

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
MAY 26, 2020 5:30 P.M.
MISSION CITY HALL**

Pursuant to V.T.C.A. Gov. Code Section 551.001 et. seq., the City Council of the City of Mission, Texas will hold a regular meeting on Tuesday, May 26, 2020 at 5:30 p.m. at the Mission Council Chambers, 1201 E. 8th Street, Mission, Texas and by Teleconference to consider the following matters.

In accordance with the order of the Governor issued on March 16, 2020 The City of Mission, Texas will conduct the meeting scheduled for May 26, 2020 at 1201 E. 8th Street, Mission, Texas. In order to comply with "Social Distancing" there will be limited public access in Council Chambers to slow the spread of COVID-19. In accordance with Section 418.016 of the Texas Government Code members of the public as well as members of the City Council may choose to participate via teleconference. The public dial information to participate in the telephonic meeting is as follows:

Time: Tuesday, May 26, 2020 05:30 PM Central Time

<https://us02web.zoom.us/j/9904662781?pwd=SGVIL3JZRdENzWXI5VUxFT1ZUQT09>

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

ABSENT:

ALSO PRESENT:

Victor Garza
Jamie Trevino
Mike Gallagher
Kyle Elliott
Brenda Enriquez
Rosie Lopez
Gloria Flores
Gracie Cruz

STAFF PRESENT:

Aida Lerma, Deputy City Manager
Elizabeth Hernandez, Executive Secretary
David Flores, Deputy City Manager
Ezeiza Garcia, Asst. Finance Director
Michael Elizalde, Grants Administrator
Susie De Luna, Asst. Planning Director
Alex Hernandez, Subdivision Coord.
Noemi Munguia, HR Director
Eduardo Belmarez, Purchasing Director
Roland Rodriguez, I. T. Director
Roxanne Casarez, Public Information Director
Charlie Longoria, Media Relations
Juan Pablo Terrazas, City Engineer
Roberto Salinas, Public Works Director
Jesse Lerma, Civil Service Director
Gilbert Sanchez, Fire Chief
Frank Cavazos, Deputy Fire Chief
James Cardoza, Emergency Mngmnt. Coord.
Roberto Dominguez, Chief of Police
Joanne Longoria, CDBG Director
Daniel Silva, CEO, Mission EDC
JJ Guerrero, Boys & Girls Club Director
Brad Bentsen, Parks & Recreation Director
Mayra Rocha, Library Director

Cynthia Lopez, Museum Director
Cesar Gutierrez, Sanitation Director
JC Avila, Fleet Maintenance Director
Noel Barrera, Health Dept. Director
Adela Ortega, Food Pantry Manager
Joel Chapa, Police Officer

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

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

3. 2020 Census Announcement

Department of Commerce, Census Bureau resumed operations in the Hidalgo Area Census Office on Tuesday, May 26, 2020. The Census Office resumed delivering Update/Leave (UL) packets to residences. Personal protective equipment would be worn by census employees and would follow social distancing and hygiene guidelines. The importance of the Census was stressed and the citizens were reminded to fill out the census and that everyone counts.

4. 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 provides guidance to help businesses during this economic situation.

5. Departmental Reports

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

6. Citizens Participation

None

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Rezoning: Lot 2, Leonard Subdivision, R-4 (Mobile & Modular Home) to R-3 (Multi-Family Residential), Julio Abrego, Adoption of Ordinance # 4914 approving 1.1A**

On May 13, 2020 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located approximately 200' north of U.S. Expressway 83 on the east side of Inspiration Road. 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. 4914 Rezoning: Lot 2, Leonard Subdivision, R-4 (Mobile & Modular Home) to R-3 (Multi-Family Residential). Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4914

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING LOT 2, LEONARD SUBDIVISION, FROM R-4 (MOBILE & MODULAR HOME) TO R-3 (MULTI-FAMILY RESIDENTIAL)

- B. Rezoning: A 0.59 of an acre tract of land out of Lot 264, John H. Shary Subdivision, AO-I (Agricultural Open Interim) to C-3 (General Commercial), Terrable, LLC
Adoption of Ordinance # _____ approving 1.1B**

On May 13, 2020 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located approximately 100' north of W. 25th Street along the west side of Shary Road. 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. 4915 Rezoning: A 0.59 of an acre tract of land out of Lot 264, John H. Shary Subdivision, AO-I (Agricultural Open Interim) to C-3 (General Commercial). Motion was seconded by Councilman Vela and approved unanimously 4-0. Mayor Pro Tem Garza abstained.

ORDINANCE NO. 4915

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING A 0.59 OF AN ACRE TRACT OF LAND OUT OF LOT 264, JOHN H. SHARY SUBDIVISION, FROM AO-I (AGRICULTURAL OPEN INTERIM) TO C-3 (GENERAL COMMERCIAL)

- C. Conditional Use Permit: To Construct a New Wireless 120' Monopole Cellular Phone Tower & associated ground equipment within a 10' x 15' leased area, 1419-T N. Conway Ave., Lots 11 & 12, Block 230, Mission Original Townsite, C-3, APC Towers, c/o T-Mobile
Adoption of Ordinance # _____ approving 1.1C**

On May 13, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located near the southwest corner of W. 15th Street and Conway Blvd. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Staff recommended approval subject to: 1) transferability to others; 2) compliance with applicable insurance requirements on telecommunications towers; and 3) acquisition of a Building Permit.

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.4916 Conditional Use Permit: To Construct a New Wireless 120' Monopole Cellular Phone Tower & associated ground equipment within a 10' x 15' leased area, 1419-T N. Conway Ave., Lots 11 & 12, Block 230, Mission Original Townsite, C-3, APC Towers, c/o T-Mobile as per staff's recommendations. Motion was seconded by Councilman Vela and approved unanimously 5-0.

ORDINANCE NO. 4916

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT TO PLACE TO CONSTRUCT A NEW WIRELESS
120' MONOPOLE CELLULAR PHONE TOWER & ASSOCIATED GROUND EQUIPMENT
WITHIN A 10' X 15' LEASED AREA, 1419-T N. CONWAY AVE., LOTS 11 & 12, BLOCK
230, MISSION ORIGINAL TOWNSITE

**D. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Tradicional,
302 W. Griffin Parkway, Suites A & B, Lot 2, Storage Depot Subdivision,
C-3, Panamerican Investments, LLC
Adoption of Ordinance # _____ approving 1.1D**

On May 13, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located approximately ¼ west of Conway along the north side of Griffin Parkway (F.M. 495). There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Staff recommended approval subject to a 2 year re-evaluation at which time the applicant would have to renew his CUP and TABC 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 Norie Gonzalez Garza moved to approve the cup and to adopt Ordinance No.4917 Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Tradicional, 302 W. Griffin Parkway, Suites A & B, Lot 2, Storage Depot Subdivision, C-3, Panamerican Investments, LLC for 2 years as per staff's recommendations. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 4917

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 - TRADICIONAL, 302 W. GRIFFIN PARKWAY, SUITES A&B, LOT
2, STORAGE DEPOT SUBDIVISION

**E. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Han’s Katsuya Restaurant, 600 N. Shary Road, Suite D, Lot 1, Esdras Vega Subdivision, C-3, The BAB, LLC
Adoption of Ordinance # _____ approving 1.1E**

On May 13, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located at the Northeast corner of Shary Road and 6th Street. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Staff recommended approval subject to a 2 year re-evaluation at which time the applicant would have to renew his CUP and TABC License.

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.4918 Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Han’s Katsuya Restaurant, 600 N. Shary Road, Suite D, Lot 1, Esdras Vega Subdivision, C-3, The BAB, LLC, for 2 years as per staff’s recommendations. Motion was seconded by Councilman Vela and approved unanimously 5-0.

ORDINANCE NO. 4918

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 - HAN’S KATSUYA RESTAURANT, 600 N. SHARY ROAD, SUITE
D, LOT 1, ESDRAS VEGA SUBDIVISION

**F. Conditional Use Permit Renewal: Manufacturing & Packaging of Ice Cream and Chicharrones in a C-3 Zone, 204 W. Tom Landry, Lots 3-6, Block 175, Mission Original Townsite, C-3, Jorge Pascual
Adoption of Ordinance # _____ approving 1.1F**

On May 13, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located on NE corner of Perkins and Tom Landry. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Staff recommended approval for life of use subject to not being transferable to others.

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.4919 Conditional Use Permit Renewal: Manufacturing & Packaging of Ice Cream and Chicharrones in a C-3 Zone, 204 W. Tom Landry, Lots 3-6, Block 175, Mission Original Townsite, C-3, Jorge Pascual, for life of use as per staff’s recommendations. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 4919

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR MANUFACTURING &
PACKAGING OF ICE CREAM AND CHICHARRONES IN A C-3 ZONE, 204 W. TOM
LANDRY, LOTS 3-6, BLOCK 175, MISSION ORIGINAL TOWNSITE

- G. Conditional Use Permit Renewal: Auto Mechanic Shop in an AO-I Zone, 1603 Adams Street, A .85-acre tract of land out of Lot 23-1, West Addition to Sharyland Subdivision, AO-I, Marco A. Hinojosa Sr.
Adoption of Ordinance # _____ approving 1.1G**

On May 13, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located 105' north of W. 18 Street along the west side of Adams Street. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Staff recommended approval subject to: 1) completely buffer the auto shop; and 2) continuing to comply with all Fire & Building codes

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.4920 Conditional Use Permit Renewal: Auto Mechanic Shop in an AO-I Zone, 1603 Adams Street, A .85-acre tract of land out of Lot 23-1, West Addition to Sharyland Subdivision, AO-I for life of use, non transferable to others. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 4920

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR AUTO MECHANIC SHOP IN AN
AO-I ZONE, 1603 ADAMS STREET, A .85 ACRE TRACT OF LAND OUT OF LOT 23-1,
WEST ADDITION TO SHARYLAND SUBDIVISION

- H. Conditional Use Permit Renewal: To keep 2 Portable Buildings for Office Use on property zoned AO-I to be used in conjunction with a Construction Materials Storage Yard 11-acre tract of land situated in Portion No. 55, And being out of and part of lot 13-6, West Addition to Sharyland Subdivision, AO-I, VMK Materials, LLC c/o Victor Garza
Adoption of Ordinance # _____ approving 1.1G**

On May 13, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located approximately 1 mile south of U.S. Expressway 83 along the west side of Conway Boulevard (S.H. 107). There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Staff recommends approval subject to a 1-year re-evaluation.

City Manager recommended approval.

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

Victor Garza, applicant spoke in favor of the request.

Councilman Plata moved to approve the cup and to adopt Ordinance No.4921 Conditional Use Permit Renewal: To keep 2 Portable Buildings for Office Use on property zoned AO-I to be used in conjunction with a Construction Materials Storage Yard 11-acre tract of land situated in Portion No. 55, And being out of and part of lot 13-6, West Addition to Sharyland Subdivision, AO-I, VMK Materials, LLC for two years. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4921

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT RENEWAL TO KEEP 2 PORTABLE BUILDINGS
FOR OFFICE USE ON PROPERTY ZONED AO-I TO BE USED IN CONJUNCTION WITH
A CONSTRUCTION MATERIALS STORAGE YARD 11-ACRE TRACT OF LAND
SITUATED IN PORTION NO. 55, AND BEING OUT OF AND PART OF LOT 13-6 WEST
ADDITION TO SHARYLAND SUBDIVISION

- I. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Kalo's Salon De Eventos, 1516 E. Expressway 83, Suite 5K, Lots 5, 5J, 5K, 5L, Stewart Plaza Subdivision, C-3, Corinthian Kalos Investors, LTD
Adoption of Ordinance # _____ approving 1.1I**

On May 13, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located 400' south of U.S. Expressway 83 along the west side of Stewart Road within a commercial Plaza. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Staff recommends approval subject to 1) wavier of the 300' separation requirement from the residential neighborhood (Legends at Cimarron); and 2) CUP be approved for a period of 2 years at which time their CUP and TABC license would need to be renewed.

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.4922 Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Kalo's Salon De Eventos, 1516 E. Expressway 83, Suite 5K, Lots 5, 5J, 5K, 5L, Stewart Plaza Subdivision, C-3, Corinthian Kalos Investors, LTD for life of use, non transferable to others. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4922

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 - KALO'S SALON DE EVENTOS, 1516 E. EXPRESSWAY 83,
SUITE 5K, LOTS 5, 5J, 5K, 5L, STEWART PLAZA SUBDIVISION

J. Final Plat Approval: Los Ebanos Village Subdivision, Being a 6.55 acre tract of land being the north 216.00' of Lot 27-2 West Addition to Sharyland Subdivision, R-1, Developer: Leonel & Amparo L. Olivarez, Engineer: Nain Engineering, LLC

On August 26, 2019 the City Council held a Public Hearing to consider the Preliminary Plat Approval for Los Ebanos Village Subdivision. The proposed subdivision was located near the NW corner of Los Ebanos Road & Esperanza Avenue. The Board unanimously recommended approval as per Staff's recommendation.

Staff Recommendation: Approval subject to 1) Payment of Park fees and sewer capital recovery fees; 2) Water district exclusion; and 3) Comply with all other 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 Plata moved to approve the Preliminary & Final Plat Approval: Los Ebanos Village Subdivision, Being a 6.55 acre tract of land being the north 216.00' of Lot 27-2 West Addition to Sharyland Subdivision, R-1, Developer: Leonel & Amparo L. Olivarez, Engineer: Nain Engineering, LLC with the additional requirement to escrow monies for sidewalks and/or street widening. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

K. Public Hearing for Proposed Annual Action Plan FY-20-21

The U.S. Department of Housing and Urban Development (HUD) requires local jurisdictions to prepare and submit an Annual Action Plan in order to receive federal funds through the Community Development Block Grant Program (CDBG). 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. The DRAFT of this document was available at the Community Development Office and the City's official website.

In accordance with the Citizen Participation Plan, the Citizens Advisory Committee made their recommendations for the Action Plan during a meeting held on May 12, 2020. A notice of public hearing was published in the Progress Times on May 15, 2020 to announce two ZOOM teleconference or at location public hearings and thirty-day comment period to solicit input on the proposed projects for the Annual Action Plan 2020-21. The 2020 CDBG Allocation was \$974,730. The purpose of this public hearing was to solicit public comment on the recommended funding allocations. The department accepted comments through the end of the comment period June 15, 2020.

Staff and City Manager recommended approval.

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

There were no comments.

No action was needed since this was only for Public Hearing.

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 – May 11, 2020

2.2 Acknowledge Receipt of Minutes

Mission Boys & Girls Club – March 15, 2020

Citizen’s Advisory Committee – April 28, 2020

2.3 Approval of Amendment to Inter-Local Cooperation Agreement for Tax Assessment and Collection between the City of Mission and Hidalgo County

As per Clause VI, of the Inter-Local Cooperation Agreement for Tax Assessment and Collection between Hidalgo County and City of Mission, the City must be advised of the fee for collection for the next taxable year.

The fee for tax collected from October 1st, 2020 through September 30th, 2021 would remain the same with no increase. The current annual fee was \$76,572. The last increase from the County was on October 1st, 2017.

2.4 Approval of Resolution #1668 authorizing the submittal of a grant application for the FY 2019 Fire Prevention & Safety Grant Program to the U.S. Department of Homeland Security

The Mission Fire Department’s Fire Prevention Division was seeking authorization to apply for the FY19 Fire Prevention & Safety grant to the U.S. Department of Homeland Security, and the approval of Resolution for submission of the grant application. The division would apply for support of eligible projects that were designed to reach high-risk target groups and mitigate incidences of death, injuries, and property damage caused by fire and fire-related hazards. There was a 5% cost share match of the grant awarded, which the department may alternatively provide in-kind contributions to meet requirements.

RESOLUTION #1668

AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION FOR THE FY 2019 FIRE PREVENTION & SAFETY GRANT PROGRAM TO THE U.S. DEPARTMENT OF HOMELAND SECURITY.

2.5 Authorization to solicit for bids for pre-engineered metal pavilion for Birdwell Park

Staff was seeking authorization to solicit bids for construction of a pre-engineered metal pavilion measuring 106’ x 62’ at the Tennis Center at Birdwell Park.

2.6 Authorization to submit for the FY 2020 Bulletproof Vest Partnership Grant from the U.S. Department of Justice, Bureau of Justice Assistance

The Mission Police Department was requesting authorization to submit for the FY 2020 Bulletproof Vest Partnership Grant from the U.S. Department of Justice, Bureau of Justice Assistance. The grant would allow our organization the opportunity to purchase bulletproof vests for our police officers for half of the sale price. The Bureau of Justice Assistance would provide \$17,376.65 for the purchase of the vests through the grant and the City of Mission Police Department would provide a cash match of another \$17,376.65. The total amount of \$34,753.30 would allow us the opportunity to purchase at total of thirty-five (35) bulletproof vests.

2.7 Approval of COVID-19 related donations received by the City of Mission

City of Mission Police Department, Fire Department, Food Pantry among other departments received an outpouring of support during COVID-19 pandemic from local businesses and citizens. These donations had been in the form of monetary, PPE Supplies and food.

Donations were itemized and were to be kept by the City for Auditing purposes.

Councilman Plata moved to approve the consent agenda items 2.1 thru 2.4 and 2.6 Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

Councilwoman Ochoa requested more information from staff in reference to items 2.5 and 2.7.

Councilwoman Ochoa moved to approve consent agenda item 2.5 and 2.7. Motion was seconded by Councilman Plata and approved unanimously 5-0.

3.0 Approvals and Authorizations

3.1 Authorization to award bids for North Water Treatment Plant Filter No. 10 Repairs

The City of Mission had accepted and opened four (4) Bid responses for Repairs for filter No. 10 at the North Water Treatment Plant. Staff recommended awarding to JMJ Diaz Corp, DBA JMJ Constructors, who was the lowest responsible bidder meeting all specifications. Lowest Bid amount was \$49,900.00.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to award bid for North Water Treatment Plant Filter No. 10 Repairs to JMJ Diaz Corp, DBA JMJ Constructors. Motion was seconded by Councilman Vela and approved unanimously 5-0.

3.2 Authorization to approve first & final one year renewal option for the purchase of Ready Mix Concrete for Public Works and Parks & Recreation Departments

On May 2019 the City of Mission entered into a contract for Ready Mix Concrete for the Public Works and Park & Recreation Departments with CAPA/Magic Valley Concrete. Staff was seeking authorization to extend contract for the first & final one year renewal option. Cost of ready mix concrete would increase 4% from original bid of \$104.00/CY to \$109.00/CY as per contract term and conditions. Orders would be placed on an as needed basis throughout the one year renewal.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to approve first & final one year renewal option for the purchase of Ready Mix Concrete for Public Works and Parks & Recreation Departments with CAPA/Magic Valley Concrete. Motion was seconded by Councilman Vela and approved unanimously 5-0.

3.3 Authorization to award bids for Sludge management Services for the Public Works Department

The City of Mission had accepted and opened one (1) Bid response for Sludge Management Services. Staff recommends awarding bid to Denali Water Solutions, LLC, who was the sole 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. The contract terms would be for one year with two-one year renewal option.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to award bids for Sludge management Services for the Public Works Department to Denali Water Solutions, LLC. Motion was seconded by Councilman Vela and approved unanimously 5-0.

3.4 Approval of purchase Laboratory Services from the Dept.of State Health Service (DSHS) a sole source vendor

Staff was recommending the purchase of Laboratory Services from the Department of State Health Services (DSHS), a Texas Government Agency as a sole source vendor. Pursuant to Texas Local Government Code Section 252.022 General Exemptions (7) a procurement of items that were available from only one source, including: (A) items that were available from only one source because of patents, copyrights, secret processes, or natural monopolies.

The DSHS Laboratory was the only State of Texas operated laboratory in the Rio Grande Valley that accepts walk-in bacteriological samples for testing from the City's North and South Water Treatment Plant to ensure compliance with TCEQ Revised Total Coliform regulations.

Staff and City Manager recommended approval.

Mayor O'cana stepped out 6:48 p.m. Mayor Pro Tem Garza continued with the meeting.

Councilman Plata moved to approve the purchase of Laboratory Services from the Department of State Health Service (DSHS) a sole source vendor. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

3.5 Authorization to approve first one year renewal option for Roadside Mowing and Litter Removal Services for the Public Works Department

On June 2019 the City of Mission entered into a contract with Gulf Coast Contractors, Inc. for Roadside mowing and litter removal services for the Public Works Department. Staff was seeking authorization to extend contract for the first one year renewal option. Cost of Services would increase 5% from original bid as per contract term and conditions. Contract Services would be placed on an as needed basis throughout the one year renewal.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the first one year renewal option for Roadside Mowing and Litter Removal Inc. Services for the Public Works Department to Gulf Coast Contractors. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

Mayor O'cana stepped back in the meeting 6:50 p.m.

3.6 Authorization to approve first one year renewal option for Seal Coat Asphalt pavement Services for the Public Works Department

On July 2019 the City of Mission entered into a contract for Seal Coat Asphalt Pavement Services. Staff was seeking authorization to extend contract for the first one year renewal option with Valley Striping Corporation. Cost of Seal Coat asphalt pavement service would remain the same at \$0.14/sq. ft. Orders would be placed on an as needed basis throughout the one year renewal.

Councilman Plata moved to authorize to approve first one year renewal option for Seal Coat Asphalt pavement Services for the Public Works Department. Motion was seconded by Councilman Vela and approved unanimously 5-0.

3.7 Authorization to approve first one year renewal option for Striping, pavement Marking and Crack Seal Services for the Public Works Department

On July 2019 the City of Mission entered into a contract for Striping, pavement Marking and Crack seal Services. Staff was seeking authorization to extend contract for the first one year renewal option with Valley Striping Corporation. Cost items for services would remain the same at no increase in price. Orders would be placed on an as needed basis throughout the one year renewal Contract.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to approve first one year renewal option for Striping, pavement Marking and Crack Seal Services for the Public Works Department. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

3.8 Authorization to Enter into an agreement with Insight Public Sector for an Information Technology (IT) Needs Assessment

The City of Mission made contact with Insight Public Sector, Inc. to perform an IT Needs Assessment. Insight Public Sector was a member of the DIR Co-op: DIR-TSO-3691. Staff was seeking authorization to enter into an agreement to perform IT needs Assessment to determine future technology needs.

Staff and City Manager recommended approval.

The IT needs assessment is one of the components that would be factored into the CARES funding to identify the IT needs and to determine the upgrades necessary that the city was challenged with by working remotely.

After much discussion from the council it was requested that the needs assessment be completed by June 30, 2020 and a workshop to be held by the vendor to give information regarding the assessment.

Mayor Pro Tem Garza moved to authorize to enter into an agreement with Insight Public Sector for an Information Technology (IT) Needs Assessment. Motion was seconded by Councilman Plata and approved unanimously 5-0.

3.9 To authorize Mayor, City Manager or designee to negotiate an agreement for the Operation & Maintenance of the Rio Grande Valley State Veteran's Cemetery

The Texas Veteran's Land Board had reached out to the City of Mission to offer the City to operate the Rio Grande Valley State Veteran's Cemetery. The Texas Veteran's Land Board would fund the Operations & Maintenance with the City managing the O&M.:

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize the Mayor, City Manager or designee to negotiate an agreement for the Operation & Maintenance of the Rio Grande Valley State Veteran's Cemetery. Motion was seconded by Councilman Plata and approved unanimously 5-0.

Councilman Plata stepped out 7:07 p.m.

3.10 Authorization to accept Grant from United States Tennis Association

Staff was seeking approval to accept Grant proceeds from United States Tennis Association in the amount of \$4,000.00 for Tennis Center at Birdwell Park and for \$2,000.00 for Tennis Courts at Bentsen

Palm Community Park. Purpose of this Non-Matching Grant was for the purchase of tennis balls, and teaching equipment (i.e., tubes, carts, hoppers), cleaning or sanitizing supplies (i.e., disposable gloves, disinfectant, cleaning equipment) or for services of non-touch items (scanning software). Upon purchase of equipment, USTA would reimburse City of Mission.

Staff and City Manager recommended approval.

Councilman Vela moved to authorize to accept Grant from United States Tennis Association. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

3.11 Approval of Resolution # _____ Amending Resolution No. 1666 of the City Council of the City of Mission Adopting State of Texas Executive Order GA-23 and County of Hidalgo Amended Emergency Order (20-007) Instituting Subsequent Measures Due To A Public Health Emergency Regarding Covid-19 Pandemic

Governor Greg Abbott issued State of Texas Executive Order GA-23 on May 18, 2020 relating to the expanded reopening of services as part of the safe, strategic plan to Open Texas in response to the COVID-19 disaster. Order was 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 issued by the state extending beyond June 3, 2020 at 11:59 p.m.

Staff and City Manager recommended approval.

Councilman Vela moved to approve Resolution No. 1669 Amending Resolution No. 1666 of the City Council of the City of Mission Adopting State of Texas Executive Order GA-23 relating to the expanded opening of Texas in response to the COVID-19 disaster. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

RESOLUTION # 1666

APPROVAL OF RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION ADOPTING STATE OF TEXAS EXECUTIVE ORDER GA-21 AND COUNTY OF HIDALGO AMENDED EMERGENCY ORDER (20-005) INSTITUTING SUBSEQUENT MEASURES DUE TO A PUBLIC HEALTH EMERGENCY REGARDING COVID-19 PANDEMIC

Councilman Plata stepped back in the meeting 7:10 p.m.

3.12 Tax Collection Report – April, 2020

Assistant Finance Director Ezeiza Garcia presented the Tax Collections Report – April, 2020 for approval.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Tax Collections Report – April, 2020 as presented. Motion was seconded by Councilman Vela and approved unanimously 5-0.

3.13 Authorization to solicit proposals for qualifications for Environmental Clearance and Traffic Engineering Study services for Mission Madero International Bridge Project

Staff was seeking authorization to solicit proposals for professional engineering qualifications for an Environmental Clearance and Rail Traffic study. The following was an overview of the scope of service. Engineering Consultant would provide Environmental Clearance Technical reports of environmental services performed in addition to documentation for a Categorical Exclusion (CE) determination and

analysis detailing resource-specific studies identified during the process of gathering data to make an environmental decision. Consultant would estimate the project's rail (container and trains) demand based on the econometric model methodologies and a simplified route choice model to deliver analysis, traffic/revenue forecast, field work surveys and investment grade traffic & revenue projections.

Consultant would furnish all technical and professional services including labor, material, equipment, transportation, supervision, and expertise to fully and adequately perform the services. In accordance with Section 2254 of the Government Code of the State of Texas, Code of Federal Regulations 172 and the Brooks Act, the City would make the selection on the basis of demonstrated competence and qualifications to perform the services.

Release of procurement solicitation was subject to TxDOT approving the City of Mission Procedures for selecting and contracting with professional service providers for federal funded projects in accordance with Federal Procurement Regulations 23 CFR 172 and the Brooks Act.

Mayor Pro Tem Garza had legal questions regarding this item and item 3.15 and requested to discuss in Executive Session.

A workshop was scheduled for Monday, June 1, 2020.

After reconvening from Executive Session, Councilman Plata moved to table to solicit proposals for qualifications for Environmental Clearance and Traffic Engineering Study services for Mission Madero International Bridge Project. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

3.14 Authorization to approve Memorandum of Understanding between the Economic Development Corporations of the City of Mission and the City of McAllen for use certain facilities and other cooperative ventures

At the May 20, 2020 Board Meeting the Mission Economic Development Corporation approved a Memorandum of Understanding between themselves and the McAllen Economic Development Corporation. The agreement speaks to endeavoring into cooperative ventures that would be beneficial not only to the respective cities but to surrounding communities. The agreement also speaks to the ability to share certain city facilities when necessary and if available. If approved, this MOU would be sent to the McAllen EDC and the City of McAllen for their approval. General form and language of the MOU had been jointly agreed.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to approve Memorandum of Understanding between the Economic Development Corporations of the City of Mission and the City of McAllen for use certain facilities and other cooperative ventures. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

3.15 Authorization to transfer approx. 88 acres from Mission Economic Development Authority to the City of Mission for specific use under a reverter clause

At the May 20, 2020 Board Meeting the Mission Economic Development Authority approved the transfer of approx. 88 acres of real estate to the City of Mission for the specific use of constructing an international rail bridge. Said land was required to be in the possession of the municipality during the application for presidential permit extension process as per the United States Department of State. The permit extension application deadline was July 2021. In the event the permit was not approved the land would revert to the MEDA by operation of land. If the land was approved terms of transfer compensation would be initiated. The specific use and reverter clause was for no less than 3 years

After reconvening from Executive Session, Councilman Plata moved to table to transfer approx. 88 acres from Mission Economic Development Authority to the City of Mission for specific use under a reverter clause. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

3.16 Discussion and possible action on modifying the opening of City of Mission facilities

City Manager, Randy Perez updated the council on the modifications taking place beginning on June 1st the Utility Department would open the lobby for new customers only. Preparation was taking place for Summer Programs for Boys & Girls Club and Parks and Recreation for late summer start. Summer Sports League would begin in July with registration in June. Social Distancing and safety of citizens would be considered for seating for outside sports. Parks & Recreation Aquatics the swimming pools would be open for lap swimming only by appointment. No public swim at this time. Limited activities would be conducted at the Museum. Speer Memorial Library was open with safety measures in place within the building.

Councilman Plata moved to approve the modifications for opening of City of Mission facilities. Motion was seconded by Councilman Vela and approved unanimously 5-0.

4.0 Unfinished Business

None

5.0 Routine Matters

5.1 City Manager's Comments

None

5.2 Mayor's Comments

None

5.3 City Council Comments

None

At 7:21 p.m. Councilman Plata moved to convene into executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

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

6.1 Consultation with Attorney Sec. 551.071

A. Revision of outside legal counsel contract and approval of outstanding invoices

B. Discussion of legal options available to maximize higher allocation of recent federal funding beyond proposed county allocation

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

At 8:28 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- Councilman Plata moved to revise the outside legal contract to reflect language from city charter and approve invoice. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

On item 6.1 B- Councilman Vela moved to pursue if available any legal options to maximize. Motion was seconded by Councilman Plata and approved unanimously 5-0.

7.0 Adjournment

At 8:30 p.m. Councilman Plata moved for adjournment. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

Dr. Armando O'caña, Mayor

ATTEST:

Anna Carrillo, City Secretary