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**SKELETON**

**PRESENT:**

Norie Gonzalez Garza, Mayor  
Ruben D. Plata, Mayor Pro-Tem  
Jessica Ortega, Councilwoman  
Marissa Ortega-Gerlach, Councilwoman  
Alberto Vela, Councilman  
Robert Galligan, Interim City Attorney  
Anna Carrillo, City Secretary

**ALSO PRESENT:**

Noel Salinas  
Sarah Aguilar  
JW Balch  
Karina Cardoza  
Irma Flores  
Victor Anzaldua  
Esther Salinas  
Jennifer Ruiz Longoria  
Julian Gonzalez  
Karen Prewitt  
Ivan F. Lopez  
Hilda Flores  
Clarisse Corbeil  
Dr. Melendez

**STAFF PRESENT:**

Joel Chapa, Police Officer  
Jesse Zuniga, Police Officer

**ABSENT:**

**STAFF PRESENT:**

Anais Chapa, Assistant City Secretary  
David Flores, Asst. City Manager  
Juan Pablo Terrazas, Asst. City Manager  
Andy Garcia, Asst. City Manager  
Angie Vela, Finance Director  
Adrian Garcia, Fire Chief  
Michael Elizalde, Director of Grants & Strategic Dev.  
Susie De Luna, Planning Director  
Alex Hernandez, Assistant Planning Director  
Noemi Munguia, HR Director  
Robert Hinojosa, Director of Organizational Dev.  
Abram Ramirez, IT Director  
Mary Hernandez, Veterans Cemetery Director  
Abel Bocanegra, P.E., City Engineer  
Cesar Torres, Chief of Police  
Joanne Longoria, CDBG Director  
JC Avila, Fleet Director  
Yenni Espinoza, Library Director  
Jesse Mares, Facilities Supervisor  
Roel Mendiola, Sanitation Dept. Director  
Jesse Lerma Civil Service Director  
Kenia Gomez, Media Relations Director  
Stephen Kotsatos, Health Director  
Michael H. Fernuik, Golf Course Director  
Jose Silva, Internal Auditor  
Brad Bentsen, Parks & Recreation Director  
Miguel Pescador, Purchasing Director  
Cynthia Lopez, Museum Director  
Alex Fajardo, Media Relations  
Charlie Longoria, Media Relations  
Joe Enriguez, Utility Billing Manager  
Aida Lerma, Mission Event Center Director  
Belinda Villarreal, Utility Billing

## **REGULAR MEETING**

### **CALL TO ORDER AND ESTABLISH QUORUM**

With a quorum being present, Mayor Norie Garza Gonzalez called the meeting to order at 4:32 p.m.

### **INVOCATION AND PLEDGE ALLEGIANCE**

Mayor Pro Tem Ruben Plata led the invocation and Pledge of Allegiance.

### **DISCLOSURE OF CONFLICT OF INTEREST**

Councilman Alberto Vela signed a disclosure of conflict of interest for agenda item number 9.

### **PRESENTATIONS**

#### **1. Proclamation - Girl Scout Week – Carrillo**

Councilwoman Jessica Ortega moved to approve the Proclamation – Girl Scout Week. Motion was seconded by Mayor Pro Tem Plata and approved unanimously 5-0.

#### **2. February 2024 Employee of the Month – Munguia**

Noemi Munguia, Human Resources Director, presented Jessie A. Zuniga, Police Officer as the employee of the month for February. Officer Zuniga was nomination by Chief Torres and Officer Carlos Salinas-Rincon. Officer Zuniga de-escalated a situation by using tactical maneuvers.

#### **3. Racial Profiling and Analysis Report for 2023 – Torres**

Chief Cesar Torres presented the council with the Racial Profiling and Analysis Report for 2023.

#### **4. Report on My Mission 311 - J. Lerma**

Jesse Lerma, Civil Service Director explained the process of the My Mission 311 process and how the departments manage the requests submitted by the citizens. The system was implemented in 2021, complaints and concerns are submitted by the citizens via an app.

#### **5. Report from the Greater Mission Chamber of Commerce – Enriquez**

Brenda Enriquez, Mission Chamber of Commerce President, spoke about upcoming events such as: Business Development Lunch and Learn Campaign was held on March 13. Ubiquity call center Ribbon cutting will be held on March 22<sup>nd</sup>, Grand Opening for Kumon of Sharyland on March 22. Official Grand Opening for Murdoch's will be on April 5. Annual Golf Tournament will be held on May 3.

#### **6. Departmental Reports – Perez**

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

#### **7. Citizen's Participation – Garza**

Michelle Garza requested support from the Mayor and Council on the re-opening and rebuilding of Agape Christian School.

Luis Hernandez, Agape Christian School Board Member spoke in support of Agape Christian School being re-opened to have a chance educate and to continue to build a legacy in the community.

Cristy Gonzalez advocated for the re-opening of Agape Christian School's campus by Masterpiece Christian Academy under the direction of Michelle Garza.

Steven Farias former student at Agape Christian School asked the council to reconsider in allowing the re-opening of Agape Christian School by Masterpiece Christian Academy.

Grace Santos former Agape Christian School student asked the council for their support in the re-opening of Agape Christian School.

Hilda Flores former employee at Agape Christian School spoke about the legacy of Agape.

Irma Flores Lopez former employee at Agape Christian School spoke about the wonderful school Agape Christian School was and can continue to be if re-opened.

## **PUBLIC HEARING**

### **PLANNING & ZONING RECOMMENDATIONS**

#### **8. Rezoning: Lots 32, 33, & 34, Block "C", Butterfield Addition, (R-1) Single Family Residential to (C-3) General Business, Beatriz Salinas, and Adoption of Ordinance# 5453 - De Luna**

On February 28, 2024, the Planning and Zoning Commission held a Public Hearing to consider the rezoning request. The subject site was located approximately 132' south of E. 1<sup>st</sup> Street along the west side of Mayberry Road. There was no public opposition during the P&Z Meeting. The board unanimously recommended denial of a (C-3) General Business but recommended approval for a (C-2) Neighborhood Commercial. The applicants agreed with the C-2 Zone.

Staff and City Manager recommended approval of the C-2 Zone.

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

There were no comments.

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 Rezoning and Ordinance 5453 Lots 32, 33, & 34, Block "C", Butterfield Addition, (R-1) Single Family Residential to (C-2) Neighborhood Commercial. Motion was seconded by Councilwoman Ortega and approved unanimously 5-0.

#### **ORDINANCE NO. 5453**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A REZONING OF LOTS 32, 33, & 34, BLOCK "C" BUTTERFIELD ADDITION,  
(R-1) SINGLE FAMILY RESIDENTIAL TO (C-2) NEIGHBORHOOD COMMERCIAL

#### **9. Rezoning: A tract of land containing 3.532 acres, being a part or portion out of Lot 20-11, West Addition to Sharyland, (C-3) General Business to (R-3) Multi Family Residential, Ellen Moskalik, and Adoption of Ordinance# 5454 - De Luna**

On February 28, 2024, the Planning and Zoning Commission held a Public Hearing to consider the rezoning request. The subject site was located on the southeast corner of Business Hwy 83

and Bryan Road. There was no public opposition during the P&Z Meeting. The board unanimously recommended approval.

Mayor Pro Tem Plata stepped out of the meeting at 5:38 p.m.

Staff and City Manager recommended approval.

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

There were no comments.

Upon motion by Councilwoman Ortega seconded by Councilwoman Gerlach and approved unanimously, the public hearing was closed.

Councilwoman Ortega moved to approve Rezoning and Ordinance 5454 A tract of land containing 3.532 acres, being a part or portion out of Lot 20-11, West Addition to Sharyland, (C-3) General Business to (R-3) Multi Family Residential. Motion was second by Councilwoman Gerlach and approved 3-0 with Councilman Vela abstaining.

**ORDINANCE NO. 5454**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A REZONING A TRACT OF LAND CONTAINING 3.532 ACRES, BEING A PART  
OR PORTION OUT OF LOT 20-11, WEST ADDITION TO SHARYLAND,  
(C-3) GENERAL BUSINESS TO (R-3) MULTI-FAMILY RESIDENTIAL

**10. Conditional Use Permit: To Place 2 Temporary Mobile Offices for Office Use, 107 International Boulevard, Lot 2A, Mission Business Park, I-1, B2Z Builders, LLC, and Adoption of Ordinance# 5455 - De Luna**

On February 28, 2024 the Planning and Zoning Commission held a Public Hearing to consider the Conditional Use Permit request. The subject site was located on the northeast corner of Industrial Way and International Boulevard. There was no public opposition during the P&Z Meeting. The board unanimously recommended approval.

Staff recommended approval subject to: 1) 2 years approval to assess this operation; 2) Compliance with all City Codes, (Building, Fire, Parking, etc.); and 3) CUP not transferable to others.

City Manager recommended approval.

Mayor Pro Tem Plata re-joined the meeting at 5:42 p.m.

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

There were no comments.

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

Councilwoman Ortega moved to approve CUP and Ordinance 5455 to place 2 Temporary Mobile Offices for Office Use, 107 International Boulevard. Motion was seconded by Mayor Pro Tem Plata and approved unanimously 5-0.

**ORDINANCE NO. 5455**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A CONDITIONAL USE PERMIT TO PLACE 2 TEMPORARY MOBILE OFFICES  
FOR OFFICE USE, 107 INTERNATIONAL BOULEVARD, LOT 2A, MISSION BUSINESS

## PARK

**11. Conditional Use Permit Renewal: Sale & On-Site Consumption of Alcoholic Beverages – Mission Event Center, 200 N. Shary Road, Lot 1, Mission Event Center Subdivision, C-3, City of Mission, and Adoption of Ordinance# 5456 - De Luna**

On February 28, 2024 the Planning and Zoning Commission held a Public Hearing to consider the Conditional Use Permit request. The subject site was located 1,200 east of Shary Road along the north side of Ruby Red Blvd. There was no public opposition during the P&Z Meeting. The board unanimously recommended approval.

Staff recommended approval for life of use subject to: 1) Continue to comply will all City Codes (Building, Health, Fire, etc.); and 2) CUP not to be transferable to others

City Manager recommended approval.

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

There were no comments.

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

Councilwoman Ortega moved to approve CUP and Ordinance 5456 Sale & On-Site Consumption of Alcoholic Beverages – Mission Event Center for life of use. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**ORDINANCE NO. 5456**

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 – MISSION EVENT CENTER,  
200 N. SHARY ROAD, LOT 1, MISSION EVENT CENTER SUBDIVISION

**12. Conditional Use Permit: Mobile Food Truck – Seoul Food Truck, 2509 Colorado Street, Ste. 207, Lot 1, Block 2, Santa Lucia Development, C-3, Seoul Food Truck, LLC, and Adoption of Ordinance# 5457 - De Luna**

On February 28, 2024 the Planning and Zoning Commission held a Public Hearing to consider the Conditional Use Permit request. The subject site was located near the NW corner of Colorado and Taylor Road along the north side of Colorado Street. There was no public opposition during the P&Z Meeting. The board unanimously recommended approval.

Staff recommended approval subject to: 1) 1 year re-evaluation in order to assess this new business; 2) Must comply with all City Codes (Building, Fire, Health, etc.); and 3) Must acquire a business license prior to occupancy.

City Manager recommended approval.

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

There were no comments.

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 CUP and Ordinance 5457 Mobile Food Truck – Seoul Food Truck, 2509 Colorado Street. Motion was seconded by Councilwoman Ortega and approved unanimously 5-0.

**ORDINANCE NO. 5457**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS  
GRANTING A CONDITIONAL USE PERMIT FOR A MOBILE FOOD TRUCK – SEOUL FOOD  
TRUCK, 2509 COLORADO STREET, STE. 207, LOT 1, BLOCK 2, SANTA LUCIA  
DEVELOPMENT

**13. Discussion and Action to amend the Planning and Zoning Commission Bylaws - De Luna**

On February 28, 2024 the Planning and Zoning Commission held a Public Hearing to consider the amendment of the Planning and Zoning Bylaws.

A directive was given to staff to review the bylaws for all the Boards in an effort to make any necessary changes. The following revisions/changes are being proposed for council consideration.

Article 1 Organization - C. The tenure for each member of the Planning and Zoning Board shall be for two (2) years. Vacancies occurring shall be filled for the unexpired term in the same manner as provided for original appointments.

Purpose of this amendment is to be consistent with the other boards.

Article IV Voting - F. A Planning and Zoning Board member shall only abstain from voting if he/she has a vested interest in a particular proposal before the Planning and Zoning Board and shall sign an affidavit to the conflict. Should there not be sufficient cause for abstention, the Planning and Zoning Board member shall vote.

Purpose of this amendment is to update city forms for all boards.

Article VI Meetings - A. The Planning and Zoning shall hold at least one regular meeting in each month at a time to be fixed by it for such regular meetings, and may hold as many additional regular meetings during the month as may be necessary for the transaction of the business of the City and its citizens. All regular meetings of the Planning and Zoning Commission shall be public and shall be held at a place designated in advance.

Purpose of this amendment is to cut the waiting time an item gets presented to the City Council.

Article VII- Administrative and clerical support for the Planning and Zoning Board shall be provided by the Planning Department which shall keep any and all records pertaining to business undertaken by the Planning and Zoning Board.

Purpose of this amendment - the Planning Department is the only department that handles and keeps all records pertaining to business undertaken by the P&Z Board.

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

Staff and City Manager recommended approval.

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

Karen Prewitt, 2101Mock Drive, Mission spoke about HB 3699 which was effective on January 1, 2024 which stated that the city shall adopt and make available to the public a complete written list of all documentation and other information that needs to be submitted with a plat application. Which would then be published.

Ms. De Luna, Planning Director stated that they are currently reviewing the requirements of HB 3699 which will be presented to the Ordinance Review Committee.

Oscar Saenz, 2103 Krystal Drive asked if the meetings could be made available via Zoom in order to allow citizens to voice their opinions when unable to attend the meetings in person.

Ms. De Luna stated they would begin to offer the Planning & Zoning meetings via zoom.

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 amendments to the Planning and Zoning Commission Bylaws as presented. Motion was seconded by Mayor Pro Tem Plata and approved unanimously 5-0.

At this time Mayor Garza requested to proceed with Unfinished Business.

## **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*

### **14. Approval of Minutes – Carrillo**

Regular Meeting – February 26, 2024

Special Meeting – February 27, 2024

### **15. Acknowledge Receipt of Minutes – Perez**

Parks & Recreation Board – February 13, 2024

Citizen's Advisory Board – February 13, 2024

Boys & Girls Club Board of Directors – January 9, 2024

Youth Advocacy Advisory Board – January 9, 2024

Mission Tax Increment Reinvestment Zone – January 23, 2024

Mission Redevelopment Authority – January 23, 2024

Mission Economic Development Corporation – January 24, February 7, 2024

Traffic Safety Committee – July 5, 2023

### **16. Approval of Interlocal Agreement for On Site Sewage Facility Inspections with Hidalgo County – Kotsatos**

The Mission Health Department is requesting authorization to enter into an Interlocal Agreement with Hidalgo County for On Site Sewage Facility inspections. The primary purpose of the agreement is to outline both entity's responsibility for these inspection services. This agreement will be in effect as of March 11, 2024 at a cost of \$145.00 per inspection.

**17. Approval of Resolution # 1893 of the City of Mission, Texas suspending the April 4, 2024 effective date of AEP Texas Inc.'s requested rate change to permit the city time to study the request and to establish reasonable rates; approving cooperation with the cities served by AEP Texas; authorizing hiring of legal counsel. – Flores**

AEP Texas Inc. filed an application on February 29, 2024 with cities retaining original jurisdiction seeking to increase system-wide distribution rates by \$110.4 million per year (an increase of 13.1%) and increase system-wide transmission rates by \$63.1 million (an increase of 9.29%). According to AEP Texas, the impact of this approval on an average residential customer would be an increase of about \$4.59 per month.

The resolution suspended the April 4, 2024 effective date of the Company's rate change for the maximum period permitted by law to allow the City, working in conjunction with other Cities served by AEP Texas to intervene in the Public Utility Commission Docket No. 56165 to evaluate the filing, determine whether the filing complied with law, and if lawful, to determine what further strategy, including settlement, to pursue.

Authorizing the hiring of Lloyd Gosselink and consultants to review the filing, negotiate with the Company, and make recommendations to the City regarding reasonable rates.

### **RESOLUTION NO. 1893**

RESOLUTION OF THE CITY OF MISSION SUSPENDING THE APRIL 4, 2024 EFFECTIVE DATE OF AEP TEXAS INC.'S REQUESTED RATE CHANGE TO PERMIT THE CITY TIME TO STUDY THE REQUEST AND TO ESTABLISH REASONABLE RATES; APPROVING COOPERATION WITH THE CITIES SERVED BY AEP TEXAS AND AUTHORIZING INTERVENTION IN AEP TEXAS INC.'S REQUESTED RATE CHANGE PROCEEDINGS BEFORE THE COMMISSION; HIRING LLOYD GOSSELINK ATTORNEYS AND CONSULTING SERVICES TO NEGOTIATE WITH THE COMPANY AND DIRECT ANY NECESSARY LITIGATION AND APPEALS; REQUIRING REIMBURSEMENT OF CITIES' RATE CASE EXPENSES; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL

### **18. Approval of Resolution # 1894 authorizing the submittal of grant application for the FY25 Border Zone Fire Department Grant to the Texas Office of the Governor, and authorizing the Mayor as the Authorized Representative – Elizalde**

The Mission Fire Department was seeking approval of resolution authorizing the submittal of grant application for the FY25 Border Zone Fire Department Grant to the Texas Office of the Governor, and authorized the Mayor as the Authorized Representative. The department sought to purchase a brush truck for its wildland fire operations. The total grant request was no more than \$250,000 and did not require a cash match.

### **RESOLUTION # 1894**

FY25 Border Zone Fire Department Grant

### **19. Approval of Resolution # 1895 authorizing the submittal of grant application for the FY25 Operation Lone Star Grant Program (OLS) to the Texas Office of the Governor, and authorizing the Mayor as the Authorized Representative – Elizalde**

The Mission Police Department and Mission Fire Department was seeking approval of resolution authorizing the submittal of grant application for the FY25 Operation Lone Star Grant Program (OLS) to the Texas Office of the Governor, and authorized the Mayor as the Authorized Representative. The police department sought to purchase various equipment and supplies needed to reduce border-related criminal activity and increase effectiveness of its operations. The fire department would acquire various equipment and supplies to increase its capacity for Fire/EMS operations in support of border related response. The total grant request



would not exceed more than the programs ceiling of \$5 million and did not require a cash match.

**RESOLUTION # 1895**

FY25 Operation Lone Star Grant Program (OLS)

**20. Approval of Resolution No. 1896 authorizing the submittal of a grant application for the FY25 Local Border Security Program (LBSP) to the Office of the Governor and authorizing Mayor as the Authorized Representative. – Elizalde**

The Mission Police Department was seeking approval of resolution authorizing the submittal of a grant application to the OOG for the FY25 LBSP Grant and designated the Mayor as the Authorized Representative. The grant would allow the Mission Police Department to increase patrol presence throughout the city, especially in and around the U.S./Mexico border through the support of overtime costs. The total project request was \$190,000.00. There was no match requirement.

**RESOLUTION # 1896**

FY25 Local Border Security Program (LBSP)

**21. Approval of Resolution No. 1897 authorizing the submittal of application and acceptance of award for the FY23 Operation Stonegarden Program from the Office of the Governor and authorizing Mayor as the Authorized Representative – Elizalde**

The Mission Police Department was seeking approval of resolution authorizing the submittal of application and acceptance of award for the FY23 Operation Stonegarden Program from the Office of the Governor and authorized Mayor as the Authorized Representative. The grant would allow the Mission Police Officers the opportunity to work overtime to increase patrol presence throughout the City of Mission and especially around the U.S./Mexico border. The grant would further allow the Department to purchase two (2) SkyCop Towers and three (3) fully equipped ATV's for its operations. The total amount of the grant awarded was \$325,000.00 and did not require a match.

**RESOLUTION # 1896**

FY23 Operation Stonegarden Program

**22. Approval of Supplemental No. 1 to Work Authorization No. 1 with TEDSI Infrastructure Group for engineering and surveying services for the HSIP – TxDOT Traffic Signal Design Project – Bocanegra**

Supplemental Agreement No. 1 entailed professional services for the Traffic Signal Improvement Design at 2 Mile & Bryan Design Project. Supplemental Agreement No.1 would be an additional \$19,916.19

**23. Authorization to extend the Memorandum of Understanding between the City of Mission and the City of Palmview to provide temporary housing for prisoners – Torres**

The Mission Police Department was seeking authorization to extend the Memorandum of Understanding between the City of Mission and the City of Palmview, to provide temporary housing for prisoners. The extension request was thru April 30, 2024. The cost of \$54.00 per prisoner per day would remain the same through the extension

**24. Authorization to enter a Memorandum of Understanding with Public Safety Cadets – Torres**

The Mission Police Department was seeking authorization to enter a Memorandum of Understanding between the City of Mission and Public Safety Cadets, to provide membership for the Mission Police Explorer Program. Responsibilities for both parties were listed in the MOU. Annual fees would be covered by fundraising funds & donations to the Mission Police Explorer Program. This memorandum of understanding would remain in effect while the participating agency/organization remained registered annually in good standing with Public Safety Cadets.

**25. Authorization to solicit Request for Proposals for Agent of Record for Voluntary Products, Group Life, EAP, Section 125 Administration & 457 Plan – Munguia**

Staff was seeking authorization to solicit proposals for Agent of Record for Voluntary Products (dental, vision, COBRA Administration, long-term disability, short-term disability, voluntary life insurance, Flexible Spending Account (FSA), supplemental insurances (cancer, accident, hospital indemnity and critical illness) medical transport, legal services), Group Life, Employee Assistance Program, Section 125 Administration and 457 Plan.

**26. Authorization to engage GIGNAC Architects for the design of the Sanitation and Fleet Building – Terrazas**

Authorization to engage GIGNAC Architects from the pool of Architects for the design of the Sanitation and Fleet Building. On February 27, 2024 the TIRZ Board agreed to reimburse the city for these services.

Mayor Pro Tem Plata moved to approve all consent agenda items 14 thru 26 as presented. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**APPROVALS AND AUTHORIZATIONS**

**27. Homestead Exemption Variance: Tract 1, being the East 71.41' of the West 126.79' of the South 410' of the North 640' of Lot 7, of the Resubdivision of Lot 14-8 and 15-8, West Addition to Sharyland, R-1, Atanacio Machuca - De Luna**

On February 28, 2024, the Planning and Zoning Commission held a Public Hearing to consider the Homestead Exemption Variance. The subject site was located south of E. Melba Carter Street at the rear of the lot on the east side of the drain ditch in the unrecorded Earnhard Subdivision aka Melba Carter Subdivision. 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 Homestead Exemption Variance: Tract 1, being the East 71.41' of the West 126.79' of the South 410' of the North 640' of Lot 7, of the Resubdivision of Lot 14-8 and 15-8, West Addition to Sharyland. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**28. Authorization to accept the donation of 3 EMS Vending Machines from Chief Darrell Thorn from Grand Prairie Fire Department – A. Garcia**

Authorization to accept the donation of 3 EMS Vending Machines from Chief Darrell Thorn from Grand Prairie Fire Department. These state-of-the-art vending machines would serve as invaluable assets in our efforts to provide efficient and effective care to our community. With easy access to essential medical supplies and equipment, our personnel would be better equipped to respond to emergencies promptly, ultimately improving patient outcomes. These machines were worth \$15,000 each.

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved to accept the donation of 3 EMS Vending Machines from Chief Darrell Thorn from Grand Prairie Fire Department. Motion was seconded by Councilwoman Gerlach and approved unanimously 5-0.

**29. Authorization to purchase NFPA 1582 Physicals and NFPA 1583 Wellness Fitness Evaluations from Sole Source Provider. – Garcia**

The Mission Fire Department was seeking authorization to purchase NFPA 1582 Physicals and NFPA 1583 Wellness Fitness Evaluations from Life Scan Wellness Centers. The NFPA Physicals and Wellness Fitness Evaluations were broken down into six (6) categories; Annual Public Safety Exam, Cardiopulmonary Assessment, Ultrasound Screening, Blood and Laboratory Tests, Fitness Evaluation, and Medical Clearances. The testing would be for one-hundred and ten (110) full-time firefighters in the amount of \$65,120.00, via sole source provider. The City of Mission was taking a proactive approach in the well-being of our firefighters.

Staff and City Manager recommend approval.

Mayor Pro Tem Plata moved to authorize to purchase NFPA 1582 Physicals and NFPA 1583 Wellness Fitness Evaluations from Sole Source Provider. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**30. Authorization to approve Change Orders #3-6 for Taylor Rd Phase 1 for the City of Mission – Bocanegra**

CO#3 Consisted of a change in design and reduction of material for the installation of 8" City of McAllen WL. Contract Price would decrease by \$20,482.00.

CO#4 Consisted of a change in design and reduction of material for the installation of 12" City of Mission WL. Contract price would decrease by \$95,909.00

CO#5 Reduced the widths of lanes to allow for proper traffic flow during construction while avoiding aerial utilities that were still in conflict due to force majeure delays. Contract price would decrease by \$56,328.90

CO#6 Eliminated an irrigation crossing that was field verified by the United Irrigation District to be abandoned/not in service. Contract price would decrease by \$52,279.11.

Therefore, City Staff was recommending Change Order for the total contract amount of \$6,014,124.51 and 287 working days with all approved Change Orders.

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved to approve Change Orders #3-6 for Taylor Rd Phase 1. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**31. Authorization to Award Contract for FMA Program Development, Grant Administration, Civil Engineering, and Project Management Services Astroland Climate Resilient Flood Risk Reduction Project FY23 FMA – Bocanegra**

On 1/12/2024, City Council authorized staff to Award Contract for FMA & BRIC Program Development, Grant Administration, Civil Engineering, and Project Management Services.

Staff was seeking authorization to award Westwood Professional Services, Inc to provide these professional services relating to Astroland Climate Resilient Flood Risk Reduction Project FY23 FMA for a total amount of up to \$513,510.00.

The City was responsible for Pre-award costs of \$33,120.00 for: grant administration, management and submittal; the remainder of contract total commitment is contingent upon approval, award and acceptance of the grant.

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved to approve to Award Contract for FMA Program Development, Grant Administration, Civil Engineering, and Project Management Services Astroland Climate Resilient Flood Risk Reduction Project FY23 FMA. Motion was seconded by Councilwoman Gerlach and approved unanimously 5-0.

**32. Approval of Resolution # 1898 urging Mexico to comply with the terms of the 1944 Treaty and release the water due to the United States – Terrazas**

LRGVDC Board of Directors was requesting for cities to adopt a resolution for consideration and approval in support of the 1944 Treaty between the United States and Mexico. Mexico had sufficient water in storage in the tributaries that the United States was entitled to receive water from and could release this water as called for by the 1944 Treaty.

Representatives from the Irrigation District would be traveling to Washington D.C. and would hand deliver the Resolutions.

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved to approve Resolution 1898 urging Mexico to comply with the terms of the 1944 Treaty and release the water due to the United States. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**RESOLUTION 1898**

**URGING MEXICO TO COMPLY WITH THE TERMS OF THE 1944 TREATY  
AND RELEASE THE WATER DUE TO THE UNITED STATES**

**33. Approval of Interlocal Agreement between the City of Mission and Sharyland ISD for installation of lighting along the Walking/Running Trail at Shimotsu Elementary – Terrazas**

Interlocal Agreement was for the purchase, installation, construction and maintenance for (8) 285 Watt LED Floodlights on 4 concrete poles, (1) 50 KVA padmount transformer and underground street light wire. The city would pay SISD \$19,217.77 for the installation. SISD would become the operations and maintenance authority over the floodlights as installed.

Staff and City Manager recommended approval.

Mayor Pro Tem Plata moved to approve Interlocal Agreement between the City of Mission and Sharyland ISD for installation of lighting along the Walking/Running Trail at Shimotsu Elementary. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**34. Approval of Budget Amendment: General Fund, Capital Projects Fund, 2018 CO Fund & 2021 CO Fund – Vela**

Finance Director Vela presented Budget Amendments BA-24-05 thru BA-24-08

Staff and City Manager recommended approval.

Councilwoman Ortega moved to approve of Budget Amendment: BA-24-05 thru BA-24-08 General Fund, Capital Projects Fund, 2018 CO Fund and 2021 CO Fund. Motion was seconded by Councilman Vela and approved unanimously 5-0.

**UNFINISHED BUSINESS**

Mayor Pro Tem Plata moved to remove items 35, 36 and 37 from the table. Motion was seconded by Councilwoman Ortega and approved unanimously 5-0.

**35. TABLED 02/26/2024 - Rezoning: Tract #1: A tract of land containing 0.612 of one acre, being a part of portion of the Gulf Course and Lake Reserve out of Meadow Creek Country Club Phase I-B, 1916 Crystal Drive, PUD(AO-P) Agricultural Open Permanent to PUD(R-1) Single Family Residential, Meadow Creek Development, and Adoption of Ordinance# \_\_\_\_\_ - De Luna**

**36. TABLED 02/26/2024 - Rezoning: Tract #2: A tract of land containing 0.551 of one acre, being a part of portion of the Gulf Course and Lake Reserve out of Meadow Creek Country Club Phase I-B, 1931 Meadow Way Drive, PUD(AO-P) Agricultural Open Permanent to PUD(R-1) Single Family Residential, Meadow Creek Development, and Adoption of Ordinance# \_\_\_\_\_ - De Luna**

**37. TABLED 02/26/2024 - Rezoning: Tract #3: A tract of land containing 0.613 of one acre, being a part of portion of the Gulf Course and Lake Reserve out of Meadow Creek Country Club Phase I-B, 1914 Crystal Drive, PUD(AO-P) Agricultural Open Permanent to PUD(R-1) Single Family Residential, Meadow Creek Development, and Adoption of Ordinance# \_\_\_\_\_ - De Luna**

Ms. De Luna stated the meeting had not taken place as requested by Mayor Pro Tem Plata. Recommendation was to table the items until the meeting would take place.

Councilwoman Ortega moved to table items 35, 36 and 37. Motion was seconded by Mayor Pro Tem Plata and approved unanimously 5-0.

Mayor Pro Tem Plata moved to remove item 38 from the table. Motion was seconded by Councilwoman Ortega and approved unanimously 5-0.

**38. TABLED 02/26/2024: Rezoning: A 27.969 acre tract of land out of Lot 29-10, West Addition to Sharyland, (AO-I) Agricultural Open Interim to (R-1A) Large Lot Residential, Jorge E. Miranda, and Adoption of Ordinance # \_\_\_\_\_ - De Luna**

On February 14, 2024, the Planning and Zoning Commission held a Public Hearing to consider the rezoning request. The subject site is located ¼ mile north of Mile 2 Road along the west side of Bryan Road. There was public opposition during the P&Z Meeting. The concerns voiced were in regards to traffic, and car accidents. The board unanimously recommended approval.

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

Ivan Melendez, 3304 N. Bryan Rd. spoke against the request. Dr. Melendez stated there were two residents in this area. The rezoning would add approximately 600 residents in the area on a two-lane street. Concerns were increased traffic, drainage, water issues and inadequate infrastructure. Over 95% of the residents in the area are against the rezoning request.

Julian Gonzalez, spoke against the request citing how this type of development would impact their properties.

Eduardo Rodriguez, 1201 Oak Street representing the developer Fortis Land Company spoke in favor of the request and read a prepared statement. He stated that the questions and the concerns of the neighborhood would be addressed during the subdivision process ensuring that all of the city, county and state requirements for a single-family subdivision would be met.

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

Mayor Garza stated she had legal questions and requested to go into executive session pursuant to Tex. Gov't Code Section 551.071 (Consultation Attorney).

At 6:10 p.m., Mayor Pro Tem Plata moved to convene into Executive Session. Motion was seconded by Councilman Vela and approved unanimously 5-0.

Upon conclusion of Executive Session at 6:24 p.m., Mayor Pro Tem Plata moved to reconvene the regular meeting. Motion was seconded by Councilwoman Gerlach and approved unanimously 5-0.

Mayor Pro Tem Plata moved to table item 38 - Rezoning: A 27.969 acre tract of land out of Lot 29-10, West Addition to Sharyland, (AO-I) Agricultural Open Interim to (R-1A) Large Lot Residential. Motion was seconded by Councilman Plata and approved unanimously 5-0.

### **ROUTINE MATTERS**

City Manager Comments – Staycation will be held on Wednesday, March 13 at JC Park and on Friday, March 15 at Bannworth Park. Trash Bash would be held on Saturday, March 23 at CWV Park.

City Council Comments – Councilwoman Ortega wished everyone a happy Spring Break. Councilwoman Gerlach commented on a wonderful Staycation event held at Astroland Park and encouraged the community to attend the next two events. Mayor Pro Tem Plata and Councilman Vela congratulated the ladies who serve on the council.

Mayor's Comments - None

At 6:40 p.m., Mayor Pro Tem Plata moved to convene into Executive Session. Motion was seconded by Councilwoman Ortega and approved unanimously 5-0.

### **EXECUTIVE SESSION**

1. Closed session pursuant to Tex. Gov't Code Section 551.071 (Consultation Attorney) and Tex. Gov't Code Section 551.074 (Personnel Matters), regarding personnel issues.

Upon conclusion of Executive Session at 7:15 p.m., Mayor Pro Tem Plata moved to reconvene the regular meeting. Motion was seconded by Councilwoman Ortega and approved unanimously 5-0.

### **ADJOURNMENT**

At 7:16 p.m., Mayor Pro Tem Plata moved for adjournment. Motion was seconded by Councilwoman Ortega and approved unanimously 5-0.

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Norie Gonzalez Garza, Mayor

ATTEST:

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Anna Carrillo, City Secretary