

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF MISSION, TEXAS,
AMENDING THE MISSION ECONOMIC DEVELOPMENT
CORPORATION BYLAWS**

WHEREAS, on August 30, 1994, City Council Created the Mission Economic Development Corporation (“MEDC”) and adopted and approved its Articles of Incorporation and Bylaws; and

WHEREAS, on March 28, 2022, the City Council approved and adopted Resolution 1769 as it relates to Employees Leased to the MEDC; and

WHEREAS, the Mayor and Council find it necessary to clarify and update provisions in the Bylaws so that they are consistent with Resolutions 1769, 1284 and 1589;

WHEREAS, specifically the Bylaws relating to the appointment of a Chief Executive Officer, employment of employees, and Powers and Duties of the Board need to be amended.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, THAT:

SECTION I. Section VI added to Article II BOARD OF DIRECTORS as follows:

Section VI. Chief Executive Officer and other Employees

The MEDC Board of Directors shall have the right to recommend that an employee be hired for any leased employee position, such employee having been selected by the CEO of the MEDC and approved by the MEDC Board of Directors. The number of employees deemed necessary for the MEDC shall be at the sole discretion of the MEDC Board of Directors. The CEO of the MEDC, subject to MEDC Board of Directors approval, shall have the right to set the salary for each leased employee position, with the exception of the salary of the CEO, as stated below.

The Board of Directors shall have the exclusive right to choose the CEO of the MEDC. The Board of Directors shall have the right to negotiate the terms of the employment contract of the CEO, however, the City Council shall have ultimate approval of the salary of the CEO of the MEDC.

The CEO and MEDC employees will be leased to MEDC by City pursuant to the Employee Lease Agreement. All prospective employees shall be subject to the criteria set forth by the City for any employee and consent by City Manager, who shall not unreasonably withhold consent.

The CEO of the MEDC shall report to the City Manager of the City and all of the remaining employees leased by the City to the MEDC will report to the CEO of the MEDC, however, all will ultimately remain subject to the City of Mission’s Personnel Policy and ultimate supervision of the City Manager in the same manner as any other employee of the City. Therefore, in such role as the supervisor of the CEO of the MEDC, the City Manager will be given the authority to conduct any disciplinary action and conduct the performance evaluation for the CEO. The CEO shall, upon request by City Manager, provide to City Manager information, reports, updates, and access to

documents as necessary to allow the City Manager to effectively exercise supervisory responsibilities and to complete City related reports, audits, or budgets.

The CEO shall report to the Board of Directors with respect to all duties, actions, and decisions requiring Board approval under these Bylaws. The reporting obligations to the City Manager established herein shall not diminish or supersede the authority of the Board of Directors, except as expressly provided by action of the City Council.

SECTION II. Article III OFFICERS, Section II. of the Mission Economic Development Corporation Bylaws shall be amended as follows:

Section II. Powers and Duties of the President

The President ~~shall be the chief executive officer of the Corporation and, subject to the Board of Directors, shall be in general charge of the properties and affairs of the Corporation;~~ shall preside at the meetings of the Board of Directors. The President shall see that all orders and resolutions of the Board are carried into effect. ~~in furtherance of the purposes of the Corporation, may sign and execute all contracts, conveyances, franchises, bonds, deeds, assignments, mortgages, notes and other instruments in the name of the Corporation.~~

SECTION III. Section VI added to Article I POWER AND PURPOSES as follows:

Section VI. Reporting Requirements to City of Mission

The MEDC shall report the following reports to the City of Mission to the attention of the City Council and City Manager:

1. Quarterly financial reports and Quarterly Performance Reports which shall be due within forty-five (45) days following the end of each calendar quarter during the EDC's fiscal year; and
2. Audited Annual Financial Report and Annual Performance Report which shall be due within one hundred twenty (120) days following the end of the EDC's fiscal year.

For purposes of this Section VI, the term "financial reports" shall refer to the income statement and balance sheet of the EDC. The term "performance reports" shall refer to reports that summarize the EDC's non-financial operations during a particular period. For example, the EDC's performance reports should include a narrative about the number, type, and description of events held by the EDC during a particular period and other economic development performance indicators. The performance reports should give the City an idea of the activities of the EDC during the period covered by such report. "Audited Annual Financial Report" means the complete set of an entity's annual financial statements, prepared in accordance with applicable accounting standards and accompanied by the report of an independent Certified Public Accountant (CPA) expressing an opinion on the fairness of the financial statements.

CONSIDERED, PASSED, AND APPROVED this 24th day of March, 2026, at a regular meeting of the City Council of the City of Mission, Texas, at which a quorum was present and which was held in accordance with Chapter 551, Texas Government Code.

CITY OF MISSION

By: _____
Norie Gonzalez Garza, Mayor

ATTEST:

Anna Carrillo, City Secretary

APPROVED AS TO FORM:

City Attorney