

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
APRIL 9, 2018 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:

Frederik Mooij
Victor H. Alonzo

ABSENT:

STAFF PRESENT:

Nelia Hernandez, Asst. City Secretary
Aida Lerma, Deputy City Manager
Randy Perez, Deputy City Manager
Elizabeth Hernandez, Executive Secretary
Angie Vela, Finance Director
Ezeiza Garcia, Asst. Finance Director
Jaime Acevedo, Planning Director
Virgil Gonzalez, Asst. Planning Director
Noemi Munguia, HR Director
Robert Hinojosa, Risk Manager
Eduardo Belmarez, Purchasing Director
Roland Rodriguez, I. T. Director
Charlie Longoria, Media Relations
Juan Pablo Terrazas, City Engineer
Roberto Salinas, Public Works Director
Jesse Lerma, Civil Service Director
Rene Alvarez, Asst. Fire Chief
James Cardoza, Emergency Mngmnt. Coord.
Robert Dominguez, Chief of Police
Joanne Longoria, CDBG Director
Mario Flores, Golf Course Director
Juan Arevalo, Boys & Girls Club Director
Brad Bentsen, Parks & Recreation Director
Mayra Rocha, Library Director
Cynthia Lopez, Museum Director
Cesar Gutierrez, Sanitation Director
JC Avila, Fleet Maintenance Director
Noel Barrera, Health Dept. Director
Adela Ortega, Food Pantry Manager
Joel Chapa, Jr., Police Officer

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:39 p.m.

2. Invocation and Pledge Allegiance

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

3. Presentation of Kenneth White Jr. High School MetalHawks

The City Council presented the Kenneth White Jr. High School MetalHawks FIRST Tech Challenge Team a plaque for placing at the Super Regional Championship Tournament and wished them the best of luck at the FTC World Championships to be held April 18-21, 2018 in Houston, Texas. The MetalHawks advancing team was coached by Mr. J. Sanchez and Ms. S. Silva. The students representing KWJH and Mission CISD at the World Championships were: Andy Rodriguez, Eric Calderon, Hugo Mireles, Gabriel Cordova, Jorge Salinas, Ismael Alvarado, Steven Ramirez, Miguel Velazquez, Carlos Wong, Jordan Hernandez, Danilee Alaniz, Maritza Moreno, Alma Gomez, Jaelyn Ornelas, and Alexya Garza.

4. Proclamation – Animal Cruelty Prevention Month

City Secretary Anna Carrillo presented the Proclamation – Animal Cruelty Prevention Month.

Representatives from the Mission Pawsible Advisory Board received the proclamation and thanked the Mayor and the Council for their support.

Councilman Dr. Armando O’cana moved to approve the Proclamation – Animal Cruelty Prevention Month. Motion was seconded by Councilwoman Jessica Ortega-Ochoa and approved unanimously 5-0.

5. Proclamation – National Library Week

Library Director Mayra Rocha presented the Proclamation – National Library Week.

Mayor Pro Tem Norie Gonzalez Garza moved to approve the Proclamation – National Library Week. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

6. Proclamation – Crime Victims’ Right Week

Chief of Police Robert Dominguez presented the Proclamation – Crime Victims’ Right Week

Councilwoman Ochoa moved to approve the Proclamation – Crime Victims’ Rights Week. Motion was seconded by Councilman Ruben Plata and approved unanimously 5-0.

7. Proclamation – Public Safety Telecommunicators Week

Chief Dominguez read the Proclamation Public Safety Telecommunicators Week.

Communications Supervisor Sara Salinas and Communications Officers Sonia Alvarado and Pedro Yvarra received the proclamation and thanked the council for their support.

Councilwoman Ochoa moved to approve the proclamation as presented. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

8. Report from the Greater Mission Chamber of Commerce

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

9. Departmental Reports

Mayor Pro Tem Garza moved to approve the departmental reports as presented. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

10. Citizens Participation

Aida Lerma, Deputy City Manager invited the public to the Community Round-up Event to be held at City Hall on Saturday, April 21 from 10 a.m. – 2 p.m.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Rezoning: 0.825 acres out of Lot 265, John H. Shary Subdivision, R-1 (Single Family Residential) to C-3 (General Business), Noralinda G. Garza
Adoption of Ordinance # 4621 approving 1.1A**

On March 28, 2018 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located approximately ¼ mile north of Griffin Parkway (F.M. 495) along the east side of Shary Road. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff and City Manager recommended approval.

An Affidavit of Substantial Interest in a Business Entity or Real Property was signed by Mayor Pro Tem Garza and filed with the City Secretary.

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

There were no comments.

Councilman Plata moved to approve the rezoning and to adopt Ordinance No. 4621 Rezoning: 0.825 acres out of Lot 265, John H. Shary Subdivision, R-1 (Single Family Residential) to C-3 (General Business). Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0, with Mayor Pro Tem Garza abstaining from voting or deliberating on this item.

ORDINANCE NO. 4621

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING OF 0.825 ACRES OUT OF LOT 265, JOHN H. SHARY
SUBDIVISION, FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-3 (GENERAL
BUSINESS)

- B. Rezoning: The South 7.58 acres of Lot 13, Goodwin Tract Subdivision No. 3
Subdivision, AO-I (Agricultural Open Interim) to R-3 (Multi-Family Residential),
E & S Investments, LLC,
Adoption of Ordinance # 4622 approving 1.1B**

On March 28, 2018 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located ½ 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 denial of the R-3 zone, but instead approved R-1.

Staff Recommendation: Denial. Staff would rather consider Single Family Residential (R-1) instead of the proposed R-3 request.

City Manager recommended approval.

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

There were no comments.

Councilwoman Ochoa moved to deny the R-3 and approve the R-1 and to adopt Ordinance No. 4622 Rezoning: The South 7.58 acres of Lot 13, Goodwin Tract Subdivision No. 3 Subdivision, AO-I (Agricultural Open Interim) to R1 (Single Family Residential), as recommended by staff. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 4622

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING OF THE SOUTH 7.58 ACRES OF LOT 13, GOODWIN TRACT
SUBDIVISION NO 3, FROM AO-I (AGRICULTURAL OPEN INTERIM) TO R-1 (SINGLE
FAMILY RESIDENTIAL)

**C. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages –
Renee’s of Sharyland, 2600 E. Griffin Parkway, Being a 1.04 acre tract of
land out of Lot 246, John H. Shary Subdivision, C-3, Renee’s Bistro, LLC,
Adoption of Ordinance # 4623 approving 1.1C**

On March 28, 2018 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The 8,506 sq. ft. establishment was between Hackberry Avenue and Taylor Road along the south side of Griffin Parkway (F.M. 495). There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff Recommendation: Approval for a period of 2 years at which time their CUP and new TABC License would need to be renewed.

City Manager recommended approval.

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

There were no comments.

Councilman Plata moved to approve the cup and to adopt Ordinance No. 4623 Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Renee’s of Sharyland, 2600 E. Griffin Parkway, Being a 1.04 acre tract of land out of Lot 246, John H. Shary Subdivision, C-3, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4623

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT FOR THE SALE & ON-SITE
CONSUMPTION OF ALCOHOLIC BEVERAGES – RENEE’S OF SHARYLAND, 2600 E.
GRIFFIN PARKWAY, BEING A 1.04 ACRE TRACT OF LAND OUT OF LOT 246, JOHN H.
SHARY SUBDIVISION

2.0 Disposition of Minutes

2.1 City Council Meeting – March 26, 2018

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 Planning & Zoning Commission – March 14, 2018

Mission Redevelopment Authority – February 27, 2018

Mission Tax Increment Reinvestment Zone – February 27, 2018

Mission Economic Development Authority – September 27, 2017

Mission Economic Development Corporation – February 20, 2018

Mission Boys & Girls Club – February 8, 2018

Zoning Board of Adjustments – February 21, 2018

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

4.0 Approvals and Authorizations

4.1 Preliminary Plat Approval: Abrego Estates, Being a Resubdivision of 1.264 acres out of Lot 182, John H. Shary Subdivision, R-1,

Developer: Julio Abrego,

Engineer: Melden & Hunt, Inc.

On March 28, 2018 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for Abrego Estates. The proposed subdivision was located near the Davina and Selena Street intersection along the north side of Selena Street. The Board unanimously recommended approval as per Staff’s recommendation.

Staff Recommendation: Approval subject to: 1) Must meet the Model Subdivision Rules, 2) Must pay the capital sewer recovery fees, and 3) Installation of a paved knuckle area in front of Lot 6.

City Manager recommended approval.

Councilman Plata moved to approve the Preliminary Plat Approval: Abrego Estates, Being a Resubdivision of 1.264 acres out of Lot 182, John H. Shary Subdivision, R-1, Developer: Julio Abrego, Engineer: Melden & Hunt, Inc., as per staff’s recommendations. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.2 Authorize change in location of April 23, 2018 City Council Meeting to Mission Event Center

The office of the City Manager was requesting to change the location of the April 23, 2018 City

Council meeting to the Mission Event Center located at 200 N. Shary Road due to early voting taking place at Council Chambers on this date.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize change in location of April 23, 2018 City Council Meeting to Mission Event Center. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.3 Approval of Election Services Contract for the May 5, 2018 City of Mission General & Special Election with the Hidalgo County Elections Administrator

The contract for election services between the City of Mission and Hidalgo County Elections Administrator to conduct and supervise the May 5, 2018. Estimated cost of the election was \$40,690.54.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Election Services Contract for the May 5, 2018 City of Mission General & Special Election with the Hidalgo County Elections Administrator. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.4 Approval of request by County of Hidalgo Elections Department to use City Facility for Primary Runoff and November General Election for early voting and Election Day

There was a request for the use of Celestino Ramirez Fire Station #3 for the Primary Runoff from May 14 – May 18 for early voting and May 22 for Election Day.

November General Election from October 22 – November 2 for early voting and November 6 for Election Day.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the request by County of Hidalgo Elections Department to use City Facility for Primary Runoff and November General Election for early voting and Election Day. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.5 Request by South Texas College to use City Hall facilities for early voting and Election day for Board of Trustees Single-Member District #2 election of May 5, 2018

There was a request for the use of City Hall facilities for early voting and Election Day for Board of Trustees Single-Member District #2.

The dates and times were the same as the City's election for early voting.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the request by South Texas College to use City Hall facilities for early voting and Election Day for Board of Trustees Single-Member District #2 election of May 5, 2018. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.6 February 2018 Financial Statements

Finance Director Angie Vela presented the February 2018 Financial Statements for approval.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to approve the February 2018 Financial Statements, as presented. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.7 Authorization to allow the purchase of a firearm to Honorably Retired Peace Officer Jose Antonio Garcia, Assistant Chief of Police in accordance with Texas Government Code, Section 614.051.

Retired Assistant Chief Jose Antonio Garcia was respectfully requesting the opportunity to keep his department issued service weapon. He had requested to purchase his Glock 17/Generation 4, 9mm handgun serial number BACG-523. In accordance with Government Code, Section 614.051 being that he had retired honorably from our organization; this section of the law allowed him to purchase his service weapon. The total purchase price would be \$409.00 dollars. Staff was requesting a favorable recommendation.

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to allow the purchase of a firearm to Honorably Retired Peace Officer Jose Antonio Garcia, Assistant Chief of Police in accordance with Texas Government Code, Section 614.051. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.8 Authorization to Purchase IvyGene Tests from Sole Source Provider

Staff was seeking authorization to purchase IvyGene tests from IvyGene Labs for regular full-time firefighters who choose to participate. The IvyGene test was a confirmatory test that was intended to be used by the ordering physician in conjunction with the patient's complete medical history and the results of standard of care testing. It identified actual disease presence at the time of testing. The IvyGene test had been validated for four (4) cancer types: breast, colon, liver and lung. The City of Mission was taking a proactive approach in the well-being of our firefighters.

Staff and City Manager recommended approval.

Councilman O'cana moved to authorize to purchase IvyGene Tests from IvyGene Labs a Sole Source Provider, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.9 Approval for Professional Services with Mario Anzaldua, MD

Approval was being requested for Professional Services to be provided by Dr. Mario R. Anzaldua. Dr. Anzaldua would provide IvyGene specimen collection and processing for regular full-time firefighters who choose to participate.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve for Professional Services with Mario Anzaldua, MD. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.10 Authorization to Purchase Equipment via State Approved Contract for the Public Works Department

Staff was seeking authorization to purchase via state Buy Board contract Capital Outlay Equipment, 2018 Eager Beaver 25xpt Trailer for the Public Works Department. An Equipment proposal was available for council to see with the actual costs and buy board contract number.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to authorize to Purchase Equipment via State Approved Contract for the Public Works Department. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.11 Authorization to approve First One year Renewal option for the purchase of Ready Mix Concrete for Public Works and Parks & Recreation Departments

On April 2017 City Council entered into a contract for Ready Mix Concrete for the Public Works and Park & Recreation Departments. Staff was seeking authorization to extend contract for the first one year renewal option. Cost of ready mix concrete would remain the same at \$105.00/CY. Orders would be placed on an as needed basis throughout the one year renewal.

Staff Recommendation: Authorization to execute contract for the first one year renewal option with Royal Ready Mix, LLC.

City Manager recommended approval.

Councilwoman Ochoa moved to authorize First One year Renewal option with Royal Ready Mix, LLC, for the purchase of Ready Mix Concrete for Public Works and Parks & Recreation Departments, as recommended by staff. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.12 Approval of Sanitary Sewer Service Agreement between the City of Mission and Lone Star Citrus Growers

Agreement entailed the permitting of Lone Star Citrus Grower to dispose of industrial wastewater at the City of Mission Industrial Pre-treatment plant. Fees associated with disposal are based on meter readings (gallons), Industrial Waste BOD (biochemical Oxygen Demand) and SS (Suspended Solids). Surcharge was described in an agreement that was provided to council for their review.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Sanitary Sewer Service Agreement between the City of Mission and Lone Star Citrus Growers. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.13 Authorization to Execute First-One Year Renewal Option for Sludge Management Services for Public Works Department

On April 2017, the City of Mission entered into a contract with Denali Water Solutions, LLC for Sludge Management Services for the Waste Water Treatment Plant, Pre-Treatment Plant, North Water Plant and South Water Plant. Services were needed for the transport and disposed of sludge in liquid and solid form. Staff was seeking authorization to extend contract for the First-one year renewal option at 0% increase in price. Overall Approximately Cost \$212,086.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to Execute First-One Year Renewal Option for Sludge Management Services for Public Works Department with Denali Water Solutions, LLC, as recommended by staff. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.14 Authorization to Award bids for Roadside Mowing and Litter Removal Services

The City of Mission had accepted and opened two (2) Bid responses for Roadside Mowing and Litter Removal Services. Staff recommended awarding to Gulf Coast Contractors, Inc., who was the lowest responsible bidder meeting all specifications. Recommendation was based solely on estimated quantities and orders would be placed on an as needed basis throughout the one year base term. Contract terms were for one year with two-one year renewal options.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to authorize to Award bids for Roadside Mowing and Litter Removal Services to Gulf Coast Contractors, Inc., as recommended by staff. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.15 Authorization to reject and re-solicit bids for Pylon Sign

City Council authorized staff to solicit bids for Pylon Sign for Parks and Recreation Office. The City of Mission received only 1 bid response. Staff was seeking authorization to reject and re-solicit bid since AAA Electrical Signs was found non-responsive by not submitting a bid bond and the signed and executed Conflict of Interest Questionnaire (CIQ) required as per the General Terms & Conditions.

Staff and City Manager recommended approval.

Mayor Pro Tem Gaza moved to authorize to reject and re-solicit bids for Pylon Sign. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.16 Authorization to solicit bids for Bobcat Compact Track Loader

Staff was seeking authorization to solicit bids for the purchase of 1 diesel Bobcat Compact Track Loader plus auxiliary hydraulic attachments for the Parks & Recreation Department.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to solicit bids for Bobcat Compact Track Loader. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.17 Authorization to surplus machinery and equipment

The City of Mission Finance Department was requesting authorization to surplus a list of machinery and equipment. The list contained items staff had determined was no longer of use to the city. Surplus items would be sold at online auction and those items with no resale value would be disposed.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to surplus machinery and equipment. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

5.0 Unfinished Business

None

6.0 Routine Matters

6.1 City Manager's Comments

None

6.2 Mayor's Comments

None

7.0 Adjournment

At 5:54 p.m., Mayor Pro Tem Garza moved for adjournment. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretary