

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
JUNE 22, 2015 3:30 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
Jorge R. Ruiz
Ricky Contreras
K. Ponce
Abiel Flores
R. Filizola
Edgar Navejar
Veronica Almendarez
Aiisa Almendarez
Jaime Gutierrez
Dario Cerda
Nellie Rodrigue
Ricardo Pena
Jim & Beth Barnes
Omar Hadroune
Maxilou Link
Rene De La Cruz
Joe Sanchez
Fred Kurth
Israel Longoria
Marisol Garcia
John R. Guerra
Aaron Balli
Patricia G. Almendarez

STAFF PRESENT:

Carmen Morales, Administrative Asst.
Nelia Hernandez, Asst. City Secretary
Aida Lerma, Deputy City Manager
Danny Tijerina, Planning Director
Jose Angel Garza, Asst. 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 Lalarde, Asst. 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
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
Alex Meade, MEDC Chief Exec. Officer
Brad Bentsen, Parks & Recreation Director

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 3:36 p.m.

2. Pledge Allegiance and Invocation

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

3. Report from Mission Municipal Court

Judge Jonathan Wehrmeister gave the council a report on the implementation of paying for a citation online. He also announced the retirement of Janie Sanchez who had been a City of Mission employee for 34 ½ years.

4. Report from the Greater Mission Chamber of Commerce

Alejandra Alvarez from the Greater Mission Chamber of Commerce reported on the chamber events that had recently taken place. She also advised Mayor and Council on upcoming events.

5. Departmental Reports

Mayor Pro Tem Norie Gonzalez Garza moved to approve the departmental reports as presented. Motion was seconded by Councilman Dr. Armando O'cana and approved unanimously 5-0.

6. Citizens Participation

Chief Roberto Dominguez recognized 5 police officers who competed in the Texas Police Games in Brownsville, Texas on June 12. Eduardo Hernandez, Cpl. Ruben Gaytan and Alejandro Morales won the Gold Medal in Tactical Pistol Team, Lt. Jody Tittle won two Bronze Medals in Submission Wrestling and Inv. Hilario Moya won a Gold Medal in 35 and over Softball Tournament.

At 3:48 p.m., Mayor Salinas went to item 4.1 of the agenda.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Conditional Use Permit: Sale and On-Site Consumption of Alcoholic Beverages – Inolvidable Bohemia Cocina Bar, 2120 E. Business Highway 83, Lot 51, Sharyland Orchards Subdivision, C-4, Mario Calera
Adoption of Ordinance # 4241 approving 1.1A**

On June 10, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The property was located on the SE corner of Ragland & Business Highway 83. This CUP was last approved on 4/23/14 for 1 year. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 1 year.

Staff Recommendation: Approval for 1 year subject to sale of alcohol being until 12:00 a.m. (midnight) and waiver of the 300' separation requirement from residential homes.

City Manager recommended approval.

Mayor Pro Tem Garza 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 4241 Conditional Use Permit: Sale and On-Site Consumption of Alcoholic Beverages – Inolvidable Bohemia Cocina Bar, 2120 E. Business Highway 83, Lot 51, Sharyland Orchards Subdivision, C-4 as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ORDINANCE NO. 4241

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 BEVERGES – INOLVIDABLE BOHEMIA COCINA BAR, 2120 E.
BUSINESS HIGHWAY 83, LOT 51, SHARYLAND ORCHARDS SUBDIVISION

**B. Conditional Use Permit: Sale & On-Site Consumption of Beer and Wine – Rick's Bar & Grill, 1604 E. Griffin Parkway, Lot 11, Stewart Village Ph. I Subdivision, C-3, El Pinguino, LLC/Rick's Bar & Grill
Adoption of Ordinance # 4242 approving 1.1B**

On May 27, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The subject site was located within Stewart Village Commercial Plaza on the SE area of Stewart Road and Griffin Parkway. There was public opposition during the P&Z Mtg. The concerns voiced were in regards to the parking lot being privately owned and this business would generate more traffic to this area. However, an agreement between the owner of the parking lot, Aaron Balli, and the owner of the Lot 11, Rene de la Cruz, was reached on June 10, 2015 (letter provided). A letter of opposition was submitted by Little Crayons Institute, LLC. The board unanimously recommended approval for 1 year.

Staff Recommendation: Approval for 1 year subject to the sale of alcohol being until 12:00 a.m. (midnight) and waiver of the 300' separation requirement from residential homes.

City Manager recommended approval.

Mayor Pro Tem Garza asked if there were any comments for or against the request.

Mr. James Sue of 1615 Toni Lane spoke against the request stating his concerns about the business being so close to the residential homes.

Ms. Nellie Rodrigue, applicant of the CUP spoke in favor of the request.

Councilwoman Ochoa moved to approve the cup and to adopt Ordinance No 4242 Conditional Use Permit: Sale & On-Site Consumption of Beer and Wine – Rick's Bar & Grill, 1604 E. Griffin Parkway, Lot 11, Stewart Village Ph. I Subdivision, C-3 as recommended. Motion was seconded by Councilman O'cana and approved unanimously 4-0.

ORDINANCE NO. 4242

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT FOR THE SALE & ON-SITE CONSUMPTION
OF BEER & WINE – RICK'S BAR & GRILL, 1604 E. GRIFFIN PARKWAY, LOT 11,
STEWART VILLAGE PH. I SUBDIVISION

**C. Rezoning: The East 130' of the South 105' of Lot 30-12, West Addition to Sharyland Subdivision, from AO-I (Agricultural Open Interim) to R-1A (Large Lot Single Family), Elizabeth B. Lopez
Adoption of Ordinance # 4243 approving 1.1C**

On June 10, 2015 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located at the NW corner of N. Stewart Road and Blue Rock Road. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval of the R-1A zone.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza asked if there were any comments for or against the request.

There were no comments.

Councilwoman Ochoa moved to approve the rezoning and to adopt Ordinance No 4243
Rezoning: The East 130' of the South 105' of Lot 30-12, West Addition to Sharyland Subdivision, from AO-I (Agricultural Open Interim) to R-1A (Large Lot Single Family) as recommended. Motion was seconded by Councilman O'cana and approved unanimously 4-0.

ORDINANCE NO. 4243

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING THE EAST 130' OF THE SOUTH 105' OF LOT 30-12, WEST
ADDITION TO SHARYLAND SUBDIVISION, FROM AO-I (AGRICULTURAL OPEN
INTERIM) TO R-1A (LARGE LOT SINGLE FAMILY)

**D. Rezoning: A 0.89 acre tract of land out of Lot 29-4, West Addition to Sharyland Subdivision, from AO-I (Agricultural Open Interim) to R-1 (Single Family Residential), Dario Cerda
Adoption of Ordinance # 4244 approving 1.1D**

On June 10, 2015 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located approximately 300' north of Mile 2 along the west side of Trooper 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 Pro Tem Garza 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 4244
Rezoning: A 0.89 acre tract of land out of Lot 29-4, 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. 4244

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING A 0.89 ACRE TRACT OF LAND OUT OF LOT 29-4, WEST ADDITION TO SHARYLAND SUBDIVISION, FROM AO-I (AGRICULTURAL OPEN INTERIM) TO R-1 (SINGLE FAMILY RESIDENTIAL)

- E. Rezoning: 1.735 acre tract of land out of Lot 172, John H. Shary Subdivision, from R-1 (Single Family Residential) to C-3 (General Business), Florentino Balandrano
Adoption of Ordinance # 4245 approving 1.1E**

On June 10, 2015 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located approximately 500' north of Expressway 83 on the West side of Glasscock Road. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval of the C-3 zone.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza asked if there were any comments for or against the request.

Mr. Florentino Balandrano, applicant spoke in favor of request.

Councilman O'cana moved to approve the rezoning and to adopt Ordinance No 4245 Rezoning: 1.735 acre tract of land out of Lot 172, John H. Shary Subdivision, from R-1 (Single Family Residential) to C-3 (General Business) as recommended. Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 4245

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING A 1.735 ACRE TRACT OF LAND OUT OF LOT 172, JOHN H. SHARY SUBDIVISION, FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-3 (GENERAL BUSINESS)

- F. Conditional Use Permit: To Keep an existing 14' x 20' Portable Building for an Auto Sales Office, 1612 W. Business Highway 83, The E. 75' of Lot 3, Mission Acres Subdivision, C-3, Contreras Auto Sales
Adoption of Ordinance # 4246 approving 1.1F**

On June 10, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The subject site was located 400' east of Adams Street along the north side of Business 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

City Manager recommended approval.

Mayor Pro Tem Garza asked if there were any comments for or against the request.

Ms. Marisol Garcia, applicant was present to answer any questions from the council.

Councilman O'cana moved to approve the cup and to adopt Ordinance No 4246 Conditional Use Permit: To Keep an existing 14' x 20' Portable Building for an Auto Sales Office, 1612 W. Business Highway 83, The E. 75' of Lot 3, Mission Acres Subdivision, C-3 as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ORDINANCE NO. 4246

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT TO KEEP AN EXISTING 14' X 20'
PORTABLE BUILDING FOR AN AUTO SALES OFFICE, 1612 W. BUSINESS HIGHWAY
83, THE E. 75' OF LOT 3, MISSION ACRES SUBDIVISION

- G. Conditional Use Permit: To Expand the Restaurant Greens & Lemons which includes the Sale & On-Site Consumption of Alcoholic Beverages – 2707 E. Griffin Parkway, Lots 11 & 12, Adams Crossing Subdivision, C-3, Nancy M. Benet**
Adoption of Ordinance # 4247 approving 1.1G
Adoption of Ordinance # 4248 approving Wet Zone

On June 10, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The restaurant was located within a commercial plaza located in the NW area of Taylor Road and Griffin Parkway. 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 Pro Tem Garza asked if there were any comments for or against the request.

There were no comments.

Councilman Plata moved to approve the cup and to adopt Ordinance No 4247 Conditional Use Permit: To Expand the Restaurant Greens & Lemons which includes the Sale & On-Site Consumption of Alcoholic Beverages – 2707 E. Griffin Parkway, Lots 11 & 12, Adams Crossing Subdivision, C-3 as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ORDINANCE NO. 4247

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT TO EXPAND THE RESTAURANT GREENS
& LEMONS WHICH INCLUDES THE SALE & ON-SITE CONSUMPTION OF ALCOHOLIC
BEVERAGES, 2707 E. GRIFFIN PARKWAY, LOTS 11 & 12, ADAMS CROSSING
SUBDIVISION

Councilman Plata moved to adopt Ordinance No. 4248 granting a wet zone for Sale & On-Site Consumption of Alcohol – 2707 E. Griffin Parkway, Lot 12, Adam's Crossing Subdivision. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ORDINANCE NO. 4248

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 2707 E. GRIFFIN PARKWAY, LOT 12, ADAM'S CROSSING SUBDIVISION

**H. Conditional Use Permit: To Place a Hotdog Stand at Mini Max #5 Convenience Store, 100 N. Mayberry Street, Lot 53, Mayberry Plaza #2 Subdivision, C-2, Moulay Omar Hadroune
Adoption of Ordinance # 4249 approving 1.1H**

On June 10, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The property was located at the NE corner of 1st and Mayberry Street within the Mini Max #5. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Approval for 1 year

City Manager recommended approval.

Mayor Pro Tem Garza 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 4249 Conditional Use Permit: To Place a Hotdog Stand at Mini Max #5 Convenience Store, 100 N. Mayberry Street, Lot 53, Mayberry Plaza #2 Subdivision, C-2 as recommended. Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 4249

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT TO PLACE A HOTDOG STAND AT MINI MAX #5 CONVENIENCE STORE, 100 N. MAYBERRY STREET, LOT 53, MAYBERRY PLAZA #2 SUBDIVISION

**I. Conditional Use Permit: To Place Don Felipe Mobile Food Unit, 2120 E. Business Highway 83, Lot 51, Sharyland Orchards Subdivision, C-4, Mario Calera
Adoption of Ordinance # 4250 approving 1.1I**

On June 10, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The property was located at the SE corner of Ragland & Business Highway 83. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Approval for 1 year

City Manager recommended approval.

Mayor Pro Tem Garza 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 4250 Conditional Use Permit: To Place Don Felipe Mobile Food Unit, 2120 E. Business Highway 83, Lot 51, Sharyland Orchards Subdivision, C-4 as recommended. Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 4250

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT TO PLACE DON FELIPE MOBILE FOOD
UNIT, 2120 E. BUSINESS HIGHWAY 83, LOT 51, SHARYLAND ORCHARDS
SUBDIVISION

**J. Conditional Use Permit: Daycare in a Residential Zone, 2012 N. Inspiration Road, being a 1 acre tract of land out of Lot 24-1, West Addition to Sharyland Subdivision, R-1, Arturo Casanova
Adoption of Ordinance # 4251 approving 1.1J**

On June 10, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The property was located approximately ¼ mile south of Griffin Parkway along the east side of Inspiration Road. This CUP was last approved on 10/26/11 for 3 years. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 3 years.

Staff Recommendation: Approval for 3 years

City Manager recommended approval.

Mayor Pro Tem Garza asked if there were any comments for or against the request.

There were no comments.

Councilman Plata moved to approve the cup and to adopt Ordinance No 4251 Conditional Use Permit: Daycare in a Residential Zone, 2012 N. Inspiration Road, being a 1 acre tract of land out of Lot 24-1, West Addition to Sharyland Subdivision, R-1 as recommended. Motion was seconded by Councilman O'cana and approved unanimously 4-0.

ORDINANCE NO. 4251

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT FOR A DAYCARE IN A RESIDENTIAL
ZONE, 2012 N. INSPIRATION ROAD, BEING A 1 ACRE TRACT OF LAND OUT OF LOT
24-1, WEST ADDITION TO SHARYLAND SUBDIVISION

**K. Conditional Use Permit: Felipe's Hotdog Mobile Food Unit, 3300 N. Inspiration Road, Lot 1, Gomez Estates Subdivision, C-2, Felipe Cruz
Adoption of Ordinance # 4252 approving 1.1K**

On June 10, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The property was located on the NE corner of Inspiration Road and Mile 2 Road. This CUP was last approved on 2/12/14 for 1 year. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Approval for 3 years

City Manager recommended approval.

Mayor Pro Tem Garza asked if there were any comments for or against the request.

There were no comments.

Councilman Plata moved to approve the cup and to adopt Ordinance No 4252 Conditional Use Permit: Felipe's Hotdog Mobile Food Unit, 3300 N. Inspiration Road, Lot 1, Gomez Estates Subdivision, C-2 as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ORDINANCE NO. 4252

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT FOR FELIPE'S HOTDOG MOBILE FOOD
UNIT, 3300 N. INSPIRATION ROAD, LOT 1, GOMEZ ESTATES SUBDIVISION

**L. Conditional Use Permit: To Keep a Portable Building for Jackie's Sno-Cone, 1511 N. Conway Avenue, Lots 9 & 10, Block 243, Mission Original Townsite Subdivision, C-3, Israel Longoria
Adoption of Ordinance # 4253 approving 1.1L**

On June 10, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The subject site was located near the SW corner of Kika De La Garza Loop and Conway Avenue. This CUP was last approved on 8/10/11 for 3 years. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Approval for 3 years

City Manager recommended approval.

Mayor Pro Tem Garza 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 4253 Conditional Use Permit: To Keep a Portable Building for Jackie's Sno-Cone, 1511 N. Conway Avenue, Lots 9 & 10, Block 243, Mission Original Townsite Subdivision, C-3 as recommended. Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 4253

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT TO KEEP A PORTABLE BUILDING FOR
JACKIE'S SNO-CONE, 1511 N. CONWAY AVENUE, LOTS 9 & 10, BLOCK 243, MISSION
ORIGINAL TOWNSITE SUBDIVISION

M. Homestead Exemption Variance: The East 130' of the South 105' of Lot 30-12, West Addition to Sharyland Subdivision, AO-I (R-1A proposed), Elizabeth B. Lopez

On June 10, 2015 the Planning and Zoning Commission held a Public Hearing to consider this homestead exemption variance request. The property was located at the NW corner of N. Stewart Road and Blue Rock Road. The Board unanimously recommended approval as per staff's recommendation.

Staff Recommendation: Approval subject to compliance with Homestead Exemption Variance Provisions: R.O.W. Dedication, Affidavit, etc.

City Manager recommended approval.

Mayor Pro Tem Garza asked if there were any comments for or against the request.

There were no comments.

Councilman O'cana moved to approve the Homestead Exemption Variance: The East 130' of the South 105' of Lot 30-12, West Addition to Sharyland Subdivision, AO-I (R-1A proposed) as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

N. Homestead Exemption Variance: A 0.89 acre tract of land out of Lot 29-4, West Addition to Sharyland Subdivision, AO-I (R-1 proposed), Dario Cerda

On June 10, 2015 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located approximately $\frac{3}{4}$ mile north of Mile 2 along the west side of Trosper Road. The Board unanimously recommended approval as per staff's recommendation.

Staff Recommendation: Approval subject to compliance with Homestead Exemption Variance Provisions, R.O.W. Dedication, Affidavit, etc.

City Manager recommended approval.

Mayor Pro Tem Garza asked if there were any comments for or against the request.

There were no comments.

Councilman O'cana moved to approve the Homestead Exemption Variance: A 0.89 acre tract of land out of Lot 29-4, West Addition to Sharyland Subdivision, AO-I (R-1 proposed) as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

2.0 Disposition of Minutes

2.1 City Council Meeting – June 8, 2015

Councilman Plata moved to approve the minutes as presented. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

3.0 Acknowledge Receipt of Minutes

3.1 Parks and Recreation Board – May 13, 2015

Mission Historical Museum Special Meeting – April 1, 2015 and April 20, 2015

Citizen’s Advisory Committee – June 9, 2015

Speer Memorial Library Board – May 19, 2015

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

4.0 Approvals and Authorizations

4.1 Tax Collections Report – May, 2015

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

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Tax Collections Report for May, 2015 as recommended. Motion was seconded by Councilwoman Jessica Ortega-Ochoa and approved unanimously 5-0.

4.2 May 2015 Financial Statements

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

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the May 2015 Financial Statements as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.3 Accept donation of two (2) buses from the La Joya I.S.D. and donate to Valle Hermoso & Ciudad Victoria, Tamaulipas

The La Joya ISD Board of Trustees met on May 11, 2015 and approved a donation of two (2) school buses to the City of Mission as requested by Mayor Salinas which would be donated to the Sister Cities of Valle Hermoso & Ciudad Victoria, Tamaulipas, Mexico.

Staff Recommendation: Accept the donation of two school buses and donate them to the two designated Sister Cities

City Manager recommended approval.

Councilman Ruben Plata moved to approve to accept donation of two (2) buses from the La Joya I.S.D. and donate to Valle Hermoso & Ciudad Victoria, Tamaulipas as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.4 Approval of Resolution # 1403 of the City of Mission, Texas approving cooperation with the cities served by AEP TCC to review AEP Texas Central Company's requested approval of an adjustment to its energy efficiency cost recovery factor; hiring legal and consulting services to negotiate with the company and direct any necessary litigation and appeals; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to legal counsel

AEP Texas Central Company filed an application on or about June 1, 2015 with the Public Utility commission of Texas seeking to adjust its 2016 Energy Efficiency Cost Recovery Factor. Pursuant to Commission rules, TCC was required to annually apply no later than June 1 of every year to adjust its EECRF in order to reflect changes in program costs and bonuses and to minimize any over-or under- collection energy efficiency costs resulting from the use of the EECRF. In this filing, TCC was seeking to adjust its EECRF to collect \$8,907,149 for five components.

The resolution authorized the City to join with the Cities Served by AEP TCC ("Steering Committee") to evaluate the filing, determine whether the filing complies with law and if lawful, to determine what further strategy, including settlement, to pursue and allowed cities to advocate for the public interest and accomplish more collectively than each city could on its own.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Resolution No. 1403, A Resolution of the City of Mission, Texas approving cooperation with the cities served by AEP TCC to review AEP Texas Central Company's requested approval of an adjustment to its energy efficiency cost recovery factor; hiring legal and consulting services to negotiate with the company and direct any necessary litigation and appeals; finding that the meeting at which this resolution was passed was open to the public as required by law; requiring notice of this resolution to legal counsel as recommended. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

RESOLUTION # 1403

RESOLUTION OF THE CITY OF MISSION APPROVING COOPERATION WITH THE CITIES SERVED BY AEP TCC TO REVIEW AEP TEXAS CENTRAL COMPANY'S REQUESTED APPROVAL OF AN ADJUSTMENT TO ITS ENERGY EFFICIENCY COST RECOVERY FACTOR; HIRING LEGAL AND CONSULTING SERVICES TO NEGOTIATE WITH THE COMPANY AND DIRECT ANY NECESSARY LITIGATION AND APPEALS; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO LEGAL COUNSEL.

4.5 Award Contract for EAP Services

On April 27, 2015, City Council authorized staff to solicit Request for Proposals (RFP's) for Employee Assistance Program Services (EAP). The City of Mission had accepted and opened three (3) responses for this solicitation. After careful evaluation and assessment, staff recommended awarding contract for EAP Services to Deer Oaks whose proposal was determined to be the most advantageous to the City.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve to award Contract for EAP Services as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.6 Authorization to solicit bids for Stop Loss Insurance

In 2014, the City of Mission entered into a contractual agreement with BlueCross Blue Shield (BCBS) for Stop Loss Insurance. Due to industry standards, the contract term was for one (1) year. Stop Loss insurance was needed for the 2015-2016 fiscal year to cap any excess cost exceeding our specific deductible for medical and prescription costs. Staff was seeking authorization to solicit bids and authorize the City's agent, GEF Financial Group, to conduct solicitation.

Staff and City Manager recommended approval.

Councilman Plata moved to approve authorization to solicit bids for Stop Loss Insurance as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.7 Approval to Purchase WEDECO UV lamps & sleeves for the Waste Water Treatment Plant from a sole source vendor

Staff was recommending the purchase of 128 UV Lamps and Sleeves from 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, secrete processes, or natural monopolies and (D) captive replacement parts or components for equipment.

WEDECO UV lamps and sleeves would be used by Waste Water Treatment Plant to replace original UV Lamps and Sleeves installed in 2005 and purchased from the same vendor. Provided was a sole source letter and quotation from Xylem who was the sole source supplier.

Staff and City Manager recommended approval.

Councilman Plata moved to approve to purchase WEDECO UV lamps & sleeves for the Waste Water Treatment Plant from a sole source vendor as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.8 Approval of Work Authorization No. 4 with Melden & Hunt, Inc. related to the City of Mission 16" Water Line Loop Easement Acquisition Services

Work Authorization No. 4 Consisted of obtaining necessary easement acquisition for the 16" water line loop project along Military, between Conway and Inspiration Rd. Acquisition Services included appraisal, surveying, easement documents, and negotiations for ten (10) easement parcels needed.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve work authorization No. 4 with Melden & Hunt, Inc. related to the City of Mission 16" Water Line Loop Easement Acquisition Services as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.9 Approval of Work Authorization No. 11 with Melden & Hunt, Inc. related to the City of Mission Bentsen Development Lift Station Project

Work Authorization No. 11 Consisted of professional services in the site selection, design survey, easement/land acquisition, geotechnical coordination, PS&E, bidding & Construction administration for a new lift station in the Bentsen Palm Development (South Schuerbach Road vicinity area). A Service area Map was provided.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve work authorization No. 11 with Melden & Hunt, Inc. related to the City of Mission Bentsen Development Lift Station Project as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.10 Approval of Work Authorization No. 2 with Javier Hinojosa Engineering related to the City of Mission Storm Drainage improvements at Perkins Ave (11th St.-15 St.)

Work Authorization No. 2 entailed storm drainage improvements & survey at Perkins Ave in the vicinity area of 11th St.-15 St., Storm drainage improvements projects included new installation of 24"-30" Storm drainage lines, drainage inlets, utility adjustments, cut & restore pavement.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve work authorization No. 2 with Javier Hinojosa Engineering related to the City of Mission Storm Drainage improvements at Perkins Ave (11th St.-15 St.) as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.11 Authorization to solicit proposals for Professional Services to include Engineering Testing, and Inspection Services for Inspiration Road Reconstruction

Staff was seeking authorization to solicit proposals for Engineering Services as per TxDOT's Local Government Project Procedures (LGPP) and Federal Regulations Title 23, paragraph 172 for Inspiration Road Reconstruction. The policies and procedures involved federally funded contracts for engineering and design related services for projects subject to the provisions if 23 U.S.C. 112(a) and were issued to ensure that a qualified consultant was obtained through an equitable selection process, that prescribed work was properly accomplished in a timely manner, and at fair and reasonable cost.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve authorization to solicit proposals for Professional Services to include Engineering Testing, and Inspection Services for Inspiration Road Reconstruction as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

Mayor Salinas asked council to go into executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001 for items 4.12, 7.1-A and 7.2-A of the agenda.

At 4:01 p.m., Councilman O'cana moved to convene into executive session. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.12 Authorize Staff to Award Contract to the Most Advantageous Qualified Proposer for Ambulance Services 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)

City Council authorized staff to solicit Proposals for Ambulance Services. Proposals received were referred to an evaluation committee appointed to review and evaluate proposals on the basis of technical qualifications factors and price to perform the services.

Staff received three (3) proposals on June 12, 2015. Staff comprised of the Police Chief, Fire Chief, and Purchasing Director reviewed and evaluated all proposals submitted. After careful evaluation it was determined that Hidalgo County EMS and Med Care EMS met all the minimum requirements as per the scope of service in the RFP and were evaluated on set criteria outlined in the RFP. ProMedic’s proposal was found unacceptable due to a high volume of deficiencies in meeting the minimum requirements.

Provided was an outline of the evaluation criteria and the proposal responses from both Hidalgo County EMS and Med-Care EMS for staff’s review. Both providers met all the minimum requirements.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to approve to renew the contract with Med Care EMS for the next three years with a renewal every year for the next three years. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.13 Budget Amendment – General Fund, Utility Fund

Mr. Perez presented the budget amendments BA–2015-53 thru BA–2015-54 to the City Council for approval.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve budget amendments BA–2015-53 thru BA-2015-54 as recommended. Motion was seconded by Councilman O’cana and approved unanimously 5-0.

At 4:35 p.m., Mayor Salinas stepped out of the meeting and Mayor Pro Tem Garza proceeded on to item 1.1A of the agenda.

5.0 Unfinished Business

None

6.0 Routine Matters

6.1 City Manager’s Comments

City Manager Garza reported on a tire cleanup whereby over 1,300 tires were picked up throughout the city by Parks & Recreation Department and Public Works Department.

6.2 Mayor's Comments

None

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

7.1 Consultation with Attorney Sec. 551.071

Deliberation regarding real property Sec. 551.072

A. That portion of Lots 1, 2 and 3, lying East of the Southern Pacific Railroad, Block 157, Original Townsite, City of Mission, Hidalgo County, Texas

7.2 Personnel matters Sec. 551.074

A. In-house City Attorneys

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

At 4:30 p.m., Councilman Plata moved to reconvene in open session to take action on items 4.12, 7.1-A and 7.2-A of the agenda. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

On item 7.1-A, Councilman Plata moved to authorize the purchase of property for \$28,000.00. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

On item 7.2-A, Councilman Plata moved to approve recommendation to hire two City Attorney's Mr. Abiel Flores as City Attorney and Mr. Jaime Tijerina as Deputy City Attorney effective August 1, 2015. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

8.0 Adjournment

At 5:12 p.m., Councilman Plata moved for adjournment. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretary