CITY COUNCIL REGULAR MEETING
MISSION CITY HALL
FEBRUARY 13, 2023 at 4:30 PM

MINUTES

PRESENT:
Norie Gonzalez Garza, Mayor
Jessica Ortega, Councilwoman
Ruben D. Plata, Mayor Pro-Tem
Abiel Flores, Councilman
Alberto Vela, Councilman
Victor A. Flores, City Attorney
Randy Perez, City Manager
Anna Carrillo, City Secretary

ABSENT:

ALSO PRESENT:
Jacob Himmelman
Adrian Garcia
Brad Frisby
Lisa Rivera
Manuel De La Garza
Lisa Maceda
Britney Schindler
Paola Lopez, MRMC
Dr. Hector Munoz
Noel Salinas
Will Collins
Nate Dunnington
Galie Perez
Mike Silva
Leopoldo Garza
Diana Izaguirre
Lisa Maceda
Esther Salinas
Jesus A. Meave
Jessica Iglesias
Robert Lopez
Jim & Beth Barnes
Julio Villarreal Jr.
Ana Garcia
Laura Venecia
Alma Venecia

STAFF PRESENT:
Joel Chapa, Police Officer
Arnoldo Villarreal, Police Officer

STAFF PRESENT:
Anais Chapa, Assistant City Secretary
David Flores, Asst. City Manager
Aida Lerma, Asst. City Manager
Juan Pablo Terrazas, Asst. City Manager
Angie Vela, Finance Director
Michael Elizalde, Grants Administrator
Susie De Luna, Planning Director
Alex Hernandez, Asst. Planning Director
Noemi Munguia, HR Director
Robert Hinojosa, Risk Management Director
Peter Geddes, Procurement Director
Amy Tijerina, Events Manager
Alex Fajardo, Media Relations
Kenia Gomez, Media Relations Director
Abram Ramirez, IT Director
Jesse Lerma, Civil Service Director
Brad Bentsen, Parks & Recreation Director
Cesar Torres, Chief of Police
Douglas Williams, Interim Fire Chief
Frank Cavazos, Deputy Fire Chief
Joanne Longoria, CDBG Director
Mayra Rocha, Speer Memorial Library Director
Christopher Navarrette, Deputy Fire Chief
Mario Flores, Golf Director
Rick Venecia, Boys & Girls Club Director
Humberto Garcia, Media Relations
Roel Mendiola, Sanitation Dept. Director
J. C. Avila, Fleet Director

CALL TO ORDER AND ESTABLISH QUORUM

With a quorum being present, Mayor Norie Gonzalez Garza called the meeting to order at 4:30 p.m.

INVOCATION AND PLEDGE ALLEGIANCE

City Manager Randy Perez led the invocation and Pledge of Allegiance.

DISCLOSURE OF CONFLICT OF INTEREST

None

PRESENTATIONS

1. Proclamation - American Heart Month

Mayor Pro Tem Ruben Plata moved to approve the Proclamation – American Heart Month. Motion was seconded by Councilwoman Jessica Ortega and approved unanimously 5-0.

2. Presentation - RGVMPO "State of the System"

Luis Diaz, RGVMPO Assistant Executive Director presented the State of the System Report which gave an overview of our region to include land use, population, employment, housing, commuting, housing and transportation affordability and education. Mr. Diaz stated that this was the first time they have created such a report; however, they will continue to create them on a regular basis.

3. Report from the Greater Mission Chamber of Commerce

Brenda Enriquez, Mission Chamber of Commerce CEO, reported on upcoming chamber events such as: the Winter Texas Festival which will be held on March 3rd where they will also unveil this year's Discover Mission t-shirt, two educational workshops "Art of Marketing" on February 16th and "HR Process" on February 21st, Membership Mixer on February 23rd, and a 50th anniversary ribbon cutting at Taco Ole on March 2nd.

4. City Manager's Updates

Randy Perez, City Manager, provided updates on various projects throughout the city. These projects included Drainage Projects/Improvement such as: Esperanza Detention Pond & Drainage Project, Gabriel Drainage Project, Stewart Detention Pond and Drainage Project, Leal Detention Pond, Glasscock Drainage Project and the Tulip Drainage Project. On going capital improvement projects include: Utility relocations on Military, Shary Business Park, North Conway Sewer Project, Public Safety Station #6, City Hall re-roof, Shary Golf Course Maintenance Building, Lion's All Inclusive Park, North and South Water Treatment Plant improvements and Lift Stations #13 and #14.

5. Departmental Reports

Councilwoman Ortega moved to approve the Departmental Reports. Motion was seconded by Mayor Pro-Tem Plata and approved unanimously 5-0.

6. Citizen's Participation

Jesus Mendoza thanked the Mission Police Department for advocating Mental Health Awareness and also spoke about the harm of radiation sensitivity. He urged that we encourage young school age children who suffer from anxiety to be properly evaluated by health care providers.

Jesus A. Meave expressed his concern with the recently executed contract between the City of Mission and the Rio Grande Valley Humane Society for the overall operation of the City's Animal Shelter.

PUBLIC HEARING

PLANNING & ZONING RECOMMENDATIONS

7. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Winter Texan Fiesta at 807 N. Conway (aka Leo Peña Placita & Rotary Park), March 3, 2023, C-3, The Greater Mission Chamber of Commerce, and Adoption of Ordinance #5275

On January 25, 2023, the Planning and Zoning Commission held a Public Hearing to consider the Conditional Use Permit. The subject site was located at the southwest corner of Conway Blvd. and Business Highway 83 at Leo Peña Placita. There was no public opposition during the P&Z Meeting. The board unanimously recommended approval.

Staff and City Manager recommended approval.

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

Upon motion by Mayor Pro Tem Plata seconded by Councilman Abiel Flores and approved unanimously, the public hearing was closed.

Mayor Pro-Tem Plata moved to approve the Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Winter Texan Fiesta at 807 N. Conway (aka Leo Peña Placita & Rotary Park), March 3, 2023, C-3, The Greater Mission Chamber of Commerce, and Adoption of Ordinance #5275. Motion was seconded by Councilwoman Ortega and approved unanimously 5-0.

ORDINANCE NO. 5275

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR THE SALE & ON-SITE CONSUMPTION OF ALCOHOLIC BEVERAGES – WINTER TEXAN FIESTA AT 807 N. CONWAY AVENUE (AKA LA LOMITA PLAZA & ROTARY PARK, MARCH 3, 2023,

8. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Carnes Asadas Nuevo Leon at 2211 E. Griffin Parkway, Suite 180, Lot 1, Elizondo 495 Plaza, C-3, Los Primos de Villa, LLC (c/o Nataly D. Barrera), and Adoption of Ordinance #5276 and Wet Zone Ordinance #5277

On January 25, 2023, the Planning and Zoning Commission held a Public Hearing to consider the Conditional Use Permit. The subject site was located approximately 400' west of Citrus along the north side of Griffin Parkway (F.M. 495). There was no public opposition during the P&Z Meeting. The board unanimously recommended approval.

Staff and City Manager recommended approval.

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

Upon motion by Mayor Pro Tem Plata seconded by Councilwoman Ortega and approved unanimously, the public hearing was closed.

Councilwoman Ortega moved to approve the Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – Carnes Asadas Nuevo Leon at 2211 E. Griffin Parkway, Suite 180, Lot 1, Elizondo 495 Plaza, C-3, Los Primos de Villa, LLC (c/o Nataly D.

Barrera), and Adoption of Ordinance #5276 and Wet Zone Ordinance # 5277. Motion was seconded by Councilman Flores and approved unanimously 5-0.

ORDINANCE NO. 5276

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR THE SALE & ON-SITE CONSUMPTION OF ALCOHOLIC BEVERAGES – CARNES ASADAS NUEVO LEON AT 2211 E. GRIFFIN PARKWAY, SUITE 180, LOT 1, ELIZONDO 495 PLAZA

ORDINANCE NO. 5277

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS AMENDING ORDINANCE NO.780 DESIGNATING PLACES WHERE BEER AND OTHER ALCOHOLIC BEVERAGES MAY BE SOLD WITHIN THE CORPORATE LIMITS OF THE CITY OF MISSION TO INCLUDE THE PREMISES LOCATED AT 2211 E. GRIFFIN PARKWAY, SUITE 180, LOT 1, ELIZONDO 495 PLAZA

9. Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – 1942 Bar & Grill at 4001 S. Shary Road, Suite 350, Lot 1, Sharyland Plantation Grove Tech-Center #2, PUD, The Best Flavored Beer, LLC, and Adoption of Ordinance #5278

On January 25, 2023, the Planning and Zoning Commission held a Public Hearing to consider the Conditional Use Permit. The subject site was located on the SE corner of San Mateo and Shary Road. There was no public opposition during the P&Z Meeting. The board unanimously recommended approval.

Staff and City Manager recommended approval.

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

Santiago Gonzalez, owner of 1942 Bar & Grill, expressed that he would like to invest in the City of Mission with this new business endeavor. He has had a business in the City of Mission before and would like the opportunity to invest in Mission for a second time.

Upon motion by Mayor Pro Tem Plata seconded by Councilwoman Ortega and approved unanimously, the public hearing was closed.

Councilwoman Ortega moved to approve the Conditional Use Permit: Sale & On-Site Consumption of Alcoholic Beverages – 1942 Bar & Grill at 4001 S. Shary Road, Suite 350, Lot 1, Sharyland Plantation Grove Tech-Center #2, PUD, The Best Flavored Beer, LLC, and Adoption of Ordinance #5278. Motion was seconded by Councilman Alberto Vela and approved unanimously 5-0.

ORDINANCE NO. 5278

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR THE SALE & ON-SITE CONSUMPTION OF ALCOHOLIC BEVERAGES – 1942 BAR & GRILL AT 4001 S. SHARY ROAD, SUITE 350, LOT 1, SHARYLAND PLANTATIONGROVE TECH-CENTER #2

10. Conditional Use Permit: Drive-Thru Service Window – Starbucks Coffee at 2315 N. Conway Avenue, Ste. 10, Lot 1, Shops at 495 Subdivision, C-3, Starbucks Coffee #71386, and Adoption of Ordinance#5279

On January 25, 2023, the Planning and Zoning Commission held a Public Hearing to consider the Conditional Use Permit. The subject site was located approximately 460' north of W. Griffin Parkway along the west side of Conway Avenue. There was no public opposition during the P&Z Meeting. The board unanimously recommended approval.

Staff and City Manager recommended approval.

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

Upon motion by Councilwoman Ortega seconded by Mayor Pro Tem Plata and approved unanimously, the public hearing was closed.

Councilwoman Ortega moved to approve the Conditional Use Permit: Drive-Thru Service Window – Starbucks Coffee at 2315 N. Conway Avenue, Ste. 10, Lot 1, Shops at 495 Subdivision, C-3, Starbucks Coffee #71386, and Adoption of Ordinance #5279. Motion was seconded by Mayor Pro Tem Plata and approved unanimously 5-0.

ORDINANCE NO. 5279

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR THE DRIVE-THRU SERVICE WINDOW – STARBUCKS COFFEE #71386 AT 2315 N. CONWAY AVENUE, STE. 10, LOT 1, SHOPS AT 495 SUBDIVISION

11. Conditional Use Permit: Drive-Thru Service Window – Rocha's Restaurant #2 at 1724 W. Griffin Parkway, Lots D & E, Girasol Estates Subdivision, C-3, Francisco Lastra, and Adoption of Ordinance #5281

On January 25, 2023, the Planning and Zoning Commission held a Public Hearing to consider the Conditional Use Permit. The subject site was located 600' east of Inspiration Road on the north side of Griffin Parkway (F.M. 495). There was no public opposition during the P&Z Meeting. The board unanimously recommended approval.

Staff and City Manager recommended approval.

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

Upon motion by Mayor Pro Tem Plata seconded by Councilman Vela and approved unanimously, the public hearing was closed.

Mayor Pro Tem Plata moved to approve the Conditional Use Permit: Drive-Thru Service Window – Rocha's Restaurant #2 at 1724 W. Griffin Parkway, Lots D & E, Girasol Estates Subdivision, C-3, Francisco Lastra, and Adoption of Ordinance #5280. Motion was seconded by Councilman Vela and approved unanimously 5-0.

ORDINANCE NO. 5280

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT FOR THE DRIVE-THRU SERVICE WINDOW –

ROCHA'S RESTAURANT #2 AT 1724 W. GRIFFIN PARKWAY,
LOTS D & E, GIRASOL ESTATES SUBDIVISION

12. Conditional Use Permit: Heart of America Carnival at 1200 E. Business 83, Being a tract of land containing 6.56 acres, more or less, being a part or portion of a 6.79-acre tract out of Lot 20-11, West Addition to Sharyland, February 20-26, 2023, C-3, Texas Citrus Fiesta, and Adoption of Ordinance #5281

On February 8, 2023, the Planning and Zoning Commission held a Public Hearing to consider the Conditional Use Permit. The subject site was located near the SE corner of Bryan Road and E. Business Hwy. 83. There was no public opposition during the P&Z Meeting. The board unanimously recommended approval.

Staff and City Manager recommended approval.

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

Esther Salinas expressed concern on the availability of handicap accessible restrooms at the venue to accommodate individuals with special needs such as those in wheelchairs.

Lisa Rivera, Texas Citrus Fiesta Director, stated that she would address Ms. Salinas's request with the carnival managers to ensure that proper accommodations are made.

Upon motion by Mayor Pro Tem Plata seconded by Councilwoman Ortega and approved unanimously, the public hearing was closed.

Councilwoman Ortega moved to approve the Conditional Use Permit: Heart of America Carnival at 1200 E. Business 83, Being a tract of land containing 6.56 acres, more or less, being a part or portion of a 6.79-acre tract out of Lot 20-11, West Addition to Sharyland, February 20-26, 2023, C-3, Texas Citrus Fiesta, and Adoption of Ordinance #5281. Motion was seconded by Councilman Flores and approved unanimously 5-0.

ORDINANCE NO. 5281

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS GRANTING A CONDITIONAL USE PERMIT HEART OF AMERICA CARNIVAL AT 1200 E. BUSINESS 83, BEINGA TRACT OF LAND CONTAINING 6.56 ACRE, MORE OR LESS, BEING A PART OR PORTION OF A 6.79 ACRE TRACT OUT OF LOT 20-11, WEST ADDITION TO SHARYLAND, FEBRUARY 20-26, 2023

13. Discussion and Action to Amend Chapter 110 - Traffic and Vehicles, Article VIII – Stopping, Standing, Parking, Division 4 – Off Street Parking, Section 110-463 Minimum Parking Requirements for Commercial Developments inside and outside the Central Business District, and Adoption of Ordinance#____

On January 25, 2023 the Planning and Zoning Commission held a Public Hearing to consider the Discussion and Action to Amend the Parking Requirements for Commercial Developments inside and outside the Central Business District.

Most of the existing commercial buildings have outgrown their parking. When most of these commercial establishments were originally presented to staff they were considered shell buildings for the majority of the time. The parking for a commercial building was based on square footage. It's not until the owner sells or rents the unit that staff has an idea of the proposed use. Off-street parking was calculated based on the use and if the use was unknown then it was calculated based on square footage. The off-street parking requirements for commercial developments inside and outside the Central Business District has not been amended since September 14, 1981. Staff proposed to upgrade the parking requirements for commercial developments inside and outside the Central Business District to be amended as follows: have 1 parking space for every 200 sq.ft. (after the 1st 200 s. ft. equates to 4).

Staff and City Manager recommended approval.

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

Upon motion by Mayor Pro Tem Plata seconded by Councilwoman Ortega and approved unanimously, the public hearing was closed.

Discussion was held among Mayor and councilmembers regarding these new requirements and the possibility that it may hinder future businesses from investing in City of Mission due to these requirements. Councilmembers Ortega and Plata suggested that a workshop be held in order to properly assess this.

No action was taken on this item pending the scheduling of a workshop.

14. Discussion and Action to Amend AO-P (Permanent Open Space District), and Adoption of Ordinance #5282

On January 25, 2023 the Planning and Zoning Commission held a Public Hearing to consider the Discussion and Action to Amend AO-P (Permanent Open Space District. The topic of concern was the requirements imposed on smaller lot or lots under 10,000 sq ft that are usually for one single family home.

There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff and City Manager recommended approval.

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

Upon motion by Mayor Pro Tem Plata seconded by Councilwoman Ortega and approved unanimously, the public hearing was closed.

Councilwoman Ortega moved to approve the Amendment of AO-P (Permanent Open Space District), and Adoption of Ordinance #5283. Motion was seconded by Mayor Pro Tem Plata and approved unanimously 5-0.

ORDINANCE NO. 5282

AN ORDINANCE AMENDING APPENDIX A – ZONING, ARTICLE VIII – USE DISTRICTS AND CONDITIONAL USES, SECTION 1.361 – AO-P PERMANENT OPEN SPACE DISTRICT (1A) TO ADD WHEN DEVELOPING MORE THAN 10,000 SQ. FT. OF LAND; AND PROVIDING A PUBLICATION DATE

15. Discussion and Action to Adopt the Special Use Permit, and Adoption of Ordinance#____

On January 25, 2023 the Planning and Zoning Commission held a Public Hearing to consider the Discussion and Action to Adopt the Special Use Permit. A directive was given to staff to work on an ordinance that would give the City Manager the authority to approve special use permits to help expediate the process on special events. The events that would be considered under this type of permit would be:

- City Sponsored Events; Pop-up Markets/Tent Sales in an Organized Manner; 1 Day Events; Carnivals; Parades; Fun Fairs; Concerts and Car Shows

The applicant would still need to submit the proposed dates of operation, a site plan showing parking and would need to be in compliance with all City Codes.

There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff and City Manager recommended approval.

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

Alexis Rios and Minnie Saenz had questions regarding the amount of times they could request the special use permit (once a month or every three months), if it pertained to both indoor and outdoor events, and if there was a fee that needed to be paid for this permit.

Susie De Luna, Planning Director, responded to Ms. Rios and Ms. Saenz's questions.

Upon motion by Mayor Pro Tem Plata seconded by Councilwoman Ortega and approved unanimously, the public hearing was closed.

Discussion was held among Mayor and Councilmembers regarding the criteria set for these types of special events. Mayor Pro Tem Plata suggested that a committee be formed to assess the incoming requests prior to having the City Manager approve them. It was also suggested that this be included in a workshop for further evaluation.

No action was taken on this item pending the scheduling of a workshop.

16. Discussion and Action to Amend Garage Sale Ordinance Amending Chapter 82 – Sales, Article II – Garage, Porch, Yard, Clubhouse/Recreational Hall, Rummage, Tent, and Estate Sales, Section 82-36 Term of Garage Sale Permit, Section 82-37 Maximum Number of Garage Sales, and Adoption of Ordinance#____

On January 25, 2023 the Planning and Zoning Commission held a Public Hearing to consider the Discussion and Action to Amend Garage Sale Ordinance Amending Chapter 82 – Sales, Article II. – Garage, Porch, Yard, Clubhouse/Recreation Hall, Rummage, Tent, and Estate Sales, Section 82-36 Term of Garage Sale Permit, Section 82-37. Maximum Number of Garage Sales. The topics of concern were the following:
# of Tent Sale permits are allowed
# of days Estates Sales are allowed
# of days allowed for Clubhouse/Recreational Hall Park Sale

There was no public opposition during the P&Z Meeting. The Board unanimously recommended approval.

Staff and City Manager recommended approval.

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

Esther Salinas stated that for garage sales, two days were not enough and suggested that four days be provided instead. She was also concerned with the "rained out" days and what could be done to alleviate the loss of a day of sales.

Susie De Luna, Planning Director, stated that the amendment to the Garage Sale Ordinance would only be affecting tent sales and estate sales, garage sale permits would not be affected.

Upon motion by Mayor Pro Tem Plata seconded by Councilwoman Ortega and approved unanimously, the public hearing was closed.

Discussion ensued amongst the council regarding the difference between a “pop-up” sale and a tent sale. Proceeding the discussion, it was suggested that this also be a part of the workshop for further evaluation.

No action was taken on this item pending the scheduling of a workshop.

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

17. Approval of Minutes

Regular Meeting – January 23, 2023

18. Acknowledge Receipt of Minutes

Mission Economic Development Corporation – November 29, 2022
Mission Redevelopment Authority Board – October 25, 2022 and January 4, 2023
Mission Education Development Council – November 29, 2022
Mission Tax Increment Reinvestment Zone – October 25, 2022 and January 4, 2023
Mission Economic Development Authority, Inc – November 29, 2022

19. Approval of Resolution # 1813 supporting the proposed Anacua Village application to the Texas Department of Housing and Community Affairs

Anacua Village, Ltd, intended to submit an application to the Texas Department of Housing and Community Affairs for 2023 Competitive 9% Housing Tax Credits for Anacua Village. This resolution confirmed the city’s support of the proposed Anacua Village application.

RESOLUTION NO. 1813

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION SUPPORTING THE PROPOSED ANACUA VILLAGE, APPLICATION #23072

20. Authorization to award bid for the purchase of Waterline Maintenance Supplies for the Public Works Department

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

21. Authorization to purchase tires from Southern Tire Mart via Buy Board Contract #636-21 for the Sanitation Department for the 2022-2023 fiscal year

Staff was requesting authorization to purchase tires from Southern Tire Mart via Buy Board Contract 636-21 for the Sanitation Department's fleet and special equipment for the 2022-2023 fiscal year.

22. Authorization to purchase 560 Residential Refuse Carts from Otto Environmental Systems via HGAC Contract #RC01-21

Authorization to purchase 560 residential refuse carts for our Residential Division. Due to the city's rapid growth, the Sanitation Department was requesting these refuse carts to keep up with the demand and the city's current services. Carts will be purchased from Otto Environmental Systems via HGAC contract #RC01-21. Residential carts will now feature a QR code with routing information for both residential and brush as well as tips for proper disposal.

23. Authorization to purchase a 20 Cubic Yard Standard Duty Roll Off Container from Wastequip via BuyBoard Contract 599-19

Authorization to purchase a 20 cubic yard standard duty roll off container to be placed at the Recycling Drop-Off Center that we will be opening to our residents. The roll-off was being purchased through LRGVDC's 2022/2023 Regional Solid Waste Grant that was awarded to the City of Mission for the completion of this project. The Roll-Off container would be purchased from Wastequip via BuyBoard Contract #599-19.

24. Authorize Mission Fire Department to accept donation of firefighting and rescue equipment from Rio Grande Juice Company

The Mission Fire Department was seeking authorization to accept a donation of approximately $82,500 worth of Firefighting and rescue equipment from Rio Grande Juice Company.

25. Approval of Resolution No. 1814 authorizing the submittal of a grant application for the FY2024 Crime Stoppers Assistance Fund to the Office of the Governor (OOG) and authorizing Mayor as the Authorized Representative

The Mission Police Department was seeking approval of resolution authorizing the submittal of a grant application to the OOG for the 2024 Crime Stoppers Assistance Fund and designates the Mayor as the Authorized Representative. The department sought to purchase various equipment needed for community presentations conducted by the Mission Crime Stoppers. The project total cost is up to $5,000 and the grant does not have a match requirement.

Resolution No. 1814

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION SUPPORTING THE SUBMISSION AND ACCEPTANCE OF THE GRANT APPLICATION AND AWARD FOR THE FY 2024 CRIME STOPPERS ASSISTANCE FUND TO THE OFFICE OF THE GOVERNOR.

26. Agreement for Interim Administrative Services with Mission Tax Increment Reinvestment Zone Number One (TIRZ)

Due to the recent resignation of the TIRZ Executive Director a vacancy occurred in a critical leadership position. The City has the appropriate personnel to provide the required specialized administrative services for the TIRZ. The TIRZ Board of Directors determined that these interim administrative services can be provided most efficiently and economically by the City Manager Office. The TIRZ Board of Directors desired to appoint Randy Perez, City manager and any other City employees to provide all required interim administrative services for the TIRZ until a more permanent selection can be made. The TIRZ would compensate the City of Mission six thousand dollars $6,000 per month during the term of the agreement for the cost of providing said services and support.

27. Authorization to allow the purchase of a firearm to Honorably Retired Peace Officer Gabriel Zuniga, a Mission Police Officer in accordance with Texas Government Code, Section 614.051

Honorably Retired Peace Officer Gabriel Zuniga requested to purchase his Glock 17/Generation 4, 9mm service weapon, serial # BACG-530 from the Mission Police Department.

28. Authorization to allow the purchase of a firearm to Honorably Retired Peace Officer Gracie Guerrero, a Mission Police Officer in accordance with Texas Government Code, Section 614.051

Honorably Retired Peace Officer Gracie Guerrero requested to purchase her Glock 17/Generation 4, 9mm service weapon, serial # BACG-530 from the Mission Police Department.

29. Authorization to enter in a Memorandum of Understanding between Office of Criminal District Attorney of Hidalgo and the City of Mission Police Department regarding seized contraband pursuant to Chapter 59 of the Texas Code of Criminal Procedures

The purpose of this MOU was to set forth an Understanding between Office of Criminal District Attorney of Hidalgo and the City of Mission Police Department regarding seized contraband pursuant to Chapter 59 of the Texas Code of Criminal Procedures. Article 59.06 of the Texas Code of Criminal Procedure mandates that a local agreement be reached between the State's Attorney, acting as an agent of the state, and the Law Enforcement Agency to effect the disposition of contraband forfeited to the state.

30. Authorization to purchase twenty three (23) bullet-resistant shields from Galls via BuyBoard Contract 670-22

Mission Police was requesting authorization to purchase twenty-three bullet resistant shields from Galls via BuyBoard Contract 670-22. Funds from Bullet-Resistant Shield Grant Program would be used for this purchase. A total of 23 shields would be purchased for $71,492.02.

31. Authorization to Solicit for bids for Right of Way Mowing and Maintenance Services

Staff was seeking authorization to solicit bids for mowing, bed maintenance, tree trimming and litter/debris removal on City Right of Ways. Services would include all supervision, labor, materials, supplies, tools and equipment necessary for cleaning, clearing, trimming, loading and disposal of all trash, debris, municipal solid waste, special waste and tires. The contractor would mow all grasses, weeds and underbrush, provide bed maintenance and litter removal when needed and trim tree branches and sucker growth below 8 ft. and palm fronds on palms and seed branches on palm trees with a minimum of 8 ft. trunk height.

32. Authorization to extend first one year renewal option for Liquid Polymer Chemical with Polydyne, Inc. for the Public Works Department North and South Water Treatment Plants

Councilwoman Ortega requested to remove item 19 from the list to be discussed individually.

Mayor Pro Tem Plata requested to remove items 26, 29 and 31 from the list to be discussed individually.

Mayor Pro Tem Plata moved to approve all consent agenda items 17 thru 32, with the exception of items 19, 26, 29 and 31 as presented. Motion was seconded by Councilman Vela and approved unanimously 5-0.

Councilwoman Ortega moved to approve consent agenda item 19. Motion was seconded by Mayor Pro Tem Plata and approved unanimously 5-0.

Mayor Pro Tem Plata moved to approve consent agenda item 26. Motion was seconded by Councilman Vela and approved unanimously 5-0.

Councilwoman Ortega moved to approve consent agenda item 29. Motion was seconded by Mayor Pro Tem Plata and approved unanimously 5-0.

Councilwoman Ortega moved to approve consent agenda item 31. Motion was seconded by May Pro Tem Plata and approved unanimously 5-0.

Councilman Flores stepped out of the meeting at 6:41 p.m.

Councilwoman Ortega stepped out of the meeting at 6:45 p.m.

APPROVALS AND AUTHORIZATIONS

33. Preliminary Plat Approval: Las Missiones de San Jorge Subdivision, Being a 48.744 acre tract of land, more or less, out of Lots 9-5, 9-6, 10-6, and 10-5, West Addition to Sharyland, R-2, Developer: Cabe Investments, LP, Engineer: Izaguirre Engineering Group, LLC,

On January 25, 2023, the Mission Planning and Zoning held a Public Hearing to consider the Preliminary & Final Plat Approval for Las Missiones de San Jorge Subdivision. The subject site was located along the south side of Military Parkway, approximately 400 feet west of F.M. 1016 (Conway Avenue). There was no public opposition during the P&Z Meeting. The board unanimously recommended approval.

Councilman Flores re-joined the meeting at 6:44 p.m.

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved to approve the Preliminary Plat Approval: Las Missiones de San Jorge Subdivision, Being a 48.744 acre tract of land, more or less, out of Lots 9-5, 9-6, 10-6, and 10-5, West Addition to Sharyland, R-2, Developer: Cabe Investments, LP, Engineer: Izaguirre Engineering Group, LLC. Motion was seconded by Councilman Vela and approved unanimously 4-0.

34. Preliminary Plat Approval: Amber Grove Subdivision, Being a subdivision of a tract of land containing 5.000 acres, being a part or portion out of Lot 42, Bell-Woods Co's Subdivision "C", R-2, Developer: Real Estate Investments, LLC, Engineer: Melden & Hunt, Inc.,

On January 25, 2023, the Mission Planning and Zoning held a Public Hearing to consider the Preliminary & Final Plat Approval for Amber Grove Subdivision. The subject site was located 1,857' north of the intersection of Mile 2 Road & Trosper Road. There was no public opposition during the P&Z Meeting. The board unanimously recommended approval.

Staff and City Manager recommended approval.

Mayor Garza stated for the record that the developer was not her company.

Mayor Pro Tem Plata moved to approve Preliminary Plat Approval: Amber Grove Subdivision, Being a subdivision of a tract of land containing 5.000 acres, being a part or portion out of Lot 42, Bell-Woods Co's Subdivision "C", R-2, Developer: Real Estate Investments, LLC, Engineer: Melden & Hunt, Inc. Motion was seconded by Councilman Flores and approved unanimously 4-0.

35. Final Plat Approval: Sendero Phase II Subdivision, Being a resubdivision of 17.942 acres of land out of the south end of Porcion 52, PUD, Developer: Rhodes Development, Inc., Engineer: Melden & Hunt, Inc.

On January 10, 2022 the City Council held a Public Hearing to consider the Preliminary Plat Approval for Sendero Phase II Subdivision. The subject site was located approximately 1,800' east of Schuerbach Road on the south side of Mile 1 South Road. There was no public opposition during the P&Z meeting. The Board unanimously recommended approval.

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved to approve the Final Plat Approval: Sendero Phase II Subdivision, Being a resubdivision of 17.942 acres of land out of the south end of Porcion 52, PUD, Developer: Rhodes Development, Inc., Engineer: Melden & Hunt, Inc. Motion was seconded by Councilman Vela and approved unanimously 4-0.

Councilwoman Ortega re-joined the meeting at 6:50 p.m.

36. Final Plat Approval: Hidden Hills Estates Subdivision, Being a subdivision of 39.188 acres out of Lots 19-3, 20-3, and 20-4, West Addition to Sharyland, R-2, Developer: Luis Valencia, Engineer: Melden & Hunt, Inc.

On November 22, 2021 the City Council held a Public Hearing to consider the Preliminary Plat Approval for Hidden Hills Estates Subdivision. The subject site was located approx. 480 feet South of the intersection of N. Holland Avenue & Business 83. There was no public opposition during the City Council. The Board unanimously recommended approval.

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved to approve the Final Plat Approval: Hidden Hills Estates Subdivision, Being a subdivision of 39.188 acres out of Lots 19-3, 20-3, and 20-4, West Addition to Sharyland, R-2, Developer: Luis Valencia, Engineer: Melden & Hunt, Inc. Motion was seconded by Councilman Vela approved unanimously 5-0.

37. Authorization to purchase uniforms and police equipment from Galls through Buy Board contract number 603-20 not to exceed $125,000.00 during FY 2022-2023

The Mission Police Department was requesting authorization to purchase police equipment and uniforms from Galls to equip our police officers, swat officers, telecommunications officers, and detention officers. The purchase of uniforms and equipment would not exceed $125,000.

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved to approve the purchase of uniforms and police equipment from Galls through Buy Board contract number 603-20 not to exceed $125,000.00 during FY 2022-2023. Motion was seconded by Councilwoman Ortega and approved unanimously 5-0.

38. Authorization to Purchase Playground and Splash Pad Equipment via State Approved Buy Board Vendor

Seeking authorization to purchase playground equipment from EXERPLAY, Inc, via state approved Buy Board Contract # 679-22. This purchase was funded in part from $1.5 million Grant from Texas Parks and Wildlife at 50% / 50% match for Phase I of Lions Park Rehabilitation. Total delivered cost of equipment is $1,162,171.63.

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved to approve Purchase Playground and Splash Pad Equipment via State Approved Buy Board Vendor. Motion was seconded by Councilwoman Ortega and approved unanimously 5-0.

39. Approval of Resolution No: 1815 determining a public necessity and granting authorization to exercise the use of eminent domain authority to acquire certain real property, giving notice of an official determination to acquire said property described generally as 0.0072 of an acre tract of land situated in the City of McAllen, Texas, out of Lot 1, Taylor Heights Subdivision, as recorded in Vol. 46, Page 118, of the Map Records, Hidalgo County, Texas, for the public purpose of completing the Taylor Road Phase II Construction Project, Parcel 37

Approval of Resolution determining a public necessity and granting authorization to exercise the use of eminent domain authority to acquire certain real property, giving notice of an official determination to acquire said property described generally as 0.0072 of an acre tract of land situated in the City of McAllen, Texas, out of Lot 1, Taylor Heights Subdivision, as recorded in Vol. 46, Page 118, of the Map Records, Hidalgo County, Texas, for the public purpose of completing the Taylor Road Phase II Construction Project, Parcel 37.

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved that the City of Mission authorize the use of power of eminent domain to acquire 0.0072 of an acre tract of land situated in the City of McAllen, Texas, out of Lot 1, Taylor Heights Subdivision, as recorded in Vol. 46, Page 118, of the Map Records, Hidalgo County, Texas for the public purpose of completing the Taylor Rad Phase II Construction Project. Motion was seconded by Councilwoman Ortega and approved as follows: Councilwoman Ortega – Aye, Mayor Pro Tem Plate – Aye, Mayor Norie Garza – Aye, Councilman Flores – Aye, and Councilman Vela – Aye. Motion was approved unanimously 5-0.

RESOLUTION NO. 1815

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, AUTHORIZING USE OF THE POWER OF EMINENT DOMAIN TO ACQUIRE PROPERTY DESCRIBED AS A 313 SQUARE FOOT OR 0.0072 OF AN ACRE TRACT OF LAND SITUATED IN THE CITY OF MCALLEN, HIDALGO COUNTY, TEXAS, OUT OF LOT 1, TAYLOR HEIGHTS SUBDIVISION, AS RECORDED IN VOLUME 46, PAGE 118, OF THE MAP RECORDS, HIDALGO COUNTY, TEXAS, CONVEYED BY SPECIAL WARRANTY DEED WITH VENDOR’S LIEN, DATED NOVEMBER 17, 2005, FROM TERRA HOMES CORPORATION TO MARTIN RAMIREZ AND ROSE I. RAMIREZ, AS

DESCRIBED IN DOCUMENT NUMBER 1546358, OF THE OFFICIAL RECORDS, HIDALGO COUNTY, TEXAS FOR THE TAYLOR ROAD PHASE II PROJECT FROM BRENTWOOD DRIVE TO MILE 2 NORTH PROJECT.

40. Approval of Resolution No: 1816 determining a public necessity and granting authorization to exercise the use of eminent domain authority to acquire certain real property, giving notice of an official determination to acquire said property described generally as 0.0072 of an acre tract of land situated in the City of Mission, Texas, out of Lot 36, Woodcrest Estates Subdivision, as recorded in Vol. 40, Page 76, of the Map Records, Hidalgo County, Texas, for the public purpose of completing the Taylor Road Phase II Construction Project, Parcel 54

Approval of Resolution determining a public necessity and granting authorization to exercise the use of eminent domain authority to acquire certain real property, giving notice of an official determination to acquire said property described generally as 0.0072 of an acre tract of land situated in the City of Mission, Texas, out of Lot 36, Woodcrest Estates Subdivision, as recorded in Vol. 40, Page 76, of the Map Records, Hidalgo County, Texas, for the public purpose of completing the Taylor Road Phase II Construction Project, Parcel 54.

Staff and City Manager recommended approval.

Councilwoman Ortega moved that the City of Mission authorize the use of power of eminent domain to acquire 0.0072 of an acre tract of land situated in the City of Mission, Texas, out of Lot 36, Woodcrest Estates Subdivision, as recorded in Vol. 40, Page 76, of the Map Records, Hidalgo County, Texas for the public purpose of completing the Taylor Rad Phase II Construction Project. Motion was seconded by Mayor Pro Tem Plata and approved as follows: Councilwoman Ortega – Aye, Mayor Pro Tem Plate – Aye, Mayor Norie Garza – Aye, Councilman Flores – Aye, and Councilman Vela – Aye. Motion was approved unanimously 5-0.

RESOLUTION NO. 1816

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, AUTHORIZING USE OF THE POWER OF EMINENT DOMAIN TO ACQUIRE PROPERTY DESCRIBED AS A 313 SQUARE FOOT OR 0.0072 OF AN ACRE TRACT OF LAND SITUATED IN THE CITY OF MISSION, HIDALGO COUNTY, TEXAS, OUT OF LOT 36, WOODCREST ESTATES SUBDIVISION, AS RECORDED IN VOLUME 40, PAGE 76, OF THE MAP RECORDS, HIDALGO COUNTY, TEXAS, CONVEYED BY WARRANTY DEED WITH VENDOR'S LIEN, DATED FEBRUARY 4, 2015, FROM SVJ INVESTMENTS, LLC TO JOSE ALFREDO VILLARREAL CANTU AND WIFE, NORA CAMACHO, AS DESCRIBED IN DOCUMENT NUMBER 2583526, OF THE OFFICIAL RECORDS, HIDALGO COUNTY, TEXAS FOR THE TAYLOR ROAD PHASE II PROJECT FROM BRENTWOOD DRIVE TO MILE 2 NORTH PROJECT.

41. Authorization to accept grant award from the Valley Baptist Legacy Foundation for the Collaborative Grant Program

The City of Mission Parks and Recreation Department was awarded a grant from the Valley Baptist Legacy Foundation for the Collaborative Grant Program. The city was awarded $500,000 for the purpose of constructing a 4.5-mile outdoor recreational trail that will support connectivity efforts among multi-jurisdictional trails. The grant has no match requirement.

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved to accept grant award from the Valley Baptist Legacy Foundation for the Collaborative Grant Program. Motion was seconded by Councilwoman Ortega and approved unanimously 5-0.

42. Authorization to purchase via a state approved contract a total of three (3) police vehicles via Buy Board Contract # 601-19

The three (3) police vehicles consisted of one (1) 2023 Ford Explorer, and two (2) 2023 Ford F-150 Responder Trucks and would be purchased with the grant awarded by the Governors' Homeland Security Grant Division, Grant # 3172907. These three (3) vehicles would be utilized for operations dealing with the Border Security Stonegarden Grant. The total amount of the expenditure will be $149,160.85.

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved to purchase via a state approved contract a total of three (3) police vehicles via Buy Board Contract # 601-19. Motion was seconded by Councilman Flores and approved unanimously 5-0.

43. Authorization to purchase Type 1 Ambulance from Siddons-Martin Emergency Group, LLC

The Mission Fire Department was seeking authorization to purchase ambulance with maintenance package from Siddons-Martin Emergency Group, LLC utilizing ARPA Funds for a 2022 Demers Ford-450, Type 1 Ambulance. The total purchase cost was $360,630.00, via HGAC AM10-20 (EMS).

Staff and City Manager recommended approval.

Councilman Vela moved to purchase Type 1 Ambulance from Siddons-Martin Emergency Group, LLC. Motion was seconded by Councilwoman Ortega and approved unanimously 5-0.

44. Discussion and Action on Ordinance #5283 to repeal Section II of Ordinance No. 4487, authorizing the appointment of a person classified immediately below the department head (Mission Fire Department) as allowed by Chapter 143.014 of the Texas Local Government Code

Ordinance would repeal Section II of Ordinance No. 4487, previously authorized by the City Council on April 10, 2017, authorizing the appointment of a person classified immediately below the department head (Mission Fire Department) as allowed by Chapter 143.014 of the Texas Local Government Code

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved to repeal Section II of Ordinance No. 4487, authorizing the appointment of a person classified immediately below the department head (Mission Fire Department) as allowed by Chapter 143.014 of the Texas Local Government Code. Motion was seconded by Councilman Flores and approved unanimously 5-0.

ORDINANCE NO. 5283

AN ORDINANCE TO REPEAL SECTION II OF ORDINANCE NO. 4487, PREVIOUSLY APPROVED BY THE CITY COUNCIL ON APRIL 10, 2017, AUTHORIZING THE APPOINTMENT OF A PERSON CLASSIFIED IMMEDIATELY BELOW THE DEPARTMENT HEAD (MISSION FIRE DEPARTMENT) AS ALLOWED UNDER CHAPTER 143.014 OF THE TEXAS LOCAL GOVERNMENT CODE.

45. Discussion and Action on Ordinance # 5284 to repeal and replace Ordinance No. 5223 to revise the Civil Service Classifications (Mission Fire Department) list for the remainder of the 2022-2023 fiscal year

Ordinance was to revise the Civil Service Classifications list for the remainder of the 2022-2023 fiscal year; specifically, removing the Assistant Chief position and adding another position under the Deputy Chief classification (increasing the number of Deputy Chiefs to 5 positions)

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved to approve Ordinance No. 5284 and repeal and replace Ordinance No. 5223 to revise the Civil Service Classifications (Mission Fire Department) list for the remainder of the 2022-2023 fiscal year. Motion was seconded by Councilman Flores and approved unanimously 5-0.

ORDINANCE NO. 5284

AN ORDINANCE TO REPEAL IN ITS ENTIRETY ORDINANCE NO. 5223 AND REPLACE IT WITH THIS ORDINANCE REVISING THE PREVIOUSLY APPROVED CIVIL SERVICE CLASSIFICATIONS (MISSION FIRE DEPARTMENT) FOR THE REMAINDER OF THE 2022-2023 FISCAL YEAR; SPECIFICALLY, REMOVE THE ASST CHIEF POSITION (1 POSITION) AND ADD ANOTHER POSITION UNDER DEPUTY CHIEF CLASSIFICATION (INCREASING THE NUMBER OF DEPUTY CHIEFS TO 5 POSITIONS).

UNFINISHED BUSINESS

None

ROUTINE MATTERS

City Manager Comments – The city is still in the It's Time Texas Challenge and has scheduled a community event, Zumba at the Mission Event Center on Saturday, February 18th. There will be a One Stop Shop on February 22nd and the CEED Building from 2 – 7 pm. The Mission Historical Museum will be hosting a golf tournament at the Shary Municipal Golf Course on February 24th. City Hall will be closed on Monday, February 20th in observance of President's Day.

Mayor's Comments – Mayor Garza thanked everyone that was involved in the Texas Citrus Fiesta Activities and wished everyone a Happy Valentine's Day.

City Council Comments – Councilwoman Ortega thanked Mayor for allowing the councilmembers to have their own float for the parade and gave kudos to the Parks & Rec Department for the success of the playground at Bannworth Park. Mayor Pro Tem Plata, and Councilmen Flores and Vela thanked the staff for all their hard work.

At 7:38 p.m., Councilwoman Ortega moved to convene into Executive Session. Motion was seconded by Mayor Pro Tem Plata and approved unanimously 5-0.

EXECUTIVE SESSION

1. Closed session pursuant to Tex. Gov't Code Section 551.071 (Consultation with Attorney) related to legal issues pertaining to city advisory board service requirements and other related legal matters

2. Closed session pursuant to Tex. Gov't Code Section 551.071 (Consultation with Attorney) related to legal issues pertaining to Mission Business Park Lot 9, Mission, Texas

3. Closed session pursuant to Tex. Gov't Code Section 551.071 (Consultation with Attorney) related to legal update pertaining to Fire Chief selection process and other related legal matters

Upon conclusion of Executive Session at 8:26 p.m., Mayor Pro Tem Plata moved to reconvene the regular meeting. Motion was seconded by Councilman Vela and approved unanimously 5-0.

POSSIBLE ACTION ON ANY ITEM(S) AS DISCUSSED IN EXECUTIVE SESSION

1. Consideration and action, if any, related to the removal and/or appointment of advisory board members.

Councilwoman Ortega moved to remove board member as discussed in executive session. Motion was seconded by Mayor Pro Tem Plata and approved unanimously 5-0.

2. Consideration and action, if any, to address or settle any legal matters related to Mission Business Park Lot 9, Mission, Texas.

Mayor Pro Tem Plata moved to authorize city to accept payment related to Mission Business Park Lot 9 and credit remainder for legal reasons as discussed in executive session. Motion was seconded by Councilman Flores and approved unanimously 5-0.

3. Consideration and action, if any, related to the confirmation of appointment by City Manager under Tex. Local Gov't Code Section 143.013(a)(1) of the City of Mission's Fire Chief.

Mayor Pro Tem Plata moved to confirm appointment by City Manager for City of Mission's Fire Chief and authorize the extension of the job offer as discussed in executive session. Motion was seconded by Councilman Vela and approved unanimously 5-0.

ADJOURNMENT

At 8:30 p.m., Mayor Pro Tem Plata moved for adjournment. Motion was seconded by Councilwoman Ortega and approved unanimously 5-0.

____
Norie Gonzalez Garza, Mayor

ATTEST:

____
Anna Carrillo, City Secretary