

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
JANUARY 28, 2019 5:30 P.M.
MISSION CITY HALL**

Pursuant to V.T.C.A. Gov. Code Section 551.001 et. seq., the City Council of the City of Mission, Texas will hold a regular meeting on Monday, January 28, 2019 at 5:30 p.m. at the Mission Council Chambers, 1201 E. 8th Street, Mission, Texas to consider the following matters.

Regular Meeting	Att.	Page	Originator
1. Call to order			O'caña
2. Invocation and Pledge Allegiance			Perez
3. Report from the Greater Mission Chamber of Commerce			Enriquez
4. Departmental Reports	7		Perez
5. Citizens Participation			O'caña
1.0 Public Hearing			
1.1 Planning & Zoning Recommendations			
A. Rezoning: Being a 7.686 acres tract of land out of Parcel X, as per Document No. 2686858 O.R.H.C. said parcel forming part of Lot 16-1, and 15-1, West Addition to Sharyland Subdivision, from PUD (AO-P) Permanent Open Space District to PUD (C-2) Neighborhood Commercial District, Olaguer Bauza Adoption of Ordinance # _____ approving 1.1A	1.1A	62	Acevedo
B. Rezoning: Being a 7.060 acre tract of land out of Parcel X, as per Document No. 2686858 O.R.H.C. said parcel forming part of Lot 16-1, and Lot 15-1, West Addition to Sharyland Subdivision, from PUD (AO-P) Permanent Open Space District to PUD (R-1) Single Family Residential District, Olaguer Bauza Adoption of Ordinance # _____ approving 1.1B	1.1B	83	Acevedo
C. Rezoning: Being a 26.724 acre tract of land out of Parcel VI, as per Doc. No. 2686858 O.R.H.C. said parcel forming part of out of Lot 14-1, 14-2, 15-1, 15-2 and 16-2, West Addition to Sharyland Subdivision, from PUD (AO-P) Permanent Open Space District to PUD (R-1) Single Family Residential District, Olaguer Bauza Adoption of Ordinance # _____ approving 1.1C	1.1 C	104	Acevedo
D. Rezoning: A 1.682 acre tract of land out of Parcel VI, as per Doc. No. 2686858 O.R.H.C., said parcel forming part of out Lot 14-1, 14-2, 15-1, 15-2, and 16-2, West Addition to Sharyland Subdivision, from PUD (AO-P) Permanent Open Space District to PUD (R-3) Multi-Family Residential District, Olaguer Bauza Adoption of Ordinance # _____ approving 1.1D	1.1D	125	Acevedo
E. Rezoning: Lot 1 & the North ½ of Lot 2, Block 165, Mission Original Townsite Subdivision (aka Oblate Addition), from C-3 (General Business) to R-3 (Multi-Family Residential), Gilbert Dillard, Jr. Adoption of Ordinance # _____ approving 1.1E	1.1E	146	Acevedo
F. Rezoning: A 0.64 acre tract of land out of Lot 29, Melba Carter Subdivision, from (R-1) Single Family Residential to (R-3) Multi-Family Residential, Ricardo Lopez Adoption of Ordinance # _____ approving 1.1F	1.1F	155	Acevedo

- | | | |
|---|-----------------|----------------|
| <p>G. 2nd Public Hearing Proposed Annexation for the following areas: Tract A: 24.83 acres out of Lots 27 and 28, New Caledonia Unit No. 1, Tract B: Being 6.911 acres consisting of 6.885 acres out of Lot 26, The Goodwin Track Subdivision Unit No. 3, and 0.026 of one acre out of the previously known Hidalgo County Irrigation District No. 6 Canal Right-of-Way lying adjacent to the East of said Lot 26, Hidalgo County, Texas</p> | <p>1.1G 163</p> | <p>Acevedo</p> |
| <p>H. Adoption of Annexation for the following areas: Tract A: 24.83 acres out of Lots 27 and 28, New Caledonia Unit No. 1, Tract B: Being 6.911 acres consisting of 6.885 acres out of Lot 26, The Goodwin Track Subdivision Unit No. 3, and 0.026 of one acre out of the previously known Hidalgo County Irrigation District No. 6 Canal Right-of-Way lying adjacent to the East of said Lot 26, Hidalgo County, Texas
Adoption of Ordinance # _____ approving 1.1H</p> | <p>1.1H 169</p> | <p>Acevedo</p> |
| <p>I. Rezoning: The East One (1) acre of the West 6 acres of the North 16.65 acres of the South 21.65 acres out of Lot 195, John H. Shary Subdivision, from (R-3) Multi-Family Residential to C-3 (General Business), Abiel & Yadira Ramon
Adoption of Ordinance # _____ approving 1.1I</p> | <p>1.1I 177</p> | <p>Acevedo</p> |
| <p>J. Rezoning: A tract of land containing 0.94 of an acre, more or less and being 0.19 of an acre, more or less out of Lot 21-9, West Addition to Sharyland Subdivision and 0.75 of an acre being 1.0 acre out of the Southwest ¼ of Section 19, La Lomita Subdivision now Lot 21-9, West Addition to Sharyland Subdivision of Porciones 53-57, less and except 0.25 of an acre, from (R-2) Duplex-Fourplex Residential to (R-3) Multi-Family Residential, Martha Sanchez
Adoption of Ordinance # _____ approving 1.1J</p> | <p>1.1J 185</p> | <p>Acevedo</p> |
| <p>K. Conditional Use Permit: To Designate an Area as a Mobile Food Park for Operation of Mobile Food Units, 2140 E. Business Highway 83, Lot 51, Sharyland Orchards Subdivision, C-4, Felipe Cavazos
Adoption of Ordinance # _____ approving 1.1K</p> | <p>1.1K 196</p> | <p>Acevedo</p> |
| <p>L. Conditional Use Permit: Mobile Food Trailer – Taqueria Don Felipe Mobile #4, 1418 E. Business Highway 83, Lot 1, Lemon Tree Plaza Subdivision, C-3, Felipe Vega
Adoption of Ordinance # _____ approving 1.1L</p> | <p>1.1L 206</p> | <p>Acevedo</p> |
| <p>M. Conditional Use Permit: Restaurant in a Property Zoned (C-2) Neighborhood Commercial, 2015 N. Shary Road, Being a 0.57 acre tract of land out of Lot 244, John H. Shary Subdivision, C-2, Arnoldo R. Gonzalez
Adoption of Ordinance # _____ approving 1.1M</p> | <p>1.1M 222</p> | <p>Acevedo</p> |
| <p>N. Conditional Use Permit: Drive-Thru Service Window, 2015 N. Shary Road, Being a 0.57 acre tract of land out of Lot 244, John H. Shary Subdivision, C-2, Arnoldo R. Gonzalez
Adoption of Ordinance # _____ approving 1.1N</p> | <p>1.1N 232</p> | <p>Acevedo</p> |

- | | | | | |
|----|--|------|-----|---------|
| O. | Conditional Use Permit Renewal: Drive-Thru Service Window, and N. Conway Avenue, Lots 2 & 3, Northtown Unit #1 Subdivision, C-3, Israel Reyna
Adoption of Ordinance # _____ approving 1.1O | 1.1O | 241 | Acevedo |
| P. | Conditional Use Permit Renewal: To keep 2 Mobile Homes for Ranch & Security Purposes, 3301 N. Glasscock Road, Being a 6.08 acre out of Lot 291, John H. Shary Subdivision, AO-I, Kirk & Jeri Clark
Adoption of Ordinance # _____ approving 1.1P | 1.1P | 251 | Acevedo |
| Q. | Conditional Use Permit Renewal: 4 Drive-Thru Service Windows for Snowball Express #2, 3124 N. Mayberry Road, Being 1.27 acres of land out of the West 310' of the North 224' of Lot 28-9, West Addition to Sharyland Subdivision, C-2, Snowball Express, LLC, c/o Elgin Xavier
Adoption of Ordinance # _____ approving 1.1Q | 1.1Q | 263 | Acevedo |
| R. | Approval of Ordinance # _____ to rescind Ordinance No. 3396 to delete Section 42-38 (d) – Courtesy Notice | 1.1R | 275 | Acevedo |
| S. | Approval of Ordinance # _____ to Amend Ordinance No. 2587, Sec. 16-22(b) deleting certified, return receipt Request | 1.1S | 279 | Acevedo |
| T. | Adoption of Ordinance # _____ amending Article VIII Use District and Conditional Uses | 1.1T | 289 | Acevedo |
| U. | Approval of Ordinance # _____ Amending Ordinance Nos. 4662, 4663, and 4664 to revert public hearing notice radius from 500' to 200' | 1.1U | 292 | Acevedo |
| V. | Approval of Ordinance # _____ amending the Planning Fees | 1.1V | 296 | Acevedo |
| W. | Approval of Ordinance # _____ amending the Building Permit Fees | 1.1W | 300 | Acevedo |
| X. | Approval of Ordinance # _____ amending the Park Fees | 1.1X | 305 | Acevedo |

2.0 Consent Agenda

(All consent agenda items are considered routine by City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember requests an item be removed and considered separately. The City Council May Take Various Actions; Including But Not Limited To Rescheduling An Item In Its Entirety For A Future Date Or Time. The City Council May Elect To Go Into Executive Session On Any Item Whether Or Not Such Item Is Posted As An Executive Session Item At Any Time During The Meeting When Authorized By The Provisions Of The Open Meetings Act)

- | | | | | |
|-----|--|-----|-----|----------|
| 2.1 | Approval of Minutes
City Council Meeting – January 14, 2019 | 2.1 | 309 | Carrillo |
| 2.2 | Acknowledge Receipt of Minutes
Animal Rescue and Adoption Advisory Board – October 2, 2018
Boys & Girls Club Advisory Board Meeting – January 8, 2019
Mission Historical Museum – December 10, 2018
Speer Memorial Library Board – December 18, 2018
Mission Education Development Council - November 13, 2018
Mission Economic Development Corporation - November 29, 2018
Mission Economic Development Authority - November 29, 2018
Mission Redevelopment Authority - December 6, 2018 -
Mission Tax Increment Reinvestment Zone #1 - December 6, 2018 | 2.2 | 324 | Perez |
| 2.3 | Authorization to apply the FY 2019 Emergency Management Performance Grant (EMPG) | 2.3 | 348 | Cardoza |

3.0 Approvals and Authorizations

- 3.1 Preliminary & Final Plat Approval: Sunset Meadows Subdivision (Private Subdivision), The North 4.0 acres of Lot 172, John H. Shary Subdivision, R-1T
Developer: Mario Rodriguez
Engineer: Delcon Logistics 3.1 349 Acevedo
- 3.2 Authorization to solicit proposals for qualifications for On-Call Engineering Services for Geotechnical and Materials Testing 3.2 362 Terrazas
- 3.3 Approve New Sanitation Rates to be charged to the City of Mission by Republic Services for All Commercial Accounts 3.3 363 Gutierrez
- 3.4 Amended Interlocal Cooperation Agreement amending the rights and responsibilities of the parties to be included in the "Madero Bridge Agreement" 3.4 365 A. Lerma
- 3.5 Authorization to Execute Payment to Rio Valley Switching Company to replace 63' Railroad Crossing at 4th Street 3.5 370 Salinas
- 3.6 Approval of purchase Micro-Solve for Sanitary Sewer Lift Stations from a sole source vendor 3.6 372 Salinas
- 3.7 Authorization to Execute Payment for Emergency Sanitary Sewer Repairs at Mayberry Rd 3.7 375 Salinas
- 3.8 Change Order No.3 for additional items of work for Anzalduas PH II Water & Sewer Project 3.8 387 Silva
- 3.9 November 2018 Financial Statements 3.9 392 Vela
- 3.10 Tax Collections Report – December 2018 3.10 406 Vela
- 3.11 Budget Amendments: General Fund, Utility Fund & Capital Projects Fund 3.11 413 Vela

4.0 Unfinished Business

- 4.1 Authorization to Award Bid for GIS Project & Data Maintenance 4.1 420 Acevedo **TABLED 1/14/19**

5.0 Routine Matters

- 5.1 Interim City Manager's Comments 5.1 -- Perez
- 5.2 Mayor's Comments 5.2 -- O'caña
- 5.3 City Council Comments 5.3 -- O'caña

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

- 6.1 Deliberation regarding real property Sec. 551.072
 - A. Discussion of potential acquisition of real property along Holland Ave. for possible expansion of municipal cemetery
 - B. Discussion of potential acquisition of a tract of land located at the East side of Canal Avenue at 6th Street
- 6.2 Consultation with Attorney Sec. 551.071
 - A. Discussion of compliance with Texas Water Code related to EDAP Project
- 6.3 Personnel matters Sec. 551.074
 - A. Review of City Attorney Applications
- 6.4 The City Council will reconvene in open session to take any actions necessary

- 7.0 Adjournment 7.0 -- O'caña

CERTIFICATE

I, the undersigned City Secretary do certify that the above notice of meeting was posted on the bulletin board of City Hall, 1201 E. 8th Street, Mission, Texas on this the 25th day of January, 2019 at 4:30 p.m.



Anna Carrillo, City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations for a disability must be made 48 hours prior to this meeting. Please notify the City Secretary's Office at 580-8668

NOTICE OF REGULAR MEETING OF THE
CITY COUNCIL OF THE CITY OF MISSION

Notice is hereby given that on the 28th day of January, 2019 the City Council of the City of Mission will hold a regular meeting at 5:30 p.m. at the Mission Council Chambers, 1201 E. 8th Street, Mission, Texas 78572. The subjects to be discussed are listed on the agenda, which is attached to and made a part of this Notice.

If, during the course of the meeting covered by this Notice, the City Council should determine that a closed or executive meeting or session of the Council is required, then such closed or executive meeting or session as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., will be held by the Council at the date, hour and place given in this Notice or as soon after the commencement of the meeting covered by this Notice as the Council may conveniently meet in such closed or executive meeting or session concerning any and all purposed permitted by the Act, including, but not limited to the following sections and purposes.

Texas Government Code Section:

551.071 (1) (2)	Consultation with Attorney.
551.072	Deliberation regarding real property.
551.073	Deliberation regarding prospective gifts.
551.074	Personnel matters.
551.076	Deliberation regarding security devices or security audits.
551.0785	Deliberations involving medical or psychiatric records of individuals.
551.084	Investigation; exclusion of witness from hearing.
551.087	Deliberation regarding economic development negotiations
551.088	Deliberation regarding test item.

Should any final action, final decision, or final vote be required in the opinion of the City Council with regard to any matter considered in such closed or executive meeting or session, then the final action, final decision, or final vote shall be either:

- (a) in the open meeting covered by the Notice upon the reconvening of the public meeting;
or
- (b) at a subsequent public meeting of the City Council upon notice thereof; as the Council shall determine.

On this the 25th day of January, 2019 this Notice was emailed to news media who had previously requested such Notice and an original copy was posted on the bulletin board at City Hall, 1201 E. 8th Street at 4:30 p.m. on said date.



Anna Carrillo, City Secretary