

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
JUNE 18, 2018 4:30 P.M.
MISSION CITY HALL**

PRESENT:

Dr. Armando O'caña, Mayor
Jessica Ortega-Ochoa, Councilwoman
Ruben D. Plata, Councilman
Norie Gonzalez Garza, Mayor Pro Tem
Gus Martinez, Councilman
Abiel Flores, City Attorney
Anna Carrillo, City Secretary
Martin Garza, Jr., City Manager

ALSO PRESENT:

Jorge Martinez
Randy Sanchez
Nydia Alvarez-Alonzo
Victor H. Alonzo
Joe Louis Sanchez
Dora O. Sanchez
Hector M. Hernandez
Genny Rodriguez
Lori M. Solra
Lorenzo Garza
Jeanette Ortega
Romeo Sanchez
Judith de la Garza
Amy Ortega
Luis Ortega
Francisco Guerra
Maria E. Salinas
Laura N. Ojeda
Francisco Barrera

ABSENT:

STAFF PRESENT:

Nelia Hernandez, Asst. City Secretary
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
Nereyda Pena, Assistant HR Director
Robert Hinojosa, Risk Manager
Eduardo Belmarez, Purchasing Director
Roland Rodriguez, I. T. Director
Humberto Garcia, Media Relations
Charlie Longoria, Media Relations
Juan Pablo Terrazas, City Engineer
Roberto Salinas, Public Works Director
Gilbert Sanchez, Fire Chief
Rene Alvarez, Asst. Fire Chief
James Cardoza, Emergency Mngmnt. Coord.
Robert Dominguez, Chief of Police
Jonathan Wehrmeister, Judge
Gabriel Ramirez, CDBG
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
Daniel Silva, MEDC
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 Dr. Armando O'caña called the meeting to order at 4:32 p.m.

2. Invocation and Pledge Allegiance

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

3. Proclamation – “Damas Catolicas Day”

City Secretary Anna Carrillo presented the Proclamation – Damas Catolicas Day.

Mayor Pro Tem Norie Gonzalez Garza moved to approve the Proclamation –Damas Catolicas Day. Motion was seconded by Councilman Ruben Plata and approved unanimously 5-0.

4. 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.

5. Departmental Reports

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

6. Citizens Participation

Jose Silva, 3111 Tulipan Street asked the City's position on immigrant families that have been separated from their children.

Nestor Cervantes from Ciudad Madero congratulated Mayor O'cana and newly elected council and expressed his appreciation of the Sister City relationship between City of Mission and Ciudad Madero.

Robert Camilo Gonzalez congratulated Mayor O'cana and newly elected council members.

Joe Louis Sanchez congratulated Mayor O'cana and newly elected council members.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Rezoning: A 0.64 acre tract of land being the South 249' of the West 112' of the South 660' of Lot 25-10, West Addition to Sharyland Subdivision, AO-I (Agricultural Open Interim) to C-1 (Office Building), Adoption of Ordinance # 4643 approving 1.1A**

On June 13, 2018 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located ¼ mile west of Bryan Road along the northern side of Griffin Parkway (F.M. 495). There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

City Manager recommended approval.

Mayor O'caña asked if there were any comments for or against the request.

Jose C. Picazo, applicant spoke in favor of the request.

Mayor Pro Tem Garza moved to approve the rezoning and to adopt Ordinance No. 4643
Rezoning: A 0.64 acre tract of land being the South 249' of the West 112' of the South 660' of Lot 25-10, West Addition to Sharyland Subdivision, AO-I (Agricultural Open Interim) to C-1 (Office Building). Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 4643

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING A 0.64 ACRE TRACT OF LAND BEING THE SOUTH 249' OF
THE WEST 112' OF THE SOUTH 660' OF LOT 25-10, WEST ADDITION TO SHARYLAND
SUBDIVISION, AO-I (AGRICULTURAL OPEN INTERIM) TO C-1 (OFFICE BUILDING)

B. Conditional Use Permit: Home Occupation – Registered Home Provider, 2003 W. 40th Street, Lot 68, Taurus Estates #9 Phase III Subdivision, R-1, Iliana Fraire, Adoption of Ordinance # _____ approving 1.1B

On June 13, 2018 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located near the Hillcrest Drive and W. 40th Street intersection along the south side of W. 40th Street. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff Recommended Approval subject to: 1) a 1 year re-evaluation in order to monitor this new child care facility 2) must be DHS certified 3) must comply with the Home Occupation portion of the Zoning Code and 4) must obtain a business license.

City Manager recommended approval.

Mayor O'caña asked if there were any comments for or against the request.

Maria Ester Salinas stated her concern regarding ADA requirements if a disabled child was to be registered at the facility.

Mayor O'caña asked if the applicant was present to answer the concerns from the council. The applicant was not present at the meeting. After further discussion Councilman Gus Martinez recommended to table the item to have the applicant present her case.

Councilman Martinez moved to table the CUP Home Occupation – Registered Home Provider, 2003 W. 40th Street, Lot 68, Taurus Estates #9 Phase III Subdivision, R-1. Motion was seconded by Councilwoman Jessica Ortega Ochoa and approved unanimously 5-0.

C. Conditional Use Permit: Drive-Thru Convenience Store, 1001 W. Expressway 83, Lots 35 & 36, Freeway Subdivision Unit #3, C-3, Gerardo Martinez, Adoption of Ordinance # 4644 approving 1.1C

On June 13, 2018 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The site was located at the SW corner of Expressway 83 and San Pedro Street. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff Recommended approval subject to: 1) 1 year re-evaluation, 2) must install additional landscaping, 3) must complete the parking requirements as shown on the plan, including speed

Minutes, 06/18/18 pg. 4

bumps and the fencing, 4) must comply with all building, fire, health, and sign codes, and 5) obtain a business license

City Manager recommended approval.

Mayor O'caña asked if there were any comments for or against the request.

There were no comments.

Mayor Pro Tem Garza asked to include additional lighting in parking area as a condition.

Mayor Pro Tem Garza moved to approve the cup and to adopt Ordinance No. 4644 Conditional Use Permit: Drive-Thru Convenience Store, 1001 W. Expressway 83, Lots 35 & 36, Freeway Subdivision Unit #3, C-3, for one year, subject to staff's recommendations to include additional lighting in parking area. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE 4644

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR DRIVE-THRU CONVENIENCE STORE, 1001 W. EXPRESSWAY 83, LOTS 35 & 36, FREEWAY SUBDIVISION UNIT #3

D. Conditional Use Permit: In & Out Drive-Thru Convenience Store, 1401 N. Conway Avenue, Lots 7 & 8, Block 230, Mission Original Townsite Subdivision, Adoption of Ordinance # 4645 approving 1.1D

On June 13, 2018 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located on the NW corner of 14th Street and Conway Avenue. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

City Manager recommended approval.

Mayor O'caña 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. 4645 Conditional Use Permit: In & Out Drive-Thru Convenience Store, 1401 N. Conway Avenue, Lots 7 & 8, Block 230, Mission Original Townsite Subdivision subject to a 3 year re-evaluation. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4645

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR IN & OUT DRIVE-THRU CONVENIENCE STORE, 1401 N. CONWAY AVENUE, LOTS 7 & 8, BLOCK 230, MISSION ORIGINAL TOWNSITE SUBDIVISION

2.0 Disposition of Minutes

2.1 City Council Meeting – May 29, 2018

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

3.0 Acknowledge Receipt of Minutes

- 3.1 Parks and Recreation Board – January 09, 2018**
Mission Civil Service Commission – May 10, 2018
Planning and Zoning Commission – May 23, 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: 6 Western Vegas Subdivision, A 20 Acre Tract of Land out of the South 724.00 Feet of the West 1,452.00 Feet of the South 67.33 Acres of the West 127.33 Acres of the South 175.39 Acres Lying West of Hidalgo County Water Control and Improvements District No. 6 Main Canal out of Block 16, Texas Gardens Subdivision, ETJ,**
Developer: Texas Ranch, LLC,
Engineer: Quintanilla, Headley & Associates, Inc.

On June 13, 2018 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for Gilberto Gutierrez. The subject site was located approximately 1320' north of Mile 2 Road on Trosper Road. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval as per staff's recommendation.

Staff recommended approval subject to meeting the Model Subdivision Rules and meeting any comments from the County Planning Department.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Preliminary Plat Approval: 6 Western Vegas Subdivision, A 20 Acre Tract of Land out of the South 724.00 Feet of the West 1,452.00 Feet of the South 67.33 Acres of the West 127.33 Acres of the South 175.39 Acres Lying West of Hidalgo County Water Control and Improvements District No. 6 Main Canal out of Block 16, Texas Gardens Subdivision, ETJ. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.2 Authorization to purchase two (2) Miovision Scout and Connect Bundle traffic counters via sole source vendor – Miovision Technologies, Inc.

The purchase of this equipment would allow the City of Mission to utilize the most updated technology in gathering traffic data within our city. The data obtained would be delivered to a platform by using Miovision's Video Collection Units which were placed strategically throughout the city's main highways. Once the data had been obtained, it was processed with analysis software that used specially developed algorithms and systems. The information gathered would provide us with statistics for improved highway design, congestion management and roadway safety. The total cost of the two (2) Miovision Video Collection Units would be \$10,233.00.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the purchase of two (2) Miovision Scout and Connect Bundle traffic counters via sole source vendor – Miovision Technologies, Inc. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.3 Sign Code Variance Request to allow a 980 sq. ft. sign at 2309 E. Expressway 83, being Lot 1, Bert Odgen Mazda Subdivision, as requested by Bert Odgen Auto Group

The Bert Ogden Auto Group site at the NW corner of Expressway 83/Shary Road. Their proposal was to install a 3 face electronic ground sign. This sign would be a 39'.6.2" x 24' 3.3/4" or 980 sq. ft. in height.

Staff received a variance request from Bert Odgen – Auto Group to install a 980 sq. ft. ground Sign designed to be seen in 4 different directions. The sign code currently allowed the maximum square footage to be 800 sq. ft. This variance would be an increase of 180 sq. ft. more than what was allowed.

Staff and City Manager recommended approval.

Mayor O'caña asked staff to look into the existing sign ordinance to conform with the new sign requests.

Councilwoman Ochoa moved to approve Sign Code Variance Request to allow a 980 sq. ft. sign at 2309 E. Expressway 83, being Lot 1, Bert Odgen Mazda Subdivision, as requested by Bert Odgen Auto Group. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.4 Approval of Resolution # 1555 of the City of Mission, Texas approving cooperation with the cities served by AEP to review AEP Texas, Inc's requested approval of an adjustment to its energy efficiency cost recovery factor

On June 1, 2018 AEP filed with the Commission an Application to adjust its 2019 Energy Efficiency Cost Recovery Factor.

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 negotiate with the Company, make recommendations to the City regarding reasonable rates, and to direct any necessary administrative proceedings or court litigation associated with an appeal of this application filed with the PUC.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approval of Resolution No.1555 of the City of Mission, Texas approving cooperation with the cities served by AEP to review AEP Texas, Inc's requested approval of an adjustment to its energy efficiency cost recovery factor. Motion was seconded by Councilman Plata and approved unanimously 5-0.

RESOLUTION NO. 1555

RESOLUTION OF THE CITY OF MISSION APPROVING COOPERATION WITH THE CITIES SERVED BY AEP TO REVIEW AEP TEXAS INC.'S REQUESTED APPROVAL OF AN ADJUSTMENT TO ITS ENERGY EFFICIENCY COST RECOVERY FACTOR; HIRING LEGAL AND CONSULTING SERVICES TO NEGOTIATE WITH THE COMPANY AND DIRECT ANY NECESSARY LITIGATION AND APPEALS; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO LEGAL COUNSEL

4.5 Authorization to award bid to Holmont, LLC for the expansion of the UVAL Building

Staff was seeking authorization to award bid for the expansion of the UVAL building. Staff received six (6) bids and was recommending awarding to Holmont LLC who was the lowest responsive and responsible bidder in the amount of \$24,000.

Staff and City Manager recommended approval.

Councilman Plata moved to award bid to Holmont, LLC for the expansion of the UVAL Building. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.6 Authorization to Execute First-one Year Renewal Option for seal coat pavement services on as needed basis

On June 2017 the City of Mission entered into a contract with Valley Striping for seal coat asphalt pavement streets through-out the City of Mission for Public Works Department. Staff was seeking authorization to extend contract for the First-one year option at 0% increase in price. Keeping the amount of \$0.15 per square feet.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to execute first-one year renewal option with Valley Striping for seal coat pavement services on as needed basis. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.7 Authorization to solicit bids for Stop Loss Insurance

In 2017, the City of Mission entered into a contractual agreement with HCC (Houston Casualty Company) for Stop Loss Insurance. Due to industry standards, the contract term was for one (1) year. Stop Loss insurance was needed for the 2018-2019 fiscal year to cap any excess cost exceeding our specific deductible for medical and prescription costs.

Staff recommended to authorize Ricardo Filizola, GEF Financial Group to solicit bids for Stop Loss Insurance.

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize Ricardo Filizola, GEF Financial Group to solicit bids for Stop Loss Insurance. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.8 Authorization to Solicit Proposals for Employee Assistance Program Services (EAP)

Staff was seeking authorization to solicit proposals for Employee Assistance Program Services (EAP). EAP Services offer a wide variety of counseling, referral, and consultation services, which were all designed to assist our employees and their families in resolving work/life issues. In 2015, staff entered into a contract with Deer Oaks to provide EAP Services. The terms of the contract were for three years, with two one-year renewal options, which had been exhausted.

Staff and City Manager recommend approval

Councilman Plata moved to authorize to solicit proposals for Employee Assistance Program Services (EAP). Motion was seconded by Councilman Martinez and approved unanimously 5-0.

4.9 Authorize the purchase of 200- 96 Gallon Garbage Carts Via HGAC Contract Number RC01-18 for the City's Sanitation Department

Sanitation Department was requesting to purchase 200 trash cans from Toter through HGAC Contract Number RC01-18. The carts would be used for inventory for future city growth.

Staff and City Manager recommend approval

Councilwoman Ochoa moved to authorize the purchase of 200- 96 Gallon Garbage Carts via HGAC Contract Number RC01-18 for the City's Sanitation Department. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.10 Authorization to Accept Irrigation Controller

South Texas Sales Manager for Weathermatic Irrigation Systems offered to donate one (1) Smart Link SL 4800 Bundle for use at Leo Pena Placita Park. This bundle consisted of Base Controller, 3 SLM as – 12 Zone Module, 1 – SLW5 Weather Station, 1 – Smart Link Aircard and 1 – Smart Link and Total Protection Warranty. Estimated cost of Bundle was \$1,200.00.

Staff and City Manager recommend approval

Mayor Pro Tem Garza moved to accept Irrigation Controller from Weathermatic Irrigation Systems. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.11 Authorization to award bid for the replacement of a 10 inch High Service Pump and Motor at the North Water Treatment Plant

City Council authorized staff to solicit bids for the replacement of a 10" High Service Pump and Motor for the North Water Treatment Plant. The City of Mission had accepted and opened (6) six bid responses for this bid. Staff recommended awarding bid to Fel Glo, Inc. dba International Machine Shop at \$60,000.00 who was the lowest responsible bidder meeting all specifications.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to award bid for the replacement of a 10 inch High Service Pump and Motor at the North Water Treatment Plant to Fel Glo, Inc. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.12 Authorization to Solicit for bids for Storm Drainage and Street Improvements at Ann Marie Drive/Marinel Lane

Staff was seeking authorization to solicit bids for Storm Drainage and Street Improvements at Ann Marie Drive/Marinel Lane (Bryan Rd west to Golf Course). Project Improvements included Storm Drainage, Curb and Gutter replacement and adjustments, Utility Adjustments and Asphalt Overlay.

Staff and City Manager recommended approval.

Councilman Martinez moved to authorize to Solicit for bids for Storm Drainage and Street Improvements at Ann Marie Drive/Marinel Lane. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.13 Authorization to award bid for Copper Sulfate for the North and South Water Treatment Plants

The City of Mission had accepted and opened five (5) Bid responses for Copper Sulfate Chemical. Staff recommended awarding to Chemtrade Chemicals US, LLC, 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.

City Manager recommended approval.

Mayor Pro Tem Garza moved to award bid for Copper Sulfate for the North and South Water Treatment Plants to Chemtrade Chemicals US, LLC. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.14 Authorization to enter into an Interlocal Agreement with National Cooperative Purchasing Alliance (NCPA)

Staff was seeking authorization to enter into an Interlocal cooperative agreement with National Cooperative Purchasing Alliance for future acquisitions of Technology, Office, Facilities, Construction, Athletics, Transportation, Furniture, Food Services, and Environmental. Pursuant to the Interlocal Cooperation Act, Chapter 791, Subchapter 271(c), of the Texas Government Code, "A local government that purchases goods or services under this subchapter satisfies any state law requiring the local government to seek competitive bids for the purchase of goods or services.

Staff and City Manager recommend approval

Councilman Plata moved to enter into an Interlocal Agreement with National Cooperative Purchasing Alliance (NCPA). Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.15 Authorization to surplus machinery and equipment

The City of Mission Finance Department was requesting authorization to surplus machinery and equipment. Staff had determined items were no longer of use to the city. Surplus items would be sold via Gov Deals online auction and those items with no resale value would be disposed.

Staff and City Manager recommend approval

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

4.16 Budget Amendments – Hotel/Motel Fund

Finance Director Angie Vela presented budget amendment BA-18-27 to the City Council for approval.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve budget amendment BA-18-27. Motion was seconded by Councilman Plata and approved unanimously 5-0.

5.0 Unfinished Business

5.1 Authorization to enter into a Reclaimed Water Use Agreement with Cimarron Country Club for Irrigation Purposes

No action was taken on this item.

6.0 Routine Matters

6.1 City Manager's Comments

City Manager Martin Garza advised the Council that the City Council meetings were now being streamed live on Facebook

6.2 Mayor's Comments

Mayor O'caña welcomed the public to our live streaming and thanked the Citizens of Mission for the opportunity to serve as Mayor. Mayor O'caña also stated that he would like to include item 6.3 City Council comments this would give Council members the opportunity to express their comments.

Councilman Martinez stated that he was a member of the Mission CISD Education Foundation and invited everyone to the concert to be held on July 5 at the Mission Event Center. Entertainment would be provided by the Spazmatics.

Mayor Pro Tem Garza asked for status on the request by Amigos del Valley to help provide meals to children under the age of 18. Chief Robert Dominguez advised that the Mission Police Department had been participating in providing meals.

Councilman Plata congratulated Dr. O'caña and stated that the City Council would work in unity to provide the best services and resources for the citizens of the City of Mission and stated that he was elected to serve our community.

Councilwoman Ochoa recommended the evaluation of the current condition of the City and on how to do better for the citizens of the City of Mission. Recommendation was to obtain an Independent performance and management review of all departments to include employee survey providing feedback and direction that were obtained from supervisors and directors to identify improvements needed in the departments to include innovation and technology to better serve our residents.

7.0 Adjournment

At 5:39 p.m., Mayor Pro Tem Garza moved for adjournment. Motion was seconded by Councilman Plata and approved unanimously 5-0.

Dr. Armando Ocaña, Mayor

ATTEST:

Anna Carrillo, City Secretary