

**NOTICE OF SPECIAL MEETING
MISSION CITY COUNCIL
MARCH 16, 2010 10:00 A.M.
MISSION CITY HALL**

PRESENT:

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

ABSENT:

ALSO PRESENT:

STAFF PRESENT:

Aida Lerma, Deputy City Manager
Roberto Salinas, City Engineer
Randy Perez, Chief Accountant
Ruben Diaz, Public Works Director
Joanne Longoria, CDBG Director

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 10:10 a.m.

2. Approval of Ordinance # 3547 granting a wet designation for 1705 Griffin Parkway, Suite B.

Owner was requesting the above-mentioned property be wet zoned for Wine and Beer Off Permise permit for La Palma Drive Thru. The hours of operation would be Monday thru Sunday from 10:00 a.m. to 12:00 a.m.

Staff and City Manager recommended approval.

Mayor Pro Tem Leo Olivarez moved to approve Ordinance # 3547 granting a wet designation for 1705 Griffin Parkway, Suite B. Motion was seconded by Councilman Ruben Plata and approved unanimously 5-0.

ORDINANCE # 3547

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 1705 GRIFFIN
PARKWAY, SUITE B

3. Change Order #1 for 2010 Street Overlay Project

The addition of Nicholson St. between 4th and A West St. to contract will increase a total amount of \$ 29,512.00 (3.9% of original contract price). Change Order No. 1 will increase original contract cost from \$757,614.24 to \$ 787,126.24. Change order is under the 25% limit from original contract cost set by the Texas Governmental Code.

Staff and City Manager recommended approval.

Councilman Plata moved to approve Change Order #1 for 2010 Street Overlay Project. Motion was seconded by Councilwoman Maria Elena Ramirez and approved unanimously 5-0.

4. Approval of program guidelines for the TDHCA-CDBG Disaster Recovery Program

City Attorney, David Guerra asked Council to go into executive session prior to considering this matter in open session.

Staff was requesting consideration of the program guideline revisions provided by TDHCA for the CDBG Disaster Recovery Program. The amount allocated through the TDHCA to the City of Mission was \$209,638.

In summary, TDHCA had initiated several revisions to the original guidelines submitted with the application. The most recent guidelines required that the department utilize several documents to (Section 5) when providing financial assistance to the applicant. TDHCA was requiring the city to use an Unsecured Forgivable Promissory Note, Certification of principal residence and Due on sale and transfer of property disclosure.

In regards to citizenship, the original guidelines did not indicate requirements to establish citizenship. Therefore, TDHCA would not require the city “subrecipient” to establish a process to verify citizenship. The city would need to decide if they would require such.

Staff and City Manager recommended approval of Program Guidelines as presented.

Councilman Plata moved to approve Program Guidelines as in packet for the TDHCA-CDBG Disaster Recovery Program as recommended. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

5. Approval of Ordinance # 3548 amending Ordinances #'s 3535 and 3536 to add early voting on Saturday, May 1, 2010 from 7 a.m. - 7 p.m.

The Ordinance would provide for early voting by personal appearance to be conducted at City Hall, 1201 E. 8th Street, and Sharyland Fire Station #3, 1804 N. Shary Road on Saturday, May 1, 2010 from 7 a.m. to 7 p.m. All other dates and times would remain the same.

Staff and City Manager recommended approval.

Councilman Plata moved to approve Ordinance # 3548 amending Ordinances #'s 3535 and 3536 to add early voting on Saturday, May 1, 2010 from 7 a.m. - 7 p.m. Motion was seconded by Mayor Pro Tem Olivarez and approved unanimously 5-0.

ORDINANCE NO. 3548

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION,
TEXAS AMENDING ORDINANCE NO. 3535, SECTION 5 AND
ORDINANCE NO. 3536, SECTION 4 WHICH ESTABLISHED EARLY
VOTING DATES AND TIMES FOR THE GENERAL/SPECIAL ELECTION
TO BE HELD ON MAY 8, 2010

At 10:13 a.m., Councilman Plata moved to convene into executive session. Motion was seconded by Councilwoman Norie Gonzalez Garza and approved unanimously 5-0.

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

Private consultation with the City Attorney Sec. 551.071

A. Claim by Roberto Alvarez

Personnel or to hear complaints against personnel Sec. 551.074

A. City Manager's Employment Agreement

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

At 10:35 a.m. Councilwoman Garza moved to reconvene in open session. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

On the claim of Roberto Alvarez Councilwoman Garza moved to authorize City Manager to settle the claim in the amount not to exceed \$40,000.00 including what he is entitled to as per personnel policy. Motion was seconded by Councilman Plata and approved unanimously 5-0.

On City Manager's Employment Agreement Mayor Pro Tem Olivarez moved to amend City Manager's employment agreement by increasing his salary by \$6,000.00 per year and to extend the term of contract until September 30, 2012. Increase to be effective April 1, 2010. Motion was seconded by Councilwoman Garza and approved unanimously 5-0.

6. Adjournment

At 10:30 a.m. Councilman Plata moved for adjournment. Motion was seconded by Councilwoman Ramirez and approved unanimously 5-0.

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretary