

**NOTICE OF REGULAR MEETING  
MISSION CITY COUNCIL  
DECEMBER 16, 2013 4:30 P.M.  
MISSION CITY HALL**

Pursuant to V.T.C.A. Gov. Code Section 551.001 et. seq., the City Council of the City of Mission, Texas will hold a regular meeting on Monday, December 16, 2013 at 4:30 p.m. at the Mission Council Chambers, 1201 E. 8<sup>th</sup> Street, Mission, Texas to consider the following matters.

<b>Regular Meeting</b>	<b>Att.</b>	<b>Page</b>	<b>Originator</b>	<b>Status</b>
1. Call to order			Salinas	
2. Pledge Allegiance and Invocation			Salinas	
3. Tomas Tijerina - Thanksgiving Table at Renee's			Garza	
4. Presentation of 20, 25, 30 & 35 Year Service Award Recipients			Garza	
5. Proclamation – MCISD School Board Recognition Month	1		Carrillo	
6. Proclamation – LJISD School Board Recognition Month	2		Carrillo	
7. Proclamation – SISD School Board Recognition Month	3		Carrillo	
8. Report from the Greater Mission Chamber of Commerce			Myers	
9. Departmental Reports	4		Garza	
10. Citizens Participation			Salinas	

**1.0 Public Hearing**

**1.1 Planning & Zoning Recommendations**

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|--|---------|----------|
| A. Rezoning: A 1.17 acre tract of land out of Lot 28-7, West Addition to Sharyland Subd., from R-1 (Single Family Residential) to C-2 (Neighborhood Commercial), Edith Moreno<br>Adoption of Ordinance # _____ approving 1.1A  | 1.1A 25 | Tijerina |
| B. Rezoning: A 2.34 acre tract of land out of Lot A, Park Subd., from AO-I (Agricultural Open Interim) to C-3 (General Business), Martin Rodriguez<br>Adoption of Ordinance # _____ approving 1.1B   | 1.1B 31 | Tijerina |
| C. Rezoning: 4.12 acre tract of land out of Lot A, Park Subd., from AO-I (Agricultural Open Interim) to R-2 (Duplex-Fourplex Residential), Martin Rodriguez<br>Adoption of Ordinance # _____ approving 1.1C  | 1.1C 38 | Tijerina |
| D. Rezoning: A 4.60 acre tract of land out of Lot 261, John H. Shary Subd., and also out of abandoned Canal Right-of-Way, from AO-I (Agricultural Open Interim) to R-1A (Large Lot Single Family), Meza Homes, Inc.<br>Adoption of Ordinance # _____ approving 1.1D                                    | 1.1D 45 | Tijerina |
| E. Rezoning: Lots 19 & 20, Block 6, Northwest Addition, from R-3 (Multi-Family Residential) to C-2 (Neighborhood Commercial), Teofilo Aguillon<br>Adoption of Ordinance # _____ approving 1.1E   | 1.1E 57 | Tijerina |
| F. Conditional Use Permit: Texas Citrus Fiesta Carnival, 7.4 acres out of Lot 25-6, West Addition to Sharyland Subd., & Lot 1, North Star Plaza Subd., January 12, 2014 through January 27, 2014, AO-I & C-3, Texas Citrus Fiesta (c/o Berta H. Filut)<br>Adoption of Ordinance # _____ approving 1.1F | 1.1F 63 | Tijerina |

**Agenda, 12/16/13 Pg. 2**

- G. Conditional Use Permit: Texas Citrus Fiesta Fun Fair, Downtown Area, (S. Conway/La Lomita Plaza), January 25, 2014, C-3, Texas Citrus Fiesta (c/o Berta H. Filut) 1.1G 74 Tijerina  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1G
- H. Conditional Use Permit: To Place a Portable Structure for the Sale of Food - Fiesta Grocery, 208 N. Inspiration Rd., Lot 1, Madrigal Subd., C-2, Valdemar Cantu 1.1H 83 Tijerina  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1H
- I. Conditional Use Permit Renewal: To keep an 11' x 64' Portable Building for Use as a Sales Office, 1519 E. Expwy 83, Lot 4, Henry Saenz Subd., C-4, Jose H. Acosta 1.1I 91 Tijerina  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1I
- J. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – El Costeño Restaurant, 1522 E. Expwy 83, Suites 108 & 109, Lot 3, Stewart Plaza Subd., C-3, Muelle Del Pacifico, LLC 1.1J 102 Tijerina  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1J
- K. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Tacos La Silla Restaurant, 808 W. Expwy 83, Lots 5 & 6, Block 4, Erdahl Subd., C-3, Tacos La Silla, LLC 1.1K 115 Tijerina  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1K
- L. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Buda's Sushi Bar & Night Club, 1522 W. Expwy 83, Ste. 113, Lot 4, Stewart Plaza Subd., C-3, Sora, LLC 1.1L 128 Tijerina  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1L
- M. Conditional Use Permit Renewal: Drive-Thru Service Window – Pollito Grilled Chicken Restaurant, 2701 E. Griffin Parkway, Lot 14, Adams Crossing Subd., Pollito Grilled Chicken, LLC 1.1M 139 Tijerina  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1M
- N. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcohol – Pollito Grilled Chicken Restaurant, 2701 E. Griffin Parkway, Suite 14, Lot 14, Adams Crossing Subd., Pollito Grilled Chicken, LLC 1.1N 149 Tijerina  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1N
- O. Conditional Use Permit Renewal: Drive-Thru Service Window – Taqueria La Mexicana, 305 W. Griffin Parkway, Lot 1-E, Mission Park Plaza Subd., Taqueria La Mexicana, Inc. 1.1O 159 Tijerina  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1O
- P. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Taqueria La Mexicana, 305 W. Griffin Parkway, Lot 1-E, Mission Park Plaza Subd., C-3, Taqueria La Mexicana, Inc. 1.1P 169 Tijerina  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1P

## Agenda, 12/16/13 Pg. 3

- Q. Conditional Use Permit Renewal: To keep 2 Mobile Homes for Ranch & Security Purposes, 3301 N. Glasscock Rd., 6.08 acre out of Lot 291, John H. Shary Subd., AO-I, Kirk & Jeri Clark  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1Q 1.1Q 179 Tijerina
- R. Conditional Use Permit Renewal: Drive-Thru Convenience Store 1705 W. Griffin Parkway, Lot 2, Barrera Subd. & Lot 74, Las Misiones Subd., C-3, Florestella Martinez  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1R 1.1R 188 Tijerina
- S. Conditional Use Permit Renewal: To Place a Hotdog Cart, 1705 W. Griffin Parkway, Lot 2, Barrera Subd. & Lot 74, Las Misiones Subd., C-3  
Florestella Martinez,  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1S 1.1S 198 Tijerina
- T. Conditional Use Permit Renewal: Portable Building – Sale of Water, 1901 W. 3 Mile Rd., Lot 11, Block 4, Taurus Estates #9 Phase I, C-3, Gilberto Espinosa (Watermill Express)  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1T 1.1T 209 Tijerina
- U. Conditional Use Permit Renewal: Manufacturing & Re-packaging of Peanuts, Chicharrones, etc. in a C-4 Zone, 715 N. Glasscock Rd., Suite 5, Lot 5, 83 International Business Plaza, C-4, Sazon Latino  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1U 1.1U 217 Tijerina
- V. Conditional Use Permit Renewal: To Keep a Second Residence to Maximize Health Care & General Assistance to Stricken Parents, 406 W. 22<sup>nd</sup> Street, Lot D, Northside Subd. No. 2, R-1, David Garza  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1V 1.1V 228 Tijerina

### 2.0 Disposition of Minutes

- 2.1 City Council Meeting – November 25, 2013 2.1 236 Carrillo

### 3.0 Acknowledge Receipt of Minutes

- 3.1 Mission Historical Museum – July 27, 2013 3.1 248 Garza  
Zoning Board of Adjustments – September 18, 2013  
and November 13, 2013  
Speer Memorial Library Board – October 15, 2013  
Mission Economic Development Corporation  
Special Meeting – October 24, 2013  
Boys & Girls Club – November 13, 2013  
Citizens Advisory Committee – October 22, 2013

### 4.0 Approvals and Authorizations

- 4.1 Preliminary Plat Approval: Tres Picos Subd., Ph. I, A 4.10 acre tract of land out of Lot A, Park Subd., AO-I (C-3 & R-2 proposed)  
Developer: Tres Rios, LLC,  
Engineer: Nain Engineering 4.1 283 Tijerina

## Agenda, 12/16/13 Pg. 4

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|------|--|------|-----|------------|
| 4.2  | Adoption of Ordinance # _____ Amending Section 86-155(b)(2)c of the Sign Code – Changeable Copy Sign ‘Maximum Size and Height’   | 4.2  | 293 | Tijerina   |
| 4.3  | Adoption of Ordinance # _____ Amending Certain Sections of Appendix A of the Code of Ordinances regarding the Regulatory Size of Non-Living Accessory Structures within Residential Zones on Total Square Footage Area and Height<br>(City Attorney may ask City Council to go into executive session on this item under the “Consultation with Attorney” exception before considering this matter in open session)                          | 4.3  | 295 | Tijerina   |
| 4.4  | Request by St. Paul Catholic Church to construct an enclosed foyer/entryway ten inches into road right-of-way along Francisco Ave.   | 4.4  | 297 | Tijerina   |
| 4.5  | Authorization for Mayor to submit Rio Grande Valley Walk of Fame Nominee   | 4.5  | 300 | Carrillo   |
| 4.6  | Approval of Memorandum of Understanding with South Texas College in regard to the use of the Shary Municipal Golf Course   | 4.6  | 317 | Schaefer   |
| 4.7  | Award bid for the purchase of bunker sand for Shary Municipal Golf Course  | 4.7  | 320 | Schaefer   |
| 4.8  | Tax Collections Report – October, 2013   | 4.8  | 322 | Perez      |
| 4.9  | Award bid for the purchase of Pest Control Services for City of Mission Buildings  | 4.9  | 329 | Hinojosa   |
| 4.10 | Authorization to purchase Equipment via State Approved Contract for the Public Works Department  | 4.10 | 331 | R. Salinas |
| 4.11 | Authorization to Execute Second-One Year Renewal Option for Liquid Aluminum Sulfate for North and South Water Plants   | 4.11 | 345 | R. Salinas |
| 4.12 | Authorization to Execute Second-One Year Renewal Option for Copper Sulfate for North and South Water Plants  | 4.12 | 347 | R. Salinas |
| 4.13 | Approval of Change Order No. 1 for Moorefield 15” Sanitary Sewer line Project with HL Projects & Construction  | 4.13 | 349 | R. Salinas |
| 4.14 | Authorization to solicit bids for Gorman Rupp Pumps for Waste Water Treatment Plant  | 4.14 | 352 | R. Salinas |
| 4.15 | Authorizing Mayor to submit letter of support on behalf of the City of Mission to the Rio Grande Regional Water Authority (RGRWA) for a Strategic Water Management Plan  | 4.15 | 353 | Garza      |
| 4.16 | Authorization to enter into a Standard Software Maintenance Agreement with New World Systems Corporation   | 4.16 | 355 | Dominguez  |
| 4.17 | Authorization to submit the 2014 Local Border Security Program Grant application to the Texas Homeland Security State Administrative Agency (LBSP-14)  | 4.17 | 358 | Dominguez  |
| 4.18 | Board Appointments – Ambulance Board, Citizen Advisory Committee, Civil Service Commission, Mission Historic Preservation, Parks & Recreation Board, Planning & Zoning Commission, Shary Golf Course Advisory Board, Speer Memorial Library Board, Tax Increment Reinvestment Board (TIRZ), Traffic Safety Committee, Youth Advocacy Advisory Board, Zoning Board of Adjustments, Juvenile Justice and Delinquency Prevention Advisory Board | 4.18 | 368 | Carrillo   |
| 4.19 | Award bid for Commerce Drive Drainage Improvements   | 4.19 | 379 | R. Salinas |

**Agenda, 12/16/13 Pg. 5**

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|---|------|-----|----------|
| 4.20 Authorization to hire Channin Engineering for the reroofing project for Mission Public Safety Building | 4.20 | 385 | Gonzalez |
| 4.21 Authorization to solicit bids for the reroofing of the Mission Public Safety Building                  | 4.21 | 386 | Gonzalez |
| 4.22 Budget Amendments: PD – Federal Sharing Fund, Municipal Court Technology Fund                          | 4.22 | 387 | Perez    |

**5.0 Unfinished Business**

None

**6.0 Routine Matters**

- |                             |     |    |         |
|-----------------------------|-----|----|---------|
| 6.1 City Manager's Comments | 6.1 | -- | Garza   |
| 6.2 Mayor's Comments        | 6.2 | -- | Salinas |

**7.0 Executive Session pursuant to V.T.C.A. Gov. Code Sec. 551.001**

- 7.1 Consultation with Attorney Sec. 551.071
- A. Claims regarding Public Safety Building and issues incident there to
  - B. Agua Special Utility District proposed construction of a wastewater treatment plant and collection system in the City of Mission
  - C. City of Mission vs BFI Waste Services of Texas, LP, dba Republic Services of Rio Grande Valley
- 7.2 The City Council will reconvene in open session to take any actions necessary

**8.0 Adjournment**

8.0 -- Salinas

**C E R T I F I C A T E**

I, the undersigned City Secretary do certify that the above notice of meeting was posted on the bulletin board of City Hall, 1201 E. 8<sup>th</sup> Street, Mission, Texas on this the 13<sup>th</sup> day of December, 2013 at \_\_\_\_\_ p.m.

\_\_\_\_\_  
Anna Carrillo, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations for a disability must be made 48 hours prior to this meeting. Please notify the City Secretary's Office at 580-8668.

NOTICE OF REGULAR MEETING OF THE  
CITY COUNCIL OF THE CITY OF MISSION

Notice is hereby given that on the 16<sup>th</sup> day of December, 2013 the City Council of the City of Mission will hold a regular meeting at 4:30 p.m. at the Mission Council Chambers, 1201 E. 8<sup>th</sup> Street, Mission, Texas 78572. The subjects to be discussed are listed on the agenda, which is attached to and made a part of this Notice.

If, during the course of the meeting covered by this Notice, the City Council should determine that a closed or executive meeting or session of the Council is required, then such closed or executive meeting or session as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., will be held by the Council at the date, hour and place given in this Notice or as soon after the commencement of the meeting covered by this Notice as the Council may conveniently meet in such closed or executive meeting or session concerning any and all purposes permitted by the Act, including, but not limited to the following sections and purposes.

Texas Government Code Section:

551.071	Consultation with Attorney.
551.072	Deliberation regarding real property.
551.073	Deliberation regarding prospective gifts.
551.074	Personnel matters.
551.076	Deliberation regarding security devices or security audits.
551.0785	Deliberations involving medical or psychiatric records of individuals.
551.084	Investigation; exclusion of witness from hearing.
551.087	Deliberation regarding economic development negotiations
551.088	Deliberation regarding test item.

Should any final action, final decision, or final vote be required in the opinion of the City Council with regard to any matter considered in such closed or executive meeting or session, then the final action, final decision, or final vote shall be either:

- (a) in the open meeting covered by the Notice upon the reconvening of the public meeting; or
- (b) at a subsequent public meeting of the City Council upon notice thereof; as the Council shall determine.

On this the 13<sup>th</sup> day of December, 2013 this Notice was mailed to news media who had previously requested such Notice and an original copy was posted on the bulletin board at City Hall, 1201 E. 8<sup>th</sup> Street at \_\_\_\_\_ p.m. on said date.

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Anna Carrillo, City Secretary