

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
OCTOBER 24, 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

ALSO PRESENT:

Kathy Olivarez, Progress Times
Juan Jose Chapa, Jr.
Carlos J. Alaniz
David Bartle
Luis Moreno
Jorge "Joey" Flores
Emma Castillo
Florentino Castillo
Obed Jimenez
Jim Brunson
Patty Corpus
Lana Neuhaus
Nora Ayala
Norma Cantu

ABSENT:

STAFF PRESENT:

Aida Lerma, Deputy City Manager
Randy Perez, Deputy City Manager
Elizabeth Hernandez, Executive Secretary
Angie Vela, 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
Gilbert Sanchez, Fire Marshal
Robert Dominguez, Chief of Police
Jonathan Wehrmeister, Judge
Joanne Longoria, CDBG Director
Mario Flores, Golf Course Director
Brad Bentsen, Parks & Recreation Director
Mayra Rocha, Library Director
Cynthia Lopez, Museum Director
Cesar Gutierrez, Sanitation Director
Alex Meade, MEDC Chief Exec. Officer
Jesus Gonzalez, Police Officer
Hector Guzman, Utility Billing Manager
Virgil Gonzalez, Chief Building Inspector
JC Avila, Fleet Maintenance Director
Paula Banda, Administrative Assistant

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:53 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 – Veterans Serving the Community

City Secretary Anna Carrillo read the Proclamation Veterans Serving the Community.

Councilman Dr. Armando O’cana moved to approve the proclamation as presented. Motion was seconded by Councilman Ruben Plata and approved unanimously 3-0.

Mr. Juan Cedillo Retired Senior Volunteer Program Project Director was present to receive the proclamation and thanked the council for their support

4. Report from the Greater Mission Chamber of Commerce

Josh Stockel CEO from the Greater Mission Chamber of Commerce reported on the chamber events and ribbon cuttings that had recently taken place. He reported on a successful Mission Chamber of Commerce Banquet and invited the Mayor and Council to Leads over lunch which was held to allow business owners the opportunity to showcase their business.

5. Departmental Reports

Mayor Pro Tem Norie Gonzalez Garza joined the meeting at 4:57 p.m.

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

6. Citizens Participation

None

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Rezoning: A 0.34 acre tract of land, more or less, out of Lot 19-1, & 0.39 acre tract of land, more or less, out of Lot 19-1, West Addition to Sharyland Subdivision, R-1 (Single Family Residential) to C-3 (General Business), Rogelio Rodriguez, Adoption of Ordinance # 4415 approving 1.1A**

Councilwoman Jessica Ortega-Ochoa joined the meeting at 5:01 p.m.

On October 12, 2016 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located 600’ south of Business Highway 83 along the east side of Inspiration Road. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval of the C-3 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 Plata moved to approve the rezoning and to adopt Ordinance No. 4415: Rezoning: A 0.34 acre tract of land, more or less, out of Lot 19-1, & 0.39 acre tract of land, more or less, out of Lot 19-1, West Addition to Sharyland Subdivision, R-1 (Single Family Residential) to C-3 (General Business). Motion was seconded by Mayor Pro Tem Norie Gonzalez Garza and approved unanimously 5-0.

ORDINANCE NO. 4415

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING OF A 0.34 ACRE TRACT OF LAND, MORE OR LESS, OUT OF LOT 19-1, & 0.39 ACRE TRACT OF LAND, MORE OR LESS, OUT OF LOT 19-1, WEST ADDITION TO SHARYLAND SUBDIVISION, FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-3 (GENERAL BUSINESS)

- B. Conditional Use Permit: To construct a 50' Radio Antenna Tower, 1020 N. Los Ebanos Road, Lot 1, El Divino Redentor Subdivision, R-1, El Divino Redentor, Adoption of Ordinance # 4416 approving 1.1B**

On October 12, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located 1000' north of Business Highway 83 along the east side of Los Ebanos Road. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for life of use.

Staff Recommendation: Approval for life of use subject to the CUP not being transferable to others.

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. 4416 subject to approval letter from the Federal Communications Commission. Conditional Use Permit: To construct a 50' Radio Antenna Tower, 1020 N. Los Ebanos Road, Lot 1, El Divino Redentor Subdivision, R-1. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 4416

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT TO CONSTRUCT A 50' RADIO ANTENNA TOWER, 1020 N. LOS EBANOS ROAD, LOT 1, EL DIVINO REDENTOR SUBDIVISION

- C. Conditional Use Permit: Manufacture, Package, and the Sale of Dried Fruit in a C-3 Zone, 1928 N. Conway Avenue, Suite A, A 132' x 323' tract of land out of Lot 23-7, West Addition to Sharyland Subdivision, C-3 Emma E. Castillo Adoption of Ordinance # 4417 approving 1.1C**

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On October 12, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located at the SE corner of East 20th Street and Conway along the east side of Conway Avenue. There was no public opposition during the P&Z Mtg. 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. 4417 Conditional Use Permit: Manufacture, Package, and the Sale of Dried Fruit in a C-3 Zone, 1928 N. Conway Avenue, Suite A, A 132' x 323' tract of land out of Lot 23-7, West Addition to Sharyland Subdivision, C-3. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

ORDINANCE NO. 4417

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR MANUFACTURE, PACKAGE, AND THE SALE OF DRIED FRUIT IN A C-3 ZONE, 1928 N. CONWAY AVENUE, SUITE A, A 132' X 323' TRACT OF LAND OUT OF LOT 23-7, WEST ADDITION TO SHARYLAND SUBDIVISION

- D. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Arely's Event Center, 1809 W. Griffin Parkway, Lots 9-11, Southern Oaks Phase I Subdivision, C-3, Daisy Vela,
Adoption of Ordinance # 4418 approving 1.1D
Adoption of Ordinance # 4419 approving Wet Zone**

On October 12, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located 500' west of Inspiration Road along the south side of Griffin Parkway. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 1 year approval.

Staff Recommendation: Approval subject to: 1) compliance with all Health & Fire Departments requirements, 2) compliance with TABC requirements, 3) wet zone the property, 4) recommend waiver of the 300' separation requirement to City Council, 5) the acquisition of a business license, 6) 1 year approval, and 7) sale of alcohol will only be permitted as per Ordinance #4320.

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. 4418 Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Arely's Event Center, 1809 W. Griffin Parkway, Lots 9-11, Southern Oaks Phase I Subdivision, C-3. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

ORDINANCE NO. 4418

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 – ARELY’S EVENT CENTER, 1809 W. GRIFFIN PARKWAY, LOTS 9-11, SOUTHERN OAKS PHASE I SUBDIVISION

Councilman O’cana moved to approve Ordinance No. 4419 granting a wet zone for the Sale & On-Site Consumption of Alcoholic Beverages – Arely’s Event Center, 1809 W. Griffin Parkway, Lots 9-11, Southern Oaks Phase I Subdivision, C-3. Motion was seconded by Councilman Ochoa and approved unanimously -0.

ORDINANCE NO. 4419

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 1809 W. GRIFFIN PARKWAY, LOTS 9-11, SOUTHERN OAKS PHASE I SUBDIVISION, C-3

- E. Conditional Use Permit: To construct a 7,000 square foot garage building on property zoned O-I, 3304 N. Bryan Road, a 4.0 acre tract of land out of Lot 29-11, West Addition to Sharyland Subdivision, AO-I, Dr. Ivan G. Melendez, Adoption of Ordinance # 4420 approving 1.1E**

On October 12, 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 Bryan Road and Mile 2 Road along the east side of Bryan Road. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for life of use.

Staff Recommendation: Approval for life of use subject to: compliance with Ordinance #3602 (That the sides facing 2 Mile and Bryan have block, brick, or stucco facades)

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 CUP and to adopt Ordinance No. 4420 Conditional Use Permit: To construct a 7,000 square foot garage building on property zoned O-I, 3304 N. Bryan Road, a 4.0 acre tract of land out of Lot 29-11, West Addition to Sharyland Subdivision, AO-I Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4420

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT TO CONSTRUCT A 7,000 SQUARE FOOT GARAGE BUILDING ON PROPERTY ZONED AO-I, 3304 N. BRYAN ROAD, A 4.0 ACRE TRACT OF LAND OUT OF LOT 29-11, WEST ADDITION TO SHARYLAND SUBDIVISION

2.0 Disposition of Minutes

2.1 City Council Meeting – October 10, 2016

Councilman O’cana 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 Citizen’s Advisory Committee-Special Meeting September 20, 2016

Mission Historical Museum-September 27, 2016

Speer Memorial Library Board – September 20, 2016

Mission Economic Development Corporation – September 6, 2016

Mission Economic Development Authority, Inc. – September 6, 2016

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

4.0 Approvals and Authorizations

4.1 Homestead Exemption Variance: A tract of land containing 2.314 acres being a part or portion out of Lot 29-8, West Addition to Sharyland Subdivision

On October 12, 2016 the Planning and Zoning Commission held a Public Hearing to consider this homestead exemption variance request. The property was located along the west side of Mayberry Road. The Board unanimously recommended approval as per staff’s recommendation.

Staff Recommendation: Approval subject to compliance with Homestead Exemption Variance provisions: Affidavit, etc.

Staff and City Manager recommended approval.

Councilman Plata moved to approve Homestead Exemption Variance: A tract of land containing 2.314 acres being a part or portion out of Lot 29-8, West Addition to Sharyland Subdivision as recommended by staff. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.2 Final Plat Approval: Eduardo’s #14 Subdivision, A 10.25 acre tract of land out of Lots 34-3, and 34-4, West Addition to Sharyland Subdivision, ETJ, Developer: Diana Laura Izaguirre, Engineer: Izaguirre Engineering Group, LLC

On April 25, 2016 the City Council convened and approved the Preliminary Plat for Eduardo’s #14 Subdivision. The proposed subdivision was located approximately 550 west of Troser Road approximately ½ mile north of Mile 3 Road. The City Council unanimously recommended approval as per Staff’s recommendation.

Staff and City Manager recommended approval.

Councilman Plata moved to approve Final Plat Approval: Eduardo’s #14 Subdivision, A 10.25 acre tract of land out of Lots 34-3, and 34-4, West Addition to Sharyland Subdivision, ETJ, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.3 Approve New Sanitation Rates to be charged to the City of Mission by Allied Waste Services

Current contract provisions between the City and Allied Waste Services (AWS) stipulate that AWS was allowed to increase the rates they charge the City on a yearly basis based on the increase in the Consumer Price Index (CPI) for the previous twelve (12) month period. The City was in receipt of correspondence from AWS whereby they provided notice on the CPI for 2016 based on the preceding twelve (12) month period. The CPI increased by an adjusted of 2% and based on the information provided by AWS and reviewed by staff, it was recommended that the City approve the new rates.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve New Sanitation Rates to be charged to the City of Mission by Allied Waste Services, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.4 Authorization to Purchase via State Approved Contract one (1) Vehicle for the Meter Readers Department

Staff was seeking authorization to purchase via state approved Buy Board Contract #430-13 a 2017 Chevrolet Colorado in the amount of \$25,486.22.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Authorization to Purchase via State Approved Contract one (1) Vehicle for the Meter Readers Department, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.5 Authorization to surplus equipment for the Utility Billing Department

The Utility Billing Department was requesting authorization to surplus IBM Printer 6400. This item would be traded in and could no longer be used by the department.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Authorization to surplus equipment for the Utility Billing Department, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.6 Reclassify Utility Accounts Receivable for the 2nd Quarter of 2015

For review and approval staff presented a summary of the utility account receivable to be reclassified at this time for the amount of \$14,650. These amounts were for the three month period of April 2015 through June 2015.

Staff and City Manager recommended approval.

Councilman Plata moved to approve to Reclassify Utility Accounts Receivable for the 2nd Quarter of 2015, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.7 Contract Renewal with DATAMATIC, a Sole Source Vendor, for the City's Meter Reading Software License and Maintenance Agreement

Staff was requesting authorization to engage DATAMATIC, a sole source vendor, for a one-year renewal of an existing contract for the meter reading system maintenance for the Meter Reader Department. The maintenance fee preserves the software license, provides telephone support of the RouteStar Meter Reading System, and provides for both hardware and software maintenance on the handheld units. The renewal of this contract included the yearly fee of \$10,753.89 for the renewal period from October 1, 2016 thru September 30, 2017.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to approve Contract Renewal with DATAMATIC, a Sole Source Vendor, for the City's Meter Reading Software License and Maintenance Agreement, as recommended by staff. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.8 Contract Renewal with INCODE, a Sole Source Vendor, for the City's On-line Payment Software for Utility Billing Payments

Staff was requesting authorization to engage INCODE, a sole source vendor, for a one-year renewal of an existing contract for the on-line payment software linked through the City's website to facilitate the payment of utility bills. The renewal of this contract included the monthly fee of \$920 to remain the same for the renewal period from October 1, 2016 thru September 30, 2017.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to approve Contract Renewal with INCODE, a Sole Source Vendor, for the City's On-line Payment Software for Utility Billing Payments, as recommended by staff. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.9 Authorization to purchase Bunker Gear for the Fire Department via Buy Board Contract 432-13

Mission Fire Department was seeking authorization to purchase (22) twenty-two sets of fire fighter bunker gear via Buy Board Contract 432-13. This gear would replace sets reaching the mandatory 10 year retirement as set by NFPA 1851 requirements.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve the authorization to purchase Bunker Gear for the Fire Department via Buy Board Contract 432-13, as recommended by staff. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.10 Authorization to enter into a Lease Agreement with G&K Service for work uniforms for firefighters via Buy Board No. 416-12

Mission Fire Department was seeking authorization to enter into a Lease Agreement with G&K Services for work uniforms for firefighters. This agreement would be for three (3) twelve (12) month terms. The uniforms were of Nomex material.

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Each firefighter would be issued two (2) dress shirts, one (1) long sleeve polo, one (1) short sleeve polo, and four (4) pants. There was separate cost to replace damaged items. Those fees were stated on the service agreement.

This lease agreement was via a state approved contract Buy Board No. 416-12

Staff Recommendation: Approval to enter into Lease Agreement via Buy Board No. 416-12.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve authorization to enter into a Lease Agreement with G&K Service for work uniforms for firefighters via Buy Board No. 416-12, as recommended by staff. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.11 Approval to purchase Controller Box for the Inspiration Overpass traffic signal from a sole source vendor

Staff was recommending the purchase of a controller box traffic signal from Texas Highway Products, LTD a sole source vendor. Pursuant to Texas Local Government Code Section 252.022 General Exemptions (7) a procurement of items that were available from only one source, including: (A) items that were available from only one source because of patents, copyrights, secret processes, or natural monopolies and (D) captive replacement parts or components for equipment;

The Controller Box would be installed at Inspiration and Business 83 intersection for the improvements of the expressway overpass project. The plans called for the City of Mission to participate with the materials and TXDOT would pay for the installation. Staff presented the sole source letter from Vendor, Texas Highway Products, LTD and the list of items to be purchased.

Staff Recommendation: Authorization to purchase Controller Box for traffic signal from a Sole Source Vendor.

City Manager recommended approval.

Councilman Plata moved to approve the purchase of Controller Box for the Inspiration Overpass traffic signal from a sole source vendor, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.12 Approval of Work Authorization No. 24 with L&G Engineering for GIS Project

Phase XII Integrating GIS Projects and Data Maintenance entailed the gathering and maintenance of datasets as well as upgrading the data project. L&G Engineering in association with La Playa Mapping would be involved with the development and deployment of the City-wide GIS System.

Staff Recommendation: Approval of Work Authorization No. 24.

City Manager recommended approval.

Councilman Plata moved to approve Work Authorization No. 24 with L&G Engineering for GIS Project, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.13 Authorize City Manager to Execute Interlocal Cooperation Agreement between the Hidalgo County – Urban County Program, City of Mission and Participating Agencies for the Submittal of the Regional Assessment of Fair Housing (AFH) Plan

The Assessment of Fair Housing (AFH) plan was required for Local Governments, States and Public Housing Agencies to continue to receive federal funding by the U.S. Department of Housing and Urban Development through the Affirmatively Furthering Fair Housing new rule (part of the Fair Housing Act of 1968) adopted on July 16, 2015. The AFH would replace the Analysis of Impediments to Fair Housing (AI). The AFH was a new fair housing planning process which required consultation and resident participation, promoted fair housing choice free from housing discrimination. It included an analysis of fair housing data, an assessment of fair housing issues and related contributing factors to identify fair housing priorities and goals.

HUD encouraged collaboration with Public Housing Authorities to submit a regional AFH plan. The City of Mission had participated in several meetings with the Hidalgo County-Urban County Program, Cities of McAllen, Edinburg and Pharr and all the Public Housing Authorities in Hidalgo County to collaborate and submit the required AFH plan.

Staff Recommendation: Authorize City Manager to Execute Interlocal Cooperation Agreement.

City Manager recommended approval.

Councilman Plata moved to authorize City Manager to Execute Interlocal Cooperation Agreement between the Hidalgo County – Urban County Program, City of Mission and Participating Agencies for the Submittal of the Regional Assessment of Fair Housing (AFH) Plan, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.14 Tax Collections Report-September, 2016

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

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Tax Collections Report for September, 2016 as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.15 Approval of Resolution # 1479 A Resolution Ratifying and Affirming a Prior Resolution regarding CarbonLITE Recycling LLC Project, Series 2016 and Approving Other Actions

On August 22, 2016 the City of Mission approved the issuance of up to \$50,000,000 of solid waste disposal revenue bonds for CarbonLITE Holdings, LLC. The City's approval was valid until October 21, 2016 (60 days). The transaction was currently scheduled to close on October 27th, the City was being asked to approve a new resolution that would ratify and affirm the August 22nd resolution and provide a new 60 day period to complete the transaction.

Lee McCormick, President of Community Development Associates, LLC, was the facilitator for issuance of bonds on behalf of CarbonLITE Recycling LLC Project, Series 2016.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve Resolution No. 1479 A Resolution Ratifying and Affirming a Prior Resolution regarding CarbonLITE Recycling LLC Project, Series 2016, as recommended by staff. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

RESOLUTION NO. 1479

**RESOLUTION RATIFYING AND AFFIRMING
A PRIOR RESOLUTION AND APPROVING OTHER ACTIONS**

4.16 Approval of Resolution # 1480 authorizing the Mission Police Department to submit an Agreement for the Temporary Closure of State Right-of-Way to the Texas Department of Transportation for the Sharyland High School Homecoming Parade

The Mission Police Department was requesting approval of a resolution for the purpose of submitting an Agreement for the Temporary Closure of State Right-of-Way to the Texas Department of Transportation for the Sharyland High School Homecoming Parade to be held on October 27, 2016. The parade would commence at the Sharyland High School parking lot and proceed north on Sharyland Road to East Griffin Parkway, east on Griffin Parkway to Taylor Road, and finally south on Taylor Road to the 1100 block of Taylor Road. The parade would end at the Richard Thompson Football Stadium. The agreement was required by the Texas Department of Transportation for the temporary closure. The Mission Police Department would be responsible for securing the Sharyland High School Homecoming Parade route to ensure the safety of both motorists and pedestrians alike.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Resolution No. 1480 authorizing the Mission Police Department to submit an Agreement for the Temporary Closure of State Right-of-Way to the Texas Department of Transportation for the Sharyland High School Homecoming Parade, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

RESOLUTION NO. 1480

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS,
AUTHORIZING THE SUBMITTAL TO THE TEXAS DEPARTMENT OF
TRANSPORTATION BY THE MISSION POLICE DEPARTMENT OF AN AGREEMENT
FOR THE TEMPORARY CLOSURE OF STATE RIGHT OF WAY OF SHARY ROAD (BOTH
NORTHBOUND LANES OF TRAVEL) BETWEEN THE 1100 BLOCK OF SHARY ROAD
AND EAST GRIFFIN PARKWAY, PROCEEDING EAST ON GRIFFIN PARKWAY (BOTH
EASTBOUND LANES OF TRAVEL) BETWEEN SHARY ROAD AND TAYLOR ROAD FOR
THE SHARYLAND HIGH SCHOOL HOMECOMING PARADE AND AUTHORIZING THE
ISSUANCE OF A PUBLIC PERMIT THEREFORE.**

4.17 Approval of Resolution # 1481 authorizing the Mission Police Department to submit an Agreement for the Temporary Closure of State Right-of-Way to the Texas Department of Transportation for the Veterans Memorial High School Homecoming Parade

The Mission Police Department was requesting approval of a resolution for the purpose of submitting an Agreement for the Temporary Closure of State Right-of-Way to the Texas Department of Transportation for the Veterans Memorial High School Homecoming Parade to be held on November 03, 2016. The parade would commence at the 2300 block of north Conway Avenue and would proceed northbound on Conway Avenue, turn east onto west Mile Two (2) Line Road and end at the Veterans Memorial High School Parking lot. The agreement was required by the Texas Department of Transportation for the temporary closure. The Mission Police Department would be responsible for securing the Veterans Memorial High School Homecoming Parade route to ensure the safety of both motorists and pedestrians alike.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Resolution No. 1481 authorizing the Mission Police Department to submit an Agreement for the Temporary Closure of State Right-of-Way to the Texas Department of Transportation for the Veterans Memorial High School Homecoming Parade, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

RESOLUTION NO. 1481

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS,
AUTHORIZING THE SUBMITTAL TO THE TEXAS DEPARTMENT OF
TRANSPORTATION BY THE MISSION POLICE DEPARTMENT OF AN AGREEMENT
FOR THE TEMPORARY CLOSURE OF STATE RIGHT OF WAY OF CONWAY AVENUE
(BOTH NORTHBOUND LANES OF TRAVEL) BETWEEN GRIFFIN PARKWAY (FM 495)
AND MILE TWO (2) LINE ROAD, PROCEEDING EAST ON MILE TWO (2) LINE ROAD
(BOTH EASTBOUND LANES OF TRAVEL) BETWEEN CONWAY AVENUE AND
MAYBERRY STREET FOR THE VETERANS MEMORIAL HIGH SCHOOL
HOMECOMING PARADE AND AUTHORIZING THE ISSUANCE OF A PUBLIC PERMIT
THEREFORE.

4.18 Approval of Ordinance # 4421 amending Ordinance # 4395 adopting eight (8) additional personnel to the classified position of Patrolman for the Mission Police Department

On October 1, 2017 the Mission Police Department was awarded a federal grant through the COPS program that would allow for our department to hire eight (8) police officers. On September 12, 2016, the department requested and established 125 positions for Patrolman by the adoption of Ordinance #4395 for the FY 2016-17. The department was requesting eight (8) additional positions for the Patrolman position. These positions would be very beneficial to the community.

Staff Recommendation: Approve the amendment to Ordinance #4395 as requested by Chief Dominguez.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Ordinance No. 4421 amending Ordinance # 4395 adopting eight (8) additional personnel to the classified position of Patrolman for the Mission Police Department as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4421

AN ORDINANCE AMENDING ORDINANCE #4395 ADOPTING EIGHT (8) ADDITIONAL PERSONNEL TO THE CLASSIFIED POSITION OF PATROLMAN FOR THE MISSION POLICE DEPARTMENT

4.19 Authorization to submit a Grant Application for Exercise Equipment thru Greenfield Outdoor Fitness Equipment for Birdwell Park

Mission Parks and Recreation was requesting authorization to submit a Grant Application with Greenfield Outdoor Fitness Equipment. This Grant was part of a School Incentive Program providing matching grants of up to 50% for qualifying public and private schools. Municipalities were also eligible to apply for projects utilizing joint use areas. Greenfield Outdoor Fitness Equipment had been designated as an integral part of design for Proposed Tennis Center at Birdwell Park. Greenfields' Outdoor Fitness Equipment helps students build confidence and enhance their physical fitness no matter their athletic capability.

Staff Recommendation: Authorization to submit Grant Application.

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize the submittal of a Grant Application for Exercise Equipment thru Greenfield Outdoor Fitness Equipment for Birdwell Park, as recommended by staff. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.20 Authorization to submit a Grant Application for Exercise Equipment for CWV Park, Bannworth and Mayberry Pools

Mission Parks and Recreation was requesting authorization to submit a Grant Application with Exofit Outdoor Fitness Exercise Equipment (up to 100% Grant) for CWV Park, Bannworth and Mayberry Pool areas. This equipment would give Community Members the opportunity to get healthy and maintain an active lifestyle while enjoying the outdoors at CWV Park along with 2 sets of chinning bars at both Bannworth and Mayberry Pools for our TAAF and AAU Swim Teams.

Staff Recommendation: Authorization to submit Grant Application.

City Manager recommended approval.

Councilman Plata moved to authorize the submittal of a Grant Application for Exercise Equipment for CWV Park, Bannworth and Mayberry Pools, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.21 Authorization to reject and re-solicit bids for North and South Water Plant Facilities Laboratory Analysis

On August 22, 2016, City Council authorized staff to solicit bids for Laboratory analysis for the North and South Water Treatment Plants. The City of Mission accepted and opened two (2) bid responses for Laboratory Analysis. Staff was seeking authorization to reject and re-solicit bids since Integrity Testing, Inc. and EMSL Analytical, Inc. was found non-responsive by not submitting signed and executed Conflict of Interest Questionnaire (CIQ) required as per the General Terms & Conditions.

Staff Recommendation: Authorization to reject and re-solicit bids.

City Manager recommended approval.

Councilman Plata moved to authorize to reject and re-solicit bids for North and South Water Plant Facilities Laboratory Analysis, as recommended by staff. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

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

On July 27, 2015 the City Council convened and approved the Preliminary Plat for Crystal Estates Ph. II Subdivision. The proposed subdivision was the second phase of Crystal Estates located at the Northeast corner of Los Ebanos Road & Rebecca Street. The City Council unanimously recommended approval as per Staff's recommendation.

Staff and City Manager recommended approval.

Councilman Plata moved to approve Final Plat Approval: Crystal Estates Ph. II Subdivision, 8.05 acres out of Lot 27-2, West Addition to Sharyland Subdivision, R-1, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

5.0 Unfinished Business

None

6.0 Routine Matters

6.1 City Manager's Comments

Thanked Cynthia Lopez, Mission Historical Museum Director and staff for a successful Dia de los Muertos event.

6.2 Mayor's Comments

Congratulated the Mission Historical Museum on their Dia de los Muertos event.

Mayor Salinas asked Council to go into Executive Session.

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At 5:44 p.m. Councilman O'cana moved to convene into executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001 under "Consultation with Attorney". 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- Texas Gov't Code §551.071 (2)

A. Consultation with attorney regarding legal rights and duties related to culvert crossing at Edinburg Main Canal.

7.2 Deliberation regarding Real Property- Texas Gov't Code §551.072:

A. Deliberate and consider the purchase of, exchange, lease or value of real property related to proposed Madero International Vehicular and Rail Bridge

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

At 6:50 p.m. Councilman O'cana moved to reconvene in open session. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

On item 7.1A – No Action

On item 7.2A – No Action

8.0 Adjournment

At 6:51 p.m. Councilman O'cana moved for adjournment. Motion was seconded by Councilman Plata and approved unanimously 5-0.

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretary