

**MINUTES
BOARD OF COMMISSIONERS
REGULAR CALLED MEETING
TUESDAY, SEPTEMBER 3, 2019
118 SOUTH CAGE 2nd FLOOR**

The Board of Commissioners of the City of Pharr, Texas, met in a Regular Called Meeting on Tuesday, September 3, 2019 and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT: Mayor Ambrosio Hernandez
Comm. Eleazar Guajardo
Comm. Roberto "Bobby" Carrillo
Comm. Ramiro Caballero
Comm. Daniel Chavez
Comm. Ricardo Medina
Comm. Itza Flores

BOARD OF COMMISSIONERS ABSENT: None

STAFF PRESENT: Alex Meade, City Manager
Ed Wylie, Deputy City Manager
Hilda Pedraza, City Clerk
Omar Anzaldua, City Engineer
Gary Rodriguez, Events Center Director
Karla Saavedra, Finance Director
Anali Alanis, HR Director
Marissa Hernandez, Municipal Court Judge
Lenny Perez, Fire Chief
Jose Luengo, Police Chief
Melanie Cano, Dev. Services Dir.
Ricardo Pedraza, Public Works Director
Jose Villescas, Public Utilities Director
Sergio Alanis, Parks & Rec. Director
Raul Garza, CDBG Director
Adolfo Garcia, Library Director
Jose Pena, I.T. Director
Luis Bazan, Bridge Director
Veronica Gutierrez, Purchasing
Daniel Ramirez, Comm. Director

CITY ATTORNEY Patricia Rigney, City Attorney

ITEM 1. CALL TO ORDER

A) ROLL CALL AND POSSIBLE ACTION ON THE EXCUSING OF ANY ABSENT MEMBER OF THE GOVERNING BODY

Mayor Hernandez called the meeting to order at 4:05 p.m. Roll call established a quorum.

B) PLEDGE OF ALLEGIANCE/INVOCATION

Comm. Guajardo led in the pledge of allegiance and said the invocation.

ITEM 2. PROCLAMATIONS

A) PROCLAMATION PROCLAIMING HUNGER ACTION MONTH

Omar Rodriguez, Manager of Grants and Advocacy, stated the Food Bank of the Rio Grande Valley feeds approximately 64,000 people on a weekly basis and thanked the Commission and city staff for their continued support. He further extended an invitation to their 14th Annual Empty Bowls fundraiser event on Tuesday, September 17, 2019 at the Pharr Events Center.

Mayor Hernandez read proclamation proclaiming September 2019 as Hunger Action Month. Omar Rodriguez received the proclamation.

Comm. Carrillo entered the meeting at this point of the agenda. The time being 4:08 p.m.

B) PROCLAMATION PROCLAIMING HONORING AND REMEMBERING SEPTEMBER 11TH AT PSJA SOUTHWEST EARLY COLLEGE HIGH SCHOOL DAY

Ranulfo Marquez, High School Principal, stated they would be honoring first responders on September 11, 2019 and stated this was an important event in history for the students. He further thanked the Commission for the recognition.

Mayor Hernandez read proclamation Honoring and Remembering September 11th at PSJA Southwest Early College High School and presented proclamation to Mr. Marquez.

ITEM 3. PUBLIC TESTIMONY

There were no comments from the public.

ITEM 4. PUBLIC HEARINGS

A) FIRST PUBLIC HEARING: SOLICITATION OF COMMENTS FROM THE GENERAL PUBLIC ON THE 2019 TAX YEAR PROPOSED PROPERTY TAX RATE FOR THE CITY OF PHARR

Mayor Hernandez opened the public hearing. There being no comments from the public, the public hearing was closed.

B) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES

Mayor Hernandez opened the public hearing. There being no comments from the public, the public hearing was closed.

ITEM 5. CITY MANAGER'S REPORTS

A) CITY ENGINEER'S REPORT

Alex Meade, City Manager, introduced the item and stated City Engineer was available for any questions.

B) CITY EVENTS OF INTEREST

Alex Meade, City Manager, introduced item and stated there were no city events to report at this time.

ITEM 6. CONSENT AGENDA

A) APPROVAL OF MINUTES FOR AUGUST 19, 2019 REGULAR CALLED MEETING (ADMINISTRATION)

B) CONSIDERATION AND ACTION ON REQUEST FROM ST. MARGARET MARY CATHOLIC CHURCH FOR STREET CLOSURES FOR THEIR ANNUAL JAMAICA ON OCTOBER 5-6, 2019 (ADMINISTRATION)

- C) CONSIDERATION AND ACTION ON REQUEST TO ADVERTISE WITH INBOUND LOGISTICS FOR \$50,000 FOR 12 MONTHS (PROJECT NO. 1819-70-510-S033-001) (BRIDGE)
- D) CONSIDERATION AND ACTION AUTHORIZING CITY MANAGER TO EXECUTE CONTRACT WITH PYRO SHOWS OF TEXAS FOR LIVE FIREWORKS DISPLAY FOR CITY OF PHARR SALUTE TO VETERANS ON SATURDAY, NOVEMBER 9, 2019 IN THE AMOUNT OF \$12,000 (PROJECT NO. 1819-01-530-IPQ080-003) (EVENTS CENTER)
- E) CONSIDERATION AND ACTION AUTHORIZING THE SUBMISSION OF AN ECONOMICALLY DISADVANTAGED COUNTY (EDC) PROGRAM APPLICATION FOR THE HI-LINE ROAD PROJECT FROM CAGE BLVD. TO VETERANS ROAD CSJ#0921-02-375 (ENGINEERING)
- F) CONSIDERATION AND ACTION AUTHORIZING THE SUBMISSION OF AN ECONOMICALLY DISADVANTAGED COUNTY (EDC) PROGRAM APPLICATION FOR THE PSJA TRI-CITY PEDESTRIAN SAFETY IMPROVEMENTS PROJECT PHASE II CSJ#0921-02-432 (ENGINEERING)
- G) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO EXTEND SUPPLY CONTRACT WITH MARTIN PRODUCT SALES D/B/A MARTIN ASPHALT CO. FOR CONSTRUCTION MATERIALS PRIME COAT MC-30 AND RC-250 TACK COAT (PROJECT NO. 1718-01-528-IPQ031-139) (PURCHASING)
- H) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO EXTEND SERVICE CONTRACT WITH PAVEMENT MARKINGS, INC. FOR CITY-WIDE PAVEMENT MARKING SERVICES (PROJECT NO. 1718-01-517-C006-147) (PURCHASING)
- I) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO EXTEND INTERLOCAL AGREEMENT BETWEEN THE CITY OF PHARR AND THE CITY OF WESLACO FOR ANIMAL CARE SERVICES (PROJECT NO. 1718-01-517-S030-001) (PUBLIC WORKS)
- J) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE CITY MANAGER TO EXTEND THE SUPPLY CONTRACT WITH FRONTERA MATERIALS, INC. FOR THE PURCHASE AND DELIVERY OF HMAC, COLD MIX, AND CALICHE (PROJECT NO. 1718-01-528-SP007-115) (PURCHASING)
- K) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO EXTEND THE SUPPLY CONTRACT WITH CORE & MAIN LP (HD SUPPLY WATERWORKS, LTD.) FOR THE PURCHASE & DELIVERY OF RCP, MANHOLES, & INLETS (PROJECT NO. 1718-01-528-IPQ033-242) (PURCHASING)
- L) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO EXTEND THE SUPPLY CONTRACT WITH RIO VALLEY PIPE, LLC DBA CAPA FOR THE PURCHASE & DELIVERY OF RCP, MANHOLES, & INLET (PROJECT NO. 1718-01-528-IPQ033-242) (PURCHASING)
- M) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO EXTEND THE SUPPLY CONTRACT WITH L&R PRECAST CONCRETE WORKS, INC. FOR THE PURCHASE & DELIVERY OF RCP, MANHOLES, & INLETS (PROJECT NO. 1718-01-528-IPQ033-242) (PURCHASING)

N) CONSIDERATION AND ACTION ON DEVELOPMENT SERVICES CASES:

1. ANGEL VILLARREAL AND MARIA C. VILLARREAL, REPRESENTING VIGA RESTAURANTS, INC., D/B/A VILLA DEL MAR RESTAURANT, REQUESTED RENEWAL OF THE CONDITIONAL USE PERMIT TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISE CONSUMPTION IN A GENERAL BUSINESS DISTRICT (C). BEING LOT A, PROVIDENCE SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 6400 SOUTH CAGE BOULEVARD, SUITES A & B. CUP#110757
2. RED ROBIN RESTAURANT REQUESTED RENEWAL OF THE CONDITIONAL USE PERMIT TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISE CONSUMPTION IN A GENERAL BUSINESS DISTRICT (C). THE PROPERTY IS LEGALLY DESCRIBED AS LOT 2, PARADISE COMMERCIAL PARK PHASE II SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 409 SOUTH JACKSON ROAD. CUP#030747
3. T.W.O. HOLDINGS, LLC. REQUESTED A CHANGE OF ZONE FROM GENERAL BUSINESS DISTRICT (C) TO HEAVY COMMERCIAL DISTRICT (H-C). THE PROPERTY IS LEGALLY DESCRIBED AS BEING APPROXIMATELY 1.068-ACRE TRACT OF LAND, MORE OR LESS, OUT OF LOT 96, KELLY-PHARR SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 5201 NORTH VETERANS BOULEVARD. COZ#190754

O) PLATS:

1. SPOOR ENGINEERING CONSULTANTS, INC., REPRESENTING AMELIO RIVAS JR. AND GLORIA M. RIVAS, OWNERS, REQUESTED PRELIMINARY PLAT APPROVAL OF THE PROPOSED ROXANNE SUBDIVISION. THE PROPERTY IS LEGALLY DESCRIBED AS BEING A 0.35-ACRE TRACT OF LAND OUT OF A 3.00-ACRE TRACT OF LAND, OUT OF THE SOUTH 24.19 ACRES OF LOT 5, BLOCK 12, A.J. MCCOLL SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY IS LOCATED WITHIN THE 1600 BLOCK OF WEST ANAYA ROAD. SUB#190514

Alex Meade, City Manager, introduced the item and recommended approval of the consent agenda.

Comm. Carrillo moved to approve as recommended. Comm. Caballero seconded the motion and when put to a vote, it carried unanimously.

Ordinance No. O-2019-35 is filed with the City Clerk's Office.

REGULAR AGENDA - OPEN SESSION

ITEM 7. ORDINANCES AND RESOLUTIONS

- A) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION ENTERING INTO AN AGREEMENT WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR TEMPORARY CLOSURE OF STREETS FOR THE CITY OF PHARR FIRST RESPONDERS FESTIVAL ON SATURDAY, SEPTEMBER 28, 2019 (PUBLIC WORKS)**

Alex Meade, City Manager, introduced the item and recommended approval.

Comm. Carrillo moved to approve. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2019-45 is filed with the City Clerk's Office.

At this time, Mayor Hernandez, stated they would deviate from the agenda and go into closed session. There was no objection.

ITEM 11. CLOSED SESSION: IN ACCORDANCE WITH CHAPTER 551 OF THE TEXAS GOV'T. CODE, THE PHARR BOARD OF COMMISSIONERS HEREBY GIVES NOTICE THAT IT MAY MEET IN A CLOSED (NON-PUBLIC) EXECUTIVE SESSION TO DISCUSS THE ITEMS LISTED ON THE PUBLIC PORTION OF THE MEETING AGENDA IN ACCORDANCE WITH THE FOLLOWING BELOW

The time being 4:23 p.m., Mayor Hernandez stated the commission would be entering into closed session in accordance with Chapter 551 of the Texas Govt. Code to discuss agenda items listed in the public portion of the agenda and Pursuant to Sections 551.071, 551.072, 551.074, 551.076, 551.084 and 551.087.

ITEM 12. RECONVENE

The time being 4:45 p.m., Mayor Hernandez stated the commission would be resuming the open meeting.

REGULAR AGENDA - OPEN SESSION

ITEM 7. ORDINANCES AND RESOLUTIONS

B) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION ADOPTING THE WATER RATE STUDY COMPLETED FOR THE CITY OF PHARR BY RAFTELIS UTILITY CONSULTANTS (FINANCE)

Alex Meade, City Manager, introduced the item and recommended approval.

Comm. Carrillo moved to approve. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2019-46 is filed with the City Clerk's Office.

C) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE AMENDING ORDINANCE NO. O-2015-40 PRESCRIBING NEW RATES FOR WATER SERVICES (1ST READING) (FINANCE)

Mayor Hernandez introduced the item and recommended approval as discussed in closed session.

Comm. Carrillo moved to approve. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

D) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE AMENDING ORDINANCE NO. O-2015-39 PRESCRIBING NEW RATES FOR SEWER SERVICES (1ST READING) (FINANCE)

Mayor Hernandez introduced the item and recommended approval as discussed in closed session.

Comm. Carrillo moved to approve. Comm. Chavez seconded the motion.

Mayor Hernandez briefly stated this was to address public infrastructure needs and the project would be headed by the students of the Raider Nation Project.

The motion was put to a vote and it carried unanimously.

E) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE AMENDING ORDINANCE NO. O-2018-37 (RENTAL OF CITY FACILITIES) (1ST READING) (PARKS)

Alex Meade, City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

F) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE AMENDING ORDINANCE NO. O-2017-33, DEVELOPMENT SERVICES FEE SCHEDULE (ADOPTION ON 1ST READING) (DEVELOPMENT SERVICES)

Alex Meade, City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

Ordinance No. O-2019-36 is filed with the City Clerk's Office.

ITEM 8. ADMINISTRATIVE

A) CONSIDERATION AND ACTION, IF ANY, ON CHANGE ORDER NO. 1 FOR THE CITY OF PHARR INTERNATIONAL BRIDGE FACILITY EXPANSION AND RENOVATIONS PROJECT (BID NO. 1819-70-510-C007-395) (ENGINEERING)

Alex Meade, City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve. Comm. Caballero seconded the motion and when put to a vote, it carried by a majority vote of (6) ayes and one (1) abstention. Comm. Chavez abstained from voting.

B) CONSIDERATION AND ACTION, IF ANY, ON CHANGE ORDER NO. 2 AND CHANGE ORDER NO. 3 AND FINAL PAYOUT FOR PHARR PUBLIC SAFETY COMMUNICATIONS BUILDING (PROJECT #1819-39-510-C004-001) (COMMUNICATIONS)

Alex Meade, City Manager, introduced the item and recommended approval.

Daniel Ramirez, Communications Director, went over the services of the new Public Safety Communications Center. He stated this would serve as a regional center facility for the cities of Penitas, San Manuel-Linn, Progreso, and Pharr for EMS and 9-1-1 dispatching services. He added the building would house the Emergency Operation Center and IT Department and announced a ribbon cutting would take place on October 8, 2019 at 11:00 a.m.

Comm. Carrillo **moved** to approve. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

C) CONSIDERATION AND ACTION, IF ANY, ON PERMISSION TO ADVERTISE FOR FINANCIAL ADVISORS FOR CAPITAL FINANCING THROUGH THE TEXAS WATER DEVELOPMENT BOARD PROGRAMS AND AUTHORIZING CITY MANAGER TO ENTER INTO A CONTRACT FOR SUCH SERVICES (PROJECT NO. 1819-01-510-S035-001) (ADMINISTRATION)

Alex Meade, City Manager, introduced the item. He briefly stated the city applied for the 2020 Clean Water State Revolving Fund through the Texas Water Development Board and it must procure a Financial Advisor in accordance with federal procurement requirements. He further recommended approval.

Comm. Medina moved to approve. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

D) CONSIDERATION AND ACTION, IF ANY, ON PERMISSION TO ADVERTISE FOR BOND COUNSEL FOR CAPITAL FINANCING THROUGH THE TEXAS WATER DEVELOPMENT BOARD PROGRAMS AND AUTHORIZING CITY MANAGER TO ENTER INTO A CONTRACT FOR SUCH SERVICES (PROJECT NO. 1819-01-510-S036-001) (ADMINISTRATION)

Alex Meade, City Manager, introduced the item and recommended approval.

Comm. Carrillo moved to approve. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

E) CONSULTATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO RETAIN LEGAL COUNSEL TO PURSUE WATER AND/OR SEWER CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) SERVICE AREAS (PROJECT NO. 1819-01-510-S038-001) (ADMINISTRATION)

Alex Meade, City Manager, introduced the item and recommended approval.

Comm. Carrillo moved to approve. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

ITEM 9. CONTRACTS/AGREEMENTS

A) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO ENTER INTO AN AGREEMENT WITH DR. RAUL BARRERA FOR MEDICAL DIRECTOR (COMMUNICATIONS)

Alex Meade, City Manager, introduced the item.

Comm. Medina expressed his concern with Dr. Barrera's medical experience in EMS. Daniel Ramirez, Communications Director, stated he was a trauma surgeon who deals with all EMS providers and would serve as the Medical Authority for the City of Pharr.

Comm. Carrillo moved to approve. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

B) CONSIDERATION AND ACTION, IF ANY, ON RENEWAL OF INTERLOCAL AGREEMENT WITH THE TEXAS DEPARTMENT OF MOTOR VEHICLES FOR SCOFFLAW SERVICES ON VEHICLE REGISTRATION RECORDS (MUNICIPAL COURT)

Alex Meade, City Manager, introduced the item and recommended approval.

Comm. Carrillo moved to approve. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

- C) **CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO NEGOTIATE AND ENTER INTO A CONTRACT WITH JAVIER HINOJOSA ENGINEERING FOR THE PROFESSIONAL ENGINEERING SERVICES FOR THE DESIGN AND PROJECT ADMINISTRATION OF THE SANITARY SEWER UTILITY ADJUSTMENTS RELATED TO THE REGIONAL LINEAR PARK HIKE AND BIKE TRAIL PHASE II, RIDGE ROAD TUNNEL CROSSING CONFLICT (PROJECT #1819-40-510-IPQ077-001) (ENGINEERING)**

Alex Meade, City Manager, introduced the item.

Comm. Carrillo moved to approve. Comm. Medina.

Comm. Medina asked if this would be reimbursed. Omar Anzaldúa, City Engineer, stated these costs would be reimbursed 100% by Hidalgo County Precinct 2 as per interlocal agreement.

The motion and was put to a vote and it carried unanimously.

- D) **CONSIDERATION AND ACTION, IF ANY, ON AGREEMENT WITH HOLLIS RUTLEDGE AND ASSOCIATES, INC. FOR LOBBYING SERVICES (PROJECT NO. 1718-01-510-S027-001) (ADMINISTRATION)**

Alex Meade, City Manager, introduced the item.

Comm. Carrillo moved to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

ITEM 10. LEGAL:

- A) **DISCUSSION AND ACTION, IF ANY, ON LEGAL ACTION CONCERNING PHARR ORIGINAL TOWNSITE A TRACT 1350'X100' NORTH OF AND ADJ TO R/W BTWN CYPRESS ST (7TH ST) & HWY 281 3.10 AC NET, PHARR, HIDALGO COUNTY, TEXAS (LEGAL)**

Alex Meade, City Manager, introduced the item and briefly explained this was for the Boulder Farms property. He further recommended approval as discussed in closed session.

Comm. Carrillo moved to approve. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

ITEM 13. ADJOURNMENT

There being no other business to come before the board, Comm. Guajardo moved to adjourn. Comm. Caballero seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 4:56 p.m.

CITY OF PHARR

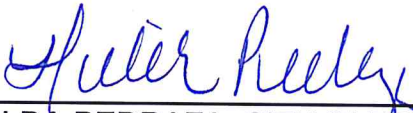


AMBROSIO HERNANDEZ
MAYOR

**STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR**

ON THIS THE 3rd DAY OF SEPTEMBER 2019 the Board of Commissioners of the City of Pharr, Texas convened in a **REGULAR CALLED MEETING** at the Commissioner's Room located at 118 S. Cage, 2nd Floor, Pharr, Texas. The meeting being open to the public and notice of said meeting, giving the date, place, subject, hereof, having been posted in accordance with Chapter 551, Texas Government Code (Open Meetings Act) and there being present a quorum, I, **HILDA PEDRAZA, CITY CLERK**, of the City of Pharr, Teas, certify that this is a true and correct copy of the minutes.

ATTEST:



HILDA PEDRAZA, CITY CLERK

APPROVED: September 19, 2019