

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
JUNE 27, 2016 4:30 P.M.
MISSION CITY HALL**

PRESENT:

Norberto Salinas, Mayor
Jessica Ortega-Ochoa, Councilwoman
Ruben D. Plata, Councilman
Norie Gonzalez Garza, Mayor Pro Tem
Dr. Armando O'caña, Councilman
Abiel Flores, City Attorney
Jaime Tijerina, Deputy City Attorney
Anna Carrillo, City Secretary
Martin Garza, Jr., City Manager

ABSENT:

ALSO PRESENT:

Kathy Olivarez, Progress Times
Bernice Garcia, The Monitor
Emilia Alvarez Gamboa
Berta Cavazos
Aronne Penna
Raven Espericueta
Gilda Bowen
Jim & Beth Barnes
Quincy Bonilla
Yolanda Guzman
Rafael Cepeda, Jr.
Sylvia Vazquez
Tita Iruegas
Ernestina Constante
Julie Chavez
Gus Mikael
Moshe Rios
Juan Diaz
Jaime Gutierrez
Carlos Gaytan
Edelir garza
Fred Kurth
J.J. Ramos

STAFF PRESENT:

Nelia Hernandez, Asst. City Secretary
Aida Lerma, Deputy City Manager
Randy Perez, Deputy City Manager
Angie Vela, Asst. Finance Director
Danny Tijerina, Planning Director
Jaime Acevedo, Asst. Planning Director
Noemi Munguia, HR Director
Robert Hinojosa, Risk Manager
Eduardo Belmarez, Purchasing Director
Roland Rodriguez, I. T. Director
Roberto Salinas, Public Works Director
Juan Pablo Terrazas, City Engineer
Jesse Lerma, Civil Service Director
Rene Lopez, Jr., Fire Chief
Robert Dominguez, Chief of Police
Jonathan Wehrmeister, Judge
Joanne Longoria, CDBG Director
Mario Flores, Golf Course Director
Luduvico Martinez, B & G Club Director
Brad Bentsen, Parks & Recreation Director
Mayra Rocha, Library Director
Cesar Gutierrez, Sanitation Director
Alex Meade, MEDC Chief Exec. Officer
Humberto Garcia, Media Relations
Charlie Longoria, Media Relations
Jesus Gonzalez, Police Officer
Ezeiza Garcia, Finance Dept.
Paula Banda, Administrative Asst.

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:41 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. Report from the Greater Mission Chamber of Commerce

Josh Stockel CEO from the Greater Mission Chamber of Commerce reported on the chamber events that had recently taken place and advised the Mayor and City Council about upcoming ribbon cuttings and events.

4. Departmental Reports

Councilman Dr. Armando O'cana moved to approve the departmental reports as presented. Motion was seconded by Councilman Ruben Plata and approved unanimously 5-0.

5. Citizens Participation

Deputy City Manager, Aida Lerma introduced Sister City President David Gustavo Flores Lavenant who invited the Mayor and City Council to the IX International Convention of the America Sister Cities Association to be held August 5-7, 2016 at Francisco I Madero and Torreon in the state of Coahuila.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Rezoning: Lots 5 & 6, Block 180, Mission Original Townsite Subdivision, R-1 (Single Family Residential) to R-2 (Duplex-Fourplex Residential), Enrique Fabela, Adoption of Ordinance # _____ approving 1.1A**

On June 8, 2016 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located at the NE corner of Holland Avenue and W. 10th Street. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval of the R-2 zone.

Staff and City Manager recommended denial.

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

There were no comments.

Councilman O'cana moved to deny the Rezoning: Lots 5 & 6, Block 180, Mission Original Townsite Subdivision, R-1 (Single Family Residential) to R-2 (Duplex-Fourplex Residential). Motion was seconded by Mayor Pro Tem Norie Gonzalez Garza and denied unanimously 5-0.

- B. Conditional Use Permit: To Place a 24' x 60' Portable Building, 915 W. Expressway 83, Lot 1, Nido de Aguila Subdivision, P, Luz Para Las Naciones Church, Adoption of Ordinance # 4365 approving 1.1B**

On June 8, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located at the SW corner of S. Olmo Street and south side of U.S. Expressway 83 Frontage Road. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 3 years.

Staff Recommendation: Approval for 3 years.

City Manager recommended approval.

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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. 4365 Conditional Use Permit: To Place a 24' x 60' Portable Building, 915 W. Expressway 83, Lot 1, Nido de Aguila Subdivision, P, as recommended. Motion was seconded by Councilwoman Jessica Ortega-Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4365

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT TO PLACE A 24' X 60' PORTABLE BUILDING, 915 W. EXPRESSWAY 83, LOT 1, NIDO DE AGUILA SUBDIVISION

- C. Conditional Use Permit: To Place a Portable Structure for the Sale of Food – Fiesta Grocery, 208 N. Inspiration Road, Lot 1, Madrigal Subdivision, C-2, Valdemar Cantu, Adoption of Ordinance # 4366 approving 1.1C**

On June 8, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was 130' north of W. 2nd Street along the east side of Inspiration Road within the Fiesta Grocery site. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 1 year.

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.

Councilwoman Ochoa moved to approve the cup and to adopt Ordinance No. 4366 Conditional Use Permit: To Place a Portable Structure for the Sale of Food – Fiesta Grocery, 208 N. Inspiration Road, Lot 1, Madrigal Subdivision, C-2, as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

ORDINANCE NO. 4366

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT TO PLACE A PORTABLE STRUCTURE FOR THE SALE OF FOOD – FIESTA GROCERY, 208 N. INSPIRATION ROAD, LOT 1, MADRIGAL SUBDIVISION

- D. Conditional Use Permit: Portable Building for Monchi Loko Express, 1002 Hoerner Drive, Being 2.78 acres tract of land out of Lot 214, John H. Shary Subdivision, I-1, Andrew Rivera, Adoption of Ordinance # _____ approving 1.1D**

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On April 27, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located at the NE corner of Business 83 and Hoerner Drive. The Board unanimously recommended approval for 1 year.

Staff and City Manager recommended approval.

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

There were no comments. Mayor Salinas was against the approval since the structure was located in the parking area of the establishment.

Councilman O'cana moved to deny the Conditional Use Permit: Portable Building for Monchi Loko Express, 1002 Hoerner Drive, Being 2.78 acres tract of land out of Lot 214, John H. Shary Subdivision, I-1, as recommended by Mayor Salinas. Motion was seconded by Councilman Plata and denied 3-2 with Mayor Pro Tem Garza and Councilwoman Ochoa dissenting.

E. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Mariscos La Chivis, 600 N. Shary Road, Suite C & D, Lot 1, Esdras Vega Subdivision, C-3, Zamantha Zaray Guzman, Adoption of Ordinance # 4367 approving 1.1E

On June 8, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located at the NE corner of Shary Road and 6th Street within Lot 1 of Esdras Vega Subdivision. The Board unanimously recommended approval for 1 year.

Staff and City Manager recommended approval.

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

There were no comments.

Councilman O'cana moved to approve the cup and to adopt Ordinance No. 4367 Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Mariscos La Chivis, 600 N. Shary Road, Suite C & D, Lot 1, Esdras Vega Subdivision, C-3, as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 4367

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 – MARISCOS LA CHIVIS, 600 N.
SHARY ROAD, SUITE C & D, LOT 1, ESDRAS VEGA SUBDIVISION

2.0 Disposition of Minutes

2.1 City Council Regular Meeting – June 13, 2016

Mayor Pro Tem Garza moved to approve the minutes as presented. Motion was seconded by Councilman Plata and approved unanimously 5-0.

3.0 Acknowledge Receipt of Minutes

3.1 Planning and Zoning Commission – May 25, 2016

Shary Golf Course Advisory Board – April 19, 2016

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

4.0 Approvals and Authorizations

4.1 Ordinance # 4368 repealing and replacing Code of Ordinance Chapter 42 Health & Sanitation, Article IV Smoking Regulations, Section 42-121-126

The City of Mission as a Home Rule City and as outlined in the Charter was charged with the protection of the health, safety, welfare, and wellbeing of its Citizens. Article IV Smoking Regulations, Section 42-121-126 regulated smoking within the public places within the city limits was one of the current regulations enacted for the above referenced purpose.

This ordinance authorized the repealing and replacing, in its entirety, of Chapter 42 Health & Sanitation, Article IV Smoking Regulations, Section 42 Section 42-121-126 , of the City of Mission, Texas Code of Ordinances to meet the national standards for a municipality to be designated as a “Smoke-Free” city. Specifically, to improve the safety and health of residents and visitors, this action designated additional public spaces as smoke-free.

City Staff had met with representatives of the Tobacco Prevention and Control Coalition and had discussed with other Cities in our Region and in the State on their no smoking regulations. After review of the above referenced studies and discussions, the City of Mission found that smoking tobacco was a form of air pollution and was a positive danger to health and was a material public nuisance.

To permit transition to the policy change, this amended Smoking Ordinance would become effective in 90 days after its passage.

Staff and City Manager recommended ordinance approval.

Councilman O’cana moved to adopt Ordinance No. 4368 repealing and replacing Code of Ordinance Chapter 42 Health & Sanitation, Article IV Smoking Regulations, Section 42-121-126, as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4368

AN ORDINANCE REPEALING AND REPLACING THE CITY OF MISSION CODE OF ORDINANCES HEALTH AND SANITAION CHAPTER 42, SMOKING REGULATIONS; PROVIDING A REPEALER CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE; PROVIDING FOR CODIFICATION; AND ORDAINING OTHER PROVISIONS RELATED TO THE SUBJECT MATTER HEREOF

4.2 Approval to donate 2004 Chevy Truck to San Fernando, Tamaulipas

A request had been received for a 2004 Chevy Truck from Mayor Mario De La Garza for them to utilize at their fire department. This vehicle would be very beneficial to the department and their community. This vehicle was surplusd on May 23, 2016.

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Staff Recommendation: Approve donation to San Fernando, Tamaulipas.

City Manager recommended approval.

Councilman O'cana moved to approve to donate a 2004 Chevy Truck to San Fernando, Tamaulipas, as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.3 Approval to donate 1998 International Dump Truck to Francisco I. Madero, Coahuila

A request had been received for a 1998 International Dump Truck from Mayor David Lavenant for them to use at their Public Works Department. This vehicle would be very beneficial to the department and their community. This vehicle was surplus on May 23, 2016.

Staff Recommendation: Approve donation to Francisco I. Madero, Coahuila.

City Manager recommended approval.

Councilman Plata moved to approve to donate a 1998 International Dump Truck to Francisco I. Madero, Coahuila, as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.4 Approval to donate Ford F-250 truck to Guadalupe, Nuevo Leon

A request had been received for a Ford F-250 pickup from Jesus Trevino Canamar, Presidente de Patronato de Bomberos from Guadalupe, Nuevo Leon for them to utilize at their fire department. This vehicle would be very beneficial to the department and their community. This vehicle was surplus on May 23, 2016.

Staff Recommendation: Approve donation to Guadalupe, Nuevo Leon.

City Manager recommended approval.

Councilwoman Ochoa moved to approve to donate a Ford F-250 truck to Guadalupe, Nuevo Leon, as recommended. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.5 Authorization to award bid for the Waste Water Treatment Plant Expansion

On April 25, 2016, City Council authorized staff to solicit bids for the Waste Water Treatment Plant Expansion. The City of Mission had accepted and opened two (2) bid responses for this project. Staff recommended awarding to RP Constructors, Inc., at a bid amount of \$14,841,556.00, who was the lowest responsible bidder meeting specifications. There was a letter of recommendation and bid tabulation from Melden & Hunt, Inc. project engineer. This expansion would consist of an additional 4.5 MGD treatment capacity for a total Capacity of 13.5 MGD.

Staff Recommendation: Authorization to award bid to RP Constructors, Inc.

City Manager recommended approval.

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Councilman Plata moved to authorize to award bid for the Waste Water Treatment Plant Expansion to RP Constructors, Inc. as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

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

Staff was seeking authorization to purchase via state approved cooperative contracts for Capital Outlay Equipment for Waste Water Treatment Plant Building.

Staff Recommendation: Authorization to purchase via state approved Buy Board contract 415-12 (Vendor: Johnstone Supply)

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to Purchase Equipment via State approved Buy Board contract 415-12 (Vendor: Johnstone Supply) for the Public Works Department, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.7 Authorization to solicit bids for Perkins Avenue (11th and 15th Street) Storm Drainage Project

Project would consist of storm drainage system improvements at the vicinity area of Perkins Ave., between 11th and 15th Street. Drainage Project would include 24" and 30" RCP Mains and laterals with Curb Inlets. Construction estimate was approximately \$700,000.00.

Staff Recommendation: Authorization to Solicit for Bids.

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to solicit bids for Perkins Avenue (11th and 15th Street) Storm Drainage Project. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.8 Authorization to Execute First One-Year Renewal Option with Deer Oaks EAP Services

In 2015, the City of Mission entered into a contractual agreement with Deer Oaks EAP for Employee Assistance Program services. The terms for this contract were for one year with two one-year renewal options with a yearly fixed price increase. Per renewal letter, there would be an increase of \$0.04 PEPM as per original proposal. Staff was seeking authorization to extend contract for first one-year renewal option with Deer Oaks EAP Services. This agreement would extend contract from October 1, 2016 through September 30, 2017.

Staff Recommendation: Authorization of one-year renewal with Deer Oaks EAP Services.

City Manager recommended approval.

Councilman O'cana moved to authorize to execute first one-year renewal option with Deer Oaks EAP Services. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.9 Authorization to Execute Second One-Year Renewal Option with BlueCross BlueShield of Texas

In 2014, the City of Mission entered into a contractual agreement with BlueCross BlueShield of Texas for Third Party Administrator, PPO Network and Pharmacy Benefit Management (PBM). The terms for this contract were for one year with two one-year renewal options. Per renewal letter, there would be a 1.80% decrease in the administrative fee. Staff esd seeking authorization to extend contract for second one-year renewal option with BCBSTX. This agreement would extend contract from October 1, 2016 through September 30, 2017.

Staff Recommendation: Authorization of second one-year renewal with BCBSTX through Ricardo Filizola, GEF Financial Group.

City Manager recommended approval.

Councilman Plata moved to authorize to execute second one-year renewal option with BCBSTX through Ricardo Filizola, GEF Financial Group. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.10 Authorize Staff to Engage Highest Qualified Firm in negotiations for Auditing Services and Authorize City Manager to execute contract incident thereto

On March 28, 2016, City Council authorized staff to solicit Request for Proposals (RFP's) for Auditing Services in accordance with the Texas Professional Services Procurement Act (V.T.C.A., Government Code Section 2254.001). Proposals received were referred to an evaluation committee appointed to review and evaluate on the basis of demonstrated competence and qualifications to perform the services.

Staff received four (4) proposals on April 15, 2016. All proposals were evaluated on set criteria outlined in the RFP.

After careful evaluation, assessment, and interviews the Evaluation Committee deemed that Burton, McCumber & Cortez, LLP, was the highest qualified firm to perform the City's Auditing Services as per Government Code Sec. 2254.003, "Selection of Provider."

Staff would engage firm in negotiations for fair and reasonable firm fix rates.

Staff Recommendation: Approval of Staff's recommendation.

City Manager recommended approval.

Councilman Plata moved to authorize staff to engage with highest qualified firm Burton, McCumber & Cortez, LLP in negotiations for auditing services and authorize City Manager to execute contract incident thereto with. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.11 Authorization to surplus equipment for the Utility Billing Department

The Utility Billing Department was requesting authorization t surplus equipment. This item was not in working condition and could no longer be used by the department. Staff was recommending that the equipment be declared surplus.

Staff Recommendation: Staff was respectfully requesting authorization to surplus the equipment.

City Manager recommended approval.

Councilman Plata moved to authorize to surplus equipment for the Utility Billing Department. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.12 Approval of Final Action Plan 2016-17 and authorize City Manager to execute Subrecipient/Interdepartmental Agreements receiving FY'16 CDBG Allocations except LRGVDC-Area Agency on Aging and Amigos del Valle

City Council held a public hearing on May 23, 2016 to solicit input on funding allocations for public service agencies and city departments for the Final Action Plan FY'16-17 as required by HUD. No comments were received during the thirty day comment period which ended June 9, 2016.

The following agencies and departments were approved for funding through the FY'16 allocation of \$904,240: LRGVDC - Area Agency on Aging (\$7,000), Amigos Del Valle (\$26,000), Silver Ribbon (\$4,000), Easter Seals Society (\$4,000), Children's Advocacy Center (\$7,000), Salvation Army (\$2,000), Housing Division (\$637,000) and Administration and Project Delivery (\$214,240). A subrecipient orientation meeting would be scheduled to discuss their responsibilities to insure compliance with all federal regulations.

Staff Recommendation: Approval of Final Action Plan 2016-17 and authorize City Manager to Execute Subrecipient/Interdepartmental Agreements except LRGVDC-Area Agency on Aging and Amigos Del Valle

City Manager recommended approval.

Councilman Plata moved to approve Final Action Plan 2016-17 and authorize City Manager to execute Subrecipient/Interdepartmental Agreements receiving FY'16 CDBG Allocations except LRGVDC-Area Agency on Aging and Amigos del Valle. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.13 Approval of Final Action Plan 2016-17 and authorize City Manager to execute Subrecipient/Interdepartmental Agreements receiving FY'16 CDBG Allocations to LRGVDC-Area Agency on Aging and Amigos Del Valle

City Council held a public hearing on May 23, 2016 to solicit input on funding allocations for public service agencies and city departments for the Final Action Plan FY'16-17 as required by HUD. No comments were received during the thirty day comment period which ended June 9, 2016.

The following agencies and departments were approved for funding through the FY'16 allocation of \$904,240: LRGVDC - Area Agency on Aging (\$7,000), Amigos Del Valle (\$26,000), Silver Ribbon (\$4,000), Easter Seals Society (\$4,000), Children's Advocacy Center (\$7,000), Salvation Army, (\$2,000), Housing Division (\$637,000) and Administration and Project Delivery (\$217,240). A subrecipient orientation meeting would be scheduled to discuss their responsibilities to insure compliance with all federal regulations.

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Staff Recommendation: Approval of Final Action Plan 2016-17 and authorize City Manager to

Execute Subrecipient/Interdepartmental Agreements to consider LRGVDC-Area Agency on Aging and Amigos Del Valle

City Manager recommended approval.

Councilwoman Ochoa moved to approve Final Action Plan 2016-17 and authorize City Manager to execute Subrecipient/Interdepartmental Agreements receiving FY'16 CDBG Allocations to LRGVDC-Area Agency on Aging and Amigos Del Valle. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.14 Approval of Ordinance No. 4369 providing for a no parking zone at anytime on the north alley-way of the 500 and 600 block of Ramirez Street

The City of Mission Police Department received a request for approval of an Ordinance providing for a no parking Zone at anytime on the north alley-way of the 500 and 600 block of Ramirez Street. The Mission Police Department had received several complaints of vehicles blocking the narrow alley-way of said location. Residents were unable to travel through the alley-way due to motorist parking on the narrow alley-way while visiting at the large apartment complex just north of the north alley-way of Ramirez Street. On June 14, 2016 the Traffic Safety Committee met and approved the request for a No Parking zone. It was the recommendation of the Traffic Safety Committee to adopt this ordinance. This request was being forwarded to you for your review.

Staff Recommendation: Staff was respectfully requesting the adoption of this Ordinance.

City Manager recommended approval.

Councilman Plata moved to approve Ordinance No. 4369 providing for a no parking zone at any time on the north alley-way of the 500 and 600 block of Ramirez Street. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4369

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS ESTABLISHING A NO PARKING ZONE AT ANYTIME ON THE NORTH SIDE ALLEY-WAY OF THE 500 AND 600 BLOCK OF RAMIREZ STREET; PROVIDING FOR INSTALLATION OF SAID TRAFFIC CONTROL DEVICES BEING NO PARKING ZONE TRAFFIC SIGNS AND PROPER SIGNAGE THEREOF AND MAKING PROVISIONS OF THE STATE TRANSPORTATION CODE AND TRAFFIC ORDINANCE OF THE CITY OF MISSION IN REGARD TO PENALTY FOR VIOLATION APPLICABLE THERETO

At 5:35 p.m., Mayor Salinas continued onto item 4.17 of the agenda.

4.15 Authorization to purchase Broadband System for the Mission Police Department Patrol Bureau in-car lap top system through NIPA (National Intergovernmental Purchasing Alliance Company, Contract # 120471) and DIR Contract # DIR-SDD-2061

The City of Mission Police Department was requesting authorization to purchase a new Broadband System for the Mission Police Department Patrol Bureau in-car lap top system through NIPA (National Intergovernmental Purchasing Alliance Company, Contract # 120471) **Minutes, 6/27/16 pg. 11**

and DIR Contract #DIR-SDD-2061. The Mission Police Department first introduced the lap top

system back in 1998. The eighteen (18) year old system was in need of a major upgrade. The system was designed to assist patrol officers write their offense reports, incidents reports and accident reports via their lap top computer. Patrol Officers were also dispatched to calls for service via the lap top system and officers request driver's license information and vehicle registration information via the system. The new internet based system would also allow the transmission of images of wanted persons/vehicles. The total cost of this component of the new system was a total of \$295,294.00. The expenditure would be made through our state drug forfeiture account.

Staff Recommendation: Authorize the purchase of the aforementioned Broadband System.

City Manager recommended approval.

Councilman O'cana moved to authorize to purchase Broadband System for the Mission Police Department Patrol Bureau in-car lap top system through NIPA (National Intergovernmental Purchasing Alliance Company, Contract # 120471) and DIR Contract # DIR-SDD-2061. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.16 Authorization to purchase Broadband System hardware, software, and professional services from Tyler Technologies (formerly New World Systems) our software vendor for the Mission Police Department Patrol Bureau in-car lap top system through a sole source vendor

The City of Mission Police Department was requesting authorization to purchase Broadband System hardware, software, and professional services from Tyler Technologies (formerly New World Systems – MPD Software vendor since 1991) our software vendor for the Mission Police Department Patrol Bureau in-car lap top system through a sole source vendor. The second component of the new Broadband system was the integration of the in-car equipment from PCS mobile to our existing software system from Tyler Technologies. Therefore, it was imperative to purchase the hardware, software and the professional services to link both systems together to assure proper operation and maintenance of the broadband system. The total cost of this component of the new broadband system was \$35,450.00. This expenditure would be made through our state drug forfeiture account.

Staff Recommendation: Authorize the purchase of the aforementioned Broadband System hardware, software and professional services via the sole source vendor of Tyler Technologies.

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to purchase Broadband System hardware, software, and professional services from Tyler Technologies (formerly New World Systems) our software vendor for the Mission Police Department Patrol Bureau in-car lap top system through a sole source vendor. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.17 Authorization to enter into an Interlocal Agreement with National Intergovernmental Purchasing Alliance

Staff was seeking authorization to enter into an Interlocal Cooperative Agreement with National Intergovernmental Purchasing Alliance for future acquisitions of Technology, Supplies, and Services. Pursuant to the Interlocal Cooperation Act, Chapter 791, Subchapter 271(c), of the Texas Government Code, "A local government that purchases goods or services under this
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subchapter satisfies any state law requiring the local government to seek competitive bids for the

purchase of goods or services.

Staff Recommendation: Approve Interlocal Agreement with National Intergovernmental Purchasing Alliance.

City Manager recommended approval.

Councilman O'cana moved to authorize to enter into an Interlocal Agreement with National Intergovernmental Purchasing Alliance. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

At 5:36 p.m., Mayor Salinas continued onto item 4.15 of the agenda.

4.18 Tax Collection Report – May, 2016

Assistant Finance Director Angie Vela presented the Tax Collections Report for May, 2016 for approval.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to approve the Tax Collections Report for May, 2016 as recommended. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.19 Budget Amendments – General Fund, PD Special Fund

Assistant Finance Director Vela presented the budget amendments BA-16-41 thru BA-16-42- to the City Council for approval.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to approve budget amendments BA-16-41 thru BA-16-42, as recommended. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

5.0 Unfinished Business

None

6.0 Routine Matters

6.1 City Manager's Comments

None

6.2 Mayor's Comments

None

Mayor Salinas asked Council to go into Executive Session

At 5:45 p.m., Councilman O’cana moved to convene into executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001. Motion was seconded by Councilwoman Ocha 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 (2)

A. Enforcement Of Dilapidated Structures Legal Requirements Regarding:

1. Lots 1 & 2, Block 10, Southwest #1
2. Lot 19, Block 1, Southwest #1
3. E. Part of Lot 12, Block 206, Mission Original Townsite Subdivision
4. Lots 6, 7, & 8, Glasscock Acres
5. Lot 12, Block 2, Citriana Heights

7.2 Deliberations about Real Property Sec. 551.072

- A. Consideration of the use of eminent domain, on behalf of the State of Texas, to acquire a .008 of an acre tract (341 sq.ft) situated in Hidalgo County, Texas and also being a part or portion of a .079 acre tract out of a certain 81.66 acre tract being all of Lots 21-1 and 22-1, West Addition to Sharyland Subdivision in Mission, Texas , for the public purpose of construction or improvement of Inspiration Rd, and to resolve or acquire any necessary right of ways related to this project
- B. Consideration of the use of eminent domain, on behalf of the State of Texas, to acquire a .005 of an acre tract (200 sq.ft) situated in Hidalgo County, Texas and also being a part or portion of Lot 182, Taurus Estates No. 2 Subdivision in Mission, Texas, for the public purpose of construction or improvement of Inspiration Rd, and to resolve or acquire any necessary right of ways related to this project
- C. Consideration of partial release of liens for a proposed acquisition of a .126 of an acre parcel of land situated in Hidalgo County, Texas and also being a part or portion of a certain 10.00 acre tract out of Lot 30-1, West Addition to Sharyland, for the public purpose of construction or improvement of Inspiration Rd.
- D. Consideration of acquisition of property described as Mission Original Townsite Lot 1, Block 91, Mission, Hidalgo County Texas

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

At 6:17 p.m., Councilman O’cana moved to reconvene in open session. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

On item 7.1-A, Councilman O’cana moved to approve making a finding that the following properties pose a substantial danger of injury and/or an adverse health impact to the people and surrounding buildings and therefore authorize the City Attorney to pursue legal action pursuant to Chapter 54 in order to protect the public health and safety regarding the following real properties. Motion was seconded by Councilman Plata and approved unanimously 5-0.

1. Lots 1 & 2, Block 10, Southwest #1
2. Lot 19, Block 1, Southwest #1
3. E. Part of Lot 12, Block 206, Mission Original Townsite Subdivision
4. Lots 6, 7, & 8, Glasscock Acres
5. Lot 12, Block 2, Citriana Heights

On item 7.2-A, Councilman O’cana moved to approve Resolution No. 1461 authorizing City Manager, City Attorney or outside designated counsel the use of eminent domain, on behalf of the State of Texas, to acquire a .008 of an acre tract (341 sq.ft) situated in Hidalgo County, Texas and also being a part or portion of a .079 acre tract out of a certain 81.66 acre tract being all of Lots 21-1 and 22-1, West Addition to Sharyland Subdivision in Mission, Texas , for the public

purpose of construction or improvement of Inspiration Rd, and to resolve or acquire any necessary right of ways related to this project.. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

RESOLUTION NO. 1461

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS DETERMINING THE PUBLIC NECESSITY FOR AND AUTHORIZING THE CITY MANAGER, CITY ATTORNEY AND ANY DESIGNEE, THE USE OF EMINENT DOMAIN, INCLUDING APPOINTING AN APPRAISER AND NEGOTIATOR; DETERMINING JUST COMPENSATION; AND INSTITUTING CONDEMNATION PROCEEDINGS, TO ACQUIRE FOR THE PUBLIC PURPOSE OF COMPLETING INSPIRATION ROAD IMPROVEMENT PROJECT THROUGH THE PROPERTY DESCRIBED IN EXHIBIT “A”

On item 7.2-B, Councilman O’cana moved to approve Resolution No. 1462 Authorizing City Manager, City Attorney or outside designated counsel the use of eminent domain, on behalf of the State of Texas, to acquire a .005 of an acre tract (200 sq.ft) situated in Hidalgo County, Texas and also being a part or portion of Lot 182, Taurus Estates No. 2 Subdivision in Mission, Texas, for the public purpose of construction or improvement of Inspiration Rd, and to resolve or acquire any necessary right of ways related to this project. Motion was seconded by Councilman Plata and approved unanimously 5-0.

RESOLUTION NO. 1462

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS DETERMINING THE PUBLIC NECESSITY FOR AND AUTHORIZING THE CITY MANAGER, CITY ATTORNEY AND ANY DESIGNEE, THE USE OF EMINENT DOMAIN, INCLUDING APPOINTING AN APPRAISER AND NEGOTIATOR; DETERMINING JUST COMPENSATION; AND INSTITUTING CONDEMNATION PROCEEDINGS, TO ACQUIRE FOR THE PUBLIC PURPOSE OF COMPLETING INSPIRATION ROAD IMPROVEMENT PROJECT THROUGH THE PROPERTY DESCRIBED IN EXHIBIT “A”

On item 7.2-C, Councilman O’cana moved to approve Resolution No. 1463 authorizing City Manager to partially release “weedy lot” liens to the extent that they are attached to the land described on Exhibit A of the Resolution. Motion was seconded by Councilman Plata and approved unanimously 5-0.

RESOLUTION NO. 1463

A RESOLUTION OF THE CITY OF MISSION, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS NECESSARY TO PARTIALLY RELEASE “WEEDY LOT” LIENS ON THE PROPERTY DESCRIBED ON EXHIBIT “A”, FOR THE PUBLIC PURPOSE OF COMPLETING INSPIRATION ROAD IMPROVEMENT PROJECT; AND DECLARING AN EFFECTIVE DATE

On item 7.2-D, no action taken.

8.0 Adjournment

At 6:21 p.m., Councilman Plata moved for adjournment. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretary