

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
JULY 23, 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:

Jamie Trevino-Progress Times
Sidney Williamson
Rev. Amelia Beasley
David Cantu
Raul Saenz
Andrea Marquez
Emmanuel Marquez
Pastor Jaime De La Garza
Jorge Martinez
Irma Flores Lopez

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
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
Jesse Lerma, Civil Service Director
Gilbert Sanchez, Fire Chief
Rene Alvarez, Asst. Fire Chief
James Cardoza, Emergency Mngmnt. Coord.
Joel Larralde, Asst. 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
Daniel Silva, MRA Exec. 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 Dr. Armando O'caña called the meeting to order at 4:30p.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. Presentation by Small Business Administration

No presentation was given.

4. Presentation by Camera de Comercio Internacional

Steve Lopez invited the Mayor and Council to the Grito de Independencia event to be held on Saturday, September 15 at the Leo Pena Plazita Park, he also asked the Council for monetary support as well as support from the Police and Fire Department

5. Introduction of newly promoted Fire Fighters

Fire Chief Gilbert Sanchez introduced Engineer Paul Bernal, Engineer Eric Lopez, Engineer Pilar Garcia, Lieutenant Guillermo de la Garza Jr., Lieutenant Robert Lopez and Captain Chris Navarrete

6. Presentation by Fire Chief Gilbert Sanchez

Citizens Lifesaving Award was presented to Sidney Williamson for her selfless act of rendering lifesaving aid in a time of need to a 6 year old child who was choking.

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

8. Departmental Reports

Mayor Pro Tem Norie Gonzalez Garza moved to approve the departmental reports as presented. Motion was seconded by Councilman Ruben Plata and approved unanimously 4-0.

9. Citizens Participation

Ismael Perez from Puerto Vallarta congratulated the council on their recent election and affirmed the commitment to continue to be Sister Cities.

Brad Bentsen 2803 Cardinal introduced scout Joaquin Rosa who was present at the council meeting.

Mike Burish from All Hands and Hearts reported that they had been in Mission for 30 days and had assessed 70 jobs, cleaned and cleared 25 properties and there were still 175 jobs that needed assessment.

Maria Ester Pena Salinas of 709 Oblate recommended that in the future when a park was being dedicated to not use the area of the park to place a statute since it would take away area from the visitors to enjoy the park.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Rezoning: Lots Seven (7), Eight (8), Nine (9), and the East 8' of Lot Ten (10), Block "E", Wright Addition Subdivision, R-2 (Duplex-Fourplex Residential) to R-3 (Multi-Family Residential), Jose Alberto Vela
Adoption of Ordinance # 4655 approving 1.1A**

On July 11, 2018 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located near the E. 10th Street/Highland Park Avenue intersection. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff and City Manager recommended approval.

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

Maria Ester Pena Salinas of 709 Oblate was concern about all the extra trash and debris that would accumulate and recommended to install roll-off containers.

Councilwoman Jessica Ortega Ochoa moved to approve the rezoning and to adopt Ordinance No. 4655 Lots Seven (7), Eight (8), Nine (9), and the East 8' of Lot Ten (10), Block "E", Wright Addition Subdivision, R-2 (Duplex-Fourplex Residential) to R-3 (Multi-Family Residential),. Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 4655

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING LOTS SEVEN (7), EIGHT (8), NINE (9), AND THE EAST 8' OF LOT TEN (10), BLOCK "E", WRIGHT ADDITION TO SHARYLAND SUBDIVISION, R-2 (DUPLEX-FOURPLEX RESIDENTIAL) TO R-3 (MULTI-FAMILY RESIDENTIAL)

- B. Conditional Use Permit: Drive-Thru Convenience Store, 1929 N. Conway, All of Lot 2D, being a Re-Subdivision of all of Lot 2, Re-subdivision of Lot 1, Mission Center Subdivision, C-3, Argento Properties, LTD
Adoption of Ordinance # 4656 approving 1.1B**

On July 11, 2018 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located on 20th Street and Conway. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff Recommendation: Approval for 1 year subject to complying with Health and Fire Codes, acquisition of a business license.

City Manager recommended approval.

Councilman Plata asked until what time would they be open to?

Planning Director Jaime Acevedo stated until 12:00 a.m.

Councilwoman Ochoa was concern because she felt it wouldn't be fair to the other businesses like the snowballs stands that were only open until 10:00 p.m.

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. 4656 Conditional Use Permit: Drive-Thru Convenience Store, 1929 N. Conway, All of Lot 2D, being a Re-subdivision of all of Lot 2, Re-subdivision of Lot 1, Mission Center Subdivision, C-3, as per staff recommendation. Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 4656

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT FOR DRIVE-THRU CONVENIENCE STORE,
1929 N. CONWAY, ALL OF LOT 2D, BEING A RE-SUBDIVISION OF ALL OF LOT 2, RE-
SUBDIVISION OF LOT 1, MISSION CENTER SUBDIVISION

- C. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages –
Ranch House Burgers II, 409 N. Bryan Road, Suites 104 & 105, Lot 1, City Plaza
Subdivision, C-3, Ranch House Burgers II, c/o Christine Alaniz,
Adoption of Ordinance # 4657 approving 1.1C**

On July 11, 2018 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located within a commercial plaza located on the Northwest corner of Matamoros Street and Bryan Road. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff Recommendation: A 2-year approval at which time the applicant would have to renew their TABC license and conditional use permit.

City Manager recommended approval.

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

Mayor Pro Tem Garza recommended a conditional use permit of 4 years instead of 2 years since they had been in business for quite some time already.

Councilwoman Ochoa amended her previous motion and moved to approve the cup and to adopt Ordinance No. 4657 Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Ranch House Burgers II, 409 N. Bryan Road, Suites 104 & 105, Lot 1, City Plaza Subdivision, C-3, for 4 years as per council's recommendation. Motion was seconded by Councilman Plata and approved unanimously 4-0.

ORDINANCE NO. 4657

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 – RANCH HOUSE BURGERS II, 409 N.
BRYAN ROAD, SUITES 104 & 105, LOT 1, CITY PLAZA SUBDIVISION

- D. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic
Beverages – Yoko's Sushi Restaurant, 122 S. Shary Road, Ste. K, Lot 2, Home
Depot Subdivision #2, C-4, Yoko's Sushi Restaurant, LLC
Adoption of Ordinance # 4658 approving 1.1D**

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On July 11, 2018 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located 1,200' north Expressway 83 along the west side of Shary Road within a commercial plaza. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff Recommendation: Approval of this CUP for a period of now until November 24, 2019 at which time the applicant would have to renew their CUP and TABC license.

City Manager recommended approval.

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

Mayor Pro Tem Garza moved to approve the cup and to adopt Ordinance No. 4658 Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Yoko's Sushi Restaurant, 122 S. Shary Road, Ste. K, Lot 2, Home Depot Subdivision #2, C-4, as per staff recommendation. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ORDINANCE NO. 4658

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 – YOKO'S SUSHI RESTAURANT, 122 S.
SHARY ROAD, STE. K, LOT 2, HOME DEPOT SUBDIVISION #2

2.0 Disposition of Minutes

2.1 City Council Meeting – July 09, 2018

Councilman Plata moved to approve the minutes as presented. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

3.0 Acknowledge Receipt of Minutes

3.1 Planning and Zoning Commission – June 27, 2018

Mission Historical Museum – May 21, 2018

Shary Golf Course Advisory Board – April 10, 2018

Councilman Plata moved to acknowledge the receipt of minutes as presented. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

4.0 Approvals and Authorizations

**4.1 Preliminary Plat Approval: Stewart Cove Subdivision, A 6.01 acres out of Lot 26-12,
West Addition to Sharyland Subdivision, R-1A, Developer: Aaron Balli,
Engineer: Hinojosa Engineering**

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On July 11, 2018 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for Stewart Cove Subdivision. The subject site was located on the ¼ mile North of Griffin Parkway (F.M. 495) along the west side of Stewart Road. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval as per Staff's recommendation.

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

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Preliminary Plat Approval: Stewart Cove Subdivision, A 6.01 acres out of Lot 26-12, West Addition to Sharyland Subdivision, R-1A. Motion was seconded by Councilman Plata and approved unanimously 4-0.

4.2 Preliminary Plat Approval: Mayberry Court Subdivision, 5.00 acres out of Lot 27-8, West Addition to Sharyland Subdivision, R-1, Developer: Aaron Balli, Engineer: Hinojosa Engineering

On July 11, 2018 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for Mayberry Court Subdivision. The proposed subdivision was located ½ mile South of E. Mile 2 Road along the west side of Mayberry Road. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval as per Staff's recommendation.

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

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Preliminary Plat Approval: Mayberry Court Subdivision, 5.00 acres out of Lot 27-8, West Addition to Sharyland Subdivision, R-1,. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

4.3 Report on the City of Mission's Agreement with Hunt Valley Development on Annual Transferring of Water Rights

The City of Mission had a long-standing agreement with Hunt Valley Development to annually transfer any water rights of recorded plats within their development. During the period of July 1, 2017 through June 30, 2018, Hunt records indicated that 1 plat was approved and recorded, which was calculated to require a dedication of 12.53 ac-ft. of water rights.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Report on the City of Mission's Agreement with Hunt Valley Development on Annual Transferring of Water Rights. Motion was seconded by Councilman Plata and approved unanimously 4-0.

4.4 Authorization to Execute Second One-Year Renewal Option with Conde's Landscaping and OCL Enterprises for Weedy Lot Abatement

In 2016, the City of Mission entered into a contractual agreement with Conde's Landscaping and OCL Enterprises for weedy lot abatement. The terms for this contract was for one year with two

one-year renewal options. There would be no increase to the original proposal. Staff was seeking authorization to extend contract for second one-year renewal option with Conde's Landscaping & OCL Enterprises.

- Contract Expires July 28, 2018
- Second one-year renewal option to the contract
- No rate increases by contractors for upcoming year
- Staff and City Manager recommend approval

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to Execute Second One-Year Renewal Option with Conde's Landscaping and OCL Enterprises for Weedy Lot Abatement. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

4.5 Approval of Ord. # 4659 granting a wet designation for 801 N. Bryan Rd. Suite 174, Lot 1 Tamkin Subdivision

Staff was requesting the above mentioned property be wet zoned for the Sale and On-Site Consumption of Alcoholic Beverages.

Staff and City Manager recommend approval.

Mayor Pro Tem Garza moved to approve Ordinance No. 4659 granting a wet designation for 801 N. Bryan Rd. Suite 174, Lot 1 Tamkin Subdivision. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ORDINANCE NO. 4659

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
AMENDING ORDINANCE NO.780 DESIGNATING PLACES WHERE BEER
AND OTHER ALCOHOLIC BEVERAGES MAY BE SOLD WITHIN THE
CORPORATE LIMITS OF THE CITY OF MISSION TO INCLUDE THE
PREMISES LOCATED AT 801 N. BRYAN RD. SUITE 174, LOT 1 TAMKIN SUBDIVISION

4.6 Authorization to apply for grant for outdoor exercise equipment for Birdwell Park

Staff was seeking approval to apply for Grant for "All Inclusive" Outdoor Exercise Equipment thru Greenfields Outdoor Fitness for Birdwell Park in conjunction with the development of Mission Tennis Center as per Grant Application with Texas Parks and Wildlife Department.

Staff and City Manager recommend approval.

Mayor Pro Tem Garza moved to authorize to apply for grant for outdoor exercise equipment for Birdwell Park. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

4.7 Change Order No.1 to Repaint and Increase the Size of the Letters on the Logos on the newly constructed Elevated Water Tower, located off of Shary Road near the Mission Event Center

Staff was requesting approval of Change Order #1 related to the Elevated Water Tower, located off of Shary Road near the Mission Event Center, in an amount not to exceed \$55,800. The

Change Order No. 1 was needed to repaint and increase the size of the letters on the logos on the newly constructed Elevated Water Tower. The total contract price for the project was \$1,994,000. The total adjusted contract price with approval of this Change Order would be

\$2,049,800. The price included equipment rental to access the tank, material and labor to sandblast and remove the existing logos/prepare the tank shell plate surface for painting, material and labor to repaint the tank shell plate with the exterior coating system, material and labor to layout the new logos on the tank shell plate, and material and labor to paint the new logos on the tank shell plate. Melden & Hunt, Inc. was the project's designer. Landmark Structures I was the contractor.

The Mission Redevelopment Authority/TIRZ #1 Board of Directors approved Change Order No. 1 at their Board meeting of June 28, 2018.

Staff and City Manager recommend approval.

Councilman Plata moved to approved Change Order No.1 to Repaint and Increase the Size of the Letters on the Logos on the newly constructed Elevated Water Tower, located off of Shary Road near the Mission Event Center. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

4.8 Change Order No. 2 related to the Anzalduas Highway Wastewater & Water Trunklines Phase 2 Project to install a 24” Steel Casing and Bore for Gravity Sewer on Military Highway – Dry Bore due to Soil Conditions and TxDOT Requirements

Staff was requesting approval of Change Order No. 2 related to the Anzalduas Highway Wastewater & Water Trunklines Phase 2 Project to install a dry bore instead of a wet bore due to soil and weather conditions and as required by TxDOT. Previous contract price was \$3,784,448.05. New contract price including this Change Order: \$3,814,448.05

The Mission Redevelopment Authority/TIRZ #1 Board of Directors approved Change Order No. 2 at their Board meeting of June 28, 2018.

Contractor was Morwill, LLC. Half Associates was the designer.

Staff and City Manager recommend approval.

Mayor Pro Tem Garza moved to approve Change Order No. 2 related to the Anzalduas Highway Wastewater & Water Trunklines Phase 2 Project to install a 24” Steel Casing and Bore for Gravity Sewer on Military Highway – Dry Bore due to Soil Conditions and TxDOT Requirements. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

4.9 Requesting Authorization for the City of Mission to enter into a Memorandum of Understanding with Texas Task Force 1, a division of the Texas A&M Engineering Extension Service

The Mission Fire Department was seeking authorization for the City of Mission and Texas Task Force 1 to enter into a Memorandum of Understanding (MOU) for the purpose to delineate responsibilities and procedures for Urban Search & Rescue (US&R) activities under the authority of the State of Texas Emergency Management Plan. These activities may be in conjunction with, or in preparation of a State or federal declaration of disaster; and training activities. Funding would be reimbursed by the State upon activation and deployment. This new MOU would replace and existing one we had on file.

Staff and City Manager recommend approval.

Mayor Pro Tem Garza moved to authorize for the City of Mission to enter into a Memorandum of Understanding with Texas Task Force 1, a division of the Texas A&M Engineering Extension Service. Motion was seconded by Councilman Plata and approved unanimously 4-0.

4.10 Approval of Resolution No. 1564 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 2018 Darling's Dare Cycling Ride

The Mission Police Department was requesting approval of a resolution to submit an Agreement for the Temporary Closure of State Right-of-Way to the Texas Department of Transportation for the 2018 Darling's Dare Cycling Ride. The agreement was required by the Texas Department of Transportation for the closure of the westbound lane of travel (right lane) of FM 1016 from FM 494 (Shary Road), to Military Highway, west on Military Parkway to Bentsen Palm Drive and continue northbound to U.S. Business Highway 83 into the City of Palmview, Texas and returning via the same route to the City of McAllen Texas. The Mission Police Department would be responsible for securing the route within our city limits

Staff and City Manager recommend approval.

Mayor Pro Tem Garza moved to approve Resolution No.1564 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 2018 Darling's Dare Cycling Ride. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

RESOLUTION NO. 1564

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 FM 1016 FROM FM 494 (SHARY RD), TO
MILITARY HIGHWAY, TURNING WESTBOUND ONTO MILITARY PARKWAY TO
BENTSEN PALM DRIVE, NORTH ON BENTSEN PALM DRIVE TO U.S. BUSINESS
HIGHWAY 83 INTO THE CITY OF PALMVIEW, TEXAS AND COMPLETING THE RIDE
BY RETURNING VIA THE SAME ROUTE TOWARD THE CITY OF MCALLEN TEXAS;
AUTHORIZING THE ISSUANCE OF A PUBLIC PERMIT THEREFORE

4.11 Authorization to solicit bids for Security Guard Services for the City of Mission

The City of Mission Police Department was tasked with acquiring security guard services for different City of Mission events. Security guard services were currently being utilized for the Speer Memorial Library, several events for the Mission Historical Museum and our Events Center to name a few. As the services and events provided by the different city departments to our citizens, security guard services would be needed on a as needed basis. Staff recommended approval for the solicitation of bids to acquire security guard services.

Staff and City Manager recommend approval.

Mayor Pro Tem Garza moved to authorize to solicit bids for Security Guard Services for the City of Mission. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

4.12 Authorization to Purchase Software Upgrades from Sequel Data Systems Incorporated for Mission Economic Development Corporation's CEED building, located at 801 N. Bryan Road, Mission

Mission Economic Development Corporation staff was seeking authorization to purchase the following software upgrades from Sequel Data Systems Incorporated:

A vSphere and VDI Upgrade, which included firmware and software upgrade and configuration of VM infrastructure, including the HPE MSA (disks), servers, VDI (virtual desktop environment; documentation and training needed at CEED. The total amount for this upgrade: \$9,614.00; and

An Aruba Airwave and switch configuration that included installation and configuration of Aruba Airwave monitoring server for wireless access points and network hardware. Configuration of network switch to extend service into the maker space. Documentation and training. Total amount for this upgrade: \$6,992.00.

Sequel Data Systems Inc.'s DIR Contract was #DIR-TSO 3359.

Total request was \$16,606.00.

Staff and City Manager recommend approval.

Mayor Pro Tem Garza moved to authorize to Purchase Software Upgrades from Sequel Data Systems Incorporated for Mission Economic Development Corporation's CEED building, located at 801 N. Bryan Road, Mission. Motion was seconded by Councilman Plata and approved unanimously 4-0.

4.13 Approval of Final Five Year Consolidated Plan & Strategy 2018-2022/Annual Action Plan 2018-19 and authorize City Manager to execute Subrecipient Agreements receiving FY'18 CDBG Allocations

The U.S. Department of Housing and Urban Development (HUD) required local jurisdictions to prepare and submit a 3 or 5 Year Consolidated Plan and Strategy (CPS) and an Annual Action Plan in order to receive federal funds through the Community Development Block Grant Program (CDBG). The development of the Five-Year Consolidated Plan and Strategy sets goals, objectives and outcomes, identifies the needs and priorities of the community, involved an extensive needs assessment and community outreach process. The Annual Action Plan described the activities that would be undertaken with CDBG funds in furtherance of the objectives set forth in the CPS 2018-2022.

Public Hearings were held by City Council on June 25, 2018 and Citizens Advisory Committee

on July 2, 2018 to solicit input on funding allocations for public service agencies and city departments for the Five Year Consolidated Plan & Strategy 2018-2022 and Annual Action Plan

FY'18-19 as required by HUD. Although no comments were received during the thirty day comment period which ended on July 6, 2018 CAC members identified the need for drainage improvements, flood management, cultural arts and theatre activities and events for all ages.

The following agencies and departments were approved for funding through the FY'18 allocation of \$927,474.00: Silver Ribbon (\$6,000), Easter Seals Society (\$4,000), Children's Advocacy Center (\$9,000), CASA of Hidalgo County (\$2,000), Housing Assistance Program

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(\$675,000) and Administration and Project Delivery (\$143,474, \$83,000). A subrecipient orientation meeting would be scheduled to discuss their responsibilities to insure compliance with all federal regulations.

Upon approval, the Five Year Consolidated Plan & Strategy 2018-2022/Annual Action Plan 2018-19 would be submitted to the U.S. Department of Housing and Urban Development by August 15, 2018.

Staff and City Manager recommend approval.

Councilman Plata moved to approve the Final Five Year Consolidated Plan & Strategy 2018-2022/Annual Action Plan 2018-19 and authorize City Manager to execute Subrecipient Agreements receiving FY'18 CDBG Allocations. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

4.14 Approval of Final Five Year Consolidated Plan & Strategy 2018-2022/Annual Action Plan 2018-19 and authorize City Manager to execute Subrecipient Agreements receiving FY'18 CDBG Allocations to LRGVDC-Area Agency on Aging and Amigos Del Valle

The U.S. Department of Housing and Urban Development (HUD) required local jurisdictions to prepare and submit a 3 or 5 Year Consolidated Plan and Strategy (CPS) and an Annual Action Plan in order to receive federal funds through the Community Development Block Grant Program (CDBG). The development of the Five-Year Consolidated Plan and Strategy sets goals, objectives and outcomes, identifies the needs and priorities of the community, involved an extensive needs assessment and community outreach process. The Annual Action Plan described the activities that would be undertaken with CDBG funds in furtherance of the objectives set forth in the CPS 2018-2022.

Public Hearings were held by City Council on June 25, 2018 and Citizens Advisory Committee on July 2, 2018 to solicit input on funding allocations for public service agencies and city departments for the Five Year Consolidated Plan & Strategy 2018-2022 and Annual Action Plan FY'18-19 as required by HUD. Although no comments were received during the thirty day comment period which ended on July 6, 2018 CAC members identified the need for drainage improvements, flood management, cultural arts and theatre activities and events for all ages.

The following agencies and departments were approved for funding through the FY'18 allocation of \$33,000.00: LRGVDC - Area Agency on Aging (\$7,000), Amigos Del Valle (\$26,000). A subrecipient orientation meeting would be scheduled to discuss their responsibilities to insure compliance with all federal regulations.

Upon approval, the Five Year Consolidated Plan & Strategy 2018-2022/Annual Action Plan 2018-19 would be submitted to the U.S. Department of Housing and Urban Development by August 15, 2018.

Councilman Plata moved to approve the Final Five Year Consolidated Plan & Strategy 2018-2022/Annual Action Plan 2018-19 and authorize City Manager to execute Subrecipient Agreements receiving FY'18 CDBG Allocations to LRGVDC-Area Agency on Aging and Amigos Del Valle. Motion was seconded by Councilwoman Ochoa and approved unanimously 3-0, with Mayor Pro Tem Garza abstaining from voting

4.15 Authorization to Solicit Bids for “Housing Assistance - Program-Phase 17-II”

The Citizen's Advisory Committee met on July 2, 2018 and approved staff's recommendation to

provide reconstruction of three (3) homes and rehabilitation of two (2) homes through the CDBG program to the following addresses:

Reconstruction:

4004 Lopez St. – 2 bdrm 2 bath, 970 sq ft
123 Quebec St. – 3 bdrm 2 bath, 1100 sq ft
805 N. Canal Ave. – 2 bdrm 2 bath, 970 sq ft

Rehabilitation:

970 Truman Ave.
807 Nueces St.

Staff and City Manager recommend approval.

Councilwoman Ochoa moved to authorize to Solicit Bids for “Housing Assistance - Program-Phase 17-II”. Motion was seconded by Councilman Plata and approved unanimously 4-0.

4.16 Award Contract for EAP Services

On June 18, 2018, City Council authorized staff to solicit Request for Proposals (RFP’s) for Employee Assistance Program Services (EAP). Staff recommended awarding contract for EAP Services to Deer Oaks whose proposal was determined to be advantageous to the City.

Staff and City Manager recommend approval.

Councilman Plata moved to award bid to EAP Services to Deer Oaks EAP Services, LLC Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

4.17 Approval of Resolution No. 1565 establishing a commitment to participate in a Texas Department of Transportation Construction Project known as Taylor Rd. from BUS 83 to Mile 2 N and authorizing the Mayor to execute Local Transportation Project Advance Funding Agreement

Approval of Resolution establishing commitment to participate in a Texas Department of Transportation Construction Project known as the Taylor Rd. from BUS 83 to 0.36 miles south of Mile 2 N. Reconstruction and widening Project and authorizing the Mayor to execute Local Transportation Project Advance Funding Agreement.

The Texas Transportation Commission passed Minute Order 115005, authorizing the State to undertake and complete a highway improvement described as the widening of Taylor Rd from BUS 83 to 0.36 miles south of Mile 2 N. in the City of Mission.

Staff and City Manager recommend approval.

Councilman Plata moved to approval of Resolution No.1565 establishing a commitment to participate in a Texas Department of Transportation Construction Project known as Taylor Rd. from BUS 83 to Mile 2 N and authorizing the Mayor to execute Local Transportation Project Advance Funding Agreement. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

RESOLUTION NO. 1565

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, HIDALGO COUNTY, ESTABLISHING A COMMITMENT TO PARTICIPATE IN A TEXAS DEPARTMENT OF TRANSPORTATION CONSTRUCTION PROJECT, MORE SPECIFICALLY KNOWN AS THE TAYLOR RD FROM BUS 83 TO MILE 2 PROJECT AND AUTHORIZING THE MAYOR TO EXECUTE THE LOCAL TRANSPORTATION PROJECT ADVANCE FUNDING AGREEMENT

4.18 Authorization to enter into an Interlocal Cooperation Agreement between the City of Mission and the Lower Rio Grande Development Council

Purpose of this agreement was to memorialize the intent of the parties to obtain the most accurate 9-1-1 addresses from the cities so the LRGVDC E-COMMS/9-1-1 Division could maintain the latest information necessary to provide lifesaving emergency services to the residents within city limits and to prepare for the future of Next Generation 9-1-1.

Staff and City Manager recommend approval.

Councilman Plata moved to authorize to enter into an Interlocal Cooperation Agreement between the City of Mission and the Lower Rio Grande Development Council. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

4.19 Approval of Ordinance No. 4660 of the City Council of City of Mission, Texas amending Subsection (B)(3) Sanitary Sewer Rates, Subsection (C)(2) Water Rates And Subsection (D) Affidavit Of Unoccupancy of Section 114-54 Rates and Charges Enumerated, of Article II Rates and charges of the Mission Code of Ordinances; providing for severability and Providing for an effective date

In order to finance the water and sewer system capital improvements, it was necessary to increase the water and sewer rates; rates hadn't increased since 2008. The capital improvements were financed through revenue bonds. In addition, the City of Mission was required to have a bond ratio of 1.25 as per bond covenants. This ratio enables the City to obtain better credit ratings from rating agencies such as Moody's Investors and other insurance bonding companies.

Staff and City Manager recommend approval.

Councilman Plata moved to approve to approve Ordinance No. 4660 of the City Council of City of Mission, Texas amending Subsection (B)(3) Sanitary Sewer Rates, Subsection (C)(2) Water Rates And Subsection (D) Affidavit Of Unoccupancy of Section 114-54 Rates and Charges Enumerated, of Article II Rates and charges of the Mission Code of Ordinances; providing for severability and Providing for an effective date. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ORDINANCE NO. 4660

AN ORDINANCE OF THE CITY COUNCIL OF CITY OF MISSION, TEXAS AMENDING SUBSECTION (b)(3) SANITARY SEWER RATES, SUBSECTION (c)(2) WATER RATES AND SUBSECTION (d) AFFIDAVIT OF UNOCCUPANCY OF SECTION 114-54 RATES AND CHARGES ENUMERATED, OF ARTICLE II RATES AND CHARGES OF THE MISSION CODE OF ORDINANCES; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE

4.20 Approval of Ordinance # 4661 of The City Council of The City Of Mission, Texas Amending Chapter 114, Article IV, Drainage; Division 2, Drainage Improvement Fee; Section 114-171 of the Code of Ordinance Manual extending the period of time in which a Drainage Assessment Fee shall be collected for the City of Mission

The drainage assessment fee was established in 1982 to generate revenues that would be used for drainage improvements. The collection period for this fee needed to be extended so that more improvements could be made to the drainage system. Drainage Assessment Fee was to be extended until September 30, 2020.

Staff and City Manager recommend approval.

Councilman Plata moved to approve Ordinance No. 4661 of The City Council of The City of Mission, Texas Amending Chapter 114, Article IV, Drainage; Division 2, Drainage Improvement Fee; Section 114-171 of the Code of Ordinance Manual extending the period of time in which a Drainage Assessment Fee shall be collected for the City of Mission. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ORDINANCE NO. 4661

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS AMENDING CHAPTER 114, ARTICLE IV, DRAINAGE; DIVISION 2, DRAINAGE IMPROVEMENT FEE; SECTION 114-171 OF THE CODE OF ORDINANCE MANUAL EXTENDING THE PERIOD OF TIME IN WHICH A DRAINAGE ASSESSMENT FEE SHALL BE COLLECTED FOR THE CITY OF MISSION

4.21 Tax Collection Report-June, 2018

Finance Director Angie Vela presented the Tax Collection Report – June, 2018 for approval.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Tax Collection Report – June, 2018. Motion was seconded by Councilman Plata and approved unanimously 4-0.

4.22 Acceptance of Quarterly Report of Investments for the Quarter Ending June 30, 2018 and Interest Earned for Six Months Ending June 30, 2018

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, 2018. The total increases to investment balances for the period were \$2,978,060.49 and total decreases were \$7,275,000.00, leaving a total of \$16,063,336.44 in outstanding investments for the quarter ending June 30, 2018. The total interest earned on all funds year to date was \$181,472.69.

Staff and City Manager recommend approval.

Finance Director Vela advised the council that instead of six months it was for nine months.

Councilman Plata moved to accept the Quarterly Report of Investments for the Quarter Ending June 30, 2018 and Interest Earned for Nine Months Ending June 30, 2018. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

4.23 Approval of Budget Amendments – Designated Purpose Fund

Finance Director Vela presented budget amendment BA–18-28 to the City Council for approval.

Staff and City Manager recommended approval.

Councilman Plata moved to approve budget amendment BA–18-28. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

**4.24 Presentation of the Preliminary Budget for the Fiscal Year
2018-2019**

As per City Charter, the City Manager, between sixty (60) and ninety (90) days prior to the beginning of each fiscal year, shall submit to the City Council a proposed budget, in which the budget shall provide a complete financial plan for the fiscal year.

Presented was the Preliminary Budget with the recommendations.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Presentation of the Preliminary Budget for the Fiscal Year 2018-2019. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

4.25 Set Public Hearing date for FY 2018-19 Annual Budget

City Manager was requesting to set the Public Hearing on FY 2018-19 Annual Budget on Monday, August 13, 2018 as required by City Charter.

Section 9.06. - Notice of public hearing on budget. At the meeting of the City Council at which the budget was submitted, the City Council shall fix the time and place of a public hearing on the budget and shall cause to be published in a newspaper of general circulation within the City of Mission, a notice of the hearing setting forth the time and place thereof at least ten (10) days before the date of such hearing. The public hearing was to given interested parties the opportunity to be heard.

The public hearing date, time and location would be published in the local newspaper.

Staff and City Manager recommended approval.

Councilman Plata moved to approve to Set Public Hearing date for FY 2018-19 Annual Budget. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

5.0 Unfinished Business

None

6.0 Routine Matters

6.1 City Manager’s Comments

City Manager’s reminded the citizens that the council meetings would begin at 5:30 beginning on August 13.

6.2 Mayor's Comments

Mayor Ocaña asked the city council to get ideas on which items they would like to see in Consent Agenda. A workshop would be held on Friday, July 27 at 4 p.m. to discuss the evaluation and assessment of the city. Minimum wage would be increased from \$8.50 to \$9.50 an hour, he stated that he was aware that his platform of \$15.00 an hour would not be met this year but we were here to serve 88,000 residents of the city.

6.3 City Council Comments

Councilwoman Ochoa commended the Mission Health Department and the Mission Pawsible board for their successful vaccine clinic.

Councilman Plata had no comments.

Mayor Pro Tem Garza encouraged everyone who was affected by the flooding event to go by the Mission Social Center and speak to a FEMA representative and file a claim.

At 6:11 p.m. Mayor Ocaña moved to convene into executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001 under "Consultation with Attorney". Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0

At 9:10 p.m. Councilman Gus Martinez joined the meeting.

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

7.1 Personnel matters. Texas Gov't Code §551.074

A. Deliberation and action regarding the appointment, evaluation, duties and other employment matters relating to the following municipal court judicial appointments:

1. Presiding Judge (Johnathan Wehrmeister)
2. Alternate Judge (Horacio Peña)
3. Alternate Judge (Mauro Reyna)
4. Alternate Judge (Ramon Rosales)

7.2 Consultation with Attorney Sec. 551.071

Deliberations about Real Property Sec. 551.072

A. Consideration of release of lien for property located on Lots 6, 7, and 8, Glasscock Acres.

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

At 10:06 p.m., Councilman Plata moved to reconvene in open session. Motion was second by Councilwoman Ochoa and approved unanimously 5-0

On item 7.1-A Councilman Plata moved to authorize that the city of mission was a home-rule city granted authority by state law section 29.004 and city charter section 4.05, to appoint a municipal court judge; and whereas, the city charter provides that a municipal judge shall hold his office at the pleasure of the city council; and whereas, establishing measures to ensure satisfactory performance of an appointed municipal judge, was an implied power granted to the city council; and ordering the reinstatement of Johnathan Whermeister to full duties as presiding judge and as a condition of continued appointment, compliance with all other administrative guidelines as discussed in executive session. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0

On item 7.2-A Councilman Plata moved to approve Resolution No.1566 the City Manager To Execute All Documents Necessary To Release “Demolition” And “Weedy Liens On The Property Described Herein; And Declaring An Effective Date, of Lots 6, 7, and 8, Glasscock Acres. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0

RESOLUTION NO. 1566

A RESOLUTION OF THE CITY OF MISSION, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS NECESSARY TO RELEASE “DEMOLITION” AND “WEEDY LIENS ON THE PROPERTY DESCRIBED HEREIN; AND DECLARING AN EFFECTIVE DATE

At 10:10 p.m., Councilman Plata moved for adjournment. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

8.0 Adjournment

ATTEST:

Dr. Armando Ocaña, Mayor

Anna Carrillo, City Secretary