

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
JULY 27, 2015 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'cana, Councilman
Bob Galligan, Interim City Attorney
Anna Carrillo, City Secretary
Martin Garza, Jr., City Manager

ABSENT:

ALSO PRESENT:

Kathy Olivarez, Progress Times
Julio Cerda
Juan Eliseo Gonzalez
Lucy Molina
Angie Zurita
Jesus O. Zurita
Jose Luis Perez
Adan C. Garcia
Lydia L. Garcia
Chris Kritz
Irene P. Garcia
Antonio Garcia
Ricardo J. Reyna
Arturo E. Moreno
Maria G. Moreno
Nora Lee Moreno
Ricardo J. Reyna, Jr.
Ricardo J. Reyna
Romeo C. Gonzalez
Dahlia Garcia
Julia Perez
Roy Garcia
Sidra Salinas
Jim & Beth Barnes
Rosario Pena
Gavino Garza
Jenny Rae Garcia

Roy Garcia II
Maxilou Link
Mario Reyna
David Salinas
Orlando Gutierrez
Tres Rios LLC
Solid Rock Const.
Cesar Ibarra
Art Chapa
Alfredo Cantu
Ivonne Cervantes
Damien B. Tijerina

STAFF PRESENT:

Carmen Morales, Administrative Asst.
Nelia Hernandez, Asst. City Secretary
Aida Lerma, Deputy City Manager
Danny Tijerina, Planning Director
Jose Angel Garza, Asst. Plann. Director
Roberto Salinas, Public Works Director
Mario Flores, Golf Director
Joanne Longoria, CDBG Director
Rene Lopez, Fire Chief
Gilbert Sanchez, Fire Marshal
Eduardo Belmarez, Purchasing Director
Robert Dominguez, Chief of Police
Randy Perez, Finance Director
Angie Vela, Asst. Finance Director
Luduvico Martinez, 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
Jonathan Wehrmeister, Judge
Elizabeth Hernandez, Executive Secretary
Juan Pablo Terrazas, City Engineer
James Cardoza, Emergency Mngmt.
Daniel Silva, MEDC Chief Operating Officer
Brad Bentsen, Parks & Recreation 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 City Manager Martin Garza, Jr. gave the invocation.

3. Proclamation – Rosendo (Roy) Garcia

Anna Carrillo, City Secretary read the Proclamation – Rosendo (Roy) Garcia.

Mr. Rosendo (Roy) Garcia was present to receive the proclamation.

Councilman Dr. Armando O’cana moved to approve the Proclamation – Rosendo (Roy) Garcia. Motion was seconded by Mayor Pro Tem Norie Gonzalez Garza and approved unanimously 3-0.

At 4:41 p.m., Councilwoman Jessica Ortega-Ochoa joined the meeting

4. Report from the Greater Mission Chamber of Commerce

George Meyers, CEO from the Greater Mission Chamber of Commerce reported on the chamber events that had recently taken place. He also advised Mayor and Council on upcoming events.

5. Departmental Reports

Mayor Pro Tem Garza moved to approve the departmental reports as presented. Motion was seconded by Councilman O’cana and approved unanimously 4-0.

6. Citizens Participation

Police Chief Roberto Dominguez invited the Mayor and council to the 20th Annual National Night Out to be held on Tuesday, August 4th at 6 p.m. at the Leo Pena Plazita.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Rezoning: A 0.39 acre tract of land out of Lot 23-3, West Addition to Sharyland Subdivision, from AO-I (Agricultural Open Interim) to R-1 (Single Family Residential), Nidia E. Espinoza
Adoption of Ordinance # 4256 approving 1.1A**

On July 8, 2015 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located in the area of Los Ebanos Road and Rankin Street on the east side of Los Ebanos Road. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval of the R-1 zone.

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 Garza moved to approve the rezoning and to adopt Ordinance No 4256 Rezoning: A 0.39 acre tract of land out of Lot 23-3, West Addition to Sharyland Subdivision, from AO-I (Agricultural Open Interim) to R-1 (Single Family Residential) as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ORDINANCE NO. 4256

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING A 0.39 ACRE TRACT OF LAND OUT OF LOT 23-3, WEST ADDITION TO SHARYLAND SUBDIVISION, FROM AO-I (AGRICULTURAL OPEN INTERIM) TO R-1 (SINGLE FAMILY RESIDENTIAL)

- B. Rezoning: A 15.584 acre tract of land out of Lot 16-9, West Addition to Sharyland Subdivision, from AO-I (Agricultural Open Interim) to I-1 (Light Industrial), Texas Citrus Exchange, c/o Judy Rodriguez, President & CEO
Adoption of Ordinance # 4257 approving 1.1B**

On July 8, 2015 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located on US Expressway 83 by Business Park Drive. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval of the I-1 zone.

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 rezoning and to adopt Ordinance No 4257 Rezoning: A 15.584 acre tract of land out of Lot 16-9, West Addition to Sharyland Subdivision, from AO-I (Agricultural Open Interim) to I-1 (Light Industrial), Texas Citrus Exchange as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ORDINANCE NO. 4257

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING A 15.584 ACRE TRACT OF LAND OUT OF LOT 16-9, WEST ADDITION TO SHARYLAND SUBDIVISION, FROM AO-I (AGRICULTURAL OPEN INTERIM) TO I-1 (LIGHT INDUSTRIAL)

- C. Conditional Use Permit: Drive-Thru Service Window – Bucks Pizza, 2401 S. Shary Road, Ste. A, Lot 1, Riverside Plaza at Sharyland Subdivision, C-3, Thelma Chapa
Adoption of Ordinance # 4258 approving 1.1C**

On July 8, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The subject site was located at the SE corner of Shary Road and San Miguel Drive. 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.

Councilman O'cana moved to approve the cup and to adopt Ordinance No 4258 Conditional Use Permit: Drive-Thru Service Window – Bucks Pizza, 2401 S. Shary Road, Ste. A, Lot 1, Riverside Plaza at Sharyland Subdivision C-3 as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

ORDINANCE NO. 4258

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT FOR A DRIVE-THRU SERVICE WINDOW –
BUCK'S PIZZA, 2401 S. SHARY ROAD, STE. A, LOT 1, RIVERSIDE PLAZA AT
SHARYLAND SUBDIVISION

- D. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages –
Cantina Blue, 1522 E. Expressway 83, Suites 108 & 109, being Lots 3 & 4, Stewart
Plaza Subdivision, C-3, Cesar Ibarra
Adoption of Ordinance # 4259 approving 1.1D
Adoption of Ordinance # 4260 approving Wet Zone**

On July 8, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The subject site was located on the SW corner of Stewart Road and Expressway 83. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 1 year.

Staff Recommendation: Approval for 1 year, waiver of the 300' separation requirement from residential homes and the sale of alcohol to be till 12:00 a.m.

City Manager recommended approval.

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

Applicant Cesar Ibarra asked Mayor and Council if they could allow the sell alcohol until 2:00 a.m. instead of the time recommended by staff.

Mayor Salinas advised applicant that 12:00 a.m. was a reasonable time.

Mayor Pro Tem Garza moved to approve the cup and to adopt Ordinance No 4259 Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Cantina Blue, 1522 E. Expressway 83, Suites 108 & 109, being Lots 3 & 4, Stewart Plaza Subdivision, C-3 as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ORDINANCE NO. 4259

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 – CANTINA BLUE, 1522 E.
EXPRESSWAY 83, SUITES 108 & 109, LOTS 3 & 4, STEWART PLAZA SUBDIVISION

Mayor Pro Tem Garza moved to adopt Ordinance No. 4260 granting a wet zone for Sale & On-Site Consumption of Alcohol – 1522 E. Expressway 83, Suites 108 & 109, Being Lot 4, Stewart Plaza Subdivision. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ORDINANCE NO. 4260

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS AMENDING ORDINANCE NO.780 DESIGNATING PLACES WHERE BEER AND OTHER ALCOHOLIC BEVERAGES MAY BE SOLD WITHIN THE CORPORATE LIMITS OF THE CITY OF MISSION TO INCLUDE THE PREMISES LOCATED AT 1522 E. EXPRESSWAY 83, SUITES 108 & 109, BEING LOT 4, STEWART PLAZA SUBDIVISION

At 4:59 p.m., Councilman Ruben D. Plata joined the meeting.

E. Conditional Use Permit: Drive-Thru Service Window, 3009 N. Inspiration Road, Lot C1, Taurus Estates #3 Subdivision, C-3, David Salinas Adoption of Ordinance # 4261 approving 1.1E

On July 8, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The subject site was located at the NW corner of Inspiration Road and Giselle Street. 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.

Mayor Pro Tem Garza moved to approve the cup and to adopt Ordinance No 4261 Conditional Use Permit: Drive-Thru Service Window, 3009 N. Inspiration Road, Lot C1, Taurus Estates #3 Subdivision, C-3 as recommended. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

ORDINANCE NO. 4261

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR A DRIVE-THRU SERVICE WINDOW, 3009 N. INSPIRATION ROAD, LOT C1, TAURUS ESTATES #3 SUBDIVISION

2.0 Disposition of Minutes

2.1 City Council Meeting – July 13, 2015

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

3.0 Acknowledge Receipt of Minutes

3.1 Planning and Zoning Commission – June 24, 2015

Civil Service Commission – March 23, 2015

Shary Golf Advisory Board – May 27, 2015 and June 23, 2015

Citizen’s Advisory Committee – June 9, 2015

Mission Historical Museum – May 18, 2015

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

4.0 Approvals and Authorizations

4.1 Preliminary Plat Approval: Crystal Estates Ph. II Subdivision, 8.05 acre out of Lot 27-2, West Addition to Sharyland Subdivision, R-1, Developer: DG & GG Investments, LLC, Engineer: BIG Engineering

On July 8, 2015 the Planning and Zoning Commission convened and approved the Preliminary and Final Plat for Crystal Estates Ph. II Subdivision. The proposed 30 lot subdivision was the second phase of Crystal Estates located at the Northeast corner of Los Ebanos Road and Rebecca Street. The P&Z board unanimously recommended approval as per Staff’s recommendation.

Staff and City Manager recommended approval.

Councilman O’cana moved to approve the Preliminary Plat Approval: Crystal Estates Ph. II Subdivision, 8.05 acre out of Lot 27-2, West Addition to Sharyland Subdivision, R-1 as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.2 Preliminary Plat Approval: Tres Picos Subdivision, Ph. II, A 2.56 acre tract of land out of Lot A, Park Subdivision, R-2, Developer: Tres Picos, LLC, Engineer: Nain Engineering

On July 8, 2015 the Planning and Zoning Commission convened and approved the Preliminary and Final Plat for Tres Picos Subdivision, Ph. II. The proposed 5 Lot/20 unit subdivision was located approximately 1,000’ west of Taylor Road along the north side of Griffin Parkway (the old Mr. Fun’s site). The P&Z board unanimously recommended approval as per Staff’s recommendation.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Preliminary Plat Approval: Tres Picos Subdivision, Ph. II, A 2.56 acre tract of land out of Lot A, Park Subdivision, R-2 as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.3 Report on the City of Mission’s Agreement with Hunt Valley Development on Annual Transferring of Water Rights

The City of Mission had a long-standing agreement with Hunt Valley Development to annually transfer any water rights of recorded plats within their development. During the period of July 1, 2014 to June 30, 2015, Hunt records indicated that 2 plats were approved and recorded, which were calculated to require a dedication of 4.07 ac-ft. of water rights. Provided was the document outlining Hunt’s previous transfers to the City.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve the report on the City of Mission's Agreement with Hunt Valley Development on Annual Transferring of Water Rights as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.4 Discussion and Action to accept a Road Right-of-Way from the Mission Hospital (St. Claire Blvd.) for public use

Mission Regional Medical Center wished to donate a 0.301 of one acre tract of land out of Lot 1, Mission Hospital Inc. Subdivision Phase II to the City of Mission, for a public road right-of-way, to connect Saint Claire Blvd. between Business Park Drive and Bryan .

Staff Recommendation: Approval of the acceptance of the road right-of-way

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Discussion and Action to accept a Road Right-of-Way from the Mission Hospital (St. Claire Blvd.) for public use as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.5 Authorization to accept the FY 2015 Emergency Management Performance Grant

The Office of Emergency Management Division was seeking authorization to accept the Fiscal Year 2015 Emergency Management Performance Grant (EMPG) for Fiscal Year 2015 in the amount of \$ 40,657.42. The requirement for this Grant was to pay for a portion of salary 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.

Mayor Pro Tem Garza moved to approve authorization to accept the FY 2015 Emergency Management Performance Grant as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.6 Tax Collections Report – June, 2015

Finance Director Randy Perez presented the Tax Collections Report for June, 2015 for approval.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Tax Collections Report for June, 2015 as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.7 June 2015 Financial Statements

Mr. Perez presented the June 2015 Financial Statements for approval.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the June 2015 Financial Statements as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.8 Authorization for Lease to Purchase of Equipment for the Shary Municipal Golf Course maintenance department via state buy board contract from Austin Turf and Tractor (John Deere)

Shary Municipal Golf Course was seeking authorization to purchase via State Buy Board Contract #447-14. Staff would be leasing/purchasing, 2 greens mowers, 1 tow behind rough mower, 1 tow behind fairway mower, 1 tow behind turf tender, 2 pro gator utility vehicles, 1 72 inch front deck mower, 1 utility tractor, 1 tow behind broadcast spreader, and 1 chemical spray rig. After the expiration of the 60 month lease the City would purchase the equipment for \$1.00.

Staff would be using the capital improvement fund that was created on June 23, 2013 to enable the golf course to make capital purchases.

Staff Recommendation: Authorization to Lease/Purchase thru Austin Turf and Tractor Buy Board Contract # 447-14.

City Manager recommended approval.

Councilwoman Ochoa moved to approve authorization for Lease to Purchase of Equipment for the Shary Municipal Golf Course maintenance department via state buy board contract from Austin Turf and Tractor (John Deere) as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.9 Approval of Internet Marketing and Tee Time Reservation Agreement with CourseTrends and Shary Municipal Golf Course

CourseTrends was an internet marketing and tee time reservation company. Staff would be receiving internet marketing solutions. A website, email and a mobile app for viewing monthly specials and making tee time reservations. They would manage and create social media pages for use as advertisement. Staff would be included in the golf 18 Network, which had over 2,200 golf courses nationwide and a membership of over 2 million golfers. Staff would also have use of an afterhours call center for booking tee times. Staff believed that this agreement would help increase play during peak and off peak times. The cost for this service was \$950 per month, but would be paid in trade of 2 tee times per day to CourseTrends. The agreement had been reviewed and revised by the city attorney.

Staff Recommendation: Approval of Internet Marketing and Tee Time Reservation Agreement with CourseTrends and Shary Municipal Golf Course.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Internet Marketing and Tee Time Reservation Agreement with CourseTrends and Shary Municipal Golf Course as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.10 Approval of Concession Agreement with Desert Golf Ball Recyclers and Shary Municipal Golf Course for exclusive rights to retrieve golf balls in the Course Lakes

This concession agreement allowed Desert Golf Ball Recyclers to retrieve golf balls from the nine lakes on the golf course; in return they would provide the City of Mission a 20% of the amount of the retrieved golf balls in remanufactured range balls. This was a savings of \$1,200.00 a year that the course would not have to pay for range balls. The contract was reviewed and approved by the city attorney. The period of the contract would be from August 1, 2015 to July 31, 2017.

Staff Recommendation: Approval of Concession Agreement with Desert Golf Ball Recyclers.

City Manager recommended approval.

Councilwoman Ochoa moved to approve Concession Agreement with Desert Golf Ball Recyclers and Shary Municipal Golf Course for exclusive rights to retrieve golf balls in the Course Lakes as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.11 Authorization to declare items surplus and donate to Rio Grande Valley Literacy Center

Staff was seeking approval to declare the provided list of items as surplus. Items had been acquired by the Library over the years through purchase. All items had been determined to be of no use to the Library

Staff and City Manager recommended approval.

Councilman O'cana moved to approve authorization to declare items surplus and donate to Rio Grande Valley Literacy Center as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.12 Authorization to declare items as surplus and sell by On-Line Auction

Staff was seeking approval to declare the attached list of items as surplus. Items had been acquired by the Library over the years through purchase, contribution, or donation assignment. All items had been determined to be of no use the Library.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve authorization to declare items as surplus and sell by On-Line Auction as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.13 Authorization to declare computers and peripherals as surplus and sell by On-Line Auction

Staff was seeking approval to declare the provided list of computers and peripherals as surplus. Items had been acquired by the City over the years through purchase. IT Department had determined that it was no longer feasible to update items and were of no use to City departments.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to approve authorization to declare computers and peripherals as surplus and sell by On-Line Auction as recommended. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.14 Authorization to enter into an Interlocal Agreement for 911 Public Safety Answering Point Services between the Lower Rio Grande Valley Development Council and the City of Mission, Texas

The Mission Police Department was requesting authorization to enter into an Interlocal Agreement for 911 Services. PSAP Equipment and Addressing/Addressing Maintenance with the Lower Rio Grande Valley Development Council. The Agreement outlined the responsibilities of each entity for the purpose of complying with Chapter 771 of the Health and Safety Code. The primary purpose of the agreement was to outline both entity's responsibilities in maintaining 911 Services, the equipment utilized for operating the city's 911 system to include all addressing equipment and maintenance. If approved, the Interlocal Agreement would be valid from September 01, 2015 until August 31, 2017. Staff was seeking a favorable recommendation.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve authorization to enter into an Interlocal Agreement for 911 Public Safety Answering Point Services between the Lower Rio Grande Valley Development Council and the City of Mission, Texas as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.15 Authorization to re-enter into a Inter-local Agreement for the Educational Resource Officer program between the City of Mission and the Sharyland Independent School District for the 2015-2016 school year

The Mission Police Department was requesting authorization to re-enter into a Inter-local Agreement for the Educational Resource Officer Program between the City of Mission and the Sharyland Independent School District for the 2015-2016 school year. The contract was for the delivery of services by the Mission Police Department to Sharyland I.S.D. through the Educational Resource Officer Program. A total of six (6) police officers would be assigned to the school district during the school year to provide police services through the Educational Resource Officer Program. The total amount of the Inter-local agreement was \$312,158.00 for 177 school days. Staff was recommending a favorable recommendation for the purpose of continuing the Education Resource Officer Program at Sharyland I.S.D.

Staff Recommendation: A favorable recommendation authorizing the Mission Police Department to engage in an Inter-local Agreement for the Educational Resource Officer Program between the City of Mission and Sharyland Independent School District for the 2015-2016 school year.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve authorization to re-enter into a Inter-local Agreement for the Educational Resource Officer program between the City of Mission and the Sharyland Independent School District for the 2015-2016 school year as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.16 Authorization to re-enter into a Inter-local Agreement for the Educational Resource Officer program between the City of Mission and the Mission Consolidated Independent School District for the 2015-2016 school year

The Mission Police Department was requesting authorization to re-enter into an Inter-local Agreement for the Educational Resource Officer Program between the City of Mission and the Mission Consolidated Independent School District for the 2015-2016 school year. The contract was for the delivery of services by the Mission Police Department to Mission CISD through the Educational Resource Officer Program. A total of seven (7) police officers would be assigned to the school district during the school year to provide police services through the Educational Resource Officer Program. The total amount of the Inter-local agreement was \$358,635.00 for 177 school days. Staff was recommending a favorable recommendation for the purpose of continuing the Education Resource Officer Program at Mission CISD.

Staff Recommendation: A favorable recommendation authorizing the Mission Police Department to engage in an Inter-local Agreement for the Educational Resource Officer Program between the City of Mission and Mission Consolidated Independent School District for the 2015-2016 school year.

Councilman O'cana moved to approve authorization with a 30 day termination clause to re-enter into an Inter-local Agreement for the Educational Resource Officer program between the City of Mission and the Mission Consolidated Independent School District for the 2015-2016 school year. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.17 Authorization to accept the 2016 STEP Comprehensive Grant from the Texas Department of Transportation

The Mission Police Department was requesting authorization to accept the 2016 Comprehensive Selective Traffic Enforcement Program Grant from the Texas Department of Transportation. The 2016 STEP program was designed to provide grant funds to increase seat belt enforcement, speed enforcement, and DWI enforcement throughout our community. The grant amount of \$103,733.07 would be utilized for the aforementioned enforcement purposes. The in-kind match of \$26,154.96 required by the grant of the City of Mission would not be a cash match but the required amount would be matched by submitting for hours worked by police dispatchers and police jailers working during the grant activities and by accessing fees for the use of Mission Police units to work the STEP program throughout the grant period.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve authorization to accept the 2016 STEP Comprehensive Grant from the Texas Department of Transportation as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.18 Authorization to accept the supplemental grant award to the 2015 Texas Department of Public Safety Texas Homeland Security State Administrative Agency Local Border Security Program Grant

The Mission Police Department was requesting authorization to accept a supplemental grant award to the 2015 Texas Department of Public Safety Texas Homeland Security State Administrative Agency Local Border Security Program Grant. The Mission Police Department was awarded a total of \$175,000.00 back in February 2015 and was being supplemented with **Minutes, 7/27/15 pg. 12**

another grant award of \$25,000.00. These monies would be utilized to provide overtime funds to Mission Police Officers for the purpose of increasing police patrols throughout the city and to assist with criminal investigations into the detection of crime. The grant would be in effect through September 30, 2015.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve authorization to accept the supplemental grant award to the 2015 Texas Department of Public Safety Texas Homeland Security State Administrative Agency Local Border Security Program Grant as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.19 First Amendment to the Lease Agreement between City of Mission and Rio Valley Switching Company

In 2001, the City of Mission signed a 90+ years lease with Rio Valley Switching Company to allow them access to the rail located behind TCX. In 2014 Mission EDC recruited Southwest Steel, which required use of the rail. However, in order for Rio Valley Switching to properly serve Southwest Steel, an amendment to the lease agreement had to be made to include a small triangular piece of property that was owned by the City. This amendment would allow RVS to extend two additional rail lines to the Southwest Steel property.

The TIRZ and the EDC, as part of their incentive package, had agreed to reimburse Southwest Steel for the cost of constructing the two additional rail lines. Southwest Steel planned to employ approx. 50 employees and build a 100,000 sq. ft. facility.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve first amendment to the Lease Agreement between City of Mission and Rio Valley Switching Company as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.20 Approval of Interlocal Agreement between City of McAllen, County of Hidalgo and the City of Mission concerning certain Phase II improvements to Taylor Rd. from US 83 Expressway North to Mile 2 North

On July 22, 2013 the City of Mission, City of McAllen and County of Hidalgo entered into an Interlocal Agreement to cooperate in making needed transportation improvements to Taylor Road. Phase II of the project development would now extend from Taylor Road from US 83 Expressway north to Mile 2 North. The City of Mission would continue be the fiduciary agent for this project and would assume the role of project development lead, the City of Mission desired to complete Phase II of the project development which included the Field Surveys, Right-of-Way map, Plans, Specifications and Estimate (PS&E) for this project.

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The total Phase II project development cost would be \$2,515,771.61 of which Mission would contribute \$838,590.53. The City of McAllen and the County of Hidalgo would each contribute a fixed lump sum in the amount of \$838,590.54.

Mission, McAllen and the County would seek to fund the construction and ROW costs of this project through Hidalgo County MPO and TxDOT.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Interlocal Agreement between City of McAllen, County of Hidalgo and the City of Mission concerning certain Phase II improvements to Taylor Rd. from US 83 Expressway North to Mile 2 North as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.21 Approval of Work Authorization No. 19 with L&G Engineering related to Taylor Road Phase II Project

Work Authorization No. 19 entailed professional services for Taylor Road Phase II Project. These services included the preparation of Survey, Plans, Specifications, Estimates (PS&E) for Taylor Road Phase II Project from US 83 Expressway North to Mile 2 North. This project was a joint effort between the City of Mission, City of McAllen and County of Hidalgo.

Approval was subject to fund availability from the City of McAllen and the County of Hidalgo.

Staff and City Manager recommended approval.

Councilman Plata moved to approve work authorization No. 19 with L&G Engineering related to Taylor Road Phase II Project as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.22 Approval of Interlocal Agreement between City of Mission and Sharyland Independent School District regarding the Natatorium Facility at Bannworth Park

Sharyland ISD and City desired to enter into the Interlocal Agreement for the purpose of use of the Natatorium Facility at Bannworth Park. The agreement was for the 2015-2016 school year.

Staff and City Manager recommended approval.

Councilman Plata moved to approve Interlocal Agreement between City of Mission and Sharyland Independent School District regarding the Natatorium Facility at Bannworth Park as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.23 Presentation of the Preliminary Budget for the Fiscal Year 2015-2016

As per City Charter, the City Manager, between sixty (60) and ninety (90) days prior to the beginning of each fiscal year, shall submit to the City Council a proposed budget, in which the budget shall provide a complete financial plan for the fiscal year.

Presented was the Preliminary Budget with recommendations.

Staff and City Manager recommended approval.

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Mayor Pro Tem Garza moved to acknowledge presentation of the Preliminary Budget for Fiscal Year 2015-2016 as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.24 Set Public Hearing date for FY 2015-16 Annual Budget

City Manager was requesting to set the Public Hearing on FY 2015-16 Annual Budget on Monday, August 24, 2015 as required by City Charter.

Section 9.06. - Notice of public hearing on budget. At the meeting of the City Council at which the budget was submitted, the City Council shall fix the time and place of a public hearing on the budget and shall cause to be published in a newspaper of general circulation within the City of Mission, a notice of the hearing setting forth the time and place thereof at least ten (10) days before the date of such hearing.

The public hearing was to give interested parties the opportunity to be heard.

The public hearing date, time and location would be published in the local newspaper.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to approve the Public Hearing date for Monday, August 24, 2015 for FY 2015-16 Annual Budget as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.25 Award bid for Arnulfo “Tatan” Rodriguez Jr. Park Sidewalk Improvements

Staff was seeking authorization to award bid for Arnulfo “Tatan” Rodriguez Jr. Park Sidewalk Improvements. Staff received six (6) bids and was recommending for award to D&G Energy Corporation who was the lowest responsive and responsible bidder in the amount of \$60,000. RDH Site and Concrete LLC failed to meet the licensed electrician requirements as per the Specification Section 2600002, Basic Electrical Materials and Methods, a licensed electrician was required for the placement of conduit for being an electrical item. Failure to having a licensed electrician performing this work could compromise the entire project and installation problems could result way after the construction was completed. Provided was the bid tabulation for bid amounts.

Staff and City Manager recommended approval.

Councilman O’cana moved to approve to award bid for Arnulfo “Tatan” Rodriguez Jr. Park Sidewalk Improvements as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.26 Consider bids for Catholic War Veterans Building Renovation (City Attorney may ask City Council to go into executive session on this item under the “Consultation with Attorney” exception before considering this matter in open session)

Staff received five (5) bids for this project. Provided was the bid tabulation for bid amounts.

Staff and City Manager recommended approval.

Interim City Attorney Bob Galligan requested that council go into executive session prior to considering this item in open session pursuant to V.T.C.A. Gov. Code Sec. 551.071, Private consultation with the City Attorney.

Councilman Plata moved to award bid to G&G Contractors the lowest responsible bidder in the amount of \$297,000.00 as recommended by staff. Motion was seconded by Mayor Pro Tem Garza 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 pursuant to V.T.C.A. Gov. Code Sec. 551.001 for items 2.26, 7.1A and 7.2A of the agenda.

At 5:33 p.m., Councilman O'cana moved to convene into executive session for items 4.26, 7.1-A and 7.2-A of the Agenda. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

7.0 Executive Session pursuant to V.T.C.A. Gov. Code Sec. 551.001

7.1 Consultation with Attorney Sec. 551.071

A. Discuss issues involving contract related to construction of a bridge on the Texas side of the Rio Grande River.

7.2 Consultation with Attorney Sec. 551.071

Deliberation regarding real property Sec. 551.072

A. Consideration of the use of eminent domain, on behalf of the State of Texas, to acquire a 0.005 of an acre (200 square feet) parcel of land situated in Hidalgo County, Texas and also being a part or portion of Lot 214, SOUTHERN OAK SUBDIVISION PHASE 3, according to the plat or map thereof recorded in Volume 38, Page 10, of the Map Records of Hidalgo County (M.R.H.C.), for the public purpose of construction or improvement of Inspiration Road, and to resolve or acquire any necessary right of ways related to this project

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

At 5:51 p.m., Councilman O'cana moved to reconvene in open session. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

On item 7.1-A, no action was taken.

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On item 7.2-A, Mayor Pro Tem Garza moved to approve the Consideration of the use of eminent domain, on behalf of the State of Texas, to acquire a 0.005 of an acre (200 square feet) parcel of land situated in Hidalgo County, Texas and also being a part or portion of Lot 214, southern oak subdivision phase 3, according to the plat or map thereof recorded in Volume 38, Page 10, of the Map Records of Hidalgo County (M.R.H.C.), for the public purpose of construction or improvement of Inspiration Road, 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.

8.0 Adjournment

At 5:54 p.m., Councilman Plata moved for adjournment. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretary