

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
JANUARY 26, 2009 4:30 P.M.
MISSION CITY HALL**

PRESENT:

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

ABSENT:

Celestino Ramirez, Councilman

ALSO PRESENT:

Kathy Olivarez, Progress Times
Linda Castaneda
Pat Townsend Jr.
Gen Long
Humberto Villarreal Jr.
Fred Kurth
Arlene Rivera
Virginia Townsend
Pat Townsend Sr.

STAFF PRESENT:

Nelia Hernandez, Asst. City Secretary
Hernestina Esparza, Administrative Asst.
Aida Lerma, Deputy City Manager
Sonia Carnes, Deputy City Manager
Guillermo Seguin, Deputy City Manager
Sergio Zavala, Planning Director
Bobby Salinas, Subdivision Coordinator
Roberto Salinas, City Engineer
Paul Schaefer, Golf Course Director
Joanne Longoria, CDBG Director
Gilbert Sanchez, Fire Marshal
Victor Gonzalez, Streets Director
Elizabeth Cabrera, Purchasing Director
Noemi Munguia, HR Director
Rosie Salazar, Risk Manager
Leo Longoria, Chief of Police
Robert Dominguez, Asst. Chief of Police
Martin Garza, Asst. Chief of Police
Janie Flores, Finance Director
Randy Perez, Accountant
Rolando Rodriguez, DP Manager
Julian Gonzalez, Parks & Rec. Director
Adela Ortega, Museum Director
Mayra Rocha, Speer Memorial Library
Jonathan Wehrmeister, Judge
Jesse Lerma, Civil Service Director
Omar Garcia, Boys & Girls Club Director

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:33 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. Food Pantry Appreciation Presentation

Mrs. Adela Ortega, Mission Historical Museum Director gave a presentation for the Food Pantry.

4. Departmental Reports

Mayor Pro Tem Leo Olivarez moved to approve the departmental reports as presented. Motion was seconded by Councilwoman Norie Gonzalez Garza and approved unanimously 4-0.

5. Citizens Participation

Gen Long, 101 Tom Landry congratulated Mayor, City Council and City Manager for a terrific job.

Ben Olivarez and Adela Ortega from the Mission Historical Museum presented the Council a plaque of the Centennial Stamp.

Eric Ellman, Los Caminos del Rio, updated on the events taking place on the river and asked for funding.

Humberto Villarreal, would like to have the city change the street lights throughout town.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

A. Conditional Use Permit: ‘Sale & On-Site Consumption of Alcoholic Beverages’ at “Smoking Aces”, at 2518 E. Hwy Business 83, being Lot 14, J.E. Leslie Subd., C-3, Michael Aguilar

Upon appeal on January 7, 2007, the City Council approved the CUP subject to: 1) must have perpetual annual re-evaluation of CUP, 2) meet Sign Ordinance – had two (2) ground pole signs and should only have one (1), 3) keep volume or sound level within code via Chapter 42 (Noise Regulations), 4) have professional security on-site during Friday-Saturday-Sunday’s evening hours of operation specified as 7 p.m. until ½ hour past closing, 5) provide 5’ sidewalks along Business Highway 83 and remove non-conforming ‘Reserved’ parking on TXDOT R.O.W., 6) add security lighting in south parking lot and at least two (2) junctures along perimeter east of building, and 7) provide 6’ perimeter wood fencing abutting residential areas. A site visit revealed that Mr. Aguilar had complied with all of the conditions set forth by the City Council.

The subject site was on the south side of Business Highway 83 approximately 300’ west of Taylor Road. Mr. Aguilar had the following as his days/hours of operation: Monday – Sunday from 11:30 a.m. to closing at 2:00 a.m. Mr. Aguilar had a total of 12 full time employees staffing the sports bar. Currently, the establishment had a total of 54 paved parking spaces. For a building of this size code required a total of 40 parking spaces therefore meeting code. There was a surplus parking area the south but was of an all-weather surface. The applicant had a menu that includes: hamburgers, fries, hot dogs, nachos, buffalo wings, and other fast foods to his clients. We noted that a grease trap was installed to meet City Codes and the building was routinely inspected by the Fire Marshal’s Office. There was no public opposition at P&Z’s hearing. The P&Z unanimously approved the conditional use permit subject to a 1-year re-evaluation.

Minutes, 01/26/09, Pg. 3

Staff, P&Z and City Manager recommended approval with a 1-year re-evaluation via Ordinance No.#3203.

Mayor Salinas asked if there were any comments for or against the CUP request. There was none.

Mayor Pro Tem Olivarez moved to approve the CUP as recommended. Motion was seconded by Councilman Ruben Plata and approved unanimously 4-0.

B. Adoption of Ord. # _____ to Amend Future Land Use Map within the Boundaries of South 2 Mile Rd. to the North; Taylor Rd. to the East; FM 1016 to the South; and Bryan Rd. to the West

The City of Mission's current FLUM totally excluded the area from designation – this measure would resolve that matter.

The large majority of the property was in the Sharyland Plantation PUD; thus, just as staff did for Cimarron and Meadow Creek, this vast acreage with its multiple land uses complimenting each other including several 'Public' sectors, should be designated as PUD.

The area that was rezoned C-3 for Valley Baptist Hospital (Lot 10-11) should be all designated as General Commercial (GC).

The ditch south of Cimarron and north of Antigua and Solera (County owned) should be Public; also 'P' should the ditch north of Riverside Subdivision.

The commercially zoned area of Riverside should be GC; the R-1A zoned community of Riverside should be LDA.

The commercially zoned Depilite; the pie-shaped area to the rear marked LD.

The property north of the county ditch and Riverside should be GC and LD in direct correlation to what the Shin property was designated before, i.e., ¼ mile E. of Shary to be GC and the remnant to be LD.

There was no public opposition at P&Z's hearing. The Planning and Zoning Commission voted unanimously to approve the amendments as recommended by staff.

Staff and City Manager recommended approval.

Mayor Salinas asked if there were any comments for or against the request. There was none.

After further discussion Councilwoman Garza moved to table the item. Motion was seconded by Councilman Plata and approved unanimously 4-0.

2.0 Disposition of Minutes

2.1 City Council Minutes – January 12, 2009

Councilwoman Garza moved to approve the minutes as presented. Motion was seconded by Councilman Plata and approved unanimously 4-0.

3.0 Acknowledge Receipt of Minutes

3.1 Parks & Recreation Board – December 11, 2008

Citizen’s Advisory Committee – December 09, 2008

Mission Economic Development Corporation – November 18, 2008

Mission Historical Preservation Commission – July 19, 2007,

December 20, 2007, and September 18, 2008

Planning and Zoning Commission – November 19, 2008,

December 02, 2008, and December 10, 2008

Councilwoman Garza moved to acknowledge the receipt of minutes as presented. Motion was seconded by Councilman Plata and approved unanimously 4-0.

4.0 Approvals and Authorizations

4.1 Approval of Ord. # 3435 for CUP for the ‘Sale & On-Site Consumption of Alcoholic Beverages’ at ‘Smoking Aces’, 2518 E. Hwy Business 83, being Lot 14, J.E. Leslie Subd

Councilman Plata moved to approve Ord. No. 3435 for CUP for the ‘Sale & On-Site Consumption of Alcoholic Beverages’ at ‘Smoking Aces’, 2518 E. Hwy Business 83, being Lot 14, J.E. Leslie Subdivision as recommended. Motion was seconded by Councilwoman Garza and approved unanimously 4-0.

ORDINANCE NO. 3435

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR THE SALE AND ON-SITE CONSUMPTION OF ALCOHOLIC BEVERAGES AT ‘SMOKING ACES SPORTS BAR & GRILLE’ AT 2518 E. HIGHWAY BUSINESS 83, BEING LOT 14, J.E. LESLIE SUBDIVISION

**4.2 Final Plat Approval: Elite Village Subd., Phase I 19.39 Acres being the N. 9.39 acres of Lot 5 and all of Lot 6, Block 7, Texan Gardens Subd., Rural ETJ
Developer: Top Fruit Inc., Laura Coffman, Vice-President
Engineer: Quintanilla, Headley & Assoc.**

This plat was given Preliminary Plat Approval by the City Council on August 25, 2008 allowing the development to go forth into construction after receiving letters of ‘no objection’ from the TWDB and TCEQ thus allowing Elite to move forward. The Final Plat consideration of Elite Village viewed the improvements meeting prevailing codes.

- ❑ Elite Village had 34 lots all meeting the county’s ½ acre standard.
- ❑ New 8” water lines had been installed with 3 hydrants.
- ❑ Also, the cul-de-sac & street stub system had been paved to the standard 32’ B-B with said improvements being approved by county authorities.
- ❑ The septic tank systems had been installed and approved by county officials.

With all agencies having ‘approved’ the plat for construction, Elite Village only needed the City Council’s official ‘Final Plat Approval’ for recording.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the final Plat Approval for Elite Village Subdivision Phase I 19.39 acres being the N. 9.39 acres of Lot 5 and all of Lot 6, Block 7, Texan Gardens Subdivision Rural ETJ as recommended. Motion was seconded by Mayor Pro Tem Olivarez and approved unanimously 4-0.

4.3 Approval of Ord.# 3436 to Amend Sec. 6-2 to refer to Consumption of Alcoholic Beverages ('Complimentary drinks') in Public Places to be Permitted Only Under an Approved CUP; Amending Sec. 70-4 to Include Other Classifications of Parks where such beverages may or may not be consumed; and Amending Zoning Ord.#1128 to Include 'New' Conditional Uses in the General Business District and Duplex-4plex Residential Zone District Being the 'Offering of Complimentary Alcoholic Beverages in City-owned Building for Social or Cultural Events'

- ❑ Amend Sec. 6-2 to say that thru the CUP process, alcoholic consumption could be permitted in city buildings.
- ❑ Amend Sec. 70-4 to include all the other classifications of 'public parks' where alcoholic beverages may or may not be consumed; currently, the 1976 code only refers to 'neighborhood' and 'community' parks though the Master Parks Plan had 4 additional types of public parks; essentially, Sec. 70-4 had to be updated.
- ❑ Amend the C-3 zoning district chamber of commerce, museum and the R-2 zoning district Kika building to add a new 'conditional use' to be the following: "The complimentary offering of alcoholic beverages for on-site consumption may be permitted within city-owned buildings for a social and/or cultural event that is associated with a charitable or civic organization." Of course, the proposal would be deliberated in a public hearing format.
- ❑ Any complimentary drink would not be sold; thus, not competing with the private sector.

Planning alerts the Council that if alcohol was being freely given at such city buildings for social/cultural events, that firm measures must be imposed to control the dispensing of complimentary drinks. This issue must be carefully evaluated during the CUP process to properly discern indemnification to the City just in case an unfortunate accident to body and/or property may be linked to that person's alcohol's consumption at the social/cultural event.

Staff and City Manager recommended approval.

Mayor Pro Tem Olivarez moved to approve Ord. No. 3436 to Amend Sec. 6-2 to refer to Consumption of Alcoholic Beverages ('Complimentary drinks') in Public Places to be Permitted Only Under an Approved CUP; Amending Sec. 70-4 to Include Other Classifications of Parks where such beverages may or may not be consumed; and Amending Zoning Ord.#1128 to Include 'New' Conditional Uses in the General Business District and Duplex-4plex Residential Zone District Being the 'Offering of Complimentary Alcoholic Beverages in City-owned Building for Social or Cultural Events' as recommended. Motion was seconded by Mayor Salinas and approved 3-1 with Councilwoman Garza dissenting.

ORDINANCE NO. 3436

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, AMENDING SECTION 6-2 OF ITS CODE OF ORDINANCES EXCLUDING THE PROHIBITION OF POSSESSION AND ONSITE CONSUMPTION OF ALCOHOLIC BEVERAGES IN PUBLIC PLACES WHEN SUCH POSSESSION AND/OR CONSUMPTION IS GRANTED THROUGH THE CONDITIONAL USE PERMIT PROCESS OF THE ZONING ORDINANCE; AMENDING SECTION 70-4 OF THE CODE OF ORDINANCES TO UPDATE THE CLASSIFICATIONS OF PARKS AS THEY CORRELATE TO THE CONSUMPTION OF ALCOHOL; AND AMENDING THE ZONING ORDINANCE TO INCLUDE AS A CONDITIONAL USE THE COMPLIMENTARY OFFERING (NOT FOR SALE) OF ALCOHOLIC BEVERAGES IN PUBLIC PLACES DURING SOCIAL AND/OR CULTURAL EVENTS THAT ARE ASSOCIATED WITH A CHARITABLE OR CIVIC ORGANIZATION; AND PROVIDING FOR A PUBLICATION PROVISION

4.4 Budget Amendments – Hotel/Motel Fund, General Fund, Golf Course Fund, MEDC Fund

Mrs. Janie Flores, Finance Director presented the budget amendments BA-32 thru BA-33 to the City Council for approval.

Staff and City Manager recommended approval.

Councilwoman Garza moved to approve budget amendments BA-32 thru BA-33 as recommended. Motion was seconded by Mayor Pro Tem Olivarez and approved unanimously 4-0.

4.5 December 2008 Financial Statements

Mrs. Flores presented the Financial Statements for December, 2008, for acceptance.

Staff and City Manager recommended approval.

Mayor Pro Tem Olivarez moved to approve the Financial Statements for December, 2008, as recommended. Motion was seconded by Councilwoman Garza and approved unanimously 4-0.

4.6 Tax Collections Report – December, 2008

Mrs. Flores presented the Tax Collections Report for December, 2008, for acceptance.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Tax Collections Report for December, 2008, as recommended. Motion was seconded by Councilwoman Garza and approved unanimously 4-0.

4.7 Acceptance of Quarterly Report of Investments for the Quarter ending December 31, 2008 and Interest Earned for Three Months Ending December 31, 2008

The report was required by the Public Funds Investment Act. Section 2256.023 of the Texas Government Code mandates that we prepare and submit quarterly, a written report of investment transactions for all funds for the preceding reporting period. Acceptance of quarterly on the total investments for the quarter ending December 31, 2008. The total investments purchased were

\$12,365,865.74 and the amount of maturing investments was \$16,344,554.23 leaving a total of \$31,880,222.15 in outstanding investments for the quarter ending December 31, 2008. The total interest earned on all funds years to date was \$99,305.08.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Quarterly Report of Investments for the Quarter ending December 31, 2008 and Interest Earned for Three Months Ending December 31, 2008 as recommended. Motion was seconded by Mayor Pro Tem Olivarez and approved unanimously 4-0.

4.8 Approval of Final Resolution # 1222 approved by the Mission Economic Development Corporation with respect to 4 Over, Inc. Project approving the issuance of industrial development revenue bonds by the Mission Economic Development Corporation

It was requested that the City Council of the City of Mission, Texas approved the Final Resolution passed by the Mission Economic Development Corporation with respect to 4 Over, Inc., which authorized the issuance industrial development revenue bonds in an amount no to exceed \$7.5 million. The intent of 4 Over, Inc. was to improve and equip a manufacturing facility located at 3200 Avenue E. East, Arlington, Tarrant County, Texas. 4 Over utilized the facility to provide commercial printing services, and expected 50 full-time jobs to be created or retained at the project site. The equipment to be purchased with the proceed of the bonds would include a six color offset press 24x29; five color 28x40 offset; Heidelberg cutters, pile turners and other pre-press and post press equipment.

Staff and City Manager recommended approval.

Mayor Pro Tem Olivarez moved to approve Resolution No. 1222 approved by the Mission Economic Development Corporation with respect to 4 Over, Inc. Project approving the issuance of industrial development revenue bonds by the Mission Economic Development Corporation as recommended. Motion was seconded by Councilman Plata and approved unanimously 4-0.

RESOLUTION NO. 1222

RESOLUTION APPROVING THE ISSUANCE OF MISSION ECONOMIC DEVELOPMENT CORPORATION INDUSTRIAL DEVELOPMENT REVENUE BONDS (4 OVER, INC. PROJECT) SERIES 2009 IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$7,500,000

4.9 Authorization to solicit for bids for the purchase of Liquid Aluminum Sulfate for South Water Treatment Plant and Northside Water Treatment Plant

The City of Mission was seeking authorization to solicit for bids for the purchase of liquid aluminum sulfate for the South and Northside Water Treatment Plant. These items were needed by the Water Treatment Plants for daily operations.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to solicit for bids for the purchase of Liquid Aluminum Sulfate for South Water Treatment Plant and Northside Water Treatment Plant as recommended. Motion was seconded by Councilwoman Garza and approved unanimously 4-0.

4.10 Authorization to solicit for bids for the purchase of Acid Wash Services for North Side Water Treatment Plant

The City of Mission was seeking authorization to solicit for bids for the purchase of acid wash services and to service the emergency chlorine scrubber system for North Side Water Treatment Plant. The acid washing was recommended on a 3-5 year frequency to remove the solids that accumulated and recharge the caustic liquid.

Staff and City Manager recommended approval.

Mayor Pro Tem Olivarez moved to authorize to solicit for bids for the purchase of Acid Wash Services for North Side Water Treatment Plant as recommended. Motion was seconded by Councilwoman Garza and approved unanimously 4-0.

4.11 Bid for Concrete Repairs for Trinity Street

On December 08, 2008 City Council authorized staff to solicit bids for Concrete Repairs for Trinity Street. The City of Mission had received and opened five(5) bid responses for this project. Staff was recommending awarding to overall low bidder, Mission Paving Company Inc., for an estimated total cost of \$150,525. This total includes Alternate No.1 – Cleaning and sealing of joints from Mayberry Street to Bryan Street.

Staff and City Manager recommended approval.

Councilman Plata moved to award bid for Concrete Repairs for Trinity Street to Mission Paving Company Inc. as recommended. Motion was seconded by Mayor Pro Tem Olivarez and approved unanimously 4-0.

4.12 Authorization to apply for a grant through the Federal Emergency Management Agency (FEMA) Emergency Operations Center (EOC) Grant Program

The Mission Fire Department – Emergency Management Division was requesting authorization to submit an application to the Federal Emergency Management Agency (FEMA) Emergency Operation Center (EOC) Grant. This grant allowed local government to compete for up to \$1 Million dollars for EOC construction projects or up to \$250,000.00 for EOC renovation projects. This was a 75% federal share – 25% local share – cash or in-kind match grant.

The purpose that staff was seeking these funds was to upgrade and strengthen the radio communications currently in use and to add a field communications tactical video conferencing system, conference room cordless telephones. Telecommunications networking equipment, and digital transcribing equipment that would assist in and during emergency situations.

Staff and City Manager recommended approval.

Councilman Plata moved to approve authorization to apply for a grant through the Federal Emergency Management Agency (FEMA) Emergency Operations Center (EOC) Grant Program as recommended. Motion was seconded by Councilwoman Garza and approved unanimously 4-0.

4.13 Approval of Resolution # 1223 declaring the adoption of Municipio de Benito Juarez, Cancun, Quintana Roo, Mexico as a Sister City

Approval to declare the adoption of Benito Juarez, Cancun, Quintana Roo, Mexico as a Sister City. Authorizing Mayor Salinas to act as the official representative of Mission to carry out this program.

Mayor Gregorio Sanchez Martinez and delegation from Cancun would be guests at the Mayor International Brunch on January 31, 2009 at which time the declaration and adoption of Benito Juarez, Cancun, Quintana Roo, Mexico as our sister city would be made official.

The Sister City Concept was inaugurated by the President of the United States in 1956 to establish greater friendship and understanding between the people of the United States and other nations through the medium of direct personal contact. That the Council on behalf of the people of Mission accepts the people of Benito Juarez, Cancun, Quintana Roo, Mexico to participate with Mission as its Sister City of the purpose of creating greater mutual understanding between the people of our two great cities and nations.

Staff and City Manager recommended approval.

Councilman Plata moved to approve Resolution No. 1223 declaring the adoption of Municipio de Benito Juarez, Cancun, Quintana Roo, Mexico as a Sister City as recommended. Motion was seconded by Councilwoman Garza and approved unanimously 4-0.

RESOLUTION NO. 1223

THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS DECLARES THE ADOPTION OF BENITO JUAREZ, CANCUN, QUINTANA ROO, MEXICO AS A SISTER CITY.

4.14 Discussion and Action to approve Ord.# 3437 providing for new garbage rates for city customers

As per City's contract with B.F.I. (Allied Waste Management) they were allowed to annually increase their garbage collection rates based on the C.P.I. (Consumer price index). As per attached letter dated January 6, 2009 the CPI decreased by 2.26%; however, staff was recommending to maintain the same garbage rates currently in place in order to offset some of the City's cost to provide this service.

Staff and City Manager recommended approval.

Mayor Pro Tem Olivarez moved to approve Ord. No. 3437 providing for new garbage rates for city customers as recommended. Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 3437

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS PROVIDING FOR NEW GARBAGE RATES; REPEALING ALL OTHER ORDINANCES AND PROVIDING FOR AN EFFECTIVE DATE

4.15 Request for Public Hearing date by Alma Walzer to Appeal Approval of Conditional Use Permit for Home Occupation-Piano & Voice Lessons, at 1016 Bryce Drive, Being Lot 6, Block 6, Highland Park Addition #2

The Planning and Zoning Commission held a public hearing on January 14th on the above-cited CUP. After deliberation, the P&Z approved Mrs. Savedra's CUP. Mrs. Walzer filed an appeal on the approved CUP. The City Council was to only set a hearing date/time for the CUP's final Consideration

Staff and City Manager recommended a hearing on February 9, 2009.

Councilwoman Garza moved to set a public hearing on February 9, 2009 as recommended. Motion was seconded by Mayor Pro Tem Olivarez and approved unanimously 4-0.

4.16 Approval of Ord. # 3438 granting a wet designation for Lot 5, Mission Business Park, Hinojosa Platinum Ballroom

Owner was requesting that the property be wet zoned for Wine and Beer on Premise Permit for Hinojosa Platinum Ballroom.

Staff and City Manager recommended approval.

Mayor Pro Tem Olivarez moved to approve Ordinance No. 3438 granting a wet designation for Lot 5, Mission Business Park, Hinojosa Platinum Ballroom as recommended. Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 3438

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 COPORATE LIMITS OF THE CITY OF MISSION TO INCLUDE THE PREMISES LOCATED AT LOT 5, MISSION BUSINESS PARK SUBDIVISION

4.17 Authorization to solicit for bids for "City of Mission-Birdwell Park Improvements"

On September 08, 2008 City Council authorized staff to reject bids for City of Mission – Birdwell Park improvements. Bids were rejected after it was determined that the bid responses were substantially greater than the budget set aside for the project. The City of Mission staff had since built the bathroom facilities in-house and would now like to solicit for bids on the following:

Minutes, 01/26/09, Pg. 11

Tennis Courts:	\$94,000
Basketball Court Slab:	\$23,000
<u>Perimeter Fencing:</u>	<u>\$14,500</u>
Total Estimate:	<u>\$131,500</u>

Staff and City Manager recommended approval.

Mayor Pro Tem Olivarez moved to authorize to solicit for bids for “City of Mission-Birdwell Park Improvements” as recommended. Motion was seconded by Councilman Plata and approved unanimously 4-0.

5.0 Unfinished Business

5.1 Interlocal Agreement by and between City of Mission and Texas A&M University-Kingsville for Representative Appointment to Regional Task Force

Mayor Pro Tem Olivarez moved to remove item from the table. Motion was seconded by Councilwoman Garza and approved unanimously 4-0.

Attached was an interlocal agreement between the City and Texas A&M-Kingsville to continue participating in the regional task force formed to repond and aid compliance with TCEQ Phase II Storm Water Rules and other pertinent issues and needed. Since its inception in 2002 the Task Force had assisted member cities in complying with the Texas Pollutant Discharge Elimination System (TPDES). The funding requested by the interlocal agreement includes a membership fee of \$8,750 and an additional fee of \$7,500. that would support the activities.

The representative appoinment to the Regional Task Force would be Roberto Salinas, City Engineer who would be attending all meetings. The alternate appointment would be JoAnne Serna.

Staff and City Manager recommended approval.

Councilwoman Garza moved to approve the Interlocal Agreement by and between City of Mission and Texas A&M University-Kingsville for Representative Appointment to Regional Task Force as recommended. Motion was seconded by Mayor Pro Tem Olivarez and approved unanimously 4-0.

6.0 Routine Matters

6.1 City Manager’s Comments

City Manager Julio Cerda, Advised the Council that he attended a meeting on Thursday in Austin with Steven McCaw with the Texas Department of Homeland Security and Col. Stanley Clark Interim Director with Department of Public Safety. On Friday Mr. Cerda met with Mrs. Fernandez to continue working on stimulus package for shovel ready projects.

Mayor Pro Tem Olivarez Thanked staff for their participation at an event held at K-White Jr. High.

6.2 Mayor’s Comments

None

At 5:40 p.m. Councilman Plata moved to convene into executive session. Motion was seconded by Mayor Pro Tem Olivarez and approved unanimously 4-0.

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. Public Safety Building

B. Acquisition of property regarding Mile 2 North Rd. Project from Conway (SH 107) eastward to Taylor Road.

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

At 6:11 p.m., Mayor Pro Tem Olivarez moved to reconvene in open session. Motion was seconded by Councilman Plata and approved unanimously 4-0.

No Action was taken on items 7.1-A, and 7.1-B

8.0 Adjournment

At 6:12 p.m., Councilman Plata moved for adjournment. Motion was seconded by Mayor Pro Tem Olivarez and approved unanimously 4-0.

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretary