

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
OCTOBER 29, 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 Wednesday, October 29, 2008 at 4:30 p.m. at the Mission Council Chambers, 1201 E. 8th Street, Mission, Texas to consider the following matters.

Regular Meeting	Att.	Page	Originator	Status
1. Call to order			Salinas	
2. Pledge Allegiance and Invocation			Salinas	
3. Proclamation – Sharyland ISD Education Foundation Week	1		Carrillo	
4. Departmental Reports	2		Cerda	
5. Citizens Participation			Salinas	

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

A. Rezoning: S. 163.5' of the W. 1332.5' (4.92 Acres) of Lot 26-1, WAS Subd., R-1 to AO-I Juan Carlos De La Garza	1.1A	49	Zavala	
B. Conditional Use Permit Appeal: 'Sale and on-site consumption of alcoholic Beverages' at Juancho's Bar & Grill (Nightclub), 1900 W. Griffin Parkway, Lots 4 & 5, Inspiration Point Phase I, C-3 Life of Use, Hilario Barrera	1.1B	54	Zavala	
C. Conditional Use Permit: Drive-Thru Convenience Store, 210 N. Conway, Lot 4, Block 50, MOT, C-3, Life of Use, Andres Adame	1.1C	72	Zavala	
D. Conditional Use Permit: "Daycare Center in a Residential Zone", 2012 N. Inspiration Rd., A 1 acre tract of land out of Lot 24-1, WAS, R-1, Life of Use, Arturo & Norma Casanova	1.1D	79	Zavala	
E. Conditional Use Permit: 'Sale and On-Site consumption of Alcoholic Beverages' at the Wing Stop Restaurant, 301 W. Griffin Parkway, Suite 6, Lot 1B, Mission Park Plaza Subd., C-3, Life of Use, Wing Stop	1.1E	86	Zavala	

2.0 Disposition of Minutes

2.1 City Council Minutes – October 13, 2008	2.1	94	Carrillo	
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3.0 Acknowledge Receipt of Minutes

3.1 Zoning Board of Adjustments – August 6, 2008 Planning & Zoning Commission – August 27, 2008 Planning & Zoning Commission – September 17, 2008 Parks and Recreation Board Meeting - September 9, 2008 Citizen's Advisory Committee Special Meeting – September 16, 2008 Shary Golf Advisory Board – September 17, 2008 Mission Civil Service Commission – September 24, 2008	3.1	106	Cerda	
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<u>Regular Meeting</u>	<u>Att.</u>	<u>Page</u>	<u>Originator</u>	<u>Status</u>
4.0 Approvals and Authorizations				
4.1 Adoption of Ord.# _____ for Rezoning S. 163.5' of the W. 1332.5' (4.92 Acres) of Lot 26-1 WAS Subd., R-1 to AO-I	4.1	140	Zavala	
4.2 Adoption of Ord.# _____ for CUP for the 'Sale & On-Site Consumption of Alcoholic Beverages' at Juancho's Bar & Grill (Nightclub), 1900 W. Griffin Parkway, being Lots 4 & 5, Inspiration Point Ph. I	4.2	142	Zavala	
4.3 Adoption of Ord.# _____ for CUP for a Drive-Thru Convenience Store, 210 N. Conway, Lot 4, Block 50, MOT, and a Daycare Center in a Residential Zone, 2012 N. Inspiration Rd., A 1 acre tract of land out of Lot 24-1, WAS	4.3	144	Zavala	
4.4 Adoption of Ord.# _____ for CUP for the Sale and On-Site Consumption of Alcoholic Beverages at the Wing Stop Restaurant, 301 W. Griffin Parkway, Suite 6, Lot 1B, Mission Park Plaza Subd.	4.4	146	Zavala	
4.5 Request by Joe Rodriguez to build natural stone landscape improvements including a retaining wall over a 20' drainage easement which includes a 10' utility easement on Lot 10, Sharyland Plantation Village, Antigua Ph. II Subd.	4.5	148	Zavala	
4.6 Request by Developer Manuel Perez for extension of 'Approved' Preliminary Plat of Las Villas of Sharyland Subd., a 5.636 acre tract of land being all of Lots 89 and 92 & a 50' x 306.28' strip of abandoned Canal ROW, R-3, Developer: Grande Valley Builders Engineer: Flores Engineers	4.6	157	Zavala	
4.7 Discussion and Action to Dedicate Easement to AEP to Service the City Hall's Annex Building at Lot 9 & 10, Block 175, MOT	4.7	166	Zavala	
4.8 Adoption of Ord.# _____ Amending the Zoning Ordinance# 1128 to include Regulatory Guidelines for Non-residential parking by larger vehicles in relation to Section 110-384	4.8	173	Zavala	
4.9 Authorize the City of Mission Fire Department to enter into an inter local agreement between the Fire Departments of the Cities of Edinburg, Linn San Manuel, Pharr and the City of McAllen for an award of a regional radio interoperable communications grant from FEMA Assistance to Firefighters Grant Program	4.9	175	Saldana	
4.10 Approval of Ord.# _____ granting a wet designation for 2002 N. Conway, Suite B Conway Plaza Subd., Solera Wine and Liquor	4.10	176	Carrillo	
4.11 Approval of Ord.# _____ granting a wet designation for 808 S. Shary Rd., Suite 4, Zarah's Meat Market	4.11	180	Carrillo	
4.12 Approval of Joint Resolution# _____ between the City of Mission and the Chamber of Commerce authorizing the conveyance of the present Chamber of Commerce Building and authorizing the execution of a lease for the	4.12	183	Cerda	

<u>Regular Meeting</u>	<u>Att.</u>	<u>Page</u>	<u>Originator</u>	<u>Status</u>
housing of the Chamber of Commerce				
4.13 Approval of Change Order No. 1 for the Shary Rd. Elevated Water Storage Tank	4.13	195	R. Salinas	
4.14 Approval of Change Order No. 2 for the South Bryan Lift Station Project by R P Constructors Inc.	4.14	197	R. Salinas	
4.15 Acceptance of Quarterly Report of Investments for the Quarter ending September 30, 2008 and Interest Earned for the twelve month ending September 30, 2008	4.15	201	Flores	
4.16 Tax Collections Report – September, 2008	4.16	212	Flores	
4.17 Amendments(s) (#6) to local City of Mission Civil Service Rules	4.17	219	J. Lerma	
4.18 Consideration of Appeals/Variances for Housing Assistance Program Applicant	4.18	222	J. Longoria	
4.19 Approval of Ord.# _____ Creating a Youth Advocacy Advisory Board, prescribing the membership on and specifying the duties of the board	4.19	224	Carrillo	
4.20 Appointments – Mission Boys and Girls Club	4.20	227	Carrillo	
4.21 Budget Amendments – General Fund, PD-State Sharing Fund, Utility Fund	4.21	228	Flores	
4.22 Authorization to lease/purchase via state approved contract for golf carts for the Golf Course	4.22	232	Cabrera	
4.23 Authorization to lease/purchase via state approved contract for golf and turf equipment for the Golf Course	4.23	233	Cabrera	
4.24 Bid for the purchase of waterline materials for the Water Tower on two (2) Mile Line for Public Works	4.24	235	Cabrera	
4.25 Bid for chemicals for Public Works’ Departments	4.25	237	Cabrera	
4.26 Approval of contract for profesional services with L&G Engineering related to proposed overpass of US 83 at Bryan Rd.	4.26	239	R. Salinas	
4.27 Authorization to allow City Manager to enter into an agreement with Melden & Hunt, Inc. For feasibility study for the Special Events Center	4.27	245	Cerda	
5.0 Unfinished Business				
5.1 Remove from table: Adoption of Ord.#_____ Amending Section 110-384 (b)(6) of the Traffic and Vehicle Code to include ‘Unless otherwise provided by an Approved Conditional Use Permit’ citing a controlled possibility of where 18-wheelers may park	5.1	246	Zavala	Tabled 10/13/08
6.0 Routine Matters				
6.1 City Manager’s Comments	6.1	--	Cerda	
6.2 Mayor’s Comments	6.2	--	Salinas	
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. Liquidated damages clause regarding City’s purchase of a Crimson Fire Star Series Pumper on a Spartan Metro Star Chassis				

Regular Meeting **Att. Page Originator Status**

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. 8th Street, Mission, Texas on this the 24th 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 29th 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. 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 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 24th 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. 8th Street at _____ p.m. on said date.

Anna Carrillo, City Secretary