

**NOTICE OF REGULAR MEETING
MISSION CITY COUNCIL
FEBRUARY 24, 2020 5:30 P.M.
MISSION CITY HALL**

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

Anna Carrillo, City Secretary

ALSO PRESENT:

Charlie Mischel
Reynaldo Navarro
Marlen Salinas
Randy Garza
Jose Botello
Caleb Botello
Alex Mata
Daniel Mata
Claudia Elizondo
Liam Grant
April Grant
Arely Vazquez
Joe Louis Sanchez
Damian Fidel Soliz
Lupe Soliz
Hilda Flores
Juan Paniagua
Lupe Cantu
Maria Ester Salinas
Abiel Flores
Jeremy Chavara
Irma Flores

STAFF PRESENT:

Nelia Hernandez, Asst. City Secretary
Paula Banda, Administrative Asst.
Aida Lerma, Deputy City Manager
David Flores, Deputy City Manager
Jaime Acevedo, Planning Director
Susie De Luna, Asst. Planning Director
Noemi Munguia, HR Director
Roberto 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
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
JJ Guerrero, Boys & Girls Club Director
Brad Bentsen, Parks & Recreation Director
Mayra Rocha, Library Director
Cynthia Lopez, Museum Director
Cesar Gutierrez, Sanitation Director
Ernie Zapata, Health Supervisor
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 5:30 p.m.

2. Invocation and Pledge Allegiance

Invocation and Pledge Allegiance - Pastor Juan de la Garza of Iglesia del Pueblo Church led the invocation. The Pledge of Allegiance was led by Boys Scouts Troop 83.

3. Proclamation – Children’s Advocacy Center

Deputy City Manager Aida Lerma presented the Proclamation – Children’s Advocacy Center. Lorena Castillo, Jesus Sanchez and Pat Plum received the proclamation.

Mayor Pro Tem Norie Gonzalez Garza moved to approve the Proclamation – Children’s Advocacy Center. Motion was seconded by Councilman Ruben Plata and approved unanimously 5-0.

4. Proclamation – Reynaldo Navarro Jr.

Deputy City Manager Lerma presented the Proclamation – Reynaldo Navarro Jr. Mr. Navarro received the proclamation.

Mayor Pro Tem Garza moved to approve the Proclamation – Reynaldo Navarro Jr. Motion was seconded by Councilman Plata and approved unanimously 5-0.

5. Proclamation – Activity Directors Appreciation Day

Deputy City Manager Lerma presented the Proclamation – Activity Directors Appreciation Day. Robert and Billie Ferguson accepted the Proclamation.

Mayor Pro Tem Garza moved to approve the Proclamation – Activity Directors Appreciation Day. Motion was seconded by Councilman Plata and approved unanimously 5-0.

6. 2020 Census Announcement

Deputy City Manager Lerma stressed the importance of the Census and that everyone counts. Self-response date would be online on March 12, 2020. A video was presented.

7. Report from the Greater Mission Chamber of Commerce

Brenda Enriquez, President of the Greater Mission Chamber of Commerce reported on past and upcoming events for the chamber. The UTRGV small business development center taking place on Tuesday and a Members spotlight mixer taking place on Thursday were some of the events mentioned.

8. 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.

9. Citizens Participation

Leo Longoria former Chief of Police and Officer Paniagua elaborated on the importance of the Chaplain program for Police Dept. and Fire Dept. assisting when giving death notice to local families.

Police Chief Roberto Dominguez submitted the Racial Profiling report to the City Council.

1.0 Public Hearing

1.1 Planning & Zoning Recommendations

- A. Rezoning: A tract of land being the North 26.0 acres, more or less, of the South 32.0 acres of the North 96.0 acres of a certain 203.8 acres tract of land known as the Fernandez Strip out of Porcion 52 Subdivision, from (PUD) Planned Unit Development to (AO-I) Agricultural Open Interim, APC Towers, LLC, Adoption of Ordinance # 4892 approving 1.1A**

On February 12, 2020 the Planning and Zoning Commission held a Public Hearing to consider this rezoning request. The subject site was located near the SW corner of Inspiration Road and Mile 1 South. 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. 4892 Rezoning: A tract of land being the North 26.0 acres, more or less, of the South 32.0 acres of the North 96.0 acres of a certain 203.8 acres tract of land known as the Fernandez Strip out of Porcion 52 Subdivision, from (PUD) Planned Unit Development to (AO-I) Agricultural Open Interim, APC Towers, LLC. Motion was seconded by Councilman Alberto Vela, and approved unanimously 5-0.

ORDINANCE NO. 4892

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A REZONING FOR A TRACT OF LAND BEING THE NORTH 26.0 ACRES, MORE
OR LESS, OF THE SOUTH 32.0 ACRES OF THE NORTH 96.0 ACRES OF A CERTAIN 203.8
ACRES TRACT OF LAND KNOWN AS THE FERNANDEZ STRIP OUT OF PORCION 52
SUBDIVISION, FROM PUD (PLANNED UNIT DEVELOPMENT) TO AO-I (AGRICULTURAL
OPEN INTERIM)

- B. Conditional Use Permit: The construction of a New 120' Monopole Cellular Phone Tower on property zoned AO-I (Agricultural Open Interim), 716 S. Inspiration Road, A tract of land being the North 26.0 acres, more or less, of the South 32.0 acres of the North 96.0 acres of a certain 203.8 acres tract of land known as the Fernandez Strip out of Porcion 52 Subdivision, PUD (AO-I proposed), APC Towers, LLC Adoption of Ordinance # 4893 approving 1.1B**

On February 12, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located at the SW corner of Inspiration Road and Mile 1 South. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: approval of the CUP for life of use subject to: 1) Must install an 8' opaque fence around the lease area; 2) Must allow for co-location by others; and 3) The CUP shall not be transferable to others.

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. 4893 Conditional Use Permit: The construction of a New 120' Monopole Cellular Phone Tower on property zoned AO-I (Agricultural Open Interim), 716 S. Inspiration Road, A tract of land being the North 26.0 acres, more or less, of the South 32.0 acres of the North 96.0 acres of a certain 203.8 acres tract of land known as the Fernandez

Strip out of Porcion 52 Subdivision, PUD (AO-I proposed), APC Towers, LLC as per staff's recommendations. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

ORDINANCE NO. 4893

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS
GRANTING A CONDITIONAL USE PERMIT FOR THE CONSTRUCTION OF A NEW 120'
MONOPOLE CELLULAR PHONE TOWER ON PROPERTY ZONED AO-I (AGRICULTURAL
OPEN INTERIM), 716 S. INSPIRATION ROAD, A TRACT OF LAND BEING THE NORTH 26.0
ACRES, MORE OR LESS, OF THE SOUTH 32.0 OF THE NORTH 96.0 ACRES OF A CERTAIN
203.8 ACRES TRACT OF LAND KNOWN AS THE FERNANDEZ STRIP OUT OF PORCION 52
SUBDIVISION

**C. Conditional Use Permit: Drive-Thru Service Window, 1712 W. Griffin Parkway, Lot 22,
Block 4, Oakwood Estates #2, C-3, Mario E. Cepeda,
Adoption of Ordinance # _____ approving 1.1C**

On February 12, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located approximately 64' west of Kristi Lane along the north side of Griffin Parkway. There was public opposition during the P&Z Mtg and the concerns voiced were in regards to loud music and trucks with loud mufflers. The Board unanimously recommended approval.

Staff Recommendation: denial of hours until midnight. Perhaps an approval for 11:00 p.m. and if after 90 days there were no issues, consider extending until midnight.

City Manager recommended denial.

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

Mrs. Janie Cantu who lived just behind the business spoke against the request. She mentioned her discontent with all the noise coming from the loud music, and loud engine or mufflers at very late hours into the night.

Applicant Mario E. Cepeda was in favor of the request. He advised the council that he was in the process of purchasing this property. He also stated that he was willing to install a masonry wall to the north side of the business and that he would also have security to control the noise coming from the vehicles.

After much deliberation from the council, Councilwoman Ochoa moved to deny the Conditional Use Permit: Drive-Thru Service Window, 1712 W. Griffin Parkway, Lot 22, Block 4, Oakwood Estates #2, C-3. Motion was seconded by Mayor Pro Tem Garza and denied unanimously 5-0.

D. Conditional Use Permit Renewal: Sale and On-Site Consumption of Alcoholic Beverages – Wingstop Restaurant, 1801 N. Conway Avenue, Suite F, Lot 1, Enrique Mery Subdivision, C-3, Gabriela’s Heavenly Wings II, LLC, Adoption of Ordinance # 4894 approving 1.1D

On February 12, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located within a commercial plaza in the NW area of 18th Street and Conway. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: approval of this CUP for a period of 4 years at which time the applicant would have to renew their TABC license, and Conditional Use Permit.

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. 4894 Conditional Use Permit Renewal: Sale and On-Site Consumption of Alcoholic Beverages – Wingstop Restaurant, 1801 N. Conway Avenue, Suite F, Lot 1, Enrique Mery Subdivision, C-3, Gabriela’s Heavenly Wings II, LLC, as per staff’s recommendations. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

ORDINANCE NO. 4894

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 – WINGSTOP RESTAURANT, 1801 N. CONWAY AVENUE, SUITE F, LOT 1, ENRIQUE MERY SUBDIVISION

E. Conditional Use Permit Renewal: Sale and On-Site Consumption of Alcoholic Beverages – Sr. Mostacho, 1522 E. Expressway 83, Suites 108 & 109, Lots 3 & 4, Stewart Plaza Ph. I Subdivision, C-3, Sr. Mostacho, LLC, Adoption of Ordinance # 4895 approving 1.1E

On February 12, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located on the SW corner of Stewart Road and Expressway 83. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: approval subject to: 1) a 4-year re-evaluation; 2) waiver of the 300’ separation requirement, and 3) continued compliance with all Building, Fire, & Health Codes.

City Manager recommended approval.

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

There were no comments.

Councilman Plata moved to approve the cup and to adopt Ordinance No. 4895 Conditional Use Permit Renewal: Sale and On-Site Consumption of Alcoholic Beverages – Sr. Mostacho, 1522 E. Expressway 83, Suites 108 & 109, Lots 3 & 4, Stewart Plaza Ph. I Subdivision, C-3, Sr. Mostacho, LLC, as per staff's recommendations. Motion was seconded by Councilman Vela and approved unanimously 5-0.

ORDINANCE NO. 4895

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 – SR. MOSTACHO, 1522 E. EXPRESSWAY 83, SUITES 108 & 109, LOTS 3 & 4, STEWART PLAZA PH. I SUBDIVISION

F. Conditional Use Permit Renewal: Sale and On-Site Consumption of Alcoholic Beverages – Marco's Burgers & More, 2507 & 2509 E. Griffin Parkway, Lots 3 & 4, Block 2, Tierra Grande Commercial Plaza Subdivision, C-3, CGS Enterprises, LLC, Adoption of Ordinance # 4896 approving 1.1F

On February 12, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located near the NE corner of E. Griffin Parkway (F.M. 495) and Tierra Drive. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: approval for a period of 4 years: at which time the applicant would have to renew their TABC license and Conditional Use Permit.

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. 4896 Conditional Use Permit Renewal: Sale and On-Site Consumption of Alcoholic Beverages – Marco's Burgers & More, 2507 & 2509 E. Griffin Parkway, Lots 3 & 4, Block 2, Tierra Grande Commercial Plaza Subdivision, C-3, CGS Enterprises, LLC, as per staff's recommendations. Motion was seconded by Councilman Vela, and approved unanimously 5-0.

ORDINANCE NO. 4896

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 – MARCO'S BURGERS & MORE, 2507 & 2509 E. GRIFFIN PARKWAY, LOTS 3 & 4, BLOCK 2, TIERRA GRANDE COMMERCIAL PLAZA SUBDIVISION

G. Conditional Use Permit Renewal: Drive-Thru Service Window – Brick Fire Pizza & More, 704 E. Griffin Parkway, Suite 130, Being a 1.24 acre portion, more or less out of Lot 24-8, West Addition to Sharyland, C-3, Brick Fire Pizza & More, LLC, Adoption of Ordinance # 4897 approving 1.1G

On February 12, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located within a commercial plaza between

Mayberry Avenue and Augusta along the south side of E. Griffin Parkway. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Staff recommends approval for life of use subject to CUP not being transferable to others.

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. 4897 Conditional Use Permit Renewal: Drive-Thru Service Window – Brick Fire Pizza & More, 704 E. Griffin Parkway, Suite 130, Being a 1.24 acre portion, more or less out of Lot 24-8, West Addition to Sharyland, C-3, Brick Fire Pizza & More, LLC, as per staff's recommendations. Motion was seconded by Councilwoman Ochoa, and approved unanimously 5-0

ORDINANCE NO. 4897

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT RENEWAL FOR A DRIVE-THRU SERVICE WINDOW- BRICK FIRE PIZZA & MORE, 704 E. GRIFFIN PARKWAY, SUITE 130, BEING A 1.24 ACRE PORTION, MORE OR LESS OUT OF LOT 24-8, WEST ADDITION TO SHARYLAND

H. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Palms II Lounge, 600 E. 9th Street, Lots 11-15, Block 142, Mission Original Townsite Subdivision, C-3, Palms II Lounge, LLC, Adoption of Ordinance # 4898 approving 1.1H

On February 12, 2020 the Planning and Zoning Commission held a Public Hearing to consider this conditional use permit request. The subject site was located on the SE corner of E. 9th and St. Marie. There was no public opposition during the P&Z Mtg. The Board unanimously recommended approval.

Staff Recommendation: Staff recommends approval of this CUP for a period of 4 years; at which time the applicant would have to renew their TABC license and Conditional Use Permit.

City Manager recommended approval.

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

There were no comments.

Councilman Vela moved to approve the cup and to adopt Ordinance No. 4898 Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Palms II Lounge, 600 E. 9th Street, Lots 11-15, Block 142, Mission Original Townsite Subdivision, C-3, Palms II Lounge, LLC, as per staff's recommendations. Motion was seconded by Councilman Plata, and approved unanimously 5-0.

ORDINANCE NO. 4898

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 – PALMS II LOUNGE, 600 E. 9TH STREET, LOTS 11-15, BLOCK 142, MISSION ORIGINAL TOWNSITE SUBDIVISION

I. Discussion and Action to Amend Chapter 42, Article VI- Noise, Adoption of Ordinance # _____ approving 1.1I

On February 12, 2020 the Planning and Zoning Commission held a Public Hearing to consider amending Chapter 42, Article VI – Noise and renumbering.

There was no public opposition during the P&Z Mtg. The P&Z Board unanimously approved the proposed amendment.

Staff and City Manager recommended approval.

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

Maria Ester Salinas 715 Miller St. was against. She voiced her concerns about the loud noise all hours of the nights. She wasn’t happy about the decil level of the measurements that determined the results, because the loud noise level was still a nuisance.

Councilwoman Ochoa asked Jaime Acevedo Planning Director how these tests were determined. Mr. Acevedo stated that they measured the noise with loud speakers and amplifiers. She was asking specifications for sound levels and she wanted to discuss it more with a workshop.

No action was taken, council asked staff to conduct further research.

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 10, 2020

Special Meeting – February 18, 2020

2.2 Acknowledge Receipt of Minutes

Citizen’s Advisory Committee – January 14, 2020

Parks & Recreation Dept. – January 14, 2020

Mission Historical Museum – January 20, 2020

Mission Boys & Girls Club – January 21, 2020

Planning & Zoning Commission – January 22, 2020

Speer Memorial Library Board – January 21, 2020

2.3 Approval of Resolution # 1639 authorizing the submittal of the FY 2020 Homeland Security Grant Program for the Office of Emergency Management thru E-Grants

The Office of Emergency Management was seeking authorization to submit a grant for FY 2020

Homeland Security Grant Program for the Public Works Department for a message board and a trailer mounted de-watering pump. This was a regional grant; this grant requires no matching funds.

RESOLUTION # 1639

AUTHORIZING THE SUBMITTAL OF THE FY 2020 HOMELAND SECURITY GRANT PROGRAM FOR THE OFFICE OF EMERGENCY MANAGEMENT THRU E-GRANTS

2.4 Approval of Resolution # 16340 authorizing the submittal of a grant application for the 2020 Homeland Security Grant program thru the Lower Rio Grande Valley Development Council

The Mission Fire Department was seeking authorization to apply for the 2020 Homeland Security Grant program thru the Lower Rio Grande Valley Development Council and the approval of Resolution for submission of the grant application. The department would apply for equipment Fire Department Hazmat Team in the amount of \$53,430.00. There are no matching funds required.

RESOLUTION # 16340

AUTHORIZING THE SUBMITTAL OF A GRANT APPLICATION FOR THE 2020 HOMELAND SECURITY GRANT PROGRAM THRU THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL

2.5 Authorization to Solicit bids for Sludge management Services for the Public Works Department

Staff was seeking authorization for Sludge Management Services for the Waste Water Treatment Plant, Industrial Pre-Treatment Plant, North Water Treatment Plant and South Water Treatment Plant. Services are needed for the transport and disposed of sludge in liquid and solid form.

2.6 Approval of Resolution # 1641 declaring the adoption of the Municipality of Xalisco, State of Nayarit, Mexico as Mission's Sister City

Approval to declare the adoption of the Xalisco, Nayarit, Mexico as a Sister City and authorizing Mayor O'cana to act as the official representative of Mission to carry out this program. Honorable Mayor Nadia Alejandra Ramírez López 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 Xalisco, Nayarit, Mexico 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.

RESOLUTION NO. 1641

THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS DECLARES THE ADOPTION OF THE MUNICIPALITY OF XALISCO, NAYARIT AS A SISTER CITY.

2.7 Approval of Resolution # 1642 Regarding Waterline Access Agreement with Sharyland Water Supply within city limits for EZ Clean Subdivision

The proposed EZ Clean Subdivision was located within the service area of the Sharyland Water Supply Corporation and within the City of Mission's City Limits.

Sharyland Water Supply Corporation has adequate-sized water lines to support fire hydrants in the area and requires an agreement be entered between the Corporation, the property owner and the City of Mission before such installation is allowed.

RESOLUTION NO. 1642

A RESOLUTION OF THE CITY OF MISSION, TEXAS TO APPROVE A WATERLINE ACCESS AGREEMENT BETWEEN THE SHARYLAND WATER SUPPLY CORPORATION, AND JPO ENTERPRISES, INC. FOR EZ CLEAN SUBDIVISION

2.8 Approval of Resolution # 1643 Regarding Waterline Access Agreement with Sharyland Water Supply within city limits for Plaza Paraiso Subdivision

The proposed Plaza Paraiso Subdivision was located within the service area of the Sharyland Water Supply Corporation and within the City of Mission's ETJ.

Sharyland Water Supply Corporation had adequate-sized water lines to support fire hydrants in the area and requires an agreement be entered between the Corporation, the property owner and the City of Mission before such installation is allowed.

RESOLUTION NO. 1643

A RESOLUTION OF THE CITY OF MISSION, TEXAS TO APPROVE A WATERLINE ACCESS AGREEMENT BETWEEN THE SHARYLAND WATER SUPPLY CORPORATION, AND JOSE NEUMANN & OMAR SILVA – PLAZA PARAISO SUBDIVISION

2.9 Interlocal Agreement between the City of Mission, Texas and the City of Palmview, Texas regarding the use of the Animal Control Facility

The City of Mission would be providing the City of Palmview with impound services. Palmview would pay Mission a onetime, payment in the amount of \$3,000.00 for the expansion of the facility.

The City of Palmview would be assessed a fee of \$70.00 per animal, if an animal needs to be quarantined the fee would be 200.00 per animal. The Agreement was for one year, and would automatically be extended for additional one-year term at mutually agreed upon rate. The agreement had been approved by the City of Palmview.

2.10 Authorization to surplus machinery and equipment and sell via online auction or dispose

The City of Mission Finance Department was requesting authorization to surplus of machinery and equipment. Items staff had determined that was no longer of use to the city. All surplus items would be sold at online auction and those items with no resale value would be disposed.

2.11 Authorization to apply for the 2019 Assistance to Firefighters Grant Program thru the US Department of Homeland Security (DHS), Federal Emergency Management Agency (FEMA)

The Mission Fire Department was seeking authorization to apply for the 2019 Assistance to Firefighters Grant Program thru the US Department of Homeland Security, Federal Emergency Management Agency. The department would apply for portable radios, rescue equipment, and decontamination equipment for the department's daily operations in the amount of \$856,530.00. There was a 10% cost share match of funds required in the amount of \$95,170.00 which brings the total amount to \$951,700.00.

2.12 Authorization to submit the FY-2020 COPS Hiring Program Grant application to the U.S. Department of Justice – Office of Community Oriented Policing Services

The City of Mission Police Department was requesting authorization to submit the FY-2021 COPS Hiring Program Grant application to the U.S. Department of Justice – Office of Community Oriented Policing Services. The Program allows the hiring of police officers where the program pays 75% of the officers' salary and was matched by the city at 25% through the tenure of the three year grant. The City of Mission was requesting ten (10) officers from this grant. The City of Mission, if awarded the grant, would be required to maintain the positions for one additional year at 100% expense to the city. The Mission Police Department, under the policies and procedures of our state drug forfeiture account, would supply the first year 25% match that was required by the grant.

2.13 Approval of Resolution No. 1644 authorizing the submission of a grant application to the Lower Rio Grande Development Council for the Mission Police Department SWAT Equipment Grant Project

The grant would allow the Mission Police Department to purchase a remote controlled robot for SWAT purposes. The robot would enhance the capabilities of SWAT by allowing them to quickly and safely inspect dangerous situations. It can save lives by keeping officers out of harm's way. The grant would provide for 15 (fifteen) Full-face air purifying respirators which was needed to be deemed as a Type 3 SWAT team under FEMA/NIMS Standards.

RESOLUTION NO. 1644

RESOLUTION APPROVING THE RESOLUTION OF MISSION ECONOMIC DEVELOPMENT CORPORATION AUTHORIZING THE ISSUANCE OF BONDS ON BEHALF OF WASTE MANAGEMENT, INC.; AND MATTERS RELATED THERETO

2.14 Authorize the Fire Marshal's office to submit a Local Community Walmart Grant Application

Staff was seeking approval to apply for a \$5,000.00 Local Community Grant from WalMart. This was a non-matching grant if awarded the monies would be used to purchase a "Sparky Suit" to be used for public education events.

2.15 Approval of Resolution # 1645 authorizing the submittal of a Grant Application with the Lower Rio Grande Valley Development Council for a Regional Solid Waste Grants Program administered by the Texas Commission on Environmental Quality (TCEQ)

The Sanitation Department was requesting authorization to submit a grant application for a regional solid waste grant program with the Lower Rio Grande Valley Development Council. The Program would allow the City of Mission to purchase two new fully equipped mobile Recycle Trailers which would assist in reducing waste generation/disposal and develop responsible waste disposal practices. The City of Mission, if awarded the grant, would be required to contribute \$5,000 as a cash match required by the grant.

RESOLUTION NO. 1645

RESOLUTION OF LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL (LRGVDC) AUTHORIZING THE FILING OF A GRANT APPLICATION WITH THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL FOR A REGIONAL SOLID WASTE GRANTS PROGRAM

GRANT; AUTHORIZING ARMANDO OCANA, MAYOR TO ACT ON BEHALF OF CITY OF MISSION IN ALL MATTERS RELATED TO THE APPLICATION; PLEDGING THAT IF A GRANT IS RECEIVED CITY OF MISSION WILL COMPLY WITH THE GRANT REQUIREMENTS OF THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL. THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY AND THE STATE OF TEXAS.

2.16 Approval of Ordinance # 4899 of the City Of Mission, Texas Creating a Veterans Advisory Board; Specifying The Terms Of Office; Specifying The Qualifications For Membership; And Ordaining Other Provisions Related To The Subject Matter Thereof

Purpose of the Board was to advise the Mayor and City Council on military veteran programs, policies and practices designed to improve the quality of life for veterans; educate the community and strengthen existing services for military veterans' rights, needs and contributions to our community. Assist in creating and supporting a community connection point to inform, guide and direct military veterans seeking personal and professional enhancement services that may include education, mentoring, workforce support, and health and wellness while creating a one stop veterans' benefit center for veterans. Advise and make recommendations on other issues and matters relating to military.

Committee shall be merged with the ACE Club and be composed of seven (7) members to be appointed by the Mayor with the advice and consent of the City Council of the City of Mission for terms of two (2) years each.

ORDINANCE NO. 4899

AN ORDINANCE CREATING A VETERANS ADVISORY BOARD; SPECIFYING THE TERMS OF OFFICE; SPECIFYING THE QUALIFICATIONS FOR MEMBERSHIP; AND ORDAINING OTHER PROVISIONS RELATED TO THE SUBJECT MATTER THEREOF.

2.17 Approval for Submission of grant application to Valley Baptist Legacy Foundation and seek any additional contribution/sponsorships from organizations for the All Inclusive Playground/Playscape at Mission Lions Park

Approval was being requested for submission of grant application to Valley Baptist Legacy Foundation for the purpose of the purchase and installation of an All Inclusive Playground for the replacement of existing Playscape at Mission Lions Park. This was a non-matching grant application. Mayor would be the authorized representative for the submission of this application. Estimated cost of project was \$500,000.00.

Mayor Pro Tem Garza moved to approve the consent agenda items 2.1 thru 2.17. Motion was seconded by Councilman Plata and approved unanimously 5-0.

3.0 Approvals and Authorizations

3.1 Board Appointment: Planning and Zoning Commission

Mayor O'caña was recommending the following appointments:

Planning & Zoning Commission: Appoint Bealinda O. DeForest to the Alternate Position term to expire 12/31/2022

Mayor Pro Tem Garza moved to approve the Board Appointments: Bealinda O. DeForest to the Alternate Position term to expire 12/31/2022. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.

3.2 Authorization to award bids for the purchase of Cold Water Meters for the Public Works Department

The City of Mission had accepted and opened four (4) Bid responses for Cold Water Meters. Staff recommends awarding to Zenner Performance Meters, Inc (DBA Zenner USA), who was the lowest responsible bidder meeting all specifications. Recommendation was based solely on estimated quantities and orders would be placed on an as needed basis throughout the one year base term. The contract terms would be for one year with one-year renewal option.

Staff and City Manager recommended approval.

Mayor Pro Tem Garza moved to authorize to award bids for the purchase of Cold Water Meters for the Public Works Department to Zenner Performance Meters, Inc (DBA Zenner USA). Motion was seconded by Councilwoman Ochoa and approved unanimously 4-0.

3.3 Authorization to award bids for the purchase of Meter Connect Supplies for the Public Works Department

The City of Mission had accepted and opened two (2) Bid responses for Meter Connect Supplies. Staff recommends awarding to Core and Main LP, who was the lowest responsible bidder meeting all specifications. Recommendation was based solely on estimated quantities and orders would be placed on an as needed basis throughout the one year base term. The contract terms would be for one year with one-year renewal option.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to award bids for the purchase of Meter Connect Supplies for the Public Works Department to Core and Main LP. Motion was seconded by Councilman Vela and approved unanimously 4-0.

3.4 Approval of Ordinance # 4900 amending Chapter 70 Parks and Recreation Code of Ordinances by adding by adding Section 70-157-163, establishing guidelines for the naming and re-naming of City Parks.

The City of Mission received requests from time to time to name/re-name City Parks. As there was no such established ordinance in place; please find the Ordinance as a recommendation that would establish a policy with criteria for these types of requests. Parks and Recreation Advisory Board has met and reviewed with Parks and Recreation Staff and voted unanimously on the recommendation.

Staff and City Manager recommended approval.

Councilwoman Ochoa moved to approve Ordinance No. 4900 amending Chapter 70 Parks and Recreation Code of Ordinances by adding by adding Section 70-157-163, establishing guidelines for the naming and re-naming of City Parks. Motion was seconded by Councilman Vela and approved unanimously 4-0.

ORDINANCE NO. 4900

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION AMENDING
CHAPTER 70 – PARKS & RECREATION BY CREATING ARTICLE VI
OF THE CITY OF MISSION CODE OF ORDINANCES
ESTABLISHING GUIDELINES FOR THE NAMING/RENAMING OF CITY PARKS

3.5 Authorization for the Mission Boys & Girls Club to enter into agreement with Mission Consolidated Independent School District Child Nutrition Program

Mission Consolidated Independent School District Child Nutrition Program would provide meals and snacks to the Boys & Girls Club of Mission on a daily basis. Parental consents would be obtained before providing service to participants.

There no cost to the City for this nutrition service.

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to the Mission Boys & Girls Club to enter into agreement with Mission Consolidated Independent School District Child Nutrition Program. Motion was seconded by Councilman Ochoa and approved unanimously 5-0.

3.6 Approval of Resolution # 1646 A Resolution of City Council of Mission Approving the Resolution of Mission Economic Development Corporation Authorizing the Issuance of Bonds on Behalf of Waste Management, Inc. and Matters Related Thereto

Lee McCormick, President of Community Development Associates, had facilitated the issuance of Solid Waste Disposal Revenue Bonds by the Mission Economic Development Corporation for the purpose of financing and refinancing projects for Waste Management, Inc., under the assistance of MEDC's Private Activity Bond program.

Mr. McCormick was present to answer any questions City Council members may have.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Resolution No.1646 A Resolution of City Council of Mission Approving the Resolution of Mission Economic Development Corporation Authorizing the Issuance of Bonds on Behalf of Waste Management, Inc. and Matters Related Thereto. Motion was seconded by Councilman Ochoa and approved unanimously 5-0.

RESOLUTION #1646

RESOLUTION APPROVING THE RESOLUTION OF MISSION ECONOMIC DEVELOPMENT CORPORATION AUTHORIZING THE ISSUANCE OF BONDS ON BEHALF OF WASTE MANAGEMENT, INC.; AND MATTERS RELATED THERETO

3.7 Approval of Resolution 1647 A Resolution of City Council of Mission Approving the Resolution of Mission Economic Development Corporation Authorizing the Issuance of Bonds on Behalf of Republic Services, Inc. and Matters Related Thereto

Lee McCormick, President of Community Development Associates, had facilitated the issuance of Solid Waste Disposal Revenue Bonds by the Mission Economic Development Corporation for the purpose of financing and refinancing projects for Republic Services, Inc., under the assistance of MEDC's Private Activity Bond program.

Staff and City Manager recommended approval.

Councilman Plata moved to approve the Resolution No.1647 A Resolution of City Council of Mission Approving the Resolution of Mission Economic Development Corporation Authorizing the Issuance of Bonds on Behalf of Republic Services, Inc. and Matters Related Thereto. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

RESOLUTION #1647

RESOLUTION APPROVING THE RESOLUTION OF MISSION ECONOMIC DEVELOPMENT CORPORATION AUTHORIZING THE ISSUANCE OF BONDS ON BEHALF OF REPUBLIC SERVICES, INC.; AND MATTERS RELATED THERETO

3.8 Award Bid for Housing Assistance Program HAP Phase 19-I

On January 27, 2020 City Council authorized staff to solicit bids for four (4) homes. The City of Mission had accepted and opened four (4) bid responses for these homes. Staff recommends to award these projects as shown below:

Andrew Salinas dba A One Insulation - \$199,300

Reconstruction:

- *413 N Canal Ave. - \$62,800 2 bdrm 2 bath, 970 sq ft
- **1004 Reynosa St. - \$63,250 2 bdrm 2 bath, 970 sq ft
- 1908 Victoria St. - \$73,250 3 bdrm 2 bath, 1100 sq ft

Andrew Salinas dba A One Insulation met all the Terms & Conditions and Specifications and came within budget on these projects. CAC met on February 18, 2020 and approved staff's recommendation to award these projects.

*Hardship case: Loss to Fire 11/29/08 approved by CAC 3/12/19 and CC 3/25/19

**Hardship case: Unsafe structure/violation of Ordinance 1334 Code enforcement letter dated November 5, 2019

The City had been utilizing 75% of the annual CDBG allocation for several years for housing projects. Since 1994, a total of 456 families to date had been provided some form of housing assistance. Out of the 456 families, 294 families received reconstruction assistance while 162 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 HAP Phase 19-I to Andrew Salinas dba A One Insulation. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

3.9 Reject and Re Solicit Bid for Housing Assistance Program HAP Phase 19-I A

On January 27, 2020 City Council authorized staff to solicit bids for four (4) homes. The City of Mission had accepted and opened four (4) bid responses for these homes. The lowest bid amount for the rehabilitation project exceeded staff's internal cost estimate. Staff was seeking to reject and resolicit bid for the rehabilitation project shown below:

Rehabilitation:

- 2801 David St. (33%)

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CAC met on February 18, 2020 and approved staff's recommendation to reject and resolicit bid on this project.

The City had been utilizing 75% of the annual CDBG allocation for several years for housing projects. Since 1994, a total of 456 families to date have been provided some form of housing assistance. Out of the 456 families, 294 families received reconstruction assistance while 162 families received rehabilitation assistance (including CDBG-R, CDBG-DR and SSBG funds).

Staff and City Manager recommended approval.

Councilman Plata moved to authorize to Reject and Re Solicit Bid for Housing Assistance Program HAP Phase 19-I A. Motion was seconded by Councilman Vela and approved unanimously 5-0.

4.0 Unfinished Business

None

5.0 Routine Matters

5.1 City Manager's Comments

City Manager Perez extended an invitation to the community to attend the Veteran's Tribute Wall March 12 thru March 15. He also expressed his gratitude for a great outcome on Winter Texan Fiesta Event and welcomed the Affordable Homes partners on the breaking ground ceremony and for naming the subdivision Speedy Trails after our fallen Corporal Jose Luis "Speedy" Espericuta.

5.2 Mayor's Comments

Mayor Ocana asked any military Veterans present or any Vietnam Veterans if they could receive the Traveling Wall and also asked Chief Sanchez to elaborate on the fire apparatus trip.

5.3 City Council Comments

Pl#4-Vela:

No comments

Pl#3-Garza:

No comments

Pl#2-Plata:

No comments

Pl#1-Ochoa:

Councilwoman Ochoa stated that she was very pleased with Mr. Longoria speech and advised Chief Dominguez that if he could get in contact with her later, she had four sponsors for the Chaplin Program, and to be kind to one other.

At 7:13 p.m. Councilman Plata moved to convene into executive session pursuant to V.T.C.A. Gov. Code Sec. 551.001. Motion was seconded by Councilman Vela and approved unanimously 5-0.

6.0 Executive Session pursuant to V.T.C.A. Gov. Code Sec. 55.001

6.1 Consultation with Attorney Sec. 551.071

- A. Agreement with Texas Veteran's Land Board regarding Rio Grande Valley State Cemetery**
- B. Update on TCEQ Docket No. 2019-1707-MLM-E; Enforcement Case No. 58626**

6.2 Deliberation regarding real property, Sec. 551.072

- A. Tract of land containing 0.22 of an acre, situated in Hidalgo County, Texas, out of Franela Subdivision**

6.3 Personnel matters Sec. 551.074

- A. City Manager Evaluation**

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

At 8:05 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 6.1 A, Councilman Plata moved to authorize C.M, Mayor and staff to finalize agreement with Texas Veterans Land Board regarding Rio Grande Valley State Cemetery subject to final council's approval. Motion was seconded by Mayor Pro Tem Garza and approved unanimously 5-0.

On item 6.1 B, Pro Tem Garza moved to authorize Mayor to execute agreement with TCEQ Docket No. 2019-1707-MLM-E; Enforcement Case No. 58626. Motion was seconded by Councilman Plata and approved unanimously 5-0.

On item 6.2 A, No action was taken.

On item 6.3 A, No action was taken.

7.0 Adjournment

At 8:07 p.m. Councilman Plata moved for adjournment. Motion was seconded by Councilwoman Ochoa and approved unanimously 5-0.