

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
SEPTEMBER 26, 2011 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, September 26, 2011 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. Departmental Reports	1		Cerda	
4. Report from the Greater Mission Chamber of Commerce			Ruszczak	
5. Citizens Participation			Salinas	

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

A. Adoption of Ord. # _____ to Abandon a 35' x 430' portion of La Lomita Drive lying between Delmar Drive on the north, the Expressway 83 to the south, and the Railroad to the west, Being a 0.35 acre tract of land out of Lot 17-7, West Addition to Sharyland Subdivision as requested by Steve Spoor on behalf of Foy Johnson	1.1A	70	Zavala	
B. Conditional Use Permit: To co-locate 3 antennas & 6 cables to an existing telecommunications tower, 803 W. Expressway 83, Lot 11, Block 3, Erdahl Subdivision, C-3, Life of Use, Verizon Wireless	1.1B	81	Zavala	
C. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Mariachuchena's Bar and Grill, 302 W. Griffin Parkway, Suites A & B, Lot 2, Storage Depot Subdivision, C-3, Life of Use, Jose V. Narvaez	1.1C	87	Zavala	
D. Conditional Use Permit: Sale and On-Site Consumption of Alcoholic Beverages – KAVE Bar, 2306 E. Expressway 83, Suites 8 & 9, Lot 1, Cimarron Crossing Phase I Subdivision, C-3, Life of Use, Javier Gonzalo Fernandez	1.1D	96	Zavala	
E. Conditional Use Permit Renewal: Home Occupation - 'Sale of Snacks & Sodas', 2514 Paseo Encantado, Lot 13, Block 10, Tierra Dorada Subdivision, R-1, Life of Use, Andrea Esquivel	1.1E	104	Zavala	
F. Rezoning: A 0.77 acre tract out of Lot 28-6, West Addition to Sharyland Subdivision, AO-I to C-1, Syed Husain Family, L.P.	1.1F	111	Zavala	
G. Rezoning: A 2.153 acre tract, Lot 184, John H. Shary Subdivision, C-3 to R-3, Lone Star National Bank	1.1G	117	Zavala	
H. Rezoning: Lot 1, and the South 25' of Lot 2, Block 1, Bel-Aire Heights Subdivision, R-1 to C-1, Dennis Jarzombek	1.1H	124	Zavala	

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- I. Rezoning: Lot 21, Block 4, Oakwood Estates No. 2 Subdivision, R-1 to C-3, Diego Peña 1.1I 131 Zavala
- J. Rezoning: A 2.16 acre tract of land out of Lot 292, John H. Shary Subdivision, AO-I to R-1A, Everardo Sustaita 1.1J 138 Zavala

2.0 Disposition of Minutes

- 2.1 Regular City Council Meeting – September 12, 2011 and Special City Council Meeting – September 19, 2011 2.1 144 Carrillo

3.0 Acknowledge Receipt of Minutes

- 3.1 Planning and Zoning Commission – August 24, 2011 Mission Economic Development Corporation – August 16, 2011 Boys and Girls Club – May 26, 2011 Citizen’s Advisory Committee Special Meeting – August 18, 2011 Shary Golf Advisory Board – August 10, 2011 3.1 165 Cerda

4.0 Approvals and Authorizations

- 4.1 Adoption of Ord. # _____ for Conditional Use Permit to Co-locate 3 antennas & 6 cables to an existing Telecommunications Tower, 803 W. Expressway 83, Lot 11, Block 3, Erdahl Subdivision, C-3 4.1 182 Zavala
- 4.2 Adoption of Ord. # _____ for Conditional Use Permit for the Sale and On-Site Consumption of Alcoholic Beverages – Mariachuchena’s Bar and Grill, 302 W. Griffin Parkway, Suites A & B, Lot 2, Storage Depot Subdivision, C-3 4.2 184 Zavala
- 4.3 Adoption of Ord. # _____ for Conditional Use Permit for the Sale & On-Site Consumption of Alcoholic Beverages - KAVE Bar, 2306 E. Expressway 83, Suites 8 & 9, Lot 1, Cimarron Crossings Phase I Subdivision, C-3 4.3 186 Zavala
- 4.4 Adoption of Ord. # _____ for Conditional Use Permit Renewal: Home Occupation – ‘Sale of Snacks & Sodas’, 2514 Paseo Encantado, Lot 13, Block 10, Tierra Dorada, R-1 4.4 188 Zavala
- 4.5 Adoption of Ord. # _____ for Rezoning a 0.77 acre tract out of Lot 28-6, West Addition to Sharyland Subdivision, AO-I to C-1 4.5 190 Zavala
- 4.6 Adoption of Ord. # _____ for Rezoning A 2.153 Acre tract, Lot 184, John H. Shary Subdivision, C-3 to R-3 4.6 192 Zavala
- 4.7 Adoption of Ord. # _____ for Rezoning Lot 1 and the South 25’ of Lot 2, Block 1, Bel-Aire Heights Subdivision, R-1 to C-1 4.7 194 Zavala
- 4.8 Adoption of Ord. # _____ for Rezoning Lot 21, Block 4, Oakwood Estates No. 2 Subdivision, R-1 to C-3 4.8 196 Zavala
- 4.9 Adoption of Ord. # _____ for Rezoning a 2.16 acre tract of land out of Lot 292, John H. Shary Subdivision, AO-I to R-1A 4.9 198 Zavala

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| 4.10 Preliminary Plat Approval: Las Estrellas Subdivision No. II, 7.13 ac. tract being all of Lot 10, Nick Doffing Company Subdivision, No. 4, Rural ETJ, Developer: GARCO, Ltd., Engineer: Quintanilla, Headley & Associates | 4.10 | 200 | Zavala |
| 4.11 Preliminary Plat Approval: Las Estrellas Subdivision No. III, 28.01 ac. tract being all of Lot 11, Nick Doffing Company Subdivision, No. 2 and all of Lot 57 & 58, Nick Doffing Company Subdivision, No. 3, Rural ETJ, Developer: GARCO, Ltd., Engineer: Quintanilla, Headley & Associates | 4.11 | 209 | Zavala |
| 4.12 Authorization to accept a grant from the Office of the Governor's Criminal Justice Division for Operation Safeguard. | 4.12 | 218 | L. Longoria |
| 4.13 Approval of Publicity and Tourism Agreement with the Greater Mission Chamber of Commerce, Inc. | 4.13 | 220 | Carrillo |
| 4.14 August 2011 Financial Statements | 4.14 | 228 | Flores |
| 4.15 Approval of Ordinance # ____ of the City Council of the City of Mission, Texas approving a negotiated resolution between the Cities served by Texas Gas Service regarding the Company's April 28, 2011 Cost of Service Adjustment ("COSA") filing | 4.15 | 242 | Cerda |
| 4.16 Award bid for "Housing Assistance Program – Housing Rehabilitation Phase 10-II DR". | 4.16 | 259 | Belmarez |
| 4.17 Authorization to solicit bids for Chemicals, Muriatic Acid Feeder Systems, and Integrated Electronic Systems for Parks and Recreation Swimming Pools | 4.17 | 262 | Belmarez |
| 4.18 Authorization to solicit bids for "Housing Assistance Program Phase 10-III". | 4.18 | 263 | Belmarez |
| 4.19 Authorization to reject and re-solicit bids for Chemicals Reagents for Public Works-North and South Water Treatment Plants | 4.19 | 270 | Belmarez |
| 4.20 Award bid for Re-roofing the Living Area at Fire Station No. 2 | 4.20 | 272 | Belmarez |
| 4.21 Approval of Amendment #8 to the Fleet Management and Maintenance Contract between the City of Mission and First Vehicle Services | 4.21 | 274 | R. Salinas |
| 4.22 Accept partial assignment of L&G Engineering Work Authorization #3 (Military Parkway) and assume the payment of invoices incident thereto (City Attorney may ask Council to go into Executive Session prior to considering this matter in open session.) | 4.22 | 279 | R. Salinas |
| 4.23 Accept partial assignment of L&G Engineering Work Authorization #4 (Mile 2 North Project) and assume the Payment of invoices incident thereto (City Attorney may ask Council to go into Executive Session prior to considering this matter in open session.) | 4.23 | 286 | R. Salinas |

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- 4.24 Final Plat Approval: Granada Subdivision 10.14 Ac. out of Lots 92 & 102, John H. Shary Subdivision, PUD, Developer: Hunt Valley Dev. I, LLC Engineer: Halff Associates 4.24 290 Zavala
- 4.25 Bid for the purchase of Copper Sulfate and Liquid Aluminum Sulfate for Water Treatment Plants for Public Works Department (City Attorney may ask Council to go into Executive Session prior to considering this matter in open session.) 4.25 301 R. Salinas
- 4.26 Award bid for the purchase of Liquid Emulsion Polymer for Waste Water Treatment Plant for Public Works Department 4.26 304 R. Salinas
- 4.27 Award bid for the purchase of Powdered Activated Carbon for Water Treatment Plants for Public Works Department 4.27 306 R. Salinas
- 4.28 Award bid for the purchase of Sodium Chlorite for Water Treatment Plants for Public Works Department 4.28 308 R. Salinas

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

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

- 7.1 Consultation with Attorney Sec. 551.071
 - A. City of Mission/Mission Economic Development Corporation v Mission Economic Development Authority, Inc.
 - B. Public Safety Building
- 7.2 Deliberation regarding real property Sec 551.072
 - A. Possible Property ROW acquisition to widen Lambethway
- 7.3 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 23rd day of September, 2011 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 26th day of September, 2011 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 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 23rd day of September, 2011 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