



**AGENDA**  
**CITY COMMISSION REGULAR MEETING**  
**MONDAY, AUGUST 25, 2008 – 4:00 PM**  
**CITY COMMISSION CHAMBERS; 3<sup>RD</sup> FLOOR**

- CALL TO ORDER** - Mayor Richard Cortez
- PLEDGE** - Mayor Richard Cortez
- INVOCATION** - Hilda Salinas, City Commissioner
- PRESENTATION** - Eric Ellman, Los Caminos Del Rio
- PROCLAMATION** - *McAllen Colts All-Star's Day- 2008 Colt World Series Champions*

**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 August 11, 2008.
- B)** Award of Contract – Palmview Golf Course Cart/Pedestrian Bridge Improvements.
- C)** Award of Contract – Purchase of Safety Boots.
- D)** Authorization to rescind awarded contract for the Purchase of Furniture for Central Fire Station/Administration/EOC Facility.
- E)** Approval of License Agreement with Google Earth for 2006 Aerial Photography.
- F)** Budget Amendment Ordinance for funding additional fuel costs for Sanitation Divisions.
- G)** Budget Amendment Ordinance increasing expenditures in the General Fund.
- H)** Budget Amendment Ordinance for funding additional fuel costs for McAllen Express operations.
- I)** Resolution authorizing the submission of a grant application to the Texas Department of Agriculture for funding under the GO TEXAN Grants Program for compost and mulch.
- J)** Resolution authorizing the submission of a grant application to the Federal E-Rate Grant for the 2009 Schools and Library Grant Program.
- K)** Approval of Supplemental Agreement to 2007 Airfield Improvement Projects, Base Bid 5 for F&W Electrical Contractors.

**2. BIDS/CONTRACTS:**

- A)** Award of Contract – Construction of Anzalduas International Bridge Toll Plaza (Site Work).
- B)** Award of Contract – Security Guard Services for various departments.
- C)** Award of Contract – Structural Services to Hinojosa Engineering, Inc, for various Municipal Projects.
- D)** Award of Contract – Structural Services to Green, Rubiano & Associates for various Municipal Projects.
- E)** Award of Contract - MEP Services to The Alex Group for various Municipal Projects.
- F)** Award of Contract - MEP Services to Halff Associates for various Municipal Projects.
- G)** Award of Contract –Health and Wellness Program for McAllen Fire Department.
- H)** Authorization of payment for emergency HVAC Repair at the Old Wal-Mart.
- I)** Award of Contract - News and Gift Concession at the McAllen-Miller International Airport.

**3. ORDINANCE:**

- A) Amending the Solid Waste Ordinance providing for a modification as it relates to the Multi-Family accounts.

**4. VARIANCE:**

- A) Consider request for an off-premise sign at Lot 1, McAllen Southwest Industrial District #4 Subdivision; 4001 West Military Highway.

**5. MANAGER'S REPORT:**

- A) Monthly Construction Report on Anzalduas International Bridge.
- B) Appointments to Public Art Committee.
- C) Selection of Texas Municipal League Intergovernmental Risk Pool Board of Trustees.
- D) Review of Quarterly Investment Report for the quarter ended June 30, 2008.
- E) Future Agenda Items.

**6. TABLED ITEMS:**

- A) Consideration of extension of Lease Agreement with Douglas Clark dba Rio Bravo Art Foundry for building located at 700 North Main Street.
- B) Award of Contract – Purchase of Toll Collection System for the Anzalduas and McAllen-Hidalgo Toll Bridge.

**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) CONDITIONAL USE PERMITS:**

- 1) Request of La Casa De Mi Padre, for a conditional use permit for life of use, for an Institutional Use (church), at Lot 29, and the north ½ of Lot 30, Olivarez #1 Subdivision; 1621 North 24 ½ Street.
- 2) Request of Carlos F. Garza, appealing the decision of the Planning & Zoning Commission of the August 5, 2008 meeting, denying the request for a conditional use permit for one year, for a bar, at Lots 4, 5 & 6 Palms Community Center #2 Subdivision; 3911 North 10<sup>th</sup> Street, Suites B & C.

- B) Public Hearing on the 2008 City of McAllen Tax Rate.
- C) Public Hearing on the City of McAllen Proposed Budget for Fiscal Year 2008-2009.

**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), SECTION 551.074 (PERSONNEL MATTERS), 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 – Discussion of possible incentives for locating the Regional DPS Headquarters in McAllen. (Section 551.072, T.G.C.)
  - C) Discussion and Possible Action relating to economic incentives for Project Gold Star. (Section 551.087, T.G.C.)
  - D) Discussion and Possible Action relating to economic incentives for consolidation of two (2) customer call centers in McAllen. (Section 551.087, T.G.C.)
  - E) Discussion and Possible Action – Presentation by Venture Assets, LTD on the status of the convention center hotel. (Section 551.087, T.G.C.)
  - F) Discussion and Possible Action relating to economic incentives for La Plaza Mall Expansion. (Section 551.087, T.G.C.)
  - G) Discussion and Possible Action - Consultation with City Attorney relating to the possible Appeal of Award for Special Commissioners for Condemnation No. CCD. 0002-F. (Section 551.071, T.G.C.)
  - H) Consultation with City Attorney relating to Workers Comp/Loss Run Report as of July 31, 2008. (Section 551.071, T.G.C.)
  - I) Consultation with City Attorney relating to lawsuit: City of McAllen vs. Wyndham Garden Hotel and Mahesh Gopalakrishna (Owner). (Section 551.071, T.G.C.)
  - J) Discussion and Possible Action - Consultation with City Attorney relating to the Rio Grande Valley Silverados. (Section 551.071, T.G.C.)
  - K) Discussion and Possible Action - Evaluation of City Manager and Department Heads. (Section 551.074, T.G.C.)
  - L) Consultation with City Attorney regarding review of legal issues related to various Charter Provisions. (Section 551.071, 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 22<sup>nd</sup> day of August 2008 at 2:30 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