

**NOTICE OF REGULAR MEETING  
MISSION CITY COUNCIL  
AUGUST 22, 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

**ALSO PRESENT:**

Kathy Olivarez, Progress Times  
Jim Brunson, Progress Times  
Peggy Flores  
Rena Villalobos  
Jim Barnes  
Julio Cerda  
Lyle Clark  
Lilian Palmer  
Mr. & Mrs. Romeo De la Garza  
Dianna Reed  
Carlos & Amelia Ramirez  
Nenette McHenry  
Fred Kurth  
Isauro Trevino  
Iden Trevino  
Lee McCormick

**ABSENT:**

**STAFF PRESENT:**

Nelia Hernandez, Asst. City Secretary  
Aida Lerma, Deputy City Manager  
Randy Perez, Deputy City Manager  
Elizabeth Hernandez, Executive Secretary  
Angie Vela, Asst. Finance Director  
Danny Tijerina, Planning Director  
Jaime Acevedo, Asst. Planning Director  
Noemi Munguia, HR Director  
Robert Hinojosa, Risk Manager  
Eduardo Belmarez, Purchasing Director  
Roland Rodriguez, I. T. Director  
Roberto Salinas, Public Works Director  
Juan Pablo Terrazas, City Engineer  
Jesse Lerma, Civil Service Director  
Rene Lopez, Jr., Fire Chief  
Gilbert Sanchez, Fire Marshal  
Robert Dominguez, Chief of Police  
Jonathan Wehrmeister, Judge  
Joanne Longoria, CDBG Director  
Mario Flores, Golf Course Director  
Luduvico Martinez, B & G Club Director  
Brad Bentsen, Parks & Recreation Director  
Belinda Garza, Speer Memorial Library  
Cynthia Lopez, Museum Director  
Cesar Gutierrez, Sanitation Director  
Alex Meade, MEDC Chief Exec. Officer  
Humberto Garcia, Media Relations  
Paula Banda, Administrative Asst.

**1. Call to order**

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:43 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 Parks & Recreation TAAF Athletes

Brad Bentsen presented the athletes who received medals at the TAAF games in Track and Field, Swimming, Tennis and Pickle Ball.

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

Josh Stockel CEO from the Greater Mission Chamber of Commerce reported on the chamber events that had recently taken place. Mayor and City Council were advised about upcoming ribbon cuttings and events to include Coffee Connections on Friday, August 26 at Jitterz Coffee Bar and the Mission Regional Medical Center Auxiliary Masquerade \$5.00 Jewelry & Accessories Sale on Monday August 29 and Tuesday, August 30.

### 5. Departmental Reports

Councilman Ruben Plata moved to approve the departmental reports as presented. Motion was seconded by Councilman Dr. Armando O'cana and approved unanimously 5-0.

### 6. Citizens Participation

Aida Lerma, Deputy City Manager introduced Mayor Juan Manuel Avila Gutierrez and City manager Teresa Silger along with a delegation from Carmona, Sevilla Spain.

Isauro Trevino extended an invitation to the Council and everyone present to the ribbon cutting of Carne Asada Restaurant opening on Friday, September 9, located on 1215 E Expwy. 83 Ste. C.

#### 1.0 Public Hearing

##### 1.1 Planning & Zoning Recommendations

##### A. Rezoning: Lot 12, Goodwin Tract No. 3 Subdivision, AO-I (Agricultural Open Interim) to R-1 (Single Family Residential), Daniel Acevedo, Adoption of Ordinance # 4385 approving 1.1A

On August 10, 2016 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located ¼ mile north of W. Griffin Parkway (F.M. 495) along the west side of Inspiration Road. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval of the R-1 zone.

Staff and 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 rezoning and to adopt Ordinance No. 4385 Rezoning: Lot 12, Goodwin Tract No. 3 Subdivision, AO-I (Agricultural Open Interim) to R-1 (Single Family Residential). Motion was seconded by Councilman Plata and approved unanimously 5-0.

#### **ORDINANCE NO. 4385**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A REZONING OF LOT 12, GOODWIN TRACT NO. 3 SUBDIVISION, FROM  
AO-I (AGRICULTURAL OPEN INTERIM) TO R-1 (SINGLE FAMILY RESIDENTIAL)

**B. Rezoning: The Southeast 1.0 acre of the South 10.0 acres of the North 20.0 acres of Lot 226, John H. Shary Subdivision, AO-1 (Agricultural Open Interim) to R-1T (Townhouse Residential), Nereida Moreno, Adoption of Ordinance # 4386 approving 1.1B**

On August 10, 2016 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The property was located along the west side of Taylor Road between Brentwood Drive and Country Club Drive. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval of the amended R-1 zone.

Staff and 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 rezoning and to adopt Ordinance No. 4386 Rezoning: The Southeast 1.0 acre of the South 10.0 acres of the North 20.0 acres of Lot 226, John H. Shary Subdivision, AO-1 (Agricultural Open Interim) to R-1 Zone (Single Family Residential). Motion was seconded by Mayor Pro Tem Norie Gonzalez Garza and approved unanimously 5-0.

**ORDINANCE NO. 4386**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING OF THE SOUTHEAST 1.0 ACRE OF THE SOUTH 10.0 ACRES OF THE NORTH 20.0 ACRES OF LOT 226, JOHN H. SHARY SUBDIVISION, FROM AO-I (AGRICULTURAL OPEN INTERIM) TO R-1 (SINGLE FAMILY RESIDENTIAL)

**C. Conditional Use Permit: Drive-Thru Service Window – El Pollo Loco Restaurant, Lot 1, North Star Plaza II Subdivision U/R, C-3, EPLNM, LLC, Adoption of Ordinance # 4387 approving 1.1C**

On August 10, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located approximately 150' north of W. Griffin Parkway (F.M. 495) along the west side of Conway. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 1 year.

Staff Recommendation: Approval for 1 year.

City Manager recommended approval.

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

There were no comments.

Mayor Pro Tem Garza moved to approve the cup and to adopt Ordinance No. 4387 Conditional Use Permit: Drive-Thru Service Window – El Pollo Loco Restaurant, Lot 1, North Star Plaza II Subdivision U/R, C-3, for 1 year as recommended. Motion was seconded by Councilwoman Jessica Ortega-Ochoa and approved unanimously 5-0.

**ORDINANCE NO. 4387**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR A DRIVE-THRU SERVICE WINDOW-EL POLLO LOCO RESTAURANT, LOT 1, NORTH STAR PLAZA II SUBDIVISION (UNRECORDED)

**D. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – El Rodeo Restaurant, 622 N. Conway Avenue, being Lot 1, Block 106, Mission Original Townsite Subdivision, C-3, Roberto Romero, Adoption of Ordinance # 4388 approving 1.1D**

On August 10, 2016 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The property was located at the SE corner of Conway and Leo Najo Street. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval for 1 year.

Staff Recommendation: Approval subject to: 1) 1 year approval, 2) no objection to a waiver of the 300' separation requirement from residential neighborhoods, 3) Compliance with Ordinance #4320.

City Manager recommended approval.

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

There were no comments.

Mayor Pro Tem Garza moved to approve the cup and to adopt Ordinance No. 4388 Sale & On-Site Consumption of Alcoholic Beverages – El Rodeo Restaurant, 622 N. Conway Avenue, being Lot 1, Block 106, Mission Original Townsite Subdivision, C-3, subject to staff's recommendations. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**E. Public Hearing: Mission Economic Development Corporation Tax Exempt Revenue Bonds (CarbonLITE Recycling LLC Project, Series 2016)**

Public Hearing: A public hearing with respect to the issuance of one or more series of bonds at one time or from time to time in an aggregate principal amount not to exceed \$50,000,000, by the Mission Economic Development Corporation. The proceeds of the bonds would be loaned to CarbonLite Recycling LLC, to finance or refinance costs of acquiring, constructing, rehabilitating, renovating, installing, and/or equipping a post-consumer polyethylene terephthalate (“porPET”) plastic beverage container processing facility in Dallas, Texas.

The ad was published in The Monitor on August 8, 2016.

The public hearing was to give citizens the opportunity to be heard.

Staff Recommendation: Public hearing only.

City Manager recommended approval.

No action was taken on this item since it was only for public hearing.

## **F. Public Hearing on FY 2016-2017 Preliminary Budget**

The City's preliminary budget for FY 2016-2017 was presented on July 25, 2016 and had been made available to the public for review at the City Secretary's office and on the City's website as required.

This was the opportunity for citizens to speak on the preliminary budget.

Staff Recommendation: Public Hearing.

City Manager recommended approval.

No action was taken on this item since it was only for public hearing.

## **G. Public Hearing on proposed Property Tax Rate**

In accordance with the Texas Property Tax Code, the City Council must propose a tax rate for the City of Mission and publish "Notice of Property Tax Rates," no later than September 1<sup>st</sup>. The "Notice of Property Tax Rates", which included the proposed property tax rate of \$0.4962, was published in the Progress Times on August 12, 2016.

This was the opportunity for citizens to speak on the proposed Property Tax Rate.

Staff Recommendation: Public Hearing.

City Manager recommended approval.

No action was taken on this item since it was only for public hearing.

## **2.0 Disposition of Minutes**

### **2.1 City Council Meeting – August 8, 2016**

Mayor Pro Tem Garza moved to approve the minutes as presented. Motion was seconded by Councilman Plata and approved unanimously 5-0.

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

#### **3.1 Mission Historical Museum – July 18, 2016**

**Citizen's Advisory Committee – July 12, 2016**

**Shary Golf Course Advisory Board – May 24, 2016**

**Speer Memorial Library Board – June 21, 2016**

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

## **4.0 Approvals and Authorizations**

### **4.1 Approval to enter into Interlocal Agreement between City of Mission and Mission CISD to jointly undertake the youth services at Castro Elementary and Leal Elementary**

Approval was being requested to enter into Interlocal Agreement between City of Mission and Mission CISD to jointly undertake the youth services of the Mission Boys

and Girls Club at Castro Elementary and Leal Elementary where it provided after school programs for the area youth.

The agreement had been approved by MCISD.

Staff Recommendation: Approval of Interlocal Agreements.

City Manager recommended approval.

Councilman O'cana moved to approve to enter into Interlocal Agreement between City of Mission and Mission CISD to jointly undertake the youth services at Castro Elementary and Leal Elementary. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

#### **4.2 Approval to enter into Interlocal Agreement between City of Mission and Sharyland ISD to jointly undertake the youth services at Jessie Jensen Elementary**

Approval was being requested to enter into Interlocal Agreement between City of Mission and Sharyland ISD to jointly undertake the youth services of the Mission Boys and Girls Club at Jessie Jensen Elementary where it provided after school programs for the area youth.

The agreement had been approved by SISD.

Staff Recommendation: Approval of Interlocal Agreement.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve to enter into Interlocal Agreement between City of Mission and Sharyland ISD to jointly undertake the youth services at Jessie Jensen Elementary. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

#### **4.3 Appointment of City Representative and Alternate to serve on the Board of Directors for Amigos Del Valle for 2016-2017**

On an annual basis the City of Mission appointed a City Representative and Alternate to serve on the Amigos del Valle board. The Term of this appointment was from October 1, 2016 thru September 30, 2017.

Amigos Del Valle was requesting the appointment of a representative and alternate for Fiscal Year 2016-17.

The current Board Representative was Mayor Pro Tem Norie Gonzalez Garza and the Alternate was Deputy City Manager Aida Lerma. Mayor Norberto Salinas serves as Member Emeritus.

Staff Recommendation: Appointment of City Representative and Alternate .

City Manager recommended approval.

Councilman Plata moved to approve the appointment of City Representative and Alternate to serve on the Board of Directors for Amigos Del Valle for 2016-2017 as recommended by Mayor Salinas. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

#### **4.4 Acceptance of Quarterly Report of Investments for the Quarter ending June 30, 2016 and Interest Earned for nine months ending June 30, 2016**

Acceptance of quarterly report required by the Public Funds Investment Act Section 2256.023 of the Texas Government Code on the total investments for the quarter ending June 30, 2016. The total investments purchased were \$2,501,970.04 and total investments matured were \$1,966,375.00, leaving a total of \$16,397,406.56 in outstanding investments for the quarter ending June 30, 2016. The total interest earned on all funds year to date was \$118,438.51.

Staff Recommendation: Acceptance.

City Manager recommended approval.

Councilman O'cana moved to approve the acceptance of Quarterly Report of Investments for the Quarter ending June 30, 2016 and Interest Earned for nine months ending June 30, 2016. Motion was seconded by Councilman Plata and approved unanimously 5-0.

#### **4.5 July 2016 Financial Statements**

Angie Vela, Assistant Finance Director presented the July 2016 Financial Statements for approval.

Staff and City Manager recommended approval.

Councilman O'caña moved to approve the July 2016 Financial Statements as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

#### **4.6 Tax Collections Report – July, 2016**

Mrs. Vela presented the Tax Collections Report for July, 2016 for approval.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Tax Collections Report for July, 2016 as recommended. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

#### **4.7 Budget Amendment – MEDC Fund**

Mrs. Vela presented the budget amendment BA-16-47 to the City Council for approval.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve budget amendment BA-16-47. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

#### **4.8 Execute Standard Utility Agreement (SUA) with AEP Transmission for Inspiration Road Project**

This SUA would provide the necessary agreements between the City and AEP, so that reimbursement from the State could occur, if applicable.

An AEP transmission line needed to be adjusted at an estimated cost of \$104,093 in order to clear the ROW. TxDOT had approved the maximum amount for reimbursement to the City, if applicable. AEP had signed the SUA and once the City executed, a notice to proceed would be given to AEP.

The Inspiration Road Project had received bids and was expected to start construction by the beginning of 2017. AEP Transmission was ready to adjust their transmission structure to clear the ROW. A letter was received from TXDOT responding to a Determination of Upper Limits request submitted by L&G Engineers as outlined in the City's adopted SUA/Process. The TXDOT response date July 22, 2016 provided the review and approval, if TXDOT reimbursement was applicable.

Staff Recommendation: Execute Standard Utility Agreement (SUA) with AEP Transmission.

City Manager recommended approval.

Councilman O'cana moved to approve to Execute Standard Utility Agreement (SUA) with AEP Transmission for Inspiration Road Project. Motion was seconded by Councilman Plata and approved unanimously 5-0.

#### **4.9 Approve and authorize execution of contract for fine and fees of collection services with Linebarger Goggan Blair & Sampson, LLP**

Authorization was being requested to enter into a contract with Linebarger Goggan Blair & Sampson, LLP for the collection of fines and fees. The term of the contract was for one year with an additional one year extension.

Staff Recommendation: Approve contract with Linebarger Goggan Blair & Sampson LLP.

City Manager recommended approval.

Councilman Plata moved to approve and authorize execution of contract for fine and fees of collection services with Linebarger Goggan Blair & Sampson, LLP, for a 2 year agreement. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

#### **4.10 Authorization to solicit bids for Polymer Chemical for the North and South Water Treatment Plants**

Staff was seeking authorization to solicit bids for the purchase of Polymer Chemical. Chemical was needed by the Public Works Department as part of the Water Treatment Process. The contract terms would be for one year base term with two one-year renewal options.

Staff Recommendation: Authorization to solicit for Bids.

City Manager recommended approval.

Councilman Plata moved to authorize to solicit bids for Polymer Chemical for the North and South Water Treatment Plants. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.



#### **4.11 Authorization to Solicit for Bids for Chlorine Gas for the Public Works Department North and South Water Treatment Plants**

Staff was seeking authorization to solicit bids for the purchase of Chlorine Gas. Chemical was needed by the Public Works Department as part of the Water Treatment Disinfection Process. The contract terms would be for one year base term with two one-year renewal options.

Staff Recommendation: Authorization to Solicit for Bids.

City Manager recommended approval.

Councilman Plata moved to authorize to solicit bids for Chlorine Gas for the Public Works Department North and South Water Treatment Plants. Motion was seconded by Mayor Pro Tem Garza approved unanimously 5-0.

#### **4.12 Solicit for Bids for North and South Water Plant Facilities Laboratory Analysis**

TCEQ required that the City of Mission Complied with EPA Long Term 2 Enhanced Surface Water Treatment Rule at the City's North & South Water Treatment Facilities. Specifically, the City must begin testing October 2016 for Cryptosporidium and E coli micro-organisms for a duration of 24 continuous months. Proposed contract terms would be effective from October 2016 to October 2018.

Staff Recommendation: Solicit for Bids.

City Manager recommended approval.

Councilman Plata moved to authorize to solicit bids for North and South Water Plant Facilities Laboratory Analysis. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

#### **4.13 Authorization to Solicit bids for the purchase of Liquid Emulsion Polymer for the Waste Water Treatment Plant**

Staff was seeking authorization to solicit bids for the purchase of Liquid Emulsion Polymer. Chemical was needed by the Public Works Department as part of the Waste Water Treatment Process. The contract terms would be for one year base term with two one-year renewal options.

Staff Recommendation: Authorization to Solicit for Bids.

City Manager recommended approval.

Councilman Plata moved to authorize to solicit bids for the purchase of Liquid Emulsion Polymer for the Waste Water Treatment Plant. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

#### **4.14 Authorization to solicit for bids for Odor Control Chemical for the Public Works Department Waste Water Treatment Plant and Lift Stations**

Staff was seeking authorization to solicit bids for the purchase of Odor Control Masking Agent Chemical. Chemical was needed to neutralize odor at the waste water treatment plant and sanitary sewer lift stations. The contract terms would be for one year base term with two one-year renewal options.

Staff Recommendation: Authorization to Solicit for Bids.

City Manager recommended approval.

Councilman Plata moved to authorize to solicit bids for Odor Control Chemical for the Public Works Department Waste Water Treatment Plant and Lift Stations. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**4.15 Authorization to Solicit Bids for Powdered Activated Carbon for the North and South Water Treatment Plants**

Staff was seeking authorization to solicit bids for the purchase of Powdered Activated Carbon. Chemical was needed by the Public Works Department as part of the Water Treatment Process. The contract terms will be for one year base term with two one-year renewal options.

Staff Recommendation: Authorization to Solicit for Bids.

City Manager recommended approval.

Councilman Plata moved to authorize to solicit bids for Powdered Activated Carbon for the North and South Water Treatment Plants. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**4.16 Authorization to Execute First-One Year Renewal Option for Sodium Chlorite for the Public Works Department North and South Water Treatment Plant**

The City of Mission entered into a Contract with International Dioxide for Sodium Chlorite set to Expired September 2016. The contract terms were for one year with two one-year renewal options based on 3% increase in price. At this time the vendor had opted to have no increase in price. Staff was seeking authorization to extend contract for first-one year renewal option with International Dioxide, Inc. This agreement would extend Bid No 16-069-12-03 from October 1, 2016 through September 30, 2017.

Staff Recommendation: Authorization to extend contract for first-one year renewal option with International Dioxide, Inc.

City Manager recommended approval.

Councilman Plata moved to authorize to Execute First-One Year Renewal Option for Sodium Chlorite for the Public Works Department North and South Water Treatment Plant with International Dioxide, Inc. as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**4.17 Authorization to Execute Payment for Lift Station 42 Pump Replacement**

In accordance with Local Government Code, General Exceptions, Paragraph 252.022 (a)(1)(2) “a procurement made because of a public calamity that requires the immediate appropriation of money to relieve the necessity of the municipality’s residents or to preserve the property of the municipality” and “a procurement necessary to preserve or protect the public health or safety of the municipality’s residents”, hence staff was seeking authorization as an “Emergency Purchase” for Lift Station No. 42 Emergency repairs due to a non-functioning pump.

Request to execute payment for Precision Pump Systems in the amount of \$18,100.00.

Staff Recommendation: Approval of Payment for Emergency Repairs.

City Manager recommended approval.

Councilman Plata moved to authorize to Execute Payment for Lift Station 42 Pump Replacement for emergency repairs as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**4.18 Approval of Resolution # 1471, A Resolution Approving the Issuance of Mission Economic Development Corporation Solid Waste Disposal Revenue Bonds (CarbonLITE Recycling LLC Project) Series 2016 (AMT) in an Aggregate Amount not to Exceed \$50,000,000**

Lee McCormick, President of Community Development Associates, LLC, was the facilitator for issuance of bonds on behalf of CarbonLITE Recycling LLC Project, Series 2016.

Mr. McCormick was present at the meeting to answer any questions City Council may have.

There was a report and the proposed resolution.

Staff Recommendation: Approval of Resolution.

City Manager recommended approval.

Councilman O'cana moved to approve Resolution No. 1471. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**RESOLUTION NO. 1471**

RESOLUTION APPROVING THE ISSUANCE OF  
MISSION ECONOMIC DEVELOPMENT CORPORATION  
SOLID WASTE DISPOSAL REVENUE BONDS  
(CARBONLITE RECYCLING LLC PROJECT) SERIES 2016 (AMT)  
IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$50,000,000

**4.19 Authorization to solicit bids for janitorial services for the Center for Education and Economic Development, located at 801 N. Bryan Road, Mission, Texas 78572**

Mission EDC was requesting authorization to solicit bids for janitorial services for the new CEED building, located at 801 N. Bryan Road, Mission, Texas 78572. Bids would be solicited for services for the month of September 30, 2016, and for the 2016-17 fiscal year beginning October 1, 2016 and ending September 30, 2017.

Staff Recommendation: Authorization to solicit for bids.

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to solicit bids for janitorial services for the Center for Education and Economic Development, located at 801 N. Bryan Road, Mission, Texas 78572. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**4.20 Award Bid for “Housing Assistance Program – Phase 15-III”**

On July 25, 2016 City Council authorized staff to solicit bids for five projects: four (4) reconstruction and one (1) rehabilitation. The City of Mission has accepted and opened two (2) bid responses for these five (5) homes. Staff recommended awarding the projects for reconstruction of the following homes:

A-One Insulation - \$143,750

Reconstruction:

405 Keralum Ave. – \$59,350

309 Oblate Ave. – \$64,500

Rehabilitation:

621 Leal St. - \$19,900

G & G Contractors - \$119,800

Reconstruction:

1223 E. 2<sup>nd</sup> St. – \$59,900

133 Canal Ave. – \$59,900

A-One Insulation and G & G Contractors met all the Terms & Conditions and Specifications and came within budget. CAC met on August 16, 2016 and approved staff’s recommendation for these homes.

The City had been utilizing 75% of the annual CDBG allocation for several years for housing projects. Since 1999, a total of 422 families to date have been provided some form of housing assistance. Out of the 422 families, 252 families received reconstruction assistance while 170 families received rehabilitation assistance (including CDBG-R, CDBG-DR and SSBG funds).

Staff Recommendation: Award Bid to A-One Insulation and G & G Contractors as stated.

City Manager recommended approval.

Councilman Plata moved to Award Bid for “Housing Assistance Program – Phase 15-III” to A-One Insulation and G & G Contractors as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**4.21 Authorization to purchase via a state approved contract, a total of four (4) police units and all the necessary police equipment to equip the four (4) new police units**

The City of Mission Police Department was requesting authorization to purchase four (4) new police units and all the necessary police equipment for the four (4) police vehicles through a state approved contract (Buyboard - Contract #430-13). The four (4) police units would be purchased through the Mission Police Department 2015 Stonegarden grant funds and the city’s Capital Asset Replacement fund. Included was the purchase of equipment for all four (4) of the new police units. Our organization would be utilizing our 2015 Stonegarden Funds in the amount of \$108,900.00 and an additional \$35,410.80 from the Capital Asset Replacement fund to purchase the vehicles. The equipment for the vehicles would be purchased using the Capital Asset Replacement fund.

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Staff Recommendation: Staff was respectfully requesting authorization to purchase through a state contract, a total of four (4) police units and all the necessary equipment to equip the four (4) new police units.

City Manager recommended approval.

Councilman O'cana moved to authorize to purchase via a state approved contract, a total of four (4) police units and all the necessary police equipment to equip the four (4) new police units. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

### **4.22 Authorization to surplus used office equipment and miscellaneous items for the purpose of selling said items via GovDeals online auction**

The Mission Police Department was requesting authorization to surplus the a list of used office equipment and miscellaneous items for the purpose of selling said items via GovDeals online auction. These items were acquired by the City of Mission Police Department over the years and had served their purpose. Staff was recommending that equipment be declared surplus.

Staff Recommendation: Staff was respectfully requesting authorization to surplus the used office equipment and miscellaneous items for the purpose of selling said items via GovDeals online auction.

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to surplus used office equipment and miscellaneous items for the purpose of selling said items via GovDeals online auction. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

### **4.23 Authorization to accept the FY 2016-2017 Victim coordinator and Liaison Program Grant from the Office of the Attorney General, Crime Victim Services Division**

The Mission Police Department was requesting authorization to accept the Victim Coordinator and Liaison Grant from the Office of the Attorney General, Crime Services Division. The grant was a one-year grant for FY 2016-2017. The total amount of the grant was \$42,000.00. There was no cash match required by the City of Mission. The grant would allow the Mission Police Department to continue the services provided by our Crime Victim Liaison Program. Staff was requesting a favorable recommendation for the purpose of continuing our Crime Victim Liaison Program.

Staff Recommendation: Staff was respectfully requesting a favorable recommendation authorizing the Mission Police Department to accept the FY 2016-2017 Victim Coordinator and Liaison Program Grant from the Office of the Attorney General, Crime Victim Services Division.

City Manager recommended approval.

Councilwoman Ochoa moved to authorize to accept the FY 2016-2017 Victim coordinator and Liaison Program Grant from the Office of the Attorney General, Crime Victim Services Division. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**4.24 Authorize Staff to Engage the most competent and qualified proposer for Property Appraisal Services and Authorize City Manager to execute contract incident Thereto**

City Council authorized staff to solicit Request for Qualifications (RFQ's) for Property Appraisal Services in accordance with the Texas Professional Services Procurement Act (V.T.C.A., Government Code Section 2254.001).

Staff received three (3) proposals and found two (2) of the firms unacceptable due to non-responsiveness leaving one firm for your consideration. This firm had been deemed competent and qualified to perform these services. Staff was seeking authorization to enter into negotiations with firm deemed most qualified as per Government Code Sec. 2254.003.

Staff Recommendation: Authorize City Manager to enter into negotiations with firm deemed by council to be most qualified.

City Manager recommended approval.

After discussion on this item, Mayor Salinas recommended tabling the item so that Council could have more information regarding the proposals.

Mayor Pro Tem Garza moved to table the item as recommended by Mayor Salinas. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**4.25 Authorize Staff to Engage Highest Qualified Proposer for Land Surveying and Authorize City Manager to execute contract incident thereto**

City Council authorized staff to solicit Request for Qualifications (RFQ's) for Land Surveying Services in accordance with the Texas Professional Services Procurement Act (V.T.C.A., Government Code Section 2254.001).

Staff received fifteen (15) proposals and found four (4) of the firms unacceptable due to non-responsiveness leaving 11 firms for your consideration. All 11 firms had been deemed competent and qualified to perform these services. Staff was seeking authorization to engage in negotiations the firm deemed by council to be the highest qualified to perform the services for fair and reasonable fixed rates as per Government Code 2254.004.

Staff Recommendation: Authorize City Manager to enter in negotiations and execute a contract for Professional Land Surveying Services with the firm determined by council to be the highest qualified to perform these services.

City Manager recommended approval.

Mayor Salinas recommended hiring ROW Surveying Services, LLC.

Councilman Plata moved to authorize staff to hire ROW Surveying Services, LLC as recommended by Mayor Salinas. Motion was seconded by Councilwoman Ochoa and approved 4-1, with Councilman O'cana voting against.

**4.26 Authorization to Award Contract for Stop Loss Insurance**

On July 11, 2016, City Council authorized GEF Financial Group to solicit for bids for Stop Loss Insurance. Re-Insurance was needed for the 2016-2017 fiscal year to cap any excess cost exceeding our specific deductible for medical and prescription costs. GEF received five (5) firm

bids, and after careful evaluation and assessment, GEF was recommending that we award contract to HCC (Houston Casualty Company).

Staff Recommendation: Award contract to HCC through Ricardo Filizola, GEF Insurance.

City Manager recommended approval.

Councilwoman Ochoa moved to authorize to award Contract for Stop Loss Insurance to HCC through Ricardo Filizola, GEF Insurance. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

**4.27 Approval of Interlocal Agreement between City of Mission and Mission Consolidated Independent School District regarding the Natatorium Facility at Bannworth Park**

Mission CISD and City desired to enter into the Interlocal Agreement for the purpose of use of the Natatorium Facility at Bannworth Park. The agreement was for the 2016-2017 school year.

Staff Recommendation: Approval of Interlocal Agreement.

City Manager recommended approval.

Councilman Plata moved to approve the Interlocal Agreement between City of Mission and Mission Consolidated Independent School District regarding the Natatorium Facility at Bannworth Park. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

**4.28 Approval of Interlocal Agreement between City of Mission and Sharyland Independent School District regarding the Natatorium Facility at Bannworth Park**

Sharyland ISD and City desired to enter into the Interlocal Agreement for the purpose of use of the Natatorium Facility at Bannworth Park. The agreement was for the 2016-2017 school year.

Staff Recommendation: Approval of Interlocal Agreement.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Interlocal Agreement between City of Mission and Sharyland Independent School District regarding the Natatorium Facility at Bannworth Park. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**4.29 Authorization to allow Teksys Wireless Solutions to repair roadway intersection and park cameras via DIR Contract # DIR-TSO-2704**

The City of Mission Police Department was requesting authorization to allow Teksys Wireless Solutions to repair roadway intersection and park cameras via DIR contract # DIR-TSO-2704. The Mission Police IT Bureau discovered that a number of roadway intersection cameras and park cameras nodes were not in operation. In order to be able to utilize the roadway intersection cameras and park cameras, staff was in need of repairing the aforementioned nodes. The total price for repairs would be \$27,499.25. Federal Drug Forfeiture funds would be utilized to pay for the repairs.

Staff Recommendation: Authorize Teksys Wireless Solutions to repair the roadway intersection and park cameras via DIR contract DIR-TSO-2704.

City Manager recommended approval.

Councilman O'cana moved to authorize to allow Teksys Wireless Solutions to repair roadway intersection and park cameras via DIR Contract # DIR-TSO-2704. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**4.30 Approval of Resolution No. 1472 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 Healthy Families and Healthy Communities 5K Walk event**

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 Healthy Families and Healthy Communities 5 K Walk event. The agreement was required by the Texas Department of Transportation for the closure of the westbound lane of travel (right lane) of U.S. Business Highway 83 between West Kika De La Garza Street and Los Ebanos Road. The Mission Police Department would be responsible for securing the Healthy Families and Healthy Communities 5 K Walk event route to ensure the safety of both motorists and pedestrians.

Staff Recommendation: Staff was respectfully requesting Approval of the 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 Healthy Families and Healthy Communities 5 K Walk event.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Resolution No. 1472. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**RESOLUTION NO. 1472**

A 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 OF THE  
WESTBOUND LANE OF TRAVEL (RIGHT LANE) OF U.S. BUSINESS HIGHWAY 83  
BETWEEN WEST KIKA DE LA GARZA STREET AND LOS EBANOS ROAD FOR THE  
HEALTHY FAMILIES AND HEALTHY COMMUNITIES 5K WALK EVENT AND  
AUTHORIZING THE ISSUANCE OF A PUBLIC PERMIT THEREFORE

**5.0 Unfinished Business**

None

**6.0 Routine Matters**

**6.1 City Manager's Comments**

Mr. Garza congratulated Roberto Salinas, P.E., Public Works Director and staff for the striping and cleanup of the areas around the schools for the first day of school. Mr. Garza also congratulated Chief of Police, Roberto Dominguez and staff for their efforts in traffic control and keeping all students safe.



## 6.2 Mayor's Comments

None

At 5:53 p.m., Councilman O'cana moved to convene into executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001. Motion was seconded by Councilman Plata 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 (2)

A. Legal consultation regarding proposed television production agreement.

### 7.2 Deliberations about Real Property Sec. 551.072

A. Consideration of the use of eminent domain, on behalf of the State of Texas, to acquire a .126 of an acre tract (5,510 sq.ft) situated in Hidalgo County, Texas and also being a part or portion of a certain 10.0 acre tract out of Lot 30-1, West Addition to Sharyland Subdivision, according to the map or plat thereof recorded in Volume 1, Page 56, of the Map records of Hidalgo County, for the public purpose of construction or improvement of Inspiration Rd, and to resolve or acquire any necessary right of ways related to this project.

B. Consideration of acquisition of real property described as a .48 acre tract out of a 1.13 acre tract situated in Maria Luna Survey Porcion 57, out of Lot 17-10, West Addition to Sharyland

C. Consideration of acquisition of real property located at the southwest corner of U.S. Expressway 83 and Bryan Rd.

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

At 6:14 p.m., Councilman Plata moved to reconvene in open session. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

On item 7.1-A, Councilwoman Ochoa moved to authorize City Manager to negotiate and execute contract with Big Fish Productions for the purpose of a television production agreement. Motion was seconded by Councilman Plata and approved unanimously 5-0.

On item 7.2-A, Councilwoman Ochoa moved to approve Resolution No. 1473. Motion was seconded by Councilman Plata and approved unanimously 5-0.

## **RESOLUTION NO. 1473**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS DETERMINING THE PUBLIC NECESSITY FOR AND AUTHORIZING THE CITY MANAGER, CITY ATTORNEY AND ANY DESIGNEE, THE USE OF EMINENT DOMAIN, INCLUDING APPOINTING AN APPRAISER AND NEGOTIATOR; DETERMINING JUST COMPENSATION; AND INSTITUTING CONDEMNATION PROCEEDINGS, TO ACQUIRE FOR THE PUBLIC PURPOSE OF COMPLETING INSPIRATION ROAD IMPROVEMENT PROJECT THROUGH THE PROPERTY DESCRIBED IN EXHIBIT "A".

On item 7.2-B, Councilman Plata moved to approve Resolution No. 1474. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**RESOLUTION NO. 1474**

RESOLUTION AUTHORIZING MAYOR AND CITY MANAGER TO DETERMINE FAIR MARKET BY APPRAISAL, OBTAIN SURVEY AND NEGOTIATE AND PURCHASE INTEREST IN LAND FOR THE PURPOSE OF MAINTAINING MUNICIPAL INFRASTRUCTURE; AND PROVIDING AN EFFECTIVE DATE

On item 7.2-C, no action was taken.

**8.0 Adjournment**

At 6:17 p.m., Councilman Plata moved for adjournment. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

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Norberto Salinas, Mayor

ATTEST:

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Anna Carrillo, City Secretary