

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
APRIL 27, 2020 5:30 P.M.
MISSION CITY HALL**

City of Mission is inviting you to a scheduled Zoom meeting.

Time: April 13, 2020 03:00 PM Central Time

Join Zoom Meeting (by computer or Mobile App)

<https://zoom.us/j/9904662781?pwd=SGVIL3JZRfVRdENzWXI5VUxFT1ZUQT09>

Meeting ID: 990 466 2781

Password: 833227

or

Dial by telephone

+1 346 248 7799 US

Meeting ID: 990 466 2781

Password: 833227

PRESENT:

Dr. Armando O'caña, Mayor
Jessica Ortega-Ochoa, Councilwoman
Ruben D. Plata, Councilman
Norie Gonzalez Garza, Mayor Pro Tem
Alberto Vela, Councilman
Gus Martinez, City Attorney
Anna Carrillo, City Secretary
Randy Perez, City Manager

ALSO PRESENT:

Jamie Treviño, Progress Times
Brenda Enriquez, Chamber of Commerce
Lee McCormick
Fred Kurth
Eric Fernandez
Julio Abrego
Mike Rhodes
Rebecca Castillo
Ariel King

ABSENT:

STAFF PRESENT:

Nelia Hernandez, Asst. City Secretary
David Flores, Deputy City Manager
Angie Vela, Finance Director
Susie De Luna, Asst. Planning Director
Noemi Munguia, HR Director
Robert Hinojosa, Risk Manager
Eduardo Belmarez, Purchasing Director
Roxanne Casarez, Public Information Director
Charlie Longoria, Media Relations
Juan Pablo Terrazas, City Engineer
Roberto Salinas, Public Works Director
Gilbert Sanchez, Fire Chief
Frank Cavazos, Deputy Fire Chief
Robert Dominguez, Chief of Police
JJ Guerrero, Boys & Girls Club Director
Brad Bentsen, Parks & Recreation Director
Mayra Rocha, Library Director
Cynthia Lopez, Museum Director
JC Avila, Fleet Maintenance Director
Joanne Longoria, CDBG Director
James Cardoza, Emergency Mngmnt. Coord.
Michael Elizalde, Grants Administrator
Robert Hinojosa, Risk Manager
Abel Bocanegra, Engineer in Training
Daniel Silva, MEDC Chief Operating Officer
Mario Flores, Golf Course Director
Roland Rodriguez, IT Director

1. Call to order

With a quorum being present, Mayor Dr. Armando O'caña called the meeting to order at 5:30 p.m.

2. Invocation and Pledge Allegiance

City Manager Randy Perez led the invocation and the Pledge of Allegiance.

3. Proclamation – “National Police Week”

Chief of Police Roberto Dominguez presented the Proclamation – “National Police Week”.

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

4. 2020 Census Announcement

City Manager Perez stressed the importance of responding the census. He reminded the citizens to fill out the census and that everyone counts. He also mentioned the different ways to respond: online, by phone and by mail.

5. Report from the Greater Mission Chamber of Commerce

Brenda Enriquez, President of the Greater Mission Chamber of Commerce reported on the Business Economic Recovery Committee led by the Chamber of Commerce which provided guidance to help businesses during this economic situation.

6. Departmental Reports

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

7. Citizens Participation

None

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Rezoning: The North 153.7' of the West 115.08' of Lot 4, Block G, Wright Addition Subdivision, C-3 (General Business) to R-2 (Duplex-Fourplex Residential), Julio Abrego Adoption of Ordinance # 4907 approving 1.1A**

On April 22, 2020 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located between Mayberry Road and Highland Park along the south side of E. Tom Landry. There was no public opposition during the P&Z Mtg. 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.

There were no comments.

Councilman Plata moved to approve the rezoning and to adopt Ordinance No. 4907 Rezoning: The North 153.7' of the West 115.08' of Lot 4, Block G, Wright Addition Subdivision, C-3 (General Business) to R-2 (Duplex-Fourplex Residential). Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4907

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING THE NORTH 153.7' OF THE WEST 115.08' OF LOT 4, BLOCK G,
WRIGHT ADDITION SUBDIVISION, FROM C-3 (GENERAL BUSINESS) TO R-2 (DUPLEX-
FOURPLEX RESIDENTIAL)

**B. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – The Bungalows on Shary, 3700 Plantation Grove Blvd., Lots 1 & 2, Sharyland Plantation Grove Hotel/Bungalow, PUD, Cantu Bungalows, LLC
Adoption of Ordinance # 4908 approving 1.1B**

On April 22, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located on the SW corner of Plantation Grove Blvd. and Santa Lorena. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: approval subject to: 1) A 1 year re-evaluation to assess this new operation; 2) No objection to a waiver of 300' separation requirement from the Las Misiones Apartments; 3) Must comply with all Building, Fire, and Health Codes; and 4) Acquisition of 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 recommended approval of 2 years.

Councilwoman Ochoa moved to approve the cup and to adopt Ordinance No. 4908 Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – The Bungalows on Shary, 3700 Plantation Grove Blvd., Lots 1 & 2, Sharyland Plantation Grove Hotel/Bungalow, for 2 years and per staff's recommendations. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 4908

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 - THE BUNGALOWS ON SHARY, 3700 PLANTATION GROVE
BLVD., LOTS 1 & 2, SHARYLAND PLANTATION GROVE HOTEL/BUNGALOW

**C. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Mariscos El 7 Mares #2, 2500 E. Expressway 83, Ste. 100, Lot 5B, Sharyland Place Subdivision, C-3, 7 Mares Mexican Seafood Cocina, LLC
Adoption of Ordinance # 4909 approving 1.1C**

On April 22, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located within the Kohl's Commercial Plaza

Minutes, 04/27/2020 Pg. 4

approximately ¼ mile east of Shary Road along the south side of Expressway 83. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: approval subject to: 1) 3 years re-evaluation at which time the applicant would have to renew his CUP & TABC license; 2) Wavier of the 300' separation requirement from residential neighborhoods; and 3) Must comply with all City and TABC code requirements.

City Manager recommended approval.

Mayor O'caña 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. 4909 Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Mariscos El 7 Mares #2, 2500 E. Expressway 83, Ste. 100, Lot 5B, Sharyland Place Subdivision, C-3, 7 Mares Mexican Seafood Cocina, LLC, for 3 years as per staff's recommendations. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4909

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 - MARISCOS EL 7 MARES #2, 2500 E. EXPRESSWAY 83, LOT 5B,
SHARYLAND PLACE SUBDIVISION

**D. Conditional Use Permit Renewal: To Keep a Portable Building – Car Sales Office Use, 916 W. Expressway 83, Lot 1, Car-Mart Subdivision, C-3, Jesus Sanchez
Adoption of Ordinance # 4910 approving 1.1D**

On April 22, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located on the north side of U.S. Expressway 83 west of American Legion Post 93. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: approval for 1 year, after this tenure, the applicant would need to apply for a building permit to construct a permanent structure at this location and continue to maintain the landscaping along the front area of the property.

Mayor O'caña 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. 4910 Conditional Use Permit Renewal: To Keep a Portable Building – Car Sales Office Use, 916 W. Expressway 83, Lot 1, Car-Mart Subdivision, for 1 year, as per staff's recommendations. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4910

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT RENEWAL TO KEEP A PORTABLE BUILDING –
CAR SALES OFFICE USE, 916 W. EXPRESSWAY 83, LOT 1, CAR-MART SUBDIVISION

E. Conditional Use Permit Renewal: Drive-Thru Service Window – Tortilleria Carmelita, 600 N. Shary Road Ste. F, Lot 1, Esdras Vega Subdivision, C-3, Carmen Rivera Adoption of Ordinance # 4911 approving 1.1E

On April 22, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located at the NE corner of E. 6th Street and Shary Road. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: approval subject to: 1) 3 years re-evaluation; 2) CUP was not transferable to others; and 3) Continued Compliance with Building, Fire, Health, and Sign Codes.

City Manager recommended approval.

Mayor O'caña 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. 4911 Conditional Use Permit Renewal: Drive-Thru Service Window – Tortilleria Carmelita, 600 N. Shary Road, Ste. F, Lot 1, Esdras Vega Subdivision, for 3 years, as per staff's recommendations. Motion was seconded by Councilman Alberto Vela and approved unanimously 5-0.

ORDINANCE NO. 4911

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR DRIVE-THRU SERVICE WINDOW
– TORTILLERIA CARMELITA, 600 N. SHARY ROAD, STE. F, LOT 1, ESDRAS VEGA
SUBDIVISION

F. Conditional Use Permit Renewal: Home Occupation 2 Chair Beauty Salon, 804 W. 24TH Place, Lot 74, Chaparral Heights Subdivision, R-1, Hermelinda G. Salazar Adoption of Ordinance # 4912 approving 1.1F

On April 22, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located 150' west of Holland Road along the north side of 24th Place. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: approval subject to a 3-year re-evaluation.

City Manager recommended approval.

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

There were no comments.

Councilwoman Ochoa moved to approve the cup and to adopt Ordinance No. 4912 Conditional Use Permit Renewal: Home Occupation – 2 Chair Beauty Salon, 804 W. 24TH Place, Lot 74, Chaparral Heights Subdivision, for 1 year as per council's recommendation. Motion was seconded by Councilman Vela and approved unanimously 5-0.

ORDINANCE NO. 4912

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR A HOME OCCUPATION – 2
CHAIR BEAUTY SALON, 804 W. 24TH PLACE, LOT 74, CHAPARRAL HEIGHTS SUBDIVISION

- G. Conditional Use Permit Renewal: Bryan Event Center and a Bed & Breakfast, 1113 E. Mile 2 Road, Being a 1.01 acre tract of land out of Lot 29-10, West Addition to Sharyland Subdivision, AO-I, Ariel P. King
Adoption of Ordinance # 4913 approving 1.1G**

On April 22, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located in the NW corner of Bryan Road and Mile 2 Road. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: approval for life of use.

City Manager recommended approval.

Mayor O'caña 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. 4913 Conditional Use Permit Renewal: Bryan Event Center and a Bed & Breakfast, 1113 E. Mile 2 Road, Being a 1.01 acre tract of land out of Lot 29-10, West Addition to Sharyland Subdivision, AO-I, Ariel P. King, for life of use, as per staff's recommendations. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4913

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR BRYAN EVENT CENTER AND A
BED & BREAKFAST, 1113 E. MILE 2 ROAD, BEING A 1.01 ACRE TRACT OF LAND OUT OF
LOT 29-10, WEST ADDITION TO SHARYLAND SUBDIVISION

- H. Preliminary & Final Plat Approval: Crown Pointe Phase 8 Subdivision, Being a Resubdivision of 5.547 acres out of Lot 221, John H. Subdivision, R-1A (Large Lot Single Family)
Developer: Chris Voss
Engineer: Urban Infrastructure Group, Inc**

On April 22, 2020 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for Crown Pointe Phase 8 Subdivision. The proposed subdivision was located approximately 1/3 of mile North of Business Highway 83 along the East side of Stewart Road. 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 O'caña asked if there were any comments for or against the request.

There were no comments.

Councilman Vela moved to approve the Preliminary & Final Plat Approval: Crown Pointe Phase 8 Subdivision, Being a Resubdivision of 5.547 acres out of Lot 221, John H. Subdivision, R-1A (Large Lot Single Family Developer: Chris Voss, Engineer: Urban Infrastructure Group, Inc., as per staff's recommendations. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**I. Preliminary & Final Plat Approval: Rio Plata Subdivision Being a Resubdivision of 25.259 acres of land out of the South end of Porcion 52, PUD (Planned Unit Development)
Developer: Rhodes Enterprises, Inc.
Engineer: Melden & Hunt, Inc.**

On April 22, 2020 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for Rio Plata Subdivision. The proposed subdivision was located near the NW corner of South Inspiration Road and Mile 1 South along the north side of Mile 1 South. The Board unanimously recommended approval as per staff's recommendation.

Staff Recommendation: approval subject to 1) must pay capital sewer recovery and street sign fees; 2) Dedication of water rights; and 3) Compliance with the Model Subdivision Rules.

City Manager recommended approval.

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

Mr. Mike Rhodes spoke in favor of the request.

Mayor Pro Tem Garza moved to approve the Preliminary & Final Plat Approval: Rio Plata Subdivision, Being a Resubdivision of 25.259 acres of land out of the South end of Porcion 52, PUD (Panned Unit Development), Developer: Rhodes Enterprises, Inc., Engineer: Melden & Hunt, Inc., as per staff's recommendations. Motion was seconded by Councilman Plata and approved unanimously 5-0.

2.0 Consent Agenda

(All consent agenda items are considered routine by City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember requests an item be removed and considered separately. The City Council May Take Various Actions; Including But Not Limited To Rescheduling An Item In Its Entirety For A Future Date Or Time. The City Council May Elect To Go Into Executive Session On Any Item Whether Or Not Such Item Is Posted As An Executive Session Item At Any Time During The Meeting When Authorized By The Provisions Of The Open Meetings Act)

2.1 Approval of Minutes

City Council Meeting – April 13, 2020

2.2 Acknowledge Receipt of Minutes

Citizen's Advisory Committee – March 10, 2020

2.3 Authorization to Solicit Request for Proposals for Third Party Administrator

In 2017, the City of Mission entered into a contractual agreement with BlueCross BlueShield of Texas for Third Party Administrator, PPO Network and Pharmacy Benefit Management (PBM). The terms for this contract were for one year with two one-year renewal options, which had been exhausted. Staff was seeking authorization to solicit proposals.

2.4 Approval of Resolution No. 1656, supporting the submission of a grant application to the U.S. Department of Justice, Bureau of Justice Assistance for the Mission Police Department Body Camera Support Project

The Mission Police Department was requesting approval of a resolution in support of the submission of a grant application to the U.S. Department of Justice, Bureau of Justice Assistance for the Mission Police Department Body Camera Support Project. The grant would allow the Mission Police Department to purchase thirty (30) body worn cameras along with the accessories required for each individual camera. The purchase would allow Mission Police Department to expand on the current number of body cameras that were currently deployed. These cameras would be utilized to record police officer contacts with the general public while working their designated shifts. There was a 50% cash match required from the City of Mission. The total grant request would be for \$37,650.00. The City of Mission would be responsible for a total of \$18,825.00. This matching amount would be paid through our general account.

RESOLUTION NO. 1656

SUPPORTING THE SUBMISSION OF A GRANT APPLICATION TO THE U.S. DEPARTMENT OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE FOR THE MISSION POLICE DEPARTMENT BODY CAMERA SUPPORT PROJECT

Councilman Plata moved to approve the consent agenda items 2.1 thru 2.4. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

3.0 Approvals and Authorizations

3.1 Approval of Resolution #1657 A Resolution of City Council of Mission Approving the Resolution of Mission Economic Development Corporation Authorizing the Issuance of Bonds on Behalf of Republic Services, Inc. and Matters Related Thereto.

Lee McCormick, President of Community Development Associates, had facilitated the issuance of Solid Waste Disposal Revenue Bonds by the Mission Economic Development Corporation for the purpose of financing and refinancing projects for Republic Services, Inc., under the assistance of MEDC's Private Activity Bond program.

Mr. McCormick presented this item and was available to answer any questions City Council members may have.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Resolution No. 1657 of City Council of Mission approving the Resolution of Mission Economic Development Corporation Authorizing the Issuance of Bonds on Behalf of Republic Services, Inc. and Matters Related Thereto. Motion was seconded by Councilman Plata and approved unanimously 5-0.

RESOLUTION NO. 1657

SUPPLEMENTAL RESOLUTION APPROVING THE RESOLUTION OF MISSION ECONOMIC DEVELOPMENT CORPORATION AUTHORIZING THE ISSUANCE OF BONDS ON BEHALF OF REPUBLIC SERVICES, INC.; AND MATTERS RELATED THERETO

3.2 Approval of Resolution # 1658, A Resolution of City Council of Mission Approving the Resolution of Mission Economic Development Corporation Authorizing the Issuance of Bonds on Behalf of Waste Management, Inc. and Matters Related Thereto.

Lee McCormick, President of Community Development Associates, has facilitated the issuance of Solid Waste Disposal Revenue Bonds by the Mission Economic Development Corporation for the purpose of financing and refinancing projects for Waste Management, Inc., under the assistance of MEDC's Private Activity Bond program.

Mr. McCormick presented this item and was available to answer any questions City Council members may have.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve Resolution No. 1658 of City Council of Mission Approving the Resolution of Mission Economic Development Corporation Authorizing the Issuance of Bonds on Behalf of Waste Management, Inc. and Matters Related Thereto. Motion was seconded by Councilman Plata and approved unanimously 5-0.

RESOLUTION NO. 1658

SUPPLEMENTAL RESOLUTION APPROVING THE RESOLUTION OF MISSION ECONOMIC DEVELOPMENT CORPORATION AUTHORIZING THE ISSUANCE OF BONDS ON BEHALF OF WASTE MANAGEMENT, INC.; AND MATTERS RELATED THERETO

3.3 Tax Collections Report- March, 2020

Finance Director Angie Vela presented the Tax Collections Report – March, 2020 to the City Council for approval.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Tax Collections Report – March, 2020. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**3.4 Final Plat Approval: Las Comadres #6 Subdivision, A Re-Subdivision of a 40.00 acre tract of land being all of Lots 9, 10, 11 and 13, Block 3, Texas Gardens Subdivision, ETJ
Developer: Valley Caliche Products, Inc.,
Engineer: Melden & Hunt, Inc.**

On February 13, 2019 the Mission City Council held a Public Hearing to consider the Preliminary Plat Approval for Las Comadres #6 Subdivision. The proposed subdivision was located along the east side of Iowa Road approximately ¼ south of Mile 3 Road. The Board unanimously recommended approval as per Staff's recommendation.

Staff Recommendation: Approval subject to: 1) Meeting the Model Subdivision Rules, 2) Comply with the street alignment policy, and 3) meeting any comments from the County Planning Department.

City Manager recommended approval.

Councilman Plata moved to approve the Final Plat Approval: Las Comadres #6 Subdivision, A Re-Subdivision of a 40.00 acre tract of land being all of Lots 9, 10, 11 and 13, Block 3, Texas Gardens Subdivision, ETJ Developer: Valley Caliche Products, Inc., Engineer: Melden & Hunt, Inc., as per Staff's recommendation. Motion was seconded by Councilman Vela and approved unanimously 5-0.

3.5 Authorization to enter into a Memorandum of Understanding between the City of Edinburg Police Department and the City of Mission Police Department for seizures and forfeitures worked jointly by both agencies in accordance with the Texas Code of Criminal Procedures, under Chapter 59 (Forfeiture of Contraband)

The purpose of this MOU was to enter into an agreement for seizures and forfeitures worked jointly by both agencies in accordance with the Texas Code of Criminal Procedures, under Chapter 59. Recently, both agencies worked a narcotic operation which netted a total of \$18,520.00 in United States currency. This agreement would establish the protocols to file for seizures and or forfeitures by both agencies when working joint operations and would in turn provide the opportunity for both agencies to file with the Hidalgo County District Attorney's Office Asset Forfeiture Section under Chapter 59 of the Texas Code of Criminal Procedure.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to enter into a Memorandum of Understanding between the City of Edinburg Police Department and the City of Mission Police Department for seizures and forfeitures worked jointly by both agencies in accordance with the Texas Code of Criminal Procedures, under Chapter 59 (Forfeiture of Contraband). Motion was seconded by Councilman Plata and approved unanimously 5-0.

3.6 Authorization to put into service one (1) German Shepard K-9 (Petra) to the City of Mission Police Department K-9 Program

The Mission Police Department had adopted a 3 1/2 year old female German Shepard K-9 by the name of Petra by the United States Customs and Border Protection Office out of Brownsville, Texas. Petra was a trained narcotic K-9. After review of the K-9, our K-9 Supervisor and K-9 staff were requesting Petra to be put into service with the Mission Police Department. There was no cost to the City of Mission to acquire the K-9.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to put into service one (1) German Shepard K-9 (Petra) to the City of Mission Police Department K-9 Program. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

3.7 Authorization to retire Police K-9 Ben from active duty and authorization to have Mission Police Officer Charles Lopez adopt Police K-9 Ben after signing a Hold Harmless Agreement

The Mission Police Department adopted Police K-9 Ben on July 27, 2016 from the Transportation Security Administration, Lackland Airforce Base in San Antonio, Texas. Ben was a male Golden Labrador who was trained for explosive detection and worked with his handler at the Anzalduas' International Bridge. Ben was born on February 8, 2013 and the handler and K-9 supervisor were recommending retirement based on the fact that the K-9 cannot pass recertification after a number of attempts. Mission Police Officer Charles Lopez was willing to accept K-9 Ben into his home. Officer Lopez was willing to sign a Hold Harmless Agreement.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to retire Police K-9 Ben from active duty and authorization to have Mission Police Officer Charles Lopez adopt Police K-9 Ben after signing a Hold Harmless Agreement. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

3.8 Resolution # 1659 amending Resolution #1082 Citizen’s Advisory Committee By-Laws Article III Membership Section 1 and 3

Article III Membership, section 1 and 3 the Citizen’s Advisory Committee was composed of 12 members from the four quadrants/zones represented by three members of each and appointed by Mayor and City Council. Seven members were required to be present to have a quorum.

During the past year, numerous meetings/public hearings were cancelled due to lack of quorum. It was in the city’s best interest to amend Resolution #1082 Article III Membership sections 1 and 3 to lower the voting members to 9, all appointments be made from the at-large citywide from pool of qualified voters and reduce the quorum to five. CAC approved revisions to the By-laws during a regular meeting held on April 14, 2020.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to approve Resolution No. 1659 amending Resolution #1082 Citizen’s Advisory Committee By-Laws Article III Membership Section 1 and 3. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

RESOLUTION NO. 1659

A RESOLUTION OF THE CITY OF MISSION AMENDING RESOLUTION
NO. 1082 AND AMENDING THE REVISED CITIZEN’S ADVISORY COMMITTEE BY-LAWS

3.9 Approval of Amendment for Citizens Participation Plan

CAC held a public hearing on April 14, 2020 to solicit input on the proposed amendment to the Citizens Participation Plan (CPP). The CPP outlines the process to follow for solicitation of comments during public hearings and when implementing changes/revisions as it relates to the Consolidated Plan/Annual Action Plan, Substantial Amendments, etc. to include the CPP. This Amendment revises the Citizens Advisory Committee section of the CPP to be consistent with the revisions proposed for the CAC Bylaws to lower the amount voting members to 9, all appointments to be made from the at-large citywide pool of qualified voters and quorum to be 5 members. It would also amend the public hearing requirement to expedite procedures of no less than 5 days to draft, propose or amend documents during declared disasters/emergencies/pandemics to allow virtual public hearings if: National/State/County/local health authorities recommend social distancing and limiting public gatherings and provide reasonable notification and access for citizens in accordance with the grantee’s certifications, timely responses from local officials to all citizen questions and issues and public access to all questions and responses. No comments were received.

CAC approved the revisions during the regular meeting held on April 14, 2020.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Amendment for Citizens Participation Plan. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

3.10 Lease Agreement between the City of Mission and the Children’s Advocacy Center for the rental of the Strickland Building

This agreement between the City of Mission and the Children’s Advocacy Center for the rental of the Strickland Building located at 1116 N. Conway for a period of three years ending on December 31, 2022 for a rental amount of \$1.00 a year.

If you were inclined to approve, please include in your motion a finding that such a lease was in the public interest of the City of Mission.

Staff Recommendation: Find that this lease was in the public interest of the City of Mission and approval of lease.

City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Lease Agreement between the City of Mission and the children's Advocacy Center for the rental of the Strickland Building finding that such a lease was in the public interest of the City of Mission. Motion was seconded by Councilman Plata and approved unanimously 5-0.

3.11 Approval of Resolution #1660 Amending Resolution No. 1655 of the City Council of the City of Mission adopting State of Texas Executive Order GA-16 and County of Hidalgo Third Amended Emergency Order (20-004) Instituting Subsequent Measures due to a Public Health Emergency Regarding COVID-19 Pandemic

Governor Greg Abbott issued State of Texas Executive Order GA-16 on April 17, 2020 relating to the safe, strategic reopening of select services to Open Texas in response to the COVID-19 disaster. And on April 23, 2020 County Judge, Richard Cortez County of Hidalgo issued the Third Amended Emergency Order (Reopened Services Order) both Orders were hereby adopted in its entirety, specifically as to matters that pertain to the city, and shall remain in effect until the state of disaster was terminated or was to run concurrent with subsequent Orders or extension were issued by the state or county thereof extending beyond April 30, 2020 at 11:59 p.m.

Staff and City Manager recommended approval.

Councilman Plata moved to approve Resolution No. 1660 Amending Resolution No.1655 of the City Council of the City of Mission adopting State of Texas Executive Order GA-16 and County of Hidalgo Third Amended Emergency Order (20-004) Instituting Subsequent Measures due to a Public Health Emergency Regarding COVID-19 Pandemic. Motion was seconded by Mayo Pro Tem Garza and approved unanimously 5-0.

RESOLUTION NO. 1660

APPROVAL OF RESOLUTION AMENDING RESOLUTION NO. 1655 OF THE CITY COUNCIL OF THE CITY OF MISSION ADOPTING COUNTY OF HIDALGO THIRD AMENDED EMERGENCY ORDER INSTITUTING SUBSEQUENT MEASURES DUE TO A PUBLIC HEALTH EMERGENCY REGARDING COVID-19 PANDEMIC

4.0 Unfinished Business

None

5.0 Routine Matters

5.1 City Manager's Comments

City Manager Perez advised of a new Executive Order that had been issued by the Governor of Texas and that the plan would be reviewed.

5.2 Mayor's Comments

Mayor O'caña informed of The City of Mission Comprehensive Storm Drainage Assessment that had been received. A Special Meeting would be held on Wednesday, May 6 at 3:30 pm with the Planning and Zoning Commission and the Drainage Committee to review the Assessment.

5.3 City Council Comments

Councilman Vela, Mayor Pro Tem Garza, Councilman Plata, and Councilwoman Ochoa thanked the staff for their hard work and to continue to stay safe.

At 6:50 p.m. Mayor Pro Tem Garza moved to convene into executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001. Motion was seconded by Councilman Plata and approved unanimously 5-0.

6.0 Executive Session pursuant to V.T.C.A. Gov. Code Sec. 55.001

6.1 Deliberation regarding real property Sec. 551.072

- A. Discussion, Consideration of Counter-offer and possible action on Taylor Rd. Phase I Parcel 11: Being a partial acquisition of 113 square feet or 0.0026 of an acre tract of land situated in the City of Mission, Hidalgo County Texas, out of Lot 186 John H. Shary Subdivision

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

At 6:59 p.m. Councilman Plata moved to reconvene in open session. Motion was seconded by Councilman Vela and approved unanimously 5-0.

On item 6.1-A, Councilwoman Ochoa moved to approve the Counter-offer on Taylor Rd. Phase I Parcel 11: Being a partial acquisition of 113 square feet or 0.0026 of an acre tract of land situated in the City of Mission, Hidalgo County Texas, out of Lot 186 John H. Shary Subdivision. Motion was seconded by Councilman Plata and approved unanimously 5-0.

7.0 Adjournment

At 7:01 p.m. Councilman Plata moved for adjournment. Motion was seconded by Councilman Vela and approved unanimously 5-0.

Dr. Armando O'caña, Mayor

ATTEST:

Anna Carrillo, City Secretary