

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
NOVEMBER 28, 2011 4:30 P.M.
MISSION CITY HALL**

PRESENT:

Norberto Salinas, Mayor
Maria Elena Ramirez, Councilwoman
Ruben D. Plata, Councilman
Norie Gonzalez Garza, Councilwoman
Leo Olivarez, Mayor Pro Tem
David Guerra, City Attorney
Anna Carrillo, City Secretary
Julio Cerda, City Manager

ABSENT:

ALSO PRESENT:

Kathy Olivarez, Progress Times
Gail Burkhardt, The Monitor
Alex Meade
Edna Morales
Romeo Ortega
Juan A. Santoyo
Roel Larralde
Javier Trevino
Rene Lopez
Jose M. Salinas
Rogelio R. Palomo
Juan J. Anzaldua
Apolonio Chapa
Tomas Tijerina

STAFF PRESENT:

Carmen Morales, Administrative Asst.
Nelia Hernandez, Asst. City Secretary
Aida Lerma, Deputy City Manager
Guillermo Seguin, Deputy City Manager
Sergio Zavala, Planning Director
Alex Hernandez, Planning Dept.
Roberto Salinas, Public Works Director
Paul Schaefer, Golf Course Director
Joanne Longoria, CDBG Director
Gilbert Sanchez, Fire Marshal
Rick Saldana, Fire Chief
Eduardo Belmarez, Purchasing Director
Leo Longoria, Chief of Police
Robert Dominguez, Asst. Chief of Police
Martin Garza, Asst. Chief of Police
Janie Flores, Finance Director
Randy Perez, Accountant
Julian Gonzalez, Parks & Rec. Director
Juan C. Avila, B & G Club Director
Noemi Munguia, HR Director
Robert Hinojosa, Risk Manager
Roland Rodriguez, I. T. Director
Jonathan Wehrmeister, Judge
Cassandra Karl, Museum Director
Mayra Rocha, Library Director

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:40 p.m.

2. Pledge Allegiance and Invocation

Mayor Salinas led the meeting with the pledge of allegiance and City Manager Julio Cerda gave the invocation.

3. Tomas Tijerina - Thanksgiving Table at Renee's

Tomas Tijerina thanked the Mayor, Council and City Manager for their support on their annual Thanksgiving table at Renee's and also thanked Aida Lerma and the different departments for their help. A total of 2090 plates were served.

4. Presentation of 20, 25, 30 & 35 year Service Award Recipients

Ms. Aida Lerma presented and awarded certificates to City Employees with 20-35 years of service to council and mayor.

5. Departmental Reports

Mayor Pro Tem Leo Olivarez moved to approve the departmental reports as presented. Motion was seconded by Councilwoman Norie Gonzalez Garza and approved unanimously 5-0.

6. Report from the Greater Mission Chamber of Commerce

Matt Ruszczak, CEO of the Greater Mission Chamber of Commerce reported on the chamber events that had recently taken place and on upcoming events.

7. Citizens Participation

None

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

A. Rezoning: Lots 10 & 11, Alex Cavazos Subdivision, AO-1 to C-3, Javier F. Perez, Sr.

The site was located on the SE corner of Inspiration Road and Mile 3 Road. Each lot measured 82.48' x 96' (7,918.08 sq.ft.) for a total of 15,836.16 sq.ft. when combined both lots.

The surrounding zones included county to the north; AO-I (Agricultural Open Interim) to the east and south; and C-3 (General Business) to the west. The surrounding land uses included open acreage to the north; single family homes to the east and south; convenience store to the west; and drive-thru business at the site. The Future Land Use Map reflected a General Commercial (GC) designation.

This property was annexed on 1/11/10. When properties were annexed into the City, they were automatically zoned AO-I. The FLUM designated the area along Mile 3 and Inspiration as GC, which was directly consistent with a C-3 zone and the subject property adjoined Mile 3, a recently widened major thoroughfare (mandates a minimum 120' ROW). The traffic produced along Mile 3 Road was more conducive for a non-residential use. There was no public opposition during the 11/16/11 P&Z's hearing. P&Z unanimously recommended approval.

Staff and City Manager recommended approval.

Mayor Salinas asked if there were any comments for or against the rezoning request.

There were no comments.

Councilwoman Garza moved to approve the Rezoning: Lots 10 & 11, Alex Cavazos Subdivision, AO-1 to C-3, Javier F. Perez, Sr. as recommended. Motion was seconded by Councilman Ruben D. Plata and approved unanimously 5-0.

B. Conditional Use Permit: Pool/Guest House on Residential Property at 2602 Santa Ana, Lot 19, Los Milagros Subdivision Phase I, PUD (Estate Lot Designation), Life of Use, Carlos Lozano Jr.

The site was along the northern perimeter of the Hunt Valley Development. The proposed structure was 1,324 sq.ft., which included 1-bedroom with a full bathroom and closet, 2 – ½ bathrooms, and a living room/bar area. All building setbacks would be met and the existing driveway was more than sufficient to accommodate any guest vehicle. The guest home must be connected to the same water and electrical meters, i.e. no separate utilities. A recorded instrument would be recorded to this effect to alert any (potential) future owners of the guest homes encumbrance. This proposal was within the Sharyland PUD, and ARC approval had been provided. There was no public opposition during the 11/16/11 P&Z's hearing. P&Z unanimously recommended approval as per staff's recommendation.

Staff Recommendation: Approval subject to: 1) no separate utility and electrical connections; 2) transferability to other future owners imposing the same conditions imposed to this applicant, via recorded instrument; and 3) not to be used for rental purposes.

City Manager recommended CUP approval.

Mayor Salinas asked if there were any comments for or against the CUP request.

There were no comments.

Councilwoman Garza moved to approve the Conditional Use Permit: Pool/Guest House on Residential Property at 2602 Santa Ana, Lot 19, Los Milagros Subdivision Phase I, PUD (Estate Lot Designation), Life of Use, Carlos Lozano Jr. as recommended. Motion was seconded by Councilman Plata and approved 5-0.

C. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Cabritos Nuevo Leon Restaurante, 1215 E. Expressway 83, Lots 14-16, Heritage Commercial Plaza Subdivision #1, C-3, Life of Use, Ramon Alan Gonzalez

Attorney David Guerra disclosed to Mayor Salinas and the City Council that he represented the landlord in negotiating the lease with the applicant in this particular item.

The subject site was located 780' west of Bryan Road along the north side of Expressway 83. A CUP for the sale of alcohol was most recently renewed for 1 year by P&Z and City Council on January 2011, however, since the CUP was not transferable to others and a new business operation was proposed, this CUP needed to be considered once again. The previous owner had been operating "La Herradura" over the past year. The building did have a 'Bar' component which required 300' separation from residential uses. Currently, there was a retirement community (Heritage Square) located immediately north across a public alley.

Minutes, 11/28/11 Pg. 4

- Hours of Operation: Sunday – Thursday from 6:30 a.m. to 12:00 a.m., Friday & Saturday from 6:30 a.m. to 2:00 a.m. Alcoholic beverages would only be served during allowable State selling hours.
- Staff: 35 employees
- Parking: Viewing the floor plan, there were 182 total seating spaces, which required 61 parking spaces (164 seats /1 space for every 3 seats = 60.6 parking spaces). There were a total of 62 existing spaces.
- Noise: Spoke to the applicant and they would like to have the option of having Karaoke night. The applicant must comply with the noise code.
- Must comply with Health and Fire requirements to obtain a business license.

There was no public opposition during 11/16/11 P&Z's hearing. P&Z unanimously recommended approval as per staff's recommendation.

Staff Recommendation: Approval subject to: 1) 1 year re-evaluation, due to the retirement (sensitive) community to the north, 2) waiver of the 300' separation requirement (no complaints lodged with Planning of previous operator), 3) must comply with the Noise Code, and 4) must obtain a business license.

City Manager recommended CUP approval.

Mayor Salinas asked if there were any comments for or against the CUP request.

There were no comments.

Councilwoman Garza advised Mayor Salinas that she was going to abstain from this item since Cabritos Nuevo Leon was one of her customers.

Mayor Pro Tem Olivarez moved to approve the Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Cabritos Nuevo Leon Restaurante, 1215 E. Expressway 83, Lots 14-16, Heritage Commercial Plaza Subdivision #1, C-3, Life of Use, Ramon Alan Gonzalez as recommended. Motion was seconded by Councilman Plata and approved 4-0 with Councilwoman Garza abstaining.

2.0 Disposition of Minutes

2.1 City Council Meeting – November 14, 2011

Councilman Plata moved to approve the minutes as presented. Motion was seconded by Councilman Maria Elena Ramirez and approved unanimously 5-0.

3.0 Acknowledge Receipt of Minutes

3.1 Planning & Zoning Commission – October 26, 2011

Zoning Board of Adjustments – October 12, 2011

Mission Economic Development Corporation – October 18, 2011

Speer Memorial Library Board – September 20, 2011 and October 18, 2011

Special Traffic Safety Committee Meeting – September 27, 2011

Citizen's Advisory Committee – September 13, 2011 and

Special Meeting – October 18, 2011

Mission Historical Museum – September 15, 2011

Councilwoman Garza moved to acknowledge the receipt of minutes as presented. Motion was seconded by Mayor Pro Tem Olivarez and approved unanimously 5-0.

4.0 Approvals and Authorizations

4.1 Adoption of Ord. # 3715 for Rezoning Lots 10 & 11, Alex Cavazos Subdivision, AO-I to C-3

Staff and City Manager recommended ordinance approval.

Councilwoman Garza moved to adopt Ordinance No. 3715 for Rezoning Lots 10 & 11, Alex Cavazos Subdivision, AO-I to C-3 as recommended. Motion was seconded by Mayor Pro Tem Olivarez and approved unanimously 5-0.

ORDINANCE NO. 3715

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING LOTS 10 & 11, ALEX CAVAZOS SUBDIVISION, AO-I TO C-3

4.2 Adoption of Ord. # 3716 for CUP for Pool/Guest House on Residential Property at 2602 Santa Ana, Lot 19, Los Milagros Subdivision Phase I, PUD (Estate Lot Designation)

Staff and City Manager recommended ordinance approval.

Councilwoman Garza moved to adopt Ordinance No. 3716 for CUP for Pool/Guest House on Residential Property at 2602 Santa Ana, Lot 19, Los Milagros Subdivision Phase I, PUD (Estate Lot Designation) as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 3716

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR POOL/GUEST HOUSE ON RESIDENTIAL PROPERTY, 2602 SANTA ANA, LOT 19, LOS MILAGROS SUBDIVISION PHASE I, PUD (ESTATE LOT DESIGNATION)

4.3 Adoption of Ord. # 3717 for CUP for the Sale & On-Site Consumption of Alcoholic Beverages – Cabritos Nuevo Leon Restaurante, 1215 E. Expressway 83, Lots 14-16, Heritage Commercial Plaza Subdivision #1

Staff and City Manager recommended ordinance approval.

Councilman Plata moved to adopt Ordinance No. 3717 for the Sale & On-Site Consumption of Alcoholic Beverages – Cabritos Nuevo Leon Restaurante, 1215 E. Expressway 83, Lots 14-16, Heritage Commercial Plaza Subdivision #1 as recommended. Motion was seconded by Mayor Pro Tem Olivarez and approved 4-0 with Councilwoman Garza abstaining.

ORDINANCE NO. 3717

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR THE SALE & ON-SITE CONSUMPTION OF ALCOHOLIC BEVERAGES – CABRITOS NUEVO LEON RESTAURANTE, 1215 E. EXPRESSWAY 83, LOTS 14-16, HERITAGE COMMERCIAL PLAZA SUBDIVISION #1

4.4 Final Plat Approval: Cardinal Waves Subdivision, 20.76 Acres being Lots 77 & 80, Nick Doffing Subdivision, Rural ETJ, Developer: Cardinal Estates LTD, Engineer: Quintanilla, Headley & Associates

This Rural ETJ plat, located 6 ½ mile Brushline Road, was given Preliminary Plat Approval by the City Council on July 11, 2011 allowing the 34-lot development to go into construction.

Cardinal Waves reflected the following:

- ❑ 8” water lines w/4 hydrants were extended; AGUA was the provider.
- ❑ On-site sewage facilities (OSSF) had been provided via County requirements. (NOTE: City of Mission sewer is 3.74 miles away).
- ❑ Internal 32’ B-B streets had been constructed in compliance to prevailing County codes.
- ❑ Alfonso Quintanilla’s design of drainage swales had been construction; they had been inspected & approved by the County of Hidalgo.

With all improvements completed, this plat needed the City Council’s ‘Final Plat Approval’ for recording.

Staff and City Manager recommended approval.

Councilwoman Ramirez moved to approve Final Plat Approval: Cardinal Waves Subdivision, 20.76 Acres being Lots 77 & 80, Nick Doffing Subdivision, Rural ETJ as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.5 Final Plat Approval: Las Estrellas Subdivision Phase I, 15.50 Acres being the North ½ of Lot 67, Nick Doffing Company Subd. No. 3, and all of Lot 67, Nick Doffing Subdivision No. 4, Rural ETJ, Developer: GARCO LTD, Engineer: Quintanilla, Headley & Associates

This plat, located 5 ½ mile Minnesota Road, was given Preliminary Plat Approval by the City Council on September 12, 2011. Pursuant to Sec. 98-232 of our Subdivision Code, the developer had decided to provide a Letter of Credit at that time. The LOCs estimated amounts as provided by engineer Alfonso Quintanilla had been approved by the County of Hidalgo who would administer the LOC in this rural ETJ area. As such, the plat could move forward to being recorded but where no building permits should be issued until the County makes sure that all the work was compliant to prevailing codes. Las Estrellas Phase I reflected the following:

- ❑ 26 lots were proposed; Lots 1, 25, 26 should have the option to be used for commercial purposes or multi-family use...all others were for residential purposes.
- ❑ 8” water lines w/2 hydrants would be extended; AGUA was the provider.
- ❑ On-site sewage facilities (OSSF) costs would be paid directly to the County. (NOTE: City of Mission sewer was 1.62 miles away).
- ❑ Internal 32’ B-B streets would be paved to prevailing County codes.

- Alfonso Quintanilla's design of drainage swales had been approved by the County of Hidalgo who would verify that they were built pursuant to Alfonso's specifications.

In compliance to Sec. 98-232, and with the amounts approved by the County who would oversee compliance, Las Estrellas Phase I now needed the City Council's 'Final Plat Approval'.

Staff and City Manager recommended approval.

Councilman Plata moved to approve Final Plat Approval: Las Estrellas Subdivision Phase I, 15.50 Acres being the North ½ of Lot 67, Nick Doffing Company Subd. No. 3, and all of Lot 67, Nick Doffing Subdivision No. 4, Rural ETJ as recommended. Motion was seconded by Mayor Pro Tem Olivarez and approved unanimously 5-0.

4.6 Approval of Ord. # _____ Amending Sec. 14.71 -- Running at large – of the 'Animals' Chapter of the Code of Ordinances to Include that the Dog Owner's Property be Fenced to Impede it from Running at Large, and Including that Leashes be Retractable and not over 25-ft in Length

After much discussion no action was taken.

4.7 Bid for "Housing Assistance program – Housing Rehabilitation Phase 10-III" at 508 Glasscock

At the November 14 City Council meeting, council proposed to award the bid for "Housing Assistance Program – Housing Rehabilitation Phase 10-III" at 508 Glasscock to the 2nd lowest bidder GMG Construction for \$19,300.00 and set November 28 at 4:30 p.m. at City Hall Council Chambers for a hearing so J.D. Villarreal Construction could come forward and show his responsibility.

City Attorney David Guerra brought to Mayor's attention some projects that J.D. Villarreal Construction worked on thru the City's housing program. There were three previous projects that were not completed on time. Inspections conducted showed code violations on framing, infiltration, and cosmetic deficiency, such as hardware adjustments, general painting and the installation. On some projects sub-contractors advised the city that they had not been paid by J.D. Villarreal Construction, but were eventually paid. Some owners had expressed dissatisfaction and complaints on such as electrical and plumbing problems that were not timely resolved.

Mr. J.D. Villarreal was not present at council meeting to show his responsibility.

Councilwoman Garza moved to award bid for "Housing Assistance Program – Housing Rehabilitation Phase 10-III" at 508 Glasscock to the 2nd lowest bidder GMG Construction for \$19,300.00 as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.8 Approval of Ord. # 3718 granting a wet designation for 3109 N. Inspiration Road, Suite 9, Senior Frogs Liquor Store

Staff and City Manager recommended ordinance approval.

Councilwoman Garza moved to adopt Ordinance No. 3718 granting a wet designation for 3109 N. Inspiration Road, Suite 9, Senor Frogs Liquor Store as recommended. Motion was seconded by Mayor Pro Tem Olivarez and approved unanimously 5-0.

ORDINANCE NO. 3718

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
AMENDING ORDINANCE NO.780 DESIGNATING PLACES WHERE BEER
AND OTHER ALCOHOLIC BEVERAGES MAY BE SOLD WITHIN THE
CORPORATE LIMITS OF THE CITY OF MISSION TO INCLUDE THE
PREMISES LOCATED AT 3109 N. INSPIRATION ROAD, SUITE 9

4.9 Approval of Ord. # 3719 granting a wet designation for 1810 W. Griffin Parkway Suite D, Charlie's Tekila Liquor Store

Staff and City Manager recommended ordinance approval.

Mayor Pro Tem Olivarez moved to adopt Ordinance No. 3719 granting a wet designation for 1810 W. Griffin Parkway Suite D, Charlie's Tekila Liquor Store as recommended. Motion was seconded by Councilwoman Garza and approved unanimously 5-0.

ORDINANCE NO. 3719

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
AMENDING ORDINANCE NO.780 DESIGNATING PLACES WHERE BEER AND OTHER
ALCOHOLIC BEVERAGES MAY BE SOLD WITHIN THE CORPORATE LIMITS OF THE
CITY OF MISSION TO INCLUDE THE PREMISES LOCATED AT 1810 W. GRIFFIN
PARKWAY SUITE D, CHARLIE'S TEKILA LIQUOR STORE

4.10 Authorization to solicit bids for "Housing Assistance Program Phase 11-I".

CAC met on November 8, 2011 and approved staff's recommendation to provide assistance for the reconstruction of nine (9) homes and rehabilitation of one (1) home through the CDBG program as follows:

Reconstruction:

*602 Nicholson	- 2 Bedrooms	*1809 Cheril Rd	- 2 Bedrooms
*218 El Rancho	- 2 Bedrooms	*623 Oblate	- 2 Bedrooms
*1507 Yolanda	- 2 Bedrooms	*1216 Miller	- 2 Bedrooms
*922 Rankin	- 3 Bedrooms		
*901 Lee St.	- 3 Bedrooms		
*119 Leal St.	- 2 Bedrooms		

Rehabilitation:

* 2409 Paseo Encantado
*Subject to title clearance that would satisfy City Attorney

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to solicit bids for “Housing Assistance Program Phase 11-I” as recommended. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

4.11 Authorization to Purchase via State Approved Contract for Equipment for Public Works Department

On November 14, 2011 City Council authorized staff to solicit for bids or purchase via State approved contract for Capital Outlay Equipment for Water Distribution, Water Treatment Plants and Streets Department. Staff was seeking authorization to purchase via state approved Buy Board contract number 358-10 for vehicles and 345-10 for the equipment.

Staff and City Manager recommended approval.

Mayor Pro Tem Olivarez moved to Purchase via State Approved Contract for Equipment for Public Works Department as recommended. Motion was seconded by Councilwoman Garza and approved unanimously 5-0.

4.12 Award bid for the purchase of Pest Control Services for City of Mission Buildings

On October 24, 2011, City Council authorized staff to solicit bids for the purchase of Pest Control Services for numerous city buildings. The City of Mission had accepted and opened two (2) bid responses for Pest Control Services. Staff recommended award bid to Bug-Off Pest Control who met all the Terms & Conditions and Specifications. Excellent Pest Control was found non-responsive for not submitting a bid bond or cashier’s check for 5% of the total amount of the bid. Staff recommended awarding to Bug-Off Pest Control who was lowest responsible bidder meeting specifications.

Staff and City Manager recommended approval.

Councilman Plata moved to approve to award bid for the purchase of Pest Control Services for City of Mission Buildings to Bug-Off Pest Control as recommended. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

4.13 Authorization to solicit bids for Lease of Copiers

Staff was seeking authorization to solicit bids for the Lease of Copiers for CDBG, Boys & Girls Club, Planning, and Fire Departments. This was being requested in an effort to consolidate all the copier agreements under one contract and to establish fair and reasonable pricing.

Staff and City Manager recommended approval.

Councilwoman Ramirez moved to solicit bids for Lease of Copiers as recommended. Motion was seconded by Councilwoman Garza and approved unanimously 5-0.

4.14 Tax Collections Report—October, 2011

Mrs. Flores presented the Tax Collections Report for October, 2011 for approval.

Staff and City Manager recommended approval.

Councilwoman Garza moved to approve the Tax Collections Report for October, 2011. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.15 Authorization to accept a Grant from the 2011 State Homeland Security Grant from the Texas Department of Public Safety

The Mission Fire Department was seeking authorization to accept a Grant from the 2011 State Homeland Security Grant from TDPS in the amount of \$17,724.41. These monies were left over monies from various jurisdictions throughout the Valley that were part of the LRGVDC Regional Response Group. These funds would allow the Fire Department Special Operation Team to purchase equipment used during a local or regional response event.

Staff and City Manager recommended approval.

Councilman Plata moved to accept a Grant from the 2011 State Homeland Security Grant from the Texas Department of Public Safety as recommended. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

4.16 Authorization to solicit bids or purchase two (2) police Units via a state approved contract for the Mission Police Department

The Mission Police Department was requesting authorization to solicit bids or purchase two (2) police units via a state approved contract. These two new police units would be utilized by our Patrol Division and our Anzaldua's Bridge Division. The police units in question would be paid through the 2010 Stonegarden Grant funds received by the Mission Police Department.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to solicit bids or purchase two (2) police Units via a state approved contract for the Mission Police Department as recommended. Motion was seconded by Mayor Pro Tem Olivarez and approved unanimously 5-0.

4.17 Authorization to solicit bids or purchase via state Approved contract police equipment for two (2) new police Units

The City of Mission Police Department was requesting authorization to purchase police equipment for two (2) police vehicles. The equipment purchased included police light bars, directional bars, prisoner seats, rifle racks, shotgun racks, push bumpers, cage partitions, siren speakers, trunk trays, headlight flashers, camera systems, laptops, radars, data radio systems, police mobile radios, stripping kits and miscellaneous equipment. The equipment would be purchased through the 2010 Stonegarden Grant funds received by the Mission Police Department.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to solicit bids or purchase via state Approved contract police equipment for two (2) new police Units as recommended. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

5.0 Unfinished Business

5.1 Remove from table: Military Parkway Project Change Order No. 2

Item was not removed from table, no action was taken.

6.0 Routine Matters

6.1 City Manager's Comments

None

6.2 Mayor's Comments

None

At 5:35 p.m., Councilman Plata moved to convene into executive session. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

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 against El Valle De Luna Mobile Home Park**
- B. Claim by Leo Longoria**
- C. Claim of Ana Saldivar**
- D. Corporation of the presiding Bishop of the Church of Jesus Christ of Latter-day Saints, a Utah corporation sole, plaintiff v City of Mission and the City Council of the City of Mission currently comprised of Mayor Norberto Salinas, Mayor Pro Tem Leo Olivarez, Sr., Maria Elena Ramirez, Ruben Plata and Norie Gonzalez Garza, defendants**
- E. Discussion of contract with Republic Services, and possible action authorizing attorney's communication with Republic Services**

7.2 The City Council will reconvene in open session to take any actions necessary

At 7:05 p.m. Councilwoman Garza stepped out of the meeting.

At 7:09 p.m., Mayor Pro Tem Olivarez moved to reconvene in open session. Motion was seconded by Councilwoman Ramirez and approved 4-0.

On item 7.1-A, No action was taken.

On item 7.1-B, Mayor Pro Tem Olivarez moved to authorize the City Manager to settle the claim of Leo Longoria in the amount of \$71,653.90. Motion was seconded by Councilman Plata and approved 4-0.

On item 7.1-C, Councilman Plata moved to authorize the City Manager to settle the claim of Ana Saldivar in the amount of \$9,000.00. Motion was seconded by Councilwoman Ramirez and approved 4-0.

On item 7.1-D, no action was taken.

On item 7.1-E, Mayor Pro Tem Olivarez moved to authorize the Attorney, Bob Galligan to send letter to Republic Services. Motion was seconded by Councilwoman Ramirez and approved 4-0.

8.0 Adjournment

At 7:14 p.m., Councilman Plata moved for adjournment. Motion was seconded by Mayor Pro Tem Olivarez and approved 4-0.

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretary