

JOINT SPECIAL MEETING OF THE HARLINGEN CITY COMMISSION  
& HARLINGEN COMMUNITY IMPROVEMENT BOARD

January 4, 2017

A Joint Special Meeting of the Harlingen City Commission and Harlingen Community Improvement Board (4B) was held on January 4, 2017 at 4:30 p.m., City Hall, Town Hall Meeting Room, 118 E. Tyler Street, Harlingen, Texas. Those in attendance were:

Mayor and Commissioners

Mayor Chris Boswell

Mayor Pro-Tem Michael Mezmar, District 3

Richard Uribe, City Commissioner, District 1

Tudor Uhlhorn, City Commissioner, District 2

Ruben de la Rosa, City Commissioner, District 4

Victor Leal, City Commissioner, District 5

Harlingen Community Improvement Board

Jesse Robles, President

Daniel Araiza

DeLoria Davis

Daniel Villarreal

Paul Durant

Absent

John Guevara

Gina Cano-Monreal

Staff Present

Dan Serna, City Manager

Elena Garza, Assistant City Secretary

Ricardo J. Navarro, City Attorney

Mayor Chris Boswell and President Jesse Robles called the meeting to order and announced the meeting was duly posted according to State law. The following proceedings were held:

1) Approval of Minutes

a) Special Joint Meeting of Harlingen City Commission and Harlingen Community Improvement Board of July 18, 2016.

Motion was made by Mr. Araiza and seconded by Mr. Durant to approve the minutes of July 18, 2016. Motion carried unanimously.

b) September 15, 2016

Motion was made by Mr. Villarreal and seconded by Mr. Durant to approve the minutes subject to changing the word "draining" to "drainage" on Page 3, Line 33. Motion carried unanimously.

- 2) Consider and take action to approve an amendment to the Extension of the Asset Purchase Agreement approved on July 18, 2016 between the Harlingen Community Improvement Board and Interstate Holdings, LLC relating to the Baxter Building Renewal Project and authorize the Board President to sign the amendment.

Dan Serna, City Manager stated Interstate Holdings is requesting to amend the language on the Extension of the Asset Purchase Agreement to clarify that the contract remains in effect as it was originally approved. This amendment did not change the existing agreement, it only clarifies that it remains in effect. He recommended approval of the clarification amendment to the existing agreement.

Ms. Sallie Burchett, Attorney for Interstate Holdings, LLC stated they were requesting that it be clarified in the extension agreement.

Commissioner Tudor Uhlhorn asked if this was a zero material change.

Mr. Serna responded yes, and Mr. Bill Rountree, assigned attorney and Mr. Alan Ozuna, Asst. City Attorney had reviewed the amendment. The agreement would expire on June 1, 2017. Interstate Holdings has the right to request additional months with a \$10,000 dollar payment to the City if the agreement went over the expiration date of June 1, 2017. This is all contingent upon receiving the Low Income Housing Tax Credits.

Motion was made by Mr. Durant and seconded by Mr. Araiza to approve the amendment to the Extension of the Asset Purchase Agreement approved on July 18, 2016 between the Harlingen Community Improvement Board and Interstate Holdings, LLC. Motion carried unanimously.

Commissioner Uhlhorn stated the manner in which this agreement was structured only the City Commission is approving and ratifying the agreement. The Harlingen Community Improvement Board is not a party to the other contract.

Mr. Serna stated this was an agreement with the Harlingen Community Improvement Board, but the approval was in regards to extensions or sale of property on the side of the Harlingen Community Improvement Board and their action was required to be ratified by the City Commission.

- 3) Consider and ratify the action of the Harlingen Community Improvement Board approving an amendment to the Extension of the Asset Purchase Agreement approved on July 18, 2016 by the Harlingen Community Improvement Board between the Harlingen Community Improvement Board and Interstate Holdings, LLC relating to the Baxter Building Renewal Project.

Mr. Serna stated this was the same agreement as discussed in Item No. 2 and briefly reported on the status of the Baxter Project. Approval of the amendment to the Extension of the Asset Purchase Agreement was required for the submittal of the pre-application before the deadline of Monday, January 9, 2017. Once a response was received, the final application would be submitted by March 1, 2017.

Special Joint Mtg w/CC  
1/4/2017

Motion was made by Commissioner Uhlhorn and seconded by Commissioner Uribe to ratify the action of the Harlingen Community Board to approve the amendment to the Extension of the Asset Purchase Agreement approved on July 18, 2016. Motion carried unanimously.

There being no further business to discuss the meeting adjourned at 4:48 p.m.

CITY OF HARLINGEN

  
Chris Boswell, Mayor

Harlingen Community  
Improvement Board

  
Jesse Robles, President

ATTEST:

  
Elena Garza, Assistant City Secretary