

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
FEBRUARY 11, 2019 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
Gus Martinez, Councilman
Bob Galligan, Interim City Attorney
Anna Carrillo, City Secretary
Randy Perez, Interim City Manager

ABSENT:

ALSO PRESENT:

Jamie Trevino, Progress Times
Dave Hendricks, Progress Times
Raymond Leonard
Amelia Leonard
Jim Barnes
Julie Reedy
Olager Bauza
Eugene Jetuig
Mike Crawford
Ronald Hawkins
Jim Krohn
Terry Troemel
Maureen Adam
Sandy Goude
John Peterson
Linda Wright
Jerome A. Miller
Dorothy Kohl
Fern Fisher
Carol G. Perez
Catherine Raftery
Gary Bethke
Pat Porelta
Sandra Wekefield
Lynda Hamm
Kathy Pharr
Lawrence Wilson
Mary Jo Schleif
Dee Fowls
Sheila Rederick
Jeni Young
Nora Guajardo
Russ Paterson
Greg Giere
Rodger Klaustermeir

Beth Barnes
Kay Wolf
Loris Bauza
Ann Jetuig
Cheryl Hawkins
Jean Ruppel
Margaret Troemel
Mark Adam
Alfred Goude
Wade Wiese
Doug Wright
Dennis Jorgensen
Marcia L. Miller
Neil R. Kohl
John Fisher
Karen Nielsen
Renee Bethke
Joe Porelta
Shary Wand
Paul Hamm
Jim Pharr
Orlando Delgado
Noelia Trevino
Ron Fowls
Ron Rederick
John Young
Greg Long
Bernice Paterson
Joe Ertman
Paul Hass
Deb Klaustermeir

STAFF PRESENT:

Nelia Hernandez, Asst. City Secretary
Aida Lerma, Deputy City Manager
Elizabeth Hernandez, Executive Secretary
Angie Vela, Finance Director
Jaime Acevedo, Planning Director
Virgil Gonzalez, Asst. Planning Director
Noemi Munguia, HR Director
Robert Hinojosa, Risk Manager
Eduardo Belmarez, Purchasing Director
Roland Rodriguez, I. T. Director
Roxanne Casarez, Public Information Dir.
Humberto Garcia, Media Relations
Charlie Longoria, 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.
Robert Dominguez, Chief of Police
Joanne Longoria, CDBG Director
Mario Flores, Golf Course Director
Juan Arevalo, Boys & Girls Club Director
Brad Bentsen, Parks & Recreation Director
Mayra Rocha, Library Director
Cynthia Lopez, Museum Director
Cesar Gutierrez, Sanitation Director
JC Avila, Fleet Maintenance Director
Noel Barrera, Health Dept. Director
Adela Ortega, Food Pantry Manager
Rey Medrano, Police Officer

Cont'd....

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Nick Brackford	Bea Gahler	Don Neva	Jennie Pitlick
Dorothea Brightman	Gerald Ortiz	William D. Anderson	Robbin Salas
Martha Sanchez	Dallas Hill	Janice Sheen	Armando Pompa
Tom Morgan	Judy Arnold	Irma Flores Lopez	Gauge Gonzalez
Joe Louis Sanchez	Rogelio Sanchez, Jr.	Ariana Cantu	P. Bowman
Richard Paddock	Daphnie Stewart	Patricia West	Roxanne Mendez
Lilia Guerrero	Lloyd Gath	Darlene Schafer	Bob Norrgard
Diane Norrgard	Mary Thomas	Christina M. Roldan-Shinn	Ed Thomas
Jorge Flor	Lulu Garrett	Dominic Rafetery	Randy Morales
Sarah Morales	Hilda Flores	Raymond Longoria	Steve Hagerty
Carl Walker	Maria Walker	Ron Volz	Francis M. Ciancarelli
Maggie Barrerio	Irene Garza	Carol Pereuse	Amelia Gaydn

1. Call to order

With a quorum being present, Mayor Dr. Armando O'caña called the meeting to order at 5:36 p.m.

2. Invocation and Pledge Allegiance

Pastor Servando Ozuna from La Respuesta Ministries gave the invocation.

Pledge of Allegiance was led by the Honorable Angelica Arizpe Mayor of Mims Elementary Mustangville.

3. Proclamation – Children's Advocacy Center

City Secretary Carrillo read the Proclamation – "Children's Advocacy Center".

Jesus Sanchez, Executive Director, Rick Guerrero, Board Vice President and Susan Henderson, Program Director accepted the proclamation on behalf of Children's Advocacy Center.

Councilman Ruben Plata moved to approve the Proclamation – "Children's Advocacy Center". Motion was seconded by Councilwoman Jessica Ortega-Ochoa and approved unanimously 5-0.

4. Report from the Greater Mission Chamber of Commerce

Brenda Enriquez President and CEO reported on past and upcoming events for the chamber. She reported on the preparations being made for Mission Day at the Capitol to be held on February 12. Winter Texan Fiesta would be held on Friday, February 15 and Saturday, February 16 at the Mission Event Center.

5. Departmental Reports

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

6. Citizens Participation

None

At 5:50 p.m., Mayor O'caña continued onto item 3.3 of the agenda.

Councilman Gus Martinez moved to remove from table item 1.1A, 1.1B and 1.1C. Motion was seconded by Councilman Ochoa and approved unanimously 5-0.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Rezoning: Being a 7.060 acre tract of land out of Parcel X, as per Document No. 2686858 O.R.H.C. said parcel forming part of Lot 16-1, and Lot 15-1, West Addition to Sharyland Subdivision, from PUD (AO-P) Permanent Open Space District to PUD (R-1) Single Family Residential District, Olaguer Bauza
Adoption of Ordinance # 4762 approving 1.1A**

Jaime Acevedo, Planning Director recommended the items be considered at the same time. Item 1.1 A the request was to change from PUD (AO-P) to PUD (R-1). Item 1.1B the request was to change from PUD (AO-P) Permanent Open Space District to PUD (R-1) Single Family Residential District. Item 1.1C was to change from PUD (AO-P) Permanent Open Space District to PUD (R-3) Multi-Family Residential District. Some of the concerns discussed included traffic and drainage issues. Mr. Acevedo stated once the development would be submitted the traffic and drainage issues would be addressed at that time.

On January 23, 2019 the Planning and Zoning Commission held a Public Hearing to consider item 1.1A rezoning request. The subject site was located along the west side of Scenic Way approximately 1000' south of Mile One South. There was public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff recommended approval of the R-1 zoning.

Mayor O'caña asked if there were any comments for or against the request and asked to hold the public hearing for items 1.1A, 1.1B and 1.1C at the same time.

Jim Krohn, 718 Lakeview Drive spoke against the request he represented a group of investors who were willing to pay the owners what they originally paid for the golf course and clubhouse.

John Young, 801 Lakeview Drive spoke against the request and asked why homeowner's tax dollars should be spent to help alleviate traffic problems from the school district in order to accommodate the development.

Loris Bauza, 1300 Circle Drive spoke in favor of the rezoning. She stated that most of the homeowners would not be affected directly except for 55 lots out of 407 lots. The back 9 holes and hole number 1 would be maintained as well as the clubhouse. 12 acres will be left without modification in the area surrounding the 55 lots being affected. There will be space of 100 to 150 feet from the homes being affected by the construction. The clubhouse is a building where the golf course business is handled and was to be open when the golf course was being used.

Norberto Salinas, 500 E. 9th Street, spoke against the request and stated that when the subdivision was approved the homeowners bought their properties because of the golf course. Mr. Salinas insisted that the consideration of the homeowners needed to be taken into account and asked for these rezoning not be approved.

John Garner, 2505 Robyn Avenue, McAllen spoke in favor of the request he is a golf course architect and stated that statistics showed that fewer people were playing golf and golf courses were closing and it was hard for owners to maintain golf courses.

Larry Wilson, 620 Lakeview Drive spoke against the request and stated that golfing was not declining.

Richard Paddock, 704 Lake View Drive spoke against the request and stated that his concern was regarding the value of his home, way of life and the possibility of water from the heavy rains go over the berm and flooding his home and asked the council not to approve the rezoning request.

Sheila Rederick, 1115 Lakeview Drive spoke against the request and stated that the rezoning would be affecting the homeowners as well as the RV Park.

Dominic Raftery, 912 Lakeview Drive spoke against the request and stated that playing of golf was not decreasing and if the rezoning would be approved a message would be sent not to come to Mission.

Crystal Rose, 1906 Lakeview Drive spoke against the request and stated that she is a realtor and had managed property for over 8 years and it was becoming difficult to have new tenants move into the area.

Darlene Schafer s spoke against the request and stated that if houses and streets were placed on the fairways all of the water would drain directly into their homes.

Olaguer Bauza, 1300 Circle Drive spoke in favor of the request and stated that the golf course was currently 18 holes and that the golf course would continue with 9 holes. The golf course was currently closed and would remain closed until the rezoning was approved. There were investors interested in purchasing the golf course but just as nine holes and was asking for the rezoning and assured that the back nine holes and the club house would be open.

The council heard from several other residents who spoke against the request and expressed the same concerns and asked the council not to approve the rezoning request.

Mayor O'cana requested to remove item 4.1 from the table and consider that item first.

Mayor Pro Tem Garza moved to approve the rezoning and adopt Ordinance 4762 Rezoning: a 7.060 acre tract of land out of Parcel X, as per Document No. 2686858 O.R.H.C. said parcel forming part of Lot 16-1, and Lot 15-1, West Addition to Sharyland Subdivision, from PUD (AO-P) Permanent Open Space District to PUD (R-1) Single Family Residential District. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4762

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING BEING A 7.060 ACRE TRACT OF LAND OUT OF PARCEL X, AS PER
DOCUMENT NO. 2686858 O.R.H.C. SAID PARCEL FORMING PART OF LOT 16-1, AND LOT 15-1,
WEST ADDITION TO SHARYLAND SUBDIVISION, FROM PUD (AO-P) PERMANENT OPEN
SPACE DISTRICT TO PUD (R-1) SINGLE FAMILY RESIDENTIAL DISTRICT

B. Rezoning: Being a 26.724 acre tract of land out of Parcel VI, as per Doc. No. 2686858 O.R.H.C. said parcel forming part of out of Lot 14-1, 14-2, 15-1, 15-2 and 16-2, West Addition to Sharyland Subdivision, from PUD (AO-P) Permanent Open Space District to PUD (R-1) Single Family Residential District, Olaguer Bauza Adoption of Ordinance # 4763 approving 1.1B

On January 23, 2019 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located near the SE corner of Scenic Way and Mile One South. There was public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff recommended approval of the R-1 zoning.

Mayor Pro Tem Garza moved to approve the rezoning and adopt Ordinance 4763 Rezoning: a 26.724 acre tract of land out of Parcel VI, as per Doc. No. 2686858 O.R.H.C. said parcel forming part of out of Lot 14-1, 14-2, 15-1, 15-2 and 16-2, West Addition to Sharyland Subdivision, from PUD (AO-P) Permanent Open Space District to PUD (R-1) Single Family Residential District. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4763

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING BEING A 26.724 ACRE TRACT OF LAND OUT OF PARCEL VI, AS PER DOC. NO. 2686858 O.R.H.C. SAID PARCEL FORMING PART OF OUT OF LOT 14-1, 14-2, 15-1, 15-2 AND 16-2, WEST ADDITION TO SHARYLAND SUBDIVISION, FROM PUD (AO-P) PERMANENT OPEN SPACE DISTRICT TO PUD (R-1) SINGLE FAMILY RESIDENTIAL DISTRICT

- C. Rezoning: A 1.682 acre tract of land out of Parcel VI, as per Doc. No. 2686858 O.R.H.C., said parcel forming part of out Lot 14-1, 14-2, 15-1, 15-2, and 16-2, West Addition to Sharyland Subdivision, from PUD (AO-P) Permanent Open Space District to PUD (R-3) Multi-Family Residential District, Olaguer Bauza Adoption of Ordinance # 4764 approving 1.1C**

On January 23, 2019 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was along the east side of Scenic Way approximately 1600' south of Mile One South. There was public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff recommended denial of the R-3 zoning and recommended R1-T.

Councilman Martinez moved to deny the R-3 zoning and approve R-1T and adopt Ordinance 4764 Rezoning: a 1.682 acre tract of land out of Parcel VI, as per Doc. No. 2686858 O.R.H.C., said parcel forming part of out Lot 14-1, 14-2, 15-1, 15-2, and 16-2, West Addition to Sharyland Subdivision, from PUD (AO-P) Permanent Open Space District to PUD (R-1T) Townhouse Residential.

ORDINANCE NO. 4764

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A REZONING OF A 1.682 ACRE TRCT OF LAND OUT OF PARCEL VI, AS PER DOC. NO. 2686858 O.R.H.C. SAID PARCEL FORMING PART OF OUT LOT 14-1, 14-2, 15-1, 15-2 AND 16-2, WEST ADDITION TO SHARYLAND SUBDIVISION, FROM PUD (AO-P) PERMANENT OPEN SPACE DISTRICT TO PUD (R-1T) TOWNHOUSE RESIDENTIAL DISTRICT

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 – January 28, 2019

City Council Special Meeting February 6, 2019 & February 7, 2019

2.2 Acknowledge Receipt of Minutes

Boys & Girls Club Advisory Board Meeting – January 22, 2019

Juvenile Justice and Delinquency Prevention Board – December 6, 2018

- 2.3 Approval of Resolution No. 1584 authorizing the submission of a grant application to the Office of the Governor Criminal Justice Division (OOG) for the 2019 City of Mission Rifle Resistant Body Armor Grant Program**

RESOLUTION # 1584
RIFLE RESISTANT BODY ARMOR GRANT PROGRAM

- 2.4 Approval of Resolution No. 1585 authorizing the submission of a grant application to the Office of the Governor State Homeland Security Division for the Mission Police Department SWAT Equipment Grant project**

RESOLUTION # 1585
SWAT EQUIPMENT GRANT PROJECT

- 2.5 Approval of Resolution No. 1586 authorizing the submission of a grant application to the Office of the Governor Criminal Justice Division (OOG) for the Mission Police Department NIBRS Project**

RESOLUTION # 1586
NIBRS PROJECT

- 2.6 Approval of Resolution No. 1587 authorizing the submission of a grant application to the Office of the Governor (OOG) Justice Assistance Grant for the 2019 City of Mission Technology Grant Program**

RESOLUTION # 1587
TECHNOLOGY GRANT PROGRAM

- 2.7 Approval of Resolution No. 1588 authorizing the Mission Police Department to submit an Agreement for the Temporary Closure of State Right-of-Way to the Texas Department of Transportation for the City of Mission Community Wellness Ride**

RESOLUTION # 1588
RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, AUTHORIZING THE SUBMITTAL TO THE TEXAS DEPARTMENT OF TRANSPORTATION BY THE MISSION POLICE DEPARTMENT OF AN AGREEMENT FOR THE TEMPORARY CLOSURE OF STATE RIGHT OF WAY FOR THE CITY OF MISSION COMMUNITY WELLNESS RIDE AND AUTHORIZING THE ISSUANCE OF A PUBLIC PERMIT THEREFORE:

Staff and Interim City Manager recommend approval.

Mayor Pro Tem Garza moved to approve the consent agenda items 2.1 thru 2.7. Motion was seconded by Councilman Plata and approved unanimously 5-0.

3.0 Approvals and Authorizations

- 3.1 Adoption of Ordinance # 4765 Rescinding Affidavit evidenced by document No. 942755 filed of Real Property Records in Hidalgo County, Texas**

The Planning Department respectfully requested that the City Council consider rescinding Document No. 942755 filed of record in Hidalgo County Real Property Records evidencing an Affidavit setting forth provisions of building of a storage shed to be used as an accessory use to the primary residence of Lot 30, Block 4, Fiesta Village Subdivision. Said lot being contiguous to and sharing the same rear lot line to Lot 9, Block 4, Fiesta Village. The provisions herein set forth in said Affidavit were no longer needed for the use of accessory building referenced above and therefore should be rescinded.

Staff and Interim City Manager recommend approval.

Councilman Martinez moved to adopt Ordinance 4765 rescinding affidavit evidenced by document No. 942755 filed of Real Property Records in Hidalgo County, Texas. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

ORDINANCE NO. 4765
ORDINANCE RESCINDING AFFIDAVIT EVIDENCED BY DOCUMENT NO. 942755
FILED OF REAL PROPERTY RECORDS IN HIDALGO COUNTY, TEXAS

3.2 Authorization to Execute First-One Year Renewal Option for the purchase of Hot & Cold Mix Asphalt for the Public Works Department

On March 2018, the City of Mission entered into a Contract with Upper Valley Material for the purchase of Hot and Cold Mix Asphalt. The contract terms were for one year with two-one year renewal options based on 5% increase in price. Staff was seeking authorization to extend contract for the first one-year renewal option based on 5% increase in price. This agreement would extend Bid No 18-136-02-15 from March 3, 2019 to March 2, 2020.

Staff and Interim City Manager recommend approval.

Mayor Pro Tem Garza moved to authorize to Execute First-One Year Renewal Option for the purchase of Hot & Cold Mix Asphalt for the Public Works Department. Motion was seconded by Councilman Plata and approved unanimously 5-0.

3.3 Board Appointments: Cemetery Board, RAW Water Committee, Workforce Readiness Committee

Mayor O'caña was recommending the following appointments:

Cemetery Board: Appoint Edna Flores, Gloria Martinez terms to expire December 31, 2019 and Orlando Delgado term to expire December 31, 2019. Councilman Gus Martinez and Interim City Manager Randy Perez will serve in their respective positions.

RAW Water Committee: Appoint Brandon Thompson term to expire December 31, 2019, Lois Kim and Jesus Rodriguez term to expire December 31, 2020. Councilwoman Jessica Ortega-Ochoa and Interim City Manager Randy Perez will serve in their respective positions.

Workforce Readiness Committee: Appoint Dr. Carol G. Perez, Mission CISD Superintendent, Yoelia Y. Nava, Sharyland ISD Director of Career and Technical Education, Jorge Flores, La Joya ISD Career and Technical Education Director, Mario Reyna South Texas College Dean, Daniel Silva, MEDC CEO and Randy Morales terms to expire December 31, 2020 and Lilia Guerrero and Efrain Reyna, Jr. term to expire December 31, 2021 and Mayor Pro Tem Norie Gonzalez Garza will serve in her respective position.

Councilman Martinez moved to approve Board Appointments: Cemetery Board, RAW Water Committee, Workforce Readiness Committee as recommended. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

At 5:55 p.m., Mayor O'caña continued with item 1.1A of the agenda.

3.4 Authorization to Modify Existing Pest Control Services Contract to Add Mission Event Center and Mission Community Center

On July 9, 2018, the City of Mission renewed the final year of a Contract with Pro-Tech Pest Control for pest control services. Staff was seeking authorization to add Mission Event Center and the Mission Community Center to the pest control service contract with Pro-Tech Pest Control.

Staff and Interim City Manager recommend approval.

Mayor Pro Tem Garza moved to authorize to Modify existing pest control services contract to add Mission Event Center and Mission Community Center. Motion was seconded by Councilman Plata and approved unanimously 5-0.

3.5 Approval of Ordinance No. 4766 authorizing the Mission Police Department Records Bureau to implement a fee schedule for police reports and miscellaneous services

The fee for accident reports would increase from \$2.00 to \$6.00 and the fee for offense reports would now be at \$0.10 per page instead of the no fee being accessed currently. The miscellaneous services, which included fingerprint cards, clearance letters and alarm permit fees, would remain the same. The increase for both accident reports and offense reports was authorized by the Texas Transportation Code Chapter 550, Section 550.065 (d) and the Texas Administrative Code Chapter 70, Section 70.10.

Staff and Interim City Manager recommend approval.

Councilman Martinez moved to approve Ordinance No. 4766 authorizing the Mission Police Department Records Bureau to implement a fee schedule for police reports and miscellaneous services. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

ORDINANCE NO. 4766

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, IMPLEMENTING THE MISSION POLICE DEPARTMENT RECORDS BUREAU OFFICIAL POLICE RECORDS FEE.

3.6 December 2018 Financial Statements

Finance Director Angie Vela presented the December 2018 Financial Statements for approval.

Staff and Interim City Manager recommended approval.

Councilwoman Ochoa moved to approve December 2018 Financial Statements. Motion was seconded by Councilman Martinez and approved unanimously 5-0.

3.7 Budget Amendments: General Fund

Finance Director Vela presented budget amendments BA-19-19 to the City Council for approval.

Staff and Interim City Manager recommended approval.

Councilman Plata moved to approve the budget amendment BA-19-19. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

Councilman Plata moved to remove from table item 4.1. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

4.0 Unfinished Business

- 4.1. Rezoning: Being a 7.686 acres tract of land out of Parcel X, as per Document No. 2686858 O.R.H.C. said parcel forming part of Lot 16-1, and 15-1, West Addition to Sharyland Subdivision, from PUD (AO-P) Permanent Open Space District to PUD (C-2) Neighborhood Commercial District, Olaguer Bauza
Adoption of Ordinance # 4761 approving 4.1**

On January 23, 2019 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located near the SE corner of Inspiration Road and Mile One South #1. There was public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Councilman Martinez asked for legal counsel to explain PUD. Interim City Attorney Bob Galligan stated that PUD was Public Unit Development. The question is whether the golf course areas zoned Agriculture Open Permanent is not part of the plats and it is open land and can be rezoned as requested. The new developer would need to submit subdivision plants and meet all of the requirements of the City.

Mayor Pro Tem Garza requested to convene into executive session on item 4.1A, 1.1A, 1.1B and 1.1C to receive clarification on the PUD Zone.

At 6:42 p.m., Mayor Pro Tem Garza moved to convene into executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

At 7:00 p.m., Councilman Plata moved to reconvene in open session. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

Councilman Martinez moved to deny C-2 and approve R-1T 7.686 acres tract of land out of Parcel X, as per Document No. 2686858 O.R.H.C. said parcel forming part of Lot 16-1, and 15-1, West Addition to Sharyland Subdivision. Motion was seconded by Councilwoman Ochoa approved 4-1 with Mayor O'caña voting against.

ORDINANCE NO. 4761

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING BEING A 7.686 ACRES TRACT OF LAND OUT OF PARCEL X, AS PER
DOCUMENT NO. 2686858 O.R.H.C. SAID PARCEL FORMING PART OF LOT 16-1, AND 15-1,
WEST ADDITION TO SHARYLAND SUBDIVISION, FROM PUD (AO-P) PERMANENT OPEN
SPACE DISTRICT TO PUD (R-1T) TOWNHOUSE RESIDENTIAL

Councilman Plata moved to remove from table item 4.2. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

- 4.2. Rezoning: A tract of land containing 0.94 of an acre, more or less and being 0.19 of an acre, more or less out of Lot 21-9, West Addition to Sharyland Subdivision and 0.75 of an acre being 1.0 acre out of the Southwest ¼ of Section 19, La Lomita Subdivision now Lot 21-9, West Addition to Sharyland Subdivision of Porciones 53-57, less and except 0.25 of an acre, from (R2) Duplex-Fourplex Residential to (R-3) Multi-Family Residential, Martha Sanchez
Adoption of Ordinance # _____ approving 4.2**

On January 9, 2019 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located near the E. 12th Street/Highland Park Avenue intersections. There was public opposition during the P&Z Mtg and the concerns voiced were in regards to drainage, density and traffic. The Board unanimously recommended approval.

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Staff and Interim City Manager recommend approval.

After a lengthy discussion from the council and based on the petition that had been submitted a super majority would be needed to approve the R-3 zoning.

Mr. Sanchez submitted four signatures of residents who had signed the petition and stated that they did not understand what they were signing.

Mayor Pro Tem Garza moved to deny the R-3. Motion was seconded by Councilman Martinez.

After further discussion from the council and the applicant submitting additional signatures Councilman Martinez moved to rescind the motion. Motion was seconded by Mayor Pro Tem Garza.

Mayor Pro Tem Garza moved to table item 4.2 for the purpose of validating the signatures that had been submitted at this meeting. Motion was seconded by Councilman Martinez and approved unanimously 5-0.

Councilwoman Ochoa moved to remove from table item 4.3. Motion was seconded by Councilman Plata and approved unanimously 5-0.

4.3 Amended Interlocal Cooperation Agreement amending the rights and responsibilities of the parties to be included in the “Madero Bridge Agreement”

No action was taken on this item.

5.0 Routine Matters

5.1 Interim City Manager’s Comments

City Hall will be closed on Monday, February 18 for President’s Day.

5.2 Mayor’s Comments

Mayor O’caña advised the public that the Council will be participating in City of Mission day at the Capitol on February 12 & 13. Mayor O’caña requested a status on the Comprehensive Audit at the next City Council meeting.

5.3 City Council Comments

Mayor Pro Tem Garza requested a workshop to review the Employee Survey to review the comments. Councilwoman Ochoa invited the public to attend the Mission Lions Club Market Days to be held on Saturday, February 15 at Leo Pena Placita.

At 8:11 p.m., Councilman Martinez 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. 551.001

6.1 Deliberation regarding real property Sec. 551.072

- A. Discussion of potential acquisition of real property along Holland Ave. for possible expansion of municipal cemetery

6.2 Personnel matters Sec. 551.074

- A. In-house City Attorney

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

At 8:51 p.m., Councilman Martinez moved to reconvene in open session. Motion was seconded by Councilman Plata and approved unanimously 5-0.

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On item 6.1 A – No action was taken

On item 6.2 A – No action was taken

7.0 Adjournment

At 8:52 p.m., Councilman Martinez moved for adjournment. Motion was seconded by Councilman Plata and approved unanimously 5-0.

Dr. Armando O'caña, Mayor

ATTEST:

Anna Carrillo, City Secretary