

**STATE OF TEXAS  
COUNTY OF HIDALGO  
CITY OF MCALLEN**

The McAllen Board of Commissioners convened in a Regular Meeting on **Monday, July 22, 2013**, at 6:00 pm, at McAllen City Hall Third Floor (3rd) Commission Chambers, with the following present:

Mayor Jim Darling  
Hilda Salinas, Mayor Pro Tem  
Scott Crane, Commissioner  
Trey Pebley, Commissioner  
Veronica Vela Whitacre, Commissioner  
John Ingram, Commissioner

Absent: Aida Ramirez, Mayor Pro Tem

Staff: Mike R. Perez, City Manager  
Gary Henrichson, Assistant City Attorney  
Wendy Smith, Assistant City Manager  
Roy Rodriguez, Assistant City Manager/PUB General Manager  
Annette Villarreal, City Secretary  
Ramon Navarro, Deputy City Engineer  
Juli Rankin, Director of Planning  
Sally Gavlik, Director of Parks and Recreation  
Sandra Zamora, Director of Purchasing  
Kristi Salinas-Taylor, Deputy Director of Aviation  
Jeremy Santoscoy, Transportation Engineer

**CALL TO ORDER**

Mayor Darling called the meeting to order.

**PROCLAMATION – NATIONAL NIGHT OUT**

Commissioner Ingram read and presented a proclamation for *National Night out*.

**1. PUBLIC HEARING:**

Mayor Darling called the Public Hearing to order.

- A) ROUTINE ITEMS:** *[All Rezoning and Conditional Use Permits listed under this section come with a favorable recommendation from the Planning & Zoning Commission and will be enacted by one motion. However, if there is opposition at the meeting or a discussion is desired, that item(s) will be removed from the Routine Items section of the agenda and will be considered separately.]*

Mayor Darling asked if anyone was present to speak in opposition to the items listed under this section of the agenda. No one appeared in opposition.

Commissioner Crane moved to approve the items listed on the Routine Items section of the agenda. Commissioner Pebley seconded the motion. The motion carried unanimously by those present.

**REQUEST OF ALMA Y. SALINAS, APPEALING THE DECISION OF THE PLANNING & ZONING COMMISSION OF THE JUNE 18, 2013 MEETING, DENYING A CONDITIONAL USE PERMIT, FOR ONE YEAR, FOR A BANQUET HALL AT LOT 2 AND 3, BLOCK 46, MCALLEN ADDITION SUBDIVISION, HIDALGO COUNTY, TEXAS; 512 SOUTH 12<sup>TH</sup> STREET.**

Granted a variance to the distance requirement and approved a Conditional Use Permit, for one year, for a banquet hall, at 512 South 12<sup>th</sup> Street, as per Planning and Zoning Commission. The establishment must also comply with requirements set forth in Section 138-118(4) of the Zoning Ordinance and specific requirements as follows:

- 1) The property line of the lot of any of the above-mentioned businesses must be at least 600 ft. from the nearest residence or residentially-zoned property, church, school, or publicly-owned property, and must be designed to prevent disruption of the character of adjacent residential areas, and must not be heard from the residential area after 10:00 p.m. The proposed establishment is within 600 ft. of residentially-zoned properties R-3A (apartments) District and a church to the south and southeast;
- 2) The property must be as close as possible to a major arterial and shall no generate traffic onto residential-sized streets. The establishment has direct access to South 12th Street;
- 3) The business must provide parking in accordance with the McAllen Off-Street Parking Ordinance at a minimum, and make provisions to prevent the use of adjacent streets for parking. Based on the 1,644 sq. ft. building, 22 parking spaces are required, 22 parking spaces are provided on site;
- 4) The business must do everything possible to prevent the unauthorized parking of its patrons on adjacent properties;
- 5) The business shall provide sufficient lighting to eliminate dark areas and maximize visibility from a public street in order to discourage vandalism and criminal activities;
- 6) The business must make provisions to keep litter to a minimum and keep it from blowing onto adjacent properties; and
- 7) The above-mentioned business shall restrict the number of persons within the building to those allowed by the Planning and Zoning Commission at the time of permit issuance, after having taken into account the recommendations of the Fire Marshal, Building Official and Planning Director. The maximum occupancy of the establishment is 89 persons.

**B) REZONING:**

**REZONE FROM C-1 (OFFICE BUILDING) DISTRICT TO C-3 (GENERAL BUSINESS) DISTRICT: LOTS 1, 2, AND 3, RE-SUBDIVISION OF LOTS 1, 2, AND 3, WILLIAMS SUBDIVISION, HIDALGO COUNTY, TEXAS; 3000, 3004, AND 3008 NORTH 23<sup>RD</sup> STREET. (REZ2013-0017)**

Staff recommended disapproval of the C-3 zoning at 3000, 3004 and 3008 North 23<sup>rd</sup> Street as per Planning and Zoning Commission.

Mayor Darling asked if there was anyone to speak in opposition to the rezoning request. No one appeared.

Commissioner Whitacre moved to disapprove the C-3 zoning as recommended. Commissioner Ingram seconded the motion. The motion carried unanimously by those present.

**C) AMENDING THE ZONING ORDINANCE OF THE CITY OF MCALLEN AS ENACTED MAY 29, 1979.**

Commissioner Whitacre moved to adopt the Zoning Ordinance for the approved tract. Commissioner Ingram seconded the motion. The motion carried unanimously by those present.

**END OF PUBLIC HEARING**

Mayor Darling declared the Public Hearing closed.

**THE CITY COMMISSION HAS THE PREROGATIVE TO RECESS INTO EXECUTIVE SESSION AT ANY TIME DURING THE MEETING**

2. **CONSENT AGENDA:** *[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; however, if discussion is desired, that item(s) will be removed from the Consent Agenda and will be considered separately.]*

Commissioner Ingram moved to approve the items listed on the Consent Agenda. Mayor Pro Tem Salinas seconded the motion. The motion carried unanimously by those present.

**A) APPROVAL OF MINUTES OF WORKSHOPS HELD JUNE 24<sup>TH</sup>, JULY 8<sup>TH</sup> AND REGULAR MEETING HELD JULY 8, 2013.**

Approved the minutes of Workshops held June 24<sup>th</sup>, July 8<sup>th</sup> and Regular Meeting held July 8, 2013, as submitted.

**B) CONSIDER AUTHORIZATION TO AWARD A CONTRACT TO PUBLICSTUFF FOR 311 SERVICE REQUEST SOFTWARE.**

Awarded a contract to PublicStuff for a software subscription for the 311 Call Center, for a 3 year term in the amount of \$24,072 for year one and \$22,572 for years two and three.

**C) RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE APACHE FOUNDATION FOR FUNDING UNDER THE FISCAL YEAR 2013 TREE GRANT PROGRAM.**

Approved a resolution authorizing the submission of a grant application to the Apache Foundation for trees under the Fiscal Year 2013 Tree Grant Program. The request is for the donation of 1,000 5-Gallon trees to be planted in neighborhoods throughout the City.

**D) CONSIDER APPROVAL OF REVISED INTERLOCAL AGREEMENT WITH HIDALGO COUNTY FOR DEVELOPMENT OF WARE ROAD FROM 3 MILE TO 5 MILE.**

Approved an Interlocal Agreement with Hidalgo County for Development of Ware Road from 3 Mile to 5 Mile.

**E) CONSIDER APPROVAL OF AN ADVANCED FUNDING AGREEMENT WITH TXDOT FOR WARE ROAD FROM 3 MILE TO 5 MILE.**

Approved an Advanced Funding Agreement with TXDOT for Ware Road from 3 Mile to 5 Mile.

**F) REMOVED FROM AGENDA**

Item was removed from the agenda.

**G) ORDINANCE AMENDING THE MCALLEN CODE OF ORDINANCES, CHAPTER 2 ADMINISTRATION; PROVIDING FOR A CHANGE IN MEETING TIMES OF CITY COMMISSION MEETINGS.**

Adopted an ordinance amending the McAllen Code of Ordinances, Chapter 2, Administration; providing for a change in meeting times of City Commission Meetings. The new Regular Meeting and Public Hearing start time was set to begin at 5:00 pm and subsequently, setting the workshop start times to 4:00 pm on every second and fourth Mondays of the month.

**H) CONSIDER APPROVAL OF DEDUCT CHANGE ORDER NO. 1 FOR INFORMATION TECHNOLOGY INFRASTRUCTURE AT THE NEW MAIN LIBRARY.**

Approved Change Order No. 1 to reflect a cost decrease of \$17,956.23 to Calence LLC, for Information Technology Infrastructure at the new Main Library.

**I) CONSIDER APPROVAL OF THE FEDERAL WORKSTUDY AGREEMENT WITH THE UNIVERSITY OF TEXAS PAN AMERICAN FOR FISCAL YEAR 2013-14.**

Approved the Federal Workstudy Agreement with the University of Texas Pan American for Fiscal Year 2013-14. Said agreement to provide for the hiring of students from UTPA for job placement at the library for up to 19 hours per week.

**J) APPROVAL OF TAX REFUNDS OVER \$500:**

**1. ENTRAVISION COMMUNICATIONS LLC.**

Approved a tax refund in the amount of \$6,171.68.

**2. INTERNATIONAL BANK**

Approved a tax refund in the amount of \$1,347.37.

**K) RESOLUTION AUTHORIZING THE TAX RESALE OF CERTAIN PROPERTIES:**

1. LOT 58, IDELA PARK, UNIT #3
2. LOT 3, BLOCK 14, ALTA MIRA SUBDIVISION
3. LOT 4, BLOCK 20, ALTA MIRA SUBDIVISION
4. LOT 2, BLOCK 1, RETAMA TERRACE
5. LOT 9, BLOCK 40, MCALLEN ADDITION
6. LOT 6, BLOCK 10, TOWN OF NORTH MCALLEN
7. LOT 24, BLOCK 9, COLONIA HERMOSA #2

Approved a resolution authorizing the tax resale of certain properties as described above.

**L) AUTHORIZATION TO PURCHASE ONE (1) RADIO COMMUNICATIONS REPEATER ON BEHALF OF THE RIO GRANDE VALLEY COMMUNICATIONS GROUP (RGVCG) AND FUNDED THROUGH THE FY 2011 STATE HOMELAND SECURITY PROGRAM GRANT.**

Approved the purchase of one (1) Radio Communications Repeater on behalf of the Rio Grande Valley Communications Group (RGVCG), in the amount of \$31,498 and funded through the FY 2011 State Homeland Security Program Grant.

**M) CONFIRMATION OF MEMBERS TO VARIOUS CITY ADVISORY BOARDS.**

The following board appointments were made:

- Rebecca Martinez to the Civic Center Advisory Board by Mayor Pro Tem Ramirez.
- Dora Cardenas to the Public Arts Committee by Commissioner Whitacre.
- Dr. Farzaneh Razzaghi to the Library Advisory Board by Commissioner Crane.

**3. BIDS/CONTRACTS:**

**A) CONSIDERATION AND POSSIBLE ACTION ON A CONTRACT FOR LEGAL SERVICES RELATING TO RECONFIGURATION OF THE CITY'S 800 MGZ PUBLIC SAFETY RADIO SYSTEM AS ORDERED BY THE FCC.**

Staff recommended approval of a contract for Legal Services relating to reconfiguration of the City's 800 MGZ Public Safety Radio System as ordered by the FCC.

Mayor Pro Tem Salinas moved to approve the contract as recommended. Commissioner Ingram seconded the motion. The motion carried unanimously by those present.

**B) AWARD OF CONTRACT FOR THE PURCHASE OF NETWORK EQUIPMENT FOR DEVELOPMENT SERVICES CENTER.**

Staff recommended award of contract for the purchase of Network Equipment for Development Services Center, to Insight Public Sector DIR Contract, in the amount of \$101,706.80.

Mayor Pro Tem Salinas moved to award the contract as recommended. Commissioner Pebley seconded the motion. The motion carried unanimously by those present.

**4. ORDINANCES:**

**A) BUDGET AMENDMENT TO FUND PFC APPLICATION #6.**

Staff recommended adoption of an ordinance providing for a budget amendment to fund PFC Application #6 in the amount of \$35,000.

Commissioner Crane moved to adopt the ordinance as recommended. Commissioner Pebley seconded the motion. The motion carried unanimously by those present.

- B) ABANDONING A PORTION OF A UTILITY EASEMENT CONTAINING 0.1538 ACRES AND BEING THE EAST 10.00 FEET OF THE WEST 20.00 FEET OF SOUTH 669.96 FEET OF LOT 13, SECTION 278, TEXAS-MEXICAN RAILWAY COMPANY; 1121 PROVIDENCE AVENUE.**

Staff recommended adoption of an ordinance providing for the abandonment of a portion of a utility easement at 1121 Providence Avenue.

Commissioner Pebley moved to adopt the ordinance as recommended. Commissioner Ingram seconded the motion. The motion carried unanimously by those present.

- C) ABANDONING THE FOLLOWING STREET AND ALLEY RIGHT-OF-WAYS: 1) ALLEY NORTH OF EAST BEAUMONT AVENUE AND EAST OF SOUTH "K" CENTER STREET; 2) EAST BEAUMONT AVENUE EAST OF SOUTH "K" CENTER STREET; 3) ALLEY EAST OF SOUTH "K" CENTER STREET AND SOUTH OF BEAUMONT AVENUE AND NORTH OF CHICAGO AVENUE, BUT RETAINING A 20 FT. UTILITY EASEMENT OVER THE TRACT OF LAND BEING ABANDONED; 4) AN "L" SHAPED UTILITY EASEMENT OUT OF LOT 1, BURNS MOTORS SUBDIVISION, SOUTH OF BEAUMONT AVENUE TOUCHING THE CORNER OF CHICAGO AVENUE AND ENTIRELY NORTH OF SOUTHERN BOUNDARY OF CHICAGO AVENUE; AND 5) A 0.43 ACRE TRACT OF LAND OUT OF LOT "A", BOGGUS SUBDIVISION II, AND OUT OF LOT 1, BURNS MOTORS SUBDIVISION, AND OUT OF LOTS 8-17, WHALENS ACRES, BUT RETAINING A UTILITY EASEMENT OVER THE TRACT OF LAND BEING ABANDONED: 1300 EAST BUSINESS HIGHWAY 83 AND 1225 EAST DALLAS AVENUE.**

Staff recommended that said item be tabled.

Commissioner Ingram moved to table the item as recommended. Commissioner Pebley seconded the motion. The motion carried unanimously by those present.

**5. RESOLUTION AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION TO THE U.S. DEPARTMENT OF TRANSPORTATION UNDER THE SMALL COMMUNITY AIR SERVICE DEVELOPMENT PROGRAM.**

Staff recommended approval of a resolution authorizing the submission of a grant application to the U.S. Department of Transportation under the Small Community Air Service Development Program (SCASDP), in the amount of \$750,000 with a local match of \$250,000.

Questions were asked of staff relating to eligible incentives and criteria. Staff reported that the funding would be utilized to attract low cost carriers mainly servicing the West Coast.

Mayor Pro Tem Salinas moved to approve the resolution as recommended. Commissioner Ingram seconded the motion. The motion carried unanimously by those present.

**6. VARIANCES:**

- A) CONSIDER A VARIANCE TO THE SIGN ORDINANCE TO ALLOW A CHANGEABLE ELECTRONIC VARIABLE MESSAGE SIGN ON SOUTH 12<sup>TH</sup> STREET AT LOT 9, BLOCK, 50, MCALLEN ADDITION SUBDIVISION; 609 SOUTH 12<sup>TH</sup> STREET.**

Staff recommended disapproval of the sign variance request at 609 South 12<sup>th</sup> Street.

Questions were asked and concerns were expressed relating to deterioration of the city's center core and neighborhoods preservation.

After due consideration, Commissioner Ingram moved to disapprove the sign as recommended. Mayor Pro Tem Salinas seconded the motion. The vote on the motion was as follows

AYES: Commissioners Ingram, Pebley, Whitacre and Mayor Pro Tem Salinas  
NAYS: Commissioner Crane  
ABSENT: Mayor Pro Tem Ramirez  
ABSTAINED: None

- B) CONSIDER A VARIANCE TO THE SIGN ORDINANCE TO ALLOW A CHANGEABLE ELECTRONIC VARIABLE MESSAGE SIGN IN A C-3L DISTRICT AT LOTS 22, 23 & 24, BLOCK 19, COLLEGE HEIGHTS SUBDIVISION; 2120 OAKLAND AVENUE.**

Staff recommended approval of a sign variance request at 2120 Oakland Avenue.

Commissioner Ingram moved to approve the variance as recommended. Commissioner Crane seconded the motion. The motion carried unanimously by those present.

Items 8A and 8B were addressed at this time.

**7. MANAGER'S REPORT:**

- A) REMOVED FROM AGENDA**
- B) STATUS REPORT ON PARKS AND RECREATION CONSTRUCTION PROJECTS.**

Staff gave a report on Parks and Recreation construction projects. No action required

- C) STATUS REPORT ON VARIOUS CITY PROJECTS THROUGH JUNE 30, 2013.**

Staff gave a report on various City projects through June 30, 2013. No action required.

- D) STATUS REPORT ON TERMINAL EXPANSION CONSTRUCTION PROJECT.**

Staff gave a report on the Terminal Expansion Construction Project. No action required.

- E) REPORT ON SUBDIVISIONS AND DEVELOPMENT.**

Staff gave a report on Subdivisions and Development. For future reports, Commissioner Crane recommended incorporating the respective site plans as reference and which would also serve to promote their development(s). No action required.

- F) FUTURE AGENDA ITEMS.**

The items for upcoming workshops were briefly reviewed: Space X Presentation; Baseball Complex; Palm Bowl; Parade Project; Streets; and Budget Meetings.

**8. MAYOR'S REPORT:**

- A) REPORT ON UT PAN AM/UT BROWNSVILLE MERGER.**

Mayor Darling gave a report on the UT Pan AM/UT Brownsville merger.

- B) REPORT ON MEDICAL SCHOOL.**

Mayor Darling gave a report on the Medical School.

Mayor Darling excused himself from the meeting at this time. Mayor Pro Tem Salinas presided over the meeting and agenda.

Item 7B was addressed at this time.

**9. TABLED ITEM: AMENDING THE MCALLEN CODE OF ORDINANCES, CHAPTER 50. FIREWORKS; RELATING TO THE REGULATION AND PERMITTING OF PUBLIC FIREWORKS DISPLAYS.**

Said item remained tabled.

**PUBLIC COMMENT SESSION**

No one appeared.

**10. EXECUTIVE SESSION, CHAPTER 551, TEXAS GOVERNMENT CODE, SECTION 551.071 (CONSULTATION WITH ATTORNEY), SECTION 551.087 (ECONOMIC DEVELOPMENT), SECTION 551.074 (PERSONNEL MATTERS) AND SECTION 551.072 (DELIBERATION REGARDING REAL PROPERTY).**

On behalf of the Presiding Officer, the City Attorney recommended recessing into Executive Session pursuant to Chapter 551, Texas Government Code. Section 551.087 Economic Development for Items 10C, 10E and 10P; Section 551.071 Consultation with Attorney for Items 10B, 10C, 10D, 10E, 10F, 10H, 10I, 10M, 10N, 10O, 10P and 10R; Section 551.072 Deliberation regarding Real Property for Items 10B, 10D, 10G, 10J, 10K, 10L, 10Q and 10S; and Section 551.074 (Personnel Matters) for Item 10A.

Commissioner Crane moved to accept the recommendation for the basis of the discussion in Executive Session under the sections cited by the City Attorney. Commissioner Ingram seconded the motion. The motion carried unanimously by those present.

Commissioner Whitacre announced that she had a conflict with item 10D and would abstain from discussion and voting on said item. Subsequently, a conflict form was filed with the City Secretary.

Mayor Darling recessed the meeting at 7:07 pm to go into Executive Session. Mayor Darling reconvened the meeting at 9:18 pm and announced the action on Executive Session items.

**A) DISCUSSION OF CITY MANAGER EVALUATION. (SECTION 551.074, T.G.C.)**

No action.

**B) CONSULTATION WITH CITY ATTORNEY REGARDING DEVELOPMENT AGREEMENT WITH PROPERTY COMMERCE FOR OLD CIVIC CENTER REDEVELOPMENT. (SECTION 551.071 AND 551.072, T.G.C.)**

No action.

**C) DISCUSSION AND POSSIBLE ACTION REGARDING ECONOMIC INCENTIVES FOR PROJECT PHOENIX. (SECTION 551.087 AND 551.071, T.G.C.)**

No action.

**D) DISCUSSION AND POSSIBLE ACTION ON AWARD OF BID PROPOSAL FOR THE SALE OF LOT 11B, MCALLEN CONVENTION CENTER. (SECTION 551.072 AND 551.071, T.G.C.)**

No action.

**E) CONSIDERATION OF AND CONSULTATION WITH CITY ATTORNEY REGARDING ECONOMIC INCENTIVES FOR PROJECT MAGNET. (T.G.C. 551.087 AND 551.071)**

No action.

**F) CONSULTATION WITH CITY ATTORNEY REGARDING A POSSIBLE BUYOUT OF STS TRANSPORTATION. (SECTION 551.071, T.G.C.)**

Commissioner Whitacre moved to authorize City Staff to pass on the offer on the STS buyout. Commissioner Ingram seconded the motion. The motion carried unanimously by those present.

**G) DISCUSSION AND POSSIBLE ACTION REGARDING THE ACQUISITION OF 3.14 ACRE TRACT AND 11.53 ACRE TRACT OUT OF LOT 150, LA LOMITA IRRIGATION AND CONSTRUCTION COMPANY SUBDIVISION, HIDALGO COUNTY, TEXAS AND APPROVAL OF RESOLUTION. (SECTION 551.072, T.G.C.)**

No action.

**H) CONSULTATION WITH CITY ATTORNEY REGARDING A POSSIBLE CONTRACT WITH VIANOVO RELATING TO INTERNATIONAL BRIDGE FACILITIES. (SECTION 551.071, T.G.C.)**

No action.

**I) DISCUSSION AND POSSIBLE ACTION REGARDING ARBITRATION CLAIM #002-LZZ-R2D. (SECTION 551.071, T.G.C.)**

Commissioner Whitacre moved to authorize City Staff to take any and all necessary and appropriate action on Arbitration Claim #002-LZZ-R2D with the Triple A's as discussed in Executive Session. Commissioner Ingram seconded the motion. The motion carried unanimously by those present.

**J) DISCUSSION AND POSSIBLE ACTION REGARDING THE ACQUISITION OF A 12.29 ACRE TRACT OF LAND, MORE OR LESS, OUT OF LOT 3, BLOCK 5, HIDALGO CANAL COMPANY. (SECTION 551.072, T.G.C.)**

No action.

**K) DISCUSSION AND POSSIBLE ACTION REGARDING THE ACQUISITION OF 16.60 ACRE TRACT OF LAND, MORE OR LESS, OUT OF LOT 3, BLOCK 5, HIDALGO CANAL COMPANY AND A 4.87 ACRE TRACT , MORE OR LESS, OUT OF LOT 14, BOCK 6, HIDALGO CANAL COMPANY. (SECTION 551.072, T.G.C.)**

No action.

**L) DISCUSSION AND POSSIBLE ACTION REGARDING THE ACQUISITION OF 0.95 ACRE TRACT OF LAND, MORE OR LESS, OUT OF LOT 7, BLOCK 5, HIDALGO CANAL COMPANY AND A 7.99 ACRE TRACT OF LAND, MORE OR LESS, OUT OF LOTS 7, & 8, BLOCK 5, HIDALGO CANAL COMPANY. (SECTION 551.072, T.G.C.)**

Commissioner Whitacre moved to authorize the City Manager and staff to take action as discussed in Executive Session. Commissioner Ingram seconded the motion. The motion carried unanimously by those present.

**M) CONSULTATION WITH CITY ATTORNEY REGARDING WORKERS COMP/LOSS RUN REPORT AS OF JUNE 30, 2013. (SECTION 551.071, T.G.C.)**

No action.

**N) CONSULTATION WITH CITY ATTORNEY RELATING TO MOTOR VEHICLE ACCIDENT LIABILITY AND SUBROGATION CLAIM REPORTS AS OF JUNE 30, 2013. (SECTION 551.071, T.G.C.)**

No action.



- O) **CONSULTATION WITH CITY ATTORNEY REGARDING POSSIBLE CITY INTERVENTION IN PUC DOCKET NO. 41606: JOINT APPLICATION OF ELECTRIC TRANSMISSION TEXAS, LLC AND SHARYLAND UTILITIES, LP TO AMEND THEIR CERTIFICATES OF CONVENIENCE AND NECESSITY FOR THE PROPOSED NORTH EDINBURG TO LOMA ALTA DOUBLE-CIRCUIT 345 KV TRANSMISSION LINE IN HIDALGO AND CAMERON COUNTIES, TEXAS. (SECTION 551.071, T.G.C.)**

Commissioner Whitacre moved to authorize the City Staff to take the necessary and appropriate action for the Public Utility Commission as discussed in Executive Session. Commissioner Ingram seconded the motion. The motion carried unanimously by those present.

- P) **DISCUSSION AND POSSIBLE ACTION REGARDING A 380 ECONOMIC INCENTIVE AGREEMENT FOR PROJECT BUDDY. (SECTION 551.087 AND 551.071, T.G.C.)**

Commissioner Whitacre moved to authorize the City to pursue the 380 Agreement as discussed in Executive Session. Commissioner Ingram seconded the motion. The motion carried unanimously by those present.

- Q) **DISCUSSION AND POSSIBLE ACTION REGARDING THE PURCHASE OF PROPERTY AT 214 N. 16<sup>TH</sup> STREET. (SECTION 551.072, T.G.C.)**

No action.

- R) **CONSULTATION WITH CITY ATTORNEY REGARDING LITIGATION CAUSE NO. C-289-00-B; NO. 13-09-00067-CV ARNALDO RAMIREZ, JR. VS. CITY OF MCALLEN. (551.071, T.G.C.)**


Commissioner Whitacre moved to authorize the City Attorney, City Staff and the Mayor to take any and all necessary and appropriate action in regards to the litigation discussed in Executive Session. Commissioner Ingram seconded the motion. The motion carried unanimously by those present.

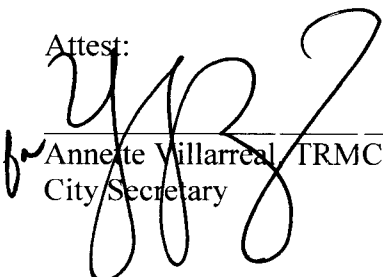
- S) **DISCUSSION AND POSSIBLE ACTION REGARDING A 0.874 ACRE TRACT OF LAND OUT OF LOT 8, BLOCK 6 HIDALGO CANAL COMPANY'S SUBDIVISION, HIDALGO COUNTY, TEXAS. (SECTION 551.072, T.G.C.)**

No action.

**ADJOURNMENT**

There being no other business to come before the Commission, the meeting was adjourned at 9:21 p.m.

  
Jim Darling, Mayor

Attest:  
  
Annette Villarreal, TRMC/CMC, CPM  
City Secretary