



AGENDA
CITY COMMISSION REGULAR MEETING
MONDAY, JANUARY 28, 2008 – 4:00 PM
CITY COMMISSION CHAMBERS; 3RD FLOOR

- CALL TO ORDER** - Mayor Richard Cortez
- PLEDGE** - Mayor Richard Cortez
- INVOCATION** - Marcus Barrera, Mayor Pro Tem
- PROCLAMATIONS** - *Teen Court Day*- Judge Dorina Ramos and Diana Ramos
- *McAllen United Angels Day*- Abraham Adriano
- *Houstonville Day* – Yolanda Chapa

1. CONSENT AGENDA: *[All matters listed under Consent Agenda are considered to be routine by the Governing Body and will be enacted by one motion. There will be no separate discussion of these items; however, if discussion is desired, that item(s) will be removed from the Consent Agenda and will be considered separately.]*

- A) Approval of minutes of Regular Meeting held January 14, 2008.
- B) Change Order No. 1 to F&W Electrical Contract at McAllen-Miller International Airport for additional days.
- C) Award of Bid - Purchase of Aluminized Protective Jacket and Trousers for Airport Rescue Firefighting.
- D) Award of Contract - Purchase of Two (2) new Current Model 15-Foot Flexwing Mowers.
- E) Award of Contract - Purchase of various new Current Model Trucks for the Streets and Drainage Departments of Public Works.
- F) Award of Bid - Purchase of Eight (8) Portable Radios with Accessories for the Emergency Operations Center.
- G) Renewal of Tower Lease with Crown Castle International for Radio System.
- H) Budget Amendment Ordinance for the Purchase of Development Services Software.
- I) Interlocal Agreement between the City of McAllen and the Hidalgo County Library System for funding of the Library's Internet Connections.

2. BIDS/CONTRACTS:

- A) Consider contract with URS Corporation to conduct a Terminal Capacity Study at McAllen Miller International Airport.
- B) Interlocal Agreement with Hidalgo County for the extension of McColl Road from Dicker Road to Orangewood Avenue.

3. ORDINANCES:

- A) Abandoning all city right-of-way within Trenton Village Subdivision to make private/gated community.

4. MANAGER’S REPORT:

- A) Advisory Board Appointments.
- B) Future Agenda Items.

5. MAYOR’S REPORT:

- A) Post-event Report on the *State of the City* Address.
- B) Report on the Downtown Parking Garage Grand Opening.

6. TABLED ITEM:

- A) Consider a request from Shell Exploration & Production Company to drill an oil/gas well on Lot 2, Block 16, of Steele and Pershing Subdivision.

THE CITY COMMISSION HAS THE PREROGATIVE TO RECESS INTO EXECUTIVE SESSION PRIOR TO 6:00 PM

7. PUBLIC HEARING BEGINNING AT 6:00 PM

A) REZONINGS:

Rezone from R-3A (multifamily residential apartments) District to R-3C (multifamily residential condominium) District:

9.24 acres out of the west 1.42 acres of Lot 45 and all of Lots 46 and 47, McAllen First Suburban Citrus Groves Subdivision; 4301 Colbath Road. **TABLED**

- B) Amending the Zoning Ordinance of the City of McAllen as enacted May 29, 1979.

C) CONDITIONAL USE PERMIT:

Request of Tres Alegres Compadres, LLP, appealing the decision of the Planning and Zoning Commission at the December 4, 2007 meeting, denying a conditional use permit for one year, for a bar, at Lot 1A, The Courtyard Subdivision; 5401 North 10th Street, Suite 203. **TABLED**

- D) Public Hearing to consider City of McAllen Landmark Designation for the south 250 feet out of the east 310 feet out of part of Lot 9, Block 9, Hidalgo Canal Company Subdivision, Hidalgo County, Texas; 1009 North 10th Street.

END OF PUBLIC HEARING

PUBLIC COMMENT SESSION

- 8. EXECUTIVE SESSION, CHAPTER 551, TEXAS GOVERNMENT CODE, SECTION 551.071 (CONSULTATION WITH ATTORNEY), SECTION 551.072 (DELIBERATIONS ABOUT REAL PROPERTY) AND SECTION 551.087 (ECONOMIC DEVELOPMENT).**
- A) Discussion and Possible Action relating to the purchase and redevelopment of a Central Park. (Section 551.072, T.G.C.)
 - B) Discussion and Possible Action - Consider the sale of 40 acres out of Lot 152, La Lomita Irrigation & Construction Company Subdivision. (Section 551.072, T.G.C.)
 - C) Discussion and Possible Action – Consider Economic Incentives for Project Gold Star. (Section 551.087, T.G.C.)
 - D) Discussion and Possible Action - Consider 380 Agreements for Downtown Parking Garage tenants. (Section 551.087, T.G.C.)
 - E) Discussion and Possible Action – Consider Economic Incentives for La Plaza Mall expansion. (Section 551.087, T.G.C.)
 - F) Consultation with City Attorney regarding new lawsuit Cause No. CL-07-3925-B; Michael Zellers vs. Richard Cortez. (Section 551.071, T.G.C.)
 - G) Consultation with City Attorney relating to Workers Comp/Loss Run Report as of December 31, 2007. (Section 551.071, T.G.C.)
 - H) Discussion and Possible Action – Motor Vehicle Accident Liability and Subrogation Claim Reports as of December 31, 2007. (Section 551.071, T.G.C.)
 - I) Consultation with City Attorney regarding new lawsuit filing City of McAllen vs. Jesus Gonzalez and Maria Del Rosario Gonzalez. (Owners of property located at 920 North Main Street.) (Section 551.071, T.G.C.)
 - J) Consultation with City Attorney relating to 2008 Litigation Audit Report. (Section 551.071, T.G.C.)
 - K) Discussion and Possible Action – Consultation with City Attorney regarding the acquisition of a 7 acre tract out of Lot 136, La Lomita Irrigation and Construction Company for drainage detention. (Section 551.072, T.G.C.)

ADJOURNMENT

IF ANY ACCOMMODATION FOR A DISABILITY IS REQUIRED (OR INTERPRETERS FOR THE DEAF), NOTIFY THE CITY SECRETARY'S DEPARTMENT AT 681-1020 FORTY-EIGHT (48) HOURS PRIOR TO THE MEETING DATE. WITH REGARD TO ANY ITEM, THE BOARD OF COMMISSIONERS MAY TAKE VARIOUS ACTIONS INCLUDING BUT NOT LIMITED TO RESCHEDULING AN ITEM IN ITS ENTIRETY FOR A FUTURE DATE OR TIME. THE CITY COMMISSION MAY ELECT TO GO INTO EXECUTIVE SESSION ON ANY ITEM WHETHER OR NOT SUCH ITEM IS POSTED AS AN EXECUTIVE SESSION ITEM AT ANY TIME DURING THE MEETING WHEN AUTHORIZED BY THE PROVISIONS OF THE OPEN MEETINGS ACT.

CERTIFICATION

I, the Undersigned Authority, do hereby certify that the attached agenda of the meeting of the McAllen Board of Commissioners is a true and correct copy and that I posted a true and correct copy of said notice on the bulletin board in the Municipal Building, a place convenient and readily accessible to the general public at all times, and said Notice was posted on the 25th day of **January, 2008** at **2:00 pm** and will remain so posted continuously for at least 72 hours preceding the scheduled time of said meeting in accordance with Chapter 551 of the Texas Government Code.

/s/
Annette Villarreal, TRMC
City Secretary