

**CITY COMMISSION  
AGENDA  
REGULAR MEETING  
MARCH 6, 2024  
@ 5:30 PM  
CITY HALL, TOWN HALL MEETING ROOM  
2ND FLOOR, 118 E. TYLER AVENUE  
HARLINGEN, TEXAS**

Notice is hereby given that the City Commission of the City of Harlingen, Texas will hold a Regular Meeting on **WEDNESDAY, MARCH 6, 2024 at 5:30 P.M.** at City Hall, Town Hall Meeting Room, 118 E. Tyler Avenue, Harlingen, Texas and provide the public the ability to view the meeting via internet live-streaming at [www.harlingentx.gov](http://www.harlingentx.gov) and the City of Harlingen YouTube Page.

The public will be permitted to offer citizen communication or participate in items listed as public hearings as provided by the agenda and as permitted by the presiding officer during the meeting.

**To offer citizen communication or participate in scheduled public hearings, go to [www.harlingentx.gov](http://www.harlingentx.gov) and click on "PUBLIC HEARING AND CITIZEN COMMUNICATION FORM." Fill out the form and indicate the item you wish to address, and submit the form.**

Please indicate (1) the agenda item on which you wish to speak, (2) whether you prefer to speak on the item during citizen communication or at the time the agenda item is brought for consideration before the City Commission.

**To submit written comments regarding an item on the agenda for City Secretary, go to [www.harlingentx.gov](http://www.harlingentx.gov) and click on "PUBLIC HEARING AND CITIZEN COMMUNICATION FORM" write your comments (limited to 400 words or less) and submit the form.**

**PLEASE SUBMIT WRITTEN COMMENTS BEFORE 3:00 P.M. THE DAY OF THE MEETING.**

A recording of the meeting will be made and will be available to the public in accordance with the Texas Open Meetings Act.

**City of Harlingen meetings are available to all persons regardless of disability. If you require special assistance, please contact the City Secretary's Office at (956) 216-5001 or write Post Office Box 2207, Harlingen, Texas 78550 at least 48 hours in advance of the meeting.**

**The Harlingen City Commission reserves the right, pursuant to the Texas Government Code Chapter 551, Subchapter D, to enter into closed executive session on any item posted on the agenda if a matter is raised that is appropriate for closed discussion.**

- 1) **Call Meeting to Order**
  - a) Invocation - Commissioner Michael Mezmar
  - b) Pledge of Allegiance
  - c) Welcome Citizens
- 2) **Conflict of Interest:**

"Under State Law, a conflict of interest exists if a commission member, or certain members of that person's family, has a qualifying financial interest in an agenda item. Members with a conflict of interest cannot participate in the discussion nor vote on the agenda item. Are there any known conflicts of interest to disclose at the time? **(City Attorney)**
- 3) **Announcements:** *With respect to items not listed elsewhere on this agenda, the City Commission may report on items of community interest, including announcing community events, announcing employee or community recognitions.*
  - a) Mayor's Announcements
  - b) City Manager's Announcements
  - c) City Commission Member Announcements
- 4) **Presentation of Awards:**
  - a) Harlingen High School South "Hawks" - Boys Tennis Team
  - b) Harlingen High School South "Hawks" - Girls Tennis Team
  - c) Harlingen High School South "Hawks" - Coach of the Year - Hector Castaneda
- 5) **Citizen Communication:** *At this time, the public is invited to address the City Commission and speak on any matter not specifically listed for public hearing elsewhere in this agenda. Please note that the City Commission members may not respond to comments or deliberate on topics addressed.*
- 6) **Approval of Minutes:**
  - a) Regular Meeting of January 10, 2024
- 7) **Consent Agenda:** *No discussion is anticipated on any of the items in this section because they are routine business, were included in the budget adoption process, or have been previously discussed as a staff report or discussion item. These items will be considered collectively by a single vote, unless a commission member requests an item be removed from the consent agenda.*
  - a) Consideration and possible action to approve a request from BCFS Health and Human Services to close the following streets for their National Child Abuse Prevention / HOPES Program, Saturday, April 6, 2024, from 10:00 a.m. to 1:00 p.m., 1702 E. Tyler Avenue. Attachment **(Police)**

Southside Intersection of South 17<sup>th</sup> Street and Tyler Avenue  
East/West alleyway, 400 Block of South 17<sup>th</sup> Street  
Northside Intersection of South 17<sup>th</sup> and Polk Street
  - b) Consideration and possible action to authorize the City Manager to submit and accept a grant application and award, and ultimately expend said funding of \$56,104.50 to the Office of the Governor- Criminal Justice Division, Bullet-Resistant Shield Grant Program, FY-2025. Attachment **(Police)**

- c) Consideration and possible action to authorize the City Manager to submit and accept a grant application, spend said funding of \$57,395.66 to the Office of the Governor – Criminal Justice Division; with a city match of \$14,34.00,, to the General Victim Assistance Program, FY-2025 to continue funding the Crime Victim Liaison Position. Attachment (**Police**)
- d) Consideration and possible action to authorize the City Manager to submit and accept a grant application, and spend said funding of \$42,276.26 to the Office of the Governor – Criminal Justice Division for the Criminal Justice Grant Program, FY-2025. Attachment (**Police**)
- e) Consideration and possible action to authorize the City Manager to submit and accept a grant application, and spend said funding of \$56,000.00 to the Office of the Governor – Homeland Security Grants Division, 2024 State Homeland Security Program – LETPA Projects (SHSP-L) to fund fourteen night vision goggles for the HPD SWAT Team. Attachment (**Police**)
- f) Consideration and possible action to authorize the City Manager to submit and accept a grant application and spend said funding of \$33,664.20 from the Office of the Governor – Criminal Justice Division, Rifle Resistant Body Armor Grant Program, FY-2025 for Police Officers Attachment (**Police**)
- g) Consideration and possible action to authorize the City Manager to enter into a supplemental agreement with the Texas Department of Transportation (TxDOT) for the installation and reimbursement of the operation and maintenance of traffic signals within a municipality. Attachment (**Public Works**)
- h) Consideration and possible action to approve an ordinance on second and final reading amending the City of Harlingen's Budget for Fiscal Year 2024. Attachment (**Finance Dept**)
- i) The Harlingen Police Department's Racial Profiling Report is presented for information and review by the City Commission and Administration. Attachment (**Police**).
- j) Consideration and possible action to approve the installation of speed humps in the following location: (***This item was requested by Commissioner Daniel L. Lopez and Commissioner Frank Morales***)
  - 1) 1118 Sunset Drive
  - 2) 800 W. Lincoln St.
- 8) **Staff Reports and Other Discussion Items:** *Items in this section are not expected to require action by the City Commission and are generally for information only. However, any item listed in this section may become an action item with the request of the Mayor, or after the request of any two Commission members, or the City Manager.*
  - a) City Manager's Reports
  - b) Staff Report
- 9) **Public Hearings:** *At this time, the Mayor will invite members of the public who have filled out the Public Hearing and the Citizen Communication Form to address each item listed in this section. Please limit your comments to the topic of that public hearing. If more than one public hearing is being held, you will be allowed to speak during each topic, provided you have filled out the Public Hearing and Citizen Communication Form for the appropriate topic. If you are signed up for two (2) or more Public Hearings, you will be limited to 5 minutes for all topics.*
  - a) Public hearing for voluntary annexation of an 18.788-acre tract of land out of Block 33, David and Stephenson Subdivision, located along the east side of Crossett Road approximately 3,260 feet north of Loop 499. Applicant: River Creek Management, LLC. (**Planning & Development**)

- b) Public hearing amending the City of Harlingen Code of Ordinances, Chapter 111, Article XIII, Section 111-62, Use Chart, establishing the boundaries of the major commercial corridors, and prohibiting the car wash use in the said major corridors due to safety. Applicant: City of Harlingen. **(Planning & Development)**
  - c) Public hearing for a Special Use Permit ("SUP") to allow a bar/lounge in a General Retail ("GR") District located at 407 West Harrison Avenue, bearing a legal description of Lots 8-9, Block 84, Harlingen Original Townsite Subdivision. Applicant: Janie Zamora. **(Planning & Development)**
- 10) **Action Items:** *City Commission will discuss, consider, and take any action deemed necessary on items listed in this section, including the adoption of a minute order, a resolution or an ordinance.*
- a) Consideration and possible action to adopt an ordinance on first reading for the voluntary annexation of an 18.788-acre tract of land out of Block 33, David and Stephenson Subdivision, located along the east side of Crossett Road approximately 3,260 feet north of Loop 499. Applicant: River Creek Management, LLC Attachment **(Planning & Development)**
  - b) Consideration and possible action to adopt an ordinance on first reading amending the City of Harlingen Code of Ordinances, Chapter 111, Article XIII, Section 111-62, Use Chart, establishing the boundaries of the major commercial corridors, and prohibiting the car wash use in the said major corridors due to safety. Applicant: City of Harlingen. Attachment **(Planning & Development)**
  - c) Consideration and possible action to adopt an ordinance on first reading for a Special Use Permit ("SUP") to allow a bar/lounge in a General Retail ("GR") District located at 407 West Harrison Avenue, bearing a legal description of Lots 8-9, Block 84, Harlingen Original Townsite Subdivision. Applicant: Janie Zamora. Attachment **(Planning & Development)**
  - d) Consideration and possible action to approve the preliminary construction plans and final plat with conditions of the proposed Central Perk Subdivision, located along the west side of Perk Lane, approximately 1,842 feet south of Garrett Road, bearing a legal description of 2.89 acres of land (3.00 acres deed) out of Block 6 Dougherty – Paillet Subdivision out of Survey 293. Applicant: Moore Land Surveying, LLC c/o Ramiro & Sylvia Resendez. Attachment **(Planning & Development)**
  - e) Consideration and possible action to approve the preliminary construction plans and final plat and a variance request with regards to the minimum lot depth for Lots 12, 38, 48, 49 and 74 and the minimum lot width for Lots 48, 49, and 74 for the proposed Trinity Heights Phase II Subdivision, located at the northeast corner of Stuart Place and Brennaman Roads, bearing a legal description of 15.99 acres of land compromised of 4.95 acres out of Block 5, 4.82 acres out of Block 7, and 6.22 acres out of Block 9 Stuart Place Resubdivision. Applicant: Moore Land Surveying, LLC c/o Zarate Home Designs, LLC. Attachment **(Planning & Development)**
  - f) Consideration and possible action to approve the preliminary construction plans and final plat with conditions of the proposed Dawn Subdivision, located at the southeast corner of Primera Road and US 77 Frontage Road, bearing a legal description of 10.13 acres of land out of Block 19, Cunninghams Subdivision. Applicant: Moore Land Surveying, LLC c/o CJE Construction. Attachment **(Planning & Development)**
  - g) Consideration and possible action on the Water and Wastewater Study submitted by Willdan and authorize the commencement of the public engagement process. Attachment **(City Manager)**
  - h) Consideration and possible action to authorize the Harlingen Health Department to add one new position for the Animal Shelter to assist with daily functions and re-home animals. Attachment **(Health Dept)**



- i) Consideration and possible action to approve an ordinance on first reading amending Chapter 38 (Solid Waste), Master Fee Schedule of the Harlingen Code of Ordinances, establishing fees for commercial trash containers, provided by the City of Harlingen as related to Chapter 38-69. Attachment (**Public Works**)
- j) Consideration and possible action to approve an Inter-local Agreement between the City of Harlingen and the Harlingen Consolidated Independent School District for the use of their athletic facilities to administer the 2024 Elevate Program and authorize City Manager to sign the Agreement. Attachment (**Parks & Recreation**)
- k) Consideration and possible action to accept and award Bid submission from 57 Concrete for the proposal of Bid No. 2024-07 Ready Mix Concrete for the Lon C. Hill Destination Park Trail Construction. Attachment (**Parks & Recreation**)
- l) Consideration and possible action to create and fund a Special Events and Media Coordinator Position for the City of Harlingen. (**City Manager**)

- 11) **Board Appointments:**  
Specifically, appointment or discussion and possible action to include appointment and/or removal of any position subject to appointment or removal by statute, ordinance, or bylaws.

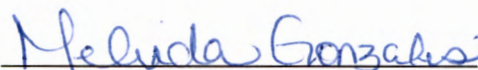
Airport  
Animal Shelter Advisory Committee (2)  
Audit Committee (Terms expire in June)  
Charter Review Committee (4)  
Civil Service Commission  
Community Development Advisory Board (1)  
Construction Board of Adjustments (4)  
Convention & Visitors Bureau  
Development Corporation of Harlingen, Inc.  
Downtown Improvement Board (1)  
Golf Course Advisory Board  
Harlingen Community Improvement Board  
Harlingen Housing Authority Board  
Harlingen Finance Corporation (6)  
Harlingen Teen and Young Adult Advisory Board (2)  
Healthy Harlingen Advisory Board  
Keep Harlingen Beautiful Board (4)  
Library Advisory Board  
Mayor Wellness Council  
Museum Advisory Board  
Parks Advisory Board  
Planning & Zoning Advisory Board  
Senior Citizens Advisory Board (1)  
Small Business Committee  
Tax Increment Finance Board (1)  
Utility Board of Trustees  
Veterans Advisory Board  
Zoning Board of Adjustment (2)

- 12) **Executive Session:** *All items listed in this section will be deliberated in a closed session. Members of the public are not generally permitted to attend a closed session. Executive Session items may be considered as an action item at the discretion of the Mayor. However, City Commission will not take any action in closed session.*

- a) Pursuant to Texas Government Code 551.07(a) to discuss the annual evaluation of the City Manager **(City Attorney)**
  - b) Pursuant to Texas Government Code 551.071 to consult with legal counsel regarding pending Collective Bargaining Agreement with Fire Union. **(City Attorney)**
- 13) **Action on Executive Session Items:** The City Commission will reconvene in open session and may take action on any item listed in the Executive Session Section of this agenda.
- a) Consideration and possible action on item 12(a) as discussed in executive session.
  - b) Consideration and possible action on item 12(b) as discussed in executive session.
- 14) **Adjournment:**

I, the undersigned authority, do hereby certify that the above Notice of the Regular Meeting of the Harlingen City Commission is a true and correct copy of said notice posted on the bulletin board at City Hall of said City of Harlingen, Texas in a place convenient and readily accessible to the general public at all times and on the City's Internet Website and said Notice was posted on **FRIDAY, MARCH 1, 2024** at or before 4:15 a.m./p.m. and remained so posted for at least 72 hours preceding the time of said meeting.

Dated this 1st day of MARCH, 2024

  
For: Amanda C. Elizondo, City Secretary