

**NOTICE OF REGULAR MEETING  
MISSION CITY COUNCIL  
AUGUST 12, 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, August 12, 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. Plaque presentation by Mission Housing Authority			Garza	
4. Presentation of Shary Golf Course TAAF Participants			Garza	
5. Departmental Reports	1		Garza	
6. Report from the Greater Mission Chamber of Commerce			Ruszczak	
7. Citizens Participation			Salinas	
<b>1.0 Public Hearing</b>				
<b>1.1 Planning &amp; Zoning Recommendations</b>				
A. Rezoning: Lots 1-20, Block 7, Lots 1-20, Block 10, & Lots 1-20 Block 11, Alta Vista Subd., R-1 (Single Family Residential) to P (Public Zone), Holy Rosary Church, Adoption of Ordinance # _____ approving 1.1A	1.1A	18	Tijerina	
B. Rezoning: Lots 9-11, Block 7, South Bryan Ridge Subd. No. 2, R-1 (Single Family Residential) to C-3 (General Business), LE Ortiz Investments, LLC, c/o Teodula Cruz, Adoption of Ordinance # _____ approving 1.1B	1.1B	27	Tijerina	
C. Conditional Use Permit: Drive-Thru business, 501 N. Inspiration Rd., Lot 61, Georgeanna Estates Subd., C-3, Ramiro Leal, Adoption of Ordinance # _____ approving 1.1C Adoption of Ordinance # _____ approving Wet Zone	1.1C	39	Tijerina	
<b>2.0 Disposition of Minutes</b>				
2.1 City Council Meeting – July 22, 2013 and Special City Council Meeting – August 1, 2013	2.1	50	Carrillo	
<b>3.0 Acknowledge Receipt of Minutes</b>				
3.1 Mission Redevelopment Authority – June 25, 2013 Mission Tax Increment Reinvestment Zone – June 25, 2013 Planning & Zoning Commission – July 10, 2013	3.1	65	Garza	
<b>4.0 Approvals and Authorizations</b>				
4.1 Request to have the City Council waive the 300' separation requirement between the existing Bryan Elementary School and the proposed New Wal-Mart Neighborhood Market Store that sells alcohol for Off-site consumption of alcoholic beverages only at 1006 N. Bryan Rd., being 7.73 acres out of Lot 21-11, WAS Subdivision Adoption of Ordinance # _____ approving Wet Zone	4.1	76	Tijerina	

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|------|--|------|-----|------------|
| 4.2  | Request to have the City Council waive the 300' separation requirement between the existing Lucille Pearson Elementary School and the proposed Retail Store that sells Alcohol for Off-site consumption of alcoholic beverages only at 1310 W. Expressway 83, being 33.92 acres out of Lots 18-3 & 19-3, WAS Subdivision<br>Adoption of Ordinance # _____ approving Wet Zone   | 4.2  | 83  | Tijerina   |
| 4.3  | Request by Schlumberger Technology Corporation to install a Groundwater Monitoring Well in Public ROW between Lots 10 & 11, Shary Meadows Subd.  | 4.3  | 94  | Tijerina   |
| 4.4  | Authorization for the Mission Fire Department to submit an application to FEMA for Fiscal Year 2013 staffing for adequate Fire & Emergency Response (SAFER) Grant  | 4.4  | 105 | Saldana    |
| 4.5  | Authorization to solicit bids for the purchase and delivery of Athletic League Uniforms for the Boys & Girls Club  | 4.5  | 106 | Martinez   |
| 4.6  | Approval to enter into Interlocal Agreement between City of Mission and Mission CISD to jointly undertake the youth services at Leal Elementary  | 4.6  | 107 | Martinez   |
| 4.7  | Approval to enter into Interlocal Agreement between City of Mission and Sharyland ISD to jointly undertake the youth services at Jessie Jensen Elementary  | 4.7  | 115 | Martinez   |
| 4.8  | Authorization to enter into an Interlocal Agreement for Enhanced 911 Public Safety Answering Point Services between the Lower Rio Grande Valley Development Council and the City of Mission, Texas   | 4.8  | 123 | Dominguez  |
| 4.9  | Authorization to solicit bids for Polymer for Public Works Department  | 4.9  | 151 | R. Salinas |
| 4.10 | Authorization to solicit bids for Chlorine Gas for Public Works Department   | 4.10 | 152 | R. Salinas |
| 4.11 | Authorization to solicit bids for Powdered Activated Carbon for Public Works Department  | 4.11 | 153 | R. Salinas |
| 4.12 | Award bid for the sale of Real Property described as 1.56 acres, more or less, out of Lot 161, John H. Shary Subdivision, and also out of Lot 1, Praxedis Garza Subdivision, Hidalgo County Texas  | 4.12 | 154 | R. Salinas |
| 4.13 | Approval of Ordinance # _____ of the City Council of the City of Mission, Texas, ("CITY") approving a negotiated resolution between the CITY and Texas Gas Service ("TGS" or "THE COMPANY") regarding THE COMPANY's May 31, 2103 Cost of Service Adjustment ("COSA") filing; Declaring existing rates to be unreasonable; Adopting tariffs that reflect rate adjustments consistent with the negotiated settlement and finding the rates to be set by the attached tariffs to be just and reasonable; Providing for the recovery of the CITY's reasonable and necessary rate case expenses; Adopting a savings clause; Determining that this Ordinance was passed in accordance with the requirements of the Texas Open Meetings Act; Declaring an effective date; Repealing any prior ordinances inconsistent with this Ordinance; And requiring delivery of this Ordinance to THE COMPANY and the CITY's legal counsel | 4.13 | 156 | Seguin     |

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- 4.14 AEP Texas Central Company's (TCC) application to modify its Energy Efficiency Cost Recovery Factor (EECRF) pending before the Texas Public Utility Commission 4.14 166 Seguin
- 4.15 Budget Amendments: Designated Purpose Fund 4.15 169 Perez
- 4.16 Authorization to extend contract with Arbitrage Compliance Specialists, Inc. for arbitrage services for an additional one year term 4.16 172 Perez
- 4.17 Approval of Interlocal Agreement between City of Mission and Sharyland Independent School District regarding the Natatorium Facility at Bannworth Park 4.17 175 Garza
- 4.18 Discussion and action on proposed 2013 Tax Rate and Take Record Vote 4.18 178 Garza
- 4.19 Schedule public hearings on 2013 proposed tax rate 4.19 181 Carrillo
- 4.20 Authorization to accept the 2014 Tobacco Enforcement Grant from Texas State University and enter into an Interlocal Cooperation Contract 4.20 182 Dominguez
- 4.21 Award Bid for Keralum and St. Marie Ave. Drainage Improvements 4.21 200 R. Salinas
- 4.22 Request by Valley View Estates Lot Owners Association, Inc. to replace the existing "Chain Link Fence" along "Glasscock Road" Right of Way 4.22 203-A Tijerina

**5.0 Unfinished Business**

- 5.1 Preliminary Plat Approval: David Reyna Mobile Home & R.V. Subd., A 2.122 acre tract of land out of Lot 22-1, West Addition to Sharyland Subd., R-4, Developer: David Reyna, Engineer: Melden & Hunt, Inc. 5.1 204 Tijerina **Tabled 07/22/13**

**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. Claim by Municipal Trucks and Equipment LLC regarding 1997 Ford Vac Truck
  - B. City of Mission vs BFI Waste Services of Texas, LP, dba Republic Services of Rio Grande Valley
- 7.2 Personnel matters Sec. 551.074
  - A. Discussion and possible appointment of City Manager
  - B. Set Compensation for City Manager
- 7.3 The City Council will reconvene in open session to take any actions necessary

- 8.0 Adjournment 8.0 -- Salinas

## CERTIFICATE

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 9<sup>th</sup> day of August, 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 is hereby given that on the 12<sup>th</sup> day of August, 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 9<sup>th</sup> day of August, 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