



AGENDA
CITY COMMISSION REGULAR MEETING
MONDAY, JANUARY 11, 2010 – 4:00 PM
CITY COMMISSION CHAMBERS; 3RD FLOOR

CALL TO ORDER - Mayor Richard Cortez

PLEDGE OF ALLEGIANCE - Mayor Richard Cortez

INVOCATION – Hilda Salinas, Mayor Pro Tem

PROCLAMATIONS - *Census Awareness Month* – Victor Rodriguez
- *National Blood Donor Month* – Frank Esparza

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 for Regular Meeting held August 10th, Workshop held November 9th, Special Meeting held November 11th, Workshop held November 24th, Workshop held December 14th, Regular Meeting held December 14th, and Special Meeting held December 18, 2009.
 - B) Award of Contract – Purchase of Two (2) 2010 Police Package Motorcycles.
 - C) Award of Contract – Purchase of 800 Universal 96-Gallon Containers for Recycling Department.
 - D) Award of Contract – Uniform Rental/Cleaning Service.
 - E) Resolution authorizing the submission of a grant application to the Office of Governor-Texas Division of Emergency Management, for funding under the Fiscal Year of 2010 Emergency Management Performance Grant Program.
 - F) Resolution authorizing the submission of a grant application to the University of North Texas Libraries’ Digital Projects Unit-Portal to Texas History, for funding under the Fiscal Year 2010 Rescuing Texas History Program.
 - G) Resolution authorizing the submission of a grant application to the U.S. Department of Homeland Security for Fiscal Year 2010 Emergency Operations Center Grant Program.
 - H) Ordinance providing for the abandonment of a 20 ft. alley and utility easement out of the east ½ of the north ½ of the east ½ of Lot 3, Block 11, Steele & Pershing Subdivision; 122 East Pecan Boulevard.
 - I) Request from Broaddus & Associates for participation with 29th Street Paving and Drainage Improvement Cost.
 - J) Approval of Supplemental Agreement No. 19 with Dannenbaum Engineering for additional Engineering/Architectural Services for Anzalduas International Bridge Project.
 - K) Change Order No. 1 & Final Reconciliation of Quantities for Anzalduas International Bridge Toll Plaza Perimeter Fence.

- L) Change Order No. 8 & Final Reconciliation of Quantities for Anzalduas International Bridge Crossing Project.

2. BIDS/CONTRACTS:

- A) Award of Contract – Construction Materials Engineering Services for various city projects.
- B) Award of Contract – 21st Street Storm Sewer Improvements Phase IIA.
- C) Award of Contract – Construction Materials Engineering Services for Subdivision Improvement Projects.
- D) Award of Bid – Security Operations Center Improvements at Airport.
- E) Consider contract extension for Grounds Maintenance at various city facilities.
- F) Award of Contract – Security Guard Services.

3. VARIANCE:

- A) Consider request for a sign variance at Lot 2-A, Trenton Crossing Shopping Center Phase 2-B Subdivision; 7906 North 10th Street.

4. MANAGER’S REPORT:

- A) Consideration and Authorization to remove 3rd Quarter FY 08-09 Uncollectible Sanitation Accounts from the General Ledger.
- B) Future agenda items.

5. MAYOR’S REPORT:

- A) Report on New Year’s Eve Celebration.
- B) Report on State of the City Address to be held January 21, 2010.
- C) Report on Grand Opening Ceremony of the Anzalduas International Bridge.

6. TABLED ITEMS:

- A) Consideration and Approval of Supplemental Agreement No. 18 with Dannenbaum Engineering for additional Engineering/Architectural Services for the “Welcome” Monument.
- B) Selection of Marketing Firm for City of McAllen.

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:**

- 1) Rezone from R-3A (multifamily residential apartments) District to C-3 (general business) District: Lots 7, 8 and 9, Block 32, North McAllen Addition Subdivision, Hidalgo County, Texas; 418 and 420 North 11th Street. **TABLED**
- 2) Rezone from R-1 (single family residential) District to C-3 (general business) District: Lots 32, 33 and 34, Linda Vista Subdivision, Hidalgo County, Texas; 2545, 2549 and 2553 Lindberg Avenue. **TABLED**
- 3) Rezone from C-3L (light commercial) District to C-3 (general business) District: 3.355 acres out of Lot 88, La Lomita Irrigation and Construction Company Subdivision, Hidalgo County, Texas; 5700 North Ware Road.

B) CONDITIONAL USE PERMITS:

- 1) Request of John A. Nix, appealing the decision of the Planning & Zoning Commission of the November 17, 2009 meeting, denying a Conditional Use Permit for one year for a bar at Lot 1, Plaza Las Fuentes Subdivision; 5712 North 10th Street. **TABLED**
- 2) Request of 3911 International, LLC, appealing the decision of the Planning & Zoning Commission of the October 20, 2009 meeting, denying a Conditional Use Permit for one year for a nightclub at Lots 4, 5, & 6, Palms Community Center #2 Subdivision; 3911 North 10th Street, Suites B & C. **TABLED**
- 3) Request of The First Korean Presbyterian Church, for a Conditional Use Permit, for life of the use, for an institutional use (church) at Lots 1, RGV Subdivision, Hidalgo County, Texas; 1008 North Bentsen Road.

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

END OF PUBLIC HEARING

PUBLIC COMMENT SESSION

8. EXECUTIVE SESSION, CHAPTER 551, TEXAS GOVERNMENT CODE, SECTION 551.071 (CONSULTATION WITH ATTORNEY), SECTION 551.087 (ECONOMIC DEVELOPMENT) AND SECTION 551.072 (DELIBERATION REGARDING REAL PROPERTY).

- A) Discussion and Possible Action relating to economic incentives for Project Gold Star. (Section 551.087, T.G.C.)
- B) Discussion and Possible Action relating to Tri-Wanis Ventures, LLC, for additional time and financial assistance. (Section 551.087, T.G.C.)
- C) Discussion and Possible Action relating to economic incentives for Project Big Box. (Section 551.087, T.G.C.)
- D) Discussion and Possible Action relating to economic incentives for Embassy Suites Hotel. (Section 551.087, T.G.C.)
- E) Discussion and Possible Action relating to economic incentives for Project Blazing Saddles. (Section 551.087, T.G.C.)
- F) Discussion and Possible Action relating to economic incentives for Project Flow. (Section 551.087, T.G.C.)

- G) Discussion and Possible Action relating to economic incentives for Project Monte. (Section 551.087, T.G.C.)
- H) Discussion and Possible Action relating to economic incentives for Project Peter. (Section 551.087, T.G.C.)
- I) Consultation with City Attorney relating to 2009 Litigation Audit Report. (Section 555.071, T.G.C.)
- J) Consultation with City Attorney regarding new lawsuit; Cause No. C-3424-09-G; Eulalio Rodriguez and Maria Del Rosario Rodriguez vs. City of McAllen. (Section 555.071, T.G.C.)
- K) Discussion and Possible Action regarding negotiations for News & Gifts Concession at Airport. (Section 551.071, T.G.C.)
- L) Discussion and Possible Action regarding negotiations for Fixed Base Operation Lease. (Section 551.071, T.G.C.)
- M) Discussion and Possible Action relating to the sale or lease of the old Sam Houston School site for a Catholic School. (Section 551.072, T.G.C.)
- N) Discussion and Possible Action relating to purchase of property near Convention Center. (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.

C E R T I F I C A T I O N

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 8th day of January, 2010 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, CPM
City Secretary