

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
NOVEMBER 23, 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'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
Jim Barnes
Mary Lopez
Joe Lopez
Crysti Davis
Jose A. Trevino
Larry A. Reyna
E. Vasquez
Diane Hernandez Vazquez
Ed Vazquez
Ricardo Garcia
Juan Eliseo Gonzalez Jr.
Jaime Gutierrez

STAFF PRESENT:

Carmen Morales, Administrative Asst.
Nelia Hernandez, Asst. City Secretary
Aida Lerma, Deputy City Manager
Randy Perez, Deputy City Manager
Danny Tijerina, Planning 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
Joel Laralde, Asst. Chief of Police
Luduvico Martinez, B & G Club Director
Noemi Munguia, HR Director
Robert Hinojosa, Risk Management Director
Jesse Lerma, Civil Service Director
Roland Rodriguez, I. T. Director
Luis Contreras, Museum Director
Mayra Rocha, Library Director
Jonathan Wehrmeister, Judge
Alex Meade, MEDC Chief Exec. Officer
Brad Bentsen, Parks & Recreation Director
Cesar Gutierrez, Sanitation Director
Jaime Acevedo, Asst. Planning Director

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:31 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. Presentation by Mission Crimestoppers Mascot

Chief Roberto Dominguez presented the Mission Crimestopper Mascot Officer Blue Tipster to the Mayor and Council.

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 and invited the Council to the Holiday Social to be held on December 17, 2015.

5. Departmental Reports

Councilman Dr. Armando O'caña moved to approve the departmental reports as presented. Motion was seconded by Councilwoman Jessica Ortega-Ochoa and approved unanimously 4-0.

6. Citizens Participation

Aida Lerma introduced Presidente Municipal Gonzalo Elizondo Lira and a delegation from Salinas Victoria, Nuevo Leon. Presidente Municipal Lira invited the Mayor and Council to their city.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Rezoning: A tract of land containing 0.913 acres of land out of Lot 234, John H. Shary Subdivision, and Lot 105, Shary Palms Unit 3, R-1 (Single Family Residential) to C-1 (Office Building), Jose Angel Treviño
Adoption of Ordinance # 4290 approving 1.1A**

On November 18, 2015 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located along the west side of Shary Road between Village Drive and Mulberry Street. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval of the C-1 zone.

Staff and City Manager recommended approval of ordinance.

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 4290 Rezoning: A tract of land containing 0.913 acres of land out of Lot 234, John H. Shary Subdivision, and Lot 105, Shary Palms Unit 3, R-1 (Single Family Residential) to C-1 (Office Building) as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ORDINANCE NO. 4290

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING OF A TRACT OF LAND CONTAINING 0.913 ACRES OF LAND OUT OF LOT 234, JOHN H. SHARY SUBDIVISION, AND LOT 105, SHARY PALMS UNIT 3, FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (OFFICE BUILDING)

- B. Conditional Use Permit: Bryan Event Center and a Bed & Breakfast, 1321 E. 2 Mile Road, A 1.01 acre tract of land out of Lot 29-10, West Addition to Sharyland Subdivision, AO-I, Ariel P. King
Adoption of Ordinance # 4291 approving 1.1B**

At 4:52 p.m., Mayor Pro Tem Norie Gonzalez Garza joined the meeting.

On November 18, 2015 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located in the NW corner of Bryan Road and 2 Mile Road. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 1 year.

Staff and City Manager recommended approval of the Bed & Breakfast, and denial of the Events Center due to the lack of parking.

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

Ricardo Garcia a neighbor was present to state that he was neither for nor against the item.

Ariel P. King owner of the business elaborated on the kind of business they had purchased the property for.

Councilman O'cana moved to deny the Bryan Event Center and approve the cup and to adopt Ordinance No 4291 Conditional Use Permit: Bed & Breakfast, 1321 E. 2 Mile Road, A 1.01 acre tract of land out of Lot 29-10, West Addition to Sharyland Subdivision, AO-I. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4291

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR A BED & BREAKFAST, 1321 E. 2 MILE ROAD, A 1.01 ACRE TRACT OF LAND OUT OF LOT 29-10, WEST ADDITION TO SHARYLAND SUBDIVISION

- C. Conditional Use Permit Renewal: Home Occupation – Notary Service and Preparation of Income Tax Forms, 1115 Reynosa, Lot 2, Block 1, Browning Subdivision, R-1, Larry D. Reyna
Adoption of Ordinance # 4292 approving 1.1C**

On November 18, 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 Highland and Reynosa Street. There was public opposition during the P&Z Mtg. The concerns voiced were that the customers were parking on the street and blocking the neighbor's driveways. The Board unanimously recommended approval for 1 year subject to addressing parking issues.

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Staff and City Manager recommended denial.

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

Larry D. Reyna owner of business was present to elaborate on his type of business.

Elizabeth Vasquez spoke against the item because of the parking issues.

Councilman O'cana moved to approve the cup and to adopt Ordinance No 4292 Conditional Use Permit Renewal: Home Occupation – Notary Service and Preparation of Income Tax Forms, 1115 Reynosa, Lot 2, Block 1, Browning Subdivision, R-1 with the condition that by appointment only services be rendered. Motion was seconded by Councilman Ruben D. Plata and approved unanimously 5-0.

ORDINANCE NO. 4292

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT FOR A HOME OCCUPATION – NOTARY
SERVICES & PREPARATION OF INCOME TAX FORMS, 1115 REYNOSA STREET, LOT
2, BLOCK 1, BROWNING SUBDIVISION

2.0 Disposition of Minutes

2.1 City Council Meeting – November 9, 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 Shary Golf Advisory Board – September 15, 2015

Citizen's Advisory Committee – August 18, 2015

Mission Economic Development Authority – October 6, 2015

Mission Economic Development Corporation – October 6, 2015

Zoning Board of Adjustments – October 21, 2015

Planning and Zoning Commission – October 14, 2015

Mission Historical Museum – October 19, 2015

Juvenile Justice and Delinquency Prevention Board – October 7, 2015

Speer Memorial Library Board – October 20, 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 Authorization to purchase via state approved contract for air condition filter service for city facilities/buildings

Staff was seeking authorization to purchase via state approved contract for air condition filter service for City Facilities/buildings. The Parks & Recreation Dept. was seeking authorization to continue service with JF Filtration, Inc. with this being the second one-year renewal via state approved Buy Board Contract #458-14. Please be advised that Parks Department had been doing business with JF Filtration for the past 11 years. The monthly charges for this service were

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\$1,028.00, totaling \$12,336 for the year.

Staff Recommendation: Authorization to continue service with JF Filtration, Inc

City Manager recommended approval.

Councilman Plata moved to approve authorization to purchase via state approved contract with JF Filtration, Inc. for the air condition filter service for city facilities/buildings as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.2 Authorization to purchase via state approved contract for cleaning and sanitation supplies for city facilities

Staff was seeking authorization to purchase via state approved contract for cleaning and sanitation supplies for City Facilities. The Parks & Recreation Dept. was seeking authorization to purchase these materials from Gulf Coast Paper Company via state approved buy board Contract #490-15. Please be advised that Parks Department had been doing business with Gulf Coast Paper for over 18 years.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve authorization to purchase via state approved contract from Gulf Coast Paper Company via state approved buy board Contract #490-15 for the cleaning and sanitation supplies for city facilities as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.3 Authorization to retract donation of Mobile RV Unit & School Bus and donate to a Sister City as recommended by Mayor Salinas

The City of Mission surplused and donated a 1996 Mobile RV Unit Vin # 1GBKP37N753325631 to Allende, Nuevo Leon as well as a 1996 School Bus Vin # 1HVBBABN4TH370109 to Valle Hermoso, Tamaulipas. The City had kept these vehicles a substantial amount of time and the original recipients of said items were no longer in office nor had made any attempts to secure them. The City of Francisco I. Madero was willing to accept this donation and invest resources to get both vehicles up and running as well as to make all legal arrangements required to import these vehicles into Mexico.

These donations would be a great asset to their community and would be greatly appreciated.

Staff Recommendation: Approval to retract and donate to Francisco I. Madero, Coahuila

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve authorization to retract donation of Mobile RV Unit & School Bus and donate to a Sister City as recommended by Mayor Salinas. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.4 Approval of Resolution # 1419 of the City Council of the City of Mission, Texas extending Ordinance No. 3555 (Sharyland Utilities L.P. franchise agreement) to February 29, 2016

The City of Mission entered into a franchise agreement with Sharyland Utilities L.P on April 12, 2010 which expired on January 24, 2015. The City and Sharyland Utilities, L.P. continued to operate under the current terms and conditions of the agreement and would like to proceed with extending franchise agreement an additional five years. This resolution would extend Ordinance 3555 until February 29, 2016 in order to comply with the renewal as per City Charter.

Staff and City Manager recommended approval of resolution.

Councilman Plata moved to approve Resolution No. 1419 of the City Council of the City of Mission, Texas extending Ordinance No. 3555 (Sharyland Utilities L.P. franchise agreement) to February 29, 2016 as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

RESOLUTION NO. 1419

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
EXTENDING ORDINANCE NO. 3555 (SHARYLAND UTILITIES L.P. FRANCHISE
AGREEMENT) TO FEBRUARY 29, 2016.

4.5 First Reading of Ordinance granting to Sharyland Utilities, L.P., A Limited Partnership Duly Organized Under The Laws Of The State Of Texas, An Electric Power Delivery Franchise

The franchise agreement had been extended thru February 29, 2015. Sharyland Utilities, LP had expressed its interest to renew the agreement with the City for a period of five (5) years.

City Charter provisions stipulated that, “all ordinances granting, amending, renewing, or extending franchises for public utilities shall be read at two (2) separate regular meetings of the City Council, and shall not be finally passed until thirty (30) days after the first reading; and no such ordinance shall take effect until thirty (30) days after its final passage; and the full text of such ordinances shall be published once within fifteen (15) days following the first reading in a newspaper of general circulation within the City of Mission, and the expense of such publication shall be borne by the proponent of the franchise.” The second and final reading of the Ordinance was scheduled for January 11, 2016.

Staff Recommendation: First reading of Ordinance in accordance with the City Charter

City Manager recommended approval.

No action was needed on this item since it was only the first reading of the Ordinance.

4.6 Authorization to Solicit Bids for “Housing Assistance Program – Phase 15-I”

The Citizen’s Advisory Committee met on June 9, 2015 and approved staff’s recommendation to provide assistance through the CDBG program to the following addresses:

Reconstruction: 915 W 1st Street – 2 bdrm. 1 ½ bath, 970 sq. ft.

Rehabilitation: 944 Chester Street

Staff Recommendation: Solicit Bids for “Housing Assistance Program Phase 15-I”

City Manager recommended approval.

Councilman Plata moved to approve authorization to Solicit Bids for “Housing Assistance Program – Phase 15-I” as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.7 Approve change order for A One Insulation for Housing Assistance at 304 Leo Najo

The following unforeseen work was discovered during the demolition phase of the rehabilitation project: While removing the sheetrock as specified in the work write-up, the contractor revealed that there was no insulation within the wall cavity, it was required to install insulation to comply with energy efficiency requirements; the work write-up also specified for the installation of a new shower stall however, due to the applicant’s recent injury, it was recommended to provide a roll-in shower allowing for wheelchair accessibility;

The change order was as follows:

Contract amount	\$22,500.00
Change order	\$2,500.00
Total amount	\$25,000.00

Staff Recommendation: Approve change order for A One Insulation

City Manager recommended approval.

Councilman Plata moved to approve change order for A One Insulation for Housing Assistance at 304 Leo Najo as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.8 Revoke prior authorization and Authorize purchase of 624 – 96 Gallon Garbage Carts from Toter via HGAC Contract

On November 9, 2015, the City Council authorized the purchase of 624-96 gallon garbage carts from Toter via Buyboard. However, staff received notification that Toter was no longer a Buyboard vendor, and was now a vender under HGAC Contract.

The Sanitation Department was requesting the Council to revoke the prior authorization, and authorize the purchase of 624-96 garbage carts from Toter via HGAC Contract GC01-13. These carts would be utilized for future city growth.

Staff and City Manager recommended approval.

Councilman O’cana moved to approve to revoke prior authorization and Authorize purchase of 624 – 96 Gallon Garbage Carts from Toter via HGAC Contract as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.9 Approval of Resolution # 1420, A Resolution to Consider Supplemental Resolution Approving the Resolution of Mission Economic Development Corporation Authorizing the Issuance of Bonds on Behalf of Natgasoline LLC; and Matters Related Thereto

Lee McCormick, President of Community Development Associates, LLC had facilitated the issuance of Bonds on behalf of Natgasoline LLC.

Mr. McCormick would be present at the meeting to answer any questions City Council may have.

Provided was a staff report and proposed resolution.

Staff and City Manager recommended approval of resolution.

Mayor Pro Tem Garza moved to approve Resolution No. 1420 A Resolution to Consider Supplemental Resolution Approving the Resolution of Mission Economic Development Corporation Authorizing the Issuance of Bonds on Behalf of Natgasoline LLC; and Matters Related Thereto as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

RESOLUTION NO. 1420

SUPPLEMENTAL RESOLUTION APPROVING THE RESOLUTION OF MISSION ECONOMIC DEVELOPMENT CORPORATION AUTHORIZING THE ISSUANCE OF BONDS ON BEHALF OF NATGASOLINE LLC; AND MATTERS RELATED THERETO

4.10 Resolution No. 1421 Authorizing the filing of a Grant Application with the LRGVDC for the Regional Solid Waste Grants Program

The Resolution would authorize the filing of the grant application with the Lower Rio Grande Valley Development Council for the Regional Solid Waste Grants Program to purchase new Recycle Trailers; authorizing the Mayor to act on behalf of the City in all matters related to the application. The amount of the grant was \$30,000 and there was no cash match.

Staff and City Manager recommended approval of resolution.

Mayor Pro Tem Garza moved to approve Resolution No. 1421 Authorizing the filing of a Grant Application with the LRGVDC for the Regional Solid Waste Grants Program as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

RESOLUTION NO. 1421

RESOLUTION OF THE CITY OF MISSION AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL FOR A REGIONAL SOLID WASTE GRANTS PROGRAM GRANT; AUTHORIZING NORBERTO SALINAS, MAYOR TO ACT ON BEHALF OF THE CITY OF MISSION IN ALL MATTERS RELATED TO THE APPLICATION; AND PLEDGING THAT IF A GRANT IS RECEIVED THE CITY OF MISSION WILL COMPLY WITH THE GRANT REQUIREMENTS OF THE LRGVDC, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY AND THE STATE OF TEXAS

4.11 Resolution No. 1422 Authorizing the filing of a Grant Application with the LRGVDC for the Regional Solid Waste Grants Program

The Resolution would authorize the filing of the grant application with the Lower Rio Grande Valley Development Council for the Regional Solid Waste Grants Program to provide training to citizens on recycling; authorizing the Mayor to act on behalf of the City in all matters related to the application. The amount of the grant was between \$10,000 to \$20,000 and there was no cash match.

Staff and City Manager recommended approval of resolution.

Councilman Plata moved to approve Resolution No. 1422 Authorizing the filing of a Grant Application with the LRGVDC for the Regional Solid Waste Grants Program as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

RESOLUTION NO. 1422

RESOLUTION OF THE CITY OF MISSION AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL FOR A REGIONAL SOLID WASTE GRANTS PROGRAM GRANT; AUTHORIZING NORBERTO SALINAS, MAYOR TO ACT ON BEHALF OF THE CITY OF MISSION IN ALL MATTERS RELATED TO THE APPLICATION; AND PLEDGING THAT IF A GRANT IS RECEIVED THE CITY OF MISSION WILL COMPLY WITH THE GRANT REQUIREMENTS OF THE LRGVDC, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY AND THE STATE OF TEXAS.

4.12 Approval of the Certified 2015 Tax Roll Totals

Approval of the Certified 2015 Tax Roll for the City of Mission as per Section 26.09 (e) of the Texas Property Tax Code. Total Taxable Value: \$3,844,000,757.

2015 Total Tax Levy \$19,067,827.24

Distribution of Levy:

M&O	\$ 15,290,960.10
I&S	\$ <u>3,776,867.14</u>

TOTAL TAX LEVY	\$ 19,067,827.24
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Staff and City Manager recommended approval.

Councilman O’cana moved to approve the Certified 2015 Tax Roll Totals as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.13 Budget Amendments: General Fund, CDBG Fund, PD Federal Sharing Fund, Designated Purpose Fund, Capital Project Funds: 2014 WW&S Jr. Lien TWDB Bond, 2009 CO

Deputy City Manager Randy Perez presented the budget amendments BA–2016-01 to BA–2016-10 to the City Council for approval.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve budget amendments BA-2016-01 to BA-2016-10 as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.14 Tax Collection Report – September, 2015

Mr. Perez presented the Tax Collections Report for September, 2015 for approval.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Tax Collections Report for September, 2015 as recommended. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.15 Preliminary Plat Approval: Eduardo's #13 Subdivision, A 20.00 acre tract of land being 10.00 acres of Lot 35-5, and the South 10 acres of Lot 36-5, West Addition to Sharyland Subdivision, Suburban ETJ Developer: Aniceto Izaguirre Engineer: Quintanilla, Headley & Associates

On November 18, 2015 the Planning and Zoning Commission convened and approved the Preliminary and Final Plat for Eduardo's #13 Subdivision. The proposed subdivision was located approximately 800' south of Mile 4 North Road along the east side of Trospen Road. The P&Z board unanimously recommended approval as per Staff's recommendation.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Preliminary Plat Approval: Eduardo's #13 Subdivision, A 20.00 acre tract of land being 10.00 acres of Lot 35-5, and the South 10 acres of Lot 36-5, West Addition to Sharyland Subdivision, and Suburban ETJ as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.16 Authorization to allow Teskeys to repair roadway intersection cameras and City of Mission park cameras via DIR Contract # DIR-TSO-2704

The City of Mission Police Department was requesting authorization to allow Teksys to repair roadway intersection cameras and City of Mission park cameras via DIR contract# DIR-TSO-2704. On Friday, September 11, 2015 the Mission Police Departments' tower and some park cameras were struck by lightning. Based on the lightning strikes, a number of roadway camera intersection nodes and park cameras were damaged. In order to be able to utilize the roadway intersection cameras and park cameras, staff was in need of repairing the aforementioned nodes and cameras systems. The total price for repairs would be \$21,732.00. Federal Drug Forfeiture funds would be utilized to pay for the repairs up front. An insurance claim would be filed with Texas Municipal League, our insurance carrier to recover some of the loss. Staff respectfully requested authorization to allow Teksys to repair our roadway intersection cameras and park cameras via the aforementioned DIR contract.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve authorization to allow Teskeys to repair roadway intersection cameras and City of Mission park cameras via DIR Contract # DIR-TSO-2704 as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.17 Authorization to purchase SAFRAN Fingerprinting System from a sole source vendor

The City of Mission Police Department was requesting authorization to purchase a new SAFRAN Fingerprinting System from a sole source vendor. The current IDENTIX fingerprinting system was purchased in 2009 and was no longer supported in case of a system failure. The SAFRAN Fingerprinting System was utilized to fingerprint all prisoners booked in the City of Mission city jail. Currently, the Mission Police Department processed approximately 3,500 prisoners per year. The purchase included all the hardware and software, technical support and training. The SAFRAN System would integrate to our existing New World Software and to the Texas Department of Public Safety fingerprinting system in Austin, Texas. The total expenditure for this equipment would be \$37,935.00. Federal Drug Forfeiture funds would be utilized for the aforementioned purchase. Staff respectfully requested authorization to purchase via sole source vendor, SAFRAN MorphoTrust USA.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve authorization to purchase SAFRAN Fingerprinting System from a sole source vendor as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

5.0 Unfinished Business

None

6.0 Routine Matters

6.1 City Manager's Comments

City Manager Martin Garza advised the Mayor and Council that City Hall would be closed on Thursday and Friday for the Thanksgiving Holiday and wished everyone a Happy Thanksgiving.

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 under "Consultation with Attorney" for all items listed under the executive session of the agenda.

At 5:35 p.m., Councilman Plata moved to convene into executive session. Motion was seconded by Councilwoman Ochoa 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(1) & (2)

A. Discussion for the purpose of facilitating legal advice regarding possible claim for damage to personal property that occurred on October 23, 2015 at 1200 E. 8th Street (Municipal Court Building)

B. Discussion for the purpose of facilitating legal advice regarding legal implications of McAllen Public Utility Board application for Sewer Certificate of Convenience and Necessity (CCN)

7.2 Consultation with Attorney Sec. 551.071

Deliberation regarding real property Sec. 551.072

- A. Discussion regarding the possible acquisition of real property for the City of Mission Social Events Center.**
- B. Consideration of the use of eminent domain, on behalf of the State of Texas, to acquire a 0.037 of an acre (1,600 square feet) parcel of land, situated in Hidalgo County, Texas and also being part or portion of Lot 38, Basham Subdivision Unit No. 7, according to the plat or map thereof recorded in Volume 21, Page 192, 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.**
- C. 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 of portion of Lot 129, Southern Oak Subdivision Phase 2, according to the plat or map thereof recorded Volume 34, Page 133, 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 to 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 6:12 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 authorize City Manager to negotiate with the owner of personal property that was allegedly damaged on or about October 23, 2015 at 1200 E. 8th Street (Municipal Court Building), as per discussion and within the parameters mentioned in Executive Session. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

On item 7.1-B, Councilman Plata moved to authorize City Manager to negotiate and enter into an agreement with Mcallen Public Utility Board regarding proposed CCN area, within the parameters discussed in Executive Session. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

On item 7.2-A, Councilman Plata moved to authorize City Manager and City Attorney to enter into negotiations for the purchase of real property, approximately a 29.48 acre tract of land out of lot 185 John H Shary Subdivision, as per discussion and within parameters set in Executive Session. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

On item 7.2-B, Mayor Pro Tem Garza moved to authorize City Attorney or outside designated counsel the use of eminent domain, on behalf of the State of Texas, to acquire a 0.037 of an acre (1,600 square feet) parcel of land, situated in Hidalgo County, Texas and also being part or portion of Lot 38, Basham Subdivision Unit No. 7, 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.

On item 7.2-C, Councilman O'cana moved to authorize City Attorney or outside designated counsel 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 of portion of Lot 129, Southern Oak Subdivision Phase 2, for the public purpose of construction or improvement of Inspiration Road, and to resolve to 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 6:15 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