

**NOTICE OF REGULAR MEETING  
MISSION CITY COUNCIL  
APRIL 23, 2019 7:00 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:**

Jaimie Trevino, Progress Times  
Dave Hendricks  
Andrea Esquivel  
Bill Filut  
Beth Barnes  
Jim Barnes  
Jasen Hardison  
Homero Villarreal  
Irma Flores  
Robert Gonzalez  
David King  
Sean Downy  
Lupe A. Gonzalez

**ABSENT:**

**STAFF PRESENT:**

Nelia Hernandez, Asst. City Secretary  
Elizabeth Hernandez, Executive Secretary  
Angie Vela, Finance Director  
Jaime Acevedo, Planning Director  
Noemi Munguia, HR Director  
Robert Hinojosa, Risk Manager  
Eduardo Belmarez, Purchasing Director  
Roland Rodriguez, I. T. Director  
Roxanne Casarez, Public Information Director  
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  
James Cardoza, Emergency Mngmnt. Coord.  
Robert Dominguez, Chief of Police  
Jody Tittle, Asst. 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  
Ernie Zapata, Health Dept.  
Adela Ortega, Food Pantry Manager  
Joel Chapa, Police Officer

**1. Call to order**

With a quorum being present, Mayor Dr. Armando O'caña called the meeting to order at 7:00 p.m.

**2. Invocation and Pledge Allegiance**

City Manager Randy Perez gave the invocation and Mission Police Explorers Romeo Rivera and Jesus Navarro led the meeting with the pledge of allegiance.

### 3. Proclamation – “National Police Week”

Chief of Police Robert Dominguez presented the Proclamation – “National Police Week.”

Mayor Pro Tem Norie Gonzalez Garza moved to approve the Proclamation – “National Police Week.” Motion was seconded by Councilman Ruben Plata 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 to include McCoy’s 30<sup>th</sup> Anniversary to be held on Tuesday, April 30.

### 5. Departmental Reports

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

### 6. Citizens Participation

Valentine Ortiz, 1507 Ridge Loop and Cristian Briones, 7427 Durango St., Mission, Texas spoke about implementing a tree ordinance for the City.

Andrea Esquivel, 2514 Paseo Encantado, requested the city’s assistance in coordination of the signal light located on Business 83 and Inspiration Road which during peak hours creates issues for traffic.

Sean Downy, 801 N. Bryan Road co-owner of 5X5 Brewery thanked the City for their assistance during the concert and BBQ which benefitted Trooper Sanchez and his family.

#### 1.0 Public Hearing

##### 1.1 Planning & Zoning Recommendations

- A. **Rezoning: Lot 1, Bannworth Business Center, from (C-1) Office Building to (C-2) Neighborhood Commercial, Jose Angel Trevino  
Adoption of Ordinance # 4783 approving 1.1A**

On April 10, 2019 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located along the west side of Shary Road between Village Drive and Mulberry Street. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff and City Manager recommended approval.

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

There were no comments.

Councilman Plata moved to approve the rezoning and to adopt Ordinance No. 4783 Rezoning: Lot 1, Bannworth Business Center, from (C-1) Office Building to (C-2) Neighborhood Commercial. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

**ORDINANCE NO. 4783**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A REZONING LOT 1, BANNWORTH BUSINESS CENTER, FROM (C-1) OFFICE  
BUILDING TO (C-2) NEIGHBORHOOD COMMERCIAL

**B. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Villa Del Mar Restaurant #1, 207 E. Expressway 83, Lot 3, El Pueblo Ph. II Subdivision, C-3, VIGA Restaurant, Inc.,  
Adoption of Ordinance # 4784 approving 1.1B**

On April 10, 2019 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located within a plaza approximately 600' east of Conway Avenue along the north side of Frontage Road of Expressway 83. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Staff recommended approval subject to: 1) Waive the 300' separation requirement from residential neighborhoods, and 2) CUP to be valid until 10/5/19 at which time the applicants TABC license 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.

Councilman Plata moved to approve the cup and to adopt Ordinance No. 4784 Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Villa Del Mar Restaurant #1, 207 E. Expressway 83, Lot 3, El Pueblo Ph. II Subdivision, C-3, as per staff's recommendations. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**ORDINANCE NO. 4784**

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 – VILLA DEL MAR RESTAURANT #1, 207 E. EXPRESSWAY 83,  
LOT 3, EL PUEBLO PH. II SUBDIVISION

**C. Conditional Use Permit Renewal: Restaurant on Property Zoned C-2, 1233 E. Griffin Parkway, Lot 1 & the S. 25' of Lot 2, Block 1, Bel-Aire Heights Subdivision, C-2, The Loretto at Mission (c/o Lupe A. Gonzalez),  
Adoption of Ordinance # 4785 approving 1.1C**

On April 10, 2019 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located on the NW corner of Orange Drive and Griffin Parkway. There was public opposition during the P&Z Mtg. and the concerns voiced were in regards to: noise, late hours, lack of parking spaces, vehicles blocking Orange Street and alley. The Board unanimously recommended approval.

Staff Recommendation: Approval for life of use.

City Manager recommended approval.

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

Ramon Cavazos of 2325 Orange Ave. said he wasn't against the business but had concerns regarding the traffic going into the alley.

Lupe Gonzalez business owner spoke in favor of the request. He mentioned that him and his staff advice customers not to use the alley. He also stated that he understood Mr. Cavazos' concern and have addressed the concern with the Police Dept.

Maria Ester Salinas spoke against the request. She said it was very disturbing to be in a neighborhood and having an 18 wheeler truck going into your alley.

Robert Gonzalez General Manager spoke in favor of the request. Said the delivery trucks don't pass their property into the alley because the kitchen is right next to the loading dock from 495. He mentioned that orders are placed on Mondays to be delivered on Tuesdays.

Mayor Pro Tem Garza recommended that deliveries be made on Mondays when the restaurant is closed, that way the delivery trucks can use the restaurant's parking lot instead of the alley.

Councilman Plata moved to approve the cup and to adopt Ordinance No. 4785 Conditional Use Permit Renewal: Restaurant on Property Zoned C-2, 1233 E. Griffin Parkway, Lot 1 & the S. 25' of Lot 2, Block 1, Bel-Aire Heights Subdivision, C-2, for life of use, subject to deliveries be made on Mondays. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

### **ORDINANCE NO. 4785**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR A RESTAURANT ON PROPERTY ZONED C-2, 1233 E. GRIFFIN PARKWAY, LOT 1 & THE S. 25' OF LOT 2, BLOCK 1, BEL-AIRE HEIGHTS SUBDIVISION

## **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 – April 08, 2019**

### **2.2 Acknowledge Receipt of Minutes**

**Citizen's Advisory Committee – February 26, 2019 and March 12, 2019**

**Speer Memorial Library Board – March 21, 2019**

**Planning and Zoning Commission – March 27, 2019**

**Mission Historical Museum – April 15, 2019**

### **2.3 Authorization for the submittal of a grant application to National Parks and Recreation Association (NRPA2019 NRPA / Disney Play Spaces Grant)**

Authorization was being requested to submit a grant application to National Parks and Recreation Association (NRPA) and Disney "Meet Me at the Park" Matching Grant in the amount of \$30,000 for new inclusive playscape features for Astroland Park. Maximum cost to the City of \$38,641.00.

#### **2.4 Authorization to accept monetary donation for purchase of trees**

Sunset Lions Club of Mission, Texas wished to donate \$200.00 for the purchase and installation of trees at Astroland Park during Mission Roundup / Arbor Day Event to be held April 27, 2019.

#### **2.5 Authorization to accept palm tree donation**

Richard Sanchez of 104 East Bougainvillea Blvd would like to donate 1 Fox Tail Palm to be installed at Arnulfo "Tatan" Park, located at 320 East 1<sup>st</sup> St, Mission, Texas. Approximate value of palm tree was \$250.00.

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

### **3.0 Approvals and Authorizations**

#### **3.1 Board Appointments: Citizens Advisory Committee, Downtown Revitalization Committee, Millennium Committee and Planning & Zoning Commission**

Mayor O'caña was recommending the following appointments:

Citizens Advisory Committee: Appoint Francisco J. Cadena to the vacant SE position term to expire December 31, 2020.

Downtown Revitalization Committee: Appoint Victoria Lopez term to expire December 31, 2020.

Millennium Committee: appoint Michael Garcia, Andy Garcia and Matthew James O'caña term to expire December 31, 2019.

Planning & Zoning Commission appoint Jasen Hardison to replace Jose Luis Morin who resigned term to expire December 31, 2020.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to approve the Board Appointments: Citizens Advisory Committee, Downtown Revitalization Committee, Millennium Committee and Planning & Zoning Commission as per Mayor O'caña's recommendation. Motion was seconded by Councilman Martinez and approved unanimously 5-0.

#### **3.2 Approval of Benches, Tee Signs, Ball Washers and Display Board Agreement with Bench Craft Company and Shary Municipal Golf Course**

Bench Craft was an advertising company that provided benches, tee signs, ball washers and display boards at no cost to the golf course. The Bench Craft Company sells sponsorships for these benches, tee signs, ball washers and display boards and was responsible for providing new product when necessary. The agreement had been reviewed and revised by the city attorney.

Staff and City Manager recommended approval.

Councilman Martinez moved to approve Benches, Tee Signs, Ball Washers and Display Board Agreement with Bench Craft Company and Shary Municipal Golf Course, subject to contract be review by Interim City Attorney. Motion was seconded by Councilman Plata and approved unanimously 5-0.

### **3.3 Authorization to purchase and install 6 shade structures from Tenzo McAllen, LLC**

Staff was seeking authorization for purchase and installation of 6 shade structures thru Tenzo McAllen, LLC via State Approved Buy Board Contract # 512-16 for Mission Tennis Center at Birdwell Park. Cost for purchase and installation of two (2) 17' x 52' shade structures was \$12,777.00 at a combined cost of \$25,554.00 and four (4) 14' x 32' shade structures was \$6,777.00 at a combined cost of \$27,108.00 for a total cost of \$52,662.00. These shade structures would be placed between paired tennis courts to provide shade for bleachers for those watching tennis matches and for those resting between sets.

Staff and City Manage recommended approval.

Mayor Pro Tem Garza moved to authorize to purchase and install 6 shade structures from Tenzo McAllen, LLC, as recommended by staff. Motion was seconded by Councilman Plata and approved unanimously 5-0.

### **3.4 Approval of Sanitary Sewer Service Agreement between the City of Mission and Lone Star Citrus Growers**

Agreement entailed the permitting of Lone Star Citrus Grower to dispose of industrial wastewater at the City of Mission Industrial Pre-treatment plant. Fees associated with disposal were based on meter readings (gallons), Industrial Waste BOD (biochemical Oxygen Demand) and SS (Suspended Solids).

Staff and City Manage recommended approval.

Mayor O'caña mentioned that for the record he wanted to make sure this Agreement be preapproved by TCEQ and confirm that this will not hurt our rating.

Councilman Plata moved to approve the Sanitary Sewer Service Agreement between the City of Mission and Lone Star Citrus Growers. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

### **3.5 Authorization to Execute Payment to Rio Valley Switching Company to replace 2-45 Railroad Crossings at Perkins Street**

Authorization was being requested to execute payment to Rio Valley Switching Company to replace 2-45 linear feet of Railroad Crossings at Perkins Street; Rio Valley Switching Company would do the construction for this project to include Labor and Materials. (1st-\$38,250; 2nd-39,475)

Staff and City Manage recommended approval.

Councilman Plata moved to authorize to execute payment to Rio Valley Switching Company to replace 2-45 Railroad Crossings at Perkins Street. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

### **3.6 Award Bid for Housing Assistance Program HAP Phase 18-II**

On February 25, 2019 City Council authorized staff to solicit bids for seven (7) homes. The City of Mission had accepted and opened four (4) bid responses for these homes. Staff recommended to award the three projects as shown below:

Andrew Salinas d.b.a A-ONE Insulation - \$141,500

Reconstruction:

117 E Victory St – \$69,000 3 bdrm 2 bath, 1100 sq ft

824 Hidalgo St – \$72,500 3 bdrm 2 bath, 1100 sq ft

G&G Contractors - \$69,350

Reconstruction:

810 W 2nd St - \$69,350 2 bdrm 2 bath, 970 sq ft

Andrew Salinas d.b.a A-ONE Insulation and G&G Contractors both met all the Terms & Conditions and Specifications and came within budget on three projects. CAC met on April 9, 2019 and approved staff's recommendation to award three projects.

The City had been utilizing 75% of the annual CDBG allocation for several years for housing projects. Since 1994, a total of 443 families to date had been provided some form of housing assistance. Out of the 443 families, 283 families received reconstruction assistance while 160 families received rehabilitation assistance (including CDBG-R, CDBG-DR and SSBG funds).

Staff Recommendation: Award Bid for Housing Assistance Program HAP Phase 18-II as stated.

City Manage recommended approval.

Councilman Martinez moved to approve to award bid for Housing Assistance Program HAP Phase 18-II, as recommended by staff. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.7 Reject and Re Solicit Bids for Housing Assistance Program HAP Phase 18-IIA**

On February 25, 2019 City Council authorized staff to solicit bids for seven (7) homes. The City of Mission had accepted and opened four (4) bid responses for these homes. The lowest bid amounts exceeded staff's internal cost estimate and construction funds available. Staff was seeking to reject and resolicit bids for the four projects shown below:

Reconstruction:

319 Erma Ave – 2 bdrm 2 bath, 970 sq ft (7%)

205 E Victory St – 2 bdrm 2 bath, 970 sq ft (7%)

800 Cheril St – 2 bdrm 2 bath, 970 sq ft (11%)

Rehabilitation:

4102 Rene Ave (16%)

CAC met on April 9, 2019 and approved staff's recommendation to reject and resolicit bids on these four projects.

The City had been utilizing 75% of the annual CDBG allocation for several years for housing projects. Since 1994, a total of 443 families to date have been provided some form of housing assistance. Out of the 443 families, 283 families received reconstruction assistance while 160 families received rehabilitation assistance (including CDBG-R, CDBG-DR and SSBG funds).

Staff and City Manage recommended approval.

Councilman Plata moved to approve to Reject and Re Solicit Bids for Housing Assistance Program HAP Phase 18-IIA. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

**3.8 Approval of Resolution # 1596 in support of the Re-designation Agreement and Bylaws for the proposed Rio Grande Valley Metropolitan Planning Organization**

The Re-designation agreement was required by federal law to effectuate the consolidation of the MPO's. The composition of the board would be a thirty one (31) member Policy board. The City of Mission would have two board members. The board members must be an elected member of the governing body (i.e., the mayor, a member of the city council). Cities or with more than one member, additional elected official shall be designated by the governing body of the city. The Lower Rio Grande Valley Development Council would be designated to serve as the fiscal agent for the Valley MPO.

Staff and City Manage recommended approval.

Councilman Plata moved to approve Resolution No. 1596 in support of the Re-designation Agreement and Bylaws for the proposed Rio Grande Valley Metropolitan Planning Organization. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**RESOLUTION NO. 1596**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION,  
TEXAS, AUTHORIZING THE MAYOR TO EXECUTE THE RE-DESIGNATION AGREEMENT  
AND BYLAWS FOR THE METROPOLITAN PLANNING ORGANIZATION CONSOLIDATION

**3.9 Approval for the implementation of a speed hump on Gastel Drive between Iowa Street and East Gastel Drive 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 the Homeowners' Association of Mission Manor of vehicular traffic traveling at high rates of speed on Gastel Drive. The Homeowners' Association filed an application with the City of Mission for the aforementioned speed hump. On April 16, 2019, the Traffic Safety Committee met and reviewed the request. It was the recommendation of the Traffic Safety Committee to implement the installation of one speed hump. The request was being forwarded to you for your review and consideration.

Staff and City Manage recommended approval.

Mayor Pro Tem Garza moved to approve the implementation of a speed hump on Gastel Drive between Iowa Street and East Gastel Drive in accordance with City of Mission Code of Ordinances, Division 5, Speed humps, Section 110.351 to Section 110.354. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**3.10 Approval of Ordinance No. 4786 providing for a Four-Way Stop intersection at Gabriel Avenue and 27<sup>th</sup> Street**

The Mission Police Department received a request for approval of an ordinance establishing a Four-Way Stop Intersection at Gabriel Avenue and 27<sup>th</sup> Street. The homeowners are requesting the establishment of the aforementioned four-way stop intersection due to vehicular traffic traveling at a high rate of speed in the area; thus making it dangerous for residents in the neighborhood. On April 16, 2019, the Traffic Safety Committee reviewed the concerns and recommended the placing of a four way stop intersection. The request is being forwarded to you for your review and consideration.

Staff and City Manage recommended approval.

Mayor O'caña requested that solar lights be placed in this four-way stop intersection.

Mayor Pro Tem Garza moved to approve Ordinance No. 4786 providing for a Four-Way Stop intersection at Gabriel Avenue and 27<sup>th</sup> Street. Motion was seconded by Councilman Plata and approved unanimously 5-0.

**ORDINANCE NO. 4786**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, PROVIDING FOR A TRAFFIC CONTROL DEVICE BEING A FOUR-WAY STOP INTERSECTION AT GABRIEL AVENUE AND 27<sup>TH</sup> STREET; PROVIDING FOR INSTALLATION OF SAID TRAFFIC CONTROL DEVICES BEING STOP SIGNS AND PROPER SIGNAGE THEREOF AND MAKING PROVISIONS OF THE STATE TRANSPORTATION CODE AND TRAFFIC ORDINANCE OF THE CITY OF MISSION IN REGARDS TO PENALTY FOR VIOLATION APPLICABLE THERETO;

**3.11 Authorization to solicit bids for Basic/Voluntary Life, AD&D and LTD**

In 2016, the City of Mission entered into a contractual agreement with Lincoln Financial Group for Basic Life, Accidental Death & Dismemberment (AD&D), Long-Term Disability (LTD) and Voluntary Life Insurance. The contract terms were for one year with two one-year renewal options with no increase in rates. Staff was seeking authorization to solicit bids and for Basic and Voluntary Life, AD&D and LTD.

Staff and City Manage recommended approval.

Mayor O'caña mentioned to City Manager and staff that he wanted to do a pre-bid workshop so that council could review the RFB's and work on the insurance.

Councilman Plata moved to authorize to solicit bids for Basic/Voluntary Life, AD&D and LTD. Motion was seconded by Councilman Martinez and approved unanimously 5-0.

**3.12 Tax Collection Report – March 2019**

Finance Director Angie Vela presented the Tax Collection Report-March 2019 for approval.

Staff and City Manage recommended approval.

Councilman Martinez moved to approve the Tax Collection Report-March 2019. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.13 February 2019 Financial Statements**

Finance Director Vela presented the February 2019 Financial Statements for approval.

Staff and City Manage recommended approval.

Mayor Pro tem Garza moved to approve the February 2019 Financial Statements. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**3.14 Acceptance of the Comprehensive Annual Financial Report (CAFR) for the fiscal year ended September 30, 2018**

No action was taken. A Special Meeting would be scheduled for May 1, 2019 at 5:30 p.m. to revisit this item.

**3.15 Budget Amendments: General Fund, Capital Projects Fund, Golf Course and Boys & Girls Club**

Finance Director Vela presented budget amendments BA-19-24 thru BA-19-27 to the City Council for approval.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the budget amendments BA-19-24 thru BA-19-27. Motion was seconded by Councilman Martinez and approved unanimously 5-0.

**3.16 Approval of Resolution No. 1597 Adopting and Implementing a Partial Amnesty Program to Waive Interest, Penalty Fees and Administrative Costs Due to Outstanding Mowing Liens**

The City of Mission had administered a mowing, program to secure compliance with State Statutes and City Ordinances. Property owners who fail to comply with this program were assessed a fee and were subject to penalties, interest and administrative costs. Ordinarily, the collection of such charged fees occurred when property owners were billed or a title of property changes ownership. The lien was released in accordance with policy once paid in full. When a taxpayer did not pay these fees, liens had been utilized as a financing mechanism to recoup the City's expenditures incurred to clean and mow weedy lots.

Staff was recommending waiver of interest, penalty fees and administrative costs on all mowing liens filed in the office of the office of the County Clerk of Hidalgo County, Texas, before April 24th, 2019, and paid in full to City during the period commencing on April 24th, 2019 and ending on September 30th, 2019. It was staff's belief that such waiver would be an incentive for the payment of such delinquent accounts. The collection of these accounts would be beneficial to and in the public interest of the City of Mission.

Staff and City Manager recommended approval.

Councilman Martinez moved to approve Resolution No. 1597 Adopting and Implementing a Partial Amnesty Program to Waive Interest, Penalty Fees and Administrative Costs Due to Outstanding Mowing Liens. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

**RESOLUTION NO. 1597**

RESOLUTION ADOPTING AND IMPLEMENTING A PARTIAL AMNESTY PROGRAM TO WAIVE INTEREST, PENALTY FEES AND ADMINISTRATIVE COSTS DUE ON OUTSTANDING MOWING LIENS

**4.0 Unfinished Business**

None

## **5.0 Routine Matters**

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

City Manager Perez invited the community to the Mission 2019 Round-up activities on Saturday, April 27 from 10 a.m. – 2 p.m. at Mission City Hall.

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

Mayor O'cana invited the citizens to the 2019 Round-up and to the Mission Arts Festival. He also asked citizens to take part in the 2019 Tire Collection which would also be held on Saturday, April 27 sponsored by LRGVDC.

### **5.3 City Council Comments**

Councilman Martinez advised that they will be attending the TMLIRP Board meeting on Saturday, April 27 in support of Homer Salinas.

Councilwoman Ochoa congratulated Cesar Gutierrez, Sanitation Director for their hard work in keeping Mission beautiful by picking up brush on a timely manner.

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

At 8:10 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 Personnel matters Sec. 551.074**

- A. Deliberation and possible action regarding request for benefits from Horacio Peña, Jr.
- B. Discussion regarding In-house City Attorney

### **6.2 Consultation with Attorney Sec. 551.071 (1)**

- A. Legal aspects of City Manager's evaluation format / content

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

Councilman Martinez stepped out of the meeting prior to council's discussion on Item 6.1B.

At 9:29 p.m., Mayor Pro Tem Garza moved to reconvene in open session. Motion was seconded by Councilman Plata and approved unanimously 4-0.

On Item 6.1A – Mayor Pro Tem Garza moved to authorize Interim City Attorney to respond to Horacio Peña, Jr's request as discussed in executive session. Motion was seconded by Councilman Plata and approved unanimously 4-0.

On item 6.1 B – No action was taken.

On item 6.2A – No action was taken.

**7.0 Adjournment**

At 9:30 p.m., Councilman Plata moved for adjournment. Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

ATTEST:

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

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