

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
AUGUST 08, 2016 4:30 P.M.
MISSION CITY HALL**

PRESENT:

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

ABSENT:

ALSO PRESENT:

Kathy Olivarez, Progress Times
Jim Brunson, Progress Times
Jim & Beth Barnes
Selina Garcia
Hector Alaniz
Derly Guerra
Kathleen Guerra
Stewart Skloss
Rigo Villarreal
Lupita Ramirez
Jim Grissom

STAFF PRESENT:

Nelia Hernandez, Asst. City Secretary
Aida Lerma, Deputy City Manager
Randy Perez, Deputy City Manager
Elizabeth Hernandez, Executive Secretary
Angie Vela, Asst. Finance Director
Danny Tijerina, Planning Director
Jaime Acevedo, Asst. Planning Director
Noemi Munguia, HR Director
Robert Hinojosa, Risk Manager
Eduardo Belmarez, Purchasing Director
Roberto Salinas, Public Works Director
Juan Pablo Terrazas, City Engineer
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
Mayra Rocha, Library Director
Cynthia Lopez, Museum Director
Cesar Gutierrez, Sanitation Director
Alex Meade, MEDC Chief Exec. Officer
Charlie Longoria, Media Relations
Adela Ortega, Mission Food Pantry Mngr.
Jesus Gonzalez, Police Officer
Daniel Silva, MEDC

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:36 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. Presentation by Mission Rotary Club

Laura Villarreal, President of Rotary Club along with members Teresa Plata and Lupita Ramirez presented Chief Roberto Dominguez with a Service Above Self Banner for all that he and his staff had done for the City and residents of Mission.

4. Report from the Greater Mission Chamber of Commerce

Josh Stockel CEO from the Greater Mission Chamber of Commerce reported on the chamber events that had recently taken place which included a successful Chef's BBQ Throwdown & Car Show, Mission Night Out and Back to School Bash. Mayor and City Council were advised about upcoming ribbon cuttings and events.

5. Departmental Reports

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

6. Citizens Participation

Rigo Villarreal, Superintendent of Bridges for Anzalduas Bridge advised the Mayor and City Council of a successful first test run of an 18-wheeler to commence commercial traffic at Anzalduas Bridge sometime this week.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Rezoning: All of Lots 1-9, Block 212, Mission Original Townsite Subdivision, R-1 (Single Family Residential) to C-2 (Neighborhood Commercial), Sonia M. Treviño, Adoption of Ordinance # 4380 approving 1.1A**

On July 27, 2016 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located along the east side of Kika De La Garza Loop between 13th & 14th Street. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval of the C-2 zone.

Staff and 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 rezoning and to adopt Ordinance No. 4380 Rezoning: All of Lots 1-9, Block 212, Mission Original Townsite Subdivision, R-1 (Single Family Residential) to C-2 (Neighborhood Commercial). Motion was seconded by Councilman O'cana and approved unanimously 4-0.

ORDINANCE NO. 4380

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING OF ALL OF LOTS 1-9, BLOCK 212, MISSION ORIGINAL TOWNSITE SUBDIVISION, FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-2 (NEIGHBORHOOD COMMERCIAL)

At 4:48 p.m. Councilman Ruben Plata joined the meeting.

B. Rezoning: Lot 6, Sno-Bird Estates Subdivision, AO-1 (Agricultural Open Interim) to R-1 (Single Family Residential), Derly F. Guerra, Adoption of Ordinance # 4381 approving 1.1B

On July 27, 2016 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located 500' east of Bentsen Palm Drive along the north side of Wescan Lane. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval of the R-1 zone.

Staff and City Manager recommended approval.

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

There were no comments.

Councilman O'cana moved to approve the rezoning and to adopt Ordinance No. 4381 Rezoning: Lot 6, Sno-Bird Estates Subdivision, AO-1 (Agricultural Open Interim) to R-1 (Single Family Residential). Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4381

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING OF LOT 6, SNO-BIRD ESTATES SUBDIVISION, FROM AO-I (AGRICULTURAL OPEN INTERIM) TO R-1 (SINGLE FAMILY RESIDENTIAL)

C. Conditional Use Permit: Home Occupation – Licensed Home Daycare, 2114 W. 42 ½ Street, Lot 12, Taurus Estates #9 Subdivision Ph. II, R-1, Selina Garcia, Adoption of Ordinance # 4382 approving 1.1C

On July 27, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located near Anita Street and W. 42 ½ Street intersections along the north side of W. 42 ½ Street. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 1 year.

Staff Recommendation: Approval for 1 year.

City Manager recommended approval.

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

There were no comments.

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Mayor Pro Tem Norie Gonzalez Garza moved to approve the cup and to adopt Ordinance No. 4382 Conditional Use Permit: Home Occupation – Licensed Home Daycare, 2114 W. 42 ½ Street, Lot 12, Taurus Estates #9 Subdivision Ph. II, R-1. Motion was seconded by Councilman O’cana and approved unanimously 5-0.

ORDINANCE NO. 4382

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR A HOME OCCUPATION – LICENSED HOME DAYCARE, 2114 W. 42 ½ STREET, LOT 12, TAURUS ESTATES #9 PHASE II SUBDIVISION

2.0 Disposition of Minutes

2.1 City Council Meeting – July 25, 2016

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

3.0 Acknowledge Receipt of Minutes

3.1 Juvenile Justice & Delinquency Prevention Advisory Board – April 20, 2016

Mission Historical Museum – June 20, 2016

Planning & Zoning Commission – July 11, 2016

Councilman O’cana 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 Preliminary Plat Approval: Stewart Gardens North Subdivision, A 2.93 acre tract of land out of Lot 271, John H. Shary Subdivision, R-1A,

Developer: Michael Broughton,

Engineer: Javier Hinojosa Engineering

On July 27, 2016 the Planning and Zoning Commission convened and approved the Preliminary & Final Plat for Stewart Gardens North Subdivision. The proposed subdivision was located approximately ½ north of Griffin Parkway (F.M. 495) along the east side of Stewart Road. The P&Z Board unanimously recommended approval as per Staff’s recommendation.

Staff and City Manager recommended approval.

Councilman O’cana moved to approve the Preliminary Plat Approval: Stewart Gardens North Subdivision, A 2.93 acre tract of land out of Lot 271, John H. Shary Subdivision, R-1A, Developer: Michael Broughton, Engineer: Javier Hinojosa Engineering. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.2 Final Plat Approval: El Legado Subdivision (formerly presented as Hartfield Estates Subdivision,) A 10.95 acre tract of land out of Lot 261, John H. Shary Subdivision, R-1A,

Developer: Hart Land & Cattle, LLC,

Engineer: SJS Engineering

On April 14, 2014 the City Council convened and approved the Preliminary Plat for El Legado Subdivision (formerly presented as Hartfield Estates Subdivision). The proposed subdivision was located approximately ¼ mile north of Griffin Parkway along the east side of Stewart Road. The City Council unanimously recommended approval as per Staff's recommendation.

Staff Recommendation: Approval subject to: 1) Approve variance request to have subdivision be Private & gated, 2) Must comply with City's Private Street Ordinance, 3) Must pay Park, Capital Sewer Recovery and Reimbursement fees to the City of Mission, 4) Must provide the escrow for the Stewart Road widening and the 5' sidewalks, 5) Must widen their portion of the drainage ditch to the east, 6) Must provide proof of Exclusion for the Water District, and 7) Comply with all other format findings.

City Manager recommended approval.

Councilman Plata moved to approve the Final Plat Approval: El Legado Subdivision (formerly presented as Hartfield Estates Subdivision,) A 10.95 acre tract of land out of Lot 261, John H. Shary Subdivision, R-1A, Developer: Hart Land & Cattle, LLC, Engineer: SJS Engineering, subject to staff's recommendations. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.3 Approval of Ordinance # 4383 amending Chapter 98-Subdivisions of the City of Mission Code of Ordinances by adding Section 98-148 Designating Honorary Street Names; and establishing guidelines for designation

The City of Mission received requests from time to time to designate honorary street names. The Ordinance was a recommendation that would establish a policy with criteria for these types of requests.

Staff and City Manager recommended ordinance approval.

Mayor Pro Tem Garza moved to approve Ordinance No. 4383 amending Chapter 98-Subdivisions of the City of Mission Code of Ordinances by adding Section 98-148 Designating Honorary Street Names; and establishing guidelines for designation. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4383

AN ORDINANCE AMENDING CHAPTER 98-SUBDIVISIONS OF THE CITY OF MISSION CODE OF ORDINANCE BY ADDING SECTION 98-148 DESIGNATING HONORARY STREET NAMES; AND ESTABLISHING GUIDELINES FOR DESIGNATION

4.4 Approval of Resolution # 1468 of the City of Mission Amending Resolution No. 1407 amending the Public Funds Investment Policy and Strategy

As per Chapter 2256 of the Texas Government Code, known as "Public Funds Investment Act," the City was required to adopt the investment policy and strategy on an annual basis through resolution.

No changes were made to the policy.

Staff and City Manager recommended approval of resolution.

Councilman O'cana moved to approve Resolution No. 1468 of the City of Mission Amending Resolution No. 1407 amending the Public Funds Investment Policy and Strategy. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

RESOLUTION NO. 1468

A RESOLUTION OF THE MISSION CITY COUNCIL AMENDING RESOLUTION No. 1407
AMENDING THE PUBLIC FUNDS INVESTMENT POLICY AND STRATEGY

4.5 Approval of Resolution # 1469 declaring the adoption of the Municipality of Carmona, in the Province of Seville, Spain

Approval to declare the adoption of the Municipality of Carmona, in the Province of Seville, Spain as a Sister City and authorizing Mayor Salinas to act as the official representative of Mission to carry out this program.

Don Juan Manuel Avila Gutierrez, Mayor of Carmona was requesting to become Sister Cities with Mission during his visit which was scheduled for August 8 – 20th, 2016.

The Sister City Concept was inaugurated by the President of the United States in 1956 to establish greater friendship and understanding between the people of the United States and other nations through the medium of direct personal contact. That the Council on behalf of the people of Mission accepts the people of Carmona, in the Province of Seville, Spain to participate with Mission as its Sister City for the purpose of creating greater mutual understanding between the peoples of our two great cities and nations.

Staff recommended approval of resolution.

Councilman O'cana moved to approve Resolution No. 1469 declaring the adoption of the Municipality of Carmona, in the Province of Seville, Spain. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

RESOLUTION NO. 1469

THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS DECLARES THE ADOPTION OF
THE CITY OF CARMONA IN THE PROVINCE OF SEVILLE, SPAIN AS A SISTER CITY

4.6 Approval of Amendment for Consolidated Plan 2013-17

The purpose of the Consolidated Plan 2013-17 was to help assess housing and community development needs of the community, set goals and priorities and allocate funds to address the needs. This Plan was carried out through Annual Action Plan which identified activity funding that would be used each year to address the needs and goals identified in the Consolidated Plan. On June 26, 2016, City Council approved the Salvation Army as an agency that would receive CDBG funds to help address at-risk homeless. However, the Salvation Army was not included in the original Consolidated Plan therefore this request would allow staff to allocate the agency \$2,000 for this purpose. Other revisions included the goals for other public services for general

activities that did not have a specific goal. As required by HUD, a public hearing was held on July 12, 2016 to solicit input and provide a 30 day comment period. No comments were received.

Staff Recommendation: Approval of Amendment for Consolidated Plan 2013-17.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve Amendment for Consolidated Plan 2013-17. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.7 Authorize Mayor to execute a Reimbursement Agreement between Mission Redevelopment Authority, Reinvestment Zone Number One and City of Mission

Authorize Mayor to execute a Reimbursement Agreement between Mission Redevelopment Authority, Reinvestment Zone Number One and City of Mission. The agreement was related to the Mission Events Center Project and the TIRZ's commitment to reimburse the City of Mission an amount not to exceed \$500,000 annually for the life of the TIRZ or the life of the debt service, whichever was shorter.

Mr. Silva was present at the meeting to answer any questions City Council members may have.

The Board of Directors of the Mission Redevelopment Authority approved the reimbursement agreement at their July 26, 2016 meeting.

Staff Recommendation: Approval of Reimbursement Agreement.

City Manager recommended approval.

Councilman O'cana moved to authorize Mayor to execute a Reimbursement Agreement between Mission Redevelopment Authority, Reinvestment Zone Number One and City of Mission. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.8 Approval of Ordinance # 4384 of The City Council Of The City Of Mission, Texas, ("City") Approving A Negotiated Resolution between the City Of Mission And Texas Gas Service ("TGS" Or "The Company") Regarding the Company's April 28, 2016 Cost Of Service Adjustment ("COSA") Filing; Declaring Existing Rates to Be Unreasonable; Adopting New Tariffs That Reflect Rate Adjustments Consistent With The Negotiated Settlement and Finding the Rates to Be Set By The Attached Tariffs to Be Just and Reasonable; Providing For The Recovery of The City's And TGS' Reasonable and Necessary Rate Case Expenses; Adopting a Savings Clause; Determining That This Ordinance Was Passed In Accordance With The Requirements of the Texas Open Meetings Act; Declaring An Effective Date; Repealing Any Prior Ordinances Inconsistent With This Ordinance and Requiring Delivery of This Ordinance To The Company's and the City's Legal Counsel.

On April 28, 2016, Texas Gas Service Company ("TGS" or "Company") filed for a rate increase pursuant to the Cost of Service Adjustment ("COSA") tariff adopted by the Rio Grande Valley Service Area ("RGVSA") Cities. TGS claimed an entitlement to rate relief under the tariff in the amount of \$1,791,783 on a system-wide basis. Attorney, Geoffrey Gay, and consultant, Karl Nalepa, reviewed the TGS filing and negotiate a settlement, agreed to recommend a settlement

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of \$1,491,783 on a system-wide basis. Settlement discussions resulted in TGS agreeing to reduce their request by \$300,000.

The rate increase will have the following impact on average monthly customer bills:

Residential \$0.65
Commercial \$15.02

Staff and City Manager recommended approval of Ordinance.

Councilman Plata moved to approve Ordinance No. 4384. Motion was seconded by Councilwoman Ochoa and approved 4-1, with Councilman O’cana voting against the request.

ORDINANCE NO. 4384

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, (“CITY”) APPROVING A NEGOTIATED RESOLUTION BETWEEN THE CITY OF MISSION AND TEXAS GAS SERVICE (“TGS” OR “THE COMPANY”) REGARDING THE COMPANY’S APRIL 28, 2016 COST OF SERVICE ADJUSTMENT (“COSA”) FILING; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING NEW TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT AND FINDING THE RATES TO BE SET BY THE ATTACHED TARIFFS TO BE JUST AND REASONABLE; PROVIDING FOR THE RECOVERY OF THE CITY’S AND TGS’ REASONABLE AND NECESSARY RATE CASE EXPENSES; ADOPTING A SAVINGS CLAUSE; DETERMINING THAT THIS ORDINANCE WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; DECLARING AN EFFECTIVE DATE; REPEALING ANY PRIOR ORDINANCES INCONSISTENT WITH THIS ORDINANCE AND REQUIRING DELIVERY OF THIS ORDINANCE TO THE COMPANY’S AND THE CITY’S LEGAL COUNSEL

4.9 Write-off Uncollectable Utility Accounts Receivable for the 1st Quarter of 2015

For review and approval staff presented a summary of the amounts to be written off at this time. These amounts were for the three month period of Jan 2015 through Mar 2015.

Staff Recommendation: Staff recommended the approval of the bad debt write-off as presented.

City Manager recommended approval.

Councilman O’cana moved to approve to write-off uncollectable utility accounts receivable for the 1st Quarter of 2015. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.10 Authorization to declare surplus and donate used Washers, Dryers and Refrigerator to the Mission Volunteer Fire Fighters Club, a 501c3 organization

Mission Fire Department was seeking approval to declare surplus and to donate several appliances that were no longer working to the Mission Volunteer Fire Fighters Club, a 501c3 organization whose sole purpose was to raise funds in support of the Mission Fire Department. The items listed on the Asset Transfer form were two refrigerators, three washers and one dryer

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which have been acquired by the department over the years through purchase, and were no longer in working condition and have been replaced. Staff was recommending these appliances be donated to the Mission Volunteer Fire Fighters Club.

Staff Recommendation: Authorization to declare surplus and donate

City Manager recommended approval.

Mayor Salinas asked if it was legal to donate to the Mission Volunteer Fire Fighters Club since they were going to sell and give back to the Mission Fire Department. He felt that this practice should not be followed since the Mission Volunteer Firefighters are city employees. City Attorney Abiel Flores stated that it is legally permissible if the sole purpose of the 501c3 was to raise funds in support of the city.

Councilman O'cana moved to authorize to surplus and sell the used Washers, Dryers and Refrigerator via GovDeals Online Auction, as per city policy. Motion was seconded by Councilman Plata and approved unanimously 5-0.

At 5:28 p.m. Councilman Plata stepped out of the meeting.

4.11 Approval of Memorandum of Understanding with Mission Consolidated Independent School District in regards to the use of the Shary Municipal Golf Course

The City of Mission and Mission CISD have developed a memorandum of understanding where the parties agreed to the following:

- CITY agreed to:
 - Provide playing range privileges and playing privileges to said High Schools for the 2016-2017 School year (September 1, 2016 to May 31, 2017 on days that the Shary Municipal Golf Course was regularly open.
 - Provide driving range privileges to and playing privileges to each of the said Junior High Schools for the period of March 1, 2017 to May 31, 2017, on days that the Shary Municipal Golf Course was regularly open.
- Mission CISD agreed to:
 - Pay the City of Mission the sum of \$14,000.00 after signing this MOU.

The MOU had been approved by Mission CISD.

Staff Recommendation: Approval of Memorandum of Understanding.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Memorandum of Understanding with Mission Consolidated Independent School District in regards to the use of the Shary Municipal Golf Course. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

4.12 Approval of Golf Club Storage Agreement with Mission Consolidated Independent School District and the Shary Municipal Golf Course

The City of Mission and Mission CISD have developed an agreement where the parties agreed to the following:

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- CITY agreed to:
 - Provide an area designated under the Shary Municipal Golf Course Clubhouse for the storage of Golf Clubs and Bags which can be secured.
 - Golf Course Employees will not have access to unlock storage area.
 - Cage will be open from 7:00 a.m. to closing of the clubhouse.

- Mission CISD agreed to:
 - Only school coaches will have key to access cage area.
 - Ensure no student is allowed in area without a coach present.
 - Informing students and parents that only the coach has a key and golf course employees do not have access to area.

- The Agreement would be effective September 1, 2016 thru May 31, 2017

Staff Recommendation: Approval of Golf Club Storage Agreement.

City Manager recommended approval.

Councilman O'cana moved to approve the Golf Club Storage Agreement with Mission Consolidated Independent School District and the Shary Municipal Golf Course. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

At 5:31 p.m. Councilman Plata rejoined the meeting.

4.13 Approval of Memorandum of Understanding with Sharyland School District in regards to the use of the Shary Municipal Golf Course

The City of Mission and Sharyland ISD have developed a memorandum of understanding where the parties agreed to the following:

- CITY agreed to:
 - Provide playing range privileges and playing privileges to said High Schools for the 2016-2017 School year September 1, 2016 to May 31, 2017 on days that the Shary Municipal Golf Course was regularly open.
 - Provide driving range privileges to and playing privileges to each of the said Junior High Schools for the period of March 1, 2017 to May 31, 2017, on days that the Shary Municipal Golf Course was regularly open.

- Sharyland ISD agreed to:
 - Pay the City of Mission the sum of \$14,000.00 after signing this MOU.

Staff Recommendation: Approval of Memorandum of Understanding.

City Manager recommended approval.

Councilman O'cana moved to approve the Memorandum of Understanding with Sharyland School District in regards to the use of the Shary Municipal Golf Course. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.14 Approval of Golf Club Storage Agreement with Sharyland School District and Shary Municipal Golf Course

The City of Mission and Sharyland ISD have developed an agreement where the parties agreed to the following:

- CITY agreed to:
 - Provide an area designated under the Shary Municipal Golf Course Clubhouse for the storage of Golf Clubs and Bags which can be secured.
 - Golf Course Employees will not have access to unlock storage area.
 - Cage will be open from 7:00 a.m. to closing of the clubhouse.

- Sharyland ISD agreed to:
 - Only school coaches will have key to access cage area.
 - Ensure no student is allowed in area without a coach present.
 - Informing students and parents that only the coach has a key and golf course employees do not have access to area.

- The Agreement would be effective September 1, 2016 thru May 31, 2017. The agreement had been approved by SISD

Staff Recommendation: Approval of Golf Club Storage Agreement.

City Manager recommended approval.

Councilman O'cana moved to approve the Golf Club Storage Agreement with Sharyland School District and Shary Municipal Golf Course. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

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

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

Staff Recommendation: Approval to declare list of items as surplus and sell via On-Line Auction.

City Manager recommended approval.

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

4.16 Approval of Intergovernmental Cooperative Agreement with Palm Valley Animal Center for the operation of a Regional Animal Shelter

From 1986 through September 30, 2016, the City of Mission had entered into interlocal agreements with Palm Valley Animal Center in which animals that needed to be quarantined were delivered to the Palm Valley Animal Center and in some cases animals were also transported to the Center to relieve overcrowding in the City's kennels.

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The partnership with Palm Valley Animal Shelter would allow the City of Mission to increase awareness of a regional animal shelter, increase pet adoptions and relieve overcrowding in City's Kennels.

Staff Recommendation: Approval of Intergovernmental Cooperative Agreement.

City Manager recommended approval.

Councilwoman Ochoa moved to approve the Intergovernmental Cooperative Agreement with Palm Valley Animal Center for the operation of a Regional Animal Shelter. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.17 Authorization to accept the 2015 Stonegarden Grant from the County of Hidalgo through the Office of the Governors' Criminal Justice Division

The Mission Police Department was requesting authorization to accept the 2015 Stonegarden grant from the County of Hidalgo through the Office of the Governors' Criminal Justice Division. The grant authorized disbursement of 2015 Stonegarden grant funds to the Mission Police Department and sets all grant guidelines to be followed. The total amount of the grant award for the City of Mission Police Department was \$250,000.00. A total of \$141,100.00 would be utilized to pay overtime for police officers working the Stonegarden Operation and the remaining \$108,900.00 would be utilized to buy three (3) new patrol vehicles.

Staff Recommendation: Authorize the Mission Police Department to accept the 2015 Stonegarden Grant funds from the County of Hidalgo through the Office of the Governors' Criminal Justice Division.

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to accept the 2015 Stonegarden Grant from the County of Hidalgo through the Office of the Governors' Criminal Justice Division. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.18 The Mission Police Department is requesting Authorization to re-enter into a Inter-local Agreement for the Educational Resource Officer Program between the City of Mission and the Mission Consolidated Independent School District for the 2016-2017 school year

The Mission Police Department was requesting authorization to re-enter into a Inter-local Agreement for the Educational Resource Officer Program between the City of Mission and the Mission Consolidated Independent School District for the 2016-2017 school year. A total of seven (7) police officers would be assigned to the school district during the school year. The total amount of the Inter-local agreement was \$344,581.73. Staff was recommending a favorable recommendation for the purpose of continuing the Educational Resource Officer Program at the Mission CISD.

Staff Recommendation: A favorable recommendation was requested for the ERO Program.

City Manager recommended approval.

Councilman O'cana moved to authorize to re-enter into a Inter-local Agreement for the Educational Resource Officer Program between the City of Mission and the Mission Consolidated Independent School District for the 2016-2017 school year. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.19 Authorization to Execute Second One-Year Renewal Option for Pre-Employment Screenings

On 10/27/2014, the City of Mission approved a contractual agreement with The Center of Industrial Rehabilitation Services for pre-employment screening services. Pre-employment screenings included drug screening, physical and pre-placement screening for potential hires. The contract terms were for one year with two one-year renewal options. Per renewal letter, there would be no increase in rates for the second one-year renewal. Staff was recommending authorization to execute second one-year renewal.

Staff Recommendation: Authorization to execute second one-year renewal option with The Center of Industrial Rehabilitation Services.

City Manager recommended approval.

Councilman O'cana moved to authorize to Execute Second One-Year Renewal Option for Pre-Employment Screenings. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.20 Discussion and action on proposed 2016 Tax Rate and Take Record Vote and Schedule Public Hearings

In accordance with the Texas Property Tax, Code City Council must propose a tax rate for the City of Mission and publish "Notice of Property Tax Rates," by September 1st. If the proposed tax was lower than the effective tax rate, only one public hearing was required before the adoption of the tax rate. If the propose tax was higher than the effective tax rate, two public hearings were required before the adoption of the tax rate.

The calculated effective tax rate was \$0.4962 per \$100 valuation

The calculated rollback tax rate was \$0.6183 per \$100 valuation

The current tax rate was \$0.4988 per \$100 valuation

First Public Hearing was to be scheduled: August 22, 2016

2nd Public Hearing was to be scheduled: August 29, 2016

"Notice of Property Tax Rates" would be published on August 15, 2016.

Staff Recommendation: Discussion and action on Proposed Tax rate, take record vote, and schedule public hearing.

City Manager recommended approval.

Mayor Pro Tem Garza moved to propose and set the tax rate of \$0.4962. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

There was a unanimous record vote by the council to approve the proposed tax rate at \$0.4962 for 2016.

4.21 Approval of Resolution # 1470 of the City Council of the City Of Mission opposing the recent administrative efforts by the Texas Department Of Transportation to no longer apply the Economically Disadvantaged County Program to Off-System (Non-TxDOT Roadways) Transportation Projects throughout the State and more specifically the County Of Hidalgo

Recently the Hidalgo County Metropolitan planning organization was advised by TxDOT Pharr District staff that TxDOT EDC funds would no longer be available to off-system projects (non-TxDOT roadways). All off-system local projects with advanced funding agreements for new and future projects would no longer be able to access these monies. Over time this program had helped the City of Mission and the County provide millions in local matching dollars to many projects delivering quality of life improvements, essential infrastructure, and continued economic growth to the region.

This Resolution expressed the City's opposition to this policy and urged the Texas Department of Transportation to continue the Economically Disadvantaged County program for all previously applicable costs such as construction engineering and construction for off-system roadway projects.

Staff Recommendation: Approval of Resolution.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Resolution No. 1470 of the City Council of the City Of Mission opposing the recent administrative efforts by the Texas Department Of Transportation to no longer apply the Economically Disadvantaged County Program to Off-System (Non-TxDOT Roadways) Transportation Projects throughout the State and more specifically the County Of Hidalgo. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

RESOLUTION NO. 1470

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION OPPOSING THE RECENT ADMINISTRATIVE EFFORTS BY THE TEXAS DEPARTMENT OF TRANSPORTATION TO NO LONGER APPLY THE ECONOMICALLY DISADVANTAGED COUNTY PROGRAM TO OFF-SYSTEM (NON-TXDOT ROADWAYS) TRANSPORTATION PROJECTS THROUGHOUT THE STATE AND MORE SPECIFICALLY THE COUNTY OF HIDALGO

4.22 Approval of Interlocal Agreement with Anzalduas Bridge Board regarding support services for the proposed International Vehicular and Rail Bridge (Madero Bridge) (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)

Mission, McAllen and the City of Hidalgo entered into a Joint Resolution to utilize the Mission-Reynosa Presidential Permit, for the purpose of maintaining and operating an international vehicular and rail bridge ("Madero Bridge") on the U.S.-Mexico border, and within the corporate limits of Mission. The parties designate Rigoberto Villarreal as liaison, to assist in coordinating and facilitating the agreement amongst the entities and to

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further provide other support services. This Interlocal provided for the payment of the support services.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Interlocal Agreement with Anzalduas Bridge Board regarding support services for the proposed International Vehicular and Rail Bridge (Madero Bridge). 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

None

6.2 Mayor's Comments

None

At 5:51 p.m., Councilman O'cana moved to convene into executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001 for items 7.1 and 7.2. 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 Sec. 551.071 (2)

A. Discussion of legal implications of Water Supply Contracts with United Irrigation District.

7.2 Deliberations about Real Property Sec. 551.072

A. Consideration and possible action regarding the abandonment and conveyance of a fifty-foot (50') drainage right-of-way located at Las Canteras Estates Subdivision, an addition to the city of Mission, as dedicated by plat or map, Hidalgo County Real Property Records.

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

At 6:23 p.m., Mayor Pro Tem Garza moved to reconvene in open session. Motion was seconded by Councilman Plata and approved unanimously 5-0.

On item 7.1-A, Councilman O'cana moved to authorize City Manager and City Attorney to negotiate and retain the services of outside legal counsel for the purpose of evaluating the current and proposed water supply contracts. Motion was seconded by Councilman Plata and approved unanimously 5-0.

On item 7.2-A, no action was taken.

8.0 Adjournment

At 6:24 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