

**NOTICE OF REGULAR MEETING  
MISSION CITY COUNCIL  
MARCH 25, 2013 4:30 P.M.  
MISSION CITY HALL**

**PRESENT:**

Norberto Salinas, Mayor  
Maria Elena Ramirez, Councilwoman  
Ruben D. Plata, Councilman  
Norie Gonzalez Garza, Mayor Pro Tem  
Dr. Armando O'cana, Councilman  
David Guerra, City Attorney  
Anna Carrillo, City Secretary  
Martin Garza, Jr., Interim City Manager

**ABSENT:**

**ALSO PRESENT:**

Andrea O. Cavazos  
Arturo Navarro  
Lupe Moreno  
Sheri Dittman  
David Dittman  
Juan F. Zuniga  
Eric Baugh  
Enca Gallardo  
Oton Guerrero  
Jim & Beth Barnes  
Jeff Underwood  
Ivan Garcia  
Marianna Wright  
Rosie Lopez

**STAFF PRESENT:**

Carmen Morales, Administrative Asst.  
Nelia Hernandez, Asst. City Secretary  
Elizabeth Hernandez, Executive Secretary  
Aida Lerma, Deputy City Manager  
Sonia Marroquin, Deputy City Manager  
Guillermo Seguin, Deputy City Manager  
Danny Tijerina, Planning Director  
Bobby Salinas, Asst. Planning Director  
Roberto Salinas, Public Works Director  
Paul Schaefer, Golf Course Director  
Gilbert Sanchez, Fire Marshal  
Eduardo Belmarez, Purchasing Director  
Robert Dominguez, Interim Chief of Police  
Janie Flores, Finance Director  
Randy Perez, Asst. Finance Director  
Julian Gonzalez, Parks & Rec. Director  
Juan C. Avila, B & G Club Director  
Noemi Munguia, HR Director  
Robert Hinojosa, Risk Manager  
Jesse Lerma, Civil Service Director  
Roland Rodriguez, I. T. Director  
Luis Contreras, Museum Director  
Mayra Rocha, Library Director

**1. Call to order**

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:35 p.m.

**2. Pledge Allegiance and Invocation**

Mayor Salinas led the meeting with the pledge of allegiance and Interim City Manager Martin Garza, Jr. gave the invocation.

**3. Proclamation – Fair Housing Month & CDBG Week**

Anna Carrillo City Secretary read the proclamation Fair Housing Month & CDBG Week.

Mr. Oton Guerrero and Ms. Rosie Lopez received the proclamation and were thanked by Mayor Salinas for their hard work.

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

**4. Recognition of T-Mobile during the Huddle-Up event at the Mission Boys & Girls Club**

Gina Villarreal introduced representatives from T-Mobile. Mayor Salinas thanked them for their hard work.

**5. Presentation – HCMPO Bicycle Safety / Safe Passing Awareness**

Andrew Canon gave a brief presentation on Bicycle Safety/Safe Passing Awareness and asked the council to consider an Ordinance in the near future.

**6. Departmental Reports**

Councilwoman Ramirez moved to approve the departmental reports as presented. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**7. Report from the Greater Mission Chamber of Commerce Ruszczak**

Matt Ruszczak, CEO of the Greater Mission Chamber of Commerce reported on past and upcoming events which included the Memorial Day Ceremonies with the ACE Club, the monthly seminars and ribbon cuttings.

**8. Citizens Participation**

Jim Barnes with the McAllen/Hidalgo County Tea party Association invited the council to a presentation by David Thweatt, Harold ISD Superintendent regarding the Reality Behind Public School Security to be held on April 25, 2013.

**1.0 Public Hearing**

**1.1 Planning & Zoning Recommendations**

- A. Rezoning: A 75.17 acre tract of land situated in Porcion 58, Nicolas Bocanegra Survey, Abstract Number 27, and being part of Lots 81, 91, & 101, John H. Shary Subdivision, from (PUD) Planned Unit Development & (AO-I) Agricultural Open Interim to (R-1) Single Family Residential, as requested by Hunt Valley Development  
Adoption of Ordinance # 3919 approving 1.1A**

Site: The subject site was located west of Grand Canal Drive between Los Milagros and San Mateo Street.

Surrounding Zoning/ N: PUD – Planned Unit Dev.; SF Subdivisions  
Existing Land Uses: E: PUD – Planned Unit Dev.; SF Subdivisions  
W: AO-I- Agricultural Open Interim; Open Acreage  
S: AO-I- Agricultural Open Interim; Open Acreage  
Site: AO-I- Agricultural Open Interim; Open Acreage

FLUM: The Future Land Use Map reflected a Planned Unit Development (PUD) designation. (NOTE: Sharyland Plantation’s Land Use Map showed this area as proposed residential.)

Review Comments: Since this area was currently proposed as residential Hunt’s land use map and it’s adjacency to existing residential neighborhoods this proposal was directly consistent to the City’s vision regarding residential uses in this area. There was no public opposition during P&Z 3/13/13 Mtg. P&Z unanimously recommended approval.

Staff and City Manager recommended approval.

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

There were no comments.

Mayor Pro Tem Norie Gonzalez Garza moved to approve the rezoning and to adopt Ordinance No. 3919 Rezoning: A 75.17 acre tract of land situated in Porcion 58, Nicolas Bocanegra Survey, Abstract Number 27, and being part of Lots 81, 91, & 101, John H. Shary Subdivision, from (PUD) Planned Unit Development & (AO-I) Agricultural Open Interim to (R-1) Single Family Residential, as requested by Hunt Valley Development. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**ORDINANCE NO. 3919**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING A 75.17 ACRE TRACT OF LAND SITUATED IN PORCION 58, NICOLAS BOCANEGRA SURVEY, ABSTRACT NUMBER 27, AND BEING A PART OF LOTS 81, 91, & 101, JOHN H. SHARY SUBDIVISION, FROM (PUD) PLANNED UNIT DEVELOPMENT & (AO-I) AGRICULTURAL OPEN INTERIM TO (R-1) SINGLE FAMILY RESIDENTIAL

**B. Conditional Use Permit: Guest Home on Property Zoned R-1 A, 2024  
Lambethway, Lot 42 Sharyland Orchards Subdivision, R-1A, Juan Zuñiga  
Adoption of Ordinance # 3920 approving 1.1B**

Site: The subject site was located on the SW corner of Lambethway and Ragland Road. The guest home was located on the NW area of the site, 70’ from the primary home. All setbacks were being exceeded.

History: On 7-27-09, City Council approved a conditional use permit for a guest home on which also allowed the existing “full kitchen” to remain. Mr. Zuñiga was now asking for a renewal of his guest house CUP.

**Minutes, 03/25/13 Pg. 4**

Review Comments: During the original approval, Planning had informed Mr. Zuñiga that a guest home CUP required the following:

1. No Kitchen;
2. No separate water meter;
3. No separate electrical meter; and
4. Must not be rented, must only be used for legitimate guest house purposes.

Upon an on-site inspection, staff found that there was a kitchen (approved by City Council to remain), the guest home's utilities (water/electrical) were connected with the primary home (meters), and there were no signs of the guest home being rented. There was no public opposition during the 3/13/13 P&Z hearing. P&Z unanimously recommended approval as per staff's recommendations.

Staff Recommendation: Approval subject to: 1) 3 year re-evaluation to ensure that the home would not be rented due to having a full, independent kitchen; 2) Continue to comply with requirements of no separate utility and electrical connections; 3) Transferability to owners imposing the same conditions as this applicant; and 4) Not to be used for rental purposes.

City Manager recommended approval.

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

There were no comments.

Councilman Plata moved to approve the CUP and to adopt Ordinance No. 3920 Conditional Use Permit: Guest Home on Property Zoned R-1 A, 2024 Lambethway, Lot 42 Sharyland Orchards Subdivision, R-1A as recommended. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

**ORDINANCE NO. 3920**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR THE A GUEST HOUSE ON PROPERTY ZONED R-1A, 2024 LAMBETHWAY, LOT 42, SHARYLAND ORCHARDS SUBDIVISION

**C. Conditional Use Permit: Home Occupation – Photography Studio, 2002 N. Mayberry Road, A 155' x 220' tract of land out of the SW ¼ of Lot 24-9, West Addition to Sharyland Subdivision, AO-I, Arturo & Mandie Navarro Adoption of Ordinance # 3921 approving 1.1C**

Site: The subject site was located in the NE area of Mayberry Road and Volz Lane. In 2012, Mr. & Mrs. Navarro purchased this site as their personal residence. According to the applicant, the home dated back to approximately 1912, which had been beautifully restored and was located approximately ¾ of an acre. The applicant wished to offer their property to professional photographers and their clients for outdoor photo sessions for special events such as weddings, quinceneras, anniversaries, etc. Mr. & Mrs. Navarro stated that they had received several offers from people wanting to use their property as a “back-drop”.

- Days & Hours of Operation: Monday - Saturday from 9:00 a.m. to 7:00 p.m., by appointment only.
- Staff: Only Mr. & Mrs. Navarro ran this home occupation.
- Parking & Landscaping: There was an existing driveway capable of accommodating 8+ vehicles. Since it's by appointment only, Staff did not foresee any parking issues. The site currently had several mature trees and other plants in the area.
- Must comply with Sec. 1.56-1, Zoning Code (home occupations regs.) included having only a 1' x 1' sign attached to the home and no exterior display or alterations indicating that the building was being used for any other purpose other than that of a dwelling.

Review Comments: Since the proposal would be by appointment only and there was plenty of parking and landscaping, staff did not object to this initial CUP, which would be the first of its kind. There was no public opposition during the 3/13/13 P&Z hearing. P&Z unanimously recommended approval as per staff's recommendations.

Staff Recommendation: Approval subject to: 1) A 1 yr. re-evaluation to further assess this home occupation, and 2) the acquisition of a business license.

City Manager recommended approval.

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

There were no comments.

Mayor Pro Tem Garza moved to approve the CUP and to adopt Ordinance No. 3921 Conditional Use Permit: Home Occupation – Photography Studio, 2002 N. Mayberry Road, A 155' x 220' tract of land out of the SW ¼ of Lot 24-9, West Addition to Sharyland Subdivision, AO-I as recommended. Motion was seconded by Councilman Dr. Armando O'cana and approved unanimously 5-0.

### **ORDINANCE NO. 3921**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR A HOME OCCUPATION – PHOTOGRAPHY STUDIO, 2002 N. MAYBERRY ROAD, A 155' X 220' TRACT OF LAND OUT OF THE SW ¼ OF LOT 24-9, WEST ADDITION TO SHARYLAND SUBDIVISION

## **2.0 Disposition of Minutes**

### **2.1 City Council Meeting – March 11, 2013**

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

## **3.0 Acknowledge Receipt of Minutes**

### **3.1 Traffic Safety Committee Special Meeting – February 22, 2013**

**Juvenile Justice and Delinquency Prevention Advisory Board – February 6, 2013**

**Citizen's Advisory Committee Special Meeting – January 15, 2013**

Councilman Plata moved to acknowledge the receipt of minutes as presented. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

#### 4.0 Approvals and Authorizations

##### 4.1 Preliminary Plat Approval: Santa Lucia Subdivision, A 13.055 ac. tract of land out of Lot 166, John H. Shary Subdivision, R-3 & C-3, Developer: Blanca A. Gutierrez Engineer: Rio Delta Engineering

The proposed subdivision was located on the NW corner of Taylor Road and Colorado Road.

History: On 1/14/13, the City council moved to table the subdivision, due to questions regarding the traffic that would be caused by the proposed commercial lots. The Council asked the project engineer to revise the proposal to reduce the amount of commercial development along Colorado from 21 commercial lots to 7 commercial lots. The revised subdivision consisted of 8 lots, in which Lot 1 was proposed for a new private and gated apartment complex (168 apartments) and the remaining lots would be for commercial uses.

Water: Water service would be provided via an existing 8" water line located along the west and north side of the site. The developer would also be installing a new 8" waterline along the south and east side of the site, thus looping the water system. There were 6 fire hydrants shown pursuant to the direction of the Fire Marshal, however additional hydrants would be required during the construction of the apartments complex. (Note: The apartment site plan approval would be forthcoming.)

Sewer: Sewer service would be provided through the installation of a new private lift station and a proposed 6" force main that would ultimately connect to the existing 10" line located along Shary Road. The private sewer improvements shall perpetually be maintained by the property owner's association. The Sewer Capital Recovery Fee (SCRF) equated to \$19,635.75 for the apartments and the proposed commercial lots as required by Ordinance #3022.

Streets & Storm Drainage: This subdivision abuts both Taylor Road and Colorado Street. Taylor was a future 80' ROW, 57' B/B. There was an additional 10' of ROW being dedicated along Taylor Road via this plat and no additional ROW was needed along the north side of Colorado. Taylor and Colorado Street were already fully widened along the developer's side of the street, i.e. any additional widening would occur when the McAllen's side along Taylor and the Shin's Property south of Colorado Road developed. There was also a 50' ROW, 37' B/B street proposed along Taylor Road that would provide access to Lot 1. The developer was also proposing to add a deceleration lane up to the entrance off of Taylor Road in order to aid in traffic congestion.

The developer would provide storm drainage by installing a 24" R.C.P. line along Colorado Street, the use of a detention pond, and swales. Our City Engineer had reviewed and approved the drainage report.

Other Comments: Water District exclusion required; 5' sidewalks must be installed along Taylor and Colorado Street; Park Fees must be paid in the amount of \$50,400 (\$300/H.U.E. x 168 apartments); there were existing street lights along Taylor and Colorado.

There was no public opposition during 3/13/13 P&Z's meeting. P&Z unanimously recommended approval as shown below.

Staff Recommendation: Approval subject to: 1) Payment of the Sewer Capital Recovery & Park Fee, and 2) Provided exclusion from the Water District.

City Manager recommended approval.

Ivan Garcia was present and answered questions Mayor Salinas had.

Mayor Pro Tem Garza moved to approve item as presented Preliminary Plat Approval: Santa Lucia Subdivision, A 13.055 ac. tract of land out of Lot 166, John H. Shary Subdivision, R-3 & C-3 as recommended by Mayor Pro Tem Garza. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

**4.2 Authorization to surplus mobile phones and to utilize a buyback program**

The City of Mission had recently changed mobile service providers which had left us with equipment that was no longer useful to the City. Utilizing a buy back program would allow the City of Mission to generate funds that would offset the purchase of new equipment. T-Mobile, our current service provider would seek the most competitive pricing for the buy back and assist with the shipping of equipment listed below.

Kyocera Duraplus	119	Iphone	1
Kyocera DuraMax	17	BB8330	2
Motorola Admiral	17	BB9650	1
HTC	4	BB9670	2
Blackberry Bold	1	BB8530	1
Motorola L686	2	Samsung Restore	1
Motorola i365	6		

Staff Recommendation: Approval of authorization to surplus mobile phones and to utilize a buy back program

City Manager recommended approval.

Councilman Plata moved to authorize to surplus mobile phones and to utilize a buyback program as recommended. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

**4.3 Approval of Annual Hidalgo County Library System Interlocal Agreement**

Hidalgo County requested that staff approve the annual interlocal with them.

This was the basic agreement that allowed the County to continue to pay funds on behalf of and disburse funds to our library for contractual services and library materials.

Staff and City Manager recommended approval.

Councilman Plata moved to approve Annual Hidalgo County Library System Interlocal Agreement as recommended. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

#### **4.4 Authorize the Lease to Purchase of a Jacobsen Soil Reliever via Buy Board for Shary Municipal Golf Course**

Staff was seeking authorization to purchase via State approved contract for a lease to purchase of a Jacobsen Soil Reliever to be used by the Shary Municipal Golf course to revive fairways and greens due to severe compaction from golf carts. Soil Reliever would aid in reviving the course conditions by aerifying soil areas from depths of 4 inches to 16 inches. This would allow root systems to penetrate further by having water, fertilizers and herbicides going down further in the ground allowing for this root penetration and a strong root system, which was essential for strong grassy areas. Soil Reliever would also be used in other City areas such as Park areas where traffic had compacted areas in and around buildings.

Staff was seeking authorization to purchase via state approved Texas Buy Board contract number 373-11, official quotation from C&M Golf & Grounds Equipment with the total cost of \$15,713.00 and the four (4) year lease cost per month.

City Manager recommended approval.

City Attorney David Guerra recommended approval, subject to the approval of the Lease by the City Manager.

Councilman Plata moved to approve the Lease to Purchase of a Jacobsen Soil Reliever via Buy Board for Shary Municipal Golf Course subject to City Attorney's recommendation. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

#### **4.5 Award bid for City of Mission Historical Museum Landscape and Irrigation Improvements**

City Council authorized staff to solicit bids for the Landscape and Irrigation Improvements at the City of Mission Historical Museum. The City of Mission had accepted and opened eight (8) bid responses. Staff recommended awarding bid for a total amount of \$69,053 to Valley Garden Center D.B.A Southern Landscapes who was the lowest responsible bidder meeting all the Terms & Conditions and Specifications.

City Manager recommended approval.

Councilman O'cana moved to approve to award bid for City of Mission Historical Museum Landscape and Irrigation Improvements as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

#### **4.6 Authorization to (1) reject all bids received regarding the reroofing and remodeling of the Neighborhood Community Center at CWV Park, and (2) redesign the scope of work and resolicit bids for such project.**

On January 28, 2013 City Council authorized staff to solicit for bids to re-roof and remodel the Neighborhood Community Center at CWV Park. On March 8, 2013 City staff along with Gomez, Mendez, and Saenz Architects opened 9 bids for the work described in the specifications. All bids came in excessive and above the estimated budget for this project. Staff and Architects were recommending rejecting, redesigning and resoliciting bids for this project.

City Manager recommended approval.



Mayor Pro Tem Garza moved to authorize to (1) reject all bids received regarding the reroofing and remodeling of the Neighborhood Community Center at CWV Park, and (2) redesign the scope of work and resolicit bids for such project as recommended. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

**4.7 Authorization to approve substantial completion for park improvements project at Bannworth Park and CWV Park**

Staff was seeking authorization to approve substantial completion for park improvements at Bannworth Park consisting of new gymnasium and new pool and CWV Park consisting of new gymnasium and renovation of existing pool. This would allow for the City to receive the Certificate of Occupancy allowing public use.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve substantial completion for park improvements project at Bannworth Park and CWV Park as recommended. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

**4.8 Budget Amendments – Golf Course and MEDC**

Randy Perez, Assistant Finance Director presented the budget amendments BA–2013-31 thru BA–2013-32 to the City Council for approval.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve budget amendments BA–2013-31 thru BA–2013-32 as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**4.9 Tax Collections Report – February, 2013**

Mr. Perez presented the Tax Collections Report for February, 2013 for approval.

Staff and City Manager recommended approval.

Councilwoman Ramirez moved to approve the Tax Collections Report for February, 2013 as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

**4.10 February 2013 Financial Statements**

Mr. Perez presented the February 2013 Financial Statements for approval.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve the February 2013 Financial Statements as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

**4.11 Appoint Paying Agent for four general obligation bonds.**

The current paying agent BBVA Compass had resigned as paying agent for the City of Mission as well as for other entities and had provided the City of Mission with a 60' day termination notice. The City currently had Bank of New York Mellon as the paying agent for all other obligation bonds. The following general obligations had BBVA Compass as the paying agent:

1. City of Mission, Texas Combination Tax and Limited Pledge Revenue Certificates of Obligation Series 2005
2. City of Mission, Texas Waterworks and Sewer System Revenue and Refunding Bonds, Series 2006
3. City of Mission, Texas Combination Tax and Limited Pledge Revenue Certificates of Obligation, Series 2005A
4. City of Mission, Texas Combination Tax and Limited Pledge Revenue Certificates of Obligation, Series 2007

Staff Recommendation: Appoint Bank of New York, Mellon as paying agent

City Manager recommended approval.

Councilman Plata moved to Appoint Paying Agent for four general obligation bonds as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

**4.12 Approve TEXPOOL Resolution # 1345 amending Authorized representatives**

Approve TEXPOOL Resolution Amending City authorized Representatives to invest City Funds with TEXPOOL.

Staff and City Manager recommended approval.

Councilman Plata moved to approve TEXPOOL Resolution # 1345 amending Authorized representatives as recommended. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

**RESOLUTION # 1345**

**A RESOLUTION OF THE MISSION CITY COUNCIL AMENDING AUTHORIZED REPRESENTATIVES**

**4.13 Authorization to solicit bids for the replacement of Sanitary sewer manholes for the Public Works Department**

Staff was seeking authorization to solicit bids for the replacement of ten sanitary sewer manholes for the Public Works Department. Concrete Cement manholes would be replaced with fiber glass manholes. This would be done in order to prevent further deterioration on existing manhole structures.

City Manager recommended approval.

Councilman Plata moved to authorize to solicit bids for the replacement of Sanitary sewer manholes for the Public Works Department as recommended. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

**4.14 Approval of Ordinance # 3922 of the City Council of the City of Mission, Texas, rescinding subsections (A)2 and (A)3 of section 1 of Ordinance No. 2356, and Subsections (A)1, (A)2, (A)3 and (A)4 of Section 1 of Ordinance No. 2389, and providing for vehicular speed traffic control on certain portions of Glasscock Road, Stewart Road, Bryan Road, Mayberry Road, Holland Road, Los Ebanos Road, Inspiration Road and Moorefield Road**

The Mission Police Department was requesting authorization to rescind subsections (A)2 and (A)3 of section 1 of Ordinance No. 2356 and subsections (A)1, (A)2, (A)3 and (A)4 of section 1 of Ordinance No. 2389 and providing for vehicular speed traffic control on certain portions of Glasscock Road, Stewart Road, Bryan Road, Mayberry Road, Holland Road, Los Ebanos Road, Inspiration Road and Moorefield Road from Griffin Parkway to the northern most city limits in either direction, while maintaining the speed limits from U.S. Expressway 83 Frontage Rd. to Griffin Parkway at 35 mph. The Mission Police Department had received several complaints regarding the speed limits on the aforementioned roadways and an in-house study had determined that 85% of traffic on average was traveling between 38 to 44 mph (Bryan Rd.). On Monday 03/18/2013 the Traffic Safety Committee met and discussed the regulation of speed limits in the above mentioned roadways. Upon review, the recommendation of the Traffic Safety Committee was to adopt an ordinance to set the speed limit at 40 mph in either direction of the aforementioned roadways between Griffin Parkway and the northernmost city limits.

Staff and City Manager recommended approval.

Councilman Plata moved to approve Ordinance No. 3922 of the City Council of the City of Mission, Texas, rescinding subsections (A)2 and (A)3 of section 1 of Ordinance No. 2356, and Subsections (A)1, (A)2, (A)3 and (A)4 of Section 1 of Ordinance No. 2389, and providing for vehicular speed traffic control on certain portions of Glasscock Road, Stewart Road, Bryan Road, Mayberry Road, Holland Road, Los Ebanos Road, Inspiration Road and Moorefield Road as recommended. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

**ORDINANCE NO. 3922**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, RESCINDING SUBSECTIONS (A)2 AND (A)3 OF SECTION 1 OF ORDINANCE NO. 2356, AND SUBSECTIONS (A)1, (A)2, (A)3 AND (A)4 OF SECTION 1 OF ORDINANCE NO. 2389, AND PROVIDING FOR VEHICULAR SPEED TRAFFIC CONTROL ON CERTAIN PORTIONS OF GLASSCOCK ROAD, STEWART ROAD, BRYAN ROAD, MAYBERRY ROAD, HOLLAND ROAD, LOS EBANOS ROAD, INSPIRATION ROAD AND MOOREFIELD ROAD; PROVIDING FOR THE INSTALLATION OF TRAFFIC CONTROL DEVICES AND PROPER SIGNAGE THEREOF AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF PURSUANT TO THE PROVISIONS OF THE TEXAS TRANSPORTATION CODE AND TRAFFIC ORDINANCES OF THE CITY OF MISSION**

**4.15 Approve the National Butterfly Center as the official host of the Texas Butterfly Festival in November 2013 and provide funding from the Hotel/Motel Occupancy Tax Fund**

The Mission Chamber of Commerce and the National Butterfly Center had agreed to work together to host two events in the City of Mission. The National Butterfly Center would focus on the Texas Butterfly Festival in November 2013 while the Chamber would focus on the South Texas Outdoor Life Festival which was set for October 2013. Hosting two events in the City would be beneficial in promoting eco (ecological) and nature tourism and bring more tourists to our community.

Funding for Texas Butterfly Festival would be provided to the National Butterfly Center from the Hotel/Motel Occupancy Tax Fund and would be made available from the 2013-2014 Fiscal Budget.

Staff Recommendation: Approve the National Butterfly Center as the official host of the 2013 Texas Butterfly Festival and the funding to be provided from the Hotel/Motel Occupancy Tax Fund and would be made available from the 2013-2014 Fiscal Budget.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the National Butterfly Center as the official host of the Texas Butterfly Festival in November 2013 and provide funding from the Hotel/Motel Occupancy Tax Fund as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**5.0 Unfinished Business**

None

**6.0 Routine Matters**

**6.1 City Manager's Comments**

None

**Mayor's Comments**

None

**Minutes, 03/25/13 Pg. 13**

At 5:49 p.m., Mayor Pro Tem Garza moved to convene into executive session for items 7.1-A and 7.2-A of the agenda. Motion was seconded by Councilman O'cana 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**

**Deliberation regarding real property Sec. 551.072**

**A. Claim by Nixon Family regarding property allegedly used for Kika de la Garza Loop**

**7.2 Consultation with Attorney Sec. 551.071**

**Personnel Matters Sec. 551.074**

**A. City Manager – Personnel matters, Planning Department**

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

At 6:35 p.m., Councilman Plata moved to reconvene in open session to take action on the above mentioned items. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

On item 7.1-A, no action was taken.

On item 7.2-A, no action was taken.

**8.0 Adjournment**

At 6:36 p.m., Councilman Plata moved for adjournment. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

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Norberto Salinas, Mayor

ATTEST:

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Anna Carrillo, City Secretary