

**NOTICE OF REGULAR MEETING  
MISSION CITY COUNCIL  
OCTOBER 13, 2008 4:30 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, October 13, 2008 at 4:30 p.m. at the Mission Council Chambers, 1201 E. 8<sup>th</sup> Street, Mission, Texas to consider the following matters

<b>Regular Meeting</b>	<b>Att.</b>	<b>Page</b>	<b>Originator</b>	<b>Status</b>
1. Call to order			Salinas	
2. Pledge Allegiance and Invocation			Salinas	
3. Proclamation – Catholic Daughters of the Americas	1		Carrillo	
4. Proclamation – National Breast Cancer Awareness Month	2		Carrillo	
5. Departmental Reports	3		Cerda	
6. Citizens Participation			Salinas	
<b>1.0 Public Hearing</b>				
<b>1.1 Planning &amp; Zoning Recommendations</b>				
A. Rezoning: The East 5 acres of the North 10 acres of the South 20 acres of Lot 27-8, W.A.S. Subd., AO-I to C-3, Lilia G. Rivera	1.1A	16	Zavala	
B. Rezoning: 0.10 acre tract of land out of an abandoned Canal ROW Adjacent to the North of Lot 24, Sharyland Orchards Subd., AO-I to R-1, Remigio Barran	1.1B	20	Zavala	
C. Conditional Use Permit: Temporary Mobile Home for Health Care of Resident Parents, 909 S. Stewart Rd., the W. 300.31'-N. 145.05' of lot 1, San Jose, R-1, Life of Use, Mary Nelly Rodriguez	1.1C	24	Zavala	
D. Conditional Use Permit: To have a Home Occupation, Licensed Group Home Daycare at 806 Rankin, Lot 4, Block 8, Carlos G. Leal Subdivision, R-1, Life of Use, Minerva Vazquez	1.1D	34	Zavala	
<b>2.0 Disposition of Minutes</b>				
2.1 City Council Minutes – September 22, 2008 September 25, 2008 and October 6, 2008 Special Meetings	2.1	44	Carrillo	
<b>3.0 Acknowledge Receipt of Minutes</b>				
3.1 Speer Memorial Library Board – August 19, 2008 Planning and Zoning Commission – August 13, 2008 Zoning Board of Adjustments – July 16, 2008	3.1	60	Cerda	
<b>4.0 Approvals and Authorizations</b>				
4.1 Adoption of Ord., #_____ for Rezoning The East 5 acres of the North 10 Acres of the South 20 acres of Lot 27-8, W.A.S. Subd., AO-I to C-3	4.1	86	Zavala	
4.2 Adoption of Ord., #_____ for Rezoning 0.10 acre tract of land out of an abandoned Canal ROW Adjacent to the North of Lot 24, Sharyland Orchards Subd., AO-I to R-1	4.2	88	Zavala	
4.3 Adoption of Ord., #_____ for CUP for a temporary mobile home for Health Care of Resident Parents, 909 S. Stewart Rd., the W. 300.31'-N. 145.05' of Lot 1, San Jose, and Home Occupation – Licensed Group Home Daycare, 806 Rankin, Lot 4, Block 8, Carlos G. Leal Subd.	4.3	90	Zavala	

## Agenda, 10/13/08, Pg. 2

<b>Regular Meeting</b>	<b>Att.</b>	<b>Page</b>	<b>Originator</b>	<b>Status</b>
4.4 Adoption of Ord., #_____ Amending Section 110-384 (b)(6) of the Traffic and Vehicle Code to include 'unless otherwise provided by an approved CUP' citing a controlled possibility of where 18-wheelers may park	4.4	92	Zavala	
4.5 Discussion and Action to Dedicate Easement to AEP to Service the City's Water Tower at Shary/2 Mile Rd	4.5	95	Zavala	
4.6 Discussion and Action to Approve an Annexation Schedule for the following properties: Acreage out of Lot 29-7, 30-7, 30-8, W.A.S. including Ocana Subd.; Valle Hermoso Estates, Sno-Bird Estates, Val's Kountry Corral being all of Lot 39 and the North Part of Lot 38, Bentsen Groves #2 Subd.; including all or parts of Lots 34 & 35, Bentsen Groves #2 Subd.	4.6	102	Zavala	
4.7 Request for variance from the Subd., Ord., to install septic tanks, rather than connect to sewer and not require the installation of fire hydrants at an Irr Tr-SE corner – E 13.31 ac Lot 8-6, W.A.S. 0.55Ac Gr 0.49 Ac Net	4.7	108	Zavala	
4.8 Final Plat Approval: Las Dianas No. 2 Subd., a 24.11 acre tract of land out of Lots 312, 314, 316, Bentsen Groves Subd., Addition "C", Rural ETJ, Developer: Diana L. Izaguirre Engineer: Izaguirre Engineering Group	4.8	114	Zavala	
4.9 Authorize City Manager to extend professional services contract of Ray, Wood & Bonilla for collection of delinquent fines, fees, and court costs	4.9	122	Cerda	
4.10 Approval of Ord. #_____ providing for a Four-Way Stop Intersection at Jorgeanna St., and Jacob St.	4.10	130	L. Longoria	
4.11 Bid for Concrete Repairs for Public Works Department	4.11	132	Cabrera	
4.12 Approval of Change Order No. 2 of final quantities for the North Mission EDAP yardlines Phase III Project	4.12	134	R. Salinas	
4.13 Approval of Change Order No. 2 of final quantities for the '07-08' Overlay Project by Mission Paving	4.13	144	R. Salinas	
4.14 Resolution # _____ Authorizing the South Texas Aggregation Project, Inc. to negotiate an Electricity Supply Agreement effective January 1, 2009	4.14	146	Cerda	
4.15 Request from Texas Citrus Fiesta for 'Night Parade' Permit on January 31, 2009	4.15	152	Zavala	
4.16 Change time and or date of October 27, 2008 Regular City Council meeting	4.16	156	Carrillo	

### 5.0 Unfinished Business

None

### 6.0 Routine Matters

6.1 City Manager's Comments	6.1	--	Cerda	
6.2 Mayor's Comments	6.2	--	Salinas	

**Regular Meeting** **Att. Page Originator Statu**

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

- 7.1 Private consultation with the City Attorney Sec. 551.071
  - A. Lamar Texas Limited Partnership vs. City of Mission
  - B. Liquidated damages on S. Bryan Lift Station contract with R.P. Constructors Inc.
- 7.2 The City Council will reconvene in open session to take any actions necessary

**8.0 Adjournment**

8.0 -- Salinas

**C E R T I F I C A T E**

I, the undersigned City Secretary do certify that the above notice of meeting was posted on the bulletin board of City Hall, 1201 E. 8<sup>th</sup> Street, Mission, Texas on this the 10<sup>th</sup> day of October, 2008 at \_\_\_\_\_ 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 13<sup>th</sup> day of October, 2008 the City Council of the City of Mission will hold a regular meeting at 4:30 p.m. at the Mission Council Chambers, 1201 E. 8<sup>th</sup> 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 purposes permitted by the Act, including, but not limited to the following sections and purposes.

Texas Government Code Section:

- 551.071 Private consultation with the City Attorney
- 551.072 Purchase, exchange, lease or value of real property.
- 551.073 Negotiate contracts for prospective gifts or donations.
- 551.074 Personnel or to hear complaints against personnel
- 551.075 To confer with employees of the city to receive information or to ask questions.
- 551.076 Considering the deployment, specific occasions for, or implementation of, security personnel or devices.
- 551.084 Excluding witnesses from a hearing.

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 10<sup>th</sup> day of October, 2008 this Notice was mailed to news media who had previously requested such Notice and an original copy was posted on the bulletin board at City Hall, 1201 E. 8<sup>th</sup> Street at \_\_\_\_\_ p.m. on said date.

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Anna Carrillo, City Secretary