

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
SEPTEMBER 09, 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., City Manager

ABSENT:

ALSO PRESENT:

Kathy Olivarez, Progress Times
Daniella Diaz, The Monitor
Richard Perez
Alex Meade
Cathy Garcia
Fred Kurth
Gloria Vanderbeck
Ann McNallen
Juan Delgado
Veronica De La Fuente
George Myers
Everardo Garcia
Tomas Gutierrez
Blanca A. Ramirez
Beth Barnes
John Hernandez
Heli Solis
Ken Jones

STAFF PRESENT:

Nelia Hernandez, Asst. City Secretary
Aida Lerma, 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
Joanne Longoria, CDBG Director
Rick Saldana, Fire Chief
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
Noemi Munguia, HR Director
Robert Hinojosa, Risk Manager
Jesse Lerma, Civil Service Director
Roland Rodriguez, I. T. Director
Luis Contreras, Museum Director
Elizabeth Hernandez, Executive Secretary
Belinda Garza, Library

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:42 p.m.

2. Pledge Allegiance and Invocation

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

3. Departmental Reports

Mayor Pro Tem Norie Gonzalez Garza moved to approve the departmental reports as presented. Motion was seconded by Councilwoman Maria Elena Ramirez and approved unanimously 4-0.

4. Presentation and update by SpawGlass on Conway Streetscape Project

Mr. Ricardo Perez, TIRZ Executive Director gave the council a brief update on the Streetscape Project. Mr. Ken Jones, Executive Director of LRGVDC gave the council a report on the FTA funding.

5. Report from the Greater Mission Chamber of Commerce

George Myers, CEO of the Greater Mission Chamber of Commerce reported on the chamber events that had recently taken place and on upcoming events that would be taking place in the near future.

6. Citizens Participation

Luis Contreras, Museum Director reminded Council of The Mission Historical Museum's 7th Annual Dinner Banquet taking place on Thursday, September 12 at the Mission Community Center.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Rezoning: The North 300' of Lot 3, The Retreat at Cimarron, from R-3 (Multi-Family Residential) to C-3 (General Business), Desarollos Mosi, LLC Sergio Molina c/o Veronica De La Fuente, Adoption of Ordinance # _____ approving 1.1A**

On August 28, 2013 the Planning and Zoning Commission convened in order to consider the rezoning request mentioned above, which was located on the SW corner of Glasscock Road and Expressway 83. There was no public opposition during P&Z Mtg. The Board recommended approval of the rezoning 6-1.

Staff and City Manager recommended denial.

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

Mr. Ciro Ochoa, Mr. Omar Alaniz and Mrs. Veronica De La Fuente were present representing the owners of this property and to answer any questions the Council might have.

Mr. Alaniz stated that they had been in contact with their neighbor Dr. Pean and the Homeowners Association and discussed the proposed project and had come up with an arrangement that would comply with all the requirements imposed by the Homeowners Association

Mr. Ochoa stated that they wanted to be good neighbors and had no problem changing the rezoning to a C-2 if that's what the council was recommending. He also stated that to his understanding the only item being considered was the rezoning of the property, once they got to the development part of the project the rest of the issues would be taken care of at that time.

After a brief discussion Mayor Salinas recommended to table this item.

Mayor Pro Tem Garza moved to table this item as recommended by Mayor Salinas. Motion was seconded by Councilman Ruben Plata and tabled unanimously 4-0.

- B. Conditional Use Permit Renewal: Drive-Thru Service Window for Casa De Cambio Reynosa, 1522 E. Expwy. 83, Ste. 118, being Lot 4, Stewart Plaza Subd., C-3, Casa De Cambio Reynosa, Adoption of Ordinance # 3983 approving 1.1B**

On August 28, 2013 the Planning and Zoning Commission convened in order to consider the conditional use permit renewal request mentioned above, which was located on the SW corner of Stewart Road and Expressway 83. There was no public opposition during P&Z Mtg. The Board unanimously recommended approval as per staff's recommendation.

Staff Recommendation: Approval for 3 years.

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 Renewal and to adopt Ordinance No 3983 Conditional Use Permit: Drive-Thru Service Window for Casa De Cambio Reynosa, 1522 E. Expwy. 83, Ste. 118, being Lot 4, Stewart Plaza Subd., C-3. Motion was seconded by Councilwoman Ramirez and approved unanimously 4-0.

ORDINANCE NO. 3983

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR A DRIVE-THRU SERVICE
WINDOW A CASA DE CAMBIO REYNOSA, 1522 E. EXPRESSWAY 83, STE. 118, BEING
LOT 4, STEWART PLAZA SUBDIVISION

C. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Taqueria El Zarape, 2423 E. Expwy. 83, Ste. 100, being Lot 2, Block A, Shary-Taylor Expressway Commercial Subd., C-4, Taqueria El Zarape, Adoption of Ordinance # 3984 approving 1.1C

On August 28, 2013 the Planning and Zoning Commission convened in order to consider the conditional use permit renewal request mentioned above, which was located approximately ¼ mile east of Shary Road along the north side of the frontage road along Expressway 83, just east of Chili's. There was no public opposition during P&Z Mtg. The Board unanimously recommended approval as per staff's recommendation.

Staff Recommendation: Approval for 3 years.

City Manager recommended approval.

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

There were no comments.

Councilwoman Ramirez moved to approve the CUP Renewal and to adopt Ordinance No 3984 Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Taqueria El Zarape, 2423 E. Expwy. 83, Ste. 100, being Lot 2, Block A, Shary-Taylor Expressway Commercial Subd., C-4. Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 3984

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR THE SALE &
ON-SITE CONSUMPTION OF ALCOHOLIC BEVERAGES – TAQUERIA EL
ZARAPE, 2423 E. EXPRESSWAY 83, STE. 100, BEING LOT 2, BLOCK A,
SHARY-TAYLOR EXPRESSWAY COMMERCIAL SUBDIVISION

**D. Conditional Use Permit Renewal: Drive-Thru Business – T-Rey’s Convenience Store,
2502 W. Bus. 83, being Lots 131 & 132, Ala Blanca Subd. No. 4, C-3, Reynaldo Diaz,
Adoption of Ordinance # 3985 approving 1.1D**

On August 28, 2013 the Planning and Zoning Commission convened in order to consider the conditional use permit renewal request mentioned above, which was located on the NW corner of Paisano Street and Business Hwy 83. There was no public opposition during P&Z Mtg. The Board unanimously recommended approval as per staff’s recommendation.

Staff Recommendation: Approval for 1 year.

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 Renewal and to adopt Ordinance No 3985 Conditional Use Permit: Drive-Thru Business – T-Rey’s Convenience Store, 2502 W. Bus. 83, being Lots 131 & 132, Ala Blanca Subd. No. 4, C-3. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

ORDINANCE NO. 3985

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR DRIVE-THRU
BUSINESS – T-REY’S CONVENIENCE STORE, 2502 W. BUSINESS HWY 83,
BEING LOTS 131 & 132, ALA BLANCA SUBDIVISION NO. 4

2.0 Disposition of Minutes

**2.1 City Council Meeting – August 26, 2013 and
Special City Council Meeting – September 4, 2013**

Mayor Pro Tem Garza moved to approve the minutes as presented. Motion was seconded by Councilman Plata and approved unanimously 4-0.

3.0 Acknowledge Receipt of Minutes

- 3.1 Mission Boys & Girls Club – May 09, 2013**
 - Zoning Board of Adjustments – June 19, 2013**
 - Citizen’s Advisory Committee – July 09, 2013**
 - Planning & Zoning Commission – August 14, 2013**
 - Traffic Safety Committee – May 21, 2013**

Councilman Plata moved to acknowledge the receipt of minutes as presented. Motion was seconded by Councilwoman Ramirez and approved unanimously 4-0.

4.0 Approvals and Authorizations

4.1 Approval of Resolution # 1358 expressing the city's nomination for the Appraisal District Board of Directors for 2014-2015

The Hidalgo County Appraisal District had invited Valley cities to submit nominations for Board of Directors for 2014-2015. Nominations needed to be received by the Appraisal District by October 15, 2013. Mayor Salinas was recommending the nomination of Amador Requenez for council consideration.

Staff Recommendation: Approve nomination of Amador Requenez.

City Manager recommended approval.

Councilman Plata moved to approve Resolution No. 1358 approving the nomination of Amador Requenez as recommended by Mayor Salinas. Motion was seconded by Councilwoman Ramirez and approved unanimously 4-0.

RESOLUTION NO. 1358

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
EXPRESSING ITS NOMINATION FOR APPRAISAL DISTRICT DIRECTORS FOR 2014-2015
ON THE HIDALGO COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS

At 5:15 p.m., Councilman Dr. Armando O'cana joined the meeting.

4.2 Approval of request by County of Hidalgo Elections Department to use City Facilities for early voting and election day for November 5, 2013 Constitutional Amendment Election, for March 4, 2014 Primary Election, for May 27, 2014 Primary Runoff, for May 10, 2014 City and School Elections and for November 4, 2014 General Election

There was request for the use of Bannworth Gym and Mission City Hall for early voting and election day and Central Fire Station and Kika de la Garza Building (Upper Valley Art League) for Election Day.

Staff and City Manager recommended: Approval of request.

Councilman Plata moved to approve the request by County of Hidalgo Elections Department to use City Facilities for early voting and election day for November 5, 2013 Constitutional Amendment Election, for March 4, 2014 Primary Election, for May 27, 2014 Primary Runoff, for May 10, 2014 City and School Elections and for November 4, 2014 General Election. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

4.3 Authorize Mayor to execute renewal contract with the Department of State Health Services, Program Vital Statistics Unit

This was a continuation of the existing contract with the Department of State Health Services, Program Vital Statistics Unit for the issuance of out of town Vital Records. Term of the agreement was thru August 31, 2015. With this service out of town birth certificates were purchased for

\$24.00 each with \$1.83 per record going to the state for search and issuance through the state database. This fiscal year staff had issued 655 records to date via the remote system at a total revenue to the city of \$14,521.35.

Staff Recommendation: Approval for Mayor to execute contract with DSHS.

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize Mayor to execute renewal contract with the Department of State Health Services, Program Vital Statistics Unit. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.4 Approval of Ordinance # 3986 adopting the Mission Economic Development Corporation Fiscal Year 2013-14 Annual Budget

Resolution # 2013-07 was approved by MEDC on Wednesday, September 4, 2013. Staff was recommending approval of MEDC Budget.

Mayor Salinas represented the City of Mission on the board and City Manager Garza served as an ex officio member.

Staff Recommendation: Approval of Ordinance # 3986 adopting the Mission Economic Development Corporation Fiscal Year 2013-2014 Annual Budget.

Councilman Plata moved to approve Ordinance No. 3986. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

ORDINANCE NO. 3986

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS ADOPTING APPROPRIATIONS FOR THE SUPPORT OF THE MISSION ECONOMIC DEVELOPMENT CORPORATION FOR FISCAL YEAR BEGINNING OCTOBER 1, 2013 AND ENDING SEPTEMBER 30, 2014

4.5 Approval of Ordinance # 3987 adopting the Fiscal Year 2013-2014 Annual Budget

Staff and City Manager recommended ordinance approval.

Councilwoman Ramirez moved to approve Ordinance No. 3987 adopting the Fiscal Year 2013-2014 Annual Budget. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 3987

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CITY OF MISSION FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2013 AND ENDING SEPTEMBER 30, 2014; APPROPRIATING MONEY TO A DEBT SERVICE FUND TO PAY INTEREST AND PRINCIPAL DUE ON THE CITY'S INDEBTEDNESS; AND ADOPTING THE ANNUAL BUDGET OF THE CITY OF MISSION FOR THE 2013 – 2014 FISCAL YEAR

4.6 Approval of Ordinance # 3988 Adopting the Tax Rate

The Tax Rate for the fiscal year 2013-2014 was \$0.5288 per \$100 property value. In addition to establishing the tax rate, this ordinance provided a \$10,000 exemption for the elderly and a \$10,000 exemption for the disabled. The City would also continue the tax freeze established in 2005 for the elderly and disabled, ensuring the total amount of ad valorem taxes paid would not increase.

Interest & Sinking Rate (I&S)	\$0.1076
Maintenance & Operation (M&O)	<u>\$0.4212</u>
Total Tax Rate	\$0.5288

Staff and City Manager recommended ordinance approval.

Mayor Salinas stated for the record that the tax rate is the same as the previous tax rate and is less than the effective tax rate.

Councilman O'cana moved to approve Ordinance No. 3988 adopting the Tax Rate. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 3988

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS LEVYING AN AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF MISSION FOR THE FISCAL YEAR 2013-2014; PROVIDING FOR APPORTIONING EACH LEVY FOR SPECIFIC PURPOSES; PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SAME SHALL BECOME DELINQUENT IF NOT PAID; AND PROVIDING FOR EXEMPTIONS FOR THE ELDERLY AND FOR THE DISABLED.

4.7 Approval of Ordinance # 3989 for Classified Positions for the Mission Fire Dept. for FY 2013-14

As per Chapter 143 of the Texas Local Government Code, classified positions have to be approved for every FY. Ordinance would expire on September 30, 2014.

Staff Recommendation: Approve the classified positions as recommended by Chief Ricardo Saldana and approved by the Civil Service Commission.

City Manager recommended ordinance approval.

Mayor Pro Tem Garza moved to approve Ordinance No. 3989 for Classified Positions for the Mission Fire Dept. for FY 2013-14. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 3989

AN ORDINANCE ESTABLISHING THE CLASSIFICATIONS FOR THE MISSION FIRE DEPARTMENT FOR THE FISCAL YEAR 2013-2014

4.8 Approval of Ordinance # 3990 for Base salaries and incentive package for the Mission Fire Dept. FY 2013-14

As required by Chapter 143 of the Texas Local Government Code. Base salaries and incentive pay package must be approved by governing body on a yearly basis. Ordinance expires on September 30, 2014.

Staff Recommendation: Approve ordinance as recommended and approved by Civil Service Commission, Fire Chief, and City Manager's Office.

Councilman Plata moved to approve Ordinance No 3990 for Base salaries and incentive package for the Mission Fire Dept. FY 2013-14. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

ORDINANCE NO. 3990

AN ORDINANCE PROVIDING FOR THE BASE SALARIES FOR CIVIL SERVICE EMPLOYEES OF THE MISSION FIRE DEPARTMENT; PROVIDING FOR EMPLOYEE INCENTIVE PAY FOR MEMBERS OF THE MISSION FIRE DEPARTMENT SUCH INCENTIVE PAY BEING LONGEVITY PAY, SENIORITY PAY, CERTIFICATION PAY, EDUCATIONAL PAY, AND ASSIGNMENT PAY; ESTABLISHING THE RATE OF PAY FOR SUCH INCENTIVE PAYS, ESTABLISHING THE CRITERIA FOR QUALIFICATIONS FOR SUCH PAY; PROVIDING FOR PUBLICATION; PROVIDING FOR SEVERABILITY, AND ORDAINING OTHER PROVISIONS RELATING TO THE SUBJECT MATTER THEREFORE

4.9 Approval of Ordinance # 3991 for Classified positions for the Mission Police Dept. for FY 2013-14

As required by Chapter 143 of the Texas Local Government Code, classified positions have to be approved by governing body on a yearly basis. Ordinance expires on September 30, 2014.

Staff Recommendation: Approve the classified positions as recommended by the Interim Chief Roberto Dominguez and approved by the Civil Service Commission.

City Manager recommended ordinance approval.

Councilman Plata moved to approve Ordinance No. 3991 for Classified positions for the Mission Police Dept. for FY 2013-14. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

ORDINANCE NO. 3991

AN ORDINANCE ADOPTING THE CLASSIFICATIONS FOR THE MISSION POLICE DEPARTMENT FOR FISCAL YEAR 2013-2014.

4.10 Approval of Ordinance # 3992 for Base salaries and Incentive package for the Mission Police Dept. FY 2013-14

As required by Chapter 143 of the Texas Local Government Code, Base salaries and incentive pay package must be approved by governing body on a yearly basis. Ordinance expires on September 30, 2014.

Staff Recommendation: Approve ordinance as recommended and approved by Civil Service Commission, Interim Chief Roberto Dominguez and City Manager's Office.

Councilwoman Ramirez moved to approve Ordinance No. 3992 for Base salaries and Incentive package for the Mission Police Dept. FY 2013-14. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 3992

AN ORDINANCE PROVIDING FOR THE BASE SALARIES FOR CIVIL SERVICE EMPLOYEES OF THE MISSION POLICE DEPARTMENT; PROVIDING FOR EMPLOYEE INCENTIVE PAY FOR MEMBERS OF THE MISSION POLICE DEPARTMENT SUCH INCENTIVE PAY BEING LONGEVITY PAY, SENIORITY PAY, CERTIFICATION PAY, EDUCATIONAL PAY, ASSIGNMENT PAY, AND CLOTHING ALLOWANCE; ESTABLISHING THE RATE OF PAY FOR SUCH INCENTIVE PAYS, ESTABLISHING THE CRITERIA FOR QUALIFICATIONS FOR SUCH PAY; PROVIDING FOR PUBLICATION; PROVIDING FOR SEVERABILITY, AND ORDAINING OTHER PROVISIONS RELATING TO THE SUBJECT MATTER THEREFORE.

4.11 Authorization to execute renewal with ING for Stop Loss Insurance

On June 24, 2013, City Council authorized FNB Insurance to solicit for bids for Stop Loss Insurance. Re-Insurance was needed for the 2013-2014 fiscal year to cap any excess cost exceeding our specific deductible for medical and prescription costs. After careful evaluation and assessment, FNB was recommending that the city renew with ING. Staff was seeking authorization to renew with ING through Ricardo Filizola, FNB Insurance.

Staff Recommendation: Authorization to renew with ING through Ricardo Filizola, FNB Insurance.

City Manager recommended approval.

Councilman Plata moved to authorize to execute renewal with ING for Stop Loss Insurance. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.12 Approval of Work Authorization No. 14 with L&G Engineering related to the Taylor Road Project from US 83 Expressway to 1300 ft. North of Dove

Work Authorization No. 14 entailed professional services for the Taylor Road Project from US 83 Expressway to 1300 ft. North of Dove. These services included Environmental Assessment, Public Involvement, and Schematic. This project was a joint effort between the City of Mission, City of McAllen and County of Hidalgo.

Staff Recommendation: Approval of Work Authorization No. 14.

City Manager recommended approval.

Councilman Plata moved to approve Work Authorization No. 14 with L&G Engineering related to the Taylor Road Project from US 83 Expressway to 1300 ft. North of Dove. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.13 Approval of Ordinance # 3993 providing for a no left turn intersection from 3rd Street onto Holland Ave. between the hours of 7:15 a.m. to 7:45 a.m. and 3:15 p.m. to 3:45 p.m. on the days that Mission C.I.S.D. has school in session

The City of Mission Police Department received a request for approval of an ordinance providing for a No Left Turn intersection from 3rd Street onto Holland Ave. from 7:15 a.m. to 7:45 a.m. and 3:15 p.m. to 3:45 p.m. on the days that Mission C.I.S.D. had school in session. The Pearson Elementary School drop off area was directly across from 3rd Street. The Mission Police Department had received several complaints in regards to the Pearson Elementary drop off vehicular traffic turning south onto Holland Ave. at the same time that 3rd Street traffic ran south on Holland Ave. causing near accidents. On September 04, 2013, the Traffic Safety Committee met and approved the request for the No Left Turn intersection. It was the recommendation of the Traffic Safety Committee to adopt this ordinance. The request was being forwarded to the council for their review and consideration.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve Ordinance No. 3993. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 3993

AN ORDINANCE PROVIDING FOR A NO LEFT TURN INTERSECTION FROM 3RD STREET ONTO HOLLAND AVE. BETWEEN THE HOURS OF 7:15 A.M. TO 7:45 A.M. AND 3:15 P.M. TO 3:45 P.M. ON THE DAYS THAT MISSION C.I.S.D. HAS SCHOOL IN SESSION;
PROVIDING FOR INSTALLATION OF SAID TRAFFIC CONTROL DEVICES BEING NO LEFT TURN INTERSECTION AND MAKING PROVISIONS OF THE STATE TRANSPORTATION CODE AND TRAFFIC ORDINANCES OF THE CITY OF MISSION IN REGARD TO PENALTY FOR VIOLATION APPLICABLE THERETO

4.14 Authorization to enter into a contract for Legal Services between the City of Mission and the law firm of Best, Best & Krieger

The Mission Police Department was requesting authorization to enter into a contract for legal services between the City of Mission and the law firm of Best, Best & Krieger to advise the city with the reconfiguration of our 800 MHz public radio system. The Federal Communications Commission had ordered that all public safety entities (Mission Police and Fire Departments) must reconfigure their mobile radios, portable radios and their infrastructure to operate in a different bandwidth. The law firm of Best, Best and Kreiger specialized in radio communications conversion as required by the FCC. They would in effect protect the cities interest in our communications and compliance with the FCC, our state administrator designated by the FCC to assure that the conversion of frequencies takes place and with the City of Mission vendor that would be completing the conversion from the 800 spectrum to the 700 spectrum. There was no cost to the City of Mission for this project; all expenditures would be paid by Nextel. Mission Police Department respectfully requested authority to enter into the legal services contract.

Staff and City Manager recommended approval.

Councilman O'cana moved to authorize to enter into a contract for Legal Services between the City of Mission and the law firm of Best, Best & Krieger. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.15 Authorization to enter into a contract between the City of Mission and Motorola Solutions Inc. to include any future contracts for service regarding the reconfiguration of our 800 MHz public radio system after review by the law firm of Best, Best & Krieger

The Mission Police Department was requesting authorization to enter into a contract for services between the City of Mission and Motorola Solutions Inc. The law firm of Best, Best & Krieger had reviewed the contract between the City of Mission and Motorola Solutions Inc. regarding the services to be provided based on the reconfiguration of our 800 MHz public radio system ordered by the Federal Communications Commission. Upon review of the contract and the services to be provided by Motorola, the law firm of Best, Best and Krieger was recommending that we enter into contract with Motorola for services to reprogram all public service portable radio, mobile radios and our radio infrastructure. This contract was a planning contract with Motorola; therefore, the Mission Police Department was also requesting authorization to enter into future contracts with Motorola regarding the 800 MHz public radio systems after review from our law firm. The next contract would be an implementation contract. There was no cost to the City of Mission for this project, all expenditures would be paid by Nextel.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to enter into a contract between the City of Mission and Motorola Solutions Inc. to include any future contracts for service regarding the reconfiguration of our 800 MHz public radio system after review by the law firm of Best, Best & Krieger. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

4.16 Authorization to accept the FY 2013 Emergency Management Performance Grant (EMPG)

The Mission Fire Department (Emergency Management Division) was seeking authorization to accept the Fiscal Year 2013 Emergency Management Performance Grant (EMPG) for Fiscal Year 2013 in the amount of \$32,048.02. The requirement for this Grant was to pay for a portion of the Emergency Management Staff. The City must maintain an Emergency Management Plan; conduct and document Exercise; submit After Action Reports and Improvement Plan; be in compliance with the National Incident Management System; must be 100% in compliance with NIMS cast objectives and metrics; submit Work Plan Tasks and the timely submission of progress and Financial Reports.

Staff and City Manager recommended approval.

Councilwoman Ramirez moved to authorize to accept the FY 2013 Emergency Management Performance Grant (EMPG). Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.17 Approval of Resolution # 1359, A City of Mission Resolution Approving the Issuance of Bonds by the City of Mission Redevelopment Authority on Behalf of Reinvestment Zone Number One, City of Mission, Texas; and Making Certain Findings Relating Thereto

Staff was seeking the authorization of the proposed resolution to authorize the MRA to secure bond proceeds for the following infrastructure improvements projects:

- Right of Way Acquisition Services for North Inspiration Road.
- Water & Sewer Infrastructure Improvements for Anzalduas Highway.
- Expansion and Extension for Walsh Street from Business 83 South to Expressway 83.

Staff and City Manager recommended: Approval of Resolution # 1359.

Councilman Plata moved to approve Resolution No. 1359, A City of Mission Resolution Approving the Issuance of Bonds by the City of Mission Redevelopment Authority on Behalf of Reinvestment Zone Number One, City of Mission, Texas; and Making Certain Findings Relating Thereto. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

RESOLUTION NO. 1359

A RESOLUTION APPROVING THE ISSUANCE OF BONDS BY THE MISSION REDEVELOPMENT AUTHORITY ON BEHALF OF REINVESTMENT ZONE NUMBER ONE, CITY OF MISSION, TEXAS; AND MAKING CERTAIN FINDINGS RELATING THERETO

4.18 Preliminary Plat Approval: Santa Lucia Subdivision, A 9.603 ac. tract of land out of Lot 166, JHS Subd., R-3 Developer: Blanca A Gutierrez, Engineer: Camacho-Hernandez & Associates

On September 9, 2013 the Planning and Zoning Commission convened in order to consider the Preliminary & Final Plat Approval for Santa Lucia Subdivision. The property was located on the NW corner of Taylor Road and Colorado Street. There was no public opposition during P&Z 9/9/13 Mtg. The Board unanimously recommended approval as per staff's recommendations

Staff Recommendation: Approval subject to: 1) Payment of the Sewer Capital Recovery Fees & Park Fees; and 2) Provide exclusion from the Water District.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Preliminary Plat Approval: Santa Lucia Subdivision, A 9.603 ac. tract of land out of Lot 166, JHS Subd., R-3 Developer: Blanca A Gutierrez, Engineer: Camacho-Hernandez & Associates. 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

City Manager Garza introduced reporter Daniella Diaz from The Monitor.

6.2 Mayor's Comments

None

At 5:37 p.m., Mayor Pro Tem Garza moved to convene into executive session. Motion was seconded by Councilman Plata 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

Personnel matters Sec. 551.074

A. Golf Pro Contract

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

At 5:57 p.m., Mayor Pro Tem Garza moved to reconvene in open session. Motion was seconded by Councilman Plata and approved unanimously 5-0.

On item 7.1-A, Councilman Plata moved to approve to renew Mr. Paul Schaefer's Golf Pro contract from October 1, 2013 thru September 30, 2014 for 15% of gross sales. Motion was seconded by Mayor Pro Tem Garza, and approved unanimously 5-0.

8.0 Adjournment

At 5:58 p.m., Councilman Plata moved for adjournment. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretary