

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
FEBRUARY 11, 2013 4:30 P.M.
MISSION CITY HALL**

PRESENT:

Norberto Salinas, Mayor
Maria Elena Ramirez, Councilwoman
Ruben D. Plata, Councilman
Norie Gonzalez Garza, Mayor Pro Tem
Dr. Armando O'cana, Councilman
David Guerra, City Attorney
Anna Carrillo, City Secretary
Julio Cerda, City Manager

ABSENT:

ALSO PRESENT:

Kathy Olivarez, Progress Times
Mr. & Mrs. Townsend
Juan Delgado
Scott Pajeski
Cathy Garcia
Darrin Mettlach
Matt Ruszczak
Alex Meade
Richard Perez
Lee McCormick
Ruben Moreno

STAFF PRESENT:

Nelia Hernandez, Asst. City Secretary
Sonia Marroquin, Deputy City Manager
Guillermo Seguin, Deputy City Manager
Danny Tijerina, Planning Director
Bobby Salinas, Planning Dept.
Roberto Salinas, Public Works Director
Paul Schaefer, Golf Course Director
Gilbert Sanchez, Fire Marshal
Eduardo Belmarez, Purchasing Director
Martin Garza, Chief of Police
Janie Flores, Finance Director
Randy Perez, Accountant
Julian Gonzalez, Parks & Rec. Director
Juan C. Avila, B & G Club Director
Noemi Munguia, HR Director
Robert Hinojosa, Risk Manager
Jesse Lerma, Civil Service Director
Roland Rodriguez, I. T. Director
Jonathan Wehrmeister, Judge
Luis Contreras, Museum Director
Mayra Rocha, Library Director
John Hernandez, City Engineer
James Cardoza, Emergency Coordinator

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:38 p.m.

2. Pledge Allegiance and Invocation

Mayor Salinas led the meeting with the pledge of allegiance and City Manager Julio Cerda gave the invocation.

3. Proclamation – Children’s Advocacy Center

City Secretary Anna Carrillo read the proclamation for Children’s Advocacy Center.

Ms. Pat Blum and members from the Children’s Advocacy Center received the proclamation and thanked the Council for all of their support.

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

4. Departmental Reports

Councilwoman Maria Elena Ramirez moved to approve the departmental reports as presented. Motion was seconded by Councilman Plata and approved unanimously 5-0.

5. Report from the Greater Mission Chamber of Commerce

Matt Ruszczak, CEO of the Greater Mission Chamber of Commerce reported on past and upcoming events. He also reminded the council of Mission Day at Austin on February 19-20.

6. Citizens Participation

Virginia Townsend from 1602 Vintage Lane stated that her issues had been resolved by city staff.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Preliminary & Final Plat Approval: Re-subdivision plat of Lot 21, Sharyland Plantation Village Antigua Phase VI, PUD (Estate Lots), Developer: Eduardo A. Trevino Garcia, Engineer: Halff Associates**

The proposed re-plat was located on the NW area of Glasscock Road and Antigua Drive. State Code required re-plats to have a public hearing.

The subdivision consisted of an existing estate lot that would be divided into two lots. When the Antigua plat was first submitted for review it showed a total of 23 lots. Hunt Valley Dev. then began to subdivide the lots on an as needed basis, where potential owners would select which lot they would like to purchase then Hunt Valley would subdivide the tract. Phase VI of Antigua was subdivided as a lot plat that included all of what was to be Lots 21 and 22. Now, the owner wished to re-subdivide the lot into Lots 21 and 22 lots as was originally planned.

UTILITIES: When Antigua was first built, all water and sewer services were installed for all 23 lots, thus there was no utility work to be done for the re-plat. The capital sewer recovery fee of \$200.00 was required as per Ord. #3022 for the additional lot.

STREETS & STORM DRAINAGE: This re-plat abuts Antigua Dr., a 50’ ROW, 32’ B/B private street. The road was fully built and did not require additional ROW. Drainage was accomplished through an existing system that consisted of a series of 24” and 36” R.C.P. lines from the original construction of the entire subdivision.

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OTHER COMMENTS: Park Fees of \$300.00 were required for the additional lot, Antigua was already excluded from the water district, must comply with all other format findings, and street lighting already existed and was privately owned and maintained by the HOA.

There was no opposition during the 1/23/13 P&Z's hearing. P&Z unanimously recommended approval as per staff's recommendation.

Staff Recommendation: Approval subject to: 1) Payment of Capital Sewer Recovery Fees and Park Fees, and 2) must comply with all other format findings.

City Manager recommended approval.

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

There were no comments.

Mayor Pro Tem Norie Gonzalez Garza moved to approve Preliminary & Final Plat Approval: Re-subdivision plat of Lot 21, Sharyland Plantation Village Antigua Phase VI, PUD (Estate Lots), Developer: Eduardo A. Trevino Garcia, Engineer: Half Associates, as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

B. A public hearing pursuant to Chapter 311, Texas Tax Code, to receive comment on the proposed annexation of 42.7 acres of land into the Tax Increment Reinvestment Zone Number One, City of Mission (TIRZ #1) and amendment to the Project Plan and Financing Plan for the Zone

The public hearing was to consider the addition of the tract of land described in the notice to the boundaries of the Reinvestment Zone No. 1, City of Mission, Texas and the second amendment of the Project Plan and Reinvestment Zone Financing Plan relating to such zone as required to accommodate the increase in the geographical area of the zone. Interested persons would be provided an opportunity to be heard for or against the addition of land to the zone, the concept of tax increment financing, or any other matter related to the zone or the amendment to the plans. The tract of land proposed to be annexed was described as follows: Four (4) tracts totaling approximately 42.7 acres with each tract situated adjacent to the City of Mission TIRZ No. 1 (in southern Hidalgo County, near the Madero Community).

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

2.0 Disposition of Minutes

2.1 City Council Meeting – January 28, 2013 and Special City Council Meeting – January 30, 2013

Mayor Pro Tem Garza moved to approve the minutes as presented. Motion was seconded by Councilman Plata and approved unanimously 5-0.

3.0 Acknowledge Receipt of Minutes

3.1 Mission Redevelopment Authority – November 27, 2012

Mission Tax Increment Reinvestment Zone – November 27, 2012

Parks & Recreation – November 14, 2012 and December 12, 2012

Mission Civil Service Commission – January 7, 2013

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Mayor Pro Tem Garza 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 Request by GV Shary Development, LTD to have Keystone Subdivision (Un-Recorded) as a “Gated Community

Keystone was located 215’ north of Victoria Road along the west side of Taylor Road. The proposed subdivision consisted of 45 single family residential lots that were preliminary approved by the City Council in July 2012 with a series of 4 new public streets.

As with other gated communities that the Planning & Zoning Board had considered and approved, these public streets would now be considered private with the Homeowner’s Association being responsible for the monthly street lighting bill, the maintenance of streets, sidewalks, and drainage. If approved, the desired type of gate/lock must first be reviewed and approved by the Fire Department and Police Department. There was also the City Attorney’s Hold Harmless Agreement imposed on all of the affected lots of Keystone Subdivision.

Staff Recommendation: No Objection subject to 1) lien Agreement signed/recorded by HOA, 2) HOA was responsible for monthly street lighting bill, 3) HOA was responsible for all street maintenance inclusive of storm drainage and sidewalks, and 4) prior approval of gate/locking mechanism by Fire and Police Departments

City Manager recommended approval.

Councilman Plata moved to approve Request by GV Shary Development, LTD to have Keystone Subdivision (Un-Recorded) as a “Gated Community, as recommended. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

4.2 Preliminary Plat Approval: Lantana Ranch, Phase II Subd., A 7.53 ac. Tract of land out of a portion of Porcion 77, Rural ETJ, Developer: Hector & Virginia Cortez & John Lopez, Engineer: Nain Engineering

The proposed subdivision was located at the NE area of Mile 3 Road and Volcano Road. The plat included a total of 9 lots. Since the lots front Mile 3 and there was no zoning in the County, each lot may be used for residential, multi-family, or commercial purposes. Each lot exceeded the County minimum ½ acre minimum requirement. Staff also noted that there was an existing AGUA water well located on Lot 12, which would not allow septic tanks to be within 150’ from the well, thus the need for the water well easement.

Water: This plat was within AGUA’s CCN. When Lantana Ranch Phase I was developed, the owner had installed 1” dual service connections for Phase II. The service connections were connected into an existing 8” AGUA waterline that currently ran along the south side of Mile 3. Hydrants were not required within the Rural ETJ area as per the City’s Subdivision Code.

Sewer: The sanitary sewer service for this subdivision was addressed by individual onsite sewage facilities (OSSF) consisting of a standard design septic tank and drain field on each lot, thus meeting the City’s minimum requirements for sewage facilities within the Rural ETJ. This area was not in the City of Mission’s Sewer CCN (NOTE: Mission sewer was 4.32 mile away).

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Streets & Storm Drainage: Access for this subdivision would be through Mile 3 Road, a major arterial with 120' of ROW. Lot 6 would also have 'corner lot' frontage to a future County Road (Volcano Road). It was an un-paved road with 50' ROW. Both street ROWs exceeded the City's rural development requirements of 50' and the developer would have to meet Hidalgo County paving standards, prior to filing with Hidalgo County. Drainage for the subdivision was proposed through the use of swales located in the rear of each property and had been approved by HCDD #1.

There was no public opposition during 1/23/13 P&Z's meeting. P&Z unanimously recommended approval as shown below.

Staff Recommendation: Approval subject to: 1) must meet Model Subdivision Rules, and 2) Must comply with Hidalgo County rules and regulations, including format requirements.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Preliminary Plat Approval: Lantana Ranch, Phase II Subd., A 7.53 ac. Tract of land out of a portion of Porcion 77, Rural ETJ, Developer: Hector & Virginia Cortez & John Lopez, Engineer: Nain Engineering, as recommended. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.3 Authorization to award Ready Mix Concrete for Streets and Parks & Recreation Depts.

City Council authorized staff to solicit bids for the purchase of Ready Mix Concrete for Streets, and Parks & Recreations Departments. Ready Mix Concrete would be used for daily operations to include the placement of sidewalks, curb, gutters, inlets, and manholes located throughout various locations within the City. The City of Mission had accepted and opened two (2) bid responses. Staff was recommending award to CAPA (Magic Valley Concrete, LLC) who was the lowest responsible bidder meeting all the Terms & Conditions and Specifications.

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to award Ready Mix Concrete for Streets and Parks & Recreation Depts., as recommended. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

4.4 Authorization to approve Legislative Priorities during the City of Mission Day in Austin, Texas

February 19th & 20th have been designated as City of Mission Days at the Capitol in Austin, Texas. The Mission Chamber of Commerce consulted with various entities/stakeholders and had developed and approved the legislative priorities. Each of the Rio Grande Valley legislators would be presented with these priorities and be asked for their support. The Mission delegation would be comprised of representatives from the City, Chamber, MEDC, and the members of the business community.

Staff and City Manager recommended approval.

Councilman Plata moved to approve Legislative Priorities during the City of Mission Day in Austin, Texas. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

4.5 Authorization to enter into a Interlocal Cooperation Agreement between the City of Mission, Texas and the County of Hidalgo, Texas regarding disbursement of 2011 Stonegarden Grant Funds

The Mission Police Department was requesting authorization to enter into an Interlocal Cooperation Agreement between the City of Mission and the County of Hidalgo, Texas. The agreement authorized disbursement of 2011 Stonegarden grant funds to the Mission Police Department and set all grant guidelines to be followed. The total amount of the grant award for the City of Mission Police Department was \$102,962.19. The organization would be tasked with patrol duties in an effort to secure the border. Police officers would be paid overtime with the aforementioned grant funds. Additionally, the grant funds would also be utilized to purchase a Police Skywatch Tower. Staff was seeking a favorable recommendation.

Staff Recommendation: Authorize the Interlocal Cooperation Agreement between the City of Mission, Texas and the County of Hidalgo, Texas

City Manager recommended approval.

Councilman O'cana moved to authorize to enter into a Interlocal Cooperation Agreement between the City of Mission, Texas and the County of Hidalgo, Texas regarding disbursement of 2011 Stonegarden Grant Funds. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

4.6 Approval of Resolution # 1333 enlarging the boundaries of Reinvestment Zone Number One, City of Mission, Texas; containing findings and provisions related to the foregoing subject; and providing for severability

This Resolution would approve enlarging the boundaries of the Reinvestment Zone Number One and finds that the areas proposed to be included in the Zone were located wholly within the corporate limits of the City and are eligible to be included in the Zone.

Staff Recommendation: Approval of Resolution

City Manager recommended approval.

Councilwoman Ramirez moved to approve Resolution No. 1333. Motion was seconded by Councilman Plata and approved unanimously 5-0.

RESOLUTION NO. 1333

A RESOLUTION ENLARGING THE BOUNDARIES OF REINVESTMENT ZONE NUMBER ONE, CITY OF MISSION, TEXAS; CONTAINING FINDINGS AND PROVISIONS RELATED TO THE FOREGOING SUBJECT; AND PROVIDING FOR SEVERABILITY

Mayor Salinas requested the extension to continue from Bryan down to Conway.

4.7 Approval of Ordinance # 3898 amending the project plan and Reinvestment Zone financing plan for Reinvestment Zone Number One, authorizing the City Secretary to distribute such plans; and containing various provisions related to the foregoing subject

The ordinance was in reference to the amendments of the project plan and reinvestment zone financing plan to reflect the addition of the annexed tract.

Staff Recommendation: Approval of Ordinance

City Manager recommended approval.

Councilman Plata moved to approve Ordinance No. 3898. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

ORDINANCE NO. 3898

AN ORDINANCE AMENDING THE PROJECT PLAND AND REINVESTMENT ZONE FINANCING PLAN FOR REINVESTMENT ZONE NUMBER ONE, CITY OF MISSION, TEXAS; AUTHORIZING THE CITY SECRETARY TO DISTRIBUTE SUCH PLANS; AND CONTAINING VARIOUS PROVISIONS RELATED TO THE FOREGOING SUBJECT

4.8 Approval of Resolution # 1334 of Mission Economic Development Corporation Authorizing Issuance of Taxable Power Purchase Agreement Revenue Bonds (Nelson Gardens Energy, LLC Project) Series 2013; Authorizing Loan of Bond Proceeds to Nelson Gardens Energy, LLC; Approving Documents Relating Thereto; and Approving Other Matters in Connection Therewith

Lee McCormick, President of Community Development Associates, LLC had facilitated the issuance of Mission EDC Taxable Power Purchase Agreement Revenue Bonds to Nelson Gardens Energy, LLC Project, Series 2013, for assistance under the MEDC Private Activity Bond Program.

Staff Recommendation: Approval of Resolution.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Resolution No. 1334. Motion was seconded by Councilman Plata and approved unanimously 5-0.

RESOLUTION NO. 1334

APPROVING THE ISSUANCE OF MISSION ECONOMIC DEVELOPMENT CORPORATION TAXABLE POWER PURCHASE AGREEMENT REVENUE BONDS (NELSON GARDENS ENERGY, LLC PROJECT) SERIES 2013

4.9 Discussion and action to approve and remit to the Sharyland Water Supply Corp. (SWSC) the attached Ballot/Proxy form

The SWSC was requesting the City of Mission, as a qualifying member of the corporation, to submit the ballot/proxy by the date indicated. This ballot/proxy was for the filling, by election, of four Director Positions. The item was to authorize the Mayor to vote the ballot or to execute the proxy. The meeting date was scheduled for February 27, 2013.

Staff Recommendation: Approval as presented.

City Manager recommended approval.

Councilman O'cana moved to vote the ballot for the four candidates running for the four positions and remit to the Sharyland Water Supply Corp. (SWSC) the Ballot/Proxy form as presented. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.10 Authorize the City of Mission to enter into a Memorandum of Understanding Addendum with CLEAResult, Inc. to extend the participation of the 2013 AEP Texas CitySmart Program

Texas Senate Bill 7 required AEP Texas to develop programs to reduce the amount of annual electricity load growth through energy-efficiency programs; thus AEP Texas created the CitySmart Program, which was designed to help participating municipalities identify energy-efficiency opportunities in existing and new buildings and provide monetary incentives to implement these opportunities. The Programs were funded by AEP Texas and there was no cost to the City. AEP Texas had contracted CLEAResult Consulting for this service. Staff was seeking to authorize the City Manager to execute the documents to enter into the MOU for the participation in the 2013 AEP Texas CitySmart Program.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize the City of Mission to enter into a Memorandum of Understanding Addendum with CLEAResult, Inc. to extend the participation of the 2013 AEP Texas CitySmart Program. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

4.11 Budget Amendments: General Fund

Finance Director, Mrs. Janie Flores presented the budget amendments BA-2013-24 thru BA-2013-25 to the City Council for approval.

Staff and City Manager recommended approval.

Councilman Plata moved to approve budget amendments BA-2013-24 thru BA-2013-25 as recommended. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

4.12 Acceptance of the Comprehensive Annual Financial Report (CAFR) for Fiscal Year ended 9/30/12

Mrs. Flores requested acceptance of Comprehensive Annual Financial Report for Fiscal Year ending 09/30/12.

Mr. Ruben Moreno, representative with Long Chilton, LLP presented and answered questions from the Council in reference to the Audit.

Staff and City Manager recommended approval.

Councilman O'cana moved to accept the Comprehensive Annual Financial Report (CAFR) for Fiscal Year ending 09/30/12 as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.13 Authorize Mission Redevelopment Authority (MRA) to proceed with Conway Ave. Streetscape Project

MRA was seeking authorization to proceed with the enhancement project of Mission Main Street (Conway Avenue) from First Street to Kika De La Garza Loop. The MRA proposed to provide streetscape improvements to Conway Ave. by investing in sidewalk, lighting, and green spaces to Mission's Main Street.

Staff and City Manager recommended approval.

Councilwoman Ramirez moved to authorize Mission Redevelopment Authority (MRA) to proceed with Conway Ave. Streetscape Project. Motion was seconded by Councilman Plata and approved 4-1 with Mayor Pro Tem Garza abstaining.

4.14 Approval of Resolution # 1335 Authorizing the Mission Police Dept. to submit the Mission Police Department's Operation SAFEE – Supporting Adolescent Futures with Encouragement & Enforcement Grant to the Office of the Governors' Criminal Justice Division

On Wednesday, February 06, 2013 the Juvenile Justice and Delinquency Prevention Advisory Board met and reviewed the submission of Operation SAFEE – Supporting Adolescent Futures with Encouragement & Enforcement Grant and approved the submission of the grant. Therefore, the Mission Police Department was requesting authorization to submit the Mission Police Department's Operation SAFEE Grant to the Office of the Governors' Criminal Justice Division. The grant application request was for the funding of a full time police officer to track all juvenile cases heard by Mission Municipal Court Judges in an effort to assure that all juveniles appearing before the judges comply with the judge's order. The total amount of the grant request was \$63,077.74. There was no cash match required for this grant.

Staff Recommendation: Authorize the submission of the Mission Police Department's Operation SAFEE- Supporting Adolescent Futures with Encouragement & Enforcement Grant to the Office of the Governor's Criminal Justice Division.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve of Resolution No. 1335. Motion was seconded by Councilman Plata and approved unanimously 5-0.

RESOLUTION NO. 1335

AUTHORIZING THE MISSION POLICE DEPARTMENT TO SUBMIT THE MISSION POLICE DEPARTMENT'S OPERATION SAFEE – SUPPORTING ADOLESCENT FUTURES WITH ENCOURAGEMENT & ENFORCEMENT GRANT TO THE OFFICE OF THE GOVERNORS' CRIMINAL JUSTICE DIVISION.

4.15 Authorization to solicit bids for "Housing Assistance Program – Phase 12-I"

CAC met on January 15, 2013 and approved staff's recommendation to provide assistance for the reconstruction of four (4) homes and rehabilitation of one (1) home through the CDBG program as follows:

Reconstruction:

2208 Nueces St – 3 bedrooms
1405 W Ray Circle – 3 bedrooms
1105 Paloma St – 3 bedrooms
606 Pino St – 2 bedrooms

Rehabilitation:

207 Erma St

Staff Recommendation: Solicit bids for “Housing Assistance Program - Phase 12-I”

City Manager recommended approval.

Councilman Plata moved to authorize to solicit bids for “Housing Assistance Program – Phase 12-I”. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

4.16 Approval of Resolution # 1336 designating signatory agents for all bank accounts

The Resolution designated the City Manager and Finance Director as signatory agents for all bank accounts effective March 1, 2013.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Resolution No. 1336 designating signatory agents for all bank accounts. Motion was seconded by Councilman Plata and approved unanimously 5-0.

RESOLUTION NO. 1336

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS,
DESIGNATING THE CITY MANAGER AND FINANCE DIRECTOR
AS SIGNATORY AGENTS FOR ALL BANK ACCOUNTS, EFFECTIVE MARCH 1, 2013

4.17 Authorization to enter into a contract with T-Mobile for mobile phone services for the City of Mission via DIR Contract

Seeking authorization to enter into a DIR contract with T-Mobile for mobile phone services for the City of Mission.

Over the past 12 months, staff had experienced an overwhelming amount of issues with the current provider due to the lack of infrastructure provided in the area. It was critical that the employees were able to communicate with each other in order to provide efficient & timely services to the citizens. DIR Contract # - DIR-SDD-1778

Staff Recommendation: Approval to purchase mobile phone services via DIR Contract #DIR-SDD-1778 subject to approval of contract by City Attorney.

City Manager recommended approval.

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Councilman Plata moved to authorize to enter into a contract with T-Mobile for mobile phone services for the City of Mission via DIR Contract. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

4.18 Approval of Ordinance # 3899 Amending Section 98-134 (r) of the Code of Ordinances of the City of Mission to allow all subdivisions with private streets that have been involved in a Natural Disaster to be cleaned and maintained by the City after which such subdivisions will be include within the City's request for Public Assistance to the Federal Emergency Management Agency.

This amendment to the City's private street code would allow for the City to enter any and all subdivisions with private streets that have been affected by any form of natural disaster in order to maintain, abate, and clean such effected subdivisions.

It also allowed the City to include such subdivisions with the City's request for public assistance to the Federal Emergency Management Agency.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Ordinance No. 3899. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

ORDINANCE NO. 3899

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, AMENDING SECTION 98-134 (r), OF THE CODE OF ORDINANCES OF THE CITY OF MISSION, TEXAS, TO ALLOW ALL SUBDIVISIONS WITH PRIVATE STREETS THAT HAVE BEEN INVOLVED IN A NATURAL DISASTER TO BE CLEANED AND MAINTAINED BY THE CITY AFTER WHICH SUCH SUBDIVISIONS WILL BE INCLUDED WITHIN THE CITY'S REQUEST FOR PUBLIC ASSISTANCE TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY

5.0 Unfinished Business

None

6.0 Routine Matters

6.1 City Manager's Comments

None

6.2 Mayor's Comments

None

At 5:40 p.m., Councilman O'cana moved to convene into executive session. 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 Personnel matters Sec. 551.074

A. Appointment of Interim City Manager

B. Compensation for Interim City Manager

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

At 5:57 p.m., Councilman Plata moved to reconvene in open session. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

On items 7.1-A and 7.1-B, Councilman Plata moved to approve the appointment of Martin Garza, Jr. as the Interim City Manager and to pay him an annual salary of \$145,000 plus any employee benefits that he was now receiving as Police Chief effective March 1, 2013. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

8.0 Adjournment

At 5:58 p.m., Councilman Plata moved for adjournment. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretary