiter” means standing around, moving slowly about, or waiting around idly.

Sec. 70-131. Types of Loitering Prohibited at the Brownsville Multimodal Terminal.

- (a) No person shall loiter at the Brownsville Multimodal Terminal:
 - i. In a disruptive manner so as to impede and interfere with the use of the terminal by any other person; or
 - ii. To conceal illegal activities.

Sec. 70-132. Enforcement.

- (a) Upon reasonable suspicion that any person at the Brownsville Multimodal Terminal is engaging in prohibited loitering, any police officer may order that person to cease and desist.

Section 2: Any legal invalidity or unenforceability of one or more provisions of this Agreement shall not affect any other provision of this Agreement.

Section 3: This Ordinance shall take effect at the earliest date upon approval by the City Commission.

INTRODUCED and PASSED on the **First Reading** on this, the _____ day of _____, 2016.

PASSED on the **Second and Final Reading** and Approved on this, the _____ day of _____, 2016.

CITY OF BROWNSVILLE, TEXAS

Antonio Martinez
Mayor

ATTEST:

Michael Lopez
City Secretary

(City Seal)

Approved as to legality of form on this _____ day of _____, 2016.

Mark Sossi, City Attorney



Submit

AGENDA REQUEST FORM

Item Number: **7.**

COMMISSION MEETING DATE: 11/1/16

DEPT: Planning

CONTACT Constanza Miner

AGENDA

Select One:

Executive Session (City Attorney Only)	Workshop	Presentation	Agenda	Ordinance
Time needed: _____ Action Item: _____	Time Needed: _____	Time Needed: _____	<input checked="" type="checkbox"/> Public Hearing <input type="checkbox"/> Contract <input type="checkbox"/> Grant <input checked="" type="checkbox"/> Action <input type="checkbox"/> Consent	<input checked="" type="checkbox"/> First Reading <input type="checkbox"/> Second Reading

Brief Description of Agenda Item:

PUBLIC HEARING and ACTION on FIRST READING on ORDINANCE NUMBER 235-2016-084: To rezone from Medium Retail "G" (3CG) to General Retail "G" (4CG) for 1.0124 of Lot 15, Block 8 of Windwood Subdivision located at 450 E. Alton Gloor, Brownsville, Texas 78526. (District 3)

FINANCIAL: Budgeted Y / N Matching Funds Required Y / N If yes, how much _____

REVIEWING DEPARTMENTS ONLY

FINANCE DEPARTMENT: Date Reviewed: _____ By: _____

Comments: _____

PURCHASING DEPARTMENT: Date Reviewed: _____ By: _____

Comments: _____

CITY ATTORNEY: Date Reviewed: _____ By: _____

Comments: _____

ADDITIONAL COMMENTS: (Write in advisory board or committee name and recommendation if applicable)

On November 3, 2016 the Planning and Zoning Commission voted unanimously to recommend approval.

City Manager Approval

_____ Date: _____

ORDINANCE NUMBER 235-2016-084

AN ORDINANCE AMENDING THE “CITY ZONING ORDINANCE” BY AMENDING THE OFFICIAL ZONING ATLAS; AND DEALING WITH RELATED MATTERS INCLUDING \$2000 PENALTIES.

WHEREAS, this ordinance is in accordance with the City’s comprehensive plan; is consistent with the existing zoning surrounding the area to be rezoned; and bears a substantial relationship to the public health, safety, morals or general welfare; and all procedural requirements for the passage hereof have been met;

Be It Ordained by the City of Brownsville:

Section 1. That the City Commission of the City of Brownsville, Texas, hereby amends the “City Zoning Ordinance” by amending the Official Zoning Atlas so to rezone from Medium Retail “G” (3CG) to General Retail “G” (4CG) for 1.0124 of Lot 15, Block 8 of Windwood Subdivision located at 450 E. Alton Gloor, Brownsville, Texas 78526. (District 3); the area rezoned by this amendment being situated entirely within the corporate limits of Brownsville, Cameron County, Texas.

Section 2. That all provisions of Sections 180 through 221 of the City Zoning Ordinance are incorporated herein by reference and declared to be a part hereof; and that this ordinance shall become effective on the earliest date allowed by law.

INTRODUCED at a public hearing on **November 8, 2016**. Passed at First Reading on **November 8, 2016**. PASSED at Second and Final Reading and ADOPTED, APPROVED, and ENACTED on **December 1, 2016**.

(SEAL)

BY: _____
Antonio Martinez
Mayor

ATTEST: _____
Michael L. Lopez
City Secretary



Zoning Application

Multi-Family/Office/Commercial/Retail/Industrial

- 0-1 Acres\$500.00
- 1.-5. Acres\$750.00
- 5.-10. Acres\$1,000.00
- 10. and Up\$1,500.00

- Planning and Zoning Commission
- City Commission

Single Family

- 0-1 Acres\$250.00
- 1.-10. Acres\$500.00
- 10. and Up\$1,000.00

Tentative Date: _____
Tentative Date: _____

• For submittal requirements, see Appendix A. Zoning Processing Fees

Geographic ID #: 07-9270-0080-0150-00.
 Project Address: 450 E Alton Gloor Blvd
 Subdivision: Wmwood Subdivision
 Lot(s)/Block: Lot (15) Block (8)

Current Area Classification: _____ Proposed Area Classification: _____ Gross Acreage: 1.0124
 Current Zoning: C3 Proposed Zoning: C4
 Proposed Used: Plaza Comercial Overlay Districts: _____

* If property is not subdivided you will need to provide survey map and/or metes and bounds
 * If the application is signed by the representative we need a notarized authorization letter from the owner.

Owner Information

Representative/Agent Information

Name: Sergio Rivalcaba
 Address: 2800 Greenhaven Dr.
 City: Brownsville
 State: Tx. Zip Code: 78521
 Telephone: (956) 832-3645
 Fax: _____
 Email: Serg.Riva7400@gmail.com
 Signature: [Signature]

Name: _____
 Address: _____
 City: _____
 State: _____ Zip Code: _____
 Telephone: _____
 Fax: _____
 Email: _____
 Signature: _____

Special Note: **INCOMPLETE APPLICATION WILL NOT BE ACCEPTED**

Office Use Only

Date Submitted: October 7, 2016 Code: ZN30 Application Fee: \$ 750.00
 Accepted By: Erika Espinoza Case Number 235- 2016-084



City of Brownsville Zoning Map

Use Districts

ZONING

-  Dwelling (D)
-  Dwelling/Retail (DR)
-  Apartment (A)
-  Professional Office (1C)
-  Light Retail (2C)
-  Medium Retail (3C)
-  General Retail (4C)
-  Light Commercial (5C)
-  Medium Commercial (6C)
-  Light Industrial (7C)
-  Medium Industrial (8C)
-  Heavy Industrial (9C)

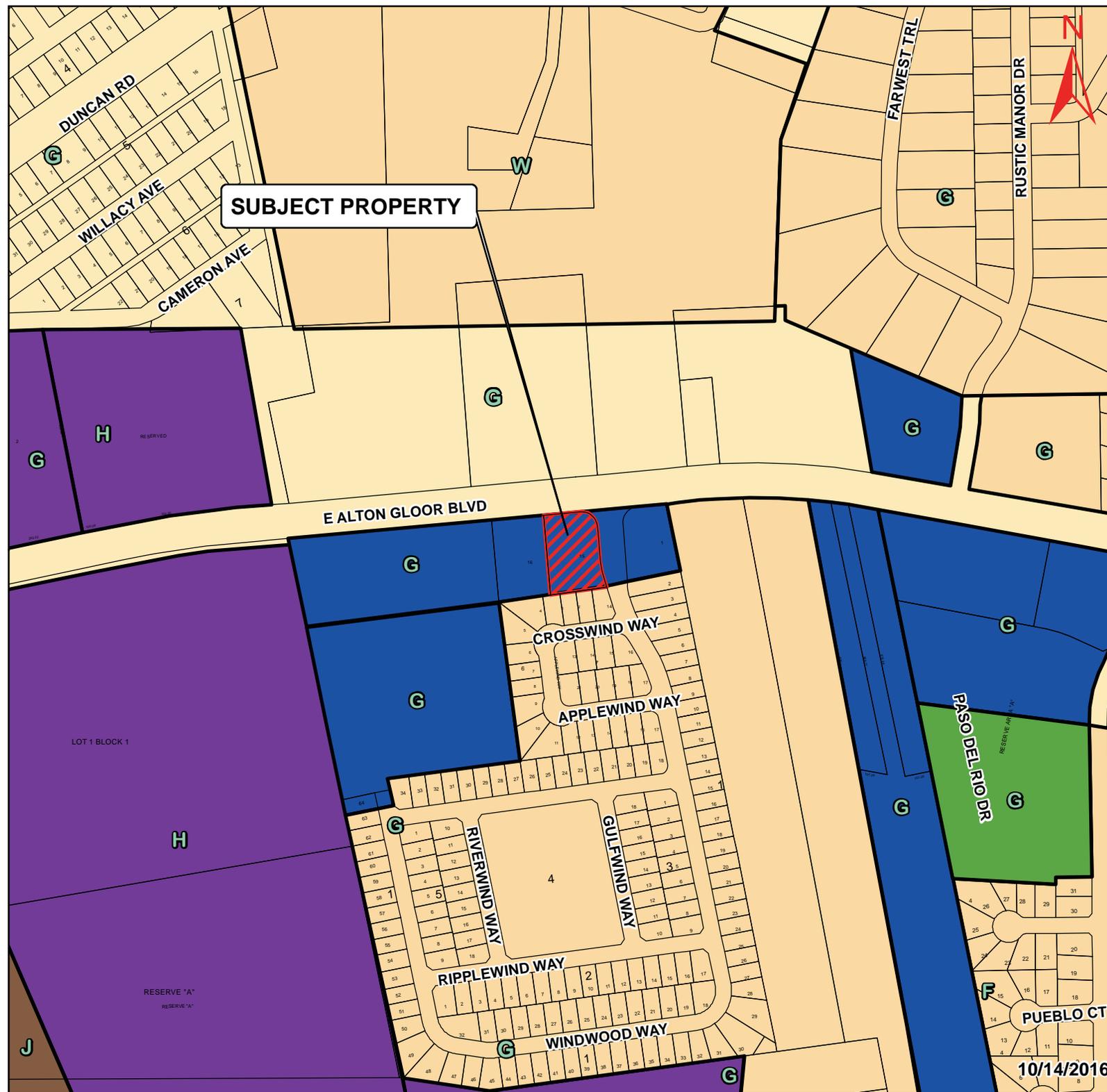
Rezoning Request :

**Case # 235-2016-084
Sergio Ruvalcaba**

**Current Zoning:
Medium Retail (3C) "G"**

**Proposed Zoning:
General Retail (4C) "G"**

Brownsville Electoral District #3



10/14/2016



City of Brownsville

FUTURE LAND USE PLAN

DISTRICTS NAME

- Core Central
- Core East
- Core West
- Downtown Enterprise
- Downtown Riverside
- Emerging City Central
- Emerging City East
- Emerging City West
- Employment Hub
- Future Employment Hub
- Reserve Future City
- Transition Central
- Transition East
- Transition West
- Water Management

CORRIDORS

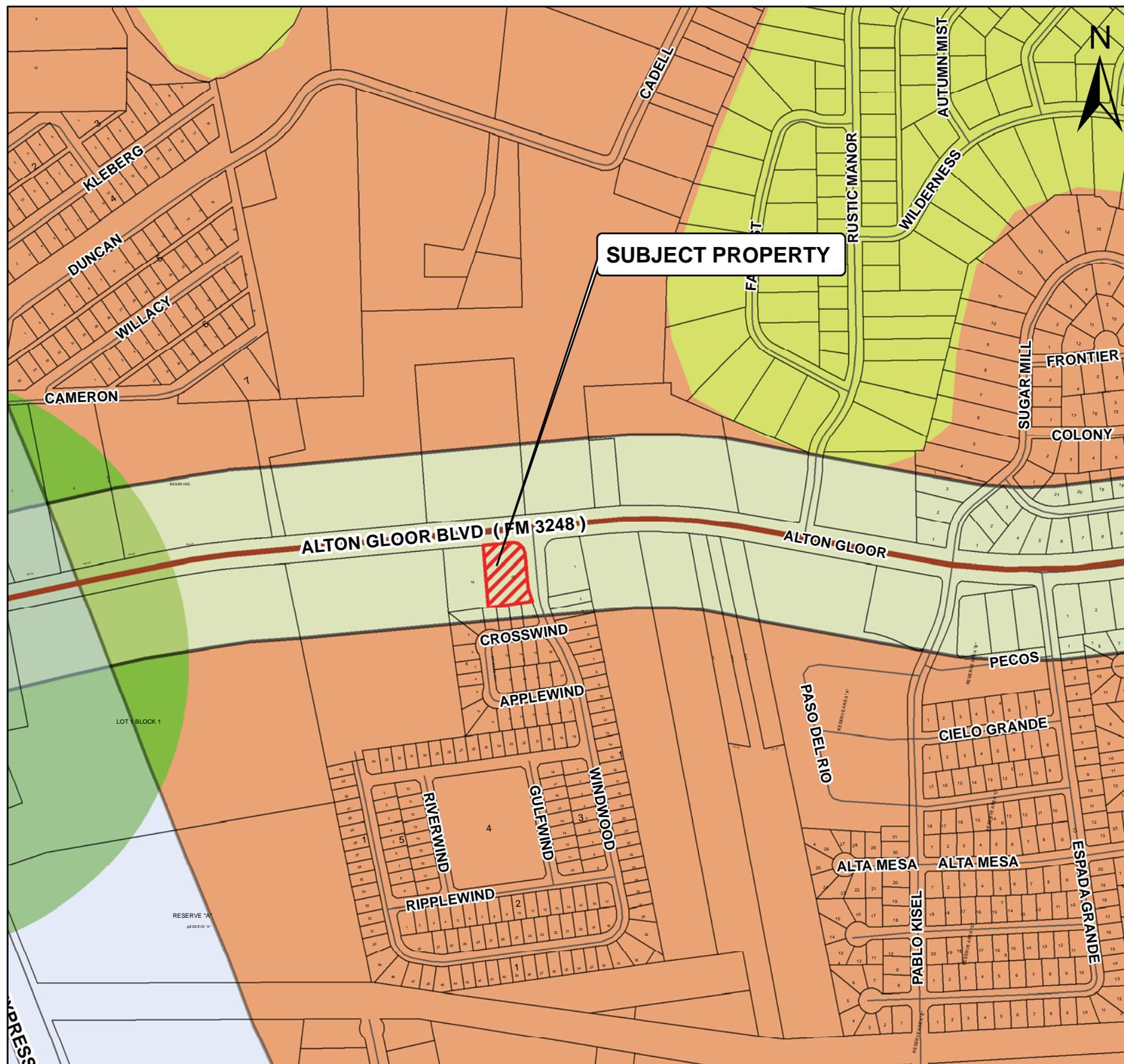
- Gateway Corridor
- Linkage Corridor
- Loop Corridor
- Town Corridor

NODES NAME

- Downtown Node
- Primary Regional Node
- Secondary Regional Node
- Sub Regional Node

- Brownsville's City Limits
- Brownsville's ETJ Boundary

Zoning Case No.
235-2016-084





Staff Report

A. Application Information

Applicant/Property Owner:	Sergio Ruvalcaba
Property ID:	07-9270-0080-0150-00
Case Number:	235-2016-084
Application Type:	Rezoning
Proposed Use:	Plaza
Current Zoning District:	Medium Retail "G"
Proposed Zoning District:	General Retail "G"
Date Application Submitted:	October 7, 2016
Planning & Zoning Commission Meeting Date:	November 3, 2016
City Commission Meeting Dates:	November 15, 2016 & December 6, 2016
City Commission District:	3
Overlay in area:	N/A

B. Application Type/Background

The applicant is requesting to rezone from "Medium Retail G" to "General Retail G".

C. Subject Property

The subject property is located on Lot 15, Block 8 of Windwood Subdivision. This property is fronting Alton Gloor Blvd, a primary arterial. A plaza, a rehabilitation hospital and single family homes are the predominant existing land uses within the subject property's immediate area. There are no major transportation improvements planned or programmed in the immediate area. The area is served with water and wastewater by the Brownsville Public Utilities Board (PUB).

Existing land uses abutting the subject property are identified below and illustrated in Figure 2.

- North of the subject property is South Texas Rehabilitation Hospital.
- East of the subject property is Lord of Divine Mercy Catholic Church.
- South of the subject property are single family homes.
- West of the subject property is a plaza and vacant land.

Figure 1: Existing Zoning Map

The following map illustrates existing zoning of the subject property and properties within the immediate area. The properties to the north across Alton Gloor Blvd are zoned “Dwelling”. The abutting properties to the south are also zoned “Dwelling”. West and east of the subject property are zoned “Medium Retail”.

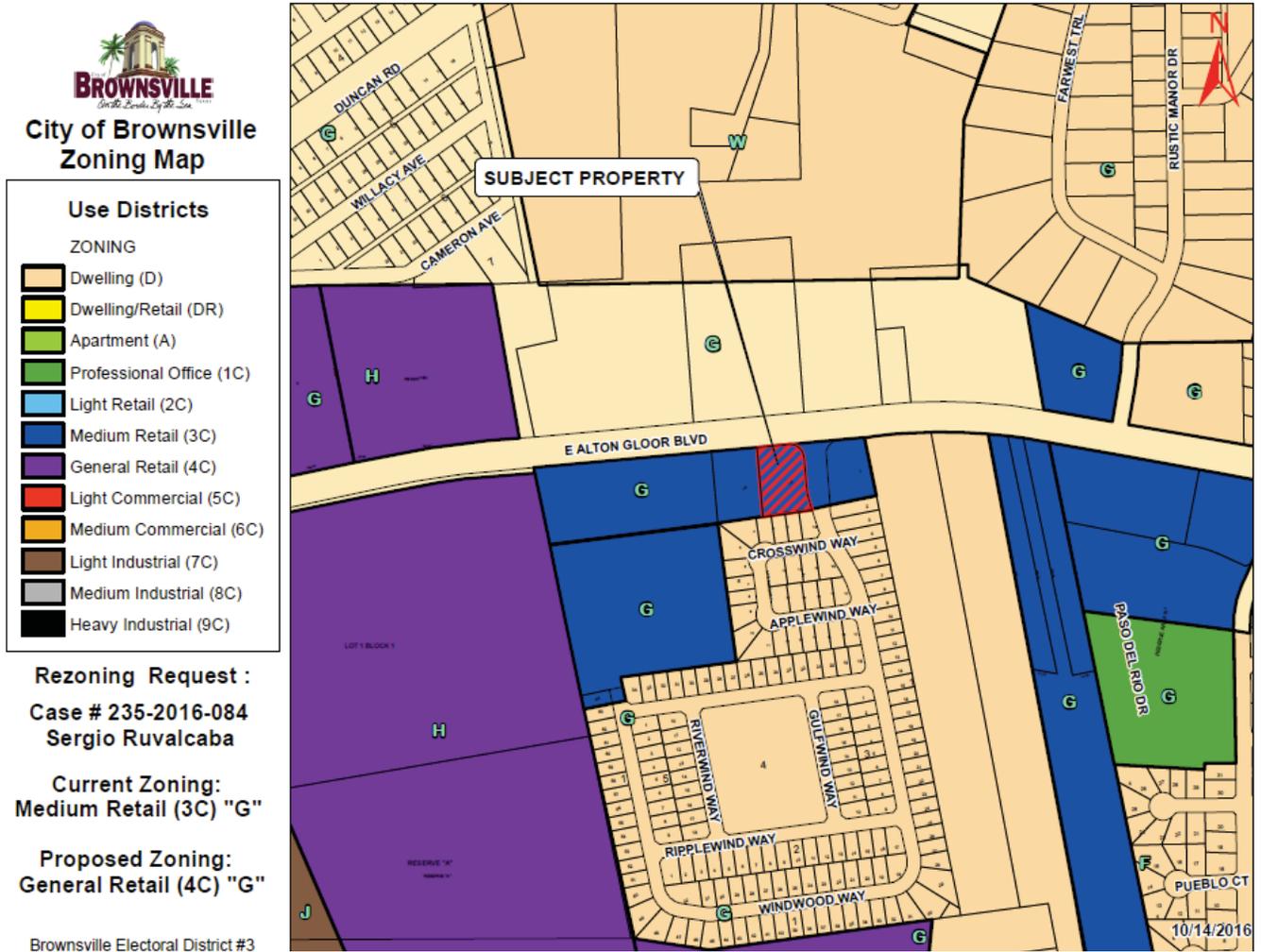


Figure 2: Existing Land Use Map

The following map illustrates existing land uses surrounding the subject property. The existing land uses to the north of the subject property is a Rehabilitation Hospital. South of the subject property are single family homes. West of the property is a plaza and vacant property. The properties to the east is a Church and vacant property.

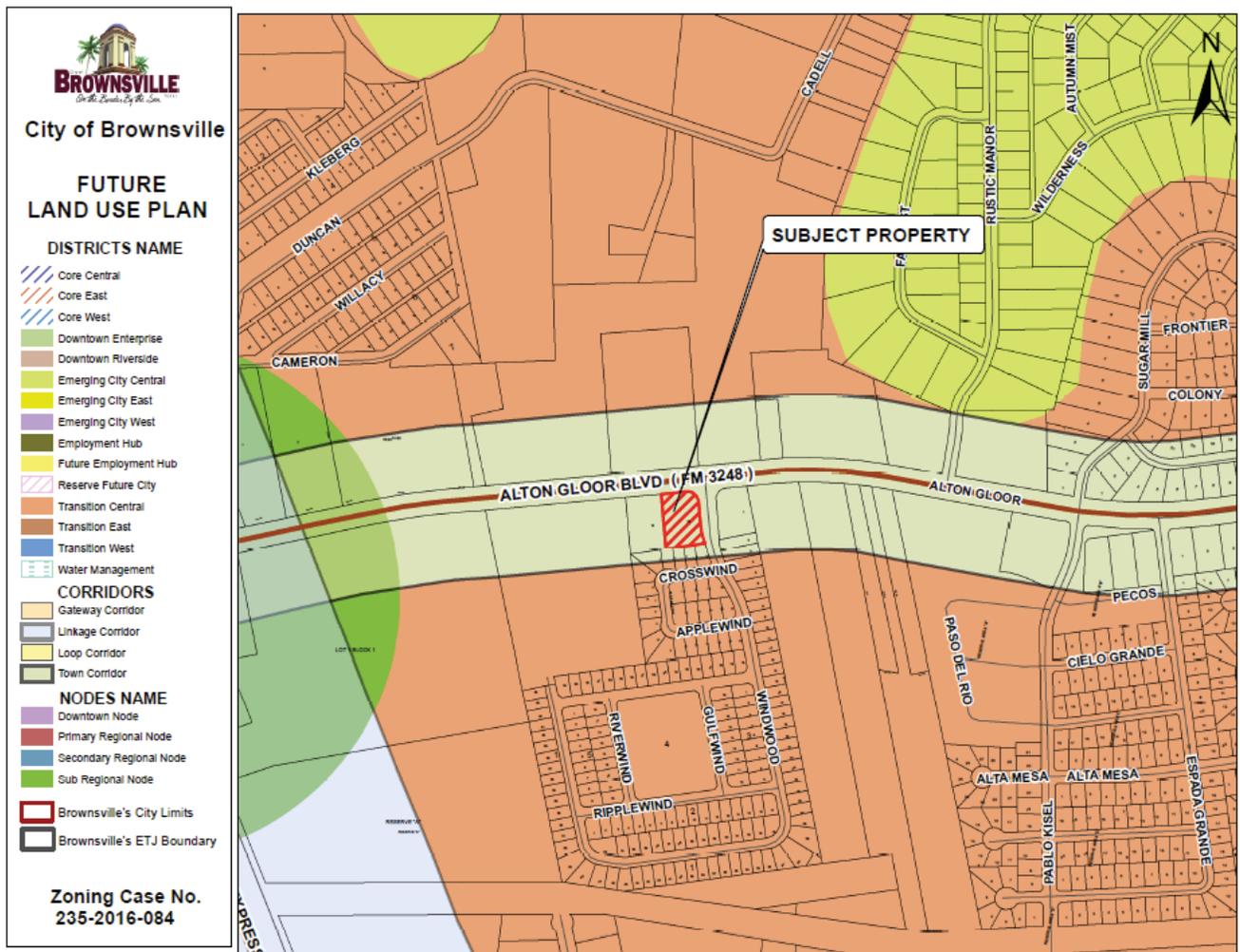


D. Future Land Plan Consistency

A review of the adopted City of Brownsville Comprehensive Plan and its Future Land Use Plan indicates that the subject property is located within the “Town Corridors”. According to this plan, town corridors are primarily residential, with small clusters of commercial land uses at regularly spaced intervals, mostly found at intersections of Sub-Regional roadways with City streets. Commercial uses should be neighborhood office and retail, ideally independently owned businesses and shops that serve the local residents. It is the opinion of staff that the request is consistent with the Comprehensive Plan and Future Land Use Plan.

Figure 3: Future Land Use Map (Town Corridor)

The following map illustrates the Future Land Use Map. The subject property is within the Town Corridor.



E. Review Criteria

Is the proposed amendment consistent with all applicable provisions of the Comprehensive Plan and Future Land Use Plan?

It is the opinion of staff that the request is consistent with the goals, objectives, and policies of the Comprehensive Plan and Future Land Use Plan.

Will the proposed district amendment be compatible with the character of the existing land uses in the adjacent and surrounding area and the peculiar suitability of the property for the proposed zoning use?

The area surrounding the subject property is developed primarily of a plaza, a rehabilitation hospital and single family homes. It is the opinion of staff that the proposed zoning/use would generally be compatible.

Will the proposed amendment result in significant or burdensome demands on existing public facilities?

It is the opinion of staff that the proposed zoning/use would not create significant or burdensome demands on public facilities such as water, wastewater, transportation, or schools.

Will the proposed amendment result in logical, timely and orderly development patterns that preserve the value of existing development?

It is the opinion of staff that the proposed zoning/use would generally complement existing development and it would not have adverse impacts on area property values.

F. Staff Recommendation

Based upon the analysis presented in this report and based on observations from the Planning Department staff, staff recommends to support the request to rezone from “Medium Retail G” to “General Retail G”.



Submit

AGENDA REQUEST FORM

Item Number: **8.**

COMMISSION MEETING DATE: 11/1/16

DEPT: Planning

CONTACT Constanza Miner

AGENDA

Select One:

Executive Session (City Attorney Only)	Workshop	Presentation	Agenda	Ordinance
Time needed: _____ Action Item: _____	Time Needed: _____	Time Needed: _____	<input checked="" type="checkbox"/> Public Hearing <input type="checkbox"/> Contract <input type="checkbox"/> Grant <input checked="" type="checkbox"/> Action <input type="checkbox"/> Consent	<input checked="" type="checkbox"/> First Reading <input type="checkbox"/> Second Reading

Brief Description of Agenda Item:

PUBLIC HEARING and ACTION on FIRST READING on ORDINANCE NUMBER 235-2016-085: To rezone from Light Retail "X" (2CX) to General Retail and Medium Commercial "H" (4CH & 6CH) for 51.55 acres for Lots 1 thru 4 of El Jardin Resubdivision located near Charmaine Road and SH 550. (District 2)

FINANCIAL: Budgeted Y / N Matching Funds Required Y / N If yes, how much _____

REVIEWING DEPARTMENTS ONLY

FINANCE DEPARTMENT: Date Reviewed: _____ By: _____

Comments: _____

PURCHASING DEPARTMENT: Date Reviewed: _____ By: _____

Comments: _____

CITY ATTORNEY: Date Reviewed: _____ By: _____

Comments: _____

ADDITIONAL COMMENTS: (Write in advisory board or committee name and recommendation if applicable)

On November 3, 2016 the Planning and Zoning Commission voted unanimously to recommend approval.

City Manager Approval

_____ Date: _____

ORDINANCE NUMBER 235-2016-085

AN ORDINANCE AMENDING THE “CITY ZONING ORDINANCE” BY AMENDING THE OFFICIAL ZONING ATLAS; AND DEALING WITH RELATED MATTERS INCLUDING \$2000 PENALTIES.

WHEREAS, this ordinance is in accordance with the City’s comprehensive plan; is consistent with the existing zoning surrounding the area to be rezoned; and bears a substantial relationship to the public health, safety, morals or general welfare; and all procedural requirements for the passage hereof have been met;

Be It Ordained by the City of Brownsville:

Section 1. That the City Commission of the City of Brownsville, Texas, hereby amends the “City Zoning Ordinance” by amending the Official Zoning Atlas so to rezone from Light Retail “X” (2CX) to General Retail and Medium Commercial “H” (4CH & 6CH) for 51.55 acres for Lots 1 thru 4 of El Jardin Resubdivision located near Charmaine Road and SH 550. (District 2); the area rezoned by this amendment being situated entirely within the corporate limits of Brownsville, Cameron County, Texas.

Section 2. That all provisions of Sections 180 through 221 of the City Zoning Ordinance are incorporated herein by reference and declared to be a part hereof; and that this ordinance shall become effective on the earliest date allowed by law.

INTRODUCED at a public hearing on **November 8, 2016**. Passed at First Reading on **November 8, 2016**. PASSED at Second and Final Reading and ADOPTED, APPROVED, and ENACTED on **December 1, 2016**.

(SEAL)

BY: _____
Antonio Martinez
Mayor

ATTEST: _____
Michael L. Lopez
City Secretary



Zoning Application

Multi-Family/Office/Commercial/Retail/Industrial

- 0-1 Acres\$500.00
- 1.-5. Acres\$750.00
- 5.-10. Acres ...\$1,000.00
- 10. and Up\$1,500.00

- Planning and Zoning Commission
- City Commission

Single Family

- 0-1 Acres\$250.00
- 1.-10. Acres\$500.00
- 10. and Up\$1,000.00

Tentative Date: _____

Tentative Date: _____

For submittal requirements, see Appendix A. Zoning Processing Fees

Geographic ID #: 74-7540-1150-0011-00

Project Address: Blk 115 El Jardin Resubdivision 52.114 ACS

Subdivision: El Jardin Resubdivision

Lot(s)/Block: Blk 115, 31.81 ACS Lot 1, 0.83 ACS Lot 2, 9.754 ACS Lot 3, 19.72 ACS Lot 4

Current Area Classification: "X" Proposed Area Classification: "H" Gross Acreage: 51.55

Current Zoning: 2C Proposed Zoning: GC, 4C, Residential

Proposed Used: _____ Overlay Districts: _____

Owner Information

Representative/Agent Information

Name: KOMERCO LLC/Alma G. Quiroga

Address: 902 Palm Court Dr. Apt 3103

City: Harlingen

State: TEXAS Zip Code: 78552

Telephone: 956-378-0030

Fax: _____

Email: agquiroga23@hotmail.com

Signature: [Signature]

Name: _____

Address: _____

City: _____

State: _____ Zip Code: _____

Telephone: _____

Fax: _____

Email: _____

Signature: _____

Special Note: **INCOMPLETE APPLICATION WILL NOT BE ACCEPTED**

Office Use Only

Date Submitted: October 7, 2016 Code: 2N30 Application Fee: \$1,500.00

Accepted By: Erika Espinoza Case Number 235- 2016-085



City of Brownsville Zoning Map

Use Districts

ZONING	Description
	Dwelling (D)
	Dwelling/Retail (DR)
	Apartment (A)
	Professional Office (1C)
	Light Retail (2C)
	Medium Retail (3C)
	General Retail (4C)
	Light Commercial (5C)
	Medium Commercial (6C)
	Light Industrial (7C)
	Medium Industrial (8C)
	Heavy Industrial (9C)

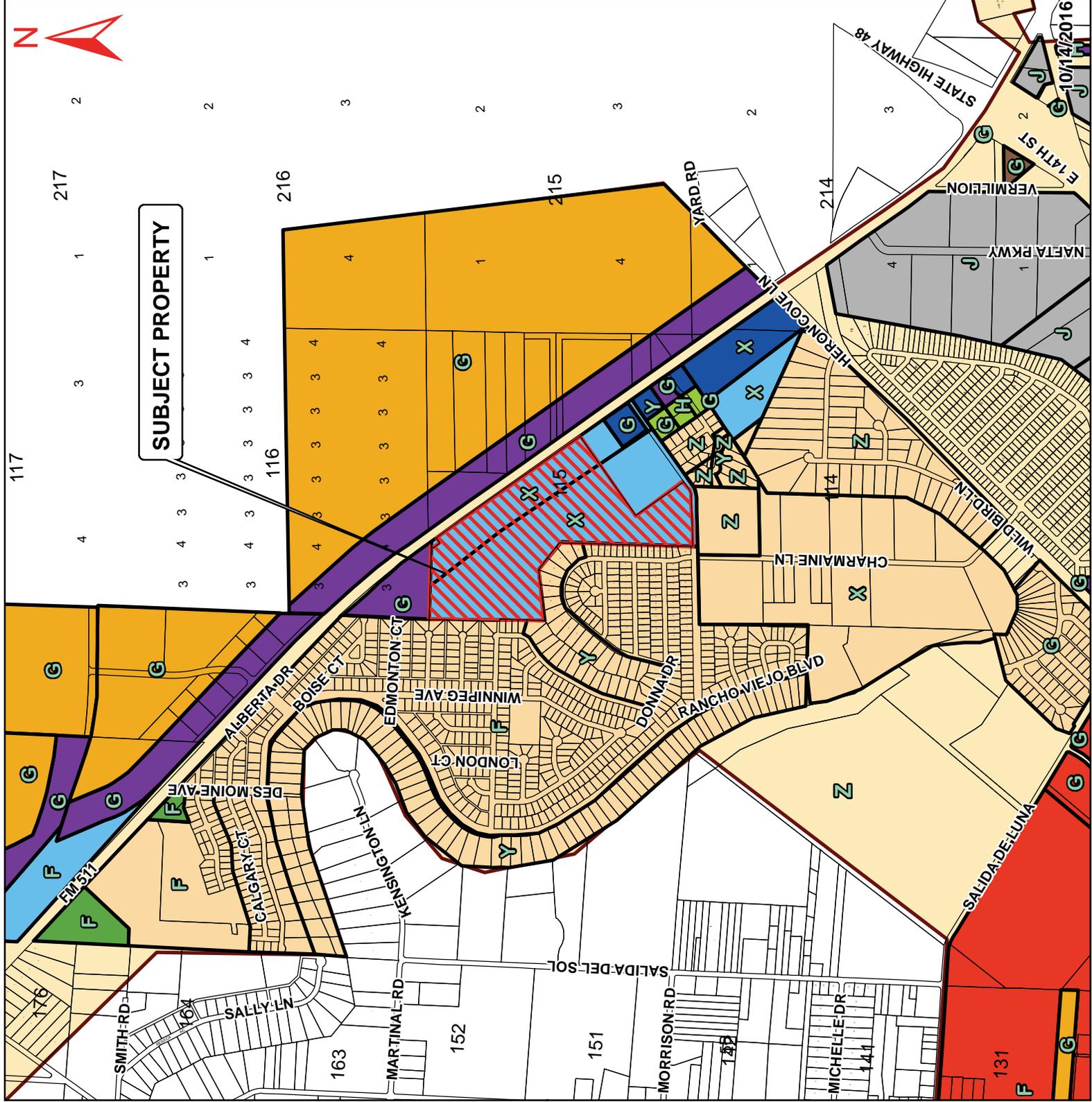
Rezoning Request :

Case # 235-2016-085
Komerco LLC/Alma G. Quiroga

Current Zoning:
Light Retail (2C) "X"

Proposed Zoning:
Medium Commercial (6C) "H"
General Retail (4C) "H"
Dwelling (D) "G"

Brownsville Electoral District #2





City of Brownsville

FUTURE LAND USE PLAN

DISTRICTS NAME

- Core Central
- Core East
- Core West
- Downtown Enterprise
- Downtown Riverside
- Emerging City Central
- Emerging City East
- Emerging City West
- Employment Hub
- Future Employment Hub
- Reserve Future City
- Transition Central
- Transition East
- Transition West
- Water Management

CORRIDORS

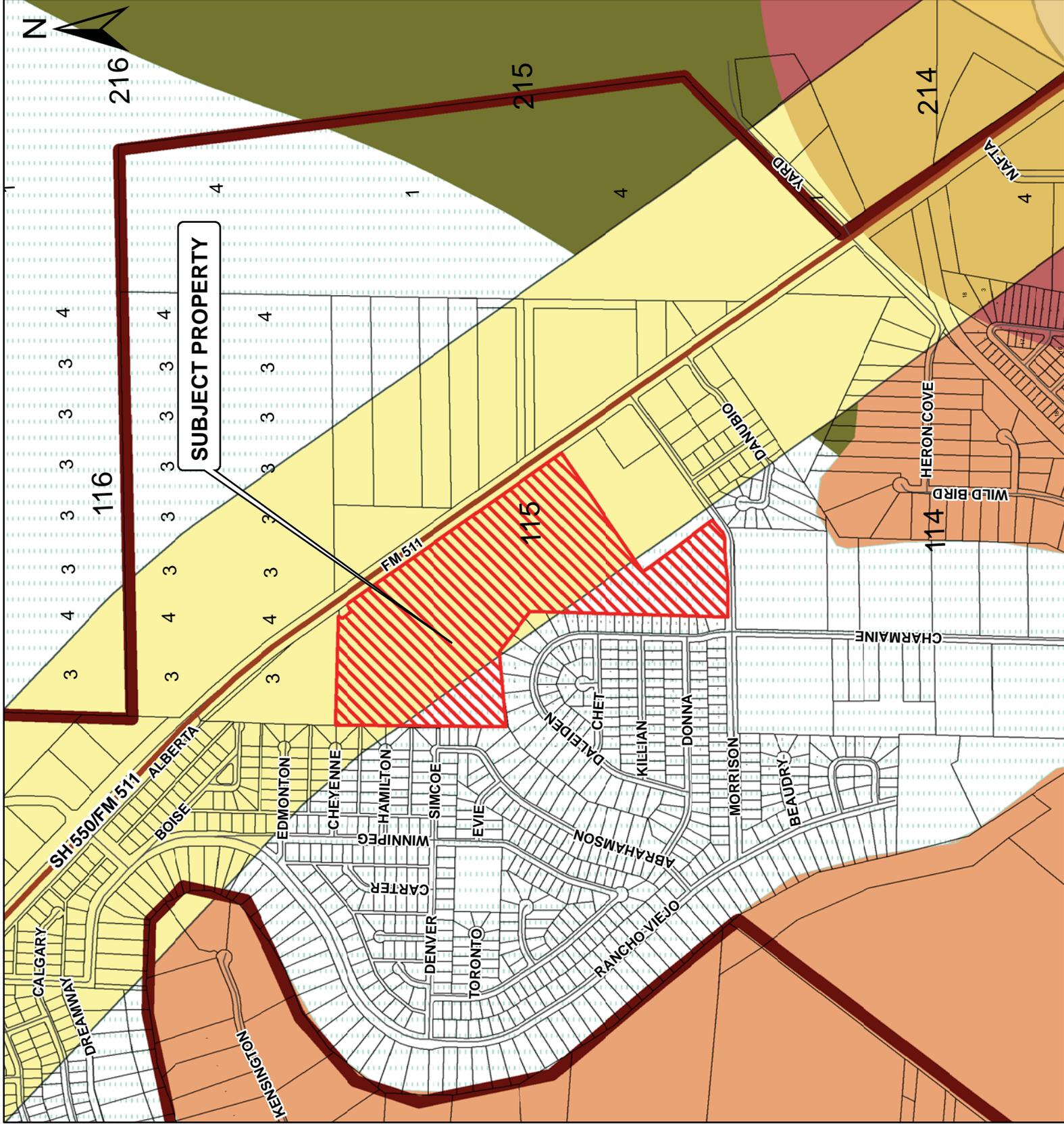
- Gateway Corridor
- Linkage Corridor
- Loop Corridor
- Town Corridor

NODES NAME

- Downtown Node
- Primary Regional Node
- Secondary Regional Node
- Sub Regional Node

- Brownsville's City Limits
- Brownsville's ETJ Boundary

Zoning Case No.
235-2016-085





Staff Report

A. Application Information

Applicant/Property Owner:	Komerco LLC/Alma G. Quiroga
Property ID:	74-7540-1150-0011-00
Case Number:	235-2016-085
Application Type:	Rezoning
Proposed Use:	
Current Zoning District:	Light Retail "X"
Proposed Zoning District:	Medium Commercial "H" General Retail "H" Dwelling "G"
Date Application Submitted:	October 7, 2016
Planning & Zoning Commission Meeting Date:	November 3, 2016
City Commission Meeting Dates:	November 15, 2016 & December 6, 2016
City Commission District:	2
Overlay in area:	FM 511_O51-A / O42

B. Application Type/Background

The applicant is requesting to rezone from "Light Retail X" to "Medium Commercial H", "General Retail H", and "Dwelling G".

C. Subject Property

The subject property is located on Lots 1, 2, 3, and 4, Block 115 of El Jardin Resubdivision. This property is fronting FM 511, a primary arterial. Single family homes, a gas station, and a tire shop are the predominant existing land uses within the subject property's immediate area. There are no major transportation improvements planned or programmed in the immediate area. The area is served with water and wastewater by the Brownsville Public Utilities Board (PUB).

Existing land uses abutting the subject property are identified below and illustrated in Figure 2.

- North of the subject property is a tire shop.
- East of the subject property is vacant.
- South of the subject property is Stripes Gas Station and single family homes.
- West of the subject property are single family homes.

Figure 1: Existing Zoning Map

The following map illustrates existing zoning of the subject property and properties within the immediate area. The properties to the north across FM 511 are zoned “General Retail”. The abutting properties to the south and west are also zoned “Dwelling”. The properties to the east of the subject property are zoned “Light Retail”.

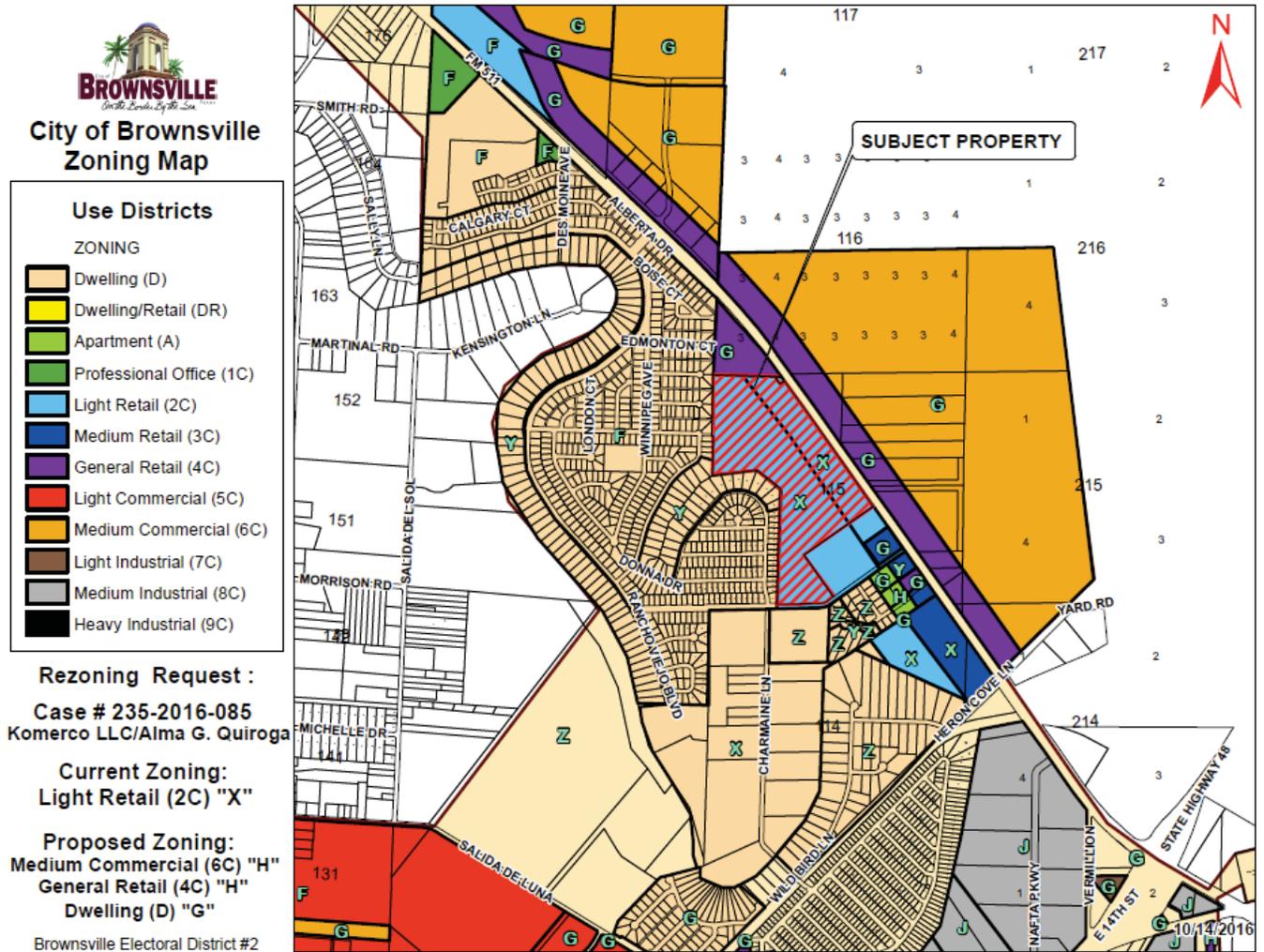


Figure 2: Existing Land Use Map

The following map illustrates existing land uses surrounding the subject property. The existing land uses to the north of the subject property is a tire shop. South of the subject property are single family homes and a gas station. West of the property are single family homes. The properties to the east are vacant.

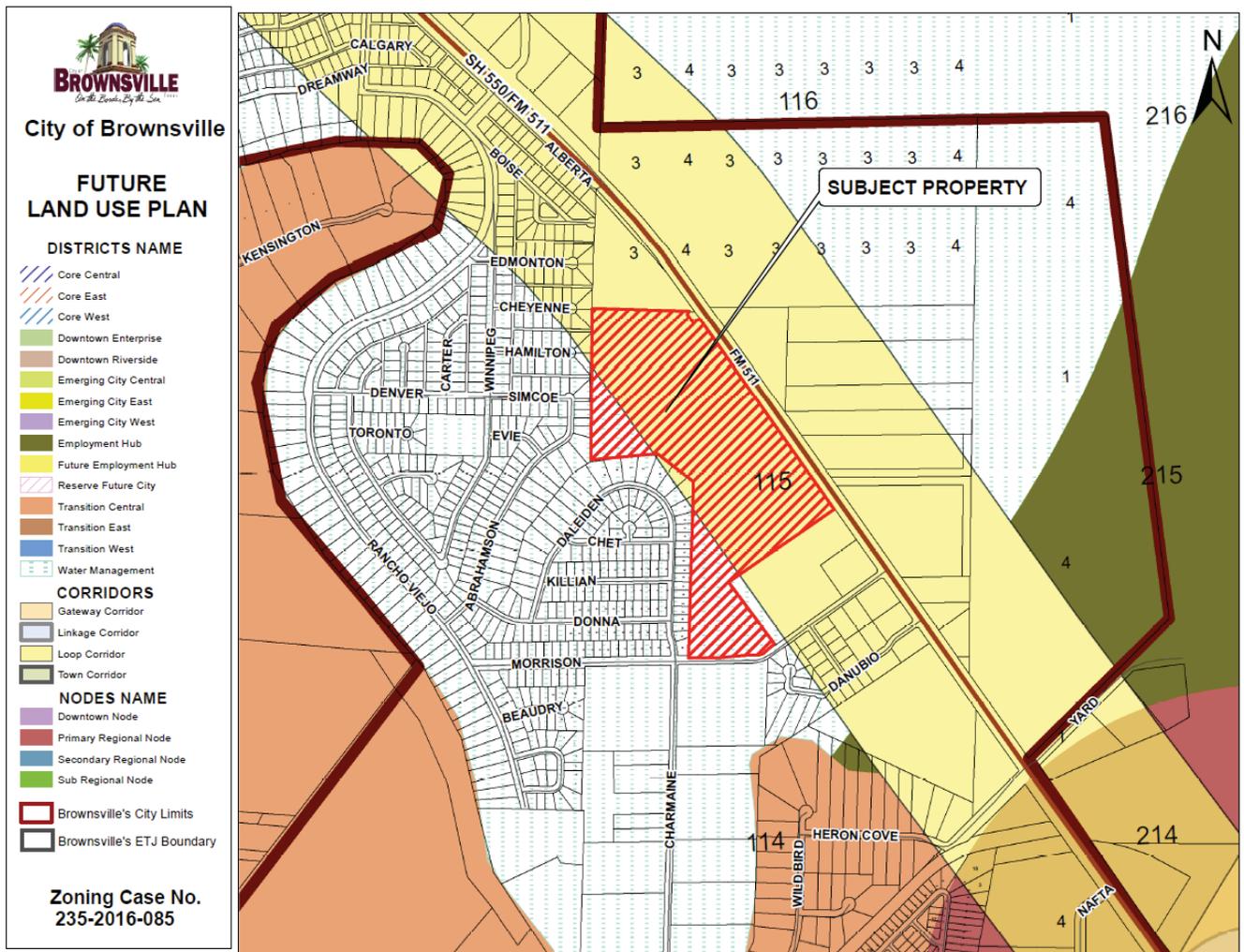


D. Future Land Plan Consistency

A review of the adopted City of Brownsville Comprehensive Plan and its Future Land Use Plan indicates that the subject property is located within the “Loop Corridors”. According to this plan, the dominant use in the Loop Corridor is commercial, but a healthy mixture of residential, institutional, industrial, and community facility land uses are also permitted. There is also a high degree of flexibility allowed in the land use types, especially for commercial and residential uses. It is the opinion of staff that the request is consistent with the Comprehensive Plan and Future Land Use Plan.

Figure 3: Future Land Use Map (Loop Corridor)

The following map illustrates the Future Land Use Map. The subject property is within the Loop Corridor.



E. Review Criteria

Is the proposed amendment consistent with all applicable provisions of the Comprehensive Plan and Future Land Use Plan?

It is the opinion of staff that the request is consistent with the goals, objectives, and policies of the Comprehensive Plan and Future Land Use Plan.

Will the proposed district amendment be compatible with the character of the existing land uses in the adjacent and surrounding area and the peculiar suitability of the property for the proposed zoning use?

The area surrounding the subject property is developed primarily of single family homes, a gas station, and a tire shop. It is the opinion of staff that the proposed zoning/use would generally be compatible.

Will the proposed amendment result in significant or burdensome demands on existing public facilities?

It is the opinion of staff that the proposed zoning/use would not create significant or burdensome demands on public facilities such as water, wastewater, transportation, or schools.

Will the proposed amendment result in logical, timely and orderly development patterns that preserve the value of existing development?

It is the opinion of staff that the proposed zoning/use would generally complement existing development and it would not have adverse impacts on area property values.

F. Staff Recommendation

Based upon the analysis presented in this report and based on observations from the Planning Department staff, staff recommends to support the request to rezone from “Light Retail X” to “Medium Commercial H”, “General Retail H”, and “Dwelling G” with a conditional use overlay to prohibit used car lots.

City of Brownsville PUBLIC COMMENT PERIOD

THE PUBLIC COMMENT PERIOD IS DESIGNATED FOR HEARING CONCERNS REGARDING CITY OF BROWNSVILLE PUBLIC POLICY OR CITY OF BROWNSVILLE BUSINESS THAT IS *NOT ON THE AGENDA*.

- DO NOT REQUEST A PUBLIC COMMENT FORM IF YOUR COMMENT DEALS WITH ANY ITEM ON THE AGENDA OR A PUBLIC HEARING ITEM ON THE AGENDA.
- THE "PUBLIC COMMENT FORM" IS DESIGNATED FOR SPEAKERS TO BE RECOGNIZED AND ADDRESS THE COMMISSION ON A SUBJECT THAT IS **NOT AN AGENDA ITEM OR A PUBLIC HEARING**.
- ADDRESS THE COMMISSION AS A WHOLE – DO NOT DIRECT YOUR COMMENTS TO ANY INDIVIDUAL MEMBER OF THE COMMISSION.
- THE PUBLIC COMMENT PERIOD IS A TOTAL OF 15 MINUTES.
- THERE IS A **THREE (3)-MINUTE TIME LIMIT** PER SPEAKER.
- NO **FORMAL** ACTION CAN BE TAKEN.
- FOR THE RECORD, THE SPEAKER **MUST IDENTIFY BY NAME** BEFORE SPEAKING.
- "PUBLIC COMMENT FORMS" ARE LOCATED ON THE SECOND FLOOR AT THE DESK OF CITY SECRETARY STAFF IN THE COMMISSION CHAMBERS (on the day of the meeting).
- **"PUBLIC COMMENT FORMS" ARE NOT RESERVED FOR ANYONE.**
- "PUBLIC COMMENT FORMS" Must be filled out and presented to THE CITY SECRETARY STAFF **NO LATER THAN 6:00 P.M.** TO BE RECOGNIZED.
- **"PUBLIC COMMENT FORMS" ARE NOT ACCEPTED AFTER 6:00 P.M.**
- **POWERPOINT PRESENTATIONS ARE NOT CONDUCTED DURING THE PUBLIC COMMENT PERIOD.** [For further information, contact The Office of the City Secretary at 548-6001]

PRESENTATIONS:

PERSONS/GROUPS SCHEDULED TO CONDUCT A PRESENTATION OR DISTRIBUTING HANDOUTS ASSOCIATED WITH A PRESENTATION TO THE COMMISSION MUST PROVIDE A COPY OF SAME TO THE CITY SECRETARY FOR THE RECORD.



Submit

AGENDA REQUEST FORM

Item Number: **10.**

COMMISSION MEETING DATE: 11/8/16

DEPT: Brownsville Metro CONTACT Norma H. Zamora

AGENDA

Select One:

Executive Session (City Attorney Only) Time needed: _____ Action Item: _____	Workshop Time Needed: _____	Presentation Time Needed: _____	Agenda <input type="checkbox"/> Public Hearing <input checked="" type="checkbox"/> Contract <input type="checkbox"/> Grant <input checked="" type="checkbox"/> Action <input type="checkbox"/> Consent	Ordinance <input type="checkbox"/> First Reading <input type="checkbox"/> Second Reading
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Brief Description of Agenda Item:
 "CONSIDERATION and ACTION to authorize Change Order #1 to the Bus Maintenance Rehabilitation Project Phase I.

FINANCIAL: Budgeted Y / N Matching Funds Required Y / N If yes, how much _____

REVIEWING DEPARTMENTS ONLY

FINANCE DEPARTMENT: Date Reviewed: _____ By: _____

Comments: _____

PURCHASING DEPARTMENT: Date Reviewed: _____ By: _____

Comments: _____

CITY ATTORNEY: Date Reviewed: _____ By: _____

Comments: _____

ADDITIONAL COMMENTS: (Write in advisory board or committee name and recommendation if applicable)

There will be no adverse impact to the original contract amount of \$1,800,000.

City Manager Approval

 _____ Date: _____



To: Roberto Luna, Purchasing Director
Ruth Osuna, Assistant City Manager

Cc: Charlie Cabler, City Manager
Pete Gonzalez, Deputy City Manager
Doroteo Garcia Jr., Assistant City Engineer Director
Jeffrey Stewart, B-Metro Facility Coordinator

From: Norma H. Zamora, Director

Date: October 26, 2016

RE: RFP: #RBM-16-0316
Bus Maintenance Rehabilitation Project Phase I
Change Order #1

Please review attached change order to the Bus Maintenance Rehabilitation Project Phase I. This change order request has been reviewed by all parties associated with this project to include B-Metro staff, City Engineering staff, project architect and contractor. Please be advised that there is no impact to the bottom line cost of the project. Essentially, the cost of the elevator came in under the Schedule of Values initially presented which resulted in approximately \$86,000 credit back to the project. This has now allowed us to add back items taken out of the contract for value engineering, fixing unforeseen items, and adding items that had been delayed to Phase II. Please refer to attached letter from K+ Architect for a more detail explanation.

Attached you will also find the revised cost proposal detailing the changes to the contract and incorporating them into the construction schedule. These changes will require an extension of approximately 60 days.

Staff is requesting and recommending this Change order be authorized. As mentioned early there is no impact to the original contract amount of \$1,800,000. We are requesting that this item be placed on the agenda of the next City Commission meeting scheduled for November 8, 2016. Should you need additional information or have any questions please contact me at your convenience.

October 10, 2016

Norma Zamora
Director
Brownsville Metro
La Plaza Bus Terminal
Brownsville, Texas 78520

RE: CHANGE ORDER #1
Bus Maintenance Rehabilitation Project Phase 1
700 Jose Colunga St, Brownsville, Texas

Dear Norma Zamora,

During our negotiations with the contractor we noticed from the contractors Schedule of Values that the elevator was 3 times the expected cost to repair at \$150,000.00. Thus we included in the contract negotiations to replace with a new elevator instead of repair at for a much lower cost which we correctly anticipated at under \$65,000.00. With this saving in mind B-Metro, the design team and contractor reviewed the work in order to place these funds to the best use for B-Metro. This helped address adding back items taken out of the contract for Value Engineering, fixing unforeseen circumstances (items inside walls or hidden from us in design), and adding additional items to be addressed in Phase 2 of this project all for the best utilization of funds for B-Metro and the City of Brownsville.

We found an additional credit for the restroom sinks and applied it with elevator credits to additional unforeseen corroded exterior and interior sewer lines and plumbing issues.

During further investigation we found that the maintenance area floor suggested by the subcontractor to contractor was not to the specification intended. The original specification was an epoxy floor, the value engineered floor was a concrete sealer that would be compromised immediately at \$61,229.00. Our research found a much better and proper epoxy floor also installed at the Houston Metro Maintenance Facility and other public projects for \$61,830.00. Thus we have a much better product at a better price.

Once sheetrock and metal was removed from exterior walls and roof, there was revealed rusted structural metal and wall stud areas that had to be replaced as well as improper framing for windstorm, thus we applied funds to replace these unforeseen problem areas from the elevator credit.

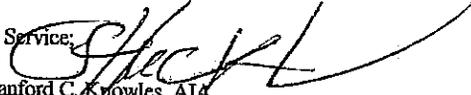
The review of the HVAC system revealed areas for an additional credit of \$31,000.00 based on the use of the space which is open areas and not offices.

The funds from both the elevator and HVAC credit are being applied to:

- a. Replacing the restrooms on second floor taken out in Value Engineering
- b. Adding an entrance door to Maintenance exterior
- c. Reinstalling Office areas taken out in Value Engineering
- d. Rerouting of the new sewer line as required by BPUB
- e. Other items that were taken out to get the project into budget.

The contractor has worked with us to achieve the goals of providing the best result for B-Metro and City of Brownsville. Our design team has provided additional work to provide the best results for the project under difficult unforeseen circumstances that were encountered and the City comes out ahead. Additional, we have minimized the number of Change Orders for the project and have not added any cost the contract while still preserving the Betterment Fund and Allowances in tack. If you have any comments or questions, please call.

In Service:


Stanford C. Knowles, AIA

CHANGE ORDER

OWNER FIELD
 ARCHITECT OTHER
 CONTRACTOR

PROJECT: Rehabilitation of B-Metro Maintenance Facility
 Project Phase 1
 700 Jose Colunga Jr. St,
 Brownsville, Texas 78520

CHANGE ORDER NUMBER: 1
 DATE: 10-20-16

CONTRACTOR: Noble Texas Builders
 435 S. Texas Blvd.
 Weslaco, Texas 78596

CONTRACT DATE: May 16, 2016
 CONTRACT FOR: General Construction

The Contractor is instructed to make the following changes to the contract and incorporate into the construction.

1) Delete Repair of Existing Elevator	(\$150,000.00)
2) Provide New Endura 21A Twin Post non-Telescopic Elevator	\$ 53,395.00
3) Demolition and Removal of Existing Elevator	\$ 6,500.00
4) Provide 100 Amp 3 Pole 240V Shunt Trip Breaker	\$ 446.00
5) Provide Conduit, Straps and various support connectors	\$ 908.00
6) Upgrade Elevator Equipment Room Door	\$ 1,745.00
7) Provide new Elevator Shaft Light Fixtures	\$ 594.00
8) Provide Fire Extinguisher for Elevator Shaft	\$ 145.00
9) Remove Existing Water Heater	\$ 850.00
10) Remove Existing Water Heater Walls	\$ 200.00
11) Install New Water Heater provided by Owner	\$ 1,760.00
12) Install New Water Lines for New Water Heater	\$ 570.00
13) Delete Stainless Steel Sinks provided as Value Engineering	(\$ 2,200.00)
14) Install Kohler Wall Mount Lavatories with concealed wall hangers	\$ 1,800.00
15) Provide Floor Mount Toilets in lieu of Wall Hung units	(\$ 675.00)
16) Saw Cut and Remove Concrete for 4" Waste Line to Exterior	\$ 500.00
17) Excavate & Install New 4" Sanitary Waste Line from FD-1 to Exterior	\$ 600.00
18) Excavate & Route New 4" Waste Line to New 6" Waste Line	\$ 2,970.00
19) Demolish Existing Sanitary Waste Line and Yard Cleanout	\$ 1,800.00
20) Add New Cee Steel at Window Sills and Jambs 270 lf x 5.265#/ft. = 1,422 lbs. x \$1.75/lb =	\$ 2,489.00
21) Provide Credit for Value Engineer proposed Class 4 Sealer	(\$ 61,229.00)
22) Provide and Install Florock Epoxy Flooring by ASI5	\$ 61,830.00
23) Provide and Install Florock Epoxy Flooring in Parts Area	\$ 4,328.00
24) Replace Rusted Girts at 2 nd Floor 804 lbs x \$1.75/lb =	\$ 1,407.00
25) Add Metal Studs for Densglass Support at Exterior	\$ 7,531.00
26) Replace and Add Metal Studs for Soffit at Exterior	\$ 7,975.00
27) Close off Perimeter Soffit	\$ 3,047.00
28) Demo Opening for New Exterior Door ASI 5	\$ 300.00
29) Add New Metal Door and Frame with Hardware ASI 5	\$ 2,270.00
30) Add Glass Insert to New Metal Door ASI 5	\$ 396.00
31) Install Flex Wrap Flashing per AX3	\$ 2,299.00
32) Install New Metal Stud Walls at Demolished CMU Walls	\$ 1,773.00
33) Tape & Float New Metal Stud Walls at Demolished CMU Walls	\$ 350.00
34) Provide Credit for Removal of DDC Controllers in AC System	(\$31,000.00)
35) Provide Flashing for Revised Window Sill and Jambs AX3	\$ 1,079.00
36) Delete Original Planned Flashing per 3/AX3.4	(\$ 508.00)
37) Provide Canopy over New Metal Door	\$ 1,200.00
38) Replace Damaged Treads and Nosing on Both Stairs ASI 6	\$ 8,572.00
39) Provide New Sidewalk 5'x50' ASI 6	\$ 1,625.00

40) Provide New Gate at New Sidewalk and Fence ASI 6	\$ 1,500.00
41) Provide Extension of Planned AC Duct,	
a) Fire Damper & Diffuser to Exist Weight Room	\$ 2,970.00
42)	
a) Provide Insulation & 5/8" Firecode Gyp Board on Walls to Roof	
i) Deck & Repair in Exist Weight Room Tape Float & Paint	
b) Provide Insulation & 5/8" Firecode Gyp Board on Walls to Roof	
i) Deck & Repair in Storage Room 5 Tape Float & Paint	
c) Provide 2 hr and 1/12 hr walls separating Maintenance from Office Areas	
d) CMU Credit & GYP Bd Installation at	
i) Womens Restroom Storage Rooms 2, 3 & 4	\$ 4,510.00
43) Addition of Lay-in Ceiling in Storage Room 5	\$ 1,492.00
44) Finish Restrooms as Original Planned & Specified on 2 nd Floor	
a) Add Plumbing Fixtures	\$ 7,800.00
b) Add Tile Floors and Walls	\$ 3,824.00
c) Add Restroom Accessories	\$ 2,438.00
d) Add Duct Work & Exhaust Fans	\$ 1,150.00
45) Data Conduit installation with pull cord (cables by owner)	\$ 2,574.00
46) Delete Toilet Tissue Holders	(\$ 77.00)
47) Exterior CMU Wall Repair at Maintenance Area	\$ 3,938.00
48) Remove and Reinstall Exposed Copper Water Line at Front Pilaster	\$ 400.00
49) Remove and Reinstall Existing Water, Lube & Compressed Air Line for Proper Installation of Simple Saver System	\$ 4,850.00
50) Provide & Install New Bldg Plaque above Relocated Existing Bldg Plaque	\$ 2,502.43
51) Provide 1200 Amp Stainless Steel MD Electrical Panel	\$ 3,500.00
52) Provide installation of rerouted 6" Sewer Line per BPUB	\$ 10,470.00
53) 8" CMU wall replacement under windows north and south	\$ 850.00
54) Allowance for General Conditions and Additional Work	
a) based on time and requirements of Owner	\$ 27,000.00
TOTAL CHANGE ORDER COST OF:	\$ 0

The original contract sum was\$1,800,000.00
Net change by previously authorized Change Orders\$ 0
The Contract sum prior to this Change Order was\$1,800,000.00
The Original Amount in Betterment Fund\$30,000.00
The New Amount in the Betterment Fund\$10,666.57
The Contract Sum will change by this Change
Order in the amount of.....\$ 0
The New Contract Sum including this Change
Order will be\$1,800,000.00
The Contract Time will be extended by thirty days (additional time may be added as per
agreement as the project progresses based on conditions in the field.

NOTE: The summary does not affect previous changes in the contract sum, Contract Time or Guaranteed
Maximum Price that have been authorized by Construction Change Directive.

ARCHITECT	CONTRACTOR	OWNER
K+ Architect	Noble Texas Builders	City of Brownsville
400 E. 3 rd	435 S. Texas Blvd.	1001 E. Elizabeth St.
Brownsville, Tx. 78520	Weslaco, Tx	Brownsville, Tx

By: _____	By: _____	By: _____
Stanford Knowles, AIA	Rene Capistran	Charlie Cabler
Date: _____	Date: _____	Date: _____

ID	Task Name "New"	Duration	Start	Finish	May 22, '16	Jun 5, '16	Jun 19, '16	Jul 3, '16	Jul 17, '16	Jul 31, '16	Aug 14, '16	Aug 28, '16	Sep 11, '16	Sep 25, '16	Oct 9, '16	Oct 23, '16	Nov 6, '16	Nov 20, '16	Dec 4, '16	Dec 18, '16	Jan 1, '17		
					F	T	S	W	S	T	M	F	T	S	W	S	T	M	F	T	S	W	
1	BUS Maintenance Rehabilitation	274 days	Wed 5/25/16	Wed 2/22/17	[Gantt Chart]																		
2	Notice to Proceed	2 days	Wed 5/25/16	Thu 5/26/16	[Gantt Chart]																		
3	Project Start	1 day	Thu 5/26/16	Thu 5/26/16	[Gantt Chart]																		
4	Submittal Review	30 days	Thu 5/26/16	Wed 7/6/16	[Gantt Chart]																		
5	Shop Drawings	15 days	Thu 5/26/16	Thu 6/9/16	[Gantt Chart]																		
6	Design Review	15 days	Wed 6/22/16	Wed 7/6/16	[Gantt Chart]																		
7	Procurement	40 days	Thu 7/7/16	Mon 8/15/16	[Gantt Chart]																		
8	Metal Panels	30 days	Thu 7/7/16	Fri 8/5/16	[Gantt Chart]																		
9	AHU's	40 days	Thu 7/7/16	Mon 8/15/16	[Gantt Chart]																		
10	Construction	272 days	Fri 5/27/16	Wed 2/22/17	[Gantt Chart]																		
11	Site Work	14 days	Sat 8/6/16	Fri 8/19/16	[Gantt Chart]																		
12	Demo Roof Panels	20 days	Sat 8/6/16	Thu 8/25/16	[Gantt Chart]																		
13	Demo Wall Panels	21 days	Sat 8/6/16	Fri 8/26/16	[Gantt Chart]																		
14	Prep Structure for Paint	15 days	Fri 5/27/16	Fri 6/10/16	[Gantt Chart]																		
15	Paint Structure	30 days	Sat 6/11/16	Sun 7/10/16	[Gantt Chart]																		
16	New Structure & Panels	20 days	Wed 6/29/16	Mon 7/18/16	[Gantt Chart]																		
17	Demo Exterior Façade	10 days	Mon 7/18/16	Wed 7/27/16	[Gantt Chart]																		
18	New Exterior Façade & Structure	47 days	Wed 7/27/16	Sun 9/11/16	[Gantt Chart]																		
19	Interior Demo	15 days	Mon 7/18/16	Mon 8/1/16	[Gantt Chart]																		
20	Interior Rough-In	60 days	Mon 8/1/16	Thu 9/29/16	[Gantt Chart]																		
21	MEP Demo	15 days	Mon 8/1/16	Mon 8/15/16	[Gantt Chart]																		
22	MEP Rough-In	60 days	Mon 8/15/16	Thu 10/13/16	[Gantt Chart]																		
23	Interior Finishes	147 days	Thu 9/15/16	Wed 2/8/17	[Gantt Chart]																		
24	Substantial Completion	1 day	Thu 2/9/17	Thu 2/9/17	[Gantt Chart]																		
25	Punch List	10 days	Thu 2/9/17	Wed 2/22/17	[Gantt Chart]																		



Project: BUS Maintenance Rehab
Date: Tue 10/11/16

Task		Project Summary		Manual Task		Start-only		Deadline	
Split		Inactive Task		Duration-only		Finish-only		Progress	
Milestone		Inactive Milestone		Manual Summary Rollup		External Tasks		Manual Progress	
Summary		Inactive Summary		Manual Summary		External Milestone			