

**NOTICE OF REGULAR MEETING  
MISSION CITY COUNCIL  
JUNE 22, 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 Monday, June 22, 2020 at 5:30 p.m. at the Mission Council Chambers, 1201 E. 8<sup>th</sup> 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 June 22, 2020 at 1201 E. 8<sup>th</sup> 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: Monday, June 22, 2020 05:30 PM Central Time

<https://us02web.zoom.us/j/9904662781?pwd=SGVIL3JZRFV RdENzWXI5VUxFT1ZUQT09>

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  
Randy Perez, City Manager  
Anna Carrillo, City Secretary

**ABSENT:**

**ALSO PRESENT:**

Norma Hull  
Steven L. Hull  
Larry Jones  
Carolyne Rey  
Gracie Cruz  
Rose Duran  
Antonio Arellano  
Arturo Arellano  
Lorena Cantu  
Raymond Longoria  
Javi Salinas  
Sharon Becca  
Jim Adams

**STAFF PRESENT:**

Aida Lerma, Deputy City Manager  
David Flores, Deputy City Manager  
Angie Vela, Finance Director  
Susie De Luna, Asst. Planning Director  
Alex Hernandez, Subdivision Coord.  
Noemi Munguia, HR Director  
Mario Flores, Golf Director  
Eduardo Belmarez, Purchasing Director  
Rolando Rodriguez, I.T. Director  
Charlie Longoria, Media Relations  
Roxanne Casarez, Public Information Director  
Juan Pablo Terrazas, City Engineer  
Roberto Salinas, Public Works Director  
Jesse Lerma, Civil Service Chief  
Gilbert Sanchez, Fire Chief  
Frank Cavazos, Deputy Fire Chief  
James Cardoza, Emergency Mngmnt. Coord.  
Jody Tittle, Asst. Chief of Police  
Joanne Longoria, CDBG Director  
JJ Guerrero, Boys & Girls Club Director  
Brad Bentsen, Parks & Recreation Director  
Mayra Rocha, Library 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**

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

**3. 2020 Census Announcement**

Aida Lerma, Deputy City Manager stressed the importance of the Census and reminded the citizens 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. The Chamber of Commerce would be applying for a grant which would had a 25% match.

**5. Departmental Reports**

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

**6. Citizens Participation**

None

**1.0 Public Hearing**

**1.1 Planning & Zoning Recommendations**

- A. Conditional Use Permit: For a Home Occupation –Licensed Child Daycare, 2212 Lily Cove Drive, Lot 103, Springfield Ph. 2 Subdivision, R-1, Rose Duran  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1A**

On June 10, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located near the intersection of Summer Breeze Drive and Lily Cove along the south side of Lily Cove Drive. There was public opposition during the P&Z Mtg. on concerns were traffic. The Board unanimously recommended approval.

Staff Recommendation: Staff recommends approval subject to: 1) 1-year re-evaluation in order to monitor the child care facility; 2) Must continue to be DHS certified; 3) Must continue to comply with the Home Occupation portion of the Zoning Code; and 4) Must acquire a business license.

City Manager recommended denial.

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

Steven and Norma Hall, 2210 Lily Cove Drive spoke against the request citing traffic concerns.

Rose Duran, applicant spoke in favor of the request.

Councilman Plata moved to deny the Conditional Use Permit: For a Home Occupation –Licensed Child Daycare, 2212 Lily Cove Drive. Motion was seconded by Mayor Pro Tem Norie Garza and denied unanimously 5-0.

**B. Conditional Use Permit: For a Home Occupation – Insurance & Notary Public Services, 1711 W. Mile 3 Road, Lot 2, Lozano Estates Subdivision, AO-I, Antonio Arellano  
Adoption of Ordinance # 4923 approving 1.1B**

On June 10, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located approximately 1,000 east of Inspiration Road along the south side of Mile 3 Road. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Staff recommends approval subject to: 1) 1-year re-evaluation in order to monitor the business; 2) Must continue to comply with the Home Occupation portion of the Zoning Code; and 3) Must acquire a business license.

City Manager recommended approval.

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

Applicant Antonio Arellano spoke in favor of the request and requested to place a 2x2 sign.

Councilman Plata moved to approve the CUP and to adopt Ordinance No. 4923 Conditional Use Permit: For a Home Occupation – Insurance & Notary Public Services, with a variance of a 2x2 sign to be attached to the fence. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**ORDINANCE NO. 4923**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A CONDITIONAL USE PERMIT FOR A HOME OCCUPATION – INSURANCE &  
NOTARY PUBLIC SERVICES, 1711 W. MILE 3 ROAD, LOT 2, LOZANO ESTATES  
SUBDIVISION

**C. Public Hearing of Proposed CDBG-CV Substantial Amendment for Five Year Consolidated Plan and Strategy (CPS) 2018-22/Annual Action Plan (AAP) 2019-20 to include CARES-Act Coronavirus (CDBG-CV) funding allocation in the amount of \$573,402**

The U.S. Department of Housing and Urban Development (HUD) made a special allocation to the City of Mission in the amount of \$573,402 through the CARES Act – Community Development Block Grant Program - Coronavirus (CDBG-CV) to prevent, prepare for, and respond to the Coronavirus pandemic COVID-19. On May 12, 2020 the Citizens Advisory Committee recommended approval of the Substantial Amendment of the CPS 2018-22/AAP FY2019-20 to include the CDBG-CV allocation for the following range of eligible activities: rent/mortgage/utility assistance, meals on wheels, assistance to businesses and testing.

During a City Council workshop held on May 26, 2020, staff was provided direction on the use of CDBG-CV funding. The proposed substantial amendment would allow for the CPS/AAP to be revised to include specific goals and matrix codes for funding the following activities to prevent, prepare for, and respond to the Coronavirus pandemic: Amigos Del Valle, Inc \$75,000; Mission Police Dept - Rainbow Room \$5,000; Emergency Rental/Mortgage/Utility Assistance \$362,780; Mission Food Pantry/Boys and Girls Club \$95,311; General Program Administration \$35,311. A five day comment period commenced on June 12, 2020 and expired on June 19, 2020; No comments were received.

The purpose of this public hearing was to solicit public comments on the recommended funding allocations of CARES Act CDBG-CV to prevent, prepare for, and respond to the Coronavirus pandemic.

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 a 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 – June 08, 2020**

**Special Meeting June 10, 2020**

**Special Meeting & Emergency Meeting – June 15, 2020**

### **2.2 Acknowledge Receipt of Minutes**

**Parks & Recreation Dept. – March 10, 2020**

**Boys and Girls Club – May 12, 2020**

**Citizen's Advisory Committee – May 12, 2020**

### **2.3 Authorization to apply for the Alice Kleberg Reynolds Foundation Grant (AKR Foundation)**

Boys & Girls Club of Mission was seeking authorization to apply for the AKR Foundation Grant. AKR Foundation awards grants for arts/culture, charitable, education, literacy, medical and scientific purposes. BGCM was seeking a grant of \$10,000 to purchase Art supplies and material for the Bannworth and CWV Units. Currently the Bannworth and CWV units do not have any art materials or supplies. BGCM was wanting to expand the arts into those units for the afterschool program. The grant was a 100% (no match) grant.

### **2.4 Authorization to apply for the Texas COVID Relief Fund thru One Star Foundation**

One Star Foundation was providing funding for organizations in the healthcare, child care, and or community and economic development. BGCM was seeking a grant of \$20,000 to purchase equipment in the Arts and Music for the Main Unit of our club. Currently the Main Unit of our club does not have an Arts department. BGCM plans to expand the arts and music for the enrichment and development of our afterschool and summer program members. The grant was a 100% (no match) grant.

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

## **3.0 Approvals and Authorizations**

**3.1 Preliminary & Final Plat Approval: Trosper Heights Subdivision (formerly named Gilberto Gutierrez Subdivision), Being 4.00 acres, more or less, out of Lot 42, Bell-Woods Co's Subdivision "C", R-2 & C-2, Developer: Gilberto Gutierrez, Engineer: SAMS Engineering**

On June 10, 2020 the Planning & Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for Gilberto Gutierrez Subdivision. The proposed subdivision was located on the east side of Trosper Road about 1500' north of W. Mile 2 Road. 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 and park fees.

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize the Preliminary & Final Plat Approval: Trosper Heights Subdivision as recommended by staff. Motion was seconded by Councilman Plata and approved unanimously 5-0.

### **3.2 Tax Collections Report – May, 2020**

Finance Director Angie Vela presented the Tax Collections Report – May, 2020 for approval.

Staff and City Manager recommended approval.

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

### **3.3 April 2020 Financial Statements**

Finance Director Vela presented the April 2020 Financial Statements to the City Council for approval.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the April 2020 Financial Statements. Motion was seconded by Councilman Plata and approved unanimously 5-0.

### **3.4 Acceptance of Local Community Walmart Grant**

City was awarded \$2,500.00 from the Local Community Grant from WalMart. This was a non-matching grant the monies would be used to purchase a “Sparky Suit” to be used for public education events.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize the Acceptance of Local Community Walmart Grant. Motion was seconded by Councilman Plata and approved unanimously 5-0.

### **3.5 Authorization to award bids for Pump Repair & Maintenance Services for Water Treatment Plants, Waste Water Treatment Plant, and Water Distribution Divisions**

The City of Mission had accepted and opened Seven (7) Bid responses for Pump Repair & Maintenance Services for the Public Works Department. Staff recommends awarding to American Water Services, LLC. who was the lowest responsible bidder meeting all specifications.

Maintenance labor Services: \$30/hr  
Repair Labor/Shop Services: \$30/hr  
Emergency Repair Labor/Shop Services: \$45/hr  
Mark up on parts & materials: 13%

The objective was to obtain services of a Pump Repair Shop and On-site Pump Mechanic Services to perform repair and maintenance on a “as needed” basis at the Water Treatment Plants, Waste Water Treatment plant, and Water Distribution Divisions.

Councilman Plata moved to authorize to award bids for Pump Repair & Maintenance Services for Water Treatment Plants, Waste Water Treatment Plant, and Water Distribution Divisions to American Water Services, LLC. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**3.6 Authorization to Execute Payment for Emergency Sanitary Sewer Repairs at FM 495 (W. Griffin Parkway Rd)**

In accordance with Local Government Code, General Exceptions, Paragraph 252.022 (a)(1)(2) “a procurement made because of a public calamity that requires the immediate appropriation of money to relieve the necessity of the municipality’s residents or to preserve the property of the municipality” and “a procurement necessary to preserve or protect the public health or safety of the municipality’s residents”, hence staff was seeking authorization as an “Emergency Purchase” for a 12” Sanitary sewer repairs on Westbound FM 495 (Griffin Parkway Rd) for a Collapsing Sanitary Sewer Line creating a void under Roadway at proximities of Amethyst St. A 2” Gas Line Service with 4” Casing was found to have caused the rupture and leakage of sanitary sewer line. Due to the sink hole on roadway the potential risk would be vehicular traffic accidents and sanitary sewer backup to residents’ homes.

Request to execute payment for repairs by Saenz Brothers, Inc for \$45,000.00. Emergency project had been completed.

Staff and City Manager recommended approval.

Councilman Vela moved to authorize to Execute Payment for Emergency Sanitary Sewer Repairs at FM 495 (W. Griffin Parkway Rd). Motion was seconded by Councilman Plata and approved unanimously 5-0.

**3.7 Authorization to Execute Payment for Emergency Steel Bowl Water Leaks repair at Water Tower at Mile 2 Rd and Conway Ave.**

In accordance with Local Government Code, General Exceptions, Paragraph 252.022 (a)(1)(2) “a procurement made because of a public calamity that requires the immediate appropriation of money to relieve the necessity of the municipality’s residents or to preserve the property of the municipality” and “a procurement necessary to preserve or protect the public health or safety of the municipality’s residents”, hence staff was seeking authorization as an “Emergency Purchase” for water tower steel bowl water leaks repairs at approximately 80 feet high. Immediate repairs were necessary to prevent further damage of structure and prevent decommissioning for an extended period of time causing low water pressure for customers.

Request to execute payment for repairs by Texas Tank Services for \$10,000.00.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to Execute Payment for Emergency Steel Bowl Water Leaks repair at Water Tower at Mile 2 Rd and Conway Ave. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

**3.8 Approval of CDBG Final Annual Action Plan 2020-21 and authorize City Manager to execute Subrecipient Agreements receiving FY’20 CDBG Allocations**

The U.S. Department of Housing and Urban Development (HUD) requires 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.

As required by HUD, public hearings were held by City Council on May 26, 2020 and Citizens Advisory Committee on June 09, 2020 to solicit input on funding allocations for public service agencies and city departments for the Annual Action Plan FY'20-21. Although no comments were received during the thirty-day comment period which ended on June 15 2020, CAC members identified the need for drainage improvements in the city.

The following agencies and departments were approved for funding through the FY'20 allocation of \$974,730: **Amigos Del Valle (\$30,000), LRGVDC - Area Agency on Aging (\$7,000), CASA of Hidalgo County (\$3,000), Children's Advocacy Center (\$15,000), Easter Seals Society (\$4,000), Silver Ribbon (\$6,000), CAMP University (\$4,300), HOPE Medical Services (\$5,000), Comfort House (\$4,500), Housing Assistance Program (\$664,700) and Administration and Project Delivery (\$148,230, \$83,000).** A subrecipient orientation meeting would be scheduled to discuss their responsibilities to insure compliance with all federal regulations. Upon approval, the Annual Action Plan 2020-21 would be submitted to the U.S. Department of Housing and Urban Development by August 15, 2020.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the CDBG Final Annual Action Plan 2020-21 and authorize City Manager to execute Subrecipient Agreements receiving FY'20 CDBG Allocations. Motion was seconded by Councilman Vela and approved unanimously 5-0.

### **3.9 Approval of CDBG-CV Proposed Substantial Amendment for Five Year Consolidated Plan and Strategy (CPS) 2018-22/Annual Action Plan (AAP) 2019-20 to include CARES-Act Coronavirus (CDBG-CV) funding allocation in the amount of \$573,402**

The U.S. Department of Housing and Urban Development (HUD) made a special allocation to the City of Mission in the amount of \$573,402 through the CARES Act – Community Development Block Grant Program - Coronavirus (CDBG-CV) to prevent, prepare for, and respond to the Coronavirus pandemic COVID-19. On May 12, 2020 the Citizens Advisory Committee recommended approval of the Substantial Amendment of the CPS 2018-22/AAP FY2019-20 to include the CDBG-CV allocation for the following range of eligible activities: rent/mortgage/utility assistance, meals on wheels, assistance to businesses and testing.

During a City Council workshop held on May 26, 2020, staff was provided direction on the use of CDBG-CV funding. The proposed substantial amendment would allow for the CPS/AAP to be revised to include specific goals and matrix codes for funding the following activities to prevent, prepare for, and respond to the Coronavirus pandemic: Amigos Del Valle, Inc \$75,000; Mission Police Dept - Rainbow Room \$5,000; Emergency Rental/Mortgage/Utility Assistance \$362,780; Mission Food Pantry/Boys and Girls Club \$95,311; General Program Administration \$35,311. A five day comment period commenced on June 12, 2020 and expired on June 19, 2020; No comments were received.

Staff Recommendation: Approval of Substantial Amendment for CPS and AAP to include CDBG-CV funding of \$573,402 and proposed use of funds

City Manager recommended approval.

Councilman Plata moved to approve the CDBG-CV Proposed Substantial Amendment for Five Year Consolidated Plan and Strategy (CPS) 2018-22/Annual Action Plan (AAP) 2019-20 to include CARES-Act Coronavirus (CDBG-CV) funding allocation in the amount of \$573,402. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

**3.10 Authorization to Award Contract for Third Party Administrator and Pharmacy Benefit Management**

On 04/27/2020, City Council authorized staff to solicit Request for Proposals (RFP's) for Third Party Administrator and Pharmacy Benefit Management (PBM). After careful evaluation and assessment, it had been determined that the following recommendation for award would be the best and most advantageous to the City of Mission as per Local Government Code 252.043(h), "Award of Contract":

- Group Health Insurance TPA (Self-Funded)/PBM – **BlueCross BlueShield/Prime Therapeutics**

Staff and City Manager recommended approval.

Raymond Longoria, Chairman of the Insurance Committee thanked staff for their hard work in reviewing the proposals. Chairman Longoria stated he agreed with staff's recommendation.

Councilman Plata moved to authorize the Award Contract for Third Party Administrator and Pharmacy Benefit Management to BlueCross Blue BlueShield/Prime Therapeutics. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**3.11 Approval of Resolution #1673 of the City Council of the City of Mission Adopting County of Hidalgo Supplemental Emergency Order (20-009) Instituting Subsequent Measures Due To A Public Health Emergency Regarding Covid-19 Pandemic**

On June 17, 2020 County Judge, Richard Cortez County of Hidalgo issued the Supplemental Emergency Order (20-009) whereby additional guidelines had been ordered due to the increase in the number of cases and hospitalizations related to COVID-19 surpassing 1,000 cases. Effective at 12:01 on June 18, 2020 all persons over the age of three (3) should wear some form of covering over their mouth and nose. Supplemental Emergency Order (20-009) 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 or extension was issued by the county.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Resolution #1673 of the City Council of the City of Mission Adopting County of Hidalgo Supplemental Emergency Order (20-009) Instituting Subsequent Measures Due To a Public Health Emergency Regarding Covid-19 Pandemic. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**RESOLUTION # 1673**

APPROVAL OF RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION ADOPTING COUNTY OF HIDALGO SUPPLEMENTAL EMERGENCY ORDER (20-009) INSTITUTING SUBSEQUENT MEASURES DUE TO A PUBLIC HEALTH EMERGENCY REGARDING COVID-19 PANDEMIC

**3.12 Authorize Staff to solicit proposals for Professional Services for Bond Election Consultant**

Staff was seeking authorization to solicit proposals for Professional Consultant to serve has an adviser for City of Mission Bond Election process.

Staff and City Manager recommended approval.



Councilman Plata moved to table to solicit proposals for Professional Services for Bond Election Consultant. Motion was seconded by Mayor Pro Tem Garza and approved 4-1 with Mayor O'caña voting against.

**3.13 Discussion and action regarding the Guaranteed Energy Savings Performance Agreement from Performance Services, Inc.**

Staff received a project scope from Performance Services, Inc., with a Guaranteed Energy Savings and Design-Build cost proposal outlining key scope items such as Water Meters with Advanced Metering Infrastructure (AMI), LED Lighting, and Manhole Rehabilitation approaching end of useful life for a total project cost of \$19,702,754.

Chapter 302. Energy Savings Performance Contracts for Local Governments, Section 302.005(b) "Before entering into an energy savings performance contract, the governing body must require that the energy savings, increase in billable revenues, or increase in meter accuracy estimated or projected by provider be reviewed by a licensed professional engineer".

Staff and City Manager recommended denial.

Staff had requested information from Performance Services, Inc they have denied the request to submit the information and therefore that was the reason he was recommending denial.

Mayor O'caña stated that if the city does not approve to proceed with Phase III the City would be responsible to pay for the services provided for Phase I and Phase II. Mayor O'cana stated the program is self funding and based on the information for another entity there was a savings of \$150,000 to \$250,000 per year.

Councilman Plata stated that this project was going to cost the city \$1,742,000 per year for 15 years which amounted to four cents of the tax levy. Councilman Plata stated that he had met with the staff from the Performance Services, Inc. and he has yet to receive the information he had asked for and therefore he does not think that this program was good for the city. Councilman Plata further stated that sampling 100 meters out of 30,000 meters that the city has was not sufficient to make a determination on the savings.

Randy Perez, City Manager stated that what was provided was an amortization schedule and that the program should be self sustaining. Mr. Perez stated a request was made for an itemized statement on the material that was going be used which had not been provided.

Larry Jones with PSI stated that the cost was \$537.00 per endpoint which includes seven components meter, installation, radio, digital transmission and bonding. Mr. Jones stated that the city would bank in savings and revenues. The additional revenue was projected at \$1.3M the energy savings in LED's was \$95,000 and the manual read to computer read is \$340,000 per year. The revenues and the savings need to equal the payment. Year one of savings begins after installation which was year two, \$3.6 million dollars should be banked before the first payment was made.

Mayor Pro Tem Garza stated that there were several other companies that provided this same service and was recommending going out for proposals since this was such a large amount of money.

Councilman Plata moved to deny the Guaranteed Energy Savings Performance Agreement from Performance Services, Inc. Motion was seconded by Mayor Pro Tem Garza. Motion to deny was not approved due to a 2-3 with Mayor O'caña, Councilwoman Ochoa, and Councilman Vela voting against the motion.

Councilman Vela moved to approve the Guaranteed Energy Savings Performance Agreement from Performance Services, Inc. Motion was seconded by Councilwoman Ochoa and approved 3-2 with Mayor Pro Tem Garza and Councilman Plata voting against.

**3.14 Authorization to solicit proposals for qualifications for Environmental Clearance, Traffic Engineering Study, and Feasibility Study services for Mission Madero International Bridge Project on both US and Mexico**

Staff was seeking authorization to solicit proposals for professional engineering qualifications for an Environmental Clearance, Rail Traffic study and Feasibility 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 shall 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 shall 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.

Staff Recommendation: Authorization to solicit proposals for qualifications subject to TxDOT approving City of Mission Federal Procedures.

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to solicit proposals for qualifications for Environmental Clearance, Traffic Engineering Study, and Feasibility Study services for Mission Madero International Bridge Project on both US and Mexico. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**3.15 Discussion and possible action on modifying COVID-19 of City of Mission guidelines**

The City of Mission had begun reopening city facilities and programs. Employees continue to prepare buildings and programs the city's plan is aimed at being responsive to the community's needs for programs and services but was prioritizing the health and safety of staff and citizens.

Currently the City of Mission has these policies in place:

- Screening all city employees on a daily basis upon beginning their shift
- Established a curfew advisement from 12 midnight to 5 a.m. for all non essential citizens for a period of 14 days beginning on Wednesday, June 17 at midnight
- Educational Task Force teams was meeting with major business in Mission to educate them of their roles and rights to govern their customers individually and therefore, joining with the City in practicing the CDC guidelines such as having hand sanitizer upon entering their buildings and to wear face coverings.

Staff Recommendation: Seeking council direction

City Manager Randy Perez stated he had been advised by the Boys & Girls Club Director that the Advisory Board had met and were recommending that there not be a summer program this year. The Council agreed with the decision.

Mission Event Center was approved to increase to 50% occupancy with guidelines.

Councilman Plata moved to approve the modifications to COVID-19 of City of Mission guidelines. Motion was seconded by Councilman Vela and approved unanimously 5-0.

### **3.16 Authorize City Manager to submit letter to AEP, Texas regarding LED Lighting**

Effective May 29, 2020 AEP Texas began offering LED lighting in both the Municipal Street Lighting Service and the Non-Roadway Lighting Service. Staff was seeking authorization to submit letter to AEP, Texas to begin utilizing LED Lighting for street lighting for all new subdivisions and to replace the existing high pressure sodium lights with LED lighting upon fixture failure at no cost to the City. A cost of \$137.86 per light would be incurred by the City if the lights were replaced before fixture failure.

LED lights were more efficient and last longer than traditional lights.

Staff Recommendation: Approval of new subdivisions and replacing lights upon fixture failure.

City Manager recommended approval.

Councilman Plata moved to authorize the City Manager to submit letter to AEP, Texas regarding LED Lighting. Motion was seconded by Councilman Vela and approved unanimously 5-0.

### **3.17 Authorization to seek pilot studies to review new safety measures to stop the spread of COVID-19.**

Due to the increase of cases in COVID-19 staff was seeking alternative methods and studies to reduce the spread of COVID-19.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to seek pilot studies to review new safety measures to stop the spread of COVID-19. Motion was seconded by Councilman Vela and approved unanimously 5-0.

### **3.18 Approval of Budget Amendments**

Finance Director Vela presented budget amendments BA-20-22 thru BA-20-24 to the City Council for approval.

Staff and City Manager recommended approval.

Councilwoman Jessica Ortega Ochoa moved to approve the budget amendments BA-20-22 thru BA-20-24. Motion was seconded by Councilman Vela and approved unanimously 5-0.

### **3.19 Authorization to purchase technology hardware/software, PPE, Disinfectant Chemical Cleaner, and Cleaning Equipment subject to Hidalgo County Accepting the City's CARES ACT Budget**

Staff was seeking authorization to purchase commodities and components via State Cooperative Contracts, Sole Source and Exemption due to Emergency Declaration. Verification of federal non-debarment has been done via System for Award Management (SAM). Exemption from competitive bidding requirements, pursuant to Texas LGC 262.024(a)(1):an item that must be purchased in case of a public calamity if it was necessary to make the purchase promptly to relieve the necessity of the citizens; (2) an item necessary to

preserve and protect the public health and safety of the citizens. Authorization subject to Hidalgo County Accepting the City's CARES ACT Budget.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the purchase technology hardware/software, PPE, Disinfectant Chemical Cleaner, and Cleaning Equipment subject to Hidalgo County Accepting the City's CARES ACT Budget. 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**

City Manager Randy Perez thanked the Police Department for putting together the event for Cpl. Espericueta on his one year anniversary of death.

##### **5.2 Mayor's Comments**

Chief Roberto Dominguez thanked the Council for the support for Cpl. Espericueta's family and the police department. A meeting was held between the Mayor's of Mission, McAllen, Pharr and Edinburg to show a unified front in trying to stop the spread of COVID-19.

##### **5.3 City Council Comments**

None

At 8:02 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 Councilman Vela and approved unanimously 5-0.

#### **6.0 Executive Session pursuant to V.T.C.A. Gov. Code Sec. 551.001**

##### **6.1 Consultation with Attorney Sec. 551.071**

**Deliberation regarding real property 551.072**

- A. Tract of land containing 1.90 Acres situated in Hidalgo County, Texas and also being a part of portion of Lot 17-9, WAS Subdivision out of Catholic War Veterans Park**
- B. Lot 3, Spikes Subdivision, Phase II**
- C. Lot 3 and portion of abandoned alley adjacent, Lot 5 and 7, Block 1, Blake Subdivision and Lot 13 and portion of abandoned alley adjacent, Block 254 MOT also known as 1623 Francisco Avenue**
- D. All of Lot 1, Block 2, Blake Addition 0.20 of an acre, more or less being a portion of the United Irrigation District Canal right of way, lying adjacent to the East line of Lot 1, Block 2, Blake Addition also known as 1524 Francisco Avenue**
- E. 12.23 Acres (Los Ebanos Road, 0.50 Miles North of Military Highway)**

##### **6.2 Consultation with Attorney Sec. 551.071**

- A. 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**

##### **6.3 The City Council will reconvene in open session to take any actions necessary**

Councilman Plata stepped out of the meeting at 8:31 p.m.

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At 8:32 p.m. Councilman Vela moved to reconvene in open session. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

On item 6.1-A, Mayor Pro Tem Garza moved to authorize Mayor and City Manager to transfer the property as discussed in executive session. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

On item 6.1-B, Councilman Vela moved to authorize Mayor and City Manager to transfer property as discussed in executive session. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

On item 6.1-C, Councilman Vela moved to authorize Mayor and City Manager to transfer property as discussed in executive session. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

On item 6.1-D, Councilman Vela moved to authorize Mayor and City Manager to transfer property as discussed in executive session. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

On item 6.1-E, Councilman Vela moved to authorize Mayor and City Manager to transfer property as discussed in executive session and to accept the counteroffer. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

On item 6.2-A. Councilman Vela moved to move forward with the recording of the plat. Motion was seconded by Councilwoman Ochoa. 3-0 with Mayor Pro Tem Garza abstaining.

**7.0 Adjournment**

At 8:35 p.m. Councilman Vela moved for adjournment. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

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Dr. Armando O'caña, Mayor

ATTEST:

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Anna Carrillo, City Secretary