

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
SEPTEMBER 26, 2016 4:30 P.M.
MISSION CITY HALL**

PRESENT:

Norberto Salinas, Mayor
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:

Jessica Ortega-Ochoa, Councilwoman

ALSO PRESENT:

Kathy Olivarez, Progress Times
Jim Brunson, Progress Times
Olga Lopez
Beth & Jim Barnes
Sandy Gavlik
Ma. Sofia Espinosa
Laura Gonzalez
Lupe A. Gonzalez
Guillermo Marquez
Lalo Ramirez
Pedro Ayala
Kelly Heller-Vela
Ruben De Jesus
Paul M. Vazaldua, Jr.
Fred Kurth
Allen Gooding
John Townsend

STAFF PRESENT:

Nelia Hernandez, Asst. City Secretary
Aida Lerma, Deputy City Manager
Randy Perez, Deputy City Manager
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
Roland Rodriguez, I. T. Director
Roberto Salinas, Public Works Director
Jesse Lerma, Civil Service Director
Rene Lopez, Jr., Fire Chief
Gilbert Sanchez, Fire Marshal
Robert Dominguez, Chief of Police
Joanne Longoria, CDBG Director
Mario Flores, Golf Course Director
Luduvico Martinez, B & G Club Director
Brad Bentsen, Parks & Recreation Director
Mayra Rocha, Library Director
Cynthia Lopez, Museum Director
Cesar Gutierrez, Sanitation Director
Charlie Longoria, Media Relations

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:35 p.m.

2. Pledge Allegiance and Invocation

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

3. Presentation on Amigos Del Valle, Inc. Programs

Olga Lopez gave a presentation on the services that are provided by Amigos del Valle.

4. Report from the Greater Mission Chamber of Commerce

Josh Stockel CEO from the Greater Mission Chamber of Commerce reported on the chamber events and ribbon cuttings that had recently taken place. The Annual Mission Chamber of Commerce Banquet will be held from 6-9 p.m. on Thursday, October 13 at Mario's Banquet and Conference Center.

At 4:43 p.m. Mayor Pro Tem Norie Gonzalez Garza joined the meeting.

5. Departmental Reports

Councilman Ruben Plata 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

Pedro Ayala invited the Mayor and council to an event being held at the Museum of South Texas History being hosted by BUILD on Tuesday, October 4, 2016 on Building Urban Cultures.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. **Rezoning: The North 219.64' of the West 577.57' of the East 609.7' of Lot 29, Bell-Woods Co.'s Subdivision "C", AO-I (Agricultural Open Interim) to C-3 (General Business), Allen Gooding, Adoption of Ordinance # 4397 approving 1.1A**

On September 19, 2016 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located along the west side of Conway Blvd. 500' north of Mile 2 Road. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval of the C-3 zone.

Staff and City Manager recommended approval.

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

There were no comments.

Councilman O'cana moved to approve the rezoning and to adopt Ordinance No. 4397 Rezoning: The North 219.64' of the West 577.57' of the East 609.7' of Lot 29, Bell-Woods Co.'s Subdivision "C", AO-I (Agricultural Open Interim) to C-3 (General Business). Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 4397

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING OF THE NORTH 219.64' OF THE WEST 577.57' OF THE EAST 609.7' OF LOT 29, BELL-WOODS CO.'S SUBDIVISION "C", FROM AO-I (AGRICULTURAL OPEN INTERIM) TO C-3 (GENERAL BUSINESS)

B. Rezoning: Lots 1-5 & 7-20, Sno-Bird Estates Subdivision, AO-1 (Agricultural Open Interim) to R-1 (Single Family Residential), City Initiated, Adoption of Ordinance # 4398 approving 1.1B

On September 19, 2016 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located 1 mile north of Military Parkway along the east side of Bentsen Palm Drive. 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. 4398 Rezoning: Lots 1-5 & 7-20, Sno-Bird Estates Subdivision, AO-1 (Agricultural Open Interim) to R-1 (Single Family Residential). Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 4398

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING OF LOTS 1-5 & 7-20, SNO-BIRD ESTATES SUBDIVISION,
FROM AO-I (AGRICULTURAL OPEN INTERIM) TO R-1 (SINGLE FAMILY
RESIDENTIAL)

C. Rezoning: A 1.59 acre tract out of Lot 205, John H. Shary Subdivision, AO-1 (Agricultural Open Interim) to C-3 (General Business), Javier Hinojosa Engineering, Adoption of Ordinance # 4399 approving 1.1C

On September 19, 2016 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located approximately 600' north of 6th Street along the east side of Shary Road. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval of the C-3 zone.

Staff and City Manager recommended approval.

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

There were no comments.

Mayor Pro Tem Garza moved to approve the rezoning and to adopt Ordinance No. 4399 Rezoning: A 1.59 acre tract out of Lot 205, John H. Shary Subdivision, AO-1 (Agricultural Open Interim) to C-3 (General Business). Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 4399

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING OF A 1.59 ACRE TRACT OUT OF LOT 205, JOHN H. SHARY SUBDIVISION, FROM AO-I (AGRICULTURAL OPEN INTERIM) TO C-3 (GENERAL BUSINESS)

- D. Rezoning: 8.898 acre tract of land out of Porcion No. 2, San Jose Subdivision, AO-I (Agricultural Open Interim) to R-1A (Large Lot Single Family), Dr. Guillermo Marquez, Adoption of Ordinance # 4400 approving 1.1D**

On September 19, 2016 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located along the east side of Stewart Road 750' north of Trinity Road. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval of the R-1A zone.

Staff and City Manager recommended approval.

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

There were no comments.

Councilman Plata moved to approve the rezoning and to adopt Ordinance No. 4400 Rezoning: 8.898 acre tract of land out of Porcion No. 2, San Jose Subdivision, AO-I (Agricultural Open Interim) to R-1A (Large Lot Single Family). Motion was seconded by Councilman O'cana and approved unanimously 4-0.

ORDINANCE NO. 4400

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING OF 8.898 ACRE TRACT OF LAND OUT OF PORCION NO. 2, SAN JOSE SUBDIVISION, FROM AO-I (AGRICULTURAL OPEN INTERIM) TO R-1A (LARGE LOT SINGLE FAMILY)

- E. Rezoning: Lot 4, Block 90, Mission Original Townsite Subdivision, R-1 (Single Family Residential) to C-2 (Neighborhood Commercial), Maria Sofia Espinosa, Adoption of Ordinance # 4401 approving 1.1E**

On September 19, 2016 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located between 6th Street and Rafael Ramirez Street along the east side of Doherty Avenue. 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.

Councilman O'cana moved to approve the rezoning and to adopt Ordinance No. 4401 Rezoning: Lot 4, Block 90, Mission Original Townsite Subdivision, R-1 (Single Family Residential) to C-2 (Neighborhood Commercial). Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 4401

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING OF LOT 4, BLOCK 90, MISSION ORIGINAL TOWNSITE SUBDIVISION, FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-2 (NEIGHBORHOOD COMMERCIAL)

- F. Rezoning 1.56 acres out of Lot 161, John H. Shary Subdivision & a part or portion of Lot 1, Praxedis Garza Subdivision, AO-1 (Agricultural Open Interim) to R-1T (Townhouse Residential), Socrates Garrigos, Adoption of Ordinance # _____ approving 1.1F**

No action was taken on this item since the applicant withdrew his request.

- G. Rezoning: 7.30 acre portion of Lot 1, Praxedis Garza Subdivision, AO-1 (Agricultural Open Interim) to R-1T (Townhouse Residential), Socrates Garrigos, Adoption of Ordinance # _____ approving 1.1G**

No action was taken on this item since the applicant withdrew his request.

- H. Conditional Use Permit: Los Pescadores Drive-Thru, 601 E. 9th Street, Suite A, Lots 4-8, Block 165, Mission Original Townsite Subdivision, C-3, Eleazar Zavala, Adoption of Ordinance # 4402 approving 1.1H**

On September 14, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located on the NE area of Business 83 and St. Marie 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.

Councilman O'cana moved to approve the cup and to adopt Ordinance No. 4402 Conditional Use Permit: Los Pescadores Drive-Thru, 601 E. 9th Street, Suite A, Lots 4-8, Block 165, Mission Original Townsite Subdivision, C-3, for 1 year as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

ORDINANCE NO. 4402

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR LOS PESCADORES DRIVE-THRU, 601 E. 9TH STREET, SUITE A, LOTS 4-8, BLOCK 165, MISSION ORIGINAL TOWNSTIE SUBDIVISION

I. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Los Pescadores Restaurant, 601 E. 9th Street, Suite A, Lots 4-8, Block 165, Mission Original Townsite Subdivision, C-3, Eleazar Zavala, Adoption of Ordinance # 4403 approving 1.1I

On September 14, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located on the NE area of Business 83 and St. Marie. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 1 year.

Staff Recommendation: Approval subject to: 1) 1 year approval, 2) no objection to a waiver of the 300' separation requirement from residential neighborhoods, 3) Compliance with Ordinance #4320

City Manager recommended approval.

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

There were no comments.

Councilman Plata moved to approve the cup and to adopt Ordinance No. 4403 Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Los Pescadores Restaurant, 601 E. 9th Street, Suite A, Lots 4-8, Block 165, Mission Original Townsite Subdivision, C-3, for 1 year and subject to staff's recommendations. Motion was seconded by Councilman O'cana and approved unanimously 4-0.

ORDINANCE NO. 4403

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT FOR THE SALE & ON-SITE
CONSUMPTION OF ALCOHOLIC BEVERAGES – LOS PESCADORES RESTAURANT,
601 E. 9TH STREET, SUITE A, BEING LOTS 4-8, BLOCK 165, MISSION ORIGINAL
TOWNSITE SUBDIVISION

**J. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – The Loretto Bistro at Mission, 1233 E. Griffin Parkway, Lot 1 and the S. 25' of Lot 2, Block 1, Bel-Aire Heights Subdivision, C-2, LAG Associates, LLC, Adoption of Ordinance # 4404 approving 1.1J
Adoption of Ordinance # 4405 approving Wet Zone**

On September 14, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located on the NW corner of Orange Drive and Griffin Parkway. There was public opposition during the P&Z Mtg. The Board unanimously recommended approval for 1 year.

Staff Recommendation: Approval subject to: 1) 1 year approval, 2) no objection to a waiver of the 300' separation requirement from residential neighborhoods, 3) Compliance with Ordinance #4320, and 4) wet zone property

City Manager recommended approval.

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

There were no comments.

Councilman Plata moved to approve the cup and to adopt Ordinance No. 4404 Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – The Loretto Bistro at Mission, 1233 E. Griffin Parkway, Lot 1 and the S. 25’ of Lot 2, Block 1, Bel-Aire Heights Subdivision, C-2, for 1 year and subject to staff’s recommendations. Motion was seconded by Councilman O’cana and approved unanimously 4-0.

ORDINANCE NO. 4404

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT FOR THE SALE & ON-SITE
CONSUMPTION OF ALCOHOLIC BEVERAGES – THE LORETTO BISTRO AT MISSION,
1233 E. GRIFFIN PARKWAY, LOT 1 AND THE S. 25’ OF LOT 2, BLOCK 1, BEL-AIRE
HEIGHTS SUBDIVISION

Councilman Plata moved to approve Ordinance No. 4405 granting a wet zone for the Sale & On-Site Consumption of Alcoholic Beverages – The Loretto Bistro at Mission, 1233 E. Griffin Parkway, Lot 1 and the S. 25’ of Lot 2, Block 1, Bel-Aire Heights Subdivision, C-2. Motion was seconded by Councilman O’cana and approved unanimously 4-0.

ORDINANCE NO. 4405

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 1233 E. GRIFFIN
PARKWAY, LOT 1 AND THE S. 25’ OF LOT 2, BLOCK 1, BEL-AIRE HEIGHTS
SUBDIVISION

**K. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages –
Jall’s Sports Bar & Grill, 1810 W. Griffin Parkway, Suites B, C, & D, Lots 7 & 8,
Inspiration Point Subdivision, Ph. I, C-3, Leticia Ramirez,
Adoption of Ordinance # 4406 approving 1.1K**

On September 14, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located 300’ from the NW corner of Inspiration Road and Griffin Parkway. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 3 years.

Staff Recommendation: Approval subject to: 1) 3 years approval, 2) no objection to a waiver of the 300’ separation requirement from residential neighborhoods, 3) Compliance with Ordinance #4320

City Manager recommended approval.

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

There were no comments.

Mayor Pro Tem Garza moved to approve the cup and to adopt Ordinance No. 4406 Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Jall’s Sports Bar & Grill, 1810 W. Griffin Parkway, Suites B, C, & D, Lots 7 & 8, Inspiration Point Subdivision, Ph. I, C-3, for 3 year and subject to staff’s recommendations. Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 4406

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR THE SALE & ON-SITE CONSUMPTION OF ALCOHOLIC BEVERAGES – JALL’S SPORTS BAR & GRILL, 1810 W. GRIFFIN PARKWAY, SUITES B, C, & D, BEING LOTS 7 & 8, INSPIRATION POINT SUBDIVISION, PH. I

- L. Conditional Use Permit: To install a 90’ Communications Tower to provide Wi-Fi Services to Guests at Chimney Park Resort & R.V. Park (U/R), 4224 S. Conway Avenue, Chimney Park Resort & R.V. Park (U/R), AO-I, Tabco Services, LLC DBA Coba Systems, Adoption of Ordinance # 4407 approving 1.1L**

On September 14, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located approximately ¼ mile south of Los Indios Road & Conway Avenue off of Chimney Road (Chimney Park Resort & R.V. Park). There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff and City Manager recommended approval.

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

There were no comments.

Mayor Pro Tem Garza moved to approve the cup and to adopt Ordinance No. 4407 Conditional Use Permit: To install a 90’ Communications Tower to provide Wi-Fi Services to Guests at Chimney Park Resort & R.V. Park (U/R), 4224 S. Conway Avenue, Chimney Park Resort & R.V. Park (U/R), AO-I. Motion was seconded by Councilman O’cana and approved unanimously 4-0.

ORDINANCE NO. 4407

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT TO INSTALL A 90’ COMMUNICATIONS TOWER TO PROVIDE WI-FI SERVICES TO GUESTS AT CHIMNEY PARK RESORT & R.V. PARK (U/R), 4224 S. CONWAY AVENUE, CHIMNEY PARK RESORT & R.V. PARK (U/R)

- M. Public Hearing: Proposed Resolution regarding the submittal of a grant application to The Texas Parks And Wildlife Department (Local Park Grant Program)**

A resolution of the City of Mission, Texas designating certain officials as being responsible for, acting for, and on behalf of the Applicant in dealing with the Texas Parks & Wildlife Department, for the purpose of participating in the Local Park Grant Program, certifying that the

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City was eligible to receive program assistance; certifying that the City matching share was readily available and dedicating the proposed site for permanent public park and recreational uses.

The City was requesting authorization to submit an application to the Texas Parks & Wildlife Department (Local Park Grant Program) for the purpose of the development of a Tennis Complex at Birdwell Park. Grant request would be for \$500,000 with matching funds from the city.

Staff Recommendation: Public Hearing

City Manager recommended approval.

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

There were no comments.

No action was needed since this was only a public hearing.

2.0 Disposition of Minutes

2.1 City Council Meeting – September 12, 2016 and Emergency Meeting – September 23, 2016

Mayor Pro Tem Garza moved to approve the minutes as presented. Motion was seconded by Councilman Plata and approved unanimously 4-0.

3.0 Acknowledge Receipt of Minutes

3.1 Zoning Board of Adjustments- April 20, 2016 Parks and Recreation Board – July 13, 2016 Planning and Zoning Commission – August 10, 2016 Mission Historical Museum – August 15, 2016 Citizen’s Advisory Committee – August 16, 2016 Speer Memorial Library Board – August 16, 2016

Mayor Pro Tem Garza moved to acknowledge the receipt of minutes as presented. Motion was seconded by Councilman Plata and approved unanimously 4-0.

4.0 Approvals and Authorizations

4.1 Homestead Exemption Variance: A tract of land containing 0.62 acres out of the North 1 acre of the 7.5 acres lying South and West of Canal out of Lot 29-9, West Addition to Sharyland Subdivision, AO-I, Ernesto Escamilla

On September 14, 2016 the Planning and Zoning Commission held a Public Hearing to consider this homestead exemption variance request. The property was located along the east side of Mayberry Road. The Board unanimously recommended approval as per staff’s recommendation.

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

Staff and City Manager recommended approval.

Councilman O'cana moved to approve the Homestead Exemption Variance: A tract of land containing 0.62 acres out of the North 1 acre of the 7.5 acres lying South and West of Canal out of Lot 29-9, West Addition to Sharyland Subdivision, AO-I, subject to staff's recommendation. Motion was seconded by Councilman Plata and approved unanimously 4-0.

4.2 Homestead Exemption Variance: A 0.90 acre tract of land out of Lot 165, Sharyland Orchards Subdivision, R-1A, Erica Ivette Garza

On September 19, 2016 the Planning and Zoning Commission held a Public Hearing to consider this homestead exemption variance request. The property was located approximately 800' east of Shary Road along the north side of Sunset Lane. The Board unanimously recommended approval as per staff's recommendation.

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

Staff and City Manager recommended approval.

Councilman O'cana moved to approve the Homestead Exemption Variance: A 0.90 acre tract of land out of Lot 165, Sharyland Orchards Subdivision, R-1A, subject to staff's recommendation. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

4.3 Preliminary & Final Plat Approval: Sommerset Court Estates (Private Subdivision), A 9.21 acre tract of land out of la Grange tract of Lot 282, John H. Shary Subdivision, R-1A, Developer: San Mateo Investments, LLC, Engineer: Quintanilla, Headley & Associates

On December 14, 2015 the City Council convened and approved the Preliminary Plat for Sommerset Court Estates. The proposed subdivision was located on the West side of Glasscock Road approximately 300' south of 2 Mile. The City Council unanimously recommended approval as per Staff's recommendation. It was noted that the subdivision would be gated with private streets.

Staff Recommendation: Approval of Variance #1: Minimum Lot Depth, Variance #2: Minimum Lot Area, and Variance #3: Private Street/Subdivision.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Preliminary & Final Plat Approval: Sommerset Court Estates (Private Subdivision), A 9.21 acre tract of land out of la Grange tract of Lot 282, John H. Shary Subdivision, R-1A, Developer: San Mateo Investments, LLC, Engineer: Quintanilla, Headley & Associate. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

4.4 Preliminary & Final Plat Approval: Taylor Senior Village Subdivision, (Private Subdivision) Being a Resubdivision of 10.285 acres consisting of 0.394 of one acre of Abandoned Canal ROW adjacent to the West of Lot 246, John H. Shary Subdivision, 8.890 acres out of Lot 246, John H. Shary Subdivision, and 1.001 acres being all of Lot 1, Whitney-Ross Subdivision, R-3, Developer: The Brownstone Group, Inc., Engineer: Melden & Hunt, Inc.

On September 19, 2016 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for Taylor Senior Village Subdivision. The proposed subdivision was located on the West side of Taylor Road between Summer Breeze Avenue and East 20th Street. The Board unanimously recommended approval as per Staff's recommendation.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Preliminary & Final Plat Approval: Taylor Senior Village Subdivision, (Private Subdivision) Being a Resubdivision of 10.285 acres consisting of 0.394 of one acre of Abandoned Canal ROW adjacent to the West of Lot 246, John H. Shary Subdivision, 8.890 acres out of Lot 246, John H. Shary Subdivision, and 1.001 acres being all of Lot 1, Whitney-Ross Subdivision, R-3, Developer: The Brownstone Group, Inc., Engineer: Melden & Hunt, Inc. Motion was seconded by Councilman Plata and approved unanimously 4-0.

4.5 Preliminary & Final Plat Approval: Via Veneto Subdivision, (Private Subdivision) A 1.0 acre tract of land out of Lot 226, John H. Shary Subdivision, R-1, Developer: Nereida F. Moreno, Engineer: Melden & Hunt, Inc.

On September 19, 2016 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for Via Veneto Subdivision. The proposed subdivision was located on the West side of Taylor Road between Country Club Drive and Brentwood Drive. The Board unanimously recommended approval as per Staff's recommendation.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Preliminary & Final Plat Approval: Via Veneto Subdivision, (Private Subdivision) A 1.0 acre tract of land out of Lot 226, John H. Shary Subdivision, R-1, Developer: Nereida F. Moreno, Engineer: Melden & Hunt, Inc. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

4.6 Preliminary Plat Approval: David Reyna Mobile Home & R.V. Subdivision, A 2.122 acre tract of land out of Lot 22-1, West Addition to Sharyland Subdivision, R-4, Developer: David Reyna, Engineer: Melden & Hunt, Inc (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)

On July 27, 2016 the Planning and Zoning Commission convened and approved the Preliminary & Final Plat for David Reyna Mobile Home & R.V. Subdivision. The proposed subdivision was located approximately 300' east of Inspiration Road along the north side of Barnes Street. The P&Z Board unanimously recommended approval as per staff's recommendation.

Staff Recommendation: Approval subject to connecting storm sewer to existing storm line located on Inspiration Road north of Barnes Street, and compliance with all other conditions of approval.

City Manager recommended approval.

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

At 5:32 p.m., Councilman O'cana moved to convene into executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001. Motion was seconded by Councilman Plata and approved unanimously 4-0.

At 5:41 p.m., Mayor Pro Tem Garza moved to reconvene in open session. Motion was seconded by Councilman Plata and approved unanimously 4-0.

Councilman O'cana moved to approve the Preliminary Plat Approval: David Reyna Mobile Home & R.V. Subdivision, A 2.122 acre tract of land out of Lot 22-1, West Addition to Sharyland Subdivision, R-4, Developer: David Reyna, Engineer: Melden & Hunt, Inc. Motion was seconded by Councilman Plata and approved 3-1, with Mayor Salinas voting against.

At 5:43 Councilman O'cana stepped out of the meeting.

4.7 Adoption of Ordinance No. 4408 Amending various portions of Chapter 42 – Noise of the City of Mission Code of Ordinances

There were various amendments to the current noise regulations regarding compressed air devices and construction and demolition work.

Staff Recommendation: Approval of Ordinance.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Ordinance No. 4408 Amending various portions of Chapter 42 – Noise of the City of Mission Code of Ordinances. Motion was seconded by Councilman Plata and approved 3-0.

ORDINANCE NO. 4408

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, AMENDING VARIOUS PORTIONS OF CHAPTER 42 – NOISE – OF ITS CODE OF ORDINANCES; AND PROVIDING A CODIFICATION CLAUSE; AND PROVIDING A PUBLICATION DATE

At 5:44 p.m. Councilman O'cana rejoined the meeting.

4.8 Authorization to Execute Third One Year Renewal Option for Athletic League Uniforms for the Boys & Girls Club Fiscal Year 2016-2017

On August 12, 2013 City Council authorized staff to solicit bids for the purchase of Athletic League Uniforms for the Boys & Girls Club seasonal athletic leagues. The City of Mission entered into contractual agreement with MCM Sporting Goods, Inc. for the purchase of Athletic League Uniforms. The contract terms were for one year with three one-year renewal options based on zero percent increase in price. The price would remain the same as per renewal letter from MCM Sporting Goods. Staff was seeking authorization to extend contract for the third and final one-year renewal option. This agreement would extend contract for the 2016-2017 season.

Staff Recommendation: Authorization to execute one-year renewal option with MCM Sporting Goods, Inc.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to Execute Third One Year Renewal Option for Athletic League Uniforms for the Boys & Girls Club Fiscal Year 2016-2017. Motion was seconded by Councilman Plata and approved 4-0.

4.9 Authorization to Execute Third One Year Renewal Option for Athletic League Awards for the Boys & Girls Club Fiscal Year 2016-2017

On August 12, 2013 City Council authorized staff to solicit bids for the purchase of Athletic League Awards for the Boys & Girls Club seasonal athletic leagues. The City of Mission entered into contractual agreement with R&A Awards for the purchase of Athletic League Awards. The contract terms were for one year with three one-year renewal options based on zero percent increase in price. The price would remain the same as per renewal letter from R&A Awards. Staff was seeking authorization to extend contract for third and final one year renewal option. This agreement would extend contract for the 2016-2017 season.

Staff Recommendation: Authorization to execute one-year renewal option with R&A Awards.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to Execute Third One Year Renewal Option for Athletic League Awards for the Boys & Girls Club Fiscal Year 2016-2017. Motion was seconded by Councilman Plata and approved 4-0.

4.10 Approval to enter into Interlocal Agreement between City of Mission and IDEA Public School District to provide youth programs

The City Council accepted a grant in the amount of \$6,400 from the IDEA Mission North Academy on July 25, 2016. Approval is being requested to enter into Interlocal Agreement between City of Mission and Idea Public School District. The Interlocal is for the fall semester whereby the Mission Boys & Girls Club will provide youth programs and services. Personnel is teaching students reading, technology and arts & crafts. The program is from 7:30 a.m. to 11:30 a.m. until December 16, 2016.

Staff Recommendation: Approval of Interlocal Agreement

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve to enter into Interlocal Agreement between City of Mission and IDEA Public School District to provide youth programs. Motion was seconded by Councilman O'cana and approved 4-0.

At 5:50 Mayor Salinas stepped out of the meeting and Mayor Pro Tem Garza presided in the Mayor's absence.

4.11 Second Amendment to Interlocal Agreement between the City of Mission and the Lower Rio Grande Valley Development Council (LRGVDC) for Transit-Oriented Development Project –Downtown Placita Project

Staff was seeking authorization of the second amendment to the Interlocal Agreement entered into by the Lower Rio Grande Valley Development Council and the City of Mission. The purpose of this amendment was to extend the deadline of the Interlocal from June 30, 2016 to December 31, 2017.

Staff Recommendation: Approval of Second Amendment.

Staff and City Manager recommended approval.

Councilman O’cana moved to approve the Second Amendment to Interlocal Agreement between the City of Mission and the Lower Rio Grande Valley Development Council (LRGVDC) for Transit-Oriented Development Project –Downtown Placita Project. Motion was seconded by Councilman Plata and approved 3-0.

4.12 August 2016 Financial Statements

Finance Director Angie Vela presented the August, 2016 Financial Statements for approval.

Staff and City Manager recommended approval.

Councilman O’cana moved to approve the August 2016 Financial Statements as recommended. Motion was seconded by Councilman Plata and approved unanimously 3-0.

4.13 Tax Collections Report – August, 2016

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

Staff and City Manager recommended approval.

Councilman O’cana moved to approve the Tax Collections Report for August, 2016 as recommended. Motion was seconded by Councilman Plata and approved unanimously 3-0.

4.14 Approval of Resolution # 1478 of the City Council of the City of Mission, Texas authorizing the submittal of an application to The Texas Parks And Wildlife Department (Local Park Grant Program) and authorizing the Mayor the authorized representative regarding the City's participation in the program

Authorization was being requested to submit an application to the Texas Parks & Wildlife Department (Local Park Grant Program) for the purpose of the development of a Tennis Complex at Birdwell Park, and authorizing the Mayor as the authorized representative for the submittal of the application for a Tennis Complex. Grant request would be for \$500,000 with matching funds from the city.

Staff Recommendation: Approval of Resolution to submit grant application to Texas Parks and Wildlife

City Manager recommended approval.

Councilman O'cana moved to approve Resolution No. 1478 of the City Council of the City of Mission, Texas authorizing the submittal of an application to The Texas Parks And Wildlife Department (Local Park Grant Program) and authorizing the Mayor the authorized representative regarding the City's participation in the program. Motion was seconded by Councilman Plata and approved unanimously 3-0.

RESOLUTION NO. 1478

A RESOLUTION OF THE CITY OF MISSION, TEXAS AS HEREINAFTER REFERRED TO AS "APPLICANT," DESIGNATING CERTAIN OFFICIALS AS BEING RESPONSIBLE FOR, ACTING FOR, AND ON BEHALF OF THE APPLICANT IN DEALING WITH THE TEXAS PARKS & WILDLIFE DEPARTMENT, HEREINAFTER REFERRED TO AS "DEPARTMENT," FOR THE PURPOSE OF PARTICIPATING IN THE LOCAL PARK GRANT PROGRAM, HEREINAFTER REFERRED TO AS THE "PROGRAM"; CERTIFYING THAT THE APPLICANT IS ELIGIBLE TO RECEIVE PROGRAM ASSISTANCE; CERTIFYING THAT THE APPLICANT MATCHING SHARE IS READILY AVAILABLE; AND DEDICATING THE PROPOSED SITE FOR PERMANENT (OR FOR THE TERM OF THE LEASE FOR LEASED PROPERTY) PUBLIC PARK AND RECREATIONAL USES

4.15 Authorization to purchase crushed glass medium for sandblasting from Grainger via state approved TXMAS Contract #2-539030

Staff was seeking authorization to purchase crushed glass medium for sandblasting of metal surfaces for preparation of park pavilions for painting from Grainger via state approved TXMAS contract #2-539030.

Staff Recommendation: Authorization to purchase via State approved TXMAS contract.

Staff and City Manager recommended approval.

Councilman O'cana moved to authorize to purchase crushed glass medium for sandblasting from Grainger via state approved TXMAS Contract #2-539030. Motion was seconded by Councilman Plata and approved unanimously 3-0.

4.16 Authorization to accept a grant award from the Office of the Governor-Criminal Justice Division (OOG) for the Mission Police Department License Plate Reader Project Grant, # 3087701

The City of Mission Police Department was requesting authorization to accept a grant award from the Office of the Governor-Criminal Justice Division (OOG) for the Mission Police Department License Plate Reader Project. The Mission Police Department had been awarded a total of \$60,540.00. The License Plate Reader would allow the Mission Police Department to gather data (intelligence information) by reading the license plates to motor vehicles which were in the range of the license plate reader. This data would be utilized to identify stolen vehicles, vehicles of interest to law enforcement agencies and to determine traffic density on different roadways in the city.

Staff Recommendation: Staff was respectfully requesting authorization to accept the grant award from the Office of the Governor-Criminal Justice Division.

Staff and City Manager recommended approval.

Councilman O'cana moved to authorize to accept a grant award from the Office of the Governor-Criminal Justice Division (OOG) for the Mission Police Department License Plate Reader Project Grant, # 3087701. Motion was seconded by Councilman Plata and approved unanimously 3-0.

4.17 Approval of Amendment No. 1 to Work Authorization No. 4 with Javier Hinojosa Engineering related to the City of Mission Street Overlay Improvement Project

Amendment No. 1 was for engineer to provide additional design services for the 2016 year improvement project for the following streets: Lee Street (Barnes St. to Mangum Street) and Holland Ave. FM 495 to New Idea School- Continuous shoulder.

Staff Recommendation: Approval of Amendment No. 1 to Work Authorization No. 4.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve Amendment No. 1 to Work Authorization No. 4 with Javier Hinojosa Engineering related to the City of Mission Street Overlay Improvement Project. Motion was seconded by Councilman Plata and approved unanimously 3-0.

4.18 Approval of Change Order No. 1 for the 2016 Overlay project at various streets throughout the City of Mission

Change Order # 1 entailed additional street improvements at Lee Street from Barnes to Mangum St. and Holland Av. from FM 495 to New Idea School (Continuous Shoulder). The change order would increase construction cost by \$54,495.39 increasing original bid amount of \$576,868.48 to \$631,363.87. Change Order was under the 25% limit, at 9.45% from the original contract cost, set by the Texas Governmental Code

Staff Recommendation: Approval of Change Order No. 1.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve Change Order No. 1 for the 2016 Overlay project at various streets throughout the City of Mission. Motion was seconded by Councilman Plata and approved unanimously 3-0.

4.19 Budget Amendments: General Fund, Utility Fund and Solid Waste Fund

Finance Director Vela presented the budget amendments BA-16-49 to BA-16-51 to the City Council for approval.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve budget amendments BA-16-49 to BA-16-51 as recommended. Motion was seconded by Councilman Plata and approved unanimously 3-0.

4.20 Authorization to enter into a Professional Services Agreement with Vazaldua & Associates regarding training For Mission Police sworn personnel.

The Mission Police Department was requesting authorization to re-enter into a professional services agreement with Vazaldua & Associates regarding training for Mission Police sworn personnel. Vazaldua & Associates would provide one (1) eight (8) hour course utilizing a licensed psychologist. The course to be instructed was Stress Management and Coping Skills for police officers, a Psychological Approach. Vazaldua & Associates would be required to submit lesson plans, course objectives, course handouts, evaluation forms, and a biography on the instructor to present to the LRGVDC Academy Director to assure Texas Commission on Law Enforcement credit for each individual officer prior to the start of instruction. The fee for the proposed course would be \$22,238.25 for the training of 149 police officers.

Staff Recommendation: Authorize the Mission Police Department to enter into a Professional Services Agreement with Vazaldua & Associates regarding training for Mission Police sworn personnel.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to enter into a Professional Services Agreement with Vazaldua & Associates regarding training For Mission Police sworn personnel. Motion was seconded by Councilman O'cana and approved unanimously 3-0.

Councilman O'cana moved to approve to remove from table item 5.1 of the agenda. Motion was seconded by Councilman Plata and approved unanimously 3-0.

5.0 Unfinished Business

5.1 Approval of Ordinance # 4409 Amending Personnel Policy Manual for Employees of the City of Mission

In reviewing the City's Personnel Policy Manual, staff had proposed a number of revisions/updates in accordance with legal recommendation. The proposed ordinance would amend and restate the PPM effective 10/01/2016. Staff reviewed said revisions, and concurred with the recommendation to approve said policy revisions. Staff recommended approval of the proposed revisions.

Staff Recommendation: Approval of Ordinance amending PPM effective 10/01/2016.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve Ordinance No. 4409 Amending Personnel Policy Manual for Employees of the City of Mission. Motion was seconded by Councilman Plata and approved unanimously 3-0.

ORDINANCE NO. 4409

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS,
AMENDING ORDINANCE NO. 4287 TO AMEND AND RESTATE THE PERSONNEL
POLICY MANUAL FOR EMPLOYEES OF THE CITY OF MISSION, TEXAS; PROVIDING
FOR A PUBLICATION CLAUSE AND AN EFFECTIVE DATE

6.0 Routine Matters

6.1 City Manager's Comments

None

6.2 Mayor's Comments

None

7.0 Adjournment

At 6:07 p.m., Councilman O'cana moved for adjournment. Motion was seconded by Councilman Plata and approved unanimously 3-0.

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretary