

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
DECEMBER 19, 2016 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'caña, Councilman
Abiel Flores, City Attorney
Jaime Tijerina, Deputy City Attorney
Anna Carrillo, City Secretary
Martin Garza, Jr., City Manager

ABSENT:

ALSO PRESENT:

Kathy Olivarez, Progress Times
Jim & Beth Barnes
Mike Crawford
Marilyn Boswell
Walter Schweitzer
Robert & Sharon Smage
Fern & John Fisher
Terry Meewes
Candy & Jim Ellingson
Kathy Pharr
Coral Krliling
Terry Decarie
Mario Ramirez
Petra Ramirez
Olager Bauza
Joseph Hinton
Denes & Carol Pereux
Jim & Lanette Dammann
Cuautemoc F. Roldan
Javier Hinojosa
Patricia Roldan
Santiago Gonzalez
Jim & Darlene Kowalke
Richard & Lulu Garrett
Omar Cantu
John & Faith Peterson
Doug & Joan Small
Jack Berg
Joser Gandamis
Sandra Spade
Deb & Roger Klaustermeir
Don Neva
Victor Trevino

ALSO PRESENT:

Carole Karnofsky
Danny Karnofsky
Joe Porelta
Lemon Frias
Carlos Ibarra
Lorenzo Garza
Christina Roldan Shinn
Ernest Trevino
Perri Ann Huntley
Debbie Alvarez
Zaira San Martin
Frank San Martin
Yvonne Lopez
Ernesto Aguilar
Jaime Gutierrez
Raul Garcia
Damian Gomez
Maxi Lou Link

STAFF PRESENT:

Nelia Hernandez, Asst. City Secretary
Aida Lerma, Deputy City Manager
Randy Perez, Deputy City Manager
Elizabeth Hernandez, Exec. Secretary
Angie Vela, Finance Dir.
Danny Tijerina, Planning Dir.
Jaime Acevedo, Asst. Planning Dir.
Noemi Munguia, HR Dir.
Robert Hinojosa, Risk Mngr.
Eduardo Belmarez, Purchasing Dir.
Roland Rodriguez, I. T. Dir.
Humberto Garcia, Media Relations
Juan Pablo Terrazas, City Engineer
Roberto Salinas, Public Works Dir.
Jesse Lerma, Civil Service Dir.
Gilbert Sanchez, Interim Fire Chief
Robert Dominguez, Chief of Police
Jonathan Wehrmeister, Judge
Joanne Longoria, CDBG Dir.
Mario Flores, Golf Course Dir.
Luduvico Martinez, B & G Club Dir.
Brad Bentsen, Parks & Recreation Dir.
Mayra Rocha, Library Dir.
Cynthia Lopez, Museum Dir.
Cesar Gutierrez, Sanitation Dir.
JC Avila, Fleet Maintenance Dir.
Adela Ortega, Food Pantry Mngr.
Jesus Gonzalez, Police Officer
Paula Banda, Administrative Asst.
Hector Guzman, Water Dept. Mngr.
Noel Barrera, Health Dept. Mngr.
Ezeiza Garcia, Asst. Finance Dir.
Crissy Cantu, Purchasing Dept.

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:39 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. Recognition of Veterans Memorial Patriots Football Bi-district & Area Champions

Mayor Norberto Salinas and City Council presented the Veterans Memorial Patriots Football Team a plaque and congratulated them on their Bi-district and Area Championship.

4. Report from the Greater Mission Chamber of Commerce

Josh Stockel CEO from the Greater Mission Chamber of Commerce reported on the chamber events and ribbon cuttings that had recently taken place.

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 5-0.

6. Citizens Participation

Maxi Lou Link from Upper Valley Art League presented Mayor Salinas with a miniature statue and a butterfly sculpture.

Lorenzo Garza of 821 W. 15th St. introduced a foreign exchange student who will be residing in the City of Mission for one year.

Carlos Garcia expressed his gratitude to city employee Ernie Zapata for going beyond his job duties by showing compassion and concern for his wellbeing.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Rezoning: A 0.348 acre tract of land out Meadow Creek Country Club Phase I-A Subd., PUD (AO-P) to PUD (R-1T), Olaguer Bauza, Adoption of Ordinance # 4438 approving**

On December 14, 2016 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located at the Southeast corner of J.C. parkway and Lakeview Drive. There was public opposition during the P&Z Meeting. The concerns voiced were the devaluation of their property values, inconsistent land uses, create additional traffic, and that the townhouse would abut the golf course. The Board unanimously recommended approval of the R-1T zone.

Staff and City manager recommended approval.

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Mayor Salinas asked if there were any comments for or against the request.

Victor Trevino of South Texas Infrastructure Group who was representing the owners was in favor of the request.

Joe Porelta of 1200 Lakeview Dr. spoke against the request. He was concern with the sewer smell, the devaluation of their property values and the setbacks on the lots.

Mike Crawford of 1810 Meadow View Dr. spoke against the request. His concerns were the traffic and the maintenance of the streets.

Jim Ellingson of 2015 Lakefront Dr. spoke against the request. His concern was that if these town homes would be rentals they were not going to be kept up as well as if they owned them. He said that council should place a restriction that the properties are sold instead of rented.

Julio Cerda of South Texas Infrastructure Group who was representing the owners spoke in favor of the request. He mentioned that the owner had already spent over \$300,000.00 in improvements done to the club house and that he would continue making improvements to the golf course.

Cuautemoc Roldan of 2102 Crystal Dr. spoke against the request. His concern was that these new properties would be inconsistent with all the other surrounding due to the fact that they were not going to be governed by the existing HOA.

Patty Roldan of 2102 Crystal Dr. spoke against the request. She told mayor that seven years ago he had denied this same request.

After much deliberation Mayor Pro Tem Norie Gonzalez Garza moved to approve the rezoning and to adopt Ordinance No. 4438: Rezoning: A 0.348 acre tract of land out Meadow Creek Country Club Phase I-A Subd., PUD (AO-P) to PUD (R-1T). Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 4438

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING OF A 0.348 ACRE TRACT OF LAND OUT OF MEADOW CREEK
COUNTRY CLUB PHASE I-A SUBDIVISION, FROM PUD (AO-P) TO PUD (R-1T)

**B. Rezoning: The Eastern 5 acres of Lot 4, Mrs. E.V. Flores Subd. out of Porcion 52,
AO-I to C-3, Eileen Davis
Adoption of Ordinance # 4439 approving**

On December 14, 2016 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located approximately 1,320' West of Inspiration Road along the south side of Business Highway 83. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval of the C-3 zone.

Staff and City manager recommended approval.

Mayor Salinas asked if there were any comments for or against the request.

Neil Davis who was representing the owner was in favor of the request.

Councilman O'cana moved to approve the rezoning and to adopt Ordinance No. 4439: Rezoning: The Eastern 5 acres of Lot 4, Mrs. E.V. Flores Subd. out of Porcion 52, AO-I to C-3. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 4439

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING OF A THE EASTERN 5 ACRES OF LOT 4, MRS. E.V. FLORES
SUBDIVISION OUT OF PORCION 52, FROM AO-I TO C-3

**C. Conditional Use Permit: Drive-Thru Service Window – Xquinkles Snackland #2,
3009 N. Inspiration Road, Lot C1, Taurus Estates #3 Subd., C-3, Maria Elma Torres,
Adoption of Ordinance # 4440 approving**

On December 14, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The 1,250 sq. ft. business was located at the NW corner of Inspiration Road and Giselle Street. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 3 years.

Staff Recommendation: Approval for 3 years.

City Manager recommended approval.

Mayor Salinas asked if there were any comments for or against the request.

There were no comments.

Councilman O'cana moved to approve the cup and to adopt Ordinance No. 4440: Conditional Use Permit: Drive-Thru Service Window – Xquinkles Snackland #2, 3009 N. Inspiration Road, Lot C1, Taurus Estates #3 Subd., C-3, for 3 years as recommended by staff. Motion was seconded by Councilwoman Jesica Ortega-Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4440

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A
CONDITIONAL USE PERMIT FOR A DRIVE-THRU SERVICE WINDOW- XQUINKLES
SNACKLAND #2, 3009 N. INSPIRATION ROAD, LOT C1, TAURUS ESTATES #3
SUBDIVISION

**D. Conditional Use Permit: To place a 12' x 25' Portable Building for Office Use,
1501 Industrial Way, Lot 3, Mission Business Park Subd., I-1, Roel Ruiz Villarreal,
Adoption of Ordinance # 4441 approving**

On December 14, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located at the SW corner of Los Ebanos Road and Industrial Way. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 1 year.

Staff Recommendation: Approval subject to: 1) A 1 year approval in order to assess the new Business; 2) Must comply with the Building, Fire, and Health Codes; 3) Must comply with landscaping and lighting requirements; 4) The building must be skirted; and 5) Must acquire a business license.

City Manager recommended approval.

Mayor Salinas asked if there were any comments for or against the request.

There were no comments.

Councilman O'cana moved to approve the cup and to adopt Ordinance No. 4441: Conditional Use Permit: To place a 12' x 25' Portable Building for Office Use, 1501 Industrial Way, Lot 3, Mission Business Park Subd., I-1, subject to staff's recommendation. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 4441

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT TO PLACE A 12' X 25' PORTABLE BUILDING FOR OFFICE USE, 1501 INDUSTRIAL WAY, LOT 3, MISSION BUSINESS PARK SUBDIVISION

At 5:24 Councilman Plata stepped out.

2.0 Disposition of Minutes

2.1 City Council Meeting – November 28, 2016 and Special City Council Meeting – December 12, 2016

Mayor Pro Tem Garza moved to approve the minutes as presented. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

Councilman Plata rejoined the meeting.

3.0 Acknowledge Receipt of Minutes

**3.1 Mission Historical Museum – November 21, 2016
Civil Service Commission – November 10, 2016**

Councilman O'cana moved to acknowledge the receipt of minutes as presented. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

At 5:25 Mayor Salinas continued with item 4.20 of the agenda.

4.0 Approvals and Authorizations

**4.1 Preliminary Plat Approval: Los Cabos Subd. Phase 3, A 10.56 acre tract of land, more or less, out of Lots 72 & 82, John H. Shary Subd., PUD,
Developer: Miguel Brito & Hunt Valley Industrial I, L.P.,
Engineer: Halff Associates**

On December 14, 2016 the Planning and Zoning Commission held a Meeting to consider the Preliminary & Final Plat Approval for Los Cabos Subdivision Phase 3. The proposed subdivision was the third phase of the existing Los Cabos Subdivision located near the SW corner of San Mateo & Glasscock Road. The Board unanimously recommended approval as per Staff's recommendation.

Staff Recommendation: Approval subject to: 1) must meet Model Subdivision Rules, 2) comply with the street alignment policy, and 3) must pay the capital sewer recovery fees.

City Manager recommended approval.

Councilman O'cana moved to approve the Preliminary Plat Approval: Los Cabos Subd. Phase 3, A 10.56 acre tract of land, more or less, out of Lots 72 & 82, John H. Shary Subd., PUD, Developer: Miguel Brito & Hunt Valley Industrial I, L.P., Engineer: Half Associates, subject to staff's recommendation. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.2 Preliminary Plat Approval: Eduardo's #16 Sub., a 4.48 acre tract of land out of the North 5.0 acres of the South 10 acres of Lot 35-4, West Addition to Sharyland Subd., ETJ, Developer: Ingrid Astrid Izaguirre, Engineer: Izaguirre Engineering Group, LLC

On December 14, 2016 the Planning and Zoning Commission held a Meeting to consider the Preliminary Plat Approval for Eduardo's #16 Subdivision. The proposed subdivision was located along the west side of Trosper Road approximately ½ mile north of Mile 3 Road. The Board unanimously recommended approval as per Staff's recommendation.

Staff Recommendation: Approval subject to: 1) must meet Model Subdivision Rules, 2) comply with the street alignment policy, 3) must pay the capital sewer recovery fees, sewer tap fees, and sewer permit fees, and 4) comply with comments from the County Planning Department.

City Manager recommended approval.

Councilman O'cana moved to approve the Preliminary Plat Approval: Eduardo's #16 Sub., a 4.48 acre tract of land out of the North 5.0 acres of the South 10 acres of Lot 35-4, West Addition to Sharyland Subd., ETJ, Developer: Ingrid Astrid Izaguirre, Engineer: Izaguirre Engineering Group, LLC, subject to staff's recommendation. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.3 Preliminary Plat Approval: Sharyland Rock Stone Manor Subd., A 1.8161 acre tract of land being a replat of the north line of Lots 72 & 73 of Sharyland Orchards, R-1, Developer: Eliazar & Norma Contreras, Engineer: Cruz-Hogan Consultants, Inc

On December 14, 2016 the Planning and Zoning Commission held a Meeting to consider the Preliminary Plat Approval for Sharyland Rock Stone Manor. The proposed subdivision was located approximately ½ mile south of Griffin Parkway (F.M. 495) along the west side of Glasscock Road. The Board unanimously recommended approval as per Staff's recommendation.

Staff Recommendation: Approval subject to: 1) approval of Variance #1 & Variance #2, 2) Payment of Park and Capital Sewer Recovery Fees, 3) Escrow the 5' sidewalk and street widening along Glasscock Road, 4) Provide Water District exclusion, and 5) Comply with all other format findings.

City Manager recommended approval.

Councilman Plata moved to approve the Preliminary Plat Approval: Sharyland Rock Stone Manor Subd., A 1.8161 acre tract of land being a replat of the north line of Lots 72 & 73 of Sharyland Orchards, R-1, Developer: Eliazar & Norma Contreras, Engineer: Cruz-Hogan Consultants, Inc, subject to staff's recommendation. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.4 Approval Of Ordinance # 4442 of the City Council of the City of Mission, Texas, amending the Mission Code of Ordinances Chapter 6 - Alcoholic Beverages, Article I, Section 6-3 Hours of Sale, by allowing Extended Hours

The Mission City Council had determined that it was in the best interest of the City of Mission, Texas to modify the hours of sale by allowing “extended hours” and authorizing the sale of alcoholic beverages pursuant to the “extended hours” as set out in Texas Alcoholic Beverage Code chapter 105. Section 6-3, Hours of Sale, was hereby amended to read as follows:

“Sec. 6-3 – Hours of Sale”

‘;/[

Hours for the sale of alcoholic beverages shall be the same as set out in the “extended hours” of chapter 105 Texas Alcoholic Beverage Code, as follows:

- Monday-Saturday: 7am- 2 am
- Sunday: Noon - 2am (10am-noon only in conjunction with the service of food)

State Law reference – Texas Alcoholic Beverage Code §105.03-.06, and §109.32.

It was the intent of the City Council to encourage the economic development within the City while continuing to provide a safe community for the residents of Mission. As with all conditional use permits, appropriate conditions and safeguards may be imposed, to include, but not limited to, requiring a uniformed security guard during specified hours/events, proof of certifications, background record checks of employees, and other compliance requirements as determined necessary by the City Council

Staff Recommendation: Approval of Ordinance.

City Manager recommended approval.

Councilman O’cana moved to approve Ordinance No. 4442 of the City Council of the City of Mission, Texas, amending the Mission Code of Ordinances Chapter 6 - Alcoholic Beverages, Article I, Section 6-3 Hours of Sale, by allowing Extended Hours. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

ORDINANCE NO. 4442

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS,
AMENDING THE MISSION CODE OF ORDINANCES CHAPTER 6 - ALCOHOLIC
BEVERAGES, ARTICLE I, SECTION 6-3 HOURS OF SALE, BY ALLOWING EXTENDED
HOURS.

4.5 Authorization to award contract for the construction of the City of Mission Event Center

City Council authorized staff to solicit proposals for the construction of the City of Mission Event Center and all applicable utility infrastructure.

The City of Mission received proposals from D. Wilson Construction Co. and Bullard Construction. Both contractors were found to be responsive and responsible. Staff evaluated both proposals and found D. Wilson Construction Co. acceptable in accordance with the evaluation criteria offering the

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best value taking into consideration both technical and price. Cost for the project would be in the amount of \$15,239,500.

Staff Recommendation: Award contract to D. Wilson Construction Co.

City Manager recommended approval.

Councilman Plata moved to authorize to award contract for the construction of the City of Mission Event Center. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.6 Authorization request by State Representative Sergio Munoz for Lease Agreement at 121 East Tom Landry

Texas House of Representatives' district office had provided the City of Mission with the contract that the Committee on House Administration approved for office leases.

State Representative Sergio Munoz was requesting to continue to lease the office located at 121 East Tom Landry. The lease agreement was for two years beginning on January 10, 2017 and expiring on January 8, 2019 at a cost of \$250.00 per month.

If you are inclined to approve, please include in your motion a finding that such a lease is in the public interest of the City of Mission.

Staff Recommendation: Approval of Lease Agreement.

City Manager recommended approval.

Councilman Plata moved to authorize the request by State Representative Sergio Munoz for Lease Agreement at 121 East Tom Landry, finding that such a lease is in the public interest of the City of Mission. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.7 Authorization request by Congressman Henry Cuellar for District Office Lease Agreement at 117 E. Tom Landry

U.S. House of Representatives district office had provided the City of Mission with a District Office Lease Agreement as approved by the Regulations of the Committee on House Administration.

Congressman Henry Cuellar was leasing the office located at 117 East Tom Landry. The lease agreement extension ends on January 2, 2019 at a cost of \$250.00 per month.

If you are inclined to approve, please include in your motion a finding that such a lease is in the public interest of the City of Mission.

Staff Recommendation: Approval of lease agreement.

City Manager recommended approval.

Councilman O'cana moved to authorize the request by Congressman Henry Cuellar for District Office Lease Agreement at 117 E. Tom Landry, finding that such a lease is in the public interest of the City of Mission. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.8 Approval of Resolution # 1483 authorizing the Mission Police Department to submit an Agreement for the Temporary Closure of State Right-of-Way to the Texas Department of Transportation for the Texas Citrus Fiesta Parade

The Mission Police Department was requesting approval of a resolution for the purpose of submitting an agreement for the temporary closure of State Right-of-Way to the Texas Department of Transportation for the Texas Citrus Fiesta Parade. The agreement was required by the Texas Department of Transportation for the closure of Texas Highway 107 (Conway Avenue) between the Two and a Half Mile Line and U.S. Expressway 83, the 100 and 200 Block of West Tom Landry and the 100 and 200 Block of West business 83. Our organization along with other city departments would be responsible for securing the parade route to ensure the safety of both motorists and pedestrians.

Staff Recommendation: Staff was respectfully requesting approval of Resolution authorizing the Mission Police Department to submit an agreement for the temporary closure of State Right-of-Way to the Texas Department of Transportation for the Texas Citrus Fiesta Parade.

City Manager recommended approval.

Councilman Plata moved to approve of Resolution No. 1483 authorizing the Mission Police Department to submit an Agreement for the Temporary Closure of State Right-of-Way to the Texas Department of Transportation for the Texas Citrus Fiesta Parade. Motion was seconded by Councilwoman Ochoa and approved

RESOLUTION NO. 1483

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS,
AUTHORIZING THE SUBMITTAL TO THE TEXAS DEPARTMENT OF TRANSPORTATION
BY THE MISSION POLICE DEPARTMENT OF AN AGREEMENT FOR THE TEMPORARY
CLOSURE OF STATE RIGHT-OF-WAY FOR THE TEXAS CITRUS FIESTA PARADE AND
AUTHORIZING THE ISSUANCE OF A PUBLIC PERMIT THEREFOR

4.9 Authorization to enter into a repair contract agreement with Heil of Texas via Buyboard contract 515-16

Sanitation department was requesting authorization to enter into a repair contract agreement with Heil of Texas via Buyboard contract 515-16. Repairs would include service rates and parts for side loaders and brush trucks. Contract would be from December 27, 2016 to September 30, 2017.

Staff Recommendation: Authorization to enter into repair contract agreement via Buyboard contract.

City Manager recommended approval.

Councilman Plata moved to authorize to enter into a repair contract agreement with Heil of Texas via Buyboard contract 515-16. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.10 Reclassify Utility Accounts for the 3rd Quarter of 2015

For review and approval was a summary of the utility account receivable to be reclassified at this time for the amount of \$29,130.33. These amounts were for the three month period of July 2015 through September 2015.

Staff Recommendation: Approval to Reclassify Utility Accounts Receivables

City Manager recommended approval.

Councilman O'cana moved to approve to Reclassify Utility Accounts for the 3rd Quarter of 2015. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.11 Authorization to Solicit for bids for the purchase of Cold Water Meters for the Public Works Department

Staff was seeking authorization to solicit bids for the purchase of Cold Water Meters. Meters were needed by the Public Works department to replace nonfunctioning meters and for new developments. The contract terms would be for one year with one-year renewal option.

Staff Recommendation: Authorization to Solicit for Bids.

City Manager recommended approval.

Councilwoman Ochoa moved to authorize to Solicit for bids for the purchase of Cold Water Meters for the Public Works Department. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.12 Authorization to Solicit for bids for the purchase of Meter Connect Supplies for the Public Works Department

Staff was seeking authorization to solicit bids for the purchase of Meter Connect Supplies. Meter Connect supplies were needed by the Public Works department for new water meter connections and repairs. The contract terms would be for one year with one-year renewal option.

Staff Recommendation: Authorization to Solicit for Bids.

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to Solicit for bids for the purchase of Meter Connect Supplies for the Public Works Department. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.13 Authorization to Solicit for bids for the purchase of Waterline Maintenance Supplies for the Public Works Department

Staff was seeking authorization to solicit bids for the purchase of Waterline Maintenance Supplies. Waterline Maintenance Supplies were needed by the Public Works Department for the water distribution system daily maintenance operations.

Staff Recommendation: Authorization to Solicit for Bids.

City Manager recommended approval.

Councilman Plata moved to authorize to Solicit for bids for the purchase of Waterline Maintenance Supplies for the Public Works Department. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.14 Approval to purchase Micro-Solve and Odor-Solve for Sanitary Sewer Lift Stations and Wastewater Treatment Plant from a sole source vendor

Staff was recommending the purchase of Micro-Solve and Odor-Solve from Evergreen Southwest, a sole source vendor. Pursuant to Texas Local Government Code Section 252.022 General Exemptions (7) a procurement of items that are available from only one source, including: (A) items that are available from only one source because of patents, copyrights, secret processes, or natural monopolies and (D) captive replacement parts or components for equipment;

Chemicals would be used for Sanitary Sewer Lift Stations throughout the City, including the Waste Water Treatment plant Main Lift Station. Attached was a sole source letter from the manufacturer, Bio-Tech Industries Inc., granting the rights for distribution by Evergreen Southwest to sell and market the products and an official quote for the acquisition for both chemicals. The product acts on grease by liquefying the solids into a condition that prevents the grease from building up on the walls, thus improving the overall efficiency of the waste flow. It's a non-water-soluble-based solution containing a proven combination of de-mulsifiers, corrosion inhibitors, and organic compounds.

Staff Recommendation: Purchase of Micro-Solve and Odor-Solve from a sole source vendor.

City Manager recommended approval.

Councilman Plata moved to approve to purchase Micro-Solve and Odor-Solve for Sanitary Sewer Lift Stations and Wastewater Treatment Plant from a sole source vendor. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.15 Approval to Purchase Equipment for the Waste Water Treatment Plant and Industrial Pre-Treatment Plant from a sole source vendor

Staff was recommending the purchase of one Model A40-CFG EcoJet Aerator Complete and one 40Hp Ecojet aerator motor w/ propeller model 940-C from Aerator Solutions, 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, secrete processes, or natural monopolies and (D) captive replacement parts or components for equipment;

Aerator & Motor would be use at the aeration basin for the Industrial Pre-Treatment Plant to replace nonfunctional Aerator & Motor installed in 2005 and purchased from the same vendor. Attached was a sole source letter from Vendor, Aerator Solutions and description of Equipment.

Staff Recommendation: Authorization to purchase Aerator Equipment & Motor from Aerator Solutions; a Sole Source Vendor.

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City Manager recommended approval.

Councilman Plata moved to approve to Purchase Equipment for the Waste Water Treatment Plant and Industrial Pre-Treatment Plant from a sole source vendor. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.16 Approval of Change Order No. 1 for the Bentsen Palm Lift Station Construction

Change Order # 1 entails the construction of approximately 1,129 linear feet of 12" gravity sanitary sewer extension North of Military Rd along Scheurbach Rd with additional sanitary sewer manholes. The change order would increase construction cost by \$237,784.85; increasing original bid amount of \$997,427.73 to \$1,235,212.58. Change Order was under the 25% limit, at 23.84% from the original contract cost, set by the Texas Governmental Code. Change Order had by approved by TIRZ board and would be reimburse to the City of Mission. Construction contractor was Mor Will, LLC.

Staff Recommendation: Approval of Change Order No. 1.

City Manager recommended approval.

Councilman Plata moved to approve Change Order No. 1 for the Bentsen Palm Lift Station Construction. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.17 Tax Collections Report – October, 2016

Angie Vela Finance Director presented the Tax Collections Report October, 2016 for approval.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Tax Collections Report – October, 2016. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.18 October 2016 Financial Statements

Mrs. Vela presented the October 2016 Financial Statements for approval.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the October 2016 Financial Statements. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.19 Budget Amendments: Utility Fund, CDBG Fund, PD State Sharing Fund, PD Federal Sharing Fund

Mrs. Vela presented the budget amendments BA-17-10 to BA-17-13 to the City Council for approval.

Staff and City Manager recommended approval.

Councilman Plata moved to approve budget amendments BA-17-10 to BA-17-13 as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.20 Board Appointments – Building Board of Adjustments, Citizen Advisory Committee, Civil Service Commission, Juvenile Justice and Delinquency Prevention Advisory Board, Mission Economic Development Authority Board, Mission Economic Development Corporation Board, Parks and Recreation Board, Planning and Zoning Commission, Shary Golf Course Advisory Board, Speer Memorial Library Board, Tax Increment Reinvestment Board (TIRZ), Traffic Safety Committee, Youth Advocacy Advisory Board, Zoning Board of Adjustments

Attached was the list of Board and Committee Appointments along with the recommendation by Mayor Norberto Salinas.

**BOARDS AND COMMITTEES
TERMS EXPIRING DECEMBER 31, 2016**

BUILDING BOARD OF ADJUSTMENTS

- | | |
|----------------|-------------------|
| ➤ Abel Beltran | December 31, 2016 |
| ➤ Victor Meza | December 31, 2016 |
| ➤ Ken Jones | December 31, 2016 |

MAYOR’S RECOMMENDATION: Re-appoint Abel Beltran, Victor Meza and Ken Jones

CITIZENS ADVISORY COMMITTEE

- | | | |
|--------------------|---------------------------|-------------------|
| ➤ Carlos Lopez | (NE) | December 31, 2016 |
| ➤ VACANT | (NW) | December 31, 2016 |
| ➤ Yolanda Martinez | (SW) | December 31, 2016 |
| ➤ Connie Garza | (NW) | December 31, 2016 |
| ➤ Oton Guerrero | (NE) – Unable to continue | December 31, 2016 |
| ➤ Melida Guzman | (SE) – Unable to continue | December 31, 2016 |
| ➤ Guadalupe Ozuna | (SW) – Resigned | December 31, 2017 |

MAYOR’S RECOMMENDATION: Re-appoint Carlos Lopez, Yolanda Martinez, Connie Garza and appoint, Lorenzo Garza for the NW position, John Lopez for the NE position. Pending appointments for SE and SW.

CIVIL SERVICE COMMISSION

- | | |
|---------------|-------------------|
| ➤ Ruben Femat | December 31, 2016 |
|---------------|-------------------|

MAYOR’S RECOMMENDATION: Re-appoint Ruben Femat

JUVENILE JUSTICE AND DELINQUENCY PREVENTION ADVISORY BOARD

MUNICIPAL COURT JUDGES

- | | |
|------------------------|-------------------|
| ➤ Jonathan Wehrmeister | December 31, 2016 |
|------------------------|-------------------|

LAW ENFORCEMENT

- | | |
|---------------------|-------------------|
| ➤ Roberto Dominguez | December 31, 2016 |
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FIRE DEPARTMENT

- Rene Lopez December 31, 2016

PARKS AND RECREATION DEPARTMENT

- Brad Bentsen December 31, 2016

MAYOR’S RECOMMENDATION: Re-appoint Jonathan Wehrmeister, Roberto Dominguez, and Brad Bentsen and appoint Gilbert Sanchez to the Fire Department Position.

MISSION ECONOMIC DEVELOPMENT AUTHORITY BOARD OF DIRECTORS

- S. David Deanda Jr. December 31, 2016
- Catherine Garcia December 31, 2016
- Tim McVey December 31, 2016
- Jody Alan Tittle December 31, 2016
- Mayor Norberto Salinas By Position – December 31, 2016

Alternate Member for Mayor Position

- Councilman Ruben D. Plata By Position – December 31, 2016

MAYOR’S RECOMMENDATION: Re-appoint S. David Deanda Jr., Catherine Garcia, Tim McVey, Jody Alan Tittle and Councilman Ruben Plata Alternate Member for the Mayor Position.

MISSION ECONOMIC DEVELOPMENT CORPORATION

- Linda Requenez December 31, 2016
- Cathy Garcia December 31, 2016
- Richard Hernandez December 31, 2016
- Jody Tittle December 31, 2016
- S. David Deanda, Jr., December 31, 2016
- Pete Jaramillo December 31, 2016
- Norberto Salinas By Position - December 31, 2016

Alternate Member for Mayor Position

- Councilman Ruben Plata By Position - December 31, 2016

MAYOR’S RECOMMENDATION: Re-appoint Linda Requenez, Catherine Garcia, Richard Hernandez, Jody Alan Tittle, S. David Deanda Jr., Pete Jaramillo and Councilman Ruben Plata Alternate Member for the Mayor Position.

PARKS AND RECREATION BOARD

- Carina Garza - Resigned December 31, 2016
- Tim Brown December 31, 2016

MAYOR’S RECOMMENDATION: Re-appoint Tim Brown and appoint Veronica “Betty” Mendoza to replace Carina Garza who resigned

PLANNING & ZONING COMMISSION

- Ned Sheats December 31, 2016
- Mario Garza December 31, 2016

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MAYOR'S RECOMMENDATION: Re-appoint Ned Sheats and appoint Jaime Gutierrez to replace Mario Garza

SHARY GOLF COURSE ADVISORY BOARD

- Rudy Garcia - Resigned December 31, 2016
- Polo de Leon December 31, 2016

MAYOR'S RECOMMENDATION: Re-appoint Polo de Leon and appoint Mario Ramirez to replace Rudy Garcia who resigned

SPEER MEMORIAL LIBRARY BOARD

- Cynthia Leon December 31, 2016
- Elizabeth Garza December 31, 2016
- Sheila Valles-Pankratz December 31, 2016

MAYOR'S RECOMMENDATION: Re-appoint Cynthia Leon, Elizabeth Garza and Sheila Valles-Pankratz

TAX INCREMENT REINVESTMENT BOARD (TIRZ)

- Richard Hernandez December 31, 2016
- Leonardo Lopez December 31, 2016

MAYOR'S RECOMMENDATION: Reappoint Richard Hernandez and Leonardo Lopez

TRAFFIC SAFETY COMMITTEE

- Sylvia Cruz December 31, 2016
- Apolonio Cardoza December 31, 2016
- Howard Snyders – Unable to continue December 31, 2016

MAYOR'S RECOMMENDATION: Reappoint Sylvia Cruz and Apolonio Cardoza. Appoint Debbie Alvarez to replace Howard Snyders.

YOUTH ADVOCACY ADVISORY BOARD

- Jonathan O'cana December 31, 2016
- Dr. Sonia Trevino December 31, 2016
- Humberto Garza - Resigned December 31, 2017

MAYOR'S RECOMMENDATION: Re-appoint Jonathan O'cana and Dr. Sonia Trevino and appoint Henry Rodriguez to replace Humberto Garza who resigned

ZONING BOARD OF ADJUSTMENTS

- Mike Friedrichs December 31, 2016
- Ned Sheats December 31, 2016
- Kathy Olivarez December 31, 2016

Alternates

➤ TWO VACANT POSITIONS

MAYOR'S RECOMMENDATION: Re-appoint Mike Friedrichs, Ned Sheats and Kathy Olivarez and appoint Terry Meewes as an alternate. Pending appointment for 1 alternate position.

Staff Recommendation: To approve Board and Committee Appointments as recommended by Mayor Norberto Salinas.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Board Appointments – Building Board of Adjustments, Citizen Advisory Committee, Civil Service Commission, Juvenile Justice and Delinquency Prevention Advisory Board, Mission Economic Development Authority Board, Mission Economic Development Corporation Board, Parks and Recreation Board, Planning and Zoning Commission, Shary Golf Course Advisory Board, Speer Memorial Library Board, Tax Increment Reinvestment Board (TIRZ), Traffic Safety Committee, Youth Advocacy Advisory Board, Zoning Board of Adjustments. Motion was seconded by Councilman Plata and approved unanimously 5-0.

5.0 Unfinished Business

None

6.0 Routine Matters

6.1 City Manager's Comments

Mr. Garza invited the Mayor and Council to the Mission Police Department and Crime stoppers Toy Drive to be held on Wednesday at 1 p.m. A total of 250 families would be receiving gifts for their children. He also thanked Ernie Zapata for his compassion that was shown to Mr. Garcia.

6.2 Mayor's Comments

Mayor Salinas requested for all 4-Way stop signs to have signage.

Mayor Salinas asked Council to go into Executive Session.

At 6:02 p.m. Councilman O'cana moved to convene into executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001 under "Consultation with Attorney". Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

Mayor Salinas stepped out of the meeting.

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

7.1 Consultation with Attorney Sec. 551.071 (2)

A. Enforcement Of Dilapidated Structures Legal Requirements Regarding:

- 1. Greenlawn Terrace Lot 26, Blk 3**
- 2. Freeway # 6 Lot 22, Unit 6**
- 3. Mission Original Townsite Lot 3, Blk 115**
- 4. West Addn. To Sharyland-S50'-E90'-4.09 ac-Se 10ac Lot 24-2 0.10ac Net**

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

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At 6:33 p.m. Councilman O'cana moved to reconvene in open session. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

On item 7.1-A, Councilman O'cana moved to approve making a finding that the following properties pose a substantial danger of injury and/or an adverse health impact to the people and surrounding buildings and therefore authorize the City Attorney to pursue legal action pursuant to Chapter 54 in order to protect the public health and safety regarding the following real properties: Motion was seconded by Councilwoman Ocha and approved unanimously 4-0.

1. Greenlawn Terrace Lot 26, Blk 3
2. Freeway # 6 Lot 22, Unit 6
3. Mission Original Townsite Lot 3, Blk 115
4. West Addn. To Sharyland-S50'-E90'-4.09 ac-Se 10ac Lot 24-2 0.10ac Net

8.0 Adjournment

At 6:35 p.m. Councilman O'cana moved for adjournment. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretary