



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 on Tuesday, October 17, 2023, at 5:00 P.M. at the City Commission Chambers, located at 1001 East Elizabeth Street and via Webex Teleconference Meeting by logging on at:

<https://brownsvilletx.webex.com/brownsvilletx/j.php?MTID=m485fba9b6686c27d62b70468893ed8fd>

The following members were present:

JOHN COWEN, JR.

Mayor

COMMISSIONERS:

TINO VILLARREAL

At-Large "A"

BRYAN L. MARTINEZ

District 1

LINDA C. MACIAS

District 2

ROY DE LOS SANTOS

District 3

PEDRO CARDENAS

District 4

HELEN RAMIREZ

City Manager

ALAN GUARD

Deputy City Manager

ELIZABETH WALKER

Assistant City Manager

WILL TREVINO

City Attorney

YOLANDA G. GOMEZ

City Secretary

ABSENT:

Commissioner Rose Gowen – At-Large "B"

Felix Saucedo - Assistant City Manager/Chief of Police

CALL TO ORDER

a) ROLL CALL

A quorum being present, Yolanda G. Gomez, City Secretary, read the call to order to consider the matters as posted and filed for the record in the Office of the City Secretary on Friday, October 13, 2023.

Mayor John Cowen Jr. called the meeting to order at 5:00 p.m.

Mayor John Cowen Jr., Commissioner Tino Villarreal, Commissioner Bryan L. Martinez, Commissioner Linda C. Macias, Commissioner Roy De los Santos, and Commissioner Pedro Cardenas attended the meeting in person.

b) INVOCATION

Alicia Justilian delivered the invocation.

PLEDGE OF ALLEGIANCE TO THE FLAGS OF THE UNITED STATES OF AMERICA AND STATE OF TEXAS

The Pledge of Allegiance to the United States Flag and the Texas Flag was led by Mayor John Cowen, Jr., and the City Commission.

PROCLAMATION(S)

Rio Grande Valley (RGV) Fishing Area and Waterway Cleanups (Commissioner L. C. Macias / Mayor J. Cowen, Jr.)

The proclamation was read and presented by Commissioner Linda C. Macias.

Breast Cancer Awareness Month (Commissioner B. L. Martinez / Commissioner T. Villarreal)

The proclamation was read and presented by Commissioner Bryan L. Martinez.

PUBLIC COMMENT PERIOD

Yolanda Speece expressed concern regarding the City of Brownsville Police Department.

Amanda Lucio, Rene Hinojosa, and Caty Presas-Garcia were not present but did register their opinions on the public comment form.

WORK SESSION(S)

As a governmental body, the City Commission will not vote or take any formal action on any items discussed in the work session portion of the agenda.

1) Cultural and Tourism Grant Funding Round 3 - American Rescue Plan Act (Grants & Community Development Department)

Olga Moya, Grant Manager, provided a brief update of the Cultural and Tourism Grant Funding Round 3. Ms. Moya noted that the City of Brownsville received \$65.3 million in American Rescue Plan Act (ARPA) funding to combat the ongoing impacts of COVID-19 in the community.

Commissioner Roy De los Santos suggested that the department update the information on the website. He and Commissioner Pedro Cardenas recommended lowering the annual income criteria from \$3 million to \$1 million to expand eligibility for truly small businesses; additionally, they recommended prioritizing those entities that have not received prior assistance.

Mayor John Cowen Jr. requests staff to verify that all applicants have a legitimate business that is being used for the grant funds and that they are all using it for their respective businesses.

PRESENTATION(S)

City Manager's Update - Introducing Alan Guard, Deputy City Manager, and Report on International City/County Management Association (ICMA), Texas Municipal League (TML), and YTexas Event.

Helen Ramirez, City Manager, introduced Alan Guard as the new Deputy City Manager. Ms. Ramirez further informed the Commission of her participation in the 2023 International City/County Management Association (ICMA) Annual Conference in Austin, Texas, and joined other cities/counties including El Paso and Calexico, CA. Furthermore, Ms. Ramirez noted that Mayor John Cowen, Jr., Commissioner De los Santos, and Commissioner Martinez have been active participants of the Texas Municipal League (TML).

CONSENT AGENDA ITEM(S)

Upon motion by Commissioner Roy De los Santos seconded by Commissioner Linda C. Macias and carried unanimously, Consent Agenda Items 1 through 6 were approved.

1) Approval of the Minutes:

a. Minutes of October 03, 2023, City Commission Regular Meeting

- 2) Consideration and **ACTION** for the purchase and delivery of one (1) John Deere 5105M Utility Tractor and (1) John Deere FC15M Flex Wing from Deere & Company Tellus Equipment Solutions of Brownsville, Texas, through BuyBoard #706-23 in the amount of \$107,553.28, as budgeted. (Parks and Recreation Department)
- 3) Consideration and **ACTION** to approve **Resolution Number 2023-119** for the agreement between the Texas Department of Transportation (TxDOT) and the City of Brownsville to authorize the street closure(s) for the Southmost Veteran's Day Parade. (Multimodal Transportation Department)
- 4) Consideration and **ACTION** to execute a license agreement between the City of Brownsville and Penco RGV Enterprises, LLC., to allow a portion of a parking area to encroach within City property in exchange for construction of a 10' concrete bike trail. (Engineering and Public Works Department)
- 5) Consideration and **ACTION** to purchase two MTS Power Loads from Stryker Medical in the amount of \$92,793.02 as budgeted. (Fire Department)
- 6) Consideration and **ACTION** to adopt **Resolution Number 2023-123** denying Texas Gas Service Company, A Division of One Gas, Inc. ("Company"), statement of intent to increase rates filing; authorizing the hiring of Lloyd Gosselink Rochelle & Townsend; and requiring Company to reimburse the City's reasonable rate case expenses. (City Attorney's Office/City Manager's Office)

PUBLIC HEARING(S)

- 1) **Public Hearing and ACTION on 2023 Brownsville Roadway Capital Recovery Fee and signed recommendation letter from the Capital Improvement Advisory Committee (CIAC) on specifications regarding Land Use Assumptions, Capital Improvement plans for roads and calculated cost per service area, and maximum collection rate per service unit. (Multimodal Transportation Department)**

Eddie Haas, Consultant with Freese and Nichols Inc., noted that the Capital Improvement Advisory Committee (CIAC) signed a recommendation letter emphasizing the importance of community involvement and expert advice in decision-making, covering key aspects like Land Use Assumptions, Capital Improvement plans, cost estimates for various service areas, and maximum collection rates per service unit. Multimodal Transportation Staff recommends leaving the public hearing open until January 16, 2024, with the intent of providing more community engagement and transparency with the public. Commissioner Roy De los Santos encouraged the department to establish a way for the City to receive comments at any time from the citizens.

Mayor John Cowen, Jr., noted that he would like to see more options than just 25% on the collection rate and the impact that would have on the forecasting. Commissioner Pedro Cardenas strongly recommended creating a task force for this project that includes both developers and citizens. Commissioner Roy De los Santos would like to assert affordable housing through this plan.

Ramiro Martinez, Board President of Realtors, and Dennis Sanchez on behalf of developers, expressed concern about the proposed fee and its impact on potential development.

Commissioner Roy De los Santos moved to leave the Public Hearing open until January 16, 2024. The motion was seconded by Commissioner Bryan L. Martinez and carried unanimously.

Upon motion by Commissioner Roy De los Santos, seconded by Commissioner Pedro Cardenas, discussion was reopened.

In response to Commissioner Roy De los Santos, Helen Ramirez, City Manager, noted that since there is already an advisory committee, she would like to see first the work that they have done and how they can improve citizen engagement before creating another committee.

Mayor John Cowen, Jr., noted that the community has various groups very organized, and the city needs to meet with them to listen to their concerns.

Reba Cardenas McNair requested an invitation list to inform interested parties about the meetings. Diana Villareal from Nexus Real Estate requested that the City Commission appoint members who are familiar with the subject.

Commissioner Bryan L. Martinez encouraged the developers and realtors to register their comments on the website in a way that can be kept on the record.

Commissioner Roy de los Santos noted for the record that he would like to have the record of all comments delivered to the city in any format presented.

Commissioner Roy De los Santos moved to leave the Public Hearing open until January 16, 2024. The motion was seconded by Commissioner Linda C. Macias and carried unanimously.

2) Public Hearing and ACTION on FIRST READING on Ordinance Number 235-2023-026, to rezone from Residential Transition (R-3) to Commercial Corridor (CC) to allow a commercial plaza for 0.7487 acres of Lot 3, Block 1, Diamond Point II Subdivision, Cameron County, Texas, located at 3201 West Alton Gloor Boulevard, Brownsville, Texas 78526, as shown in Exhibit "A". (District 4) (Planning & Redevelopment Department)

Martin Vega, Planning & Redevelopment Assistant Director noted that the property owner proposed rezoning from Residential Transition (R-3) to Commercial Corridor (CC) for the purpose of establishing a commercial plaza. Mr. Vega further noted that the proposed use will share a boundary with four properties of single-family homes. Based upon the analysis and observations presented, staff recommend denial of the zoning request.

Syed Q. Jalil, property owner noted that the plaza buildings would be created for office purposes.

Protasio Guerra noted that the particular way the property is shaped makes it difficult for the owner to change the regulations of 40' setback, 6' masonry wall, and maximum structure height of 20' but they are willing to work on them.

Roberto Ruiz, adjacent property owner, expressed his concerns related to the generated traffic, maintaining the residential character of the area, and flood mitigation.

In response to Commissioner Roy De los Santos, Rick Vasquez, Planning & Redevelopment Director, noted staff find that the proposed zoning designation and use would not be appropriate for the area due to the intersection of different land uses. For that reason, staff would recommend table the item so that way they can redesign and create a planned development approach.

Commissioner Roy De los Santos noted that he understood that there are different residential areas but at the same time it's in the Alton Gloor area where they expect some commercial development. Commissioner De los Santos appreciated that staff would like to table the item to look for a better solution.

Upon motion by Commissioner Roy De los Santos, seconded by Commissioner Linda C. Macias and carried unanimously, Ordinance Number 235-2023-026 was tabled.

Commissioner Roy De los Santos moved to leave the Public Hearing open until November 14, 2023. The motion was seconded by Commissioner Bryan L. Martinez and carried unanimously.

- 3) Public Hearing and ACTION on FIRST READING on Ordinance Number 235-2023-027, to rezone from Commercial Corridor (CC) to Regional Center (RC) to allow a plasma center for Lot 3, Block 1, Re-plat of Lots 1, 3 and 5, Strawberry Square Subdivision, Cameron County, Texas, located at 2921 Boca Chica Boulevard, Brownsville, Texas 78521, as shown in Exhibit "A". (District 2) (Planning & Redevelopment Department)**

Martin Vega, Planning & Redevelopment Assistant Director noted that the property owner proposed a plasma center. Staff would like to point out that based on the analysis of surrounding commercial uses and predominant zoning within proximity to the property, the proposed use is not adequate for the area nor is it in line with the City's Comprehensive Plan. It is important to note, that this same request has been previously presented and was denied by City Commission on August 3, 2021, due to opposition related to the negative impact to the character of existing businesses within the commercial plaza. Neighboring property owner(s) were present at the Planning and Zoning Commission meeting on October 5, 2023, expressing the same concerns.

Commissioner Roy De los Santos noted that he had opposed to rezoning at the previous request, but since then, he has come to understand that many people go to these locations to make additional money, and since times are difficult for everyone, his perspective on rezoning has changed.

Mark Bernard with Coastal Realty noted that the location of this plasma center was made since the location connects perfectly but also it's in a safe place.

Upon motion by Commissioner Roy De los Santos, seconded by Commissioner Bryan L. Martinez and carried unanimously, the public hearing was closed.

Commissioner Roy De los Santos moved that Ordinance Number 235-2023-027 be approved at first reading. The motion was seconded by Commissioner Bryan L. Martinez and carried unanimously.

- 4) Public Hearing and ACTION on FIRST READING on Ordinance Number 235-2023-028, to rezone from Residential Transition (R-3) to Commercial Corridor (CC) to allow a commercial plaza for 2.01 acres out of Lot 32, containing 18.34 acres, more or less, of the El Jardin Subdivision of the Brownell Tract Subdivision, Share 28, Espiritu Santo Grant, Cameron County, Texas, located on North Minnesota Avenue, Brownsville, Texas 78521, as shown in Exhibit "A". (District 2) (Planning & Redevelopment Department)**

Martin Vega, Planning & Redevelopment Assistant Director, noted that the property owner, Valley Apartments & Homes, LLC., request to rezone the subject property from a Residential Transition (R-3) to a Commercial Corridor (CC) for the purpose of establishing a commercial plaza.

Upon motion by Commissioner Linda C. Macias, seconded by Commissioner Bryan L. Martinez and carried unanimously, the public hearing was closed.

Commissioner Roy De los Santos moved that Ordinance Number 235-2023-028 be approved at first reading. The motion was seconded by Commissioner Bryan L. Martinez and carried unanimously.

Commissioner Tino Villarreal stepped away during the discussion of the agenda item and did not vote on Public Hearing #4.

- 5) Public Hearing and ACTION on FIRST READING on Ordinance Number 235-2023-029, to rezone from Residential Estate (RE) to Residential Transition (R-3) to allow a multi-family development for a 2.389-acre tract out of Lots 122, 121, and part of Boulevard Lot 120, a portion**

of abandoned Guerra Boulevard, and a portion of the Resaca de la Guerra, Brownsville Land and Improvement Company Subdivision, Cameron County, Texas, located at 221 Wild Rose Lane, Brownsville, Texas 78520, as shown in Exhibit "A". (District 4) (Planning & Redevelopment Department)

Martin Vega, Planning & Redevelopment Assistant Director, noted that the property owner proposed rezoning to allow a multi-family development.

Upon motion by Commissioner Bryan L. Martinez, seconded by Commissioner Roy De los Santos and carried unanimously, the public hearing was closed.

Commissioner Pedro Cardenas moved that Ordinance Number 235-2023-029 be approved at first reading. The motion was seconded by Commissioner Linda C. Macias and carried unanimously.

Commissioner Tino Villarreal stepped away during the discussion of the agenda item and did not vote on Public Hearing #5.

6) Public Hearing and ACTION on FIRST READING on Ordinance Number 235-2023-030, to rezone Residential Estate (RE) to Commercial Corridor (CC) to allow an administrative office for an electric business, Lot 10, Jose Almaraz Subdivision, Cameron County, Texas, located at 1420 West Alton Gloor Boulevard, Brownsville, Texas 78520, as shown in Exhibit "A". (District 4) (Planning & Redevelopment Department)

Martin Vega, Planning & Redevelopment Assistant Director, noted that the property owner proposed rezoning to allow an administrative office for an electric business. Staff finds that the requested zoning reclassification is adequate and would fit into the character of the surrounding development. There was verbal opposition at the Planning and Zoning Commission meeting on October 5, 2023. Presented concerns were related to flood mitigation.

Maria Hoekman and Roberto Ruiz noted their main concern is that the neighborhood on the back would suffer flooding due to the elevation of the new construction.

Doro Garcia, Engineering and Public Works Director, noted that he had met with residents within the area and had reached out to Brownsville Public Utilities Board to work in collaboration to find a long-term solution for the flooding.

Upon motion by Commissioner Roy De los Santos, seconded by Commissioner Bryan L. Martinez and carried unanimously, the public hearing was closed.

Commissioner Roy De los Santos moved that Ordinance Number 235-2023-030, be approved at first reading. The motion was seconded by Commissioner Bryan L. Martinez and carried unanimously.

7) Public Hearing and ACTION on FIRST READING on Ordinance Number 235-2023-031, to rezone from Agriculture (AG) to Residential Single-Family (R-1) to allow a Single-Family Development for a 21.64-acre tract, more or less, out of a 568.83-acre tract, Espiritu Santo Grant, Share 14, Cameron County, Texas, located at Summerhill Boulevard, Olmito, Texas 78575, as shown in Exhibit "A". (District 4) (Planning & Redevelopment Department)

Martin Vega, Planning & Redevelopment Assistant Director, noted that the property owner, LLC., proposed rezoning to allow a single-family residential development.

Upon motion by Commissioner Bryan L. Martinez, seconded by Commissioner Linda C. Macias and carried unanimously, the public hearing was closed.

Commissioner Pedro Cardenas moved that Ordinance Number 235-2023-031, be adopted at first reading. The motion was seconded by Commissioner Bryan L. Martinez and carried unanimously.

Commissioner Roy De los Santos stepped away during the discussion of the agenda item and did not vote on Public Hearing #5.

ITEMS FOR INDIVIDUAL CONSIDERATION(S)

1) Consideration and ACTION to approve Resolution Number 2023-121, the Cultural and Tourism Grant Fund Round 3 policy and COVID19 map (Grants & Community Development Department).

Efren Trujillo, Grants & Community Development Director, explained that the proposed resolution, if approved, will designate the COVID-19 census tract map with a 14% or higher infection rate, qualified census tracts, and the grant policy. Also, all the recommendations made in the work session would be incorporated into the Grant qualifications.

Helen Ramirez, City Manager, suggested to Commission to postpone approving the resolution until the revisions were completed.

Upon motion by Commissioner Roy De los Santos seconded by Commissioner Bryan L. Martinez and carried unanimously, Resolution 2023-121 was tabled.

2) Consideration and ACTION on Resolution Number 2023-120, adopting procedures for review of Billboard applications. (Tabled on October 3, 2023) (Planning & Redevelopment Department)

Will Trevino, City Attorney, noted that the proposed resolution is for a six-month pilot for processing billboard applications, with a waiver for the requirement of providing 1000 hours of public service announcements. The Planning and Zoning Commission would be reviewing and recommending applications and the City Commission would give final approval. Mr. Trevino proposed that the resolution be amended from two-thirds majority to super majority.

Upon motion by Commissioner Bryan L. Martinez, seconded by Commissioner Roy De los Santos and carried unanimously, the agenda item was removed from the table.

Commissioner Roy De los Santos moved to approve Resolution 2023-120 with the amendment of two-thirds to majority if not approved by the Planning and Zoning Commission. The motion was seconded by Commissioner Bryan L. Martinez and carried unanimously.

3) Consideration and possible ACTION to adopt Resolution Number 2023-124 to adopt a policy requiring that no later than February 1, 2024, all boards that require financial reporting of their members under Chapter 38 be required to broadcast their meetings live and make the recordings of those meetings available to the public as quickly as the technology which is used for the live broadcast will allow. (Commissioner R. De los Santos/Commissioner B. L. Martinez)

Commissioner Roy De los Santos noted that the intention of this item is to improve the video quality of the board meetings and provide more transparency to the citizens. The resolution requires that no later than February 1, 2024, all boards that require financial reporting of their members under Chapter 38 be required to broadcast their meetings live by the same technology or by technology more advanced than that currently used by the City Commission and make the recordings of those meetings available to the public as quickly as the technology will allow.

Commissioner Roy De los Santos moved to approve Resolution Number 2023-124. The motion was seconded by Commissioner Linda C. Macias and carried unanimously.

4) Consideration and ACTION on the Ethics Advisory Commission Recommendation in Decision EAC#2022-09-02. (Ethics Advisory Commission/Office of the City Attorney)

Will Trevino, City Attorney, noted that the item as recommended to the Commission by the Ethics Advisory Commission (EAC) is to issue a letter of notification to Commissioner De los Santos, based on their review and hearing in March 2023 and conveyed to the City in July 2023.

Commissioner Roy De los Santos noted that the absence of a timeline in Chapter 38 does not excuse a lack of process either, which is one area for improvement when Chapter 38 is revised. Regarding the decision itself, Commissioner Roy De los Santos stated he recognizes there might be concerns because he is a member of the Mitte Foundation board and was involved in discussions to create an Memorandum of Understanding with that entity; secondly, the Mayor reminded him that, although Chapter 38 does not forbid it, it still appears wrong even when there was no financial gain to the Mitte Foundation and he was not acting on their behalf; third, in the interest of maintaining the community's reputation for ethics and transparency, Commissioner Roy De los Santos agrees it would be appropriate if the City Commission drafted a letter to that effect. However, he also noted there were two allegations against him yet these allegations have nothing to do with this decision and he was not afforded notice to prepare a defense.

Mr. Trevino, City Attorney, noted in reviewing the hearing that occurred back in March, there were three motions: first motion was whether or not Section 38-31, which is improper economic benefit, was met and that motion was approved to say that he did not violate Ch 38-31. The second motion with regards to Section 38-36, which is conflicting outside employment, the motion was that he did not violate and was approved with the exception of Mr. Stapleton who voted against it. The third motion with regards to Section 38-35, which is representation of private interest, the ethics commission did find that they should recommend a letter of notification to the Commissioner on that, and I believe it was based on participation with a Memorandum of Understanding (MOU) with the HOT Tax.

Mr. Trevino further noted that the Commission has the option to accept the recommendation and send out the notification letter. Or if the Commission needs more time, it can review the hearing with a copy of the video.

Commissioner Roy De los Santos noted that this is merely to inform you that you have the option of issuing a letter expressing our opinion that the participation is improper due to its unpleasant appearance, although it does not constitute a violation. Chapter 38 does not require your inclusion in your letter; however, I apprise you that the decision's finding was that participation constituted a violation. However, upon reading that section, it becomes clear that participation itself does not constitute a violation; rather, the violation occurs if I had been acting as a representative of the third party and had been compensated specifically for that representation before the body. Neither of these constituted violations, and neither could have been discovered, because the decision did not require either of those.

David Willis, Ethics Chair, noted that specific sections (38-35), titled representation of a private interest, prohibits a City Commissioner from representing another entity before City staff having responsibility for making a recommendation or take any action on behalf of that entity and in the end that was the problem that we ran into in this case. There was a series of emails that were exchanged June 3rd and June 16th and June 23rd where Commissioner De los Santos was using his City email address and was assisting staff at the City Manager's Office on the terms of this MOU; Mr. De los Santos did not vote on this MOU but the problem that the EAC found was that he was doing this with city staff outside of the open session.

Mayor John Cowen, Jr., noted that this serves as a valuable reminder to elected officials that in the event of a remote conflict or potential conflict, they should submit their concerns in writing to the city

attorney. Commissioner Bryan L. Martinez observed that this situation presents an opportunity to establish a systematic approach, as failure to adhere to procedural requirements complicates decision-making on these matters. In response Mayor John Cowen, Jr., the City Attorney stated that while the ethics ordinance does not explicitly mandate him to do so, the absence of a substantial interest means there is no conflict of interest in Commissioner De los Santos participating in this vote.

Commissioner Tino Villarreal moved that the Ethics Advisory Commission recommendation in Decision EAC#2022-09-02, be approved. The motion was seconded by Commissioner Linda C. Macias and carried with roll call vote as follows:

Ayes: Commissioner Macias, Commissioner Villarreal, Commissioner Cardenas and Mayor Cowen, Jr.

Nays: Commissioner Martinez and Commissioner De los Santos

BOARD APPOINTMENT(S)

- 1) Consideration and ACTION, if any, to approve Resolution Number 2023-104A to appoint, reappoint, and/or remove member(s) of the Transit Advisory Committee. (Multimodal Transportation Department)**

Resolution Number 2023-104-A was approved as follows:

Commissioner Roy De los Santos moved to appoint *Martha Galvan* to the Transit Advisory Committee. The motion was seconded by Commissioner Bryan L. Martinez and carried unanimously.

Commissioner Pedro Cardenas moved to appoint *Christina Villareal* to the Transit Advisory Committee. The motion was seconded by Commissioner Bryan L. Martinez and carried unanimously.

Mayor John Cowen, Jr., moved to appoint *Sandra Gomez* to the Transit Advisory Committee. The motion was seconded by Commissioner Pedro Cardenas and carried unanimously.

EXECUTIVE SESSION

Upon motion by Commissioner Roy De los Santos, seconded by Commissioner Pedro Cardenas and carried unanimously, the Executive Session convened at 8:09 p.m. to discuss the following items:

- 1) Closed session pursuant to Tex. Gov't Code Sections 551.071 (Consultation with Attorney) regarding Project Ecosystem (Office of the City Attorney)**
- 2) Closed session pursuant to Tex. Gov't Code Sections 551.071 (Consultation with Attorney) regarding policy on employee investigations (Office of the City Attorney)**
- 3) Closed session pursuant to Tex. Gov't Code Section 551.071 (Consultation with Attorney, including Contemplated or Pending Litigation and/or Settlement Offer) related to EISG v. City of Brownsville. (Office of the City Attorney)**

All items listed in Executive Session were discussed during the Executive Session, and a certified agenda was kept.

Upon conclusion of Executive Session, Mayor John Cowen, Jr., convened the Regular meeting at 9:44 pm. There was no action taken in the Executive Session.

POSSIBLE ACTION ON ANY ITEM(S) AS DISCUSSED IN EXECUTIVE SESSION

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 of the Texas Government Code.

- 1) Closed session pursuant to Tex. Gov't Code Sections 551.071 (Consultation with Attorney) regarding Project Ecosystem (Office of the City Attorney)

No action taken.

- 2) Closed session pursuant to Tex. Gov't Code Sections 551.071 (Consultation with Attorney) regarding policy on employee investigations (Office of the City Attorney)

No action taken.

- 3) Closed session pursuant to Tex. Gov't Code Section 551.071 (Consultation with Attorney, including Contemplated or Pending Litigation and/or Settlement Offer) related to EISG v. City of Brownsville. (Office of the City Attorney)

Commissioner Roy De los Santos moved to approve as discussed in executive session. The motion was seconded by Commissioner Linda C. Macias and carried as follows:

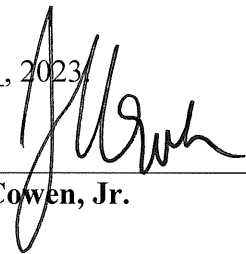
Ayes: Mayor Cowen, Jr., Commissioner Martinez, Commissioner Macias, and Commissioner De los Santos.

Nays: Commissioner Villarreal and Commissioner Cardenas.

ADJOURNMENT

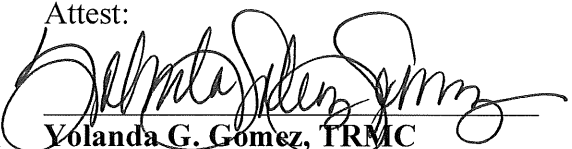
There being no further business to come before the Commission, upon duly made motion the meeting adjourned at 9:45 p.m.

Approved this 07 day of November, 2023

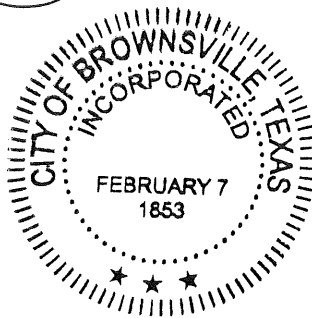


John Cowen, Jr.
Mayor

Attest:



Yolanda G. Gomez, TRMC
City Secretary



Respectfully submitted by:
Blanca E. Gonzalez, Administrative Specialist
Office of the City Secretary