

**NOTICE OF REGULAR MEETING  
MISSION CITY COUNCIL  
SEPTEMBER 14, 2020 5:30 P.M.  
MISSION CITY HALL**

**PRESENT:**

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

**ABSENT:**

**ALSO PRESENT:**

Kevin Sparks  
Esmeralda Adame  
Ana Lisa Botello  
Martin Garza  
Christian Colon

**STAFF PRESENT:**

Aida Lerma, Deputy City Manager  
David Flores, Deputy City Manager  
Angie Vela, Finance Director  
Michael Elizalde, Grants Administrator  
Susie De Luna, Planning Director  
Alex Hernandez, Subdivision Coord.  
Noemi Munguia, HR Director  
Robert Hinojosa, Risk Management  
Eduardo Belmarez, Purchasing Director  
Roland Rodriguez, I. T. 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  
Rick Venecia, Interim Boys & Girls Club Director  
Brad Bentsen, Parks & Recreation Director  
Mayra Rocha, Library Director  
Cynthia Lopez, Museum Director  
JC Avila, Fleet Maintenance Director  
Noel Barrera, Health Dept. Director  
Adela Ortega, Food Pantry Manager  
Joel Chapa, Police Officer  
Fatima Garcia, MEC  
Mario Flores, Golf Course Director

**1. Call to order**

With a quorum being present, Mayor Dr. Armando O'caña called the meeting to order at 5:31 p.m.

**2. Invocation and Pledge Allegiance**

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

**3. 2020 Census Announcement**

Joanne Longoria stated that there were 16 days left to self respond to the census! Speer Memorial Library staff would be providing assistance to anyone who needed help responding to the census. Several drive thru events had been scheduled. The Boys & Girls Club - school supply pick up was scheduled on Wednesday at Beto Salinas Park; Thursday at CWV Park and Friday at Hollis Rutledge Park. The Mission Event Center also had a drive thru Event on Saturday. Several events were also scheduled by the Mission Housing Authority.

**4. Report from the Greater Mission Chamber of Commerce**

Brenda Enriquez, President of the Greater Mission Chamber of Commerce reported on several events that the Chamber was currently participating in. Nominations for board of directors have been finalized, three members are returning and there will be three new board members. Board retreat will be held on October 1, 2020. Buenas Tardes Luncheon will be held virtually. Community Health Fair will be held on December 4, 2020.

**5. Update on Our Mission Forward CARES Grant funding**

Daniel Silva, MEDC CEO reported that a total of 850 applications had been received. Currently applicants were going by the CEED Building to sign the necessary paperwork and total of 237 had been processed and submitted to finance department. Total amount disbursed to date was \$857,000. Currently 67 applications were pending information.

**6. Update on Mission Recovers CARES Grant Funding**

Aida Lerma, Deputy City Manager reported a total of 185 applications had been received for the Continue to Employ Grant and 194 for the Commercial Utility Grant Program for a total of \$693,000 had been distributed to the business community.

**7. Departmental Reports**

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

**8. Citizens Participation**

None

**1.0 Public Hearing**

**1.1 Planning & Zoning Recommendations**

- A. Rezoning: A 0.40 acre of land out of the North 6.89 acres of the South 13.78 acres, lying South and West of the Mission Main Canal, Lot 23-3 West Addition to Sharyland Subdivision, AO-I (Agricultural Open Interim) to R-2 (Duplex-Fourplex Residential), Nidia Espinoza  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1A**

On August 26, 2020 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located in the area of Los Ebanos Road and Rankin Street on the East side of Los Ebanos Road. The proposed zone did not comply with the City's Future Land Use Map, and surrounding land uses. There was no public opposition during the P&Z Mtg. The Board unanimously recommended denial.

Staff and City Manager recommended denial.

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

There were no comments.

Mayor Pro Tem Norie Garza asked where the street to the property was. There was an access easement from Los Ebanos but not a dedicated street.

Mayor Pro Tem Garza moved to deny the rezoning request 0.40 acre of land out of the North 6.89 acres of the South 13.78 acres, lying South and West of the Mission Main Canal, Lot 23-3 West Addition to Sharyland Subdivision. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0

**B. Rezoning: A 0.39 of an acre tract of land, Being a portion of Lot 23-3, West Addition to Sharyland Subdivision, R-1 (Single Family Residential) to R-2 (Duplex-Fourplex Residential), Robert Ontiveros  
Adoption of Ordinance # \_\_\_\_\_ approving 1.1B**

On August 26, 2020 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located in the area of Los Ebanos Road and Rankin Street on the East side of Los Ebanos Road. The proposed zone did not comply with the City's Future Land Use Map, and surrounding land uses. There was no public opposition during the P&Z Mtg. The Board unanimously recommended denial.

Staff and City Manager recommended denial.

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

There were no comments.

Councilman Plata moved to deny the rezoning request A 0.39 of an acre tract of land, Being a portion of Lot 23-3, West Addition to Sharyland Subdivision. Motion was seconded by Councilman Alberto Vela and approved unanimously 5-0.

**C. Rezoning: A .65-acre tract of land out of Lot 17-10, West Addition to Sharyland Subdivision, AO-I (Agricultural Open Interim) to C-3 (General Business), Lasco Development, Corp  
Adoption of Ordinance # 4933 approving 1.1C**

On August 26, 2020 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located at the NW corner of Bryan Road and E. Expressway 83 along the north side of the Expressway 83. The proposed zone complied with the City's Future Land Use Map and surrounding land uses. 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.

Councilwoman Ochoa moved to approve the rezoning and to adopt Ordinance No. 4933 a .65-acre tract of land out of Lot 17-10, West Addition to Sharyland Subdivision AO-I (Agricultural Open Interim) to C-3 (General Business). Motion was seconded by Councilman Plata and approved unanimously 5-0.

**ORDINANCE NO. 4933**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A REZONING A .65 ACRE TRACT OF LAND OUT OF LOT 17-10, WEST ADDITION  
TO SHARYLAND SUBDIVISION, FROM AO-I (AGRICULTURAL OPEN INTERIM) TO C-3  
(GENERAL BUSINESS)

**D. Rezoning: Lot 3, Sunset Addition No. 2 Subdivision, R-1 (Single Family) to R-2 (Duplex-Fourplex Residential), Anna Lisa Botello  
Adoption of Ordinance # 4934 approving 1.1D**

On August 26, 2020 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located 180' from the NW corner of Los Ebanos Road and Charles Street, along the north side of Charles Street. There was public opposition during the P&Z Mtg. The Board unanimously recommended denial the concerns voiced were in regards to the long-standing single-family land use. If the City Council was inclined to approve a 4/5 voted would be needed. A petition was received with 58% of the neighbors in favor of the rezoning request.

Staff and City Manager recommended denial.

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

Anna Lisa Botello, applicant spoke in favor of the request.

Councilman Plata moved to approve the rezoning and to adopt Ordinance No. 4934 Lot 3, Sunset Addition No. 2 Subdivision R-1 (Single Family) to R-2 (Duplex-Fourplex Residential). Motion was seconded by Councilman Vela and approved unanimously 5-0.

**ORDINANCE NO. 4934**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A REZONING LOT 3, SUNSET ADDITION NO. 2 SUBDIVISION, FROM R-1  
(SINGLE FAMILY RESIDENTIAL) TO R-2 (DUPLIX-FOURPLEX)

**E. Rezoning: A 0.097 acre out of Lot 1, Kirk Subdivision, R-1 (Single Family) to C-3 (General Business), Jorge & Elida Rodriguez,  
Adoption of Ordinance # 4935 approving 1.1E**

On August 26, 2020 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located approximately 95' south of E. 28<sup>th</sup> Street along the west side of Shary Road (F.M. 494) the City's Future Land Use Map reflected a Low Density Residential land use. 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.

Councilwoman Ochoa moved to approve the rezoning and to adopt Ordinance No. 4935 a 0.097 acre out of Lot 1, Kirk Subdivision, R-1 (Single Family) to C-3 (General Business). Motion was seconded by Councilman Plata and approved unanimously 5-0.

**ORDINANCE NO. 4935**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A REZONING A 0.097 ACRE OUT OF LOT 1, KIRK SUBDIVISION, FROM R-1  
(SINGLE FAMILY RESIDENTIAL) TO C-3 (GENERAL BUSINESS)

**F. Rezoning: A 0.097 acre out of Lot 1, Kirk Subdivision, C-3 (General Business) to R-1 (Single Family Residential), Jorge & Elida Rodriguez  
Adoption of Ordinance # 4936 approving 1.1F**

On August 26, 2020 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located approximately 95' south of E. 28<sup>th</sup> Street along the west side of Shary Road (F.M. 494). The Future Land Use Map reflected a Low Density Residential land use. The applicant proposed to utilize this property to give access to the residential property. 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.

Councilwoman Ochoa moved to approve the rezoning and to adopt Ordinance No. 4936 a 0.097 acre out of Lot 1, Kirk Subdivision, C-3 (General Business) to R-1 (Single Family). Motion was seconded by Councilman Plata and approved unanimously 5-0.

**ORDINANCE NO. 4936**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A REZONING A 0.097 ACRE OUT OF LOT 1, KIRK SUBDIVISION, FROM C-3  
(GENERAL BUSINESS) TO R-1 (SINGLE FAMILY RESIDENTIAL)

**G. Conditional Use Permit: For Sale of Gasoline at 7-Eleven, 1327 E Expressway 83, Being a 0.88 tract of land out of Lot 11, Heritage Commercial Plaza Subdivision, C-3, Lasco Development, Corp.  
Adoption of Ordinance # 4937 approving 1.1G**

On August 26, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located at the NW corner of Bryan Road and E. Expressway 83 along the north side of the Expressway 83. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff and City Manager recommended approval.

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

There were no comments.

Councilwoman Ochoa moved to approve CUP and to adopt Ordinance 4937 For Sale of Gasoline at 7-Eleven, 1327 E Expressway 83, Being a 0.88 tract of land out of Lot 11, Heritage Commercial Plaza Subdivision, C-3, Lasco Development, Corp.

**ORDINANCE NO. 4937**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A CONDITIONAL USE PERMIT FOR SALE OF GASOLINE AT 7-ELEVEN, 1327 E.  
EXPRESSWAY 83, BEING A 0.88 TRACT OF LAND OUT OF LOT 11, HERITAGE  
COMMERCIAL PLAZA SUBDIVISION

- H. Conditional Use Permit: To Have a Daycare Center in a Residential Zone, 311 W. Leo Najó, Apts "A" & "B", The West ½ of Lots 1 and 2, Block 103, Original Townsite of Mission, R-1, Jose De La Garza  
Adoption of Ordinance # 4938 approving 1.1H**

On August 26, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located at the SE corner of Cummings and Leo Najó Street along the south side of Leo Najó. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff and City Manager recommended approval

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

There were no comments.

Councilman Plata moved to approve CUP and to adopt Ordinance 4938 To Have a Daycare Center in a Residential Zone, 311 W. Leo Najó, Apts "A" & "B", The West ½ of Lots 1 and 2, Block 103, Original Townsite of Mission, R-1. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**ORDINANCE NO. 4938**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A CONDITIONAL USE PERMIT TO HAVE A DAYCARE CENTER IN A RESIDENTIAL ZONE,  
311 W. LEO NAJO, APTS. "A" & "B", THE WEST ½ OF LOTS 1 AND 2, BLOCK 103, ORIGINAL  
TOWNSITE OF MISSION

- I. Conditional Use Permit: To Construct a Duplex on a (R-1) Single Family Residential Zone, 1013 N. Francisco Street, Lot 10, Block 170, Mission Original Townsite Subdivision, R-1, Gilbert Garza  
Adoption of Ordinance # 4939 approving 1.1I**

On August 26, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located approximately 150' north of E. Tom Landry on Francisco Avenue. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

The request was to construct a duplex on a residential lot. Based on Ordinance # 4849 a property owner could apply for a conditional use permit without having to change the zone of the property only if they meet a certain criteria which included: must be a corner lot, or must be adjacent to an existing duplex, triplex or fourplex, or vacant property cannot be between two single family residences and on a case by case basis. The applicant met the criteria to apply for a conditional use permit since his property was adjacent to a duplex. The applicant would be living in one of the units and his father in the other unit.

A petition was received in opposition of the request.

Staff and City Manager recommended approval.

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

Romeo Sanchez, 1341 N. St. Marie spoke against the request to build more apartments in this area.

Esmeralda Adame, spoke against the request.

Gilbert Garza, applicant stated that his intent was to make the apartment his permanent residence and to have his father live in the other apartment. He had no intention to rent the property.

Martin Garza, spoke in favor of the request.

Gilbert Dillard, spoke in favor of the request.

City Attorney Gus Martinez stated that the petition appeals process does not apply to Conditional Use Permits. A 4/5 vote would be needed to overturn the recommendation of the Planning & Zoning.

Councilman Plata asked if the applicant met the criteria and conditions based on the current city ordinance approved by the council. Staff confirmed the applicant had met all the criteria and conditions.

Councilman Plata moved to approve CUP and Ordinance # 4939 To Construct a Duplex on a (R-1) Single Family Residential Zone, 1013 N. Francisco Street, Lot 10, Block 170, Mission Original Townsite Subdivision, R-1. Motion was seconded by Councilman Vela and approved 4-1 with Mayor O'cana voting against.

**ORDINANCE NO. 4939**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A CONDITIONAL USE PERMIT TO CONSTRUCT A DUPLEX ON A (R-1) SINGLE FAMILY  
RESIDENTIAL ZONE, 1013 N. FRANCISCO STREET, LOT 10, BLOCK 170, MISSION ORIGINAL  
TOWNSITE SUBDIVISION

**J. Public Hearing on 2020 Proposed Property Tax Rate**

The notice of 2020 Tax Year Proposed Property Tax Rate for City of Mission was published in the Progress Times on Friday, September 4, 2020.

The proposed 2020 tax rate was \$0.5299 per \$100.

The public hearing was to give the opportunity for citizens to speak on the proposed tax rate.

Mayor O'caña asked if there were any comments regarding the tax rate.

Mr. Kevin Sparks expressed her disagreement on the Proposed Tax Rate increase.

Esmeralda Lara expressed her disagreement on the Proposed Tax Rate increase.

No action was taken on this item since this was 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 – August 24, 2020 and Special

City Council Meeting – August 28, 2020

**2.2 Acknowledge Receipt of Minutes**

Mission Ambulance Board – January 21, 2020

Civil Service Commission – June 5, 2020

Citizens Advisory Committee – August, 11, 2020

**2.3 Approval of Resolution # 1684 authorizing the submittal of a grant application to Rio Grande Valley Metropolitan Planning Organization for the FY21-22 Transportation Alternatives Set Aside (TASA) Process**

The City of Mission was seeking authorization for the submission of a grant application for the Transportation Alternatives Set Aside (TASA) Process with RGV MPO. The grant supported eligible projects for planning and construction of on-road and off-road trail facilities for pedestrians & bicyclists. The city sought to propose a \$50,633 planning project that would allow a qualified expert study of a future hike & bike trail from east city limits to west while connecting to existing trails. The grant required a local match, which the city would propose a 21% local match of \$10,633.

**2.4 Authorization to surplus machinery and equipment and sell via online auction or dispose**

The City of Mission Finance Department was requesting authorization to surplus list of machinery and equipment. The list contained items staff had determined were no longer of use to the city. All surplus items would be sold at online auction and those items with no resale value would be disposed.

**2.5 Board Appointment: Shary Golf Course Advisory Board**

Shary Golf Course Board – Appoint Martin Flores, term to expire December 31, 2021 to replace position held by Mr. John Lopez.

**2.6 Approval of Ordinance # 4940 creating an Advisory Board for the development of a COVID 19 Memorial Wall and Garden**

The creation and purpose of the committee was for the development of a Memorial Wall and Garden to be designed to honor loved ones who lost their life to COVID 19 in a way to bring peace, solace and comfort to families. Committee was to oversee the development of a Memorial Wall and Garden to be erected at the Speer Memorial Library for City of Mission residents who perished from this dreadful disease. A Deceased person's name would be added to wall upon written request from family.

Committee shall be composed of seven (7) members to be appointed by the Mayor with the advice and consent of the City Council.

**2.7 Authorization to submit a grant application to the Walmart Foundation for the Local Community Grant Program**

The Mission Fire Prevention Bureau was requesting authorization for the submission of a grant application for the Local Community Grant Program to the Walmart Foundation. The grant would allow Fire Prevention Division to purchase digital cameras for public education events, investigations, and community projects. This grant opportunity had no matching requirement.

Councilman Plata requested more information from staff in reference to item 2.3.

Councilwoman Ochoa requested more information from staff in reference to item 2.7

Councilwoman Ochoa moved to approve the consent agenda items 2.1 thru 2.2 and 2.4 to 2.6. Motion was seconded by Councilman Plata and approved unanimously 5-0.

Councilman Plata moved to approve consent agenda item 2.3. Motion was seconded by Councilwoman Jessica Ochoa and approved unanimously 5-0.



Councilwoman Jessica Ochoa moved to approve consent agenda item 2.3. Motion was seconded by Councilman Plata and approved unanimously 5-0.

### **3.0 Approvals and Authorizations**

#### **3.1 Final Plat Approval: Replat of Heritage Square Subdivision Unit 1, Lots 1A, and 2A, Being All of Lots 1, 2, and 3 out of Block J, and Lot 7 out of Block K, Heritage Square Subdivision Unit 1, R-4,**

**Developer: Connie Laumann,**

**Engineer: Melden & Hunt**

On August 26, 2020 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for Replat of Heritage Square Subdivision Unit 1, Lots 1A, and 2A, Being All of Lots 1, 2, and 3 out of Block J, and Lot 7 out of Block k, Heritage Square Subdivision Unit 1. The proposed replat was located within Heritage Square Unit 1 Subdivision. The Board unanimously recommended approval as per Staff's recommendation.

Staff and City Manager recommended approval

Councilman Plata moved to approve Final Plat Approval: Replat of Heritage Square Subdivision Unit 1, Lots 1A, and 2A, Being All of Lots 1, 2, and 3 out of Block J, and Lot 7 out of Block K, Heritage Square Subdivision Unit 1, R-4. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

#### **3.2 Preliminary Plat Approval: Hidden Hills Estate Subdivision, Being a 15.052-acre tract of land, out of Lot 20-4, West Addition to Sharyland Subdivision, R-2,**

**Developer: Luis Valencia,**

**Engineer: Melden & Hunt, Inc.**

On August 26, 2020 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for Hidden Hills Estate Subdivision, Being a 15.052-acre tract of land, out of Lot 20-4, West Addition to Sharyland Subdivision. The proposed subdivision was located in the NW Corner of Perez St and Holland Ave. The Board unanimously recommended approval as per Staff's recommendation.

Staff recommended approval subject to approval of the open cut to Perez St., requiring an outfall for storm drainage, payment of the sewer capital recovery fee's, widening of Holland Ave and Perez St., provide the water district exclusion.

City Manager recommended approval.

Councilman Plata moved to approve Preliminary Plat Approval: Hidden Hills Estate Subdivision, Being a 15.052-acre tract of land, out of Lot 20-4, West Addition to Sharyland Subdivision, R-2. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

#### **3.3 Preliminary Plat Approval: Las Comadres No. 8, Being a 59.34-acre tract of land, more or less, out of Block 16, Texan Gardens, ETJ,**

**Developer: Carlos Leal,**

**Engineer: South Texas Infrastructure Group**

On August 26, 2020 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for Las Comadres No. 8, Being a 59.34-acre tract of land, more or less, out of Block 16, Texan Gardens. The proposed subdivision was located at the NW Corner of Abram Road and Mile 6 Road (Mission Suburban ETJ). The Board unanimously recommended approval as per Staff's recommendation.

Staff and City Manager recommended approval.

Councilman Platamoved to approve Preliminary Plat Approval: Las Comadres No. 8, Being a 59.34-acre tract of land, more or less, out of Block 16, Texan Gardens, ETJ. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**3.4 Approval of Ordinance # 4941 adopting the Fiscal Year 2020-2021 Annual Budget**

The ordinance formally adopted the FY 2020-2021 City Budget.

General Fund Budget	\$	51,532,991
Utility Fund Budget		21,655,404
Golf Course Fund Budget		1,436,754
Capital Golf Course Fund		12,300
Solid Waste Fund Budget		7,341,395
Event Center Fund Budget		755,129
Special Revenue Funds Budgets		14,612,195
Capital Projects Fund Budget		6,034,546
Group Health Fund Budget		6,111,277
Debt Service Fund Budget		5,640,993
	\$	<u>115,132,984</u>

Staff and City Manager recommended approval.

Councilman Plata moved to approve Ordinance No. 4941 adopting the Fiscal Year 2020-2021 Annual Budget. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**ORDINANCE NO. 4941**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS MAKING APPROPRIATIONS FOR THE SUPPORT OF THE CITY OF MISSION FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2020 AND ENDING SEPTEMBER 30, 2021; APPROPRIATING MONEY TO A DEBT SERVICE FUND TO PAY INTEREST AND PRINCIPAL DUE ON THE CITY'S INDEBTEDNESS; AND ADOPTING THE ANNUAL BUDGET OF THE CITY OF MISSION FOR THE 2020 – 2021 FISCAL YEAR

**3.5 Ordinance # 4942 Adopting the Tax Rate**

The Tax Rate for the fiscal year 2020-2021 was \$0.5299 per \$100 property value. In addition to establishing the tax rate, this ordinance provides a \$10,000 exemption for the elderly and a \$10,000 exemption for the disabled. The City would also continue the tax freeze established in 2005 for the elderly and disabled, ensuring the total amount of ad valorem taxes paid would not increase.

Interest & Sinking Rate (I&S)	\$0.0882
Maintenance & Operation (M&O)	<u>\$0.4417</u>
Total Tax Rate	\$0.5299

Councilman Vela moved to approve Ordinance 4942 adopting the Tax Rate. Motion was seconded by Councilman Plata and approved 4-1 with Mayor Pro Tem Garza voting against.

**ORDINANCE NO. 4942**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS LEVYING AN AD VALOREM TAXES FOR USE AND SUPPORT OF THE MUNICIPAL GOVERNMENT OF THE CITY OF MISSION FOR THE FISCAL YEAR 2020-2021; PROVIDING FOR APPORTIONING EACH LEVY FOR SPECIFIC PURPOSES; PROVIDING WHEN TAXES SHALL BECOME DUE AND WHEN SAME SHALL BECOME DELINQUENT IF NOT PAID; AND PROVIDING FOR EXEMPTIONS FOR THE ELDERLY AND FOR THE DISABLED.

**3.6 Approval of Ordinance #4943 adopting the Mission Economic Development Corporation Fiscal Year 2020-2021 Annual Budget**

Resolution #2020-08 was approved by MEDC on Tuesday, August 18, 2020.

Staff and City Manager recommended approval.

Councilman Plata moved to approve Ordinance No. 4943 adopting the Mission Economic Development Corporation Fiscal Year 2020-2021 Annual Budget. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**ORDINANCE NO. 4943**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS ADOPTING APPROPRIATIONS FOR THE SUPPORT OF THE MISSION ECONOMIC DEVELOPMENT CORPORATION FOR FISCAL YEAR BEGINNING OCTOBER 1, 2020 AND ENDING SEPTEMBER 30, 2021

**3.7 Approval of Ordinance #4944 adopting the Mission Economic Development Authority Fiscal Year 2020-2021 Annual Budget**

Ordinance formally adopted the FY 2020-2021 City Budget. Resolution # 2020-01 was approved by MEDA on Tuesday, August 18, 2020.

Mission Economic Development Authority Appropriations           \$454,836

Staff and City Manager recommended approval.

Councilman Plata moved to approve Ordinance No. 4944 adopting the Mission Economic Development Authority Fiscal Year 2020-2021 Annual Budget. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**ORDINANCE NO. 4944**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS ADOPTING APPROPRIATIONS FOR THE SUPPORT OF THE MISSION ECONOMIC DEVELOPMENT AUTHORITY FOR FISCAL YEAR BEGINNING OCTOBER 1, 2020 AND ENDING SEPTEMBER 30, 2021

**3.8 Ordinance #4945 Approval of Classified Positions for the Mission Fire Department for FY 2020-21**

As per Chapter 143 of the Texas Local Government Code, classified positions had to be approved for every FY. Ordinance would expire on September 30, 2021.

Staff Recommendation: Approve the classified positions as recommended by Chief Gilbert Sanchez and approved by the Civil Service Commission.

City Manager recommended approval.

Councilwoman Ochoa moved to approve Ordinance No. 4945 for Classified Positions for the Mission Fire Department for FY 2020-2021. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**ORDINANCE NO. 4945**

AN ORDINANCE ESTABLISHING THE CLASSIFICATIONS FOR THE MISSION FIRE DEPARTMENT FOR THE FISCAL YEAR 2020-2021

**3.9 Ordinance # 4946 Approval of Base salaries and incentive package for the Mission Fire Department FY 2020-21**

As Required by Chapter 143 of the Texas Local Government Code. Base salaries and incentive pay package must be approved by governing body on a yearly basis. Ordinance expires on September 30, 2021.

Staff Recommendation: Approve ordinance as recommended and approved by Civil Service Commission, Fire Chief, and City Manager's Office.

City Manager recommended approval.

Councilman Plata moved to approve Ordinance No. 4946 Approval of Base salaries and incentive package for the Mission Fire Department FY 2020-2021. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**ORDINANCE NO. 4946**

AN ORDINANCE PROVIDING FOR THE BASE SALARIES FOR CIVIL SERVICE EMPLOYEES OF THE MISSION FIRE DEPARTMENT; PROVIDING FOR EMPLOYEE INCENTIVE PAY FOR MEMBERS OF THE MISSION FIRE DEPARTMENT SUCH INCENTIVE PAY BEING LONGEVITY PAY, SENIORITY PAY, CERTIFICATION PAY, EDUCATIONAL PAY, ASSIGNMENT PAY AND EMS CERTIFICATION PAY ; ESTABLISHING THE RATE OF PAY FOR SUCH INCENTIVE PAYS, ESTABLISHING THE CRITERIA FOR QUALIFICATIONS FOR SUCH PAY; PROVIDING FOR PUBLICATION; PROVIDING FOR SEVERABILITY, AND ORDAINING OTHER PROVISIONS RELATING TO THE SUBJECT MATTER THEREFORE

**3.10 Ordinance # 4947 Approval of Classified positions for the Mission Police Department for FY 2020-21**

As required by Chapter 143 of the Texas Local Government Code, classified positions had to be approved by governing body on a yearly basis. Ordinance would expire on September 30, 2021.

Staff Recommendation: Approve the classified positions as recommended by the Chief Roberto Dominguez and approved by the Civil Service Commission.

City Manager recommended approval.

Councilman Plata moved to approve Ordinance No. 4947 Approval of Classified positions for the Mission Police Department for FY 2020-2021. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**ORDINANCE NO. 4947**

AN ORDINANCE ADOPTING THE CLASSIFICATIONS FOR THE MISSION POLICE DEPARTMENT FOR FISCAL YEAR 2020-2021.

**3.11 Ordinance # 4948 Approval of Base salaries and incentive package for the Mission Police Department FY-2020-21**

As Required by Chapter 143 of the Texas Local Government Code. Base salaries and incentive pay package must be approved by governing body on a yearly basis. Ordinance expires on September 30, 2021.

Staff Recommendation: Approve ordinance as recommended and approved by Civil Service Commission, Chief Roberto Dominguez and City Manager's Office.

City Manager recommended approval.

Councilman Plata moved to approve Ordinance No. 4948 Approval of Classified positions for the Mission Police Department for FY 2020-2021. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**ORDINANCE NO. 4948**

AN ORDINANCE PROVIDING FOR THE BASE SALARIES FOR CIVIL SERVICE EMPLOYEES OF THE MISSION POLICE DEPARTMENT; PROVIDING FOR EMPLOYEE INCENTIVE PAY FOR MEMBERS OF THE MISSION POLICE DEPARTMENT SUCH INCENTIVE PAY BEING LONGEVITY PAY, SENIORITY PAY, CERTIFICATION PAY, EDUCATIONAL PAY, ASSIGNMENT PAY, AND CLOTHING ALLOWANCE; ESTABLISHING THE RATE OF PAY FOR SUCH INCENTIVE PAYS, ESTABLISHING THE CRITERIA FOR QUALIFICATIONS FOR SUCH PAY; PROVIDING FOR PUBLICATION; PROVIDING FOR SEVERABILITY, AND ORDAINING OTHER PROVISIONS RELATING TO THE SUBJECT MATTER THEREFORE

**3.12 Authorization to purchase 150kW natural gas generator & 300Amp transfer switch from Waukesha-Pearce Industries Inc., from the City's CARES ACT Budget**

The Mission Fire Department was seeking authorization to purchase a Generac 150kW natural gas generator and 300Amp transfer switch from Waukesha-Pearce Industries Inc. This generator would replace a generator at Central Fire Station/Emergency Operations Center, located at 415 W. Tom Landry Ave. The generator was needed as the backup power for suppression operations and the Emergency Operations Center which was currently actively dealing with the COVID-19 operations and call center. Purchase cost in the amount of \$60,277.00. 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 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.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize the purchase 150kW natural gas generator & 300Amp transfer switch from Waukesha-Pearce Industries Inc., from the City's CARES ACT Budget. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.13 Authorization to purchase Unmanned Aerial Vehicles (Drone) with required accessories from SOARD Solutions, LLC, from the City's CARES ACT Budget**

The Mission Fire Department was seeking authorization to purchase Unmanned Aerial Vehicles (Drone) with required accessories from SOARD Solutions, LLC. The drones would provide aid to the department for the continuity of essential operations to our citizens during the pandemic of COVID-19. Drones could be utilized such as when the City of Mission hosts COVID-19 testing events, which the Drone would serve beneficial in providing enforcement of public health orders through instant feed on vehicle count, traffic formation, and compliance of social distancing. Purchase cost in the amount of \$56,134.00. 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 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.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to authorize the purchase of Unmanned Aerial Vehicles (Drone) with required accessories from SOARD Solutions, LLC, from the City's CARES ACT Budget. Motion was seconded by Councilman Vela and approved unanimously 5-0.

### **3.14 Authorization to enter into a Professional Services Agreement with Hollis Rutledge & Associates**

Hollis Rutledge & Associates would provide services regarding state and federal relations relating to the City of Mission and economic development activities, including but not limited to researching, developing, writing, obtaining, and administering grants on behalf of the City of Mission Police and Fire Departments. Hollis Rutledge and Associates was requesting to increase retainer by \$500.00 per month. Staff was recommending continuing at the same rate as previous year which was \$4,500.00 per month or \$54,000 per year. The term of the Agreement was from October 1, 2020 through September 30, 2021.

Staff and City Manager recommend approval

Councilwoman Ochoa moved to enter into a Professional Services Agreement with Hollis Rutledge & Associates at the rate of \$4,500 per month. Motion was seconded by Councilman Vela and approved unanimously 5-0.

### **3.15 Authorization to purchase a generator for the main police station under the CARES Act budget**

The City of Mission Police Department was requesting authorization to purchase a generator for the main police station under the CARES Act budget. The current generator at the department, a Caterpillar, Model #3406 was over twenty (20) years old and needs to be replaced. The generator was responsible to maintain power to crucial electrical equipment in order to provide emergency response services by the Mission Police Department, the Mission Fire Department and our 911 provider during electrical power outages. The generator was needed as the backup power for operations which was currently actively dealing with the COVID-19. A total of three (3) quotes were obtained from three different vendors. A-1 Master Electric Service quoted the generator at \$159,000.00, Holt Power System quoted the generator at \$100,531.60 and Waukesha-Pearce Industries quoted the generator at \$95,960.00. The lowest responsible bidder is Waukesha-Pearce Industries, however, recommendation was to purchase from Holt Power Systems under Texas Buy Board contract #579-19. The price difference would be an additional \$4,571.60. The recommendation was based on the specification sheet that provided a very distinct equipment list that showed that the Caterpillar generator would be more advantageous to utilize than the Generac generator.

Staff and City Manager recommend approval.

Councilman Plata moved to authorize the purchase a generator for the main police station under the CARES Act budget. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.16 Authorization to purchase bulletproof vests from Galls via Buy Board contract # 587-19**

The Mission Police Department was requesting authorization to purchase a total of ten (10) bulletproof vests from Galls, a state contract vendor. The Bureau of Justice Assistance would provide \$7,069.15 for the purchase of the vests through a grant and the City of Mission Police Department would provide a cash match of another \$7,069.15. The total amount of \$14,138.30 would allow the opportunity to purchase a total of five (5) bulletproof vests for entry level patrol officers and five (5) new SWAT vests.

Staff and City Manager recommend approval.

Councilman Plata moved to approve the purchase of bulletproof vests from Galls via Buy Board contract # 587-19. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.17 Authorization to allow the purchase of firearm by spouse of deceased Mission Peace Officer Jorge Cabrera in accordance with Texas Government Code, Section 614.052**

The spouse of deceased Mission Peace Officer Jorge Cabrera, Amy Cabrera was respectfully requesting the opportunity to keep his department issued service weapon. She had requested his Glock 17/Generation 4, 9mm handgun serial number BACG-663 that was issued to him. In accordance with Government Code, Section 614.052 being that she was the surviving spouse, this section of the law allows her to purchase his service weapon. The Mission Police Department respectfully requests a purchase price of \$1.00 based on the fact that Mission Peace Officer Jorge Cabrera died in the line of duty. Mrs. Amy Cabrera would sign a hold harmless agreement before taking custody of the weapon.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to allow the purchase of firearm by spouse of deceased Mission Peace Officer Jorge Cabrera in accordance with Texas Government Code, Section 614.052. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**3.18 Authorization to purchase electrostatic disinfectant machines and required chemicals from Gulf Coast Paper Company via Buy Board Contract 569-18**

The Mission Police Department was requesting authorization to purchase electrostatic sprayers from Gulf Coast Paper Company. The purchase would be for four (4) Clorox Total 360 Electrostatic Sprayers and for eight (8) Victory cordless hand held sprayers. Also included in the purchase would be the required disinfectant chemicals for the sprayers. The total expenditure for the sprayers and chemicals would be \$35,969.00. The 2020 Coronavirus Emergency Supplemental Funding (CESF) Program Grant funds would be used for the purchase. 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 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.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize the purchase electrostatic disinfectant machines and required chemicals from Gulf Coast Paper Company via Buy Board Contract 569-18. Motion was second by Councilman Vela and approved unanimously 5-0.

**3.19 Authorization to purchase two (2) MacBook Pros with accessories via Apple Store for the Media Relations Department**

The City of Mission Media Relations Department was in need of two MacBook laptops to help with teleworking and remote editing capabilities to produce broadcast quality video and graphics. Accessories were also being purchased for the laptops to assist with teleworking abilities to help communicate COVID-19 information to the public from remote locations. The broadcast equipment would be purchased through the CARES fund. Staff reviewed proposed specifications from three different vendors and after careful review of all proposals it was recommended to purchase from the Apple Store in the amount of \$12,691.90. 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 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.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to authorize the purchase of two (2) MacBook Pros with accessories via Apple Store for the Media Relations Department. Motion was seconded by Councilman Plata and approved unanimously 5-0.

### **3.20 Authorization to approve Special Use Agreement with Mission CISD**

Mission CISD would be placing WIFI area drive-up vans in select parking lots throughout the City of Mission to assist CISD students in their virtual studies. Some of the locations proposed by the CISD were city parks including but not limited to, Madero Park, Leo Pena Park, Jaycee Park, Rutledge Park, and other designated city properties, as needed. The access range on these WIFI drive-up vans were 200ft-250ft; and were expected to be in use Monday – Friday from 1pm-8pm. Mission CISD was asking for the City’s cooperation in allowing these vans to park in these select parking spaces (no more than two) on City property where needed.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to approve Special Use Agreement with Mission CISD. Motion was seconded by Councilman Vela and approved unanimously 5-0.

### **3.21 Authorization to surplus machinery and equipment**

The City of Mission Finance Department was requesting authorization to surplus machinery and equipment. List contained items that were not found during a third-party inventory audit. The list consisted of 2,402 items and the loss that would be incurred was \$77,974.43.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to authorize to surplus machinery and equipment. Motion was seconded by Councilman Vela and approved unanimously 4-1 with Councilman Plata against.

### **3.22 Authorization to Execute First and Final One Year Renewal Option for Mobile Intensive Care Ambulance Service with Med Care Emergency Medical Services, Inc. (Med Care – 911 EMS Provider)**

On September 8, 2020 the City of Mission Ambulance Board met to review the Cities EMS 911 contracted provider. The initial contract term was for two years with a one-year renewal option. It was recommend unanimously extending Med-Care’s 911 contract for an additional one year term beginning November 14, 2020 and terminating November 13, 2021. This renewal comes with a zero subsidy for the City of Mission.

Staff and City Manager recommend approval.



Councilwoman Ochoa moved to authorize to Execute First and Final One Year Renewal Option for Mobile Intensive Care Ambulance Service with Med Care Emergency Medical Services, Inc. (Med Care – 911 EMS Provider). Motion was seconded by Councilman Plata and approved unanimously 5-0.

**3.23 Authorize the City Manager to execute back-up 911 Emergency Ambulance Service Contract between City of Mission and Hidalgo County EMS**

The City of Mission had the sole authority for entering into agreements with any and all mutual providers for Emergency Medical Services to the City. On September 08, 2020 the City of Mission Ambulance Board met to review HCEMS contract. It was recommend unanimously extending their contract for an additional one year term beginning December 31, 2020 and terminating December 30, 2021. This renewal comes with a zero subsidy for the City of Mission.

Staff and City Manager recommend approval.

Councilman Plata moved to authorize the City Manager to execute back-up 911 Emergency Ambulance Service Contract between City of Mission and Hidalgo County EMS. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.24 Authorization to award contract for construction of pre-engineered metal pavilion at Birdwell Park**

City Council authorized staff to solicit bids for the construction of a pre-engineered metal pavilion for Birdwell Park, located at 2400 North Stewart Road. The City of Mission had accepted and opened twelve (12) bids for this project. Upon review and consultation, the low bid contractor had withdrawn his bid, and the 2<sup>nd</sup> low bid did not provide the required bid bond. Staff recommended awarding of contract to Jax Construction Inc. of McAllen who was third lowest, responsive and responsible bidder and meeting all specifications.

Staff and City Manager recommended approval.

Councilman Plata moved to award contract for construction of pre-engineered metal pavilion at Birdwell Park. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**3.25 Authorization to award contract for the sanding, painting and structural repair of slide structure at Mayberry Pool via Buy Board Contract # 613-20**

City Council authorized Parks Staff to solicit for bids for sanding, painting and structural repair of the slide at Mayberry Pool. Staff was seeking authorization for award of contract to Slide Experts Inc. for the sanding, painting and structural repair of slide structure at Mayberry to Slide Experts, Inc. via Buy Board Contract # 613-20. Cost of said project with Buy Board discount of \$6,900.00 was \$27,600.00.

Staff and City Manager recommended approval.

Councilman Plata moved to award contract for the sanding, painting and structural repair of slide structure at Mayberry Pool via Buy Board Contract # 613-20. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.26 Authorization to Execute First-One Year Renewal Option for Liquid Aluminum Sulfate For the North and South Water Treatment Plants**

The City of Mission entered into a contract with Chemtrade Chemicals US, LLC. for the purchase of Liquid Aluminum Sulfate for the North and South Water Treatment Plants. The Contract terms were for

one year with two one year renewal options based on 5.0% increase in price. Original Price would increase from \$0.0690/lb to \$0.0725/lb. Staff was seeking authorization to extend contract for first-One Year Renewal option with Chemtrade Chemicals US, LLC at 5% increase in price. This agreement would extend Bid No 20-003-10-04 from October 2020 through September 2021.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to Execute First-One Year Renewal Option for Liquid Aluminum Sulfate For the North and South Water Treatment Plants. Motion was seconded by Councilman vela and approved unanimously 5-0.

**3.27 Authorization to Execute First-One Year Renewal Option for Liquid Ammonium Sulfate for the North and South Water Treatment Plants**

The City of Mission entered into a contract with Chemtrade Chemicals US, LLC. for the purchase of Liquid Aluminum Sulfate for the North and South Water Treatment Plants. The Contract terms were for one year with two one year renewal options based on 10.0% increase in price. Chemtrade Chemicals US, LLC had opted to increase price by only 5%. Original Price would increase from \$0.1074/lb to \$0.1128/lb. Staff was seeking authorization to extend contract for first-One Year Renewal option with Chemtrade Chemicals US, LLC at 5% increase in price. This agreement would extend Bid No 20-002-10-04 from October 2020 through September 2021.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to Execute First-One Year Renewal Option for Liquid Ammonium Sulfate for the North and South Water Treatment Plants. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.28 Authorization to Approve First-One Year renewal Option for Powder Activated Carbon for the North and South Water Treatment Plants**

On October 2019, the City of Mission entered into a contract with Donau Carbon US, LLC for the purchase of Powder Activated Carbon for the North and South Water Treatment Plants. The Contract terms were for one year with two one year renewal options based on 0 % increase in price. Contract price would continue to be \$0.599/lb. Staff was seeking authorization to extend contract for the first-one year renewal option with Donau Carbon US, LLC at 0% increase in price. This agreement would extend Bid No. 19-284-09-20 from October 2020 to September 2020.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to approve First-One Year renewal Option for Powder Activated Carbon for the North and South Water Treatment Plants. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**3.29 Authorization to Execute Second & Final-One Year Renewal Option for Liquid Emulsion Polymer for the Waste Water Treatment Plant**

On November 2018, the City of Mission entered into a contract with Fort Bent Services, Inc. for the purchase of liquid Emulsion Polymer for the Waste Water Treatment Plant. The Contract terms were for one year with two one year renewal options based on 6.0% increase in price. For final renewal, Fort Bent Services, Inc had opted not to increase original Price of \$11.18/gallon. Staff was seeking authorization to extend contract for Second & Final-One Year Renewal option with Fort Bent Services at 0% increase in price. This agreement would extend Bid No 19-004-10-24 from October 2020 through September 2021.

Staff and City Manager recommend approval.

Councilman Plata moved to Execute Second & Final-One Year Renewal Option for Liquid Emulsion Polymer for the Waste Water Treatment Plant. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.30 Authorization to Execute Second & Final One Year Renewal Option for Liquid Polymer for the North and South Water Treatment Plants**

On November 2018, the City of Mission enter into a contract with Fort Bent Services, Inc. for the purchase of liquid Polymer for the North and South Water Treatment Plants. The Contract terms were for one year with two one year renewal options based on 6.0% increase in price. For this renewal, Fort Bent Service, Inc had opted not to increase original Price \$0.40/lb. Staff was seeking authorization to extend contract for the Second & Final-One Year Renewal option with Fort Bent Services at 0% increase in price. This agreement would extend Bid No 19-003-10-24 from October 2020 through September 2021.

Staff and City Manager recommended approval.

Councilman Plata moved to Execute Second & Final One Year Renewal Option for Liquid Polymer for the North and South Water Treatment Plants. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.31 Authorization to award bids for the purchase of Sand Backfill Material for Public Works Department**

The City of Mission had accepted and open Two (2) bid responses for the purchase of Sand Backfill Material for Streets and Water Distribution under Public Works Department. Staff recommendation was to award bid to Terra Firma Materials, LLC who was the lowest responsible bidder meeting all specifications. Recommendation was based solely on estimated quantities and orders would be placed on an as needed basis throughout the one year base term. (\$7.97/ Ton).

Staff and City Manager recommended approval.

Councilman Plata moved to award bids for the purchase of Sand Backfill Material for Public Works Department. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.32 Authorization to Execute First-One Year Renewal Option for Chlorine Gas for the North and South Water Treatment Plants**

On October 2019, the City of Mission entered into a contract with DPC Industries, Inc. for the purchase of Chlorine Gas for the North and South Water Treatment Plants. The Contract terms were for one year with two one year renewal option based on 0% increase in price. Original Price would stay at \$789.00/ton container. Staff was seeking authorization to extend contract for first-One Year Renewal option with DPC Industries, Inc at 0% increase in price. This agreement would extend Bid No 19-284-09-20 from October 16, 2020 through October 15, 2021.

Staff and City Manager recommended approval.

Councilman Plata moved to Execute First-One Year Renewal Option for Chlorine Gas for the North and South Water Treatment Plants. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**3.33 Authorization to Execute Payment for Emergency Sanitary Sewer Repairs at Los Ebanos Road**

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 is seeking authorization as an "Emergency Purchase" for sanitary sewer repairs at Lift Station No. 11 on Los Ebanos Road South of FM 495. Discharge sanitary sewer system to LS #11, Sanitary Sewer Receiving Manhole of LS #11 & 8" Water line replacement to include compaction and roadway repairs was completed by the Saenz Brothers, Inc ; contractor mobilized the same day of emergency. Post Hurricane Hanna, the City of Mission Public Works department had encountered & experienced Sanitary Sewer System failures throughout the City and had continued to perform emergency repairs.

Request to execute payment for repairs by the Saenz Brothers, Inc for \$115,000.00.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to Execute Payment for Emergency Sanitary Sewer Repairs at Los Ebanos Road. Motion was seconded by Councilman Plata and approved unanimously 5-0.

### **3.34 Budget Amendments: Designated Purpose Fund.**

Finance Director Vela presented budget amendments BA-20-30 thru BA-20-31 to the City Council for approval.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the budget amendments BA-20-30 thru BA-20-31. Motion was seconded by Councilman Plata and approved unanimously 5-0.

### **3.35 Authorization to implement "We're Setting the Table" Business Recovery program**

In June of 2020, the City of Mission City Council budgeted \$1,500,000.00 of Hidalgo County Coronavirus Relief Fund money towards Category 5-Expenses associated with the provision of economic support in connection with the COVID-19 public health. The purpose of this budget was to provide public assistance to small businesses for economic recovery efforts in the City of Mission.

This initiative - "We're Setting the Table" would have a two-fold impact for our community. First, it would increase the Census response for Mission and it would increase sales for businesses that have been impacted by this pandemic. Gift Certificates/Cards would be purchased from locally-owned restaurants and distributed to residents responding to the Census during the planned promotional events.

Requirements: Mission Residents Only

Proof of City residency – water bill, photo ID

One gift certificate/card set per address – Valued at \$100

Must respond to Census at designated site only

Must provide Census Code of completion

Residents whom have already responded to the Census prior to September 15 may enter into a raffle to win gift certificates/cards.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to to implement "We're Setting the Table" Business Recovery program. Motion was seconded by Councilman Plata and approved 5-0.

### **3.36 Discussion Amending of Code Ordinance Chapter 114, Utilities, Article II Rates and Charges, Section 114-54 Drainage Assessment Fees**

The Drainage Committee was recommending amending the Drainage Assessment Fee currently based on Land Use or Zone classification to an "Equivalent Residential Unit", or ERU. The outcome was to have a standard and fair system to assess the drainage fee. Improvements need to be done as to how the city collects the drainage assessment fee.

Staff and City Manager were seeking council direction.

City Attorney Gus Martinez stated that the Drainage Committee was an advisory board and can recommend assessments the council would need to approve an Ordinance.

Mayor Pro Tem Garza stated that she is a member of the Drainage Committee and stated that drainage fees needed to be addressed and recommended to approve in favor of ERU or equivalent to move forward to amend assessment fees.

Mayor Pro Tem Garza moved to Amend Code Ordinance Chapter 114, Utilities, Article II Rates and Charges, Section 114-54 Drainage Assessment Fees

**3.37 Approval of First Amendment to the CARES Act Interlocal Cooperation Agreement between the County of Hidalgo, Texas, and the City of Mission, Texas**

On Tuesday, September 1st, Hidalgo County's Commissioners Court approved an amendment to the CARES Act Interlocal Cooperation Agreement as follows:

Section 3.2 of the Agreement was amended to allow additional time for Cities to expend designated funds by October 31, 2020.

Section 3.9 was added to the Agreement, as noted below:

“3.9 County will agree to disburse an additional 20% of designated CRFunds to Cities for COVID-19 related expenses as noted in §3.2 and in accordance with the terms and conditions of the Agreement for Cities that have provided a completed Cost Reimbursement Form with appropriate supporting documentation indicating that the initial 20% disbursed in accordance with §3.8 of the Agreement had been received by County.”

The County had agreed to extend the performance period for the Agreement:

Section 6.2 was therefore amended to allow for the submission of final Cost Reimbursement Forms and supporting documentation by November 30, 2020.

Staff and City Manager recommended approval.

Councilman Plata moved to approve First Amendment to the CARES Act Interlocal Cooperation Agreement between the County of Hidalgo, Texas, and the City of Mission, Texas. Motion was seconded by Councilman Vela and approved unanimously 5-0.

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

City Manager Perez was recommending the re-opening of the Boys & Girls Club Main Unit and Bannworth Gym at limited capacity for educational purposes for six weeks. All guidelines would be followed.

Garage Sale Permits were also being requested by the citizens recommendation was to begin issuing Garage Sale Permits, information on the safety requirements would be passed out with the permit.

Utility billing accounts had not been disconnected since the pandemic began in March. The process was being considered to begin the process of collecting the past due amounts.

Outdoor events were being requested such as cook-offs and runs which were currently not being allowed.

Councilwoman Ochoa stated that she was worried about opening up the Boys Club and the preparation for protecting staff and the members attending and requested to discuss the issue more in detail.

Recommendation was to schedule a Special Meeting on Monday, September 21, 2020 after the City Council Workshop.

**3.39 Authorization to purchase 12 Electrostatic Sprayers due to COVID-19 for all city facilities through the approved CARES ACT Budget**

The Facilities Department was seeking authorization to purchase 12 Electrostatic Sprayers from Gulf Coast Paper Company in the amount of \$47,988.00. Sprayers would be used and distributed to all City of Mission Departments & Facilities. Items being purchased would be through the approved CARES ACT budget. Staff was seeking authorization to purchase the Sprayers via 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 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.

Staff and City Manager recommend approval.

Councilman Plata moved to approve the purchase of 12 Electrostatic Sprayers due to COVID-19 for all city facilities through the approved CARES ACT Budget. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.40 Authorization for Emergency Brush Pick-up Services**

Staff was seeking authorization to acquire Emergency Brush Pick-up services from ROD'Z in the amount of \$24,000 to support our current fleet of Grapple Trucks to expedite the City efforts to pick-up a high volume of brush throughout the city due to Hurricane Hanna. Services would be provided for a period of three (3) weeks with two grapple trucks with one operator per truck. 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 is 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.

Staff and City Manager recommend approval.

Councilwoman Ochoa moved to authorize Emergency Brush Pick-up Services. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**3.41 Contract renewal with Tyler Technologies, a sole source Vendor, for the City's on-line payment software for Utility Billing Payments**

Staff was requesting authorization to engage Tyler Technologies, a sole source vendor, for a one-year Renewal of an existing contract issued since 03/10/10 for the on-line payment software linked through the City's website to facilitate the payment of utility bills. The renewal fee would be \$11,040.00 for the year to cover from October 1, 2020 thru September 30, 2021.

Staff and City Manager recommend approval.

Councilman Plata moved to approve Contract renewal with Tyler Technologies, a sole source Vendor, for the City's on-line payment software for Utility Billing Payments. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.42 Authorization to purchase Video Conference Equipment with required accessories from Best Buy, from the City's CARES ACT Budget**

The Mission Fire Department was seeking authorization to purchase Video Conference Equipment with required accessories from Best Buy. The Video Conference Equipment would be installed at each of the four (4) fire sub-stations. This would be utilized by fire personnel for staff or shift meetings, and fire service training. The Conference Equipment would be beneficial in maintaining fire personnel at their assigned sub-stations, and be in compliance with social distancing. Purchase cost in the amount of \$11,211.40. Verification of federal non-debarment had 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 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.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to authorize the purchase of Video Conference Equipment with required accessories from Best Buy, from the City's CARES ACT Budget. Motion was seconded by Councilman Vela and approved unanimously 5-0.

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

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

Staff and City Manager were seeking direction from Council.

Councilman Plata moved to authorize to solicit proposals for Professional Services for Bond Election Consultant. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

### **3.44 Authorize Staff to solicit proposals for Veteran's Cemetery Consultant**

Staff was seeking authorization to solicit proposals for Professional Consultant to serve as an adviser for the Veteran's Cemetery.

Staff and City Manager were seeking direction from Council.

Councilwoman Ochoa moved to authorize to solicit proposals for Veteran's Cemetery Consultant. Motion was seconded by Councilman Plata and approved unanimously 5-0.

### **3.45 Authorization to solicit proposals for Infrastructure Studies and to seek possible funding sources**

Staff was seeking authorization to solicit proposals for Infrastructure Studies and to seek possible funding sources.

Staff and City Manager were seeking direction from Council.

Councilwoman Ochoa moved to authorize to solicit proposals for for Infrastructure Studies and to seek possible funding sources. Motion was seconded by Councilman Plata and approved unanimously 5-0.

## **4.0 Unfinished Business**

**None**

## **5.0 Routine Matters**

### **5.1 City Manager's Comments**

Grito de Independencia would be held at the parking lot of the Mission Event Center. Introduced Roel Mendiola, Sanitation Director.

## 5.2 Mayor's Comments

Mission Economic Development Corporation received a \$3M grant from the 2019 Disaster Supplemental Funding – Water and Sewer Improvements.

## 5.3 City Council Comments

Councilman Plata stated he would like to discuss the City festivities at the Special Meeting.

At 9:06 p.m. Councilwoman Ochoa 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. Consideration of the use of eminent domain, on behalf of the State of Texas, to acquire a 0.0184 of an acre tract of land situated in the City of McAllen, Hidalgo County, Texas , out of a tract of land located between Lot 217 and 227, John H. Shary Subdivision, as recorded in Volume 1, Page 17, of the Map Records, Hidalgo County, Texas and being out of existing United Irrigation District canal Right of Way as shown by Map of John H. Shary Subdivision, dated January 22, 1916, recorded in Volume 1, Page 17, of Map Records, Hidalgo County, Texas, for the public purpose of construction or improvement of Taylor Road, and to resolve or acquire any necessary right of ways related to this project (Parcel 40).

Approval of Resolution # 1685.

B. Consideration of the use of eminent domain, on behalf of the State of Texas, to acquire a 0.0031 of an acre tract of land situated in the City of McAllen, Hidalgo County, Texas , out of a tract of land located between Lot 77 and 187, John H. Shary Subdivision, as recorded in Volume 1, Page 17, of the Map Records, Hidalgo County, Texas and being out of a remaining portion of a 100.00 foot United Irrigation District canal Right of Way, for the public purpose of construction or improvement of Taylor Road, and to resolve or acquire any necessary right of ways related to this project (Parcel 7).

Approval of Resolution # 1686.

C. Consideration of the use of eminent domain, on behalf of the State of Texas, to acquire a 0.0379 of an acre tract of land situated in the City of McAllen, Hidalgo County, Texas , out of Lot 187, John H. Shary Subdivision, as recorded in Volume 1, Page 17, of the Map Records, Hidalgo County, Texas and being out of a 5.00 acre tract of land, conveyed by Final Decree of Divorce, dated June 26, 2006, to Ramiro Flores, as described in Document Number 1659212 of the Official Records, Hidalgo County, Texas, for the public purpose of construction or improvement of Taylor Road, and to resolve or acquire any necessary right of ways related to this project (Parcel 12).

Approval of Resolution # 1687.

### 6.2 Deliberation regarding economic development negotiations Sec. 551.087

A. Economic Development with Mazatlán, Sinaloa

### 6.3 Consultation with Attorney Sec. 551.071

A. Discussion of proposed annexation of 18.75 Acres, (W0100-00-031-0006-02) Hidalgo County Texas

B. Legality of pay scale for non union city personnel and Organizational Chart

At 10:17 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 authorize Mayor and City Manager to make final offer to respective property owners whereas if unsuccessful move immediately to initiate condemnation proceedings and approval of Resolution # 1685.

On item 6.1 B, Councilman Plata moved to authorize Mayor and City Manager to make final offer to respective property owners whereas if unsuccessful move immediately to initiate condemnation proceedings and approval of Resolution # 1686.

On item 6.1 C, Councilman Plata moved to authorize Mayor and City Manager to make final offer to respective property owners whereas if unsuccessful move immediately to initiate condemnation proceedings and approval of Resolution # 1687.

On item 6.2 A, Councilman Plata moved to authorize Mayor and City Manager negotiate Economic Development with Mazatlán, Sinaloa within parameters discussed in Executive Session. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

On item 6.3 A, No Action

On item 6.3 B-, No Action

At 10:20 p.m. Councilman Plata moved for adjournment. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

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Dr. Armando O'caña, Mayor

ATTEST:

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Anna Carrillo, City Secretary