

**NOTICE OF REGULAR MEETING  
MISSION CITY COUNCIL  
JUNE 9, 2014 4:30 P.M.  
MISSION CITY HALL**

**PRESENT:**

Norberto Salinas, Mayor  
Jessica Ortega-Ochoa, Councilwoman  
Ruben D. Plata, Councilman  
Norie Gonzalez Garza, Mayor Pro Tem  
Dr. Armando O'cana, Councilman  
David Guerra, City Attorney  
Anna Carrillo, City Secretary  
Martin Garza, Jr., City Manager

**ALSO PRESENT:**

Kathy Olivarez, Progress Times  
Alex Meade  
Fred Kurth  
Opal Billman  
Yolanda Garza  
Gilbert O. Davila  
Pablo Martinez  
Maria Guadalupe Martinez  
Yaseia Martinez  
Ed Vasquez

**ABSENT:**

**STAFF PRESENT:**

Nelia Hernandez, Asst. City Secretary  
Aida Lerma, Deputy City Manager  
J.J. Rodriguez, Deputy City Manager  
Elizabeth Hernandez, Executive Secretary  
Danny Tijerina, Planning Director  
Bobby Salinas, Asst. Planning Director  
Rick Saldana, Fire Chief  
Gilbert Sanchez, Fire Marshal  
Robert Dominguez, Chief of Police  
Joel Larralde, Asst. Chief of Police  
Janie Flores, Finance Director  
Randy Perez, Asst. Finance Director  
Roberto Salinas, Public Works Director  
Mario Flores, Interim Golf Course Director  
Joanne Longoria, CDBG Director  
Eduardo Belmarez, Purchasing Director  
Julian Gonzalez, Parks & Rec. Director  
Luduvico Martinez, B & G Club Director  
Noemi Munguia, HR Director  
Robert Hinojosa, Risk Manager  
Jesse Lerma, Civil Service Director  
Roland Rodriguez, I. T. Director  
Luis Contreras, Museum Director  
Mayra Rocha, Library Director  
Humberto Garcia, Media Relations Officer  
Juan Pablo Terrazas, City Engineer

**1. Call to order**

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:38 p.m.

**2. Pledge Allegiance and Invocation**

Mayor Salinas led the meeting with the pledge of allegiance and City Manager Martin Garza, Jr. gave the invocation.

### **3. Presentation of Boys & Girls Club Scholarship Recipients**

Luduvico Martinez, Boys and Girls Club Director presented the scholarship recipients from the Mission and Sharyland school districts.

### **4. Report from the Greater Mission Chamber of Commerce**

George Myers, CEO of the Greater Mission Chamber of Commerce reported on the chamber events that had recently taken place. He also advised Mayor and Council on upcoming events.

### **5. Departmental Reports**

Councilman Dr. Armando O'cana moved to approve the departmental reports as presented. Motion was seconded by Councilman Ruben Plata and approved unanimously 4-0.

### **6. Citizens Participation**

Opal Billman, 301 N. Shary Road spoke about concerns with her property.

#### **1.0 Public Hearing**

##### **1.1 Planning & Zoning Recommendations**

None

#### **2.0 Disposition of Minutes**

##### **2.1 City Council Meeting – May 27, 2014**

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

#### **3.0 Acknowledge Receipt of Minutes**

##### **3.1 Speer Memorial Library Board – April 15, 2014**

**MEDC Special Meeting – March 17, 2014**

**Mission Ambulance Board – April 1, 2014**

**Shary Golf Advisory Board – March 11, 2014 and April 16, 2014**

**Citizen's Advisory Committee Meeting – May 20, 2014**

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

#### **4.0 Approvals and Authorizations**

##### **4.1 Approval to purchase E-Books and Services for Speer Memorial Library from a Sole Source Vendor**

Staff was recommending the purchase of E-Books and Services from OverDrive, Inc. a sole source vendor. Pursuant to Texas Local Government code Section 252.022 General Exemptions (7) a procurement of items that were available from only one source, including: (A) items that were available from only one source because of patents, copyrights, secret processes, or natural monopolies and (D) captive replacement parts or components for equipment.

These E-Books would be made available to all patrons to use with their electronic devices.

Staff Recommendation: Authorization to purchase E-Books and Services from a sole source vendor.

City Manager recommended approval.

Councilman O'cana moved to approve to purchase E-Books and Services for Speer Memorial Library from a Sole Source Vendor. Motion was seconded by Councilman Plata and approved unanimously 4-0.

#### **4.2 Authorization to solicit bids for the installation of sanitary Sewer (2) pumps at Wastewater Plant Main Lift Station**

Staff was seeking authorization to solicit bids for the installation of two 10 inch sanitary sewer pumps. Existing pump parts had become obsolete for repair and maintenance. It was not cost effective to continue repairing existing pumps versus replacing them.

Staff Recommendation: Solicit for Bids.

City Manager recommended approval.

Councilman O'cana moved to authorize to solicit bids for the installation of sanitary sewer (2) pumps at Wastewater Plant Main Lift Station. Motion was seconded by Councilman Plata and approved unanimously 4-0.

#### **4.3 Authorization to solicit bids for 4-16 inch drain valves for the Public Works Department**

Staff was seeking authorization to solicit bids for four-16" drain valves for the Public Works Department. New valves would replace non-functioning leaking valves through the distribution system.

Staff Recommendation: Solicit for Bids.

City Manager recommended approval.

Councilman Plata moved to authorize to solicit bids for 4-16 inch drain valves for the Public Works Department. Motion was seconded by Councilman O'cana and approved unanimously 4-0.

#### **4.4 Authorization to execute second-one year renewal option for Corrosion Inhibitor for the North and South Water Plants**

In 2012, the City of Mission entered into agreement with General Chemical Performance Products, LLC for the purchase of Corrosion Inhibitor. The Contract terms were for one year with two one-year renewal options based on 5% increase in price. City Council approved first one year renewal at 0% increase in price in 2013. Staff was seeking authorization to extend contract for the second and final one year renewal option at 0% increase in price with former General Chemical Products, LLC now Chemtrade Chemicals US LLC. This agreement would extend Bid No. 12-171-05-08 from June 5, 2014 to June 4, 2015.

Staff Recommendation: Authorization to extend contract for second-one year renewal option to Chemtrade Chemicals US, LLC.

City Manager recommended approval.

Councilwoman Ochoa moved to authorize to execute second-one year renewal option for Corrosion Inhibitor for the North and South Water Plants. Motion was seconded by Councilman O'cana and approved unanimously 4-0.

#### **4.5 Authorization to execute second-one year renewal option for Liquid Ammonium Sulfate for the North and South Water Plants**

In 2012, the City of Mission entered into agreement with General Chemical Performance Products, LLC for the purchase of Liquid Ammonium Sulfate. The Contract terms were for one year with two one-year renewal options based on 5% increase in price. City Council approved first one year renewal at 0% increase in price in 2013. Again, staff was seeking authorization to extend contract for the second and final one year renewal option at 0% increase in price with Chemtrade Chemicals US, LLC, now Chemtrade Chemicals US, LLC. This agreement would extend Bid No. 12-171-05-08 from June 5, 2014 to June 4, 2015.

Staff Recommendation: Authorization to extend contract for second-one year renewal option to Chemtrade Chemicals US, LLC

City Manager recommended approval.

Councilman Plata moved to authorize to execute second-one year renewal option for Liquid Ammonium Sulfate for the North and South Water Plants. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

#### **4.6 April 2014 Financial Statements**

Randy Perez, Assistant Finance Director presented the April 2014 Financial Statements for approval.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve the April 2014 Financial Statements as recommended. Motion was seconded by Councilman Plata and approved unanimously 4-0.

#### **4.7 Authorization to solicit Request for Qualifications (RFQ's) for Arbitrage Rebate Compliance Services**

The City was required to perform an annual arbitrage calculation on all its bonds issues in order to determine if any funds were due to the I.R.S. under Section 148 of the I.R.S. Code.

The City's contract with Arbitrage Compliance Inc. would expire on September 30, 2014. Arbitrage Compliance Inc. had been performing the arbitrage calculations on all applicable debt since Fiscal Year 2010.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to solicit Request for Qualifications (RFQ's) for Arbitrage Rebate Compliance Services. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

**4.8 Write-off uncollectable utility accounts receivable for the first quarter of 2013**

For review and approval was a summary of the uncollected funds on utility accounts to be written off at that time. These amounts were for the three (3) month period of January 2013 through March 2013.

Staff Recommendation: Staff recommended the approval of the bad debt write-off as presented.

City Manager recommended approval.

Councilwoman Ochoa moved to approve to write-off uncollectable utility accounts receivable for the first quarter of 2013. Motion was seconded by Councilman Plata and approved unanimously 4-0.

**4.9 Authorization to enter into an Interlocal Cooperation Agreement between the City of Mission, Texas and the County of Hidalgo, Texas for the 2013 Stonegarden Grant**

The Mission Police Department was requesting authorization to enter into an Interlocal Cooperation Agreement between the City of Mission and the County of Hidalgo, Texas for the 2013 Stonegarden Grant. The agreement authorized disbursement of 2013 Stonegarden grant funds to the Mission Police Department and set all grant guideline to be followed. The total amount of the grant award for the City of Mission Police Department was \$214,481.15. The organization would be tasked with patrol duties in an effort to secure our border. The police officers would be paid overtime with the aforementioned grant funds. Additional, the grant funds would also be utilized to purchase a total of fifteen (15) lap tops and fifteen (15) portable radios. Note that there were exhibits that were part of this agreement from A through I that were voluminous, hence copies of said exhibits were on file with the City Secretary's office for review.

Staff Recommendation: Staff was respectfully requesting authorization to enter into the Interlocal Cooperation Agreement between the City of Mission, Texas and the County of Hidalgo, Texas.

City Manager recommended approval.

Councilwoman Ochoa moved to authorize to enter into an Interlocal Cooperation Agreement between the City of Mission, Texas and the County of Hidalgo, Texas for the 2013 Stonegarden Grant. Motion was seconded by Councilman O'cana and approved unanimously 4-0.

**4.10 Approval and authorization to hire Chanin Engineering Gonzalez for professional services regarding the scope of work and specifications for shade canopies at the Bentsen Palm Regional Park**

Staff was requesting approval and authorization to hire Chanin Engineering for professional services regarding the scope of work and specifications for shade canopies at the Bentsen Palm Regional Park.

Staff Recommendation: Approval and authorization to hire Chanin Engineering.

City Manager recommended approval.

Councilman O'cana moved to approve to hire Chanin Engineering Gonzalez for professional services regarding the scope of work and specifications for shade canopies at the Bentsen Palm Regional Park. Motion was seconded by Councilman Plata and approved unanimously 4-0.

**4.11 Approval of Resolution # 1381 Authorizing Agreement with Texas Water Development Board for Loan and Grant Agreement and Approving Other Matters Incident Thereto**

Texas Water Development Board made a commitment to provide financial assistance in the form of a grant/loan in the total amount of \$569,000 for financing, planning, acquisition, and design of wastewater system improvements.

The grant amount would be \$284,000 and the loan amount will be \$285,000.

Staff Recommendation: Approval of Resolution.

City Manager recommended approval.

Councilman O'cana moved to approve Resolution No. 1381. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

**RESOLUTION NO. 1381**

**RESOLUTION AUTHORIZING AGREEMENT WITH TEXAS WATER DEVELOPMENT BOARD FOR LOAN AND GRANT AGREEMENT AND APPROVING OTHER MATTERS INCIDENT THERETO**

At 5:06 p.m., Mayor Pro Tem Norie Gonzalez Garza joined the meeting.

**4.12 Approval of Ordinance # 4109 by the City Council of the City of Mission Texas authorizing the issuance, sale, and delivery of "City of Mission, Texas Waterworks and Sewer System Junior Lien Revenue Bonds Series 2014"; providing for the payment of the bonds from a second and subordinate lien on and pledge of the net revenues of the City's Waterworks and Sewer System; approving an application to, and the lending rate scale offered by, the Texas Water Development Board under its Economically Distressed Areas Program; resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of the bonds; approving and authorizing all other instruments and procedures related thereto; and providing for an immediate effective date**

Texas Water Development Board made a commitment to provide financial assistance in the form of a grant/loan in the total amount of \$569,000 for financing, planning, acquisition, and design of wastewater system improvements.

The grant amount would be \$284,000 and the loan amount would be \$285,000.

Staff Recommendation: Approval of Ordinance.

City Manager recommended approval.

Councilman Plata moved to approve Ordinance No. 4109. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**ORDINANCE NO. 4109**

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF MISSION TEXAS AUTHORIZING THE ISSUANCE, SALE, AND DELIVERY OF “CITY OF MISSION, TEXAS WATERWORKS AND SEWER SYSTEM JUNIOR LIEN REVENUE BONDS SERIES 2014”; PROVIDING FOR THE PAYMENT OF THE BONDS FROM A SECOND AND SUBORDINATE LIEN ON AND PLEDGE OF THE NET REVENUES OF THE CITY’S WATERWORKS AND SEWER SYSTEM; APPROVING AN APPLICATION TO, AND THE LENDING RATE SCALE OFFERED BY, THE TEXAS WATER DEVELOPMENT BOARD UNDER ITS ECONOMICALLY DISTRESSED AREAS PROGRAM; RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE, AND DELIVERY OF THE BONDS; APPROVING AND AUTHORIZING ALL OTHER INSTRUMENTS AND PROCEDURES RELATED THERETO; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE

**5.0 Unfinished Business**

None

**6.0 Routine Matters**

**6.1 City Manager’s Comments**

City Manager Garza introduced Interim Golf Director Mario Flores.

**6.2 Mayor’s Comments**

None

Mayor Salinas asked council to go into executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001 for items 7.1-A, and 7.2-A of the agenda.

At 5:10 p.m., Councilman Plata moved to convene into executive session. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

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

**7.1 Consultation with Attorney Sec. 551.071**

**Deliberation regarding real property Sec. 551.072**

**A. Conveyance of a portion of City’s interest in a tract of land out of Lot 262, John H. Shary Subdivision, Hidalgo County, Texas**

**7.2 Consultation with Attorney Sec. 551.071**

**A. Nelda B. Marks v City of Mission**

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

**Minutes, 06/09/14 Pg. 8**

At 5:40 p.m., Councilman Plata moved to reconvene in open session. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

On item 7.1-A, Mayor Pro Tem Garza moved to authorize staff to order an appraisal on the property at the expense of the requestor being Hart Land and Cattle LLC and to negotiate with the requestor and United Irrigation District for the conveyance of an easement on the property. Motion was seconded by Councilman Plata and approved unanimously 5-0.

On item 7.2-A, no action was taken.

**8.0 Adjournment**

At 5:41 p.m., Councilman O'cana moved for adjournment. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

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Norberto Salinas, Mayor

ATTEST:

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Anna Carrillo, City Secretary