

**NOTICE OF REGULAR MEETING  
MISSION CITY COUNCIL  
MAY 13, 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, May 13, 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. Proclamation – Elder Abuse Prevention Month	1		Carrillo	
4. Departmental Reports	2		Garza	
5. Report from the Greater Mission Chamber of Commerce			Ruszczak	
6. 100 <sup>th</sup> Birthday Presentation – Ninfa Treviño Peña			Garza	
7. Citizens Participation			Salinas	

**1.0 Public Hearing**

**1.1 Planning & Zoning Recommendations**

A. Rezoning: Lot 1, Nido De Aguila Subd., from R-1 to P, Luz Para Las Naciones Church Adoption of Ordinance # _____ approving 1.1A	1.1A	19	Tijerina	
B. Rezoning: Lot 4, Cauthen Subd., from C-1 to C-2, Jose A. Vela Adoption of Ordinance # _____ approving 1.1B	1.1B	31	Tijerina	
C. Conditional Use Permit: To keep a 5.5' x 10.6' Portable Building for the sale of snacks, 407 La Lomita St., S. 120' – W. 130' S. ½ of Block 8, Citriana Heights Subd., C-3, Erika Gonzalez Adoption of Ordinance # _____ approving 1.1C	1.1C	46	Tijerina	
D. Conditional Use Permit: Home Occupation-“Business Office”, 1807 Lauren Ln., Lot 10, Shary Palms Subd. Unit V, R-1, Nicolo Bernaldez Adoption of Ordinance # _____ approving 1.1D	1.1D	57	Tijerina	
E. Final Plat Approval: Re-Plat of Lone Star Bank Subd., Ph. II, Lots 1A & 1B, being a Re-plat of Lot 1, Lone Star Bank Subd., Ph. II, C-3, Developer: J.A. Investments Engineer: Melden & Hunt, Inc.	1.1E	73	Tijerina	

**2.0 Disposition of Minutes**

2.1 City Council Meeting – April 22, 2013	2.1	78	Carrillo	
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**3.0 Acknowledge Receipt of Minutes**

3.1 Speer Memorial Library Board – February 19, 2013 and March 19, 2013 Mission Economic Development Authority, Inc. – March 19, 2013 Mission Economic Development Corporation – March 19, 2013 Zoning Board of Adjustments – March 20, 2013 and March 27, 2013 Mission Redevelopment Authority – March 26, 2013 Mission TIRZ – March 26, 2013	3.1	94	Garza	
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## Agenda, 05/13/13 Pg. 2

Juvenile Justice and Delinquency Prevention Advisory  
Board – April 3, 2013  
Planning & Zoning Commission – April 10, 2013  
Citizens Advisory Committee – March 5, 2013, March 19, 2013  
March 26, 2013 and April 9, 2013

### 4.0 Approvals and Authorizations

- |      |  |      |     |            |
|------|--|------|-----|------------|
| 4.1  | Approval of Ordinance # _____ amending and restating Chapter 38 - Floods of the Code of Ordinances of the City of Mission, Texas   | 4.1  | 149 | Tijerina   |
| 4.2  | Request by Brito Construction to have City Council authorize Interim City Manager to Issue Building Permits for Model Homes on Lots 66, 74, 75, 85, 92, & 93 of Orchards at Shary Rd., Ph. II Subdivision (Un-Recorded)  | 4.2  | 173 | Tijerina   |
| 4.3  | Sign Code Variance request by El Divino Redentor Church to Have a - 22' Tall Sign with a Changeable Copy (LED) Sign in an R-1 Zone, at 1020 N. Los Ebanos Road, being a 2.86 acre lot of El Divino Redentor Subdivision  | 4.3  | 176 | Tijerina   |
| 4.4  | Sign Code Variance Request by McDonald's to have a 95' High Sign Instead of the Maximum Allowed 80' Height at 804 S. Shary Rd., being Lot 4, Cimarron Crossings, Ph. II Subdivision (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) | 4.4  | 183 | Tijerina   |
| 4.5  | Approval of Memorandum of Understanding with Mission Consolidated Independent School District in regards to the use of the Shary Municipal Golf Course   | 4.5  | 191 | Schaefer   |
| 4.6  | Approval of Memorandum of Understanding with Sharyland School District in regards to the use of the Shary Municipal Golf Course  | 4.6  | 194 | Schaefer   |
| 4.7  | Approval of Golf Club Storage Agreement with Mission Consolidated Independent School District and the Shary Municipal Golf Course  | 4.7  | 197 | Schaefer   |
| 4.8  | Approval of Golf Club Storage Agreement with Sharyland School District and Shary Municipal Golf Course   | 4.8  | 199 | Schaefer   |
| 4.9  | Re-schedule 2 <sup>nd</sup> Regular City Council Meeting in May from Monday, May 27 to Tuesday, May 28, 2013   | 4.9  | 201 | Carrillo   |
| 4.10 | Approval of Ordinance # _____ granting a wet designation for 3000 W. Mile 3 Road, Dollar General # 11097   | 4.10 | 202 | Carrillo   |
| 4.11 | Award Bid for "Repair of Manholes" for the Public Works Department   | 4.11 | 206 | R. Salinas |
| 4.12 | Approval to purchase Moyno Sludge Pump for Waste Water Treatment Plant from a sole source vendor   | 4.12 | 208 | R. Salinas |
| 4.13 | Approval of Agreement between Agua Special Utility District and the City of Mission  | 4.13 | 211 | R. Salinas |
| 4.14 | Authorization to solicit bids for the construction of a Sanitary Sewer Main Line for the Public Works Dept.  | 4.14 | 214 | R. Salinas |

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|---|------|-----|-----------|
| 4.15 Authorization to submit a grant application for the 2013-2014 Crime Stoppers Assistance Grant Fund to the Criminal Justice Division of the Governor's Office   | 4.15 | 216 | Dominguez |
| 4.16 Authorization to submit the 2013 Tobacco Compliance Grant Application to the Texas School Safety Center at Texas State University – San Marcos (TxSSC) on behalf of the Department of State Health Services – Mental Health Substance Abuse Division (DSHS)  | 4.16 | 217 | Dominguez |
| 4.17 Approval of Resolution # _____ supporting the submission of a grant application to the Office of the Attorney General's Crime Victim Services Division for the 2013-2015 VCLG Grant  | 4.17 | 220 | Dominguez |
| 4.18 Authorization to accept the 2013 Click It or Ticket Grant from the Texas Department of Transportation  | 4.18 | 222 | Dominguez |
| 4.19 Authorization to issue Permit to Ambulance Provider Applicants   | 4.19 | 246 | Saldana   |
| 4.20 Authorization for the Mission Fire Department to submit a Grant for the 2013 State Homeland Security Grant Program   | 4.20 | 247 | Saldana   |
| 4.21 Authorization to declare vehicles as surplus and sell same by GovDeals online auction via BUYBOARD Contract  | 4.21 | 248 | Belmarez  |
| 4.22 Budget Amendments: General Fund, Utility Fund, Drainage Assessment Fund and Designated Purpose Fund  | 4.22 | 250 | Perez     |
| 4.23 Approval of Resolution # _____ of the City of Mission, Texas authorizing review of Texas Gas Service Company's ("TGS") Cost of Service Adjustment ("COSA") tariff; approving of a joint review of TGS application along with other cities served by TGS; hiring legal and consulting services to negotiate with the company and direct any necessary litigation and appeals; requiring TGS to reimburse all reasonable costs associated with cities' efforts in this ratemaking effort; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this Resolution to the Company and legal counsel | 4.23 | 265 | Garza     |
| 4.24 Authorization to Publish Notice of Public Hearing notice – A public hearing to consider the following project or projects during the proposed fiscal year 2012-2013: (1) Texas Enterprise Zone Project Designation for Royal Technologies Corporation, located at 1100 East Trinity Rd., Mission, Texas 78572 and schedule a public hearing for May 28, 2013   | 4.24 | 270 | Meade     |
| 4.25 Authorization to solicit bids for the construction of a 40 x 60 open air pavilion at Madero Park   | 4.25 | 272 | Gonzalez  |
| 4.26 Award bid for City of Mission Catholic War Veterans Park Service Center Building Improvements & Renovations  | 4.26 | 273 | Gonzalez  |
| 4.27 Authorization to solicit bids for "Housing Assistance Program – Phase 12-IA"   | 4.27 | 275 | Longoria  |

## 5.0 Unfinished Business

None

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**6.0 Routine Matters**

6.1 City Manager's Comments

6.1 -- Garza

6.2 Mayor's Comments

6.2 -- Salinas

**7.0 Adjournment**

7.0 -- 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 10<sup>th</sup> day of May, 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 13<sup>th</sup> day of May, 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 10<sup>th</sup> day of May, 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