



**EDINBURG CITY COUNCIL
CITY OF EDINBURG, HIDALGO COUNTY, TEXAS**

Location: City of Edinburg
City Hall-Council Chambers
415 West University Dr.
Edinburg, Texas 78541
APRIL 05, 2016

**REGULAR MEETING AGENDA
6:00 PM**

I. CALL TO ORDER, ESTABLISH QUORUM

A. Prayer.

B. Pledge of Allegiance.

II. CERTIFICATION OF PUBLIC NOTICE

III. PUBLIC COMMENTS

The Mayor and City Council allow for a specific portion of the City Council Meeting to be dedicated to public comments. Public Comments are limited to three (3) minutes. If a resident desires to make a public comment, please complete the Public Comments Form which will be located outside of the City Council Chambers and submit the completed form to the City Secretary prior to the commencement of the City Council Meeting. We ask for everyone's cooperation in following this procedure.

IV. PRESENTATIONS

A. Presentation Regarding Nevaeh's Haven of Warriors as Requested by Mayor Richard H. Garcia. [Irma Garza, Public Information Director]

B. Presentation Recognizing the Dustin Michael Sekula Memorial Library as Recipient of the 2015 Achievement of Library Excellence Award from the Texas Municipal Library Directors Association. [Leticia S. Leija, Director of Library & Cultural Arts]

V. PROCLAMATIONS

A. Presentation of Proclamations Recognizing:

1. April 10-16, 2016 as National Library Week, as Requested by Dustin Michael Sekula Memorial Library. [Leticia S. Leija, Director of Library & Cultural Arts]
2. April 10-16, 2016 as Volunteer South Texas Week, as Requested by Jeanette Ahlenius, Volunteer Program Coordinator, Volunteer South Texas. [Richard M. Hinojosa, City Manager]
3. April 2016 as Month of the Military Child, as Requested by the Boys & Girls Clubs of Edinburg RGV. [Sabrina Walker-Hernandez, Chief Professional Officer, Boys & Girls Clubs of Edinburg RGV]

VI. PUBLIC HEARINGS

- A. Hold Public Hearing and Consider Ordinance Providing for the Rezoning Request from Suburban Residential (S) District to Neighborhood Conservation (NC 7.1) District, Being the West 15.00 Acres of Lot 11, Kelly-Pharr Subdivision, Located at 1102 West Canton Road, as Requested by SAMES Inc. **(Requires 4/5 vote by the City Council to overturn Planning & Zoning Commission Action)** [Jesus R. Saenz, Director of Planning & Zoning]
- B. Hold Public Hearing and Consider Ordinance for the Rezoning Request from Agriculture (AG) District to Auto-Urban Residential (AU) District, Being 19.24 Acres out of Lot 7, Block 4, John Closner Subdivision, Located 600 Feet North of the Intersection of Veterans Blvd. and Alberta Rd., as Requested by Maria Altagracia Flores. **(Requires 4/5 vote by City Council to overturn Planning & Zoning Commission Action)** [Jesus R. Saenz, Director of Planning & Zoning]
- C. Hold Public Hearing and Consider Ordinances for the Comprehensive Plan Amendment from Auto-Urban Uses to Neighborhood Commercial Uses and the Rezoning Request from Neighborhood Conservation 5 (NC 5) District to Commercial Neighborhood (CN) District, Being Lot 1, Wisconsin Subdivision, Located at 3505 Amando Street, as Requested by Teody Ray Llasos. **(Requires 4/5 vote by City Council to overturn Planning and Zoning Commission Action)** [Jesus R. Saenz Director of Planning & Zoning]
- D. Hold Public Hearing and Consider Ordinances for the Comprehensive Plan Amendment from Office Business Park Uses to Auto-Urban Uses and the Rezoning Request from Commercial General (CG) District and Urban Residential (UR) District to Auto-Urban Residential (AU) District, Being 59.44 Acres Out of Lot 1, Lomas Y Lagos Subdivision and Lot 9, Section 277, Texas-Mexican Railway Company Survey, Located at 594 South MonMack Road, as Requested by First National Bank. [Jesus R. Saenz, Director of Planning & Zoning]
- E. Hold Public Hearing and Consider Ordinance Providing for the Special Use Permit for the On-Premise Consumption of Alcoholic Beverages and Late Hours for The Reserve, Being Lots 31 and 32 Sheaval Subdivision, Located at 205 Conquest Boulevard, as Requested by Robert Tijerina. [Jesus R. Saenz, Director of Planning and Zoning]
- F. Hold Public Hearing and Consider an Extension of Variance Approval to the Unified Development Code Article 12, Signs, Division 12.203, Off-Premise Signs for Rio D.M.E Medical Supply Services, Being the South 65.3 Feet out of the North East 265.3 Feet out of the East Half of Block 6 Country Club Place, Located at 1217 South

Closner Blvd. as Requested by Jessica and Marie Lozano. [Jesus R. Saenz Director of Planning & Zoning]

VII. ORDINANCES

- A.** Consider Ordinance Providing for a Temporary Special Use Permit and a Request for Waiver of Fees for a Special Event, "Fire Stoppers Run & Ride" to be Held May 21, 2016, at the Edinburg Municipal Park, Being the South Half of Lot 11, Section 268, Texas-Mexican Railway Company Survey, Located at the Intersection of Raul Longoria Road and East Sprague Street, as Requested by Mr. Frankie Joe Salinas. [Jesus R. Saenz, Director of Planning and Zoning]
- B.** Consider Ordinance Providing for a Temporary Special Use Permit and a Request for Waiver of Application Fees for a Special Event, the "National Day of Prayer" to be held May 5, 2016 at the Hidalgo County Courthouse, Being all of Blocks 231, 232, 253, and 254, Edinburg Original Townsite, Located at 100 North Closner Blvd., as Requested by Adrian Esparza. [Jesus R. Saenz, Director of Planning and Zoning]
- C.** Consider Ordinance Providing for a Temporary Special Use Permit for a Special Event, "Doctor's Hospital at Renaissance Hospital Week" to be Held May 14, 2016, at the Edinburg Parks and Recreation Center, Being Lot 10, Section 271, Texas-Mexican Railway Company Survey, Located at 123 East Palm Drive, as Requested by Ms. Laura Cisneros. [Jesus R. Saenz, Director of Planning and Zoning]

VIII. VARIANCES

- A.** Consider Variance Request to the City's Unified Development Code as follows: Article 8 Streets, Utilities, and Drainage, for Ranchitos De San Carlos Subdivision, Being a 17.10 Acre Tract of Land out of Lots 10 & 11, R. B. Curry Survey Subdivision No. 3, Located on the East Side of 83rd Street and South of Curry Road, as Requested by R. E. Garcia and Associates. [Jesus R. Saenz, Planning & Zoning Director].
- B.** Consider Variance Request to the City's Unified Development Code as follows: Article 7 - Plat and Site Plan Design and Article 8 - Streets, Utilities, and Drainage, for Border Town Subdivision No. 2, Being a 69.62 Acre Tract of Land out of Lots 15 & 17, Block 70, Engelmann Re-Subdivision, Located on the East Side of Uresti Road and North of FM 2812, as Requested by Quintanilla, Headley and Associates, Inc. [Jesus R. Saenz, Director of Planning & Zoning].
- C.** Consider Variance Request to the City's Unified Development Code as follows: Article 3 - District and Bulk Standards, for Mon Mack Landing Phase 1 Subdivision, Being a 34.43 Acre Tract of Land out of Lot 1, Lomas Y Lagos Subdivision, Located on the West Side of Mon Mack Road and North of Sprague Road, as Requested by Melden & Hunt, Inc. [Jesus R. Saenz, Director of Planning & Zoning].

IX. AWARDING OF BIDS

- A. Consider Awarding Bid No. 2016-73, Reconstruction of One (1) Residence - 3116 Hackberry, in the Housing Assistance Program to Quality Investments, in the Amount of \$56,849 and Authorize the City Manager to Enter into a Contract Relating Thereto. [Marissa Garza, Director of Community Development/Grants Management]
- B. Consider Awarding Bid No. 2016-74, Restoration of Marquee, to Rio Tex Neon Signs of Pharr, Texas in the Amount of \$20,048.91 and Authorize the City Manager to Enter into a Contract Relating Thereto. [Ramiro L. Gomez, Director Solid Waste Management]
- C. Consider Awarding RFP No. 2016-009, City Guest WiFi Solution, to True IP Solutions and Authorize the City Manager to Negotiate and Execute a Service Agreement in an Amount Not-to-Exceed \$39,516.98. [Leo Gonzales, Jr., Director of Information Technology]

X. RESOLUTION

- A. Consider Approving Resolution Adopting the Hidalgo County Mitigation Action Plan 2016, for Hidalgo County to Become Eligible for any Future Federal Hazard Mitigation Grant Funding. [Ponciano N. Longoria, P.E., C.F.M., Director of Public Works]

XI. CONTRACTUALS

- A. Consider Authorizing the City Manager to Sign and Submit a Request for Change Order to Sprint for Re-banding City of Edinburg 800MHZ Radio System. [Shawn M. Snider, Fire Chief]
- B. Consider Authorizing the City Manager to Enter Into a Contract with NAFECO, Inc., for Bid No. 2016-36, Personal Protective Equipment, in the Amount Not-to-Exceed \$23,990. [Shawn M. Snider, Fire Chief]
- C. Discussion and Possible Action to Direct City Staff Regarding Proposed Support Agreement Concerning La Sienna Apartments. [Richard M. Hinojosa, City Manager]

XII. WAIVERS

- A. Consider Authorizing the City Manager to Waive Rental Fees for the Use of the Edinburg Municipal Auditorium as Requested by the Rio Grande Valley Border Patrol to Host a Town Hall Meeting with Deputy Secretary of Homeland Security, Alejandro N. Mayorkas on April 6, 2016. [Richard M. Hinojosa, City Manager]
- B. Consider Authorizing the City Manager to Waive Fees for the Use of Bleachers for the 1st Annual High School Mariachi Competition & Cook Off Hosted by Bert Ogden Chevrolet on Saturday, April 30, 2016 with Proceeds Benefiting the Food Bank of the Rio Grande Valley. [Richard M. Hinojosa, City Manager]

XIII. BUDGET

A. Consider Transfers of Funds in the Fiscal Year 2015-2016 Budget Within the Following Accounts:

1. General Fund: FROM Motor Vehicles-Materials TO Motor Vehicles-Maintenance, in the Amount of \$4,000. [Shawn M. Snider, Fire Chief]

2. C.D.B.G. Fund: FROM Salaries; Longevity; Group Insurance; Disability Insurance; Taxes; Retirement; Workers Compensation Insurance; Office Supplies; Food; Motor Vehicle Fuel, Oil, Etc.; Motor Vehicles; Communications; Travel, Training, Meetings; Professional Services; Professional Services-Other; Contractual Housing Rehab/Recon; Dentist Who Care; and Angels of Love TO Contractual Housing Rehab/Recon Year 41, in the Amount of \$25,873.05. [Marissa Garza, Director of Community Development/Grants Management]

XIV. ELECTION

A. Discuss and Consider Authorizing City Staff to Proceed With the Proposed Order of Special Election to be Held on November 08, 2016 Regarding the City of Edinburg Charter Amendment. [Myra L. Ayala Garza, City Secretary]

XV. CONSENT AGENDA

A. Consider Approval of City Council Minutes for 2011, 2013, and 2015 Regular Meetings and Special Meetings. [Myra L. Ayala Garza, City Secretary]

XVI. EXECUTIVE SESSION

The City Council will convene in Executive Session, in accordance with the Texas Open Meetings Act, Vernon's Texas Statutes and Codes Annotated, Government Code, Chapter 551, Subchapter D, Exceptions to Requirement that Meetings be Open. The City Council May Elect To Go Into Executive Session On Any Item Whether Or Not Such Item Is Posted As An Executive Session Item At Any Time During The Meeting When Authorized By The Provisions Of The Open Meetings Act.

A. Discussion and Possible Action Regarding Legal Issues Concerning Health Insurance Agent of Record for Employee Health and Voluntary Insurance. (§551.071. Consultation with Attorney; Closed Meeting.)

B. Discussion and Possible Action Regarding Economic Development Incentives Regarding Project Spread (§551.071. Consultation with Attorney; Closed Meeting; §551.072. Deliberation Regarding Real Property; Closed Meeting; and §551.087 Deliberations Regarding Economic Development Negotiations; Closed Meeting.)

OPEN SESSION

The City Council will convene in Open Session to take necessary action, if any, in accordance with Chapter 551, Open meetings, Subchapter E, Procedures Relating to Closed Meeting, §551.102, Requirement to Vote or Take Final Action in Open Meeting.

XVII. ADJOURNMENT

I hereby certify this Notice of a City Council Meeting was posted in accordance with the Open Meetings Act, at the City Offices of the City of Edinburg, located at the 415 West University entrance outside bulletin board, visible and accessible to the general public during and after regular working hours. This notice was posted on April 01, 2016 at 11:13 AM

By: _____
Myra L. Ayala Garza, City Secretary
City of Edinburg, Texas

All Matters Listed Under Consent Agenda Are Considered To Be Routine By The Governing Body And Will Be Enacted By One Motion. There Will Be No Separate Discussion Of These Items. If Discussion Is Desired, That Item Will Be Removed From The Consent Agenda And Will Be Considered Separately. With Regard To Any Item, The City Council May Take Various Actions; Including But Not Limited To Rescheduling An Item In Its Entirety For A Future Date Or Time. The City Council May Elect To Go Into Executive Session On Any Item Whether Or Not Such Item Is Posted As An Executive Session Item At Any Time During The Meeting When Authorized By The Provisions Of The Open Meetings Act.

Disability Access Statement

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid or services are requested to contact the City Secretary Department at (956) 388-8204 at least two business days prior to the meeting so that appropriate arrangements can be made. The accessible entrance and accessible parking spaces are located at Edinburg City Hall, 415 West University.