

**NOTICE OF REGULAR MEETING  
MISSION CITY COUNCIL  
MARCH 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, City Manager

**ALSO PRESENT:**

Jamie Treviño, Progress Times  
Jim & Beth Barnes  
Irma Flores Lopez  
Hilda Flores  
Daniel A. Rivas

**ABSENT:**

**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 Director  
Humberto Garcia, Media Relations  
Charlie Longoria, Media Relations  
Juan Pablo Terrazas, City Engineer  
Roberto Salinas, Public Works Director  
Jesse Lerma, Civil Service Director  
Rene Alvarez, Asst. 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  
Pete Lopez, Parks & Recreation Supervisor  
Belinda Garza, Library Supervisor  
Cesar Gutierrez, Sanitation Director  
JC Avila, Fleet Maintenance Director  
Noel Barrera, Health Dept. Director  
Adela Ortega, Food Pantry Manager  
Daniel Silva, MRA Executive Director  
Joel Chapa, Police Officer

**1. Call to order**

With a quorum being present, Mayor Dr. Armando O'caña called the meeting to order at 5:30 p.m.

**2. Invocation and Pledge Allegiance**

Fr. Isaac Herondu of St. Paul's Catholic Church gave the invocation and The Girls Scouts Troop 1065 led the meeting with the pledge of allegiance.

**3. Proclamation – “Girl Scouts of the USA Week”**

City Secretary Anna Carrillo read the Proclamation – “Girl Scouts of the USA Week”.

Girls Scouts Troop 1065, 1030, 219, 1005, 196, 212, 3004, 378, and 3090 were present to receive their proclamations.

Mayor Pro Tem Norie Gonzalez Garza 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. Proclamation – “IHOP’s National Pancake Day and Shriners Hospitals for Children Day”**

City Secretary Carrillo read the Proclamation – “IHOP’s National Pancake Day and Shriners Hospitals for Children Day”.

Mr. Richard Russell representative from Shriners Hospital received the proclamation and thanked the council for all of their support.

Councilman Ruben Plata moved to approve the Proclamation – “IHOP’s National Pancake Day and Shriners Hospitals for Children Day”. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

**5. Proclamation – “Honoring Connie Garza”**

City Secretary Carrillo read the Proclamation – “Honoring Connie Garza”.

Mrs. Connie Garza received the proclamation and thanked the council.

Councilman Gus Martinez moved to approve the Proclamation – “Honoring Connie Garza”. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**6. Proclamation – “Mission Parks & Recreation Ballet Folklorico”**

City Secretary Carrillo read the Proclamation – “Mission Parks & Recreation Ballet Folklorico”.

Luis and Elizabeth Canales received the proclamation and thanked the council.

Councilman Martinez moved to approve the Proclamation – “Mission Parks & Recreation Ballet Folklorico”. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

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

Brenda Enriquez President and CEO of the Greater Chamber of Commerce reported on past and upcoming events for the chamber.

## 8. Departmental Reports

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

## 9. Citizens Participation

Adela Ortega, Social Services Director recognized Rip Van Winkle from Lemon Tree Estates, Patty Gavin from Mission Trade Winds & Bell Resort and Sharon Peterson from Tropical Valley Acres for volunteering at the Mission Food Pantry and for their donations.

### 1.0 Public Hearing

#### 1.1 Planning & Zoning Recommendations

- A. **Rezoning: A tract of land containing 26.99 acres situated in Hidalgo County, Texas, being all of Lots 27 and 28, New Caledonia Unit No. 1, from AO-I (Agricultural Open Interim) to P (Public), Idea Public Schools  
Adoption of Ordinance # 4777 approving 1.1A**

On February 27, 2019 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located near the corner of Mile 3 North Road and Schuerbach Road along the east side of Schuerbach. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval of a P zone.

Staff and City Manager recommended approval.

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

There were no comments.

Councilman Plata moved to approve the rezoning and to adopt Ordinance No. 4777 Rezoning: A tract of land containing 26.99 acres situated in Hidalgo County, Texas, being all of Lots 27 and 28, New Caledonia Unit No. 1, from AO-I (Agricultural Open Interim) to P (Public). Motion was seconded by Councilman Martinez and approved unanimously 5-0.

### **ORDINANCE NO. 4777**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A REZONING A TRACT OF LAND CONTAINING 26.99 ACRES SITUATED IN  
HIDALGO COUNTY, TEXAS, BEING ALL OF LOTS 27 AND 28, NEW CALEDONIA UNIT NO. 1,  
FROM AO-I (AGRICULTURAL OPEN INTERIM) TO P (PUBLIC)

### 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 – February 25, 2019

**2.2 Acknowledge Receipt of Minutes**

- Mission Recycling Board – January 09, 2019
- Speer Memorial Library Board – January 21, 2019
- Mission Tax Increment Reinvestment Zone – January 22, 2019
- Mission Redevelopment Authority – January 22, 2019
- Planning & Zoning Commission – February 13, 2019

**2.3 Approval of Ordinance # 4778 of The City Of Mission, Texas Creating a Drainage Committee; Specifying The Terms Of Office; Specifying The Qualifications For Membership; And Ordaining Other Provisions Related To The Subject Matter Thereof**

The committee’s intent was to study inadequate outfall relief, soils with low permeability, and flat grades for overland flow cause by the inherent drainage problems, antiquated drainage system and current out of the norm rainfalls. Intended long term propose was to anticipate future drainage problems to formulate a long term 10 year drainage plan that would accent future development, strengthen current drainage policies and provide desired results and minimize flood damage during major storms.

Committee shall be composed of five (5) members to include the Mayor, City Council representative and three (3) citizens to be appointed by the Mayor with the advice and consent of the City Council for terms of two (2) years each, except that for the three citizen members first appointed, two of them shall serve for one year, and one of them for two years.

**ORDINANCE NO. 4778**

AN ORDINANCE CREATING A DRAINAGE COMMITTEE; SPECIFYING THE TERMS OF OFFICE; SPECIFYING THE QUALIFICATIONS FOR MEMBERSHIP; AND ORDAINING OTHER PROVISIONS RELATED TO THE SUBJECT MATTER THEREOF

**2.4 Authorization to release All Children’s Nutrition Program from the Child Care Food Program with the Boys & Girls Club of Mission and transfer services to RGV Read and Feed**

Councilman Martinez moved to approve to pull out this item from the consent agenda and act on it separately. Motion was seconded by Councilman Plata and approved unanimously 5-0.

No action was taken on this item.

**2.5 Approval of Resolution No. 1591 supporting the submission of a grant application to the Office of the Governor (OOG) for the 2020 Local Border Security Program Grant (LBSP-20-2992605)**

The grant would allow the Mission Police Department to increase patrol presence throughout the City of Mission, especially in and around the U.S./Mexican border. The increased police presence would assist in deterring crime in our community to include border crime. The total amount of the grant request was \$275,000.00. There was no cash match required from the City of Mission. Staff was requesting a favorable recommendation for the purpose of submitting the grant application.

**RESOLUTION # 1591**

SUPPORTING THE SUBMISSION OF A GRANT APPLICATION TO THE OFFICE OF THE GOVERNOR (OOG) FOR THE 2020 LOCAL BORDER SECURITY PROGRAM GRANT (LBSP-20-2992605)

**Minutes, 03/11/19 pg. 5**

Councilman Martinez moved to approve the consent agenda items 2.1, 2.2, 2.3 and 2.5. Motion was seconded by Councilman Plata and approved 5-0.

**3.0 Approvals and Authorizations**

**3.1 Preliminary Plat Approval: 6 Western Vegas Subdivision Unit II, A 4.13 acre tract of land out of Block 16, Texans Gardens Subdivision, ETJ**

**Developer: Garco, LTD**

**Engineer: Quintanilla, Headley & Associates, Inc.**

On February 27, 2019 the Planning and Zoning Commission held a Public Hearing to consider the Preliminary & Final Plat Approval for 6 Western Vegas Subdivision Unit II. The proposed subdivision was located at the NE corner of Western Road and Mile 6 Road along the east side of Western Road. The Board unanimously recommended approval as per Staff's recommendation.

Staff Recommendation: Approval subject to Meeting the Model Subdivision Rules and Meeting any comments from the County Planning Department.

City Manager recommended approval.

Councilman Plata moved to approve the Preliminary Plat Approval: 6 Western Vegas Subdivision Unit II, A 4.13 acre tract of land out of Block 16, Texans Gardens Subdivision, ETJ, Developer: Garco, LTD Engineer: Quintanilla, Headley & Associates, Inc., as per staff's recommendations. Motion was seconded by Councilman Martinez and approved unanimously 5-0.

**3.2 Final Plat Approval: The Palms at Meadow Creek Subdivision (formerly named 'Taikin Subdivision') (Private), A 6.66 gross acre tract of land, more or less being a part or portion out of Lot 16-2, West Addition to Sharyland Subdivision, R-1T,**

**Developer: Taikin Group, LLC**

**Engineer: MAS Engineering, LLC**

On May 22, 2017 the Mission City Council held a Public Hearing to consider the Preliminary Plat Approval for The Palms at Meadow Creek Subdivision (formerly named 'Taikin Subdivision') (Private). The proposed subdivision was located along the south side of 1 Mile South Road between Los Ebanos Road and Scenic Way. The Board unanimously recommended approval as per Staff's recommendation.

Staff Recommendation: Approval subject to: 1) No objection to Variance, subject to meeting Private Street Policy, 2) Payment of Park and Capital Sewer Recovery fees, 3) Installation of 5' Sidewalk and street widening along 1 Mile South Road, 4) Provide Water District Exclusion, and 5) Must meet the Model Subdivision Rules.

City Manager recommended approval.

Councilman Plata moved to approve the Final Plat Approval: The Palms at Meadow Creek Subdivision (formerly named 'Taikin Subdivision') (Private), A 6.66 gross acre tract of land, more or less being a part or portion out of Lot 16-2, West Addition to Sharyland Subdivision, R-1T, Developer: Taikin Group, LLC, Engineer: MAS Engineering, LLC, as per staff's recommendations. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.3 Final Plat Approval: Del Oro Subdivision Unit No. 4, A resubdivision of 11.037 acres of land out of the South End of Porcion 52, PUD**

**Developer: Rhodes Enterprises, Inc.**

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

On May 29, 2018 the Mission City Council held a Public Hearing to consider the Preliminary Plat Approval for Del Oro Subdivision Unit No. 4. The proposed subdivision was the 4<sup>th</sup> phase of the Del Oro Subdivision located approximately ¾ mile East of Schuerbach Road on Mile 1 South. The Board unanimously recommended approval as per Staff's recommendation.

Staff Recommendation: Approval subject to: 1) Must pay capital sewer recovery fees, 2) Dedication of water rights, and 3) Compliance with the Model Subdivision Rules.

City Manager recommended approval.

Councilman Martinez moved to approve the Final Plat Approval: Del Oro Subdivision Unit No. 4, A resubdivision of 11.037 acres of land out of the South End of Porcion 52, PUD, Developer: Rhodes Enterprises, Inc., Engineer: Melden & Hunt, Inc., as per staff's recommendations. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**3.4 Authorization to Execute Second One-Year Renewal Option with CPS HR Consulting**

In 2017, the City of Mission entered into a contractual agreement with CPS HR Consulting for Civil Service promotional examinations. The contract terms were for one year with two one-year renewal options with no increase in rates. There would be no increase in rates for this renewal. Staff was seeking authorization to extend contract for second one year renewal option with CPS HR Consulting. This agreement would extend contract from April 25, 2019 through April 24, 2020.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to Execute Second One-Year Renewal Option with CPS HR Consulting. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.5 Accept donation of firefighting equipment from the City of Laguna Vista and Chief Scott Megill and to convey to our sister city of Valle Hermoso, Tamps.**

Chief Gilbert Sanchez and Assistant Chief Rene Alvarez submitted a request through the RGV Chief's Association for any surplus equipment for our sister city program and Laguna Vista has donated the following items: Six (6) complete sets of gear to include pant, jacket, helmet and boots, two (2) boxes of medical gloves, gloves, medical bags, and other miscellaneous items

Staff was further seeking authorization to convey said items to our Sister City of Valle Hermoso, Tamps., in conformance with the Sister Cities Agreements previously signed by the entities. The purpose of said conveyance was to carry out the objectives of the Sister Cities program.

Staff Recommendation: Accept donation and convey to Valley Hermoso, Tamps.

City Manager recommended approval.

Councilman Plata moved to approve to accept donation of firefighting equipment from the City of Laguna Vista and Chief Scott Megill and to convey to our sister city of Valle Hermoso, Tamps. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.6 Authorize Mayor to execute a Reimbursement Agreement between Mission Redevelopment Authority, Reinvestment Zone Number One and City of Mission**

Authorize Mayor to execute a Reimbursement Agreement between Mission Redevelopment Authority, Reinvestment Zone Number One and City of Mission related to two projects consisting of the South Conway Lift Station and Bentsen Palm Development Sanitary Sewer Line improvements.

The Project Costs eligible under this Agreement shall be the City's actual design and construction costs of the Public Improvements that were eligible for financing by the Authority under the Project and Financing Plan, not to exceed, with respect to each project, (1) for the South Conway Lift Station improvements, \$1,778,210, and (2) for the Bentsen Palm Development Sanitary Sewer Line improvements, \$938,723.

The Board of Directors of the Mission Redevelopment Authority approved the reimbursement agreement at their February 26, 2018 meeting.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to authorize Mayor to execute a Reimbursement Agreement between Mission Redevelopment Authority, Reinvestment Zone Number One and City of Mission. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**3.7 Approval of Resolution # 1592 declaring the adoption of the Municipality of Rio Bravo, Tamaulipas as Mission's Sister City**

Approval to declare the adoption of the Rio Bravo Tamaulipas as a Sister City and authorizing Mayor O'cana to act as the official representative of Mission to carry out this program. Honorable Mayor Carlos Rafael Ulivarri Lopez was requesting to become Sister Cities with Mission.

The Sister City Concept was inaugurated by the President of the United States in 1956 to establish greater friendship and understanding between the people of the United States and other nations through the medium of direct personal contact. That the Council on behalf of the people of Mission accepts the people of Rio Bravo, Tamaulipas participate with Mission as its Sister City for the purpose of creating greater mutual understanding between the peoples of our two great cities and nations.

Staff and City Manager recommended approval.

Councilman Martinez moved to approve Resolution No. 1592 declaring the adoption of the Municipality of Rio Bravo, Tamaulipas as Mission's Sister City. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**RESOLUTION NO. 1592**

**THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS DECLARES THE ADOPTION OF THE MUNICIPALITY OF RIO BRAVO, TAMAULIPAS AS A SISTER CITY**

**3.8 Authorization to enter into an Interlocal Cooperation Contract with the Texas Department of Public Safety General Stores**

This agreement was for the purchase of Law Enforcement equipment and forms used for daily operations. The DPS General Stores provide us with intoxilyzer mouthpieces, alcohol blood test kits, gunshot residue kits, urine specimen kits, syringe transport tubes and portable breath mouthpieces as well as DIC forms. An Interlocal Cooperation Contract must be in place in order for our department to purchase directly from the DPS General Stores. This agreement would expire on August 31, 2021.

Staff and City Manager recommended approval.

Councilman Martinez moved to authorize to enter into an Interlocal Cooperation Contract with the Texas Department of Public Safety General Stores. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**3.9 Authorization to accept the ADT and USAA contributions**

On March 1, 2019 the Mission Fire Department was presented with contributions from ADT Security Services for (\$5,000.00) and USAA for (\$5,000.00) for the total amount of \$10,000.00. The funding would be utilized to the purchase an industrial extractor for substation and instruments for the Mission Firefighters Pipes & Drums. Staff was seeking approval to accept the contributions from ADT and USAA.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to authorize to accept the ADT and USAA contributions. Motion was seconded by Councilman Martinez and approved unanimously 5-0.

**3.10 Budget Amendments: Designated Purpose Fund, MEDC Capital Projects Fund & 2018 CO Fund**

Finance Director Angie Vela presented budget amendments BA-19-20 thru BA-19-22 to the City Council for approval.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the budget amendments BA-19-20 thru BA-19-22. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**3.11 Authorize staff to adopt a pool of Architectural Firms for On-call services and authorize City Manager to negotiate for services on a project basis**

City Council authorized staff to solicit Request for Qualifications (RFQ's) for Architectural Services in accordance with the Texas Professional Services Procurement Act (V.T.C.A., Government Code Section 2254.001) Proposals received were referred to an evaluation committee appointed to review and evaluate on the basis of demonstrated competence and qualifications to perform the services. The Evaluation Committee was comprised of the Public Works Director, Parks & Recreation Director and City Engineer.

## **Minutes, 03/11/19 pg. 9**

Staff received twelve (12) proposals and after careful evaluation and assessment, the evaluation committee deemed all the firms acceptable and qualified to perform the services based on the set criteria in the solicitation.

Staff Recommendation: Seeking direction from council for selection of firm(s).

City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize staff to adopt a pool of Architectural Firms for On-call services and authorize City Manager to negotiate for services on a project basis. Motion was seconded by Councilman Plata and approved unanimously 5-0.

### **4.0 Unfinished Business**

None

### **5.0 Routine Matters**

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

Mr. Perez mentioned that the 2019 All America City application had been submitted and notification would be received sometime in April. He also mentioned that the Mission Fire Department had Smoke Detectors available for the citizens of Mission.

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

Mayor O'caña thanked the Department heads for moving Mission forward. He asked Ms. Molly Mejia, Scoutmaster to introduce the Scouts BSA who were the first standalone all female troop in the RGV they attended the council meeting to earn their Citizenship Merit Badge.

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

Mayor Pro Tem Garza wished everyone a safe Spring Break.

Councilman Plata advised the public of the burial of unaccompanied United States Navy Veteran Ralph Ardith Fowler which was to take place on Tuesday, March 12 at 2 p.m. at the Veteran's State Cemetery.

Councilwoman Ochoa thanked the Parks & Recreation for participating with the City of Mission float at Border Fest and expressed her appreciation for being inducted into the Walk of Fame.

Mayor O'caña asked council to go into Executive Session.

At 7:03 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 Consultation with Attorney Sec. 551.071 (1)**

**A. Temporary Restraining Order and Order Setting Show Cause Hearing Snowball Express vs City of Mission Case # C-0774-18-C**

**B. Discussion on City Council Term Limits**

#### **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**

**Minutes, 03/11/19 pg. 10**

At 8:56 p.m., Councilman Plata moved to reconvene in open session. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

On item 6.1 A, there was no action.

On item 6.1 B, there was no action.

Councilman Martinez stepped out of the meeting before item 6.2A was considered in executive session.

On item 6.2 A, there was no action.

**7.0 Adjournment**

At 7:57 p.m., Councilman Plata moved for adjournment. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 4-0.

ATTEST:

---

Dr. Armando O'caña, Mayor

---

Anna Carrillo, City Secretary