



## **MINUTES**

### **PRESENT:**

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

### **ALSO PRESENT:**

Lee McCormick  
Greg Long  
Ron Hawkins  
Larry Wilson  
Andrea Lara  
Michael Dolan  
Pedro Sanchez  
Yazmin de la Garza  
Greg Giere  
Azucena Bastida  
Roger Craig Vittiotte  
Lea Juarez

### **ABSENT:**

### **STAFF PRESENT:**

David Flores, Deputy City Manager  
Angie Vela, Finance Director  
Michael Elizalde, Grants Administrator  
Susie De Luna, Planning Director  
Noemi Munguia, HR Director  
Robert Hinojosa, Risk Management Director  
Eduardo Belmarez, Purchasing Director  
Roland Rodriguez, I. T. Director  
Roxanne Casarez, Public Information Director  
Charlie Longoria, Media Relations  
Alex Fajaro, Media Relations  
Juan Pablo Terrazas, City Engineer  
Roberto Salinas, Public Works Director  
Jesse Lerma, Civil Service Director  
Gilbert Sanchez, Fire Chief  
Rene Alvarez, Asst. 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  
Mario Flores, Golf Director  
Rick Venecia, 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  
Jerry Peña, Veteran's Cemetery Director  
Alex Hernandez, Subdivision Coordinator  
Fatima Garcia, Event Center

## **CALL TO ORDER**

With a quorum being present, Mayor Dr. Armando O'caña called the meeting to order at 4:30 p.m.

## **INVOCATION AND PLEDGE ALLEGIANCE**

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

## **PRESENTATIONS**

### **1. Proclamation - Officer Jorge Cabrera**

Councilwoman Norie Gonzalez Garza moved to approve Proclamation - Officer Jorge Cabrera. Motion was seconded by Mayor Pro Tem Jessica Ortega and approved unanimously 5-0.

### **2. Proclamation - Police Memorial Week**

Councilman Ruben Plata moved to approve Proclamation - Police Memorial Week. Motion was seconded by Mayor Pro Tem Ortega and approved unanimously 5-0.

### **3. March Employee of the Month**

Human Resource Director, Noemi Munguia introduced Police Dept. Evidence Custodian, Marco A. Ramirez Sr. as the March 2021 Employee of the Month

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

Brenda Enriquez, Mission Chamber of Commerce CEO reported on a Golf Tournament that would be taking place on Friday, April 30<sup>th</sup>, the Hotel Occupancy was at 71% and that Masterminds would resume next week.

### **5. Departmental Reports**

Mayor Pro Tem Ortega moved to approve the departmental reports as presented. Motion was seconded by Councilman Plata and approved unanimously 5-0.

### **6. Citizen's Participation**

None

## **PLANNING & ZONING RECOMMENDATIONS**

### **PUBLIC HEARING**

- 7. Rezoning: Being a 26.590 acres out of Lots 14-1, 15-1, and 16-1, West Addition to Sharyland, (PUD) AO-P & R-1T to (PUD) R-1, Redline Development, LLC and Adoption of Ordinance# 5011**

On April 14, 2021 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located along the southwest corner of Mile One South and Scenic Way. There was public opposition during the P&Z meeting the concerns voiced were in regards to drainage, view, keep as empty lot, storage location for machinery and environmental impact. The Board unanimously recommended approval. A petition with 25% in opposition was submitted to the Planning Department. A 4/5<sup>th</sup> vote would be required to approve the rezoning.

Staff and City Manager recommended approval.

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

Greg Long of 712 Lakeview Dr., Larry Wilson, Greg Giere of 1110 Lakeview Dr. and Ron Hawkins all spoke against the request. Their concern was flooding.

Councilman Plata moved to approve the rezoning and Ordinance No. 5011 Rezoning: Being a 26.590 acres out of Lots 14-1, 15-1, and 16-1, West Addition to Sharyland, (PUD) AO-P & R-1T to (PUD) R-1. Motion was seconded by Mayor Pro Tem Ortega and approved unanimously 5-0.

### **ORDINANCE NO. 5011**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING FOR BEING A 26.590 ACRES OUT OF LOTS 14-1, 15-1, AND 16-1, WEST ADDITION TO SHARYLAND, FROM (PUD) AO-P (AGRICULTURAL OPEN PERMANENT) & R-1T (TOWNHOUSE RESIDENTIAL) TO (PUD) R-1 (SINGLE FAMILY RESIDENTIAL)

At 5:20 p.m., Mayor Pro Tem Ortega stepped out of the meeting.

#### **8. Rezoning: A tract of land containing 4.271 acres, more or less, out of Lot 18-11, West Addition to Sharyland, C-3 & C-1 to R-2, Felix Mario Garza Pena, and Adoption of Ordinance# 5012**

On April 14, 2021 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located 663' off Bryan Road along the south side of 1<sup>st</sup> Street. There was public opposition during the P&Z meeting the concerns voiced were in regards to the type of apartments being built and traffic. 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.

Angie Wilkins of 104 Sagittarius spoke against the request, she stated that the apartments would be right behind her property and she was concerned about noise.

Ivan Garcia of Rio Delta Engineering representing the applicant advise the council he was available to answer any questions they may have.

Councilwoman Garza moved to approve the rezoning and Ordinance No. 5012 Rezoning: A tract of land containing 4.271 acres, more or less, out of Lot 18-11, West Addition to Sharyland, C-3 & C-1 to R-2. Motion was seconded by Councilman Plata and approved unanimously 4-0.

### **ORDINANCE NO. 5012**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A REZONING FOR BEING A TRACT OF LAND CONTAINING 4.271 ACRES,  
MORE OR LESS, OUT OF LOT 18-11, WEST ADDITION TO SHARYLAND, FROM C-3  
(GENERAL BUSINESS) & C-1 (OFFICE BUILDING) TO R-2 (DUPLEX-FOURPLEX  
RESIDENTIAL)

At 5:25 p.m. Mayor Pro Tem Ortega rejoined the meeting.

#### **9. Rezoning: Lot 38 & the South 411.4' of Lot 39, Melba Carter Subdivision (U/R), R-1 to C-3, Efrain Salinas, and Adoption of Ordinance#**

On April 14, 2021 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located approximately 700' east of Conway Blvd. along the south side of Melba Carter. There was public opposition during the P&Z meeting the concerns voiced were in regards to children's safety, increase heavy traffic and the type of business being constructed. 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: Lot 38 & the South 411.4' of Lot 39, Melba Carter Subdivision (U/R), R-1 to C-3. Motion was seconded by Councilman Alberto Vela and denied unanimously 5-0.

#### **10. Rezoning: Lots 31 & 32, Block 1, Town of Madero, AO-I to R-2, Laura A. Brussolo, and Adoption of Ordinance#**

On April 14, 2021 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located on the northwest corner of Bogamilla and Pena Street. There was no public opposition during the P&Z meeting. 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.

Laura A. Brussolo spoke in favor of the request.

After much deliberation, Councilwoman Garza moved to table the Rezoning: Lots 31 & 32, Block 1, Town of Madero, AO-I to R-2. Motion was seconded by Councilman Alberto Vela and approved unanimously 5-0.

**11. Conditional Use Permit: Guest House on Property Zoned Large Lot Single Family Residential, 3116 N. Stewart Road, Lot 1, Constantino Subdivision, R-1A, Evangelina Garcia, and Adoption of Ordinance # 5013**

On April 14, 2021 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 Stewart Road and Mile 2 Road. There was no public opposition during the P&Z meeting. The Board unanimously recommended approval.

Staff recommended approval subject to: 1) no separate utility and electrical connection; 2) transferability to other future owners imposing the same conditions imposed to this applicant; and 3) not to be used for rental purposes.

City Manager recommended approval.

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

There were no comments.

Councilwoman Garza moved to approve the CUP and Ordinance #5013 Conditional Use Permit: Guest House on Property Zoned Large Lot Single Family Residential, 3116 N. Stewart Road, Lot 1, Constantino Subdivision, R-1A, as per staff's recommendations. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**ORDINANCE NO. 5013**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A CONDITIONAL USE PERMIT FOR A GUEST HOUSE ON PROPERTY  
ZONED LARGE LOT SINGLE FAMILY RESIDENTIAL, 3116 N. STEWART ROAD,  
LOT 1, CONSTANTINO SUBDIVISION

**12. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Denny's #2375, 116 South Shary Road, Lot 1, Denny's at Sharyland, C-3, Denny's Inc., and Adoption of Ordinance # 5014 and Wet Zone Ordinance # 5015**

On April 14, 2021 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located on the SW corner of Shary & E. 1<sup>st</sup> Street along the south side of E. 1<sup>st</sup> Street. There was no public opposition during the P&Z meeting. The Board unanimously recommended approval.

Staff recommended approval subject to: 1) 2-year re-evaluation to assess this new operation, at which time the applicant would have to renew their TABC license and CUP; 2) Compliance with the Building, Fire, and Sign Codes.

City Manager recommended approval.

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

There were no comments.

Councilman Plata moved to approve the CUP and Ordinance # 5014 Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Denny's # 2375, 116 South Shary Road, Lot 1, Denny's at Sharyland, C-3, as per staff's recommendations. Motion was seconded by Mayor Pro Tem Ortega and approved unanimously 5-0.

**ORDINANCE NO. 5014**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A CONDITIONAL USE PERMIT FOR THE SALE & ON-SITE CONSUMPTION OF  
ALCOHOLIC BEVERAGES – DENNY'S # 2375, 116 SOUTH SHARY ROAD, LOT 1,  
DENNY'S AT SHARYLAND

Councilman Plata moved to approve Ordinance # 5015 granting a wet designation for the: Sale & On-Site Consumption of Alcoholic Beverages – Denny's # 2375, 116 South Shary Road, Lot 1, Denny's at Sharyland, C-3. Motion was seconded by Mayor Pro Tem Ortega and approved unanimously 5-0.

**ORDINANCE NO. 5015**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
AMENDING ORDINANCE NO.780 DESIGNATING PLACES WHERE BEER AND OTHER  
ALCOHOLIC BEVERAGES MAY BE SOLD WITHIN THE CORPORATE LIMITS OF THE  
CITY OF MISSION TO INCLUDE THE PREMISES LOCATED AT 116 SOUTH SHARY RD,  
LOT 1, DENNY'S AT SHARYLAND, DENNY'S # 2375

**13. Conditional Use Permit: Nursery on an Agricultural Zoned Property, 305 W. Mile 2 Road, Being a 1.68-acre tract of land, more or less, out of Lot 28-5, West Addition to Sharyland, AO-I, Azucena Bastida, and Adoption of Ordinance # 5016**

On April 14, 2021 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located on the SW corner of Mile 2 Road and Compton Road. There was no public opposition during the P&Z meeting. The Board unanimously recommended approval.

Staff recommended approval subject to: 1) if required, File/Record 1-lot subdivision plat or file for a SLV; 2) comply with parking requirements; and 3) Acquisition of a Business License.

City Manager recommended approval.

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

There were no comments.

Councilman Plata moved to approve the CUP and Ordinance # 5016 Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Denny's # 2375, 116 South Shary Road,

Lot 1, Denny's at Sharyland, C-3, as per staff's recommendations. Motion was seconded by Mayor Pro Tem Ortega and approved unanimously 5-0.

### **ORDINANCE NO. 5016**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR NURSERY ON AN AGRICULTURAL ZONED PROPERTY, 305 W. MILE 2 ROAD, BEING A 1.68 ACRE TRACT OF LAND, MORE OR LESS, OUT OF LOT 28-5, WEST ADDITION TO SHARYLAND

- 14. Conditional Use Permit: Texas Citrus Fiesta Vaquero Cook-Off & Fun Fair on May 15, 2021, 200 W. Griffin Parkway, Being approximately 18.16 acres out of Lot 25-6, West Addition to Sharyland Subdivision, & Lot 1, North Star Plaza Phase I, AO-I & C-3, Texas Citrus Fiesta, and Adoption of Ordinance # 5017**

On April 14, 2021 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located near the NW corner of Conway and Griffin Parkway (F.M. 495). There was no public opposition during the P&Z meeting. The Board unanimously recommended approval.

Staff recommended approval subject to: 1) Installation of a perimeter fence/debris stop; 2) Installation of "No Parking" signs along Conway and Griffin Parkway; and 3) Meet Noise, Amusement & entertainment, Insurance, and any other related codes.

City Manager recommended approval.

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

There were no comments.

Councilman Vela moved to approve the cup and Ordinance #5017 Conditional Use Permit: Texas Citrus Fiesta Vaquero Cook-Off & Fun Fair on May 15, 2021, 200 W. Griffin Parkway, Being approximately 18.16 acres out of Lot 25-6, West Addition to Sharyland Subdivision, & Lot 1, North Star Plaza Phase I, AO-I & C-3, as per staff's recommendations. Motion was seconded by Councilwoman Garza and approved unanimously 5-0.

### **ORDINANCE NO. 5017**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR TEXAS CITRUS FIESTA VAQUERO COOK-OFF & FUN FAIR ON MAY 15, 2021, 200 W. GRIFFIN PARKWAY, BEING APPROXIMATELY 18.16 ACRES OUT OF LOT 25-6, WEST ADDITION TO SHARYLAND SUBDIVISION & LOT 1, NORTH STAR PLAZA PHASE I

- 15. Conditional Use Permit Renewal: Home Occupation – 2 Chair Beauty Salon, 804 W. 24th Place, Lot 74, Chaparral Heights Subdivision, R-1, Hermelinda G. Salazar, and Adoption of Ordinance # 5018**



On April 14, 2021 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit renewal request. The subject site was located 150' west of Holland Road along the north side of 24<sup>th</sup> Place. There was no public opposition during the P&Z meeting. The Board unanimously recommended approval.

Staff recommended approval subject to a 3-year re-evaluation.

City Manager recommended approval.

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

There were no comments.

Councilwoman Garza moved to approve the cup and Ordinance #5018 Conditional Use Permit: Renewal: Home Occupation - 2 Chair Beauty Salon, 804 W. 24th Place, Lot 74, Chaparral Heights Subdivision, R-1, as per staff's recommendations. Motion was seconded by Councilman Plata and approved unanimously 5-0.

### **ORDINANCE NO. 5018**

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

### **16. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Taco Palenque, 2420 E. Expressway 83, Lot 5-C, Sharyland Place Subdivision, C-3, Eduardo Castaneda, and Adoption of Ordinance # 5019**

On April 14, 2021 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit renewal request. The subject site is located ¼ mile east of Shary Road along the south side of Expressway 83, north of Kohl's. There was no public opposition during the P&Z meeting. The Board unanimously recommended approval.

Staff recommended approval for 2 years at which time their TABC license & CUP will need to be renewed.

City Manager recommended approval.

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

There were no comments.

Councilwoman Garza moved to approve the cup and Ordinance #5019 Conditional Use Permit: Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Taco Palenque, 2420 E. Expressway 83, Lot 5-C, Sharyland Place Subdivision, C-3, as per staff's recommendations. Motion was seconded by Mayor Pro Tem Ortega and approved unanimously 5-0.



**ORDINANCE NO. 5019**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR THE SALE & ON-SITE  
CONSUMPTION OF ALCOHOLIC BEVERAGES – TACO PALENQUE, 2420 E.  
EXPRESSWAY 83, LOT 5-C, SHARYLAND PLACE SUBDIVISION

**17. Discussion and Action to Designate Honorary Street Name**

On April 14, 2021 the Planning and Zoning Commission held a Public Hearing for the Discussion and Possible Action to Designate Honorary Street Name. Staff received a written request to have the name of their family member, Oton “Tony” Guerrero, Jr. as an honorary name on Mayberry Road from Expressway 83 northward to Griffin Parkway (FM 495), a distance of 10,243’. Mr. Guerrero was very active in this community. After he retired, he continued to serve in his church, engage in civic active, worked with special needs children, and offered golf lessons. His sports contributions had been recognized by the All-American Intercollegiate Golf Hall of Fame, the Rio Grande Valley Sports Hall of Fame, University of Texas-Sport Hall of Fame, and the University of Houston Sports Hall of Fame.

This particular stretch of Mayberry Road was the neighborhood in which Mr. Guerrero was first Principal of Castro Elementary and where he lived. His family respectfully requested that an honorary street name be approved on these 2 miles stretch of Mayberry Road where it intersected with 22 streets (inclusive of 1<sup>st</sup> Street, Business 83, Kika De La Garza Loop & Griffin Parkway).

An honorary street name would have no change of address for anyone. 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 Garza moved to approve to Designate Honorary Street Name. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**18. Public Hearing for Proposed Substantial Amendment for Annual Action Plan FY 2019-20 to include CARES Act Coronavirus (CDBG-CV3) funding allocation in the amount of \$514,625**

The U.S. Department of Housing and Urban Development (HUD) made a special allocation to the City of Mission in the amount of \$514,625 through Round 3 of the CARES Act – Community Development Block Grant Program - Coronavirus (CDBG-CV3) to prevent, prepare for, and respond to the Coronavirus pandemic COVID-19. On March 9, 2021 the Citizens Advisory Committee held a public hearing to solicit input on the needs of the city and heard presentations from several non-profit organizations and City Departments. On April 13, 2021 the Citizens Advisory Committee recommended approval of the Substantial Amendment of the Annual Action Plan FY2019-20 to include the CDBG-CV3 allocation for the following range of eligible activities:

food banks, rent and mortgage assistance, meals on wheels and purchase of equipment. The proposed substantial amendment would allow for the AAP to be revised to include funding for the following activities to prevent, prepare for, and respond to the Coronavirus pandemic: Food Bank of the RGV \$50,000; Affordable Homes of South Texas, Inc - Rental/Mortgage Assistance Program \$200,000; Mission Food Pantry \$20,000; and Fire Department/Emergency Management \$244,625. A five-day comment period commenced on April 16, 2021 and would expire on April 26, 2021; No comments were received.

The purpose of this public hearing is to solicit public comments on the recommended funding allocations of CARES Act CDBG-CV3 to prevent, prepare for, and respond to the Coronavirus pandemic.

No action was taken on this item since it was only a Public Hearing.

### **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*

#### **19. Approval of Minutes**

**Regular Meeting– April 12, 2021**

#### **20. Acknowledge Receipt of Minutes**

**Mission Ambulance Board – September 8, 2020**

**Mission Civil Service Commission – January 15, 2021**

**Drainage Committee – January 20, 2021**

**Parks & Recreation Board – February 9, 2021**

**Citizens Advisory Committee – March 23, 2021 and March 30, 2021**

**Mission Historical Museum Board – March 15, 2021**

**Animal Rescue & Adoption Advisory Board – February 9, 2021**

#### **21. Authorization to solicit proposals for primary and secondary 911 providers**

Authorization to solicit for proposals for Primary and Secondary 911 EMS providers. On April 14, 2021 the City of Mission Ambulance Board met to review the Cities EMS 911 contracted provider and the secondary provider. The initial 911 primary contract term was for two years with a one-year renewal option which expires November 13, 2021 and the secondary 911 provider expires December 30, 2021. Ambulance Board voted unanimously.

#### **22. Authorization to surplus machinery and equipment**

The City of Mission 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. Finance Department was requesting authorization to surplus the list of machinery and equipment.

**23. Approval of donation of podium from Parks & Recreation Department to Hidalgo County Precinct 3**

Parks and Recreation Department was seeking approval for the donation of 1 home-made wood podium to Hidalgo County Precinct 3 from surplus. Approximate cost of item was \$150.00.

**24. Authorization to submit a grant application to Firehouse Subs Public Safety Foundation**

The Mission Fire Department's Fire Prevention Division was seeking authorization for the submission of a grant application to Firehouse Subs Public Safety Foundation. The grant would support its community safety training initiatives by allowing the Fire Prevention Division to expand its program with the purchase of a digital fire extinguisher training system and R.A.C.E (Rescue, Alert, Confine, Extinguish) Station. The total grant request was in the amount of \$20,806.50 and does not have a match requirement.

**25. Approval of Resolution # 1728 of the City of Mission, Texas finding that AEP Texas Inc.'s application to amend its distribution cost recovery factors to increase distribution rates within the city should be denied; authorizing participation with the cities served by AEP Texas; authorizing hiring of legal counsel**

On April 6, 2021, AEP Texas Inc. filed an Application to Amend its Distribution Cost Recover Factors to Increase Distribution Rates with each of the cities in their service area. In the filing, the Company asserts that it was seeking an increase in distribution revenues of approximately \$54.56 million (an approximately \$2.60 increase to the average residential customer's bill from the rates just approved in the Company's rate case).

The resolution authorized the City to join with the Cities Served by AEP to evaluate the filing, determine whether the filing complies with law, and if lawful, to determine what further strategy, including settlement, to pursue and authorizes the hiring of Lloyd Gosselink and consultants to review the filing, negotiate with the Company, and make recommendations to the City regarding reasonable rates.

**RESOLUTION NO. 1728**

A RESOLUTION OF THE CITY OF MISSION, TEXAS FINDING THAT AEP TEXAS INC.'S APPLICATION TO AMEND ITS DISTRIBUTION COST RECOVERY FACTORS TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; AUTHORIZING PARTICIPATION WITH THE CITIES SERVED BY AEP TEXAS; AUTHORIZING HIRING OF LEGAL COUNSEL; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL

**26. Authorization to apply to the 2021 Homeland Security Grant Program thru The Department of Homeland Security**

The Mission Fire Department was seeking authorization to apply for the 2021 Homeland Security Grant program thru The Department of Homeland Security. The department would apply for equipment for the department. There was no cost share match of funds required.

**27. Approval of Resolution # 1729 A Resolution of City Council of Mission, Approving the Resolution of Mission Economic Development Corporation Authorizing the Issuance of Bonds on Behalf of Panda High Plains Hemp Gin, LLC and Matters Related Thereto**

Lee McCormick, President of Community Development Associates, had facilitated the issuance of revenue bonds by the Mission Economic Development Corporation for the purpose of financing and refinancing projects for Panda High Plains Hemp Gin, LLC, and Affiliates, under the assistance of MEDC's Private Activity Bond program.

Mr. McCormick was be available to answer any questions City Council members would have.

**RESOLUTION NO. 1729**

SUPPLEMENTAL RESOLUTION APPROVING THE RESOLUTION OF  
MISSION ECONOMIC DEVELOPMENT CORPORATION AUTHORIZING  
THE ISSUANCE OF BONDS ON BEHALF OF PANDA HIGH PLAINS HEMP  
GIN, LLC; AND MATTERS RELATED THERETO

Councilwoman Garza moved to approve the consent agenda items 19 thru 27. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**APPROVALS AND AUTHORIZATIONS**

**28. Preliminary Plat Approval: La Homa Crossing Subdivision Phase II, A 32.94 acre tract of land being portions out of Lots 75, 76, 77, 78, and 79, Block 2, La Homa Ranch Citrus Groves Unit No. 1 Subdivision, Rural ETJ, Developer: Red Rock Real Estates Development Group, LTD, Engineer: Quintanilla, Headley & Associates, Inc.**

On April 14, 2021 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for La Homa Subdivision Phase II Subdivision. The subject site was located at the SE corner of La Homa Road and West Mile 7 Road (Mission Rural ETJ). There was no public opposition during the P&Z meeting. The Board unanimously recommended approval.

Staff recommended approval subject to: 1) Meeting the Model Subdivision Rules; 2) Complying with the street alignment policy; and 3) Meeting any comments from the County Planning Department.

City Manager recommended approval.

Councilwoman Garza moved to approve Preliminary Plat Approval: La Homa Crossing Subdivision Phase II, A 32.94 acre tract of land being portions out of Lots 75, 76, 77, 78, and 79, Block 2, La Homa Ranch Citrus Groves Unit No. 1 Subdivision, Rural ETJ, Developer: Red Rock Real Estates Development Group, LTD, Engineer: Quintanilla, Headley & Associates, Inc., as per staff's recommendations. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**29. Preliminary Plat Approval: El Milagro Subdivision Phase I, Being 176.574 acres being part or all of Lots 9-7, 9-8, 9-9, 9-10, 10-7, 10-8, 10-9, 10-10, 11-7, 11-8, 11-9, West Addition to Sharyland, PUD, Developer: Charco Land Sales, LLC, Engineer: Melden & Hunt, Inc.**

On April 14, 2021 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for El Milagro Subdivision Phase I. The subject site was located between S. Conway Blvd and Anzalduas Highway north of Los Indios Road. There was no public opposition during the P&Z meeting. The Board unanimously recommended approval.

Staff recommended approval subject to: 1) Payment of Capital Sewer Recovery Fee's; 2) Provide Water District Exclusion; and 3) Comply with all other format findings.

City Manager recommended approval.

Councilwoman Garza moved to approve Preliminary Plat Approval: El Milagro Subdivision Phase I, Being 176.574 acres being part or all of Lots 9-7, 9-8, 9-9, 9-10, 10-7, 10-8, 10-9, 10-10, 11-7, 11-8, 11-9, West Addition to Sharyland, PUD, Developer: Charco Land Sales, LLC, Engineer: Melden & Hunt, Inc., as per staff's recommendations. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**30. Authorization to enter in a Memorandum of Understanding between U.S. Immigration and Customs Homeland Security Investigations and the City of Mission Police Department regarding the designation of Mission Police Department Task Force Officers as Customs Officers**

The purpose of this MOU was to set forth an agreement and the relationship between U.S. Immigration and Customs Enforcement Homeland Security Investigations and the Mission Police Department. Under the MOU Homeland Security Investigations agreed to designate the H.S.I. Task Force Officers as Customs Officers and provide the appropriate training for cross designation. This agreement would dictate the personnel formalize relationships between participating agencies for policy guidance, planning, training and maximize inter-agency cooperation.

Staff and City Manager recommended approval.

Councilwoman Garza moved to enter in a Memorandum of Understanding between U.S. Immigration and Customs Homeland Security Investigations and the City of Mission Police Department regarding the designation of Mission Police Department Task Force Officers as Customs Officers. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**31. Approval of Resolution No. 1727 authorizing the dedication of the 3800 to the 4500 Block of South Glasscock Road as Ofc. Jorge Cabrera Road in remembrance of Mission Police Officer Jorge Cabrera**

The Mission Traffic Safety Committee met on Tuesday, April 20, 2021 and approved the dedication of the 3800 block to the 4500 Block of South Glasscock Road as Ofc. Jorge Cabrera Road. Officer Jorge Cabrera died in the line of duty on August 24, 2020.

Staff and City Manager recommended approval.

Councilwoman Garza moved to approve Resolution No. 1727 authorizing the dedication of the 3800 to the 4500 Block of South Glasscock Road as Ofc. Jorge Cabrera Road in remembrance of Mission Police Officer Jorge Cabrera. Motion was seconded by Mayor Pro Tem Ortega and approved unanimously 5-0.

**RESOLUTION NO. 1727**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS DEDICATING  
A PORTION OF SOUTH GLASSCOCK ROAD IN REMEMBRANCE OF MISSION POLICE  
OFFICER JORGE CABRERA

**32. Approval for the implementation of speed humps on the 1500 and 1600 block of Monte Cruz Street in accordance with City of Mission Code of Ordinances, Division 5, Speed humps, Section 110.351 to Section 110.354**

The Mission Police Department received several concerns from homeowners of the 1500 and 1600 block of Monte Cruz Street. Representative of the area filed an application with the City of Mission for the aforementioned speed humps. On April 20, 2021, the Traffic Safety Committee met and reviewed the request. It was the recommendation of the Traffic Safety Committee to implement the installation of speed humps.

Staff and City Manager recommended approval.

Councilwoman Garza moved to approve the implementation of speed humps on the 1500 and 1600 block of Monte Cruz Street. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**33. Authorization to Award ROW Mowing Contract**

City Council authorized staff to solicit bids for mowing, litter / debris removal and maintenance services on City Easements and Rights of Way. The City of Mission had accepted and opened three (3) bid responses for this service contract. Staff recommended award of bid for ROW Mowing Contract to South Texas Landscapes Irrigation and Pest Control LLC. who was the lowest responsive and responsible bidder meeting scope of service. Services to be included were supervision & labor, materials, supplies, tools and equipment necessary for mowing, edging, palm, tree and shrub trimming, weed removal, removal of litter, debris, municipal solid waste, tires and rubbish and landscape bed maintenance where needed.

Staff and City Manager recommended approval.



Councilman Plata moved to authorize to Award ROW Mowing Contract to South Texas Landscapes Irrigation and Pest Control LLC. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**34. Authorization to purchase Shade Canopies for Market Square from Play Outdoor Equipment LLC via Buy Board Contract 592-19**

Due to wind damage caused by Hurricane Hanna of July, 2020, Parks and Recreation Department was seeking replacement of all of shade canopies at Market Square by Play Outdoor Indoor Equipment LLC. via State Approved Buy Board Contract # 592-19.

Staff and City Manager recommended approval.

Councilwoman Garza moved to approve to purchase Shade Canopies for Market Square from Play Outdoor Equipment LLC via Buy Board Contract 592-19. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**35. Purchase and installation of Solar Lighting at Birdwell Park via State Approved Buy Board Contract # 592-19**

No action was taken on this item.

**36. Authorization to accept the Petco Foundation: Animal Welfare Organization's Performing Sheltering and Adoptions Grant**

On April 07, 2021, the City of Mission Health Department received an award notification for the Petco Foundation: Animal Welfare Organization's Performing Sheltering and Adoptions Grant. The grant would assist the Health Department's Animal Control Services by delivering animal lifesaving community programs for vaccinations, neuter and spay, and other costly animal care. The Health Department was seeking authorization to accept the grant for the amount of \$50,000.00.

Staff and City Manager recommended approval.

Councilman Plata moved to accept the Petco Foundation: Animal Welfare Organization's Performing Sheltering and Adoptions Grant. Motion was seconded by Councilwoman Garza and approved unanimously 5-0.

**37. Approval of Proposed Substantial Amendment for Annual Action Plan FY 2019-20 to include CARES Act Coronavirus (CDBG-CV3) funding allocation in the amount of \$514,625**

The U.S. Department of Housing and Urban Development (HUD) made a special allocation to the City of Mission in the amount of \$514,625 through Round 3 of the CARES Act – Community Development Block Grant Program - Coronavirus (CDBG-CV3) to prevent, prepare for, and respond to the Coronavirus pandemic COVID-19. On March 9, 2021 the Citizens Advisory Committee held a public hearing to solicit input on the needs of the city and presentations from several non-profit organizations and City Departments. On April 13, 2021 the Citizens Advisory



Committee recommended approval of the Substantial Amendment of the Annual Action Plan FY2019-20 to include the CDBG-CV3 allocation for the following range of eligible activities: food banks, rent and mortgage assistance, meals on wheels and purchase of equipment. The proposed substantial amendment would allow for the AAP to be revised to include funding for the following activities to prevent, prepare for, and respond to the Coronavirus pandemic: Food Bank of the RGV \$50,000; Affordable Homes of South Texas, Inc - Rental/Mortgage Assistance Program \$200,000; Mission Food Pantry \$20,000; and Fire Department/Emergency Management \$244,625. A five-day comment period commenced on April 16, 2021 and expired on April 26, 2021; No comments were received.

Staff and City Manager recommended approval.

Mayor Pro Tem Ortega moved to approve Proposed Substantial Amendment for Annual Action Plan FY 2019-20 to include CARES Act Coronavirus (CDBG-CV3) funding allocation in the amount of \$514,625. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**38. Authorization to lease Case 836C 4wd Motor Grader from Nueces Power Equipment via Buy Board contract # 597-19 and finance via Sourcewell Contract # 011620-NCL**

Authorization to lease Case 836C 4wd Motor Grader from Nueces Power Equipment via buy board # 597-19 for Public Works Department for total amount of \$211,364.02 with monthly lease payment \$3,875.22. Financing would be via Sourcewell Contract # 011620-NCL.

Staff and City Manager recommended approval.

Councilwoman Garza moved to approve to lease Case 836C 4wd Motor Grader from Nueces Power Equipment via Buy Board contract # 597-19 and finance via Sourcewell Contract # 011620-NCL. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**39. Authorization to award bid for tire installation, repair and service calls for all city vehicles and special equipment**

Authorization to award bid for tire installation, repair and service calls for all city vehicles and special equipment to Scotts Tires the lowest responsible bidder in the amount of \$35,529.50. This contract was for two years with two one-year renewals.

Staff and City Manager recommended approval.

Councilwoman Garza moved to approve to award bid for tire installation, repair and service calls for all city vehicles and special equipment to Scotts Tires. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**40. Granting a Variance of Ordinance No. 2198 allowing Sharyland ISD fireworks display for graduation ceremonies under the supervision of Mission Fire Department and Mission Fire Prevention**

A request had been received by Sharyland ISD to provide a 60 second Firework Show at the upcoming graduation ceremonies for the class of 2021.

The graduation ceremonies would all be held at Thompson Football Stadium starting at 8:00 p.m.

May 26, 2021: Sharyland High School scheduled to be completed at approximately 9:45 p.m. which means that the firework show would start right after. An estimated time range would be 9:45 p.m. to 10:00 p.m.

May 27, 2021: Sharyland Advanced Academic Academy (SA3) scheduled to be completed at approximately 9:15 p.m. which means that the firework show would start right after. An estimated time range would be 9:30 p.m. to 9:45 p.m.

May 28, 2021: Sharyland Pioneer High School scheduled to be completed at approximately 9:45 p.m. which means that the firework show would start right after. An estimated time range would be 9:45 p.m. to 10:00 p.m.

Staff and City Manager recommended approval.

A Hold Harmless agreement was requested by the Council.

Mayor Pro Tem Ortega moved to approve Granting a Variance of Ordinance No. 2198 allowing Sharyland ISD fireworks display for graduation ceremonies under the supervision of Mission Fire Department and Mission Fire Prevention with a hold harmless agreement in place. Motion was seconded by Councilman Plata and approved unanimously 5-0.

#### **41. Discussion and possible action to implement work authorization and engage qualified firm(s) for infrastructure studies**

City Council authorized staff to solicit Request for Proposals (RFP's) for Infrastructure Studies. Staff received two (2) proposals from TEDSI Infrastructure Group, Inc. and Building Transportation Infrastructure, Inc. dba BTI, Inc. Proposals received were referred to an evaluation committee appointed to review and evaluate. Both Firms were deemed acceptable and qualified to perform the services based on the set criteria outlined in the solicitation.

Staff was seeking council direction.

Mayor Pro Tem Ortega asked if this study could be done inhouse if additional staff was hired. JP Terrazas, City Engineer stated that the study could be done in house with additional staff.

Mayor Pro Tem Ortega moved to deny to implement work authorization and engage qualified firm(s) for infrastructure studies. Motion was seconded by Councilman Vela and approved 4-1 with Mayor O'caña voting against the denial.

**42. Approval of Budget Amendments: General Fund & Cemetery Trust Fund**

Angie Vela, Finance Director presented budget amendments BA-21-29 thru BA-21-31 for approval.

Staff and City Manager recommended approval.

Councilman Plata moved to approved budget amendments BA-21-29 thru BA-21-31 as presented. Motion was seconded by Councilwoman Garza and approved unanimously 5-0.

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

Recommendation was to open offices at Veteran’s Cemetery and all city facilities. All CDC guidelines such as temperature checks and wearing of face coverings.

Councilman Plata moved to approve recommendations as presented. Motion was seconded by Mayor Pro Tem Ortega and approved unanimously 5-0.

**UNFINISHED BUSINESS**

None

**ROUTINE MATTERS**

City Manager Comments – Advised the public of ongoing vaccination clinics being held at the Mission Event Center. Will be attending the Texas Peace Memorial Event in Austin, Texas to honor Cpl. Jose Luis “Speedy” Espericueta. Tire recycling program would be held on May 8, 2021.

Mayor's Comments – None

City Council Comments – None

At 6:37 p.m., Councilwoman Garza moved to convene in executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**EXECUTIVE SESSION** pursuant to V.T.C.A. Gov. Code Sec. 551.001

44. Consultation with Attorney, Sec. 551.001

A. Vehicle Damage Claim, 2201 N. Mayberry

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

At 6:49 p.m., Councilman Plata moved to reconvene in open session. Motion was seconded by Councilwoman Garza and approved unanimously 5-0.

On item 44 A- Councilman Plata moved to deny claim and instruct City Attorney to conduct research on items discussed in Executive Session. Motion was seconded by Councilwoman Garza and approved 4-1 with Mayor O’caña voting against.

## ADJOURNMENT

At 6:50 p.m., Councilman Plata moved for adjournment. Motion was seconded by Mayor Pro Tem Ortega and approved unanimously 5-0.

\_\_\_\_\_  
Dr. Armando O'caña, Mayor

ATTEST:

\_\_\_\_\_  
Anna Carrillo, City Secretary