



NOTICE OF A PUBLIC MEETING OF THE CITY COMMISSION OF THE CITY OF BROWNSVILLE

Pursuant to Chapter 551, Title 5 of the Texas Government Code, the Texas Open Meetings Act, notice is hereby given that the City Commission of the City of Brownsville, Texas, in accordance with Article V, Section 12, of the Charter of said City, will convene a **Regular Meeting** on **October 03, 2023**, at **5:00 p.m.**, at the **City Commission Chambers**, located on the **Second Floor** of the **Brownsville City Hall-Old Federal Building**, located at **1001 East Elizabeth Street**, Brownsville, Cameron County, Texas, 78520.

Pursuant to Section 551.127, Texas Government Code, one or more Commissioners or employees may attend this meeting remotely using videoconferencing technology. The video and audio feed of the videoconferencing equipment can be viewed and heard by the public at the address posted above as the location of the meeting.

Members of the Public, Employees, and the City Commission may join via the Webex Teleconference Meeting by logging on at:

<https://brownsvilletx.webex.com/brownsvilletx/j.php?MTID=mb65b574c6383c0f049085c46990d1c9d>

Password: commission (26664774 from video systems)

CALL TO ORDER

A) ROLL CALL

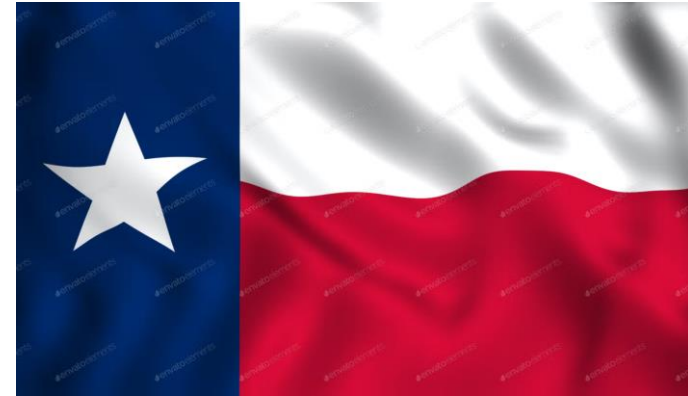
B) INVOCATION

Pledge of Allegiance to United States



I pledge allegiance to the flag
of the United States of
America and to the Republic
for which it stands, one Nation
under God, indivisible, with
liberty and justice for all.

Texas Pledge



Honor the Texas flag, I pledge
allegiance to thee, Texas, one
state under God, one and
indivisible.

PROCLAMATION(S)

Recognizing Municipal Court Week 2023

Commissioner T. Villarreal / Commissioner B. L. Martinez



PROCLAMATION

*A PROCLAMATION OF THE CITY COMMISSION
OF BROWNSVILLE, TEXAS,
RECOGNIZING THE WEEK OF NOVEMBER 6TH-10TH, 2023, AS
“MUNICIPAL COURT WEEK”*

WHEREAS, the Brownsville Municipal Court, a time-honored and vital part of local government, has been in existence since December 26, 1941; and

WHEREAS, municipal courts play a significant role in preserving public safety and promoting quality of life in Texas; and

WHEREAS, more people come in contact with municipal courts than all other Texas courts combined, and public impression of the Texas judicial system is largely dependent upon the public’s experience in municipal court; and

WHEREAS, state law authorizes a municipality to either appoint or elect a municipal judge for a term of office, the Brownsville Municipal Court is a state court, and its judges are members of the state judiciary; and

WHEREAS, the procedures for the Brownsville Municipal Court operations are set forth in the Texas Code of Criminal Procedure and other laws of the State of Texas; and

WHEREAS, the City of Brownsville is committed to the notion that our legal system is based on the principle that an independent, fair, and competent judiciary will interpret and apply the laws that govern us and that judges and court personnel should comply with the law and act in a manner that promotes public confidence in the integrity and impartiality of the judiciary; and

WHEREAS, Brownsville Municipal Judges are not policy makers for the City of Brownsville but are bound by the law and the Canons of Judicial Conduct and are required to make decisions independent of the governing body of the City Council, city officials, and employees; and

WHEREAS, the City Commission recognizes that the Constitution and laws of the State of Texas contain procedural safeguards in criminal cases for all defendants, including indigent defendants, and supports the Brownsville Municipal Court in complying with such legal requirements;

NOW THEREFORE, WE THE MEMBERS OF THE CITY COMMISSION of the City of Brownsville, Texas, by virtue of the authority vested by the Charter of said City, and on behalf of all our citizens, do hereby **RECOGNIZE THE WEEK OF NOVEMBER 6TH through NOVEMBER 10TH, 2023 as**

“MUNICIPAL COURT WEEK”

in recognition of the fair and impartial justice offered to our citizens by the Municipal Court of Brownsville, Texas.

DONE, on this, the 3RD day of October, 2023.

Recognizing Head Start Awareness Month

Mayor J. Cowen, Jr. / Commissioner B. L. Martinez



PROCLAMATION

*A PROCLAMATION OF THE CITY COMMISSION
OF BROWNSVILLE, TEXAS,
RECOGNIZING AND DESIGNATING THE
MONTH OF OCTOBER, 2023 AS
HEAD START AWARENESS MONTH*

WHEREAS, Established in 1965, Head Start is a national federally funded early childhood development program that serves children and families and whose purpose is to help children achieve their full potential; and

WHEREAS, Head Start provides comprehensive health, nutritional, educational, social services, family and community development and meaningful parent involvement; and

WHEREAS Head Start focuses on children's language development, early literacy, social skills, and giving their parents the skills and giving their parents the skills in becoming their child's first and best teacher; and

WHEREAS Head Start is committed to the development of each child and provides preventative and early intervention services to children and families regardless of their economic status; and

NOW THEREFORE, WE THE MEMBERS OF THE CITY COMMISSION of the City of Brownsville, Texas, by virtue of the authority vested by the Charter of said City, and on behalf of all our citizens, do hereby **RECOGNIZE** and **DESIGNATE** the **MONTH of OCTOBER 2023** as

“HEAD START AWARENESS MONTH”

and that the needs of children and families not only in Brownsville but in South Texas must become a top priority for future decision makers.

DONE, on this, 3rd day of October 2023

PUBLIC COMMENT PERIOD

Public Comment Period

Section 2-26. Meetings and agendas.

(f) Public *input during meetings.*

(1) *Conduct.*

- a. Conversations between or among audience members should be conducted outside the meeting room. Attendees should refrain from conversations while commission is in session.
- b. Cell phones. Attendees must refrain from the operation and use of cellular telephones, pagers, etc., or any mechanical devices that may disrupt city commission proceedings.
- c. Placards, banners, or signs are not be permitted in the commission chambers or in any other room in which the city commission conducts a meeting. Included in this prohibition are various hats, caps, visors, and t-shirts, which may represent sentiments as alluded to, regarding placards, banners and/or signs.
- d. Exhibits, displays, and visual aids used in connection with presentations to the city commission, are permitted.
- e. Only city commission members and city staff may approach the dais. If report, letter, etc., is to be presented to the commission, it should be given to the city secretary, (or staff) who will make the distribution. It is preferable that the item to be distributed be given to the city secretary prior to meeting time. A copy of the item should be made available for the city secretary's official record.
- f. All comments shall be made to the mayor and city commission as a whole, and not to individual commission members.

PRESENTATION(S)

88th Legislative Session Recap

Intergovernmental Relations/City Manager's Office



88th Legislative Session Recap
October 3, 2023



WORK DURING THE 88TH SESSION

Brownsville During Session

City of Brownsville demonstrated proactive engagement with state legislators by making regular visits to the State Capitol to discuss the city's priorities.

- 1 to 2 visits a month from January to May

Testimony in the Senate and House Committees

City Manager, Helen Ramirez, had the opportunity to testify before the Texas Legislature.

- HB 2282 (Hotel Occupancy Tax) – House Committee on Ways & Means
- HB 3447 (Space Commission) – House Committee on State Affairs

Former Mayor Trey Mendez testified in favor of:

- HB 9 (Broadband) – House Committee on State Affairs



SUCCESSES DURING THE 88TH SESSION

1 - HB 5012 (Clardy): Relating to the authority of certain municipalities to receive certain tax revenue derived from a hotel and convention center project and to pledge certain tax revenue for the payment of obligations related to the project.

- Allows for a portion, six percent (6 %), of hotel occupancy tax revenue from restaurant and retail that would normally go to the state to remain in Brownsville to help pay for obligations related to qualified hotel and entertainment projects.

2 - HB 3447 (Bonnen): Deemed the Space Consortium bill, relating to the establishment and administration of the Texas Aerospace Research and Space Economy Consortium and the Texas Space Commission.

- Creates the Texas Space Commission to promote innovation in the fields of space exploration and commercial aerospace opportunities.
- Creates the Space Exploration and Aeronautics Research Fund, along with the Texas Aerospace Research and Space Economy Consortium. Both are designed to encourage research and further opportunities regarding space exploration and space flight.

3 - HB 9 (Ashby): Relating to the development and funding of broadband and telecommunications services; making an appropriation

- Creates the Texas Broadband Infrastructure Fund to be administered by the Comptroller to support the expansion of broadband across the state and sets guidelines for the use of the fund.



88TH SESSION STATISTICS

Of the 8,046 House and Senate bills filed, only 1,246 passed, with two already being vetoed. That is a passing rate of 15%.

- Nearly 230 of these bills had a direct impact on cities
- City of Brownsville submitted 6 cards in favor of bills and 12 cards in opposition

WHAT'S NEXT?

Governor Abbott has already called two special sessions to address property tax reform and border security. We anticipate that a third session will be called in October to address school vouchers/education savings accounts/ or education tax credits.

EXPANDING THE CALL?

Governor Abbott has indicated that he may consider adding bills he vetoed during the regular session to a future special session. This could include the following bills opposed by the City of Brownsville:

Legislative Bills that may be consider for special session(s)

- SB 1998 (Bettencourt): Relating to the calculation of certain ad valorem tax rates
 - Requires that each line-item entry on the tax rate calculation forms include a hyperlink to a document that provides evidence of the accuracy of the entry.
 - Requires, for a taxing unit whose tax rate calculation is affected by this bill, that the adjustments to the value of property taxable by the unit and to the amount of taxes imposed or collected by the unit be calculated separately for each reinvestment zone in which the taxing unit participates
- SB 2035 (Bettencourt): Relating to the issuance of certain anticipation notes and certificates of obligation.
 - Prohibits the governing body of the City of Brownsville from authorizing an anticipation note to a pay a contractual obligation to be incurred if a bond proposition to authorize the issuance of bonds for the same purpose was submitted and rejected by the voters during the preceding five years.
 - Some exceptions to this include if the action is necessary to preserve or protect public health, public calamity, or complying with a federal court order or federal/state law.



THE INTERIM

During the interim, the Lieutenant Governor and the Speaker of the House will release Interim Charges, which are specific issues that legislative committees are tasked with studying to develop policies for the next legislative session.

The committees of both chambers will hold public hearings to gather information on these charges and provide an opportunity for advocates and stakeholders to contribute their insights on policy-related matters.



ALL BUILDING TOWARD THE
89TH LEGISLATIVE SESSION
JANUARY 9, 2025



THANK YOU

Louann Martinez

Martinez & Associates

Email: lmartinez@txgovaffairs.com

Phone: (512) 656-5555

After-Hours Establishments Presentation

Police Department



Presentation on After-Hours Establishments

OCTOBER 3, 2023 MEETING

After-Hours Establishments

- ▶ After-Hours business are not licensed by Texas Alcohol Beverage Commission (TABC) to sell alcohol
- ▶ Alcohol is brought in by patron
- ▶ Not subject to state laws that regulate businesses that sell alcohol
- ▶ Operating Hours 9PM – 5AM
- ▶ No current city ordinance

City of Brownsville Municode

Chapter 22

ARTICLE II. - ALCOHOLIC BEVERAGES^[2]

⋮

Footnotes:

— (2) —

State Law reference— *Alcoholic beverages, V.T.C.A., Alcoholic Beverage Code § 1.01 et seq.*

Sec. 22-31. - Levy of fees.

⋮

The city may levy and collect a fee for each permit issued for premises located within the city, and the city secretary is authorized to collect, on behalf of the city, a fee equivalent to one-half of the state fee, for two-year period, as determined by V.T.C.A., Alcoholic Beverage Code.

(Ord. No. 2021-1696, § 1, 12-14-2021)

State Law reference— Permit and license fees authorized, V.T.C.A., Alcoholic Beverage Code §§ 11.38, 61.36.

Sec. 22-32. - Licenses and permits.

⋮

The following permits (attached as Exhibit A to the ordinance from which this section is derived) have been consolidated and considered for maximum local fees.

(Code 1971, § 31-110; Ord. No. 2021-1696, § 1, 12-14-2021)

Editor's note— Exhibit A is not set out herein, but is on file with the city.

Secs. 22-33—22-60. - Reserved.

⋮

< Secs. 22-2—22-30. - Reserved.

Current After-Hours Establishments

- ▶ Currently there are three (3) establishments
- ▶ Collectively have increased Brownsville Police Department's call volume (calls for service) by 181

12-Month Call Volume (2022-2023)

- ▶ Sexual Assault – 01
- ▶ Disturbance Calls – 40
- ▶ Assaults – 18
- ▶ Fights – 06
- ▶ Officer Initiated Patrol – 44
- ▶ Subject with a Gun – 01
- ▶ Subject Down – 03
- ▶ Shots Fired – 02
- ▶ Traffic Related Accidents – 07

Proposed Ordinance Purpose

To establish an ordinance to regulate businesses not licensed by the TABC which allow patrons to bring their own alcoholic beverages onto the premises for consumption (BYOB).

The purpose of the ordinance is to provide the City of Brownsville a tool for directly addressing public safety concerns.

Rationale For Ordinance Proposal

- ▶ Loophole exists for businesses that allow alcohol consumption but are not subject to TABC regulations.
- ▶ Closes the regulatory loophole that allows businesses to operate between 2:15 a.m. and 7 a.m. Leveling the playing field with other businesses that are licensed by TABC.

Ordinance Proposal Rules for Bringing Your Own Beverages

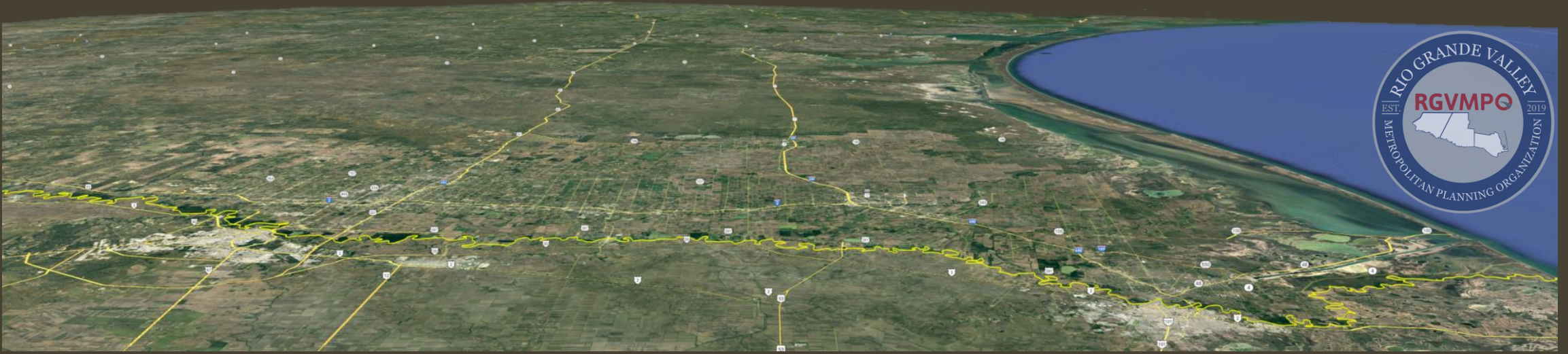
- ▶ Certificate of Occupancy
- ▶ Signage at each entrance
- ▶ There will be a minimum age restriction to enter (appropriate/legal)
- ▶ Require a City approved security plan for businesses
- ▶ Minimum of one security officer per 100 patrons
- ▶ Security video system with low light capabilities

Presentation Closing

► QUESTIONS

Update on 2024 Unified Transportation Program (UTP)

Rio Grande Valley Metropolitan Planning Organization (RGVMPO)



Google Earth

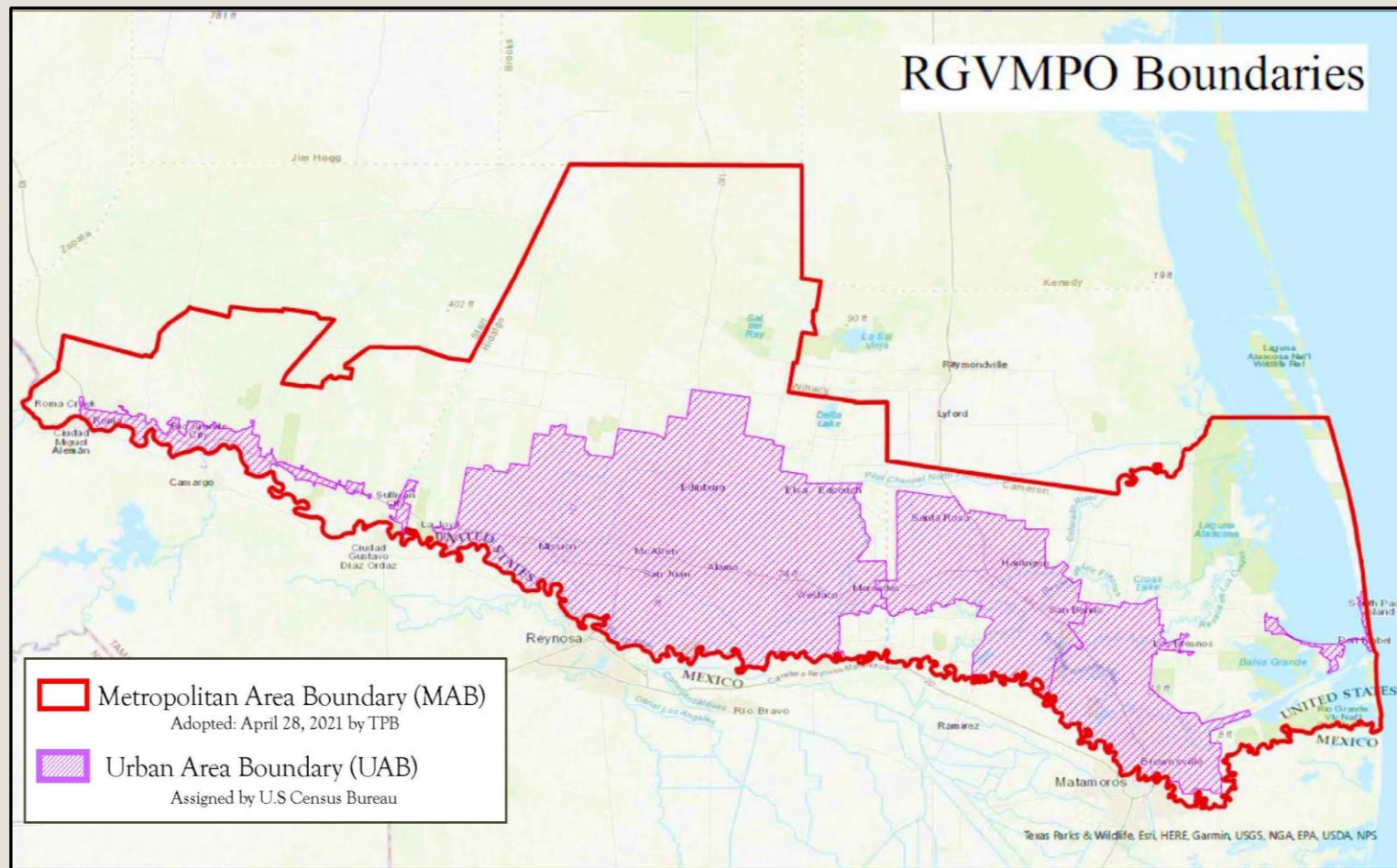
2024 Unified Transportation Program (UTP)

Update by RGVMPO Executive Director
Andrew Canon



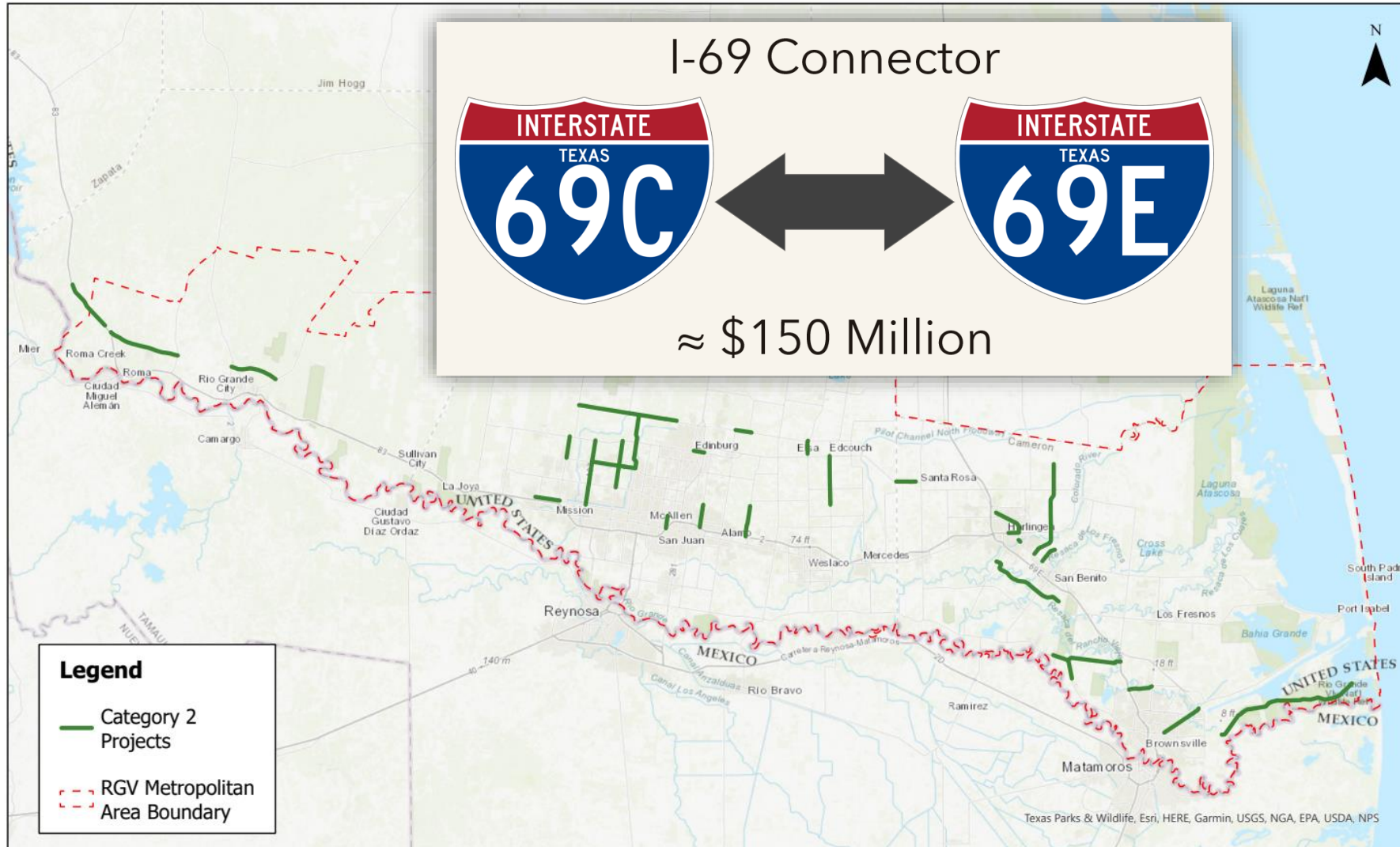
Area: 3,226 mi²
Population: 1.8 M

REGIONAL PLANNING INFRASTRUCTURE



RGVMPO Executive Director
Andrew Canon

CATEGORY 2: Metropolitan and urban area corridor projects



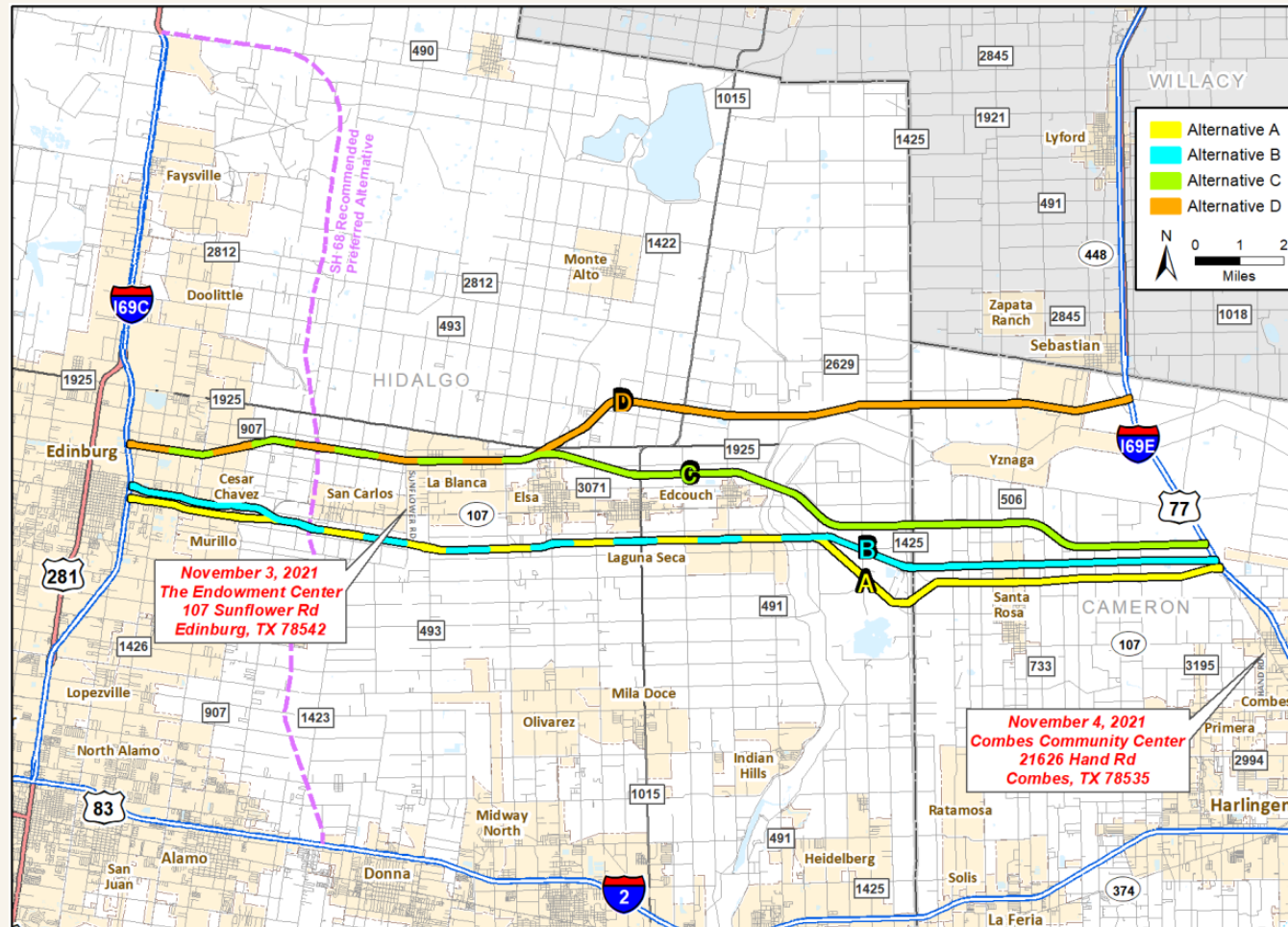
2024 UTP
allocated
\$556,633,973
in CAT 2

RGV has **36 projects**
programmed with CAT 2

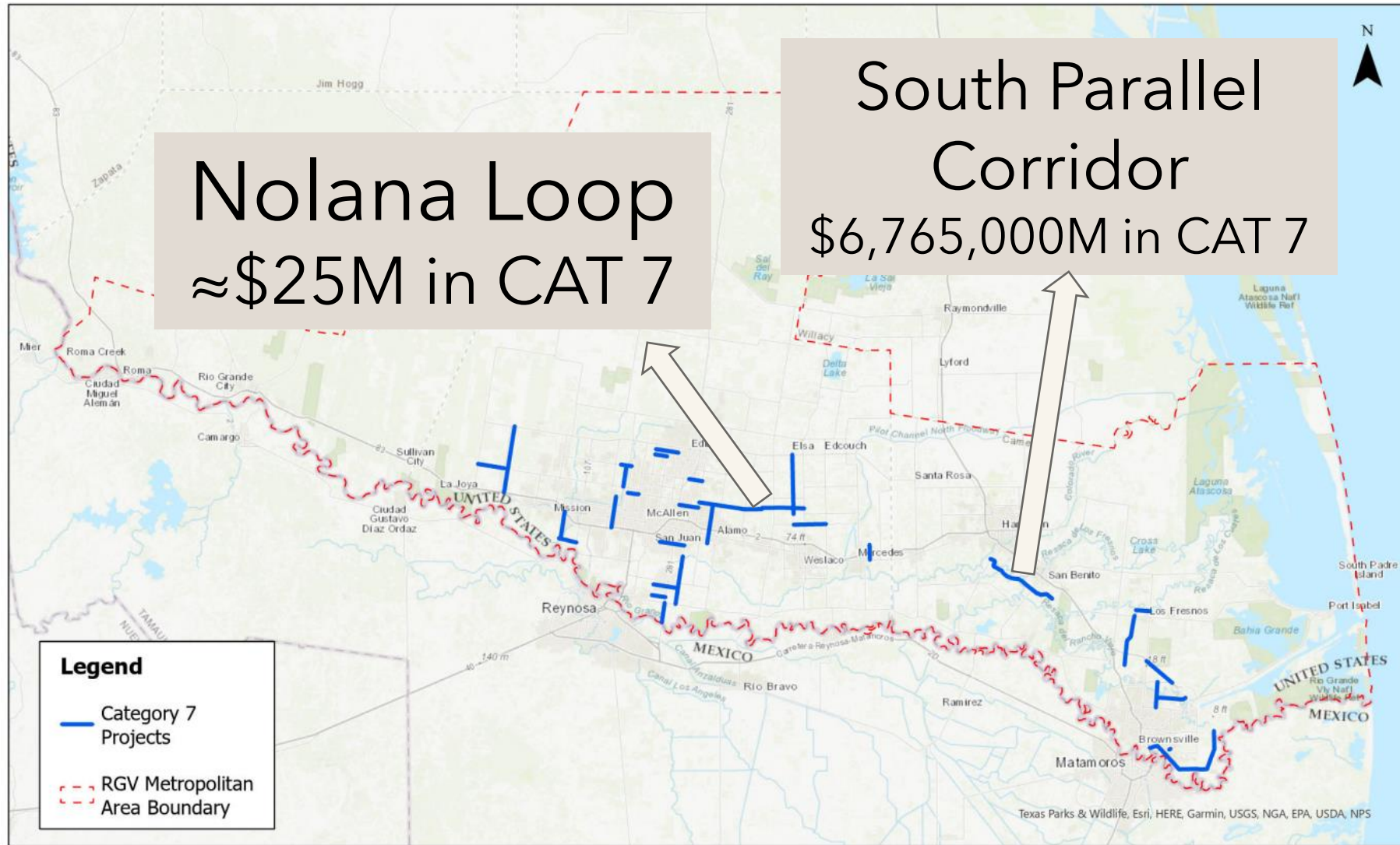


CATEGORY 2: METROPOLITAN AND URBAN AREA CORRIDOR PROJECTS

I-69 Connector



CATEGORY 7: METROPOLITAN MOBILITY AND REHABILITATION

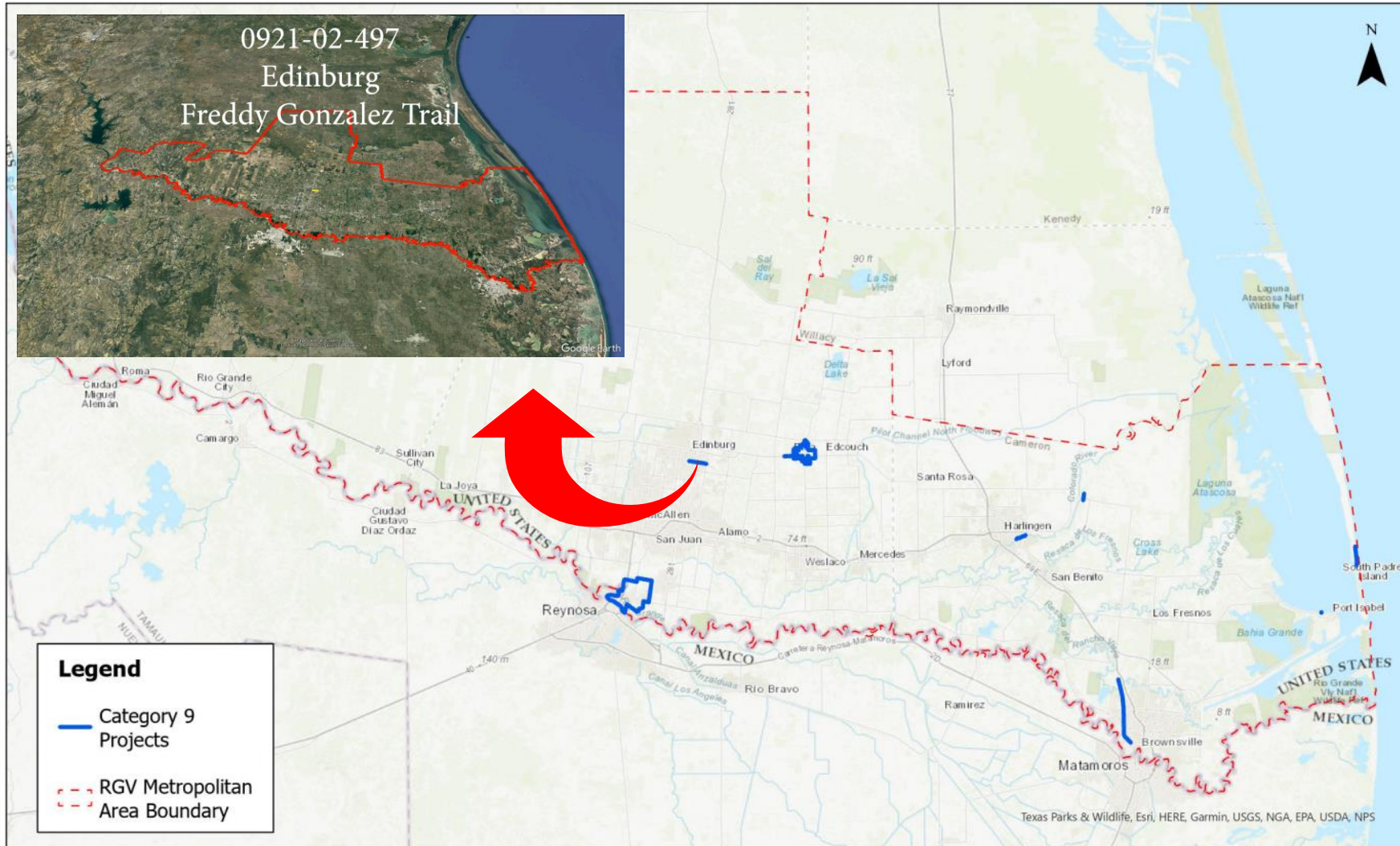


2024 UTP
allocated
\$329,465,102
in CAT 7

RGV has **52 projects**
programmed with CAT 7



CATEGORY 9: TRANSPORTATION ALTERNATIVES SET-ASIDE PROGRAM



2024 UTP
allocated
\$38,202,563
in CAT 9

RGV has 8 projects
programmed with CAT 9



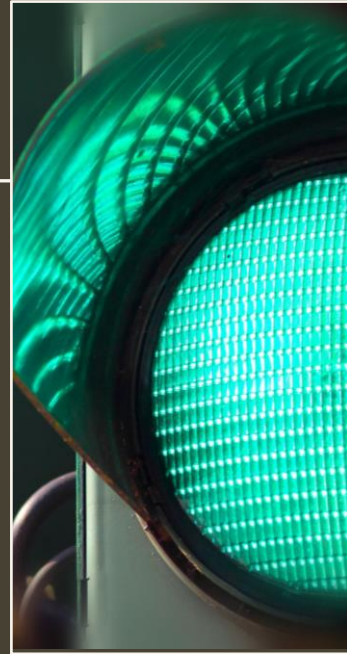
CATEGORY 10: CARBON REDUCTION PROGRAM (CRP)

PHARR BRIDGE
COMMERCIAL
VEHICLE
PARKING SITE



\$11,440,000
≈375 parking spots

REGIONAL
SIGNAL
IMPROVEMENTS



\$1,890,000
≈137 intersections

SOUTHMOST
NATURE
TRAIL



\$7,500,000
≈5 mi.

BUS PASSENGER
LOADING AREAS
AND FACILITY
IMPROVEMENTS



\$920,000



THANK YOU

ANDREW CANON

ACANON@RGVMPO.ORG

WWW.RGVMPO.ORG

CONSENT AGENDA ITEM(S):

The following are considered to be routine by the City Commission and will be approved by one motion. There will be no separate discussion of these items unless a City Commissioner so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

Consent Agenda Items

- **1) Approval of the Minutes:**
 - a) Minutes of September 19, 2023, Regular City Commission Meeting
- **2) Consideration and ACTION on Resolution Number 2023-118**, to adopt new remote, short and long-term parking rates for Brownsville South Padre Island International Airport (Airport Department)
- **3) Consideration and ACTION** for the execution of a contract with Public Consulting Group LLC for reimbursement services pertaining to the Ambulance Services Supplemental Payment program (ASSPP). #ASC-118-0823. (Fire Department)
- **4) Consideration and ACTION** for the City of Brownsville to renew the contract with the Town of Rancho Viejo to furnish Fire Services. (Fire Department)
- **5) Consideration and ACTION** to reimburse the Brownsville Public Utilities Board (BPUB) for the Wastewater Improvement Project related the Cannery Public Market Project in the amount of \$248,658.85 as budgeted. (Internal Services Department)
- **6) Consideration and ACTION** to accept FAA Grant 3-48-059-2023 for the Aircraft Rescue and Firefighting (ARFF) Vehicle Acquisition and Runway 13-31 Preservation projects in the amount of \$1,405,716. (Airport Department)
- **7) Consideration and ACTION** to award a subcontract agreement to Raba Kistner, Inc., for Environmental Information Document (EID) for the Culverts and Drainage Improvement Project at Various Locations throughout the City of Brownsville's Resacas, Brownsville, Cameron County, Texas. Funded by the Texas Water Development Board (TWDB) in the amount of \$74,842.52 (#010-24-EPW). (Engineering & Public Works Department)
- **8) Consideration and ACTION** to award a term contract for multifunction copier service to the City of Brownsville Police Department in the amount of \$34,988.64 as budgeted. (Brownsville Police Department)
- **9) APPROVAL on SECOND and FINAL READING** on Ordinance Number 235-2023-020, to rezone from Residential Transition (R-3) and Light Industrial (LI) to Commercial Corridor (CC) to allow a commercial plaza and multi-family development for Lots 2 and 3, Block 2, Dana Eight-O-Two Subdivision, Section 2, Cameron County, Texas, located at 3271 Ruben M. Torres, Brownsville, Texas 78526, as shown in Exhibit "A". (District 2) (Planning & Redevelopment Department)
- **10) APPROVAL on SECOND and FINAL READING on Ordinance Number 235-2023-021-S**, to request a Specific Use Permit to allow a freight terminal in Agricultural (AG) zoning designation for 6.8 acres out of Lot 4, Block "A", Barreda Gardens Subdivision, Cameron County, Texas, located at 554 Runnels Road, Olmito, Texas 78575, as shown in Exhibit "A". (District 4) (Planning & Redevelopment Department)
- **11) APPROVAL on SECOND and FINAL READING on Ordinance Number 235-2023-022-S**, to request a Specific Use Permit to allow a used car lot in a Traditional Neighborhood-Corridor (TN-C) zoning designation for Lots 6, 7, 22, & 23, Block 64, Harden's Addition to the City of Brownsville, Cameron County, Texas, located at 1236 South Expressway, Brownsville, Texas 78520, as shown in Exhibit "A". (District 3) (Planning & Redevelopment Department)
- **12) APPROVAL on SECOND and FINAL READING on Ordinance Number 235-2023-023**, to rezone from Agricultural (AG) to Residential Transition (R-3) and Commercial Corridor (CC) to allow a multi-family development and commercial plaza for 18.62 acres out of El Jardin Resubdivision, Lots 17 to 32, Block 116, Share 29, Espiritu Santo Grant, Cameron County, Texas, located on FM 511, Brownsville, Texas 78526, as shown in Exhibit "A". (District 3) (Planning & Redevelopment Department)
- **13) APPROVAL on SECOND and FINAL READING on Ordinance Number 235-2023-025**, to rezone from Residential Suburban (R-2) to Commercial Corridor (CC) to allow a general retail store for Lots 1, 2, & 3, Block 1, Palmetto Grove Subdivision, Cameron County, Texas, located at 7954 Southmost Road, Brownsville, Texas 78521, as shown in Exhibit "A". (District 1) (Planning & Redevelopment Department)
- **14) Consideration and ACTION to RESCIND** an award of a contract, WDI-37-0123, with Mor-Wil LLC in the amount of \$1,399,405.03 for the West Brownsville Drainage Improvement Projects. (Engineering & Public Works)
- **15) Consideration and ACTION** to approve a cooperative purchase from SHI Government Solutions, Inc. to strengthen our Cyber Defense with CrowdStrike for three years in the amount of Year 1: \$288,453.50; Year 2: \$266,151.90; Year 3: \$266,151.90, #702-241-776, as budgeted. (Enterprise Applications Department)

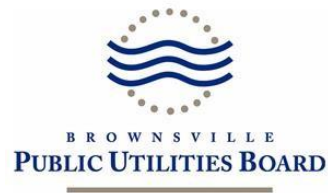
PUBLIC HEARING(S)

PUBLIC HEARING #1

Public Hearing and **ACTION** on **Ordinance Number 2023-1582-A**, supplementing and amending Ordinance Number 2013-1582 relating to the issuance of the City of Brownsville, Texas Utilities System Commercial Paper Notes, Series A; authorizing replacement of the dealer for such notes, including execution and delivery of a dealer agreement, and approving an offering memorandum in connection therewith; and resolving other matters related thereto.

Brownsville Public Utilities Board (BPUB)

October 3, 2023



Brownsville Public Utilities Board

Commercial Paper Dealer

Request for Proposals

Effective November 21, 2023

ESTRADA • HINOJOSA
INVESTMENT BANKERS

Dallas • Austin • Chicago • Houston • Los Angeles • Miami • New York • San Antonio



Commercial Paper Overview

Tax Exempt and Taxable Commercial Paper

The City Commission initially authorized a \$100,000,000 Commercial Paper Program for BPUB in 2013.

- Proceeds of the CP Notes will be used to pay for additions, improvements, extensions and fuel costs of the utilities system.
- CP Notes are short term debt that carry short term rates.
- CP Notes will mature in not less than 4 days and not more than 270 from the date of issuance.
- Interest on the notes is calculated on the actual days the notes are outstanding.
- CP Notes are issued in the minimum denomination of \$100,000.
- CP Notes are payable as subordinate lien obligations.
- CP Notes are rated P-1 by Moody's, A-1 by S&P, and F1+ by Fitch.

Parties to the CP Program

Issuer/Borrower:

City of Brownsville, Texas Utilities System

Letter of Credit Provider:

PNC Bank, N.A. The LOC provides credit and liquidity support.

CP Dealer:

Currently CITIGROUP and will be replaced by this RFP selection.

The Dealer sells the CP Notes to prospective buyers.

Buyers:

Institutional Investors, Money Market Funds and High Net Worth Individuals.

Issuing and Paying Agent:

U.S. Bank, N.A. The Agent issues the CP Notes to the Buyers and pays the Notes upon presentation at maturity.

2022 Commercial Paper Offering Cover Page

COMMERCIAL PAPER OFFERING MEMORANDUM DATED OCTOBER [31], 2022

BOOK-ENTRY ONLY

RATINGS: Moody's: "P-1"
S&P: "A-1"
Fitch: "F1+"

On the date of this Offering Memorandum, Orrick, Herrington & Sutcliffe LLP, Houston, Texas ("Bond Counsel"), assuming compliance with certain covenants and based on certain representations, reasonably expects to deliver an opinion to the effect that the replacement of the Prior Letter of Credit (defined herein) will not adversely affect the excludability of the interest on the Tax-Exempt Notes (defined below) from the gross income of the owners thereof for federal income tax purposes under existing law. See "TAX EXEMPTION" herein for a discussion of the opinion of Bond Counsel, including the alternative minimum tax consequences for corporations.

\$100,000,000
CITY OF BROWNSVILLE, TEXAS,
UTILITIES SYSTEM

COMMERCIAL PAPER NOTES,
SERIES A (TAX-EXEMPT)

COMMERCIAL PAPER NOTES,
SERIES A (TAXABLE)

Citigroup Global Markets Inc., as commercial paper dealer (the "Dealer"), is offering for sale on behalf of the City of Brownsville, Texas (the "City") the above captioned notes. Capitalized terms used in this Offering Memorandum and not otherwise defined shall have the meanings assigned to such terms in Ordinance No. 2013-1582, adopted by the City Commission of the City on September 17, 2013, authorizing the issuance of the Notes (as defined below), Supplemental Ordinance No. 2016-1619 adopted by the City Commission of the City on September 20, 2016, Supplemental Ordinance No. 2019-1662 adopted by the City Commission of the City on September 17, 2019, Supplemental Ordinance No. 2021-1582 adopted by the City Commission of the City on April 20, 2021 and Supplemental Ordinance No. 2022-1711 adopted by the City Commission of the City on September 20, 2022 (collectively, the "Ordinance"). The Notes are authorized pursuant to Chapters 1371 and 1502, Texas Government Code, as amended. Payment of the principal of and interest on the Notes is secured by the sources described herein, including a subordinate lien on Net Revenues of the System (defined herein). See "SECURITY FOR THE NOTES."

THE NOTES ARE SPECIAL OBLIGATIONS OF THE ISSUER PAYABLE SOLELY FROM THE SOURCES IDENTIFIED HEREIN SECURING THE PAYMENT OF THE NOTES. THE NOTES DO NOT CONSTITUTE AN INDEBTEDNESS OR GENERAL OBLIGATION OF THE ISSUER AND ARE NOT PAYABLE FROM FUNDS RAISED OR TO BE RAISED BY TAXATION AND OWNERS OF THE NOTES SHALL NEVER HAVE THE RIGHT TO DEMAND PAYMENT THEREOF FROM THE LEVY OF AD VALOREM TAXES OR FROM ANY SOURCE NOT PLEDGED TO PAYMENT OF THE NOTES.

The City will enter into a Reimbursement Agreement, dated November 1, 2022 (the "Reimbursement Agreement"), with PNC Bank, National Association, (the "Bank"), pursuant to which the Bank will issue an irrevocable transferable direct-pay letter of credit (the "Letter of Credit") to provide credit support for the timely payment of the principal of and interest on the Notes at maturity. The Reimbursement Agreement and Letter of Credit replaces the previous reimbursement agreement and irrevocable transferable direct-pay letter of credit with Bank of America, N.A., dated November 1, 2019, as amended by the First Amendment to Reimbursement Agreement, dated June 15, 2021. The initial expiration date for the Letter of Credit with the Bank is November [7], 2025 subject to earlier termination and extension as provided therein. The Letter of Credit may not be terminated or suspended prior to payment of all outstanding Notes.

If for any reason the Bank fails to honor a drawing under the Letter of Credit, the City cannot provide any assurance that it or the Issuing and Paying Agent will have sufficient funds on hand and available to make such payment of principal of and/or interest on the Notes or to make such payments in a timely manner. Prospective investors in the Notes therefore should base their investment decision primarily on the credit worthiness of the Bank, rather than on that of the City.

This cover page contains certain information for quick reference only. It is not a summary of the Notes or the commercial paper note program. Investors must read the entire Offering Memorandum to obtain information essential to the making of an informed investment decision. No dealer, salesperson or other person has been authorized to give any information or to make any representation (other than the information and representations contained in this Offering Memorandum) in connection with the offering of the Notes and, if given or made, such information or representations must not be relied upon. This Offering Memorandum does not constitute an offer to sell any of the Notes to any person to whom it is unlawful to make such offer or solicitation or the solicitation of an offer to buy any of the Notes in any jurisdiction in which it is unlawful to make such offer or solicitation.

CITIGROUP
as Dealer

Draft Timetable

9/19/2023



COMMERCIAL PAPER DEALER AGREEMENT RFP TIMETABLE AS OF 9/19/23

August							September							October							November						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
			1	2	3	4	5						1	2										1	2	3	4
6	7	8	9	10	11	12	3	4	5	6	7	8	9	10	11	12	13	14				5	6	7	8	9	10
13	14	15	16	17	18	19	10	11	12	13	14	15	16	15	16	17	18	19	20	21		12	13	14	15	16	17
20	21	22	23	24	25	26	17	18	19	20	21	22	23	22	23	24	25	26	27	28		19	20	21	22	23	24
27	28	29	30	31			24	25	26	27	28	29	30	29	30	31						26	27	28	29	30	

Board Meeting City Commission Meeting Holiday

LINE REF.	DATE	DAY	TASK	RESPONSIBILITY
1	August 7, 2023	Monday	Finance committee approves the RFP committee dealer selection	BPUB, Estrada Hinojosa & Orrick
2	August 14, 2023	Monday	Board approves finance committee Dealer recommendation and authorizes GM to negotiate final agreements.	BPUB, Estrada Hinojosa & Orrick
3	3 weeks to		(1) notify Dealer	Estrada Hinojosa
			(2) negotiate/finalize 2023 Dealer Agreement	BPUB, Estrada, Hinojosa & Orrick, Dealer & Counsel,
			(3) prepare resolutions and ordinances	BPUB, Estrada Hinojosa & Orrick
			(4) begin updating 2023 Offering Memorandum	BPUB, Estrada Hinojosa & Orrick
4	September 11, 2023	Monday	Board Resolution approving Dealer Agreement	BPUB, Estrada Hinojosa & Orrick
5	October 3, 2023	Tuesday	City Commission Ordinance approving Dealer Agreement	BPUB, Estrada Hinojosa & Orrick
6	Month of October		(1) notify Paying Agent of Dealer substitution	BPUB, Estrada Hinojosa & Orrick
			(2) Issue Offering Memorandum	BPUB, Estrada Hinojosa & Orrick
7	November 21, 2023	Tuesday	Effective date of Dealer substitution	BPUB, Estrada Hinojosa & Orrick

Disclaimer

This document is intended for discussion purposes only and, in conjunction with oral presentations and further negotiations, is subject to the final terms of definitive transaction related written agreements, if appropriate, and is not a commitment to lend money, underwrite or purchase securities or commit capital, nor does it obligate this firm to enter into written agreements. Terms and conditions described herein are an indicative summary which may be amended or replaced by subsequent summaries.

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PUBLIC HEARING #2

Public Hearing and **ACTION** on **FIRST READING** on **Ordinance Number 235-2023-024**, to rezone from Agricultural (AG) to Residential Single-Family (R-1) to allow a single-family development for a 32.43-acre tract consisting of 32.41 acres out of Block 9, J.C. Bennett Subdivision; and 0.02 acres being all out of Reserve #1, Abelardo Estates Subdivision, Cameron County, Texas, located at Abrego Road, Brownsville, Texas 78520, as shown in Exhibit "A". (District 3)

Case 235-2023-024

- ▶ Request to rezone to **Residential Single-Family (R-1)**
- ▶ **Current Zoning:** Agricultural (AG)
- ▶ **Proposed Use:** Single-Family Subdivision
- ▶ Property is fronting Abrego Road

200' Buffer Map
10 mail outs/0 Written Opposition



Case No. 235-2023-024



City of Brownsville Zoning Map

Zoning Districts

-  AG - Agricultural
-  RE - Residential Estate
-  R-1 - Residential Single Family
-  R-2 - Residential Suburban
-  R-3 - Residential Transition
-  TN - Traditional Neighborhood
-  TN-MU - Traditional Neighborhood Mixed Use
-  TN-C - Traditional Neighborhood Corridor
-  DE - Downtown Edge
-  DG - Downtown General
-  DC - Downtown Core
-  CC - Corridor Commercial
-  RC - Reginal Center
-  LI - Light Industrial
-  HI - Heavy Industrial

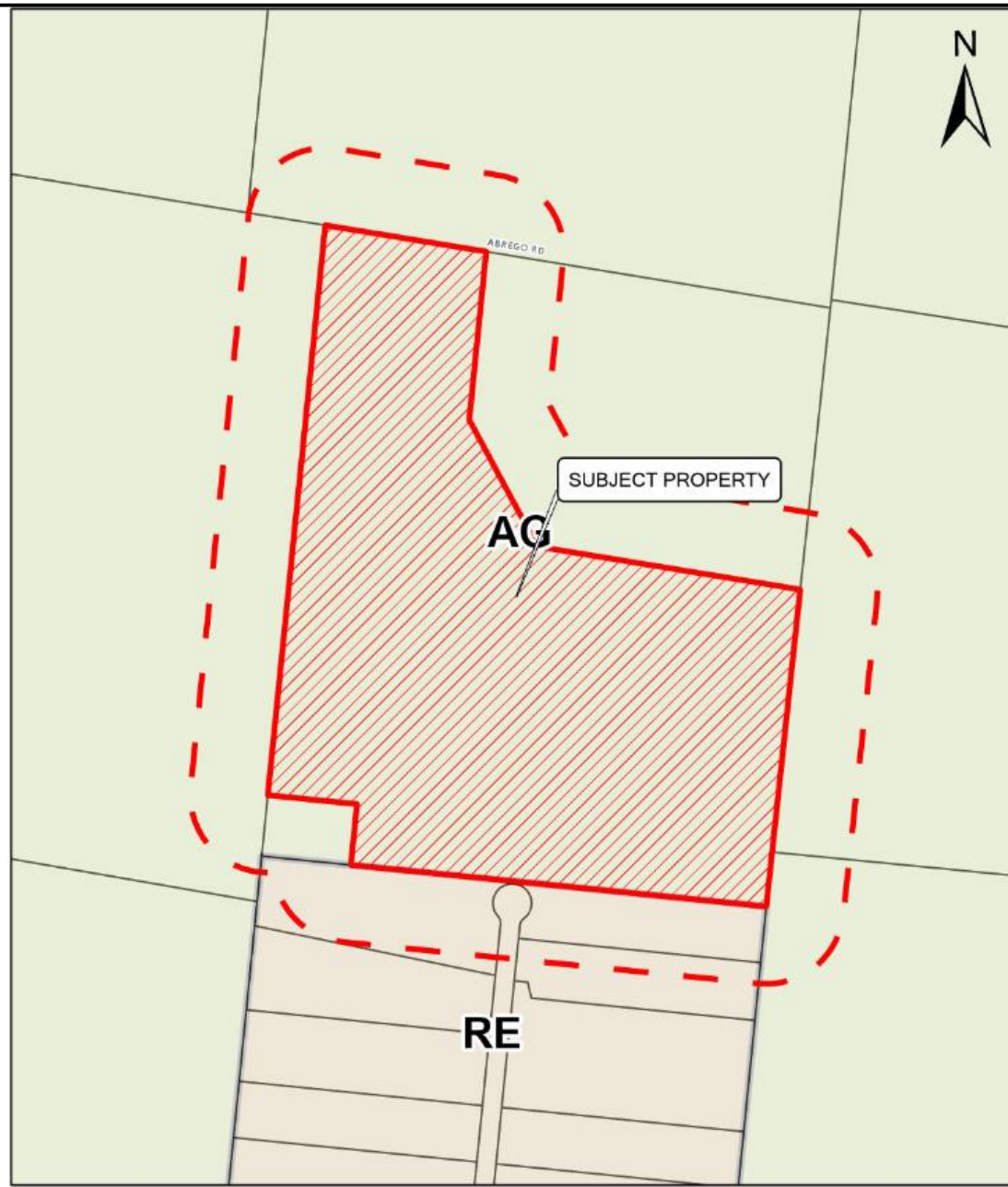
EXHIBIT "A"

Rezoning request:
Case # 235-2023-024

Current Zoning:
AG, Agriculture

Proposed Zoning:
R-1, Residential Single Family

Brownsville Electoral District #3



Planning & Zoning Commission Recommendation

- ▶ The request is **consistent** with the **Comprehensive Plan** and **Future Land Use Plan**.
- ▶ P&Z recommends **denial** to rezone from **Agricultural (AG)** to **Residential Single-Family (R-1)**.

**ITEMS FOR
INDIVIDUAL
CONSIDERATION(S)**

ACTION ITEM #1

Consideration and **ACTION** on **Resolution Number 2023-115** to adopt
BTX Mobility Plan to help guide efficient, safe, and effective
transportation for the health, safety, and welfare of the City of
Brownsville.

Multimodal Transportation

BROWNSVILLE MOBILITY PLAN

OCTOBER 3, 2023



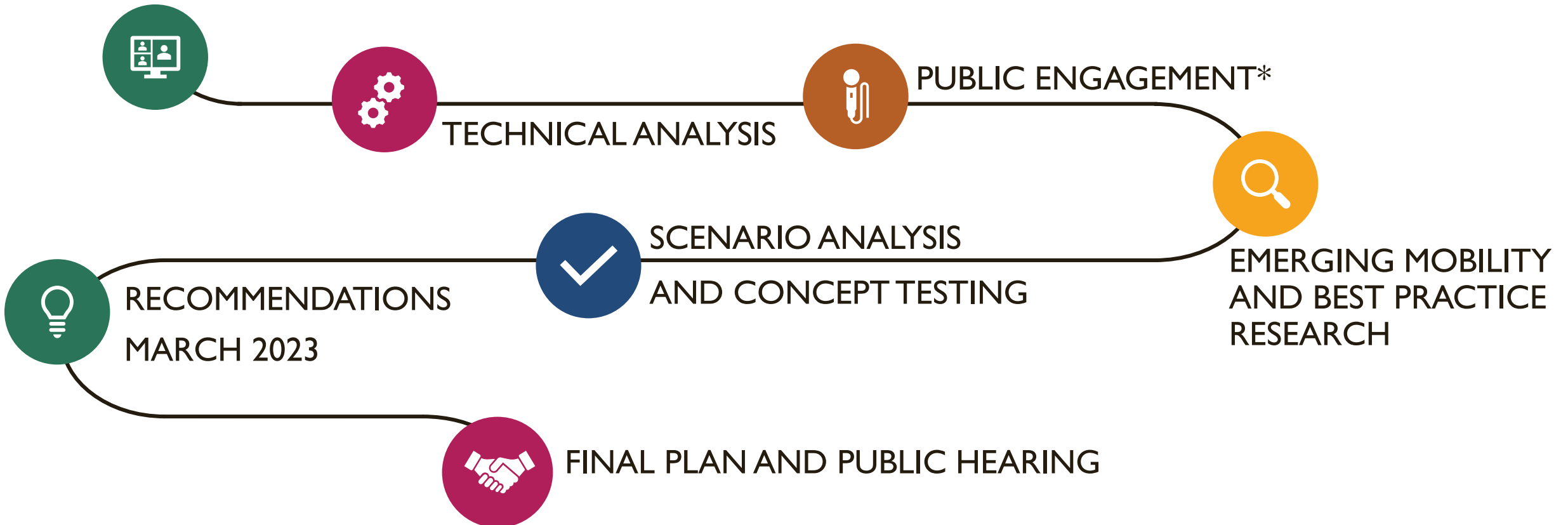
WHAT IS THE BTX MOBILITY PLAN?



A **strategic** policy guide or **framework** that outlines strategies and related actions for the provision of **safe, clean, and efficient** urban transportation; as a blueprint for all future modes of transportation, the BTX Mobility Plan includes recommendations for the development of roadways, transit systems, freight, rail, bicycle, pedestrian, and emerging mobility innovation.

PLANNING PROCESS

PROJECT KICKOFF FEB 2022



*ongoing stakeholder engagement and feedback throughout process

FINAL PLAN CHAPTERS AND RECOMMENDATIONS



Recommendations include:





POLICIES

**Refine Access
Management
Program**

**Consider
Roundabouts at
High Crash
Intersections**

**Deploy Medians and
Pedestrian Safety
Islands**

**Exceed Minimum
Intersection Sight
Distance
Requirements**

**Continue to
Implement Vision
Zero**

**Create a Multimodal
Signage and Wayfinding
System**



PROGRAMS

- **Transit Service Expansion**

- Route frequency on select routes.
- Downtown Circulator and Mobility Hub
- Microtransit Study
- High-Capacity Transit Study
- Transit Fare Restructure and Digital Fare Collection

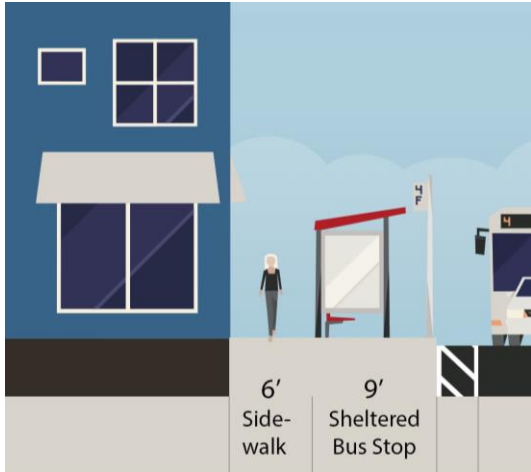
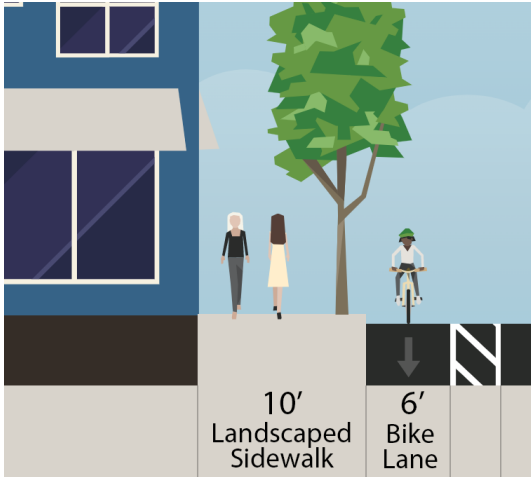
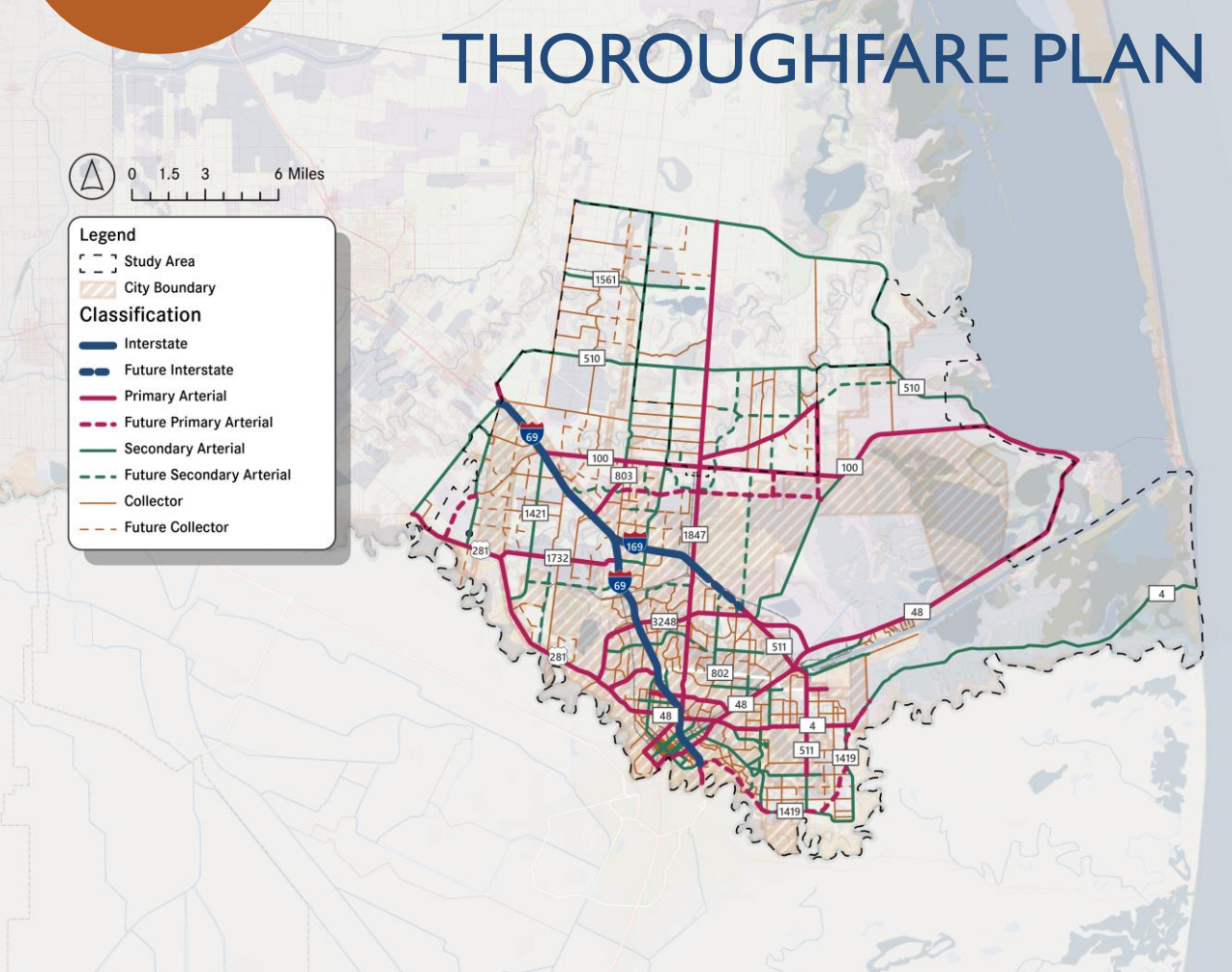
- **Smart Mobility Downtown Pilot**

- **Emerging Mobility Task Force**



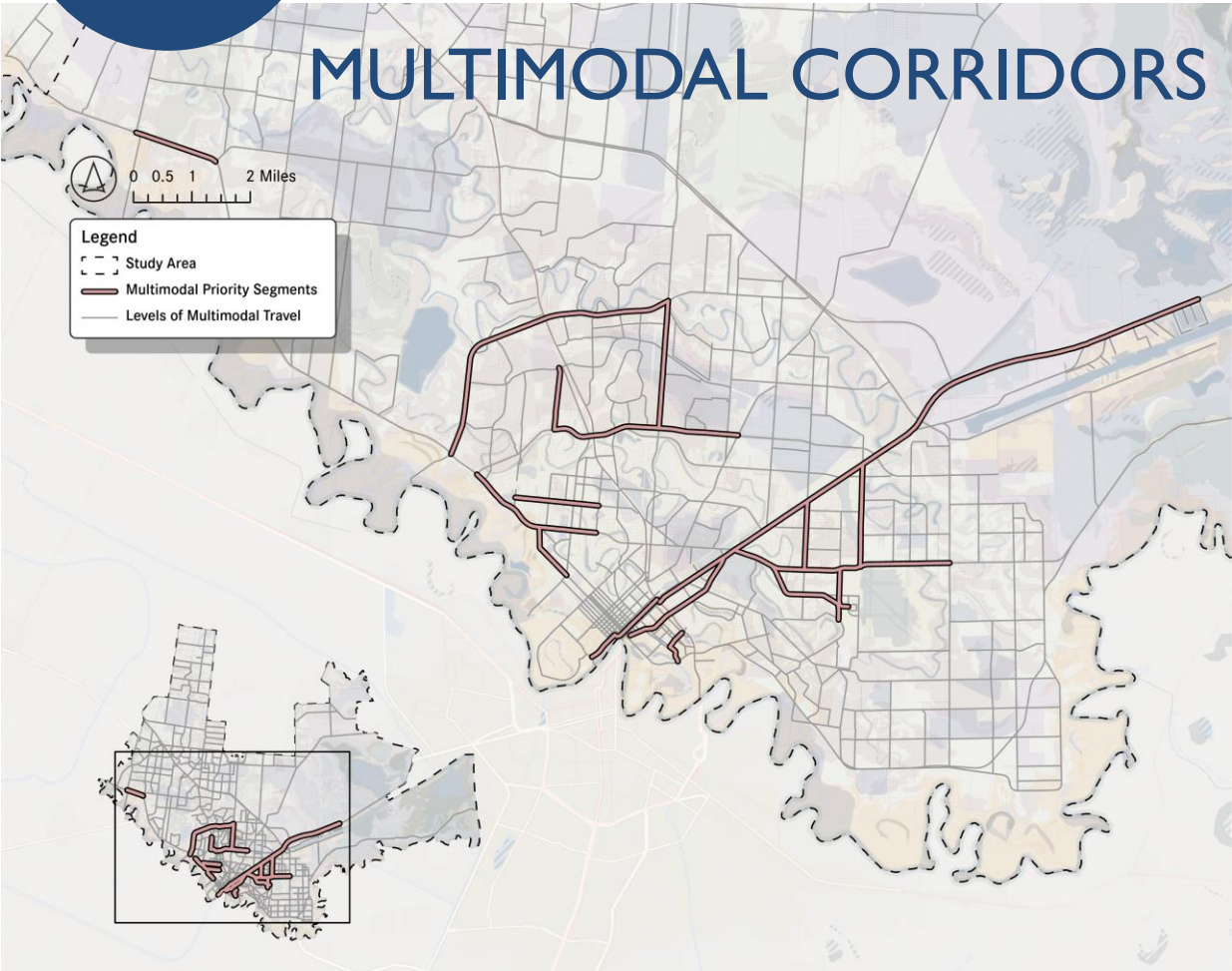


PROGRAMS





PROJECTS



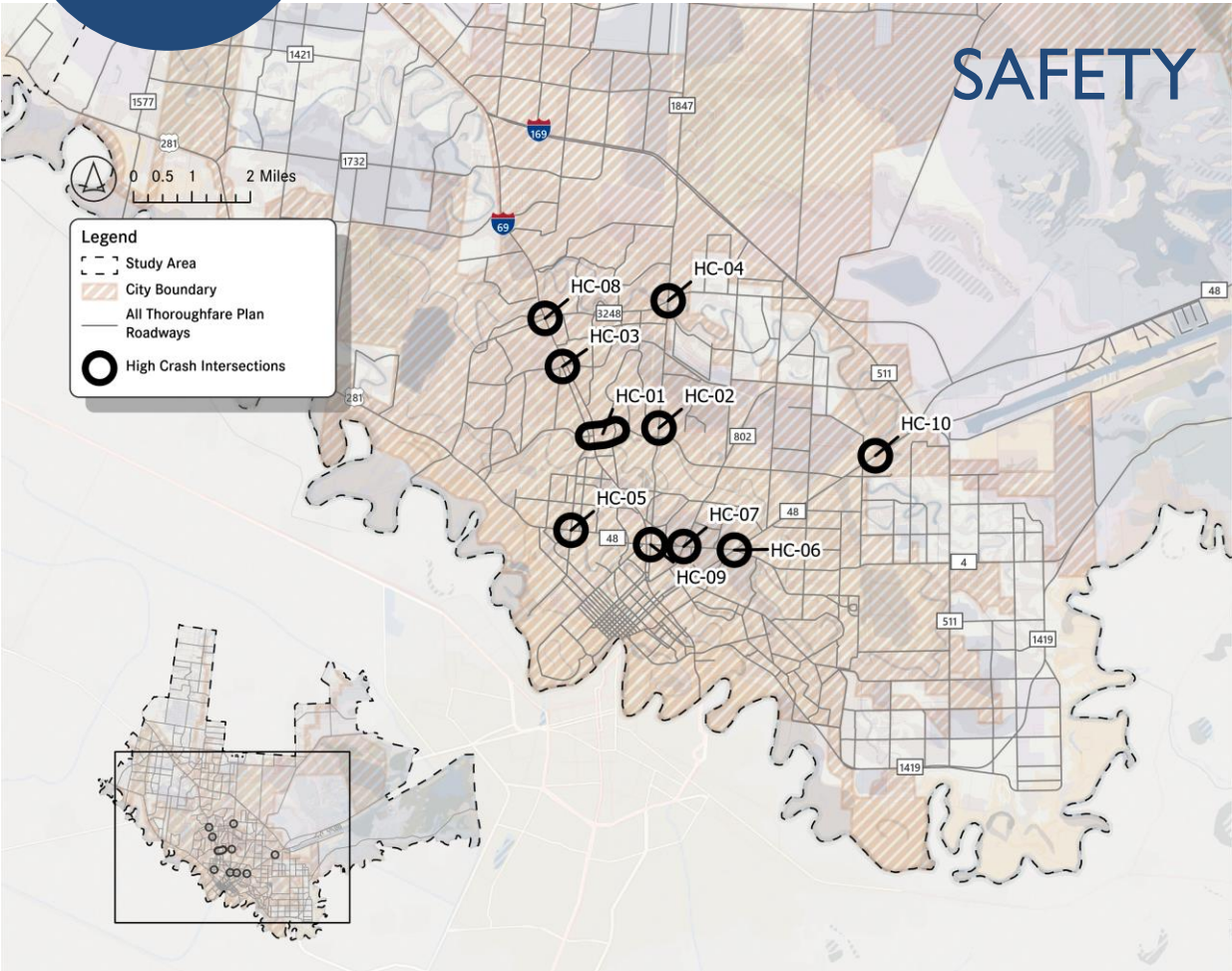
Projects with:	Count
Crosswalks	30
Transit Amenities	30
Safety	25
Landscaping and Bioswales	23
Raised Center Median	20
Sidewalks/Shared Use Paths	27
Bike lanes	10

 52 miles of sidewalks
& shared use paths

 10 new miles
of bike lanes



PROJECTS

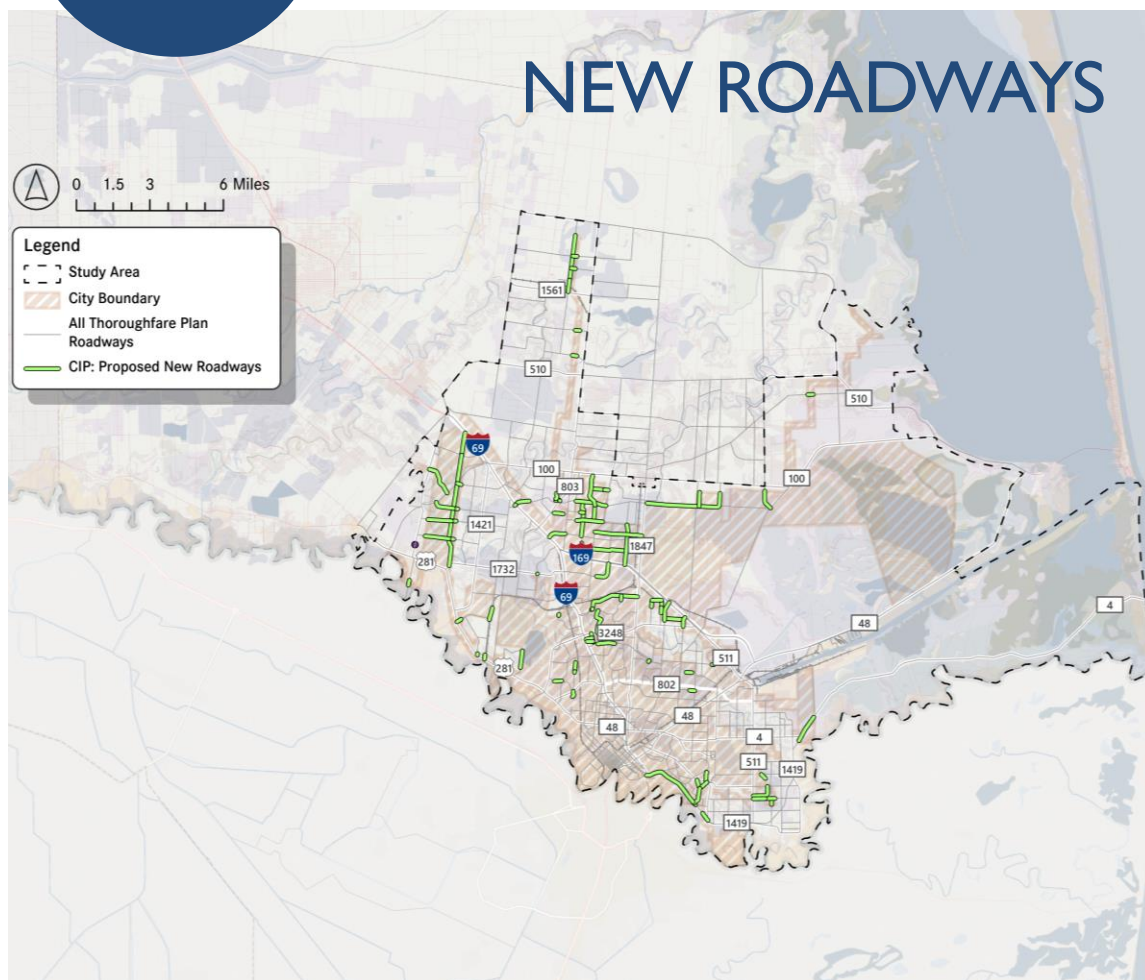


Project ID	Location
HC-01	FM 802 Corridor from Old US Hwy 77 to Jose Marti Blvd
HC-02	FM 1847 & FM 802
HC-03	Old US Hwy 77 & Morrison Rd
HC-04	FM 1847 & FM 3248
HC-05	Central Blvd & US 281 (Military Hwy)
HC-06	SH 48 & SH 4 (Boca Chica Blvd)
HC-07	SH 4 (Boca Chica Blvd)& Old Port Isabel Rd
HC-08	FM 3248 (Alton Gloor Blvd/Tejon Rd) & I 69 (US 77/83 Hwy)
HC-09	SH 4 (Boca Chica Blvd) & Paredes Ave
HC-10	SH48 & FM 802 (Ruben Torres Sr Blvd)

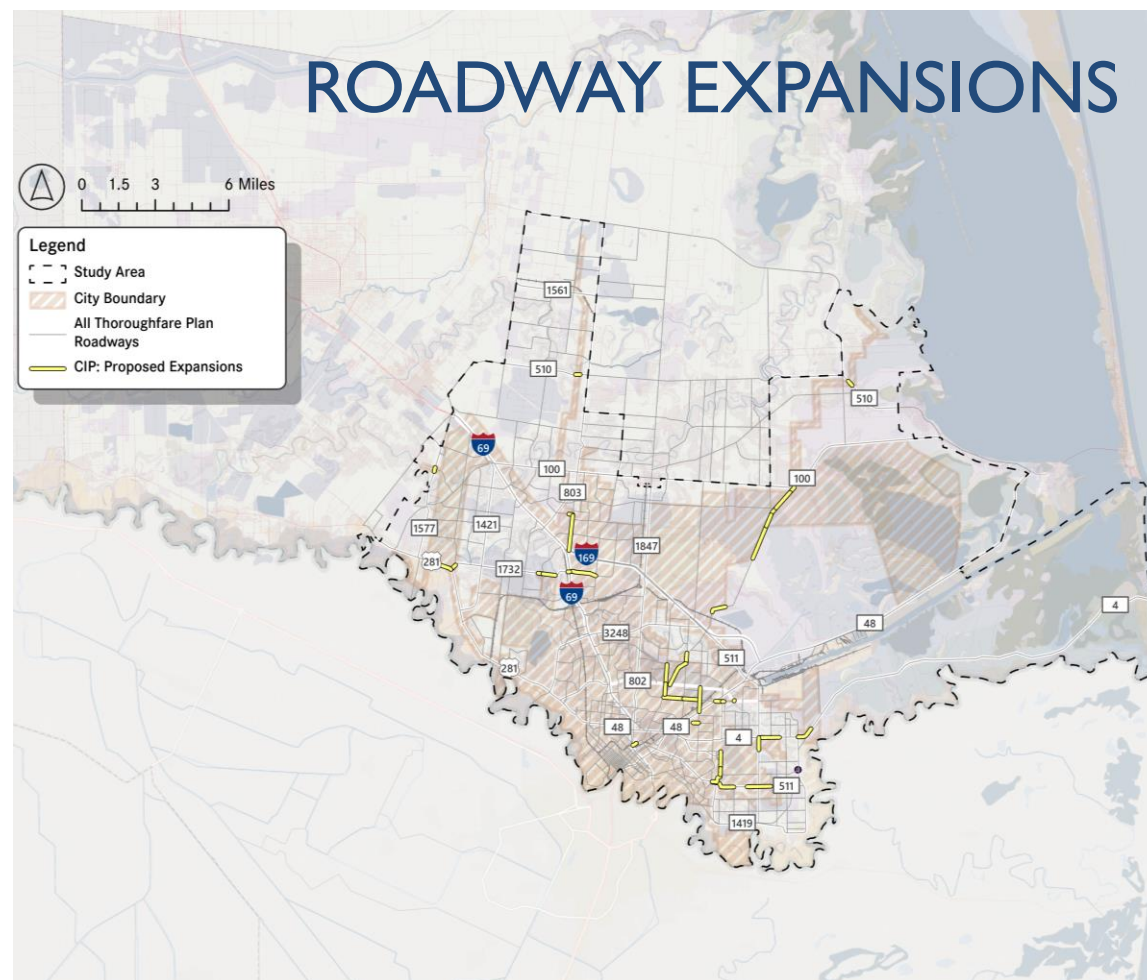


PROJECTS: CAPITAL RECOVERY

NEW ROADWAYS



ROADWAY EXPANSIONS



BTX MOBILITY PLAN



Questions?

ACTION ITEM #2

Consideration and **ACTION** on **Resolution Number 2023-120**, adopting procedures for review of Billboard applications.

Planning & Redevelopment Department/Office of the City Attorney



SIX-MONTH PILOT FOR PROCESSING BILLBOARD APPLICATIONS

Changeable Copy

- ▶ Provides waiver
 - ▶ For good and enough cause;
 - ▶ Failure to grant would result in exceptional hardship to the property owner; and
 - ▶ Will not result in additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public, or conflict with existing local laws or ordinances
- ▶ Adjudicating body
 - ▶ Planning and Zoning Commission
 - ▶ City Commission
 - ▶ Planning and Zoning Commission votes unanimously to recommend the denial of a request for a waiver, City Commission may only approve the waiver by a two-thirds (2/3rds) majority

Billboards

1. Application submitted to Planning and Redevelopment
2. Permit fee is paid
3. Director, or designee, reviews for completeness within ten (10) business days of receiving an application for a Sign Permit,
 1. If the Planning Director finds that the application is incomplete, the Planning Director will send to the applicant a notice of the specific issues or deficiencies that prevent the Planning Director from considering the application complete, with citations to applicable portions of the UDC. The application will remain pending for 45 business days.
 2. If the applicant does not submit all requested information within 45 business days of the original submittal date of the application, the application is void, and a new application and fee are required.
 3. If the Planning Director finds that the application with the supplemented documentation is now complete, the Planning Director will set the application before the Planning and Zoning Commission for a public hearing and a recommendation for approval by the City Commission

Billboards

4. Within 45 days of the application for a Sign Permit being deemed completed by the Planning Director, the Planning and Zoning Commission shall have at least one (1) public hearing to determine the required spacing.
 1. Written notice of the public hearing shall be sent to the applicant, or to the property owner's authorized representative.
 2. The notice will be mailed within not less than ten (10) days before such hearing is held.
 3. Before making its decision, the Planning and Zoning Commission must allow the applicant to present evidence in favor of the request.
 4. In making its decision, the Planning and Zoning Commission may impose any conditions necessary to secure the public interest and welfare, and to uphold the spirit and intent of the UDC.
 5. The Planning and Zoning Commission may grant, deny, or grant with conditions the Sign Permit. Findings of the reason for the decision must be submitted in writing by the Chair to the City Commission no more than 7 calendar days from the meet at which the Planning and Zoning Commission took up the application

Billboards

5. Within 45 days of the Planning and Zoning Commission hearing, the item shall be placed before the City Commission by the Planning Director.
 1. Notice of a hearing before the City Commission shall be done by written notice sent to the applicant, or to the owner's authorized representative.
 2. The notices will be mailed within not less than ten (10) days before such hearing is held.
 3. The City Commission may uphold, reverse, or modify the Planning and Zoning Commission's decision.
6. Once the City Commission has approved a Sign Permit, the applicant must erect or install the sign within 180 calendar days in accordance with the approved permit. If construction has not begun within 180 calendar days, the permit is void and a new permit application and fee is required.
7. The Planning Director may inspect the sign at any time during construction with 24-hour prior notice to the property owner on file. At least one inspection is required before the Permit can be issued.

EXECUTIVE SESSION(S)

EXECUTIVE #1

Closed session pursuant to Tex. Gov't Code Sections 551.071
(Consultation with Attorney) and 551.087 (Economic Deliberation)
regarding Project First.

Office of the City Attorney/Office of the City Manager

EXECUTIVE #2

Closed session pursuant to Tex. Gov't Code Sections 551.071
(Consultation with Attorney, including discussion of anticipated or
pending litigation) regarding the Death Star Bill (HB 2127) and ETJ
OPT-OUT BILL (SB 2038).

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

ACTION ITEM #1

Consideration and **ACTION**, if any, related to Project First.

Office of the City Attorney/Office of the City Manager

ACTION ITEM #2

Consideration and **ACTION**, if any, related to Death Star Bill (HB 2127) and ETJ OPT-OUT BILL (SB 2038).

Office of the City Attorney

ADJOURNMENT