

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
APRIL 23, 2018 4:30 P.M.
MISSION EVENT CENTER**

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:

Bernice Garcia, Progress Times
Jose L. Alvarado
Robert Toney
Nydia Alonzo
Victor Alonzo
Victor Trevino
Randy Sanchez
Jorge Martinez

ABSENT:

STAFF PRESENT:

Nelia Hernandez, Asst. City Secretary
Paula Banda, Administrative Assistant
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
Eliab Sanchez, Building Inspector
JD Vela, Building Inspector
Arturo Lerma, Building Inspector
Noemi Munguia, HR Director
Robert Hinojosa, Risk Manager
Eduardo Belmarez, Purchasing Director
Roland Rodriguez, I. T. Director
Christian Bolanos, I.T. Systems Admin.
Charlie Longoria, Media Relations
Humberto Garcia, Media Relations
Juan Pablo Terrazas, City Engineer
Roberto Salinas, Public Works Director
Jesse Lerma, Civil Service Director
Gilbert Sanchez, Fire Chief
Rene Alvarez, Asst. Fire Chief
James Cardoza, Emergency Mngmnt. Coord.
Robert Dominguez, Chief of Police
Jonathan Wehrmeister, Judge
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
Alex Meade, MEDC Chief Exec. Officer
JC Avila, Fleet Maintenance Director
Noel Barrera, Health Dept. Director

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:36 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. Proclamation –Motorcycle Awareness Month

City Secretary Anna Carrillo presented the Proclamation – Motorcycle Awareness Month.

Councilman Dr. Armando O’cana moved to approve the Proclamation – Motorcycle Awareness Month. Motion was seconded by Councilman Ruben Plata and approved unanimously 5-0.

4. Proclamation –Building Safety Month

Jaime Acevedo Planning Director presented the Proclamation – Building Safety Month.

Councilman Plata moved to approve the Proclamation – Building Safety Month. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

5. Proclamation – National Police Week

Chief of Police Robert Dominguez presented the Proclamation – National Police Week.

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

6. Presentation on the Behavioral Health Awareness Initiative

Chief of Police Dominguez advised the City Council on the implementation of the Behavioral Health Awareness Initiative to assist Mission residents who have a loved one in their home who suffers from behavioral health-related issues. The objective was to promote sensitivity with encounters within our communities through awareness of residents with behavioral health issues.

7. 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. The next Buenas Tardes Luncheon would be held on Thursday, May 10 at the Mission Event Center.

8. 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.

9. Citizens Participation

None

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

A Preliminary & Final Plat Approval: Replat of Lots 1-14, Adams Crossing Subdivision, C-3, Developer: Jose Chanin, Engineer: South Texas Infrastructure Group

On April 11, 2018 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for Replat of Lots 1-14, Adams Crossing Subdivision. The proposed replat was located on the NW corner of Taylor Road and Griffin Parkway (F.M. 495). The Board unanimously recommended approval as per Staff's recommendation.

Staff Recommendation: Approval subject to complying with all typical format findings.

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 Preliminary & Final Plat Approval: Replat of Lots 1-14, Adams Crossing Subdivision, C-3, Developer: Jose Chanin, Engineer: South Texas Infrastructure Group as per staff's recommendation. Motion was second by Councilwoman Ochoa and approved unanimously 5-0.

2.0 Disposition of Minutes

2.1 City Council Meeting –April 09, 2018

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

3.0 Acknowledge Receipt of Minutes

Zoning Board of Adjustments – February 21, 2018

Planning and Zoning Commission – February 28, 2018 & March 14, 2018

Mission Civil Service Commission – March 08, 2018

Citizen's Advisory Committee – Special Meeting March 20, 2018

Speer Memorial Library Board – March 20, 2018

Shary Golf Course Advisory Board – March 6, 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 Homestead Exemption Variance: A 2.36 acre tract of land out of the Northeast ½ of Lot 28-4, West Addition to Sharyland Subdivision, AO-I, Sergio Fonseca

On April 11, 2018 the Planning and Zoning Commission held a Public Hearing to consider this homestead exemption variance request. This tract was located 300' south of Mile 2 Road along

the west side of Holland Road. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval subject to compliance with all homestead exemption variance requirements (i.e., affidavit, etc.).

Staff Recommendation: Approval subject to dedication of 20' of additional ROW along Holland Road and compliance with all homestead exemption variance requirements (i.e., affidavit, etc.).

Mayor Pro Tem Garza moved to approve Homestead Exemption Variance: A 2.36 acre tract of land out of the Northeast ½ of Lot 28-4, West Addition to Sharyland Subdivision, AO-I, as per staff's recommendation. Motion was second by Councilwoman Ochoa and approved unanimously 5-0.

4.2 Reclassify Utility Accounts for the 2nd Quarter of 2016

Approval for the Utility account receivable to be reclassified for the amount of \$16,942.00 these amounts were for the three month period of April 2016 through June 2016.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve to Reclassify Utility Accounts for the 2nd Quarter of 2016. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.3 Approval of Resolution No.1543 of the City of Mission, Texas finding that AEP Texas Central Company's application for approval of a distribution cost recovery factor to increase distribution rates within the city should be denied

On April 3, 2018 AEP filed with the City an application to amend its Distribution Cost Recovery Factor seeking to increase electric distribution rates by approximately \$3.1 million (an approximately \$800,000 decrease for the Central Division and \$3.9 million increase for the North Division).

This resolution authorized the City to join with the cities served by AEP to include the retaining of law firm of Lloyd Gosselink and consultants, to evaluate the filing, determine whether the filing complies with law, and if lawful, to determine what further strategy, including settlement, to pursue.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve Resolution No. 1543 of the City of Mission, Texas finding that AEP Texas Central Company's application for approval of a distribution cost recovery factor to increase distribution rates within the city should be denied. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

RESOLUTION NO. 1543

A RESOLUTION OF THE CITY OF MISSION TEXAS FINDING THAT AEP TEXAS INC.'S APPLICATION TO AMEND ITS DISTRIBUTION COST RECOVERY FACTORS TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THE RESOLUTION TO THE COMPANY AND BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL

4.4 Authorization to apply for the 2017 Staffing for Adequate Fire and Emergency Response (SAFER) Grant Program for the Mission Fire Department.

The Mission Fire Department was seeking authorization to apply for the 2017 Staffing for Adequate Fire and Emergency Response (SAFER) Grant Program. The department would apply for nine (9) firefighters. The City of Mission cost share would be 25% incurred in each of the first and second years of the grant and 65% in the third year.

Staff and City Manager recommended approval.

Councilman O'cana moved to authorize to apply for the 2017 Staffing for Adequate Fire and Emergency Response (SAFER) Grant Program for the Mission Fire Department. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.5 Authorization to apply to the Office of the Governor – Homeland Security Grant Division Rider 30 – First Responder Grant Program (FRGP) for the Mission Fire Department

The Mission Fire Department was seeking authorization to submit eGrants to the Office of the Governor - Homeland Security Grant Division Rider 30 – Fire Responder Grant Program (FRGP). The purpose was to provide financial assistance to first responder agencies in replacement of damaged equipment related to border security activities. The grant period was no more than twelve (12) months; also this grant(s) required no matching funds.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to apply to the Office of the Governor – Homeland Security Grant Division Rider 30 – First Responder Grant Program (FRGP) for the Mission Fire Department. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.6 Approval of Resolution No.1544 opposing the citizenship question in the 2020 Census

The U.S. Commerce Department announced in late March stated that it would restore a question about citizenship to the 2020 census questionnaire. The County of Hidalgo had requested for the Cities located in the County approve a Resolution opposing the addition of the citizenship question. If the question was added it was felt that it would deter residents from responding and negatively affect our regions congressional, state, and local representation as well as funding for programs and infrastructure vital for our community's continued development.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to approve Resolution No. 1544 opposing the citizenship question in the 2020 Census. Motion was seconded by Councilman Plata and approved unanimously 5-0.

RESOLUTION NO.1544

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
OPPOSING THE CITIZENSHIP QUESTION IN THE 2020 CENSUS**

4.7 Change Order No.3 for installation of a traffic signal at the newly constructed intersection of Inspiration Rd. and Mile 2 Rd. This change order also includes extra items and quantities of work (Concrete driveways and mailboxes) needed

Staff was seeking authorization for Change Order No. 3 to introduce the proposed construction of a traffic signal for the Intersection of Inspiration Road and Mile 2 Road. Both of these roads had been reconstructed and widened to accommodate additional lanes. The City of Mission hired a consultant to perform a Traffic Signal Warrant Study which determined that a traffic signal was warranted at this intersection. TxDOT concurred with the study and proposed installation of the traffic signal with a condition that the signal be placed on Flashing Mode until the City of Mission performed a final verification of the traffic signal warrant based on the completed configuration and then ultimately modify the operation to "Fully Actuation." This change order also request additional quantities for concrete driveways and mailboxes.

The total amount of the change order was \$183,134.95 (2.6% of Original Contract Amount). Which the City would only pay \$4,395.39 (2.4% as per AFA with TXDOT).

Change order was less than the 25% cap allowed by the Texas Local Government Code.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize the Change Order No.3 for installation of a traffic signal at the newly constructed intersection of Inspiration Rd. and Mile 2 Rd. This change order also includes extra items and quantities of work (Concrete driveways and mailboxes) needed. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.8 Change Order #1 Removal of an additional gas tank at the property of 6th Street and Conway

Staff was seeking authorization for Change Order No. 1 with South Texas Pump who encountered an additional gas tank at the property located on SE corner of 6th Street and Conway. The tank would be removed and disposed in accordance with TCEQ regulations. The City of Mission would be constructing a parking lot in such property.

The total amount of the change order was \$1,687.50.

Change Order was less than the 25% cap allowed by the Texas Local Government Code.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to authorize the Change Order #1 Removal of an additional gas tank at the property of 6th Street and Conway. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.9 Authorization to reject and re-solicit bids for the expansion of the UVAL building

Staff was seeking authorization to reject and re-solicit bids. The City of Mission had received a total of five (5) bid responses. A ONE was found nonresponsive due to failure to submit bid bond. Based on price comparison with existing budget and historical price comparison pricing was determined not to be fair and reasonable, therefore staff was seeking authorization to reject and resolicit for bids.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to reject and re-solicit bids for the expansion of the UVAL building. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.10 Authorization to purchase one (1) Chevrolet Police Tahoe via Buyboard Contract - #521-16

The City of Mission Police Department was requesting to purchase a 2019 Chevrolet Tahoe (police package) with the City of Mission Capital Asset replacement fund account #29-410-74950. The Chevrolet Tahoe would be utilized by the Patrol Bureau to patrol, respond to emergency calls and serve the citizens of Mission and its surrounding communities. The total amount of the expenditure would be \$33,340.00.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to authorize to purchase one (1) Chevrolet Police Tahoe via Buyboard Contract - #521-16. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.11 Tax Collections Report – March 2018

Finance Director Angie Vela presented the Tax Collections Report – March, 2018 for approval.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Tax Collections Report – March, 2018, as presented. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.12 Budget Amendments: General Fund, Hotel/Motel

Finance Director Vela presented the Budget Amendments BA-18-22 thru BA-18-23 to the City Council for approval.

Staff and City Manager recommended approval.

Councilman Plata moved to approve Budget Amendments BA-18-22 thru BA-18-23. 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

City Manager Garza invited the public to the Mayor's Prayer Luncheon to be held on Thursday, May 3 at 11:30 a.m. at the Mission Event Center.

6.2 Mayor's Comments

None

7.0 Adjournment

At 5:19 p.m., Councilman Plata moved for adjournment. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretary