## NOTICE OF REGULAR MEETING MISSION CITY COUNCIL MAY 11, 2015 4:30 P.M. MISSION CITY HALL

## PRESENT: ABSENT:

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

#### **ALSO PRESENT:**

Kathy Olivarez, Progress Times Leon Longoria

Norma Leal Angela R. Burton Lloyd Burns

Gary Wyats
Freddy Vasquez

Rose Ramirez Maxilou Link Samuel Shipp

Arturo Navarro Cristina Cantu

Ricky Conner Jorge R. Ruiz

Joe Louie Sanchez Eduardo Castaneda Jaime Gutierrez Mark Magnon

Juan Eliseo Gonzalez Jr.

## **STAFF PRESENT:**

Carmen Morales, Administrative Asst.

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 Gilbert Sanchez, Fire Marshal

Gilbert Sanchez, Fire Marshal Eduardo Belmarez, Purchasing Director Robert Dominguez, Chief of Police

Joel Laralde, Asst. Chief of Police Randy Perez, Finance Director

Luduvico Martinez, B & G Club Director

Noemi Munguia, HR Director Robert Hinojosa, Risk Manager Luis Contreras, Museum Director Mayra Rocha, Library Director Jonathan Wehrmeister, Judge

Elizabeth Hernandez, Executive Secretary

Juan Pablo Terrazas, City Engineer

James Cardoza, Emergency Mngmt. Coord. Alex Meade, MEDC Chief Exec. Officer Angie Vela, Assistant Finance Director Brad Bentsen, Parks & Recreation Director

### 1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:32 p.m.

#### 2. Pledge Allegiance and Invocation

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

#### 3. Proclamation – Elder Abuse Prevention Month

Anna Carrillo, City Secretary read the proclamation Elder Abuse Prevention Month.

Ms. Isabel Alcaro from Adult Protective Services and Rose Ramirez from Silver Ribbon were present to receive the proclamation.

Mayor Pro Tem Norie Gonzalez Garza moved to approve the Proclamation – Elder Abuse Prevention Month. Motion was seconded by Councilman Dr. Armando O'cana and approved unanimously 4-0.

### 4. Proclamation – City of Mission Small Business Week

Anna Carrillo, City Secretary read the proclamation City of Mission Small Business Week.

Ms. Angela Burton, District Director for US Small Business Administration (SBA) received the proclamation and thanked the Mayor and Council for declaring May 11-15, 2015 as "City of Mission Small Business Week".

Councilman O'caña moved to approve the Proclamation – City of Mission Small Business Week. Motion was seconded by Councilwoman Jessica Ortega-Ochoa and approved unanimously 4-0.

At 4:40 p.m. Councilman Ruben D. Plata joined the meeting.

### 5. Report from the Greater Mission Chamber of Commerce

George Myers, CEO of the Greater Mission Chamber of Commerce reported on the chamber events that had recently taken place. He also advised Mayor and Council on upcoming events.

## 6. Departmental Reports

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

#### 7. Citizens Participation

Lloyd Burns, Manager for Chimney Park expressed his concern regarding traffic and loud noise from the establishments at the levy late in the evening which was disruptive to the residents of the park.

### 1.0 Public Hearing

## 1.1 Planning & Zoning Recommendations

A. Conditional Use Permit: Construct a Single Family Home on an R-4 zoned Lot, 2113 Bracey Street, Lot 7, Block 5, Valley View Estates, R-4, Dave & Melody Neal Adoption of Ordinance # 4218 approving 1.1A

On April 22, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The subject site was located within Valley View Estates along Glasscock Road. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for life of use.

Staff Recommendation: Approval for life of use

City Manager recommended approval.

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

Ms. Maxilou Link was representing Mr./Mrs. Neal in favor of the request.

Councilman O'caña moved to approve the CUP and to adopt Ordinance No 4218 Conditional Use Permit: Construct a Single Family Home on an R-4 zoned Lot, 2113 Bracey Street, Lot 7, Block 5, Valley View Estates, R-4 as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

## ORDINANCE NO. 4218

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT TO CONSTRUCT A SINGLE FAMILY HOME ON AN R-4 ZONED LOT, 2113 BRACEY STREET, LOT 7, BLOCK 5, VALLEY VIEW ESTATES

B. Conditional Use Permit: Drive-Thru Convenience Store, 1710 W. Business 83, 1 acre tract out of Lot 20-1, West Addition to Sharyland Subdivision, C-3, Florentino Vasquez, Jr.,

Adoption of Ordinance # 4219 approving 1.1B

On April 22, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The subject site was located approximately 130' west of Adams along the north side of Business 83. This CUP was last approved on 3/14/12 for 3 years for Mrs. Hema Gordhan. 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 Salinas asked if there were any comments for or against the request.

There were no comments.

Councilman O'caña moved to approve the CUP and to adopt Ordinance No 4219 Conditional Use Permit: Drive-Thru Convenience Store, 1710 W. Business 83, 1 acre tract out of Lot 20-1, West Addition to Sharyland Subdivision, C-3 as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

## ORDINANCE NO. 4219

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR A DRIVE-THRU CONVENIENCE STORE, 1710 W. BUSINESS 83, 1 ACRE TRACT OUT OF LOT 20-1, WEST ADDITION TO SHARYLAND SUBDIVISION

C. Conditional Use Permit: Drive-Thru Convenience Store, 1001 W. Expressway 83, Lots 35 & 36, Freeway Subdivision #3, C-3, Gerardo Martinez, Adoption of Ordinance # 4220 approving 1.1C

On April 22, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit. The subject site was located on the SW corner of Expressway 83 and San Pedro Street. This CUP was last approved on 3/12/14 for 1 year, but it never opened for business, therefore the need to re-apply. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 6 months.

Staff Recommendation: Approval for 6 months

City Manager recommended approval for 1 year.

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 4220 Conditional Use Permit: Drive-Thru Convenience Store, 1001 W. Expressway 83, Lots 35 & 36, Freeway Subdivision #3, C-3, subject to a 1 year re-evaluation. Motion was seconded by Councilman Plata and approved unanimously 5-0.

#### **ORDINANCE NO. 4220**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR A DRIVE-THRU CONVENIENCE STORE, 1001 W. EXPRESSWAY 83, LOTS 35 & 36, FREEWAY SUBDIVISION #3

D. Conditional Use Permit Renewal: Home Occupation - Business Office, 1210 Elm Street, Lot 6, Block 4, Pecan Heights Subdivision, R-1, Iliana Patricia M. Bustamante,

Adoption of Ordinance # 4221 approving 1.1D

On April 22, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit renewal. The property was located at the SW corner of Elm Street and Bryan Road. This CUP was last approved on 4/9/14 for 1 year, and this would be the second renewal. 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.

Mayor Pro Tem Garza moved to approve the CUP and to adopt Ordinance No 4221 Conditional Use Permit Renewal: Home Occupation - Business Office, 1210 Elm Street, Lot 6, Block 4, Pecan Heights Subdivision, R-1 as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

## ORDINANCE NO. 4221

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR A HOME OCCUPATION – BUSINESS OFFICE, 1210 ELM STREET, LOT 6, BLOCK 4, PECAN HEIGHTS SUBDIVISION

E. Conditional Use Permit Renewal: Home Occupation – Photography Studio, 2002 N. Mayberry Road, A 155' x 220' tract of land out of the SW ¼ of Lot 24-9, West Addition to Sharyland, AO-I, Arturo & Mandie Navarro Adoption of Ordinance # 4222 approving 1.1E

On April 22, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit renewal. The property was located in the NE area of Mayberry Road and Volz Lane. This CUP was last approved on 4/23/14 for 1 year, and this would be the second renewal. 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 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 4222 Conditional Use Permit Renewal: Home Occupation – Photography Studio, 2002 N. Mayberry Road, A 155' x 220' tract of land out of the SW ¼ of Lot 24-9, West Addition to Sharyland, AO-I as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

### ORDINANCE NO. 4222

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR A HOME OCCUPATION – PHOTOGRAHY STUDIO, 2002 N. MAYBERRY ROAD, A 155' X 220' TRACT OF LAND OUT OF THE SW ¼ OF LOT 24-9, WEST ADDITION TO SHARYLAND

F. Conditional Use Permit Renewal: The Complimentary Offering of Alcoholic Beverages for On-Site Consumption for a Social and/or Cultural Event, 921 E. 12<sup>th</sup> Street, Lot 1, Mission Library Subdivision, R-2, Mrs. Maxilou Link/Upper Valley Art League,

Adoption of Ordinance # 4223 approving 1.1F

On April 22, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit renewal. The property was located on the NE corner of Kika De La Garza and 12<sup>th</sup> Street. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for year 2015.

Staff Recommendation: Approval for year 2015

City Manager recommended approval.

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

Ms. Maxilou Link stated she was in favor of the request.

Councilman Plata moved to approve the CUP and to adopt Ordinance No 4223 Conditional Use Permit Renewal: The Complimentary Offering of Alcoholic Beverages for On-Site Consumption for a Social and/or Cultural Event, 921 E. 12<sup>th</sup> Street, Lot 1, Mission Library Subdivision, R-2 as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

## ORDINANCE NO. 4223

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR THE COMPLIMENTARY OFFERING OF ALCOHOLIC BEVERAGES FOR ON-SITE CONSUMPTION FOR A SOCIAL AND/OR CULTURAL EVENT, 921 E. 12<sup>TH</sup> STREET, LOT 1, MISSION LIBRARY SUBDIVISION

G. Conditional Use Permit Renewal: Drive-Thru Service Window - Taco-Palenque, 2420 E. Expressway 83, Lot 5C, Sharyland Place Subdivision, C-3, Eduardo Castaneda,

Adoption of Ordinance # 4224 approving 1.1G

On April 22, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit renewal. The property was located ¼ mile east of Shary Road along the south side of Expressway 83, north of Kohl's. This CUP was last approved on 3/14/12 for 3 years, and this would be the second renewal. 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 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 4224 Conditional Use Permit Renewal: Drive-Thru Service Window - Taco-Palenque, 2420 E. Expressway 83, Lot 5C, Sharyland Place Subdivision, C-3 as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

## ORDINANCE NO. 4224

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR THE DRIVE-THRU SERVICE WINDOW - TACO PALENQUE, 2420 E. EXPRESSWAY 83, LOT 5C, SHARYLAND PLACE SUBDIVISION

H. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Taco Palenque, 2420 E. Expressway 83, Lot 5C, Sharyland Place Subdivision, C-3, Eduardo Castaneda, Adoption of Ordinance # 4225 approving 1.1H

On April 22, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit renewal. The property was located ¼ mile east of Shary Road along the south side of Expressway 83, north of Kohl's. This CUP was last approved on 3/14/12 for 3 years, and this would be the second renewal. 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 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 4225 Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Taco Palenque, 2420 E. Expressway 83, Lot 5C, Sharyland Place Subdivision, C-3 as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

## ORDINANCE NO. 4225

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR THE SALE & ON-SITE CONSUMPTION OF ALCOHOLIC BEVERAGES – TACO PALENQUE, 2420 E. EXPRESSWAY 83, LOT 5C, SHARYLAND PLACE SUBDIVISION

I. Conditional Use Permit Renewal: Drive-Thru Service Lanes for International Bank of Commerce, 121 N. Shary Road, Lot 2, North Sharyland Commons Subdivision, C-3, International Bank of Commerce, Adoption of Ordinance # 4226 approving 1.1I

On April 22, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit renewal. The property was located approximately 350' north of Victoria Avenue along the east side of Shary Road. This CUP was last approved on 8/14/13 for 1 year, and this would be the first renewal. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for life of use.

Staff Recommendation: Approval for life of use

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 4226 Conditional Use Permit Renewal: Drive-Thru Service Lanes for International Bank of Commerce, 121 N. Shary Road, Lot 2, North Sharyland Commons Subdivision, C-3 as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

## **ORDINANCE NO. 4226**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR DRIVE-THRU SERVICE LANES FOR INTERNATIONAL BANK OF COMMERCE, 121 N. SHARY ROAD, LOT 2, NORTH SHARYLAND COMMONS SUBDIVISION

J. Conditional Use Permit Renewal: Drive-Thru Service Window for Panaderia Nuevo Leon, 4009 N. Inspiration Road, Lot 9, Block 5, Taurus Estates Subdivision, No. 9, Ph. I, C-2, Norma Leal, Adoption of Ordinance # 4227 approving 1.1J

On April 22, 2015 the Planning and Zoning Commission held a Public Hearing to consider the conditional use permit renewal. The property was located on the NW corner of Inspiration Road and Azalea Street. This CUP was last approved on 3/14/12 for 3 years, and this would be the second renewal. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for life of use.

Staff Recommendation: Approval for 3 years

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 4227 Conditional Use Permit Renewal: Drive-Thru Service Window for Panaderia Nuevo Leon, 4009 N. Inspiration Road, Lot 9, Block 5, Taurus Estates Subdivision, No. 9, Ph. I, C-2, subject to Life of Use. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

## ORDINANCE NO. 4227

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR A DRIVE-THRU SERVICE WINDOW FOR PANADERIA NUEVO LEON, 4009 N. INSPIRATION ROAD, LOT 9, BLOCK 5, TAURUS ESTATES SUBDIVISION NO. 9, PH. I

## K. Public Hearing on Substantial Amendment for Action Plan 2014-15 and Approval of Aforementioned Amendment

The Citizens Advisory Committee held a public hearing on March 31, 2015 to solicit input on a proposed substantial program and budget amendment to the Action Plan FY'15-16 as required by HUD. This Amendment consisted of the elimination of the activity funding \$100,000 to Habitat for Humanity and would allow those funds to be reallocated to the City's housing assistance program to provide funding to approximately two additional eligible low income residents within the City of Mission.

No comments were received during the thirty day comment period which ended April 27, 2015.

Staff Recommendation: Public Hearing item and Approval of Substantial Amendment to Action Plan 2014-15

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 Public Hearing on Substantial Amendment for Action Plan 2014-15 and Approval of Aforementioned Amendment as recommended. Motion was seconded by Councilman O'caña and approved unanimously 5-0.

## L. Public Hearing for Proposed One-Year Action Plan FY'15-16

After consideration of public service agency and department requests, the Citizens Advisory Committee made their recommendations for the proposed One-Year Action Plan during their meeting held on May 5, 2015. As required by HUD, a notice for public hearing was published in the Progress Times on May 8, 2015 to announce a public hearing and thirty day comment period to solicit comments on the funding allocations for next fiscal year. The department would accept comments through the end of the comment period June 8, 2015.

Staff Recommendation: Public hearing item only

City Manager recommended approval.

Mayor Salinas asked if there were any comments for or against the public hearing item.

There were no comments.

No action was taken on this item; this was only a public hearing.

## 2.0 Disposition of Minutes

## 2.1 City Council Meeting – April 27, 2015

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

## 3.0 Acknowledge Receipt of Minutes

3.1 Traffic Safety Committee - December 9, 2014

Speer Memorial Library - March 17, 2015

Mission Redevelopment Authority – March 24, 2015

Mission Tax Increment Reinvestment Zone - March 24, 2015

Planning & Zoning Commission – April 8, 2015

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

## 4.0 Approvals and Authorizations

## 4.1 Reschedule May 25, 2015 City Council meeting to Tuesday, May 26, 2015

The office of the City Manager was requesting to reschedule the May 25 City Council meeting to Tuesday, May 26 due to City Hall being closed on Monday for Memorial Day Holiday.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve to reschedule May 25, 2015 City Council meeting to Tuesday, May 26, 2015 as recommended. Motion was seconded by Councilman O'caña and approved unanimously 5-0.

#### 4.2 Authorization to issue Permits to Ambulance Provider Applicants

On April 08, 2015 the City of Mission Ambulance Board met to review (6) Ambulance Company permit applicants to conduct business in the City of Mission, Quest EMS, Compassionate EMS, Vida, Fire EMS, Ambu-Med EMS and Ameristarr EMS were approved by the Ambulance Board as they had met all the required specifications for permit issuance as per city ordinance.

Staff and City Manager recommended approval.

Councilman Plata moved to approve authorization to issue Permits to Ambulance Provider Applicants as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

## 4.3 Request for proposals for 911 Emergency Ambulance Services

The Mission Fire Department, Office of Emergency Management was seeking authorization to request proposals for 911 Emergency Medical Services. The current contract with MedCare EMS expired July 20, 2015 with no renewal option. The City of Mission had maintained a contract with our current provider since November of 1998.

The proposal process for ambulance services would allow an excellent opportunity for the City of Mission and its citizens to address a number of important broader issues regarding planning, implementation and coordination of pre-hospital emergency services.

Staff Recommendation: Authorization to solicit proposal for 911 Emergency Medical Services

City Manager recommended approval.

Councilman O'caña moved to approve request for proposals for 911 Emergency Ambulance Services as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

## 4.4 Authorization to surplus one (1) trailer

The City of Mission Police Department was requesting authorization to surplus one (l) semi-truck trailer. The Mission Police Department currently had a total of eight (8) trailers in our inventory. The one trailer in question was a Great Dane trailer displaying Vin. # 1GRAA9626SW108207. It was the intent of staff's organization to sell the said trailer. The trailer in question had a damaged roof.

Staff Recommendation: Approval to surplus the aforementioned Great Dane trailer

City Manager recommended approval.

Councilman O'caña moved to approve authorization to surplus one (1) trailer as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

# 4.5 Authorization to solicit bids for the installation of police equipment on five (5) police patrol vehicles

The City of Mission Police Department was requesting authorization to solicit bids for the installation of police equipment on five (5) police patrol vehicles. Our organization ordered all the required police equipment to be installed in the new police units and staff was now prepared to install all police equipment to include sirens, lights, radios, etc. The installation cost would be paid through the Mission Police Departments' Federal Drug Forfeiture account.

Staff and City Manager recommended approval.

Councilman O'caña moved to approve authorization to solicit bids for the installation of police equipment on five (5) police patrol vehicles as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.6 Bid for the Sale of Real Property, to wit: all of Lot 89, Shary Palms, Unit III, an addition to the City of Mission, Hidalgo County, Texas, according to the map or plat recorded in Volume 29, Page 178-B, Map records, in The Office of the County Clerk of Hidalgo County, Texas

The Mission Police Department was granted authorization to solicit bids for the sale of the aforementioned property by the City of Mission City Council. The City of Mission had accepted and opened two (2) bid responses for the Lot 89 Shary Palms that included a home in the City of Mission. Staff recommended awarding the bid describing the aforementioned property to Gar-Sal Properties at \$61,000.00 (second bid was from Mr. John David Santos at \$55,600.00).

Staff and City Manager recommended approval.

Councilman O'caña moved to approve bid for the Sale of Real Property, to wit: all of Lot 89, Shary Palms, Unit III, an addition to the City of Mission, Hidalgo County, Texas, according to the map or plat recorded in Volume 29, Page 178-B, Map records, in The Office of the County Clerk of Hidalgo County, Texas as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

## 4.7 Authorization to purchase police handguns and holsters for the Mission Police Department through a state approved contract (Buyboard Contract432-13)

The City of Mission Police Department was requesting authorization to purchase a total of 175 police handguns and holsters via a state approved contract (Buyboard Contract 432-13). The current Glock Model 22 40 mm – Generation two (2) handguns were purchased over fifteen (15) years ago and were in need of replacement. It was the intention of our department to purchase the Glock Model 17 9mm handgun Generation four (4) which was the most modern version of the Glock 9mm handguns and holsters. Our department would be receiving a total of \$225.00 credit on each of our current handguns that would be traded in for the new handguns to be purchased. The total amount of the expenditure would be \$85,850.50. This expenditure would be paid through our Federal Drug Forfeiture account.

Staff and City Manager recommended approval.

Councilman Plata moved to approve authorization to purchase police handguns and holsters for the Mission Police Department through a state approved contract (Buyboard Contract432-13) as recommended. Motion was seconded by Councilman O'caña and approved unanimously 5-0.

### 4.8 Authorization to award bid to seal coat damaged pavement on as needed basis

On March 12, 2015 City Council gave authorization to solicit bids to seal coat asphalt pavement streets through-out the City of Mission for Public Works Department. The City of Mission had accepted and opened two (2) bid responses for this project. Staff was recommending awarding bid to Valley Striping who was the lowest responsible bidder meeting all specifications in the amount \$0.15 per square feet. Provided was bid tabulation with breakdown totals.

Staff and City Manager recommended approval.

Councilman O'caña moved to approve authorization to award bid to seal coat damaged pavement on as needed basis as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

## 4.9 Authorization to award bid to replace ceiling at Former Central Fire Station

On March 12, 2015 City Council gave authorization to solicit bids to replace ceiling at Former Central Fire Station. The City of Mission had accepted and opened two (2) bid responses for this project. Staff was recommending awarding bid to Gomez Construction who was lowest responsible bidder meeting all specifications in the amount \$27,500. Provided was bid tabulation with breakdown totals.

Staff and City Manager recommended approval.

Councilman O'caña moved to approve authorization to award bid to replace ceiling at Former Central Fire Station as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

## 4.10 Budget Amendments: CDBG Fund, Designated Purpose Fund and MEDC

Finance Director Randy Perez presented the budget amendments BA–2015-43 thru BA–2015-45 to the City Council for approval.

Staff and City Manager recommended approval.

Councilman Plata moved to approve budget amendments BA–2015-43 thru BA–2015-45 as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

## 4.11 Authorization to award bid for Water and Sewer Line Materials for relocation and upgrade project at Mile 2 North

On March 27, 2015, City Council authorized staff to solicit bids for Water and Sewer Line relocation and upgrade materials at Mile 2 North. The City of Mission had accepted and opened four (4) bid responses for this material. Staff recommended awarding Bid to Ferguson Waterworks, who was the lowest responsible bidder meeting all specifications.

Staff and City Manager recommended approval.

Councilman O'caña moved to approve authorization to award bid for Water and Sewer Line Materials for relocation and upgrade project at Mile 2 North as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

## 4.12 Authorization to award bids for the purchase inlets, manholes, and 18" to 36" reinforce concrete pipe

On March 12, 2015, City Council authorized staff to solicit bids for the purchase of inlets, manholes and reinforce concrete pipe for the public works department. The City of Mission had accepted and opened two (2) bid responses. Staff recommended awarding line items 1-5 to Rio valley Pipe, LLC dba CAPA, and Line Items 6-8 to HD Supply Water Works, who were the lowest responsible bidder meeting all specifications. HD Supply Water Works did not meet

specifications for Line Items 1-5 of the provided summary bid tabulation. Recommendation was based solely on estimated quantities and orders would be placed on an as needed basis throughout the one year base term.

Staff and City Manager recommended approval.

Councilman Plata moved to approve authorization to award bids for the purchase inlets, manholes, and 18" to 36" reinforce concrete pipe as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

## 4.13 Approval of Interlocal Agreement between County of Hidalgo and the City of Mission for Road Improvements to Moorefield Road

The City of Mission and the County of Hidalgo desired to jointly undertake a road improvement project to overlay Moorefield Road between 2 and 3 Mile Line Road.

Moorefield Road was a connecting link and integral part of the City and the County Road systems and the road improvements were in the best interest of the City and the County.

The County of Hidalgo agreed to provide all labor and machinery to complete the roadway improvements. The City of Mission would provide the asphalt material for the road improvements in an amount not to exceed \$106,990.00.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Interlocal Agreement between County of Hidalgo and the City of Mission for Road Improvements to Moorefield Road as recommended. Motion was seconded by Councilman O'caña and approved unanimously 5-0.

# **4.14** Approval of Professional Services Cost Increase for Re-design of Automatic Irrigation System for Bannworth Park

Staff was seeking authorization to approve an increase in cost by Gignac Architects of \$3,380 for the re-design of an Automatic Irrigation System for Bannworth Park to allow for utilization of canal water as a primary water source and City potable water as a secondary water source for annual cost in savings of water consumption. Provided was a cost proposal from Gignac Architects for the re-design.

Staff and City Manager recommended approval.

Councilman O'caña moved to approve Professional Services Cost Increase for Re-design of Automatic Irrigation System for Bannworth Park as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.15 Approval of Ordinance # 4228 rescinding Ordinance 1662 as codified in Chapter 74, Planning and Zoning, Article III, Historic Landmark and District Zoning Sections 74-71thru Sections 74-86

Approval of Ordinance rescinding Ordinance 1662 as codified in Chapter 74, Planning and Zoning, Article III, Historic Landmark and District Zoning Sections 74-71 thru Sections 74-86.

Provided was the Original Ordinance and Map adopted by the Mission City Council on March 23, 1992.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Ordinance No. 4228 rescinding Ordinance 1662 as codified in Chapter 74, Planning and Zoning, Article III, Historic Landmark and District Zoning Sections 74-71thru Sections 74-86 as recommended. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

## ORDINANCE NO. 4228

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, RESCINDING ORDINANCE 1662 AS CODIFIED IN CHAPTER 74, PLANNING AND ZONING, ARTICLE III, HISTORIC LANDMARK AND DISTRICT ZONING, SECTIONS 74-71 THRU 74-86 PROVIDING A CODIFICATION CLAUSE; AND PROVIDING A PUBLICATION DATE

#### **5.0 Unfinished Business**

None

#### **6.0 Routine Matters**

#### **6.1** City Manager's Comments

Mr. Garza thanked Luis Contreras, Museum Director and Maxi Lou Link from the Upper Valley Art League for two successful events that were held on Saturday, Mr. Garza also thanked Police Chief Roberto Dominguez and the Mission Police Department and Fire Chief Rene Lopez and Mission Fire Department on their Memorial Celebration held on Monday.

### **6.2** Mayor's Comments

None

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

At 5:39 p.m., Councilman Plata moved to convene into executive session. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

- 7.0 Executive Session pursuant to V.T.C.A. Gov. Code Sec. 551.001
- 7.1 Consultation with Attorney Sec. 551.071
  - A. Concerns regarding CWV Service Center Building and Renovations Contract and any action regarding the surety
  - B. Legal issues related to procurement methods for proposed Social Event Center
- 7.2 The City Council will reconvene in open session to take any actions necessary

At 6:17 p.m., Councilman Plata moved to reconvene in open session. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

On item 7.1-A, Councilman Plata moved to authorize the City Attorney to file a lawsuit against the bonding company and the builder for the CWV Service Center building. Motion was seconded by Councilman O'Cana and approved unanimously 5-0.

On item 7.1-B, no action was taken.

## 8.0 Adjournment

At 6:20 p.m., Councilman O'caña moved for adjournment. Motion was seconded by Councilman Plata and approved unanimously 5-0.