

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
MARCH 12, 2018 4:30 P.M.
MISSION CITY HALL**

PRESENT:

Norberto Salinas, Mayor
Jessica Ortega-Ochoa, Councilwoman
Ruben D. Plata, Councilman
Norie Gonzalez Garza, Mayor Pro Tem
Dr. Armando O'caña, Councilman
Abiel Flores, City Attorney
Jaime Tijerina, Deputy City Attorney
Anna Carrillo, City Secretary
Martin Garza, Jr., City Manager

ALSO PRESENT:

Kathy Olivarez, Progress Times
Beth Barnes
Maria E. Salinas
Tomas Tijerina
Javier Flores
Mario Perez
Mia Sanchez
Cesar Avila
Esteban Hernandez

ABSENT:

STAFF PRESENT:

Nelia Hernandez, Asst. City Secretary
Aida Lerma, Deputy City Manager
Randy Perez, Deputy City Manager
Elizabeth Hernandez, Executive Secretary
Angie Vela, Finance Director
Jaime Acevedo, Planning Director
Alex Hernandez, Subdivision Coordinator
Noemi Munguia, HR Director
Robert Hinojosa, Risk Manager
Eduardo Belmarez, Purchasing Director
Roland Rodriguez, I. T. Director
Humberto Garcia, 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
Robert Dominguez, Chief of Police
Joel Larralde , Asst. Chief of Police
Jonathan Wehrmeister, Judge
Joanne Longoria, CDBG Director
Juan Arevalo, Boys & Girls Club Director
Brad Bentsen, Parks & Recreation Director
Mayra Rocha, Library Director
Cynthia Lopez, Museum Director
Cesar Gutierrez, Sanitation Director
Alex Meade, MEDC Chief Exec. Officer
JC Avila, Fleet Maintenance Director
Noel Barrera, Health Dept. Director
Adela Ortega, Food Pantry Manager
Joel Chapa, Jr., Police Officer

1. Call to order

With a quorum being present, Mayor Norberto Salinas called the meeting to order at 4:40 p.m.

2. Invocation and Pledge Allegiance

City Manager Martin Garza, Jr. gave the invocation and Mayor Salinas led the meeting with the pledge of allegiance.

3. Proclamation – Girl Scouts of the USA Week

City Secretary Anna Carrillo presented the Proclamation – Girl Scouts of the USA Week.

Girls Scouts from different troops received the proclamation and thanked the Council for all of their support.

Councilman Ruben Plata moved to approve the Proclamation – Girl Scouts of the USA Week. Motion was seconded by Councilwoman Jessica Ortega-Ochoa and approved unanimously 5-0.

4. Presentation of Public Service Recognition

City Manager Garza presented Assistant Chief of Police Jose Antonio Garcia who served 36 years with the Mission Police Department and Deputy Fire Chief Ricardo Balderas who served 35 years with the Mission Fire Department with a flag that was flown over the State Capital.

5. Proclamation – Asst. Chief of Police Jose Antonio Garcia

Chief of Police Robert Dominguez presented the Proclamation – Asst. Chief of Police Jose Antonio Garcia.

Asst. Chief of Police Garcia received the proclamation and thanked his family and the Council for all of their support.

Mayor Pro Tem Norie Gonzalez Garza moved to approve the Proclamation – Asst. Chief of Police Jose Antonio Garcia. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

6. Proclamation – Deputy Fire Chief Ricardo Balderas

Fire Chief Gilbert Sanchez presented the Proclamation – Deputy Fire Chief Ricardo Balderas.

Deputy Fire Chief Balderas received the proclamation and thanked his family and the Council for all of their support.

Mayor Pro Tem Garza moved to approve the Proclamation – Deputy Fire Chief Ricardo Balderas. Motion was seconded by Councilman Dr. Armando O’cana and approved unanimously 5-0.

7. Report from the Greater Mission Chamber of Commerce

Robert Rosell, CEO from the Greater Mission Chamber of Commerce reported on the chamber events and ribbon cuttings that had recently taken place. Tom Landry Golf Classic would be held on March 23, 2018 at Cimarron Country Club, portion of the proceeds to benefit Mission CISD Back to School Bash School Supplies.

8. Departmental Reports

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

9. Citizens Participation

Tomas Tijerina of 3920 Shary Road spiked about the media and specifically the Progress Times for their obligation to report the truth and investigate any allegations brought fourth and to not cover it up like they did in a previous story. Mr. Tijerina spoke about residency and having to live in the City where a candidate was running for office and the concern of a candidate running for public office not having any water consumption for 7 months.

Ester Salinas of 709 Oblate spoke about owning three properties in the City of Mission. She pointed out that some months there was no water consumption in the properties which did not mean that she did not live there. She also spoke about Mission being a Super Fund area and that everyone needed to work together.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. **Rezoning: A 0.72 acre more or less, out of Lots 15-7 & 15-8, West Addition to Sharyland Subdivision (aka being Tract 30, Melba Carter U/R Subdivision & Lot 30, Earnhard U/R Subdivision), R-1 (Single Family Residential) to C-3 (General Business), Everardo Villarreal, Adoption of Ordinance # 4611 approving 1.1A**

On February 28, 2018 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located at the SE Corner of Conway Boulevard and Melba Carter. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff and City Manager recommended approval.

Mayor Salinas asked if there were any comments for or against the request.

There were no comments.

Mayor Pro Tem Garza moved to approve the rezoning and to adopt Ordinance No. 4611 Rezoning: A 0.72 acre more or less, out of Lots 15-7 & 15-8, West Addition to Sharyland Subdivision (aka being Tract 30, Melba Carter U/R Subdivision & Lot 30, Earnhard U/R Subdivision), R-1 (Single Family Residential) to C-3 (General Business). Motion was seconded by Councilman O'cana and approved unanimously 5-0.

ORDINANCE NO. 4611

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING OF 0.72 ACRE MORE OR LESS, OUT OF LOTS 15-7 AND 15-8, WEST ADDITION TO SHARYLAND SUBDIVISION (AKA BEING TRACT 30, MELBA CARTER U/R SUBDIVISION & LOT 30, EARNHARD U/R SUBDIVISION), FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-3 (GENERAL BUSINESS)

B. Rezoning: Lots 1 & 2, Block 61, Mission Original Townsite Subdivision, R-1 (Single Family Residential) to C-2 (Neighborhood Commercial), Javier Flores, Adoption of Ordinance # 4612 approving 1.1B

On February 28, 2018 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located on the SE corner of 4th and Miller Avenue. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff and City Manager recommended approval.

Mayor Salinas asked if there were any comments for or against the request.

There were no comments.

Mayor Pro Tem Garza moved to approve the rezoning and to adopt Ordinance No. 4612 Rezoning: Lots 1 & 2, Block 61, Mission Original Townsite Subdivision, R-1 (Single Family Residential) to C-2 (Neighborhood Commercial). Motion was seconded by Councilman O'cana and approved unanimously 5-0.

ORDINANCE NO. 4612

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING LOTS 1 & 2, BLOCK 61, MISSION ORIGINAL TOWNSITE
SUBDIVISION, FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-2 (NEIGHBORHOOD
COMMERCIAL)

C. Conditional Use Permit: Sale of Gasoline – Stripes Store 40605H, 2900 W. Mile 3 Road, Lot 1, Tex-Mart No. 43 Subdivision, AO-I (C-3 proposed), 7-11, Inc., (Stripes Store 40605H), Adoption of Ordinance # 4613 approving 1.1C

On January 24, 2018 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located at the North West corner of Mile 3 Road (F.M. 1924) and La Homa Road. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff Recommendation: Approval for life of use and transferrable to others.

City Manager recommended approval.

Mayor Salinas asked if there were any comments for or against the request.

There were no comments.

Mayor Pro Tem Garza moved to approve the cup and to adopt Ordinance No. 4613 Conditional Use Permit: Sale of Gasoline – Stripes Store 40605H, 2900 W. Mile 3 Road, Lot 1, Tex-Mart No. 43 Subdivision, AO-I (C-3 proposed) for life of use and transferrable to others, as recommended by staff. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 4613

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR THE SALE OF GASOLINE – STRIPES STORE 40605H, 2900 W. MILE 3 ROAD, LOT 1, TEX-MART NO. 43 SUBDIVISION

- D. Conditional Use Permit: Sale of Gasoline – Stripes Store 40639H, 909 N. Bryan Road, Being the East 165’ of Lot F, Pecan Heights Subdivision, C-3, 7-11, Inc. (Stripes Store 40639H), Adoption of Ordinance # 4614 approving 1.1D**

On January 24, 2018 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located at the North West corner of Business Highway 83 and Bryan Road. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff Recommendation: Approval for life of use and transferrable to others.

City Manager recommended approval.

Mayor Salinas asked if there were any comments for or against the request.

There were no comments.

Mayor Pro Tem Garza moved to approve the cup and to adopt Ordinance No. 4614 Conditional Use Permit: Sale of Gasoline – Stripes Store 40639H, 909 N. Bryan Road, Being the East 165’ of Lot F, Pecan Heights Subdivision, C-3 for life of use and transferrable to others, as recommended by staff. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 4614

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR THE SALE OF GASOLINE – STRIPES STORE 40639H, 909 N. BRYAN ROAD, BEING THE EAST 165’ OF LOT F, PECAN HEIGHTS SUBDIVISION

- E. Conditional Use Permit: Sale of Gasoline – Stripes Store 40638H, 2400 E. Highway 83, Lot 1, Julian Gonzalez Subdivision, C-3, 7-11, Inc. (Stripes Store 40638H), Adoption of Ordinance # 4615 approving 1.1E**

On January 24, 2018 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located at the South East corner of Business Highway 83 and Shary Road. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff Recommendation: Approval for life of use and transferrable to others.

City Manager recommended approval.

Mayor Salinas asked if there were any comments for or against the request.

There were no comments.

Councilman Plata moved to approve the cup and to adopt Ordinance No. 4615 Conditional Use Permit: Sale of Gasoline – Stripes Store 40638H, 2400 E. Highway 83, Lot 1, Julian Gonzalez Subdivision, C-3 for life of use and transferrable to others, as recommended by staff. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

ORDINANCE NO. 4615

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR THE SALE OF GASOLINE – STRIPES STORE 40638H, 2400 E. HIGHWAY 83, LOT 1, JULIAN GONZALEZ SUBDIVISION

- F. Conditional Use Permit: Sale of Gasoline – Stripes Store 40635H, 1523 N. Conway Avenue, Lots 11 & 12, Block 243, Mission Original Townsite Subdivision, C-3, 7-11, Inc. (Stripes Store 40635H), Adoption of Ordinance # 4616 approving 1.1F**

On January 24, 2018 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located at the South East corner of Conway Avenue and Kika De La Garza Loop. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff Recommendation: Approval for life of use and transferrable to others.

City Manager recommended approval.

Mayor Salinas asked if there were any comments for or against the request.

There were no comments.

Councilman Plata moved to approve the cup and to adopt Ordinance No. 4616 Conditional Use Permit: Sale of Gasoline – Stripes Store 40635H, 1523 N. Conway Avenue, Lots 11 & 12, Block 243, Mission Original Townsite Subdivision, C-3 for life of use and transferrable to others, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4616

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR THE SALE OF GASOLINE – STRIPES STORE 40635H, 1523 N. CONWAY AVENUE, LOTS 11 & 12, BLOCK 243, MISSION ORIGINAL TOWNSITE SUBDIVISION

- G. Conditional Use Permit: Sale of Gasoline – Stripes Store 40628H, 2107 W. Expressway 83, Lot 1, Tamez Subdivision, C-3, 7-11, Inc. (Stripes Store 40628H) Adoption of Ordinance # 4617 approving 1.1G**

On January 24, 2018 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located at the North West corner of Business Highway 83 and Inspiration Road. There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff Recommendation: Approval for life of use and transferrable to others.

City Manager recommended approval.

Mayor Salinas asked if there were any comments for or against the request.

There were no comments.

Mayor Pro Tem Garza moved to approve the cup and to adopt Ordinance No. 4617 Conditional Use Permit: Sale of Gasoline – Stripes Store 40628H, 2107 W. Expressway 83, Lot 1, Tamez Subdivision, C-3 for life of use and transferrable to others, as recommended by staff. Motion was seconded by Councilman O’cana and approved unanimously 5-0.

ORDINANCE NO. 4617

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR THE SALE OF GASOLINE – STRIPES STORE 40628H, 2107 W. EXPRESSWAY 83, LOT 1, TAMEZ SUBDIVISION

**H. Conditional Use Permit: To Keep a Portable Building for Office Use – M’s Auto Sales, 1523 E. Expressway 83, Lot 6, Henry Saenz Subdivision, C-4, MM & MP Enterprises, LLC,
Adoption of Ordinance # 4618 approving 1.1H**

On February 28, 2018 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The ‘portable building’ was used as a sales office for the sale of automobiles. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Approval of this CUP subject to: 1) the acquisition of a Business License, 2) 5 paved parking spaces to be restriped for customer parking, employee parking, and include a handicap parking space, 3) Compliance with the sign ordinance, 4) 1 year re-evaluation, and 5) Compliance with Section 1.57-3 of the Landscaping and Buffering Code on outside storage. Regarding the latter, the rear storage area of the site must be completely screened from the public view.

City Manager recommended approval.

Mayor Salinas asked if there were any comments for or against the request.

There were no comments.

Mayor Pro Tem Garza moved to approve the cup and to adopt Ordinance No. 4618 Conditional Use Permit: To Keep a Portable Building for Office Use – M’s Auto Sales, 1523 E. Expressway 83, Lot 6, Henry Saenz Subdivision, C-4. Motion was seconded by Councilman Plata and approved unanimously 5-0.

ORDINANCE NO. 4618

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING
A CONDITIONAL USE PERMIT TO KEEP A PORTABLE BUILDING FOR OFFICE USE –
M’S AUTO SALES, 1523 E. EXPRESSWAY 83, BEING LOT 6, HENRY SAENZ
SUBDIVISION

2.0 Disposition of Minutes

2.1 City Council Meeting – February 26, 2018

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

3.0 Acknowledge Receipt of Minutes

3.1 Planning & Zoning Commission – January 24, 2018 and February 14, 2018

Mission Civil Service Commission – February 2, 2018

Mission Boys & Girls Club – January 11, 2018

Councilman Plata moved to acknowledge the receipt of minutes as presented. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

At 5:38 p.m., Mayor Salinas stepped out of the meeting.

4.0 Approvals and Authorizations

4.1 Approval of Interlocal Agreement between City of Mission and Sharyland Independent School District to conduct joint elections in accordance with Texas Education Code Section 11.0581

The interlocal agreement was in accordance with Texas Education Code Section 11.0581 which stated that the voters of the joint election shall be served by a common place.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Interlocal Agreement between City of Mission and Sharyland Independent School District to conduct joint elections in accordance with Texas Education Code Section 11.0581. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

4.2 Authorization to Award Bid for Housing Assistance Program – Phase 17-I

On February 12, 2018 City Council authorized staff to solicit bids for reconstruction of six homes. The City of Mission had accepted and opened three (3) bid responses for these six (6) homes. Staff recommended to award projects to:

A One Insulation - \$194,500.00

Reconstruction:

*312 Violet St – \$71,500 (2 bdrm 2 bath, 970 sqft)

203 E. Victory St. – \$61,500 (2 bdrm 2 bath, 970 sqft)

622 N. Nicholson Ave – \$61,500 (2 bdrm 2 bath, 970 sqft)

Minutes, 03/12/18 pg. 9

G&G Contractors - \$188,554.00

Reconstruction:

1112 W. 23rd St – \$61,333 (2 bdrm 2 bath, 970 sqft)

122 Oblate Ave. – \$61,333 (2 bdrm 2 bath, 970 sqft)

505 N. Mayberry Ave. - \$65,888 (3 bdrm 2 bath, 1100 sqft)

* Hardship Case – loss of home due to fire July 17, 2016

A One Insulation and G&G Contractors met all the Terms & Conditions and Specifications and came within budget. CAC met on March 6, 2018 and approved staff's recommendation for these homes.

The City had been utilizing 75% of the annual CDBG allocation for several years for housing projects. Since 1994, a total of 431 families to date had been provided some form of housing assistance. Out of the 431 families, 274 families received reconstruction assistance while 157 families received rehabilitation assistance (including CDBG-R, CDBG-DR and SSBG funds).

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to award bid for Housing Assistance Program – Phase 17-I to A One Insulation and G&G Contractors, as recommended by staff. Motion was seconded by Councilman O'cana and approved unanimously 4-0.

4.3 Authorization to purchase Rifle Resistant Bulletproof Vests via a state approved contract (Buy Board Contract 507-16)

The City of Mission Police Department was requesting authorization to purchase a total of ninety-three (93) Rifle Resistant Bulletproof vests from Galls LLC Company, a state contract vendor. These rifle vests would be issued to our Patrol, SWAT, Bridge and Traffic Officers as an additional protection worn over their uniform in time of critical shooting situations. The vests would be purchased through a Grant Program at a cost of \$39,381.00. Staff was seeking a favorable recommendation.

Staff and City Manager recommended approval.

Councilman O'cana moved to authorize to purchase Rifle Resistant Bulletproof Vests via a state approved contract (Buy Board Contract 507-16) from Galls LLC Company, as recommended by staff. Motion was seconded by Councilman Plata and approved unanimously 4-0.

4.4 Authorization to purchase bulletproof vests via a state approved contract (Buy Board Contract 507-16)

The City of Mission Police Department was requesting authorization to purchase a total of thirty-six (36) bulletproof vests from Galls LLC Company, a state contract vendor. These vests would replace bulletproof vests currently in use by Mission Police Officers that were over five (5) years old. The vests would be purchased through our Bulletproof Vest Grant Program at a cost of \$28,764.00. Staff was seeking a favorable recommendation.

Staff and City Manager recommended approval.

Councilman O'cana moved to authorize to purchase bulletproof vests via a state approved contract (Buy Board Contract 507-16) from Galls LLC Company, as recommended by staff. Motion was seconded by Councilman Plata and approved unanimously 4-0.

At 5:43 p.m., Mayor Salinas rejoined the meeting.

4.5 Authorization to amend the Interlocal agreement between the Rio Grande Valley Communications Group and the City of Mission for the installation of P25 radio antenna system

The Mission Police Department was requesting authorization to amend the Interlocal Agreement with the Rio Grande Valley Communications Group for the placement of a P25 radio antenna at Military Highway and Bryan Road. The City of Mission was hereby requesting to change Section II. Duties of RGVGC, Subsection E for the purpose of allowing not only access to the tower site but strict authorization to service, repair or otherwise maintain any radio repeater and related appurtenances that were property of the City of Mission in case of system failure where the RGV Communications Group cannot respond to the emergency service call in a timely manner. The RGV Communications Group had agreed to the aforementioned change to the Interlocal Agreement.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to amend the Interlocal agreement between the Rio Grande Valley Communications Group and the City of Mission for the installation of P25 radio antenna system, as recommended by staff. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.6 Authorization to accept final completion of Mile 2 Roadway Project

On February 10, 2018, the Mile 2 Roadway Project from Conway Ave. to Moorefield Rd. was submitted to the City of Mission for final acceptance. On March 2, 2018, City staff and our Consultant L&G Engineering certified that the referenced project had been constructed in substantial compliance with plans and specifications.

Staff was seeking authorization to accept final completion of the Mile 2 Roadway project. Final acceptance would allow the City to receive final audit and approval from TXDOT.

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to accept final completion of Mile 2 Roadway Project. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.7 Approval of Work Authorization No. 33 with L&G Engineering for the speed zone study at Mile 2 and Inspiration Rd

Work Authorization No. 33 entailed traffic engineering services for the speed zone study on two major corridors Mile 2 and Inspiration Rd.

Staff and City Manager recommended approval.

Minutes, 03/12/18 pg. 11

Councilman Plata moved to approve Work Authorization No. 33 with L&G Engineering for the speed zone study at Mile 2 and Inspiration Rd. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.8 Authorization to award bids to South Texas Pump for the removal of existing gas tanks

Staff was seeking authorization to award bid for the removal and disposal of existing gas tanks at the property located on SE corner of 6th Street and Conway. Staff received two (2) bids and was recommending award to South Texas Pump who was the lowest responsive and responsible bidder in the amount of \$6,750.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to award bids to South Texas Pump for the removal of existing gas tanks. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.9 Authorization to Accept Donation from Winter Texan Activity Association

The Winter Texan Activity Association, an organized activities group had decided to cease activities after 30 years of operation. They played host to such fun activities that included bowling, billiards, golf and cabaret dancing that kept this vial group active and socializing during their stay in South Texas. Their Board by unanimous decision, voted to close their bank account and donate the remaining balance of \$1,364.72 to Mission Parks and Recreation Department.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to accept donation from Winter Texan Activity Association. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

4.10 Approval of Annual Hidalgo County Library System Interlocal Agreement

Hidalgo County was requesting approval of the annual interlocal agreement with them.

This agreement allowed the County to continue to pay funds on behalf of and disburse funds to Speer Memorial Library for contractual services and library materials.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to approve the Annual Hidalgo County Library System Interlocal Agreement. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

4.11 Budget Amendments – General Fund

Finance Director Angie Vela presented budget amendment BA-18-20 to the City Council for approval.

Staff and City Manager recommended approval.

Councilman O'cana moved to approve budget amendment BA-18-20. Motion was seconded by Councilman Plata and approved unanimously 5-0.

Minutes, 03/12/18 pg. 12

City Attorney Abiel Flores asked Council to go into Executive Session for item 4.12 prior to considering this item in open session.

Mayor Salinas asked Council to go into Executive Session.

At 5:51 p.m., Councilman O’cana moved to convene into executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001 for items 4.12 and 7.1-A. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**4.12 Request for temporary paid leave to Mission Fire Department Lieutenant due to an illness presumed to have been related to the firefighter’s line of duty as per Personnel Policy Manual number 600.09
(City Attorney may ask City Council to go into executive session on this item under the “Personnel matters Sec. 551.074” exception before considering this matter in open session)**

The Lieutenant was denied his presumptive statutory Worker’s Compensation benefits by TMLIRP for his illness claim and was unable to return to work. As per Personnel Policy Manual number 600.09 “Upon denial of the firefighter’s workers’ compensation claim for an illness or injury for which a presumption exists, the governing body may consider placing the firefighter on temporary paid leave of absence during the period for which the firefighter is unable to return to work.” The Lieutenant was currently pursuing a final determination of the workers’ compensation claim.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the request for temporary paid leave to Mission Fire Department Lieutenant due to an illness presumed to have been related to the firefighter’s line of duty as per Personnel Policy Manual number 600.09. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

5.0 Unfinished Business

None

6.0 Routine Matters

6.1 City Manager’s Comments

None

6.2 Mayor’s Comments

None

7.0 Executive Session pursuant to V.T.C.A. Gov. Code Sec. 551.001

7.1 Consultation with Attorney Texas Gov’t Code §551.071(2)

- A. Legal consultation with attorney regarding pending litigation in Civil Action No.: 7:18-cv-49; David M. Green, Individually, and on behalf of the Estate of David M. Green, II vs. The City of Mission, et. al.; In the United States District Court Southern District of Texas, McAllen Division

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

Minutes, 03/12/18 pg. 13

At 6:09 p.m., Councilman Plata moved to reconvene in open session. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

On item 7.1-A, no action was taken.

8.0 Adjournment

At 6:11 p.m., Mayor Pro Tem Garza moved for adjournment. Motion was seconded by Councilman O'cana and approved unanimously 5-0.

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretary