TAKE NOTICE THAT A REGULAR MEETING
OF THE BOARD OF COMMISSIONERS
OF THE CITY OF PHARR, TEXAS
WILL BE HELD AT CITY HALL, COMMISSIONERS' ROOM,
118 S. CAGE BLVD., 2ND FLOOR, PHARR, TEXAS
COMMENCING AT 4:00 PM ON
MONDAY, APRIL 20, 2020

The City of Pharr has called this meeting as allowed pursuant to Texas law, city charter, and city ordinances. The governing body may recess from day to day when it does not complete consideration of a particularly long subject as authorized by law. All persons desiring to address the governing body must register with the presiding city clerk prior to the scheduled meeting.

In accordance with social distancing guidelines, the City Commission meeting will not be open to the public, except for individuals who have elected to appear in person for Public Testimony and Public Hearing. The meeting will be via Videoconference and streamed live at www.pharr-tx-gov

1. CALL TO ORDER:

A) Roll call and possible action on the excusing of any absent member of the governing board.

B) Pledge of Allegiance/Invocation

2. PUBLIC TESTIMONY: *(Ordinance No. O-2019-45). A person intending on addressing the governing body may speak at a scheduled meeting of the governing body following registration with the presiding clerk and prior to the scheduled meeting. A registered speaker may speak only on items on the agenda and may not exceed 1.5 minutes when addressing the board regarding an agenda item. A registered speaker may not donate time to another speaker. A sign-in form for public testimony shall be promulgated by the presiding clerk and be made available at the city clerk's office. A person may sign up for public testimony beginning at the time the agenda is posted for the meeting. A person may not sign up later than one hour before the posted meeting is scheduled to begin. No registered speaker may be allowed to speak regarding an item once the public testimony portion of the agenda has ended.*

3. PUBLIC HEARINGS:

A) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES: *(Ordinance No. O-2019-31). A registered speaker during the public hearing may not exceed 1.5 minutes when addressing the board. A sign-in form for participation in public a hearing shall be promulgated by the city clerk and be made available at the city clerk's office. The public hearing sign-in form shall include the person or entity's name, address, telephone number, other contact information, organization if applicable, and other notices, authorizations, and acknowledgements as may be allowed by law from time to time. No registered speaker may be allowed to address the governing body once the public hearing has closed.*

4. CITY MANAGER'S REPORTS: *(City Manager's Administrative Reports and discussion, if any, with governing body. The City Manager may also assign a designated spokesperson for any particular listed topic)*

A) Submission of Sales Tax Collection Report for April 2020.

B) Submission of Tax Collection Report for March 2020.

5. CONSENT AGENDA: *(All items listed under consent Agenda are considered to be routine and non-controversial by the Governing Body and will be enacted by one motion. Any Commissioner may remove items from the consent agenda by making such request prior to a motion and vote on the Consent Agenda)*

A) Approval of Minutes for April 6, 2020 Regular Called Meeting. (ADMINISTRATION)

B) Consideration and action authorizing City Manager to advertise for bids for the Traffic Signal Loop Detector Replacement Project. (Project# 1920-40-510-S036-034) (ENGINEERING)

C) Consideration and action on Development Services Cases:

1. Pizza Properties, Inc., d/b/a Peter Piper Pizza #63, is requesting 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 1, Pleasanton Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 1715 South Cage Boulevard. **CUP#060104**

2. Utility Trailer Sales Southeast Texas, Inc. has filed with the Planning and Zoning Commission a request for a Change of Zone from Agricultural and/or Open Space District (A-O) to Limited Industrial District (L-I). The property is legally described as being a 4.00-acre tract of land, more or less, out of Lot 125, Kelly Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is physically located within the 300-400 Block of East Eldora Road. **COZ#200212**

3. Steve M. Gano, representing Oakcrest Management, Inc., has filed with the Planning and Zoning Commission a request for a Change of Zone from Agricultural and/or Open Space District (A-O) to General Business District (C). The property is legally described as being the South 388.74' out of Lot 2, Storage Depot South Pharr Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 6109 South Cage Boulevard. **COZ#200213**

4. 5M Real Estate, L.L.C. has filed with the Planning and Zoning Commission a request for a Change of Zone from Agricultural and/or Open Space District (A-O) to Single-Family Residential District (R-1). The property is legally described as being a 1.351-acre tract of land, more or less, out of Lot 158, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is physically located within the 300-400 Block of East Ferguson Avenue (rear). **COZ#200315**

5. Leticia Flores has filed with the Planning and Zoning Commission a request for a Change of Zone from Agricultural and/or Open Space District (A-O) to General Business District (C). The property is legally described as being a 2.009-acre tract of land, more or less, out of Lot 292, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 5401 South Cage Boulevard. **COZ#200316**

6. M&S Group, Inc., d/b/a Wing Daddy's Sauce House, has filed with the Planning and Zoning Commission a request for 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 being all of Lot 4A & 5A, Paradise Commercial Park Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 601 South Jackson Road. **CUP#200318**

D) PLATS:

1. Dannenbaum Engineering Company, representing Charles D. Muller, is requesting final plat approval of the proposed Center on Ridge Road Phase II Lot 3 Subdivision. The property is legally described as being a 1.65-acre tract of land out of and a portion of Lot two hundred three (203), Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 600 Block of West Ridge Road. **SUB#191025** (DEVELOPMENT SERVICES)

2. Spoor Engineering Consultants, Inc., representing Arcadio Guerra, Member for ARGV, L.L.C., a Texas limited liability company is requesting preliminary plat approval of the proposed Master Plan of Veterans Centre Subdivision. The property is legally described as being a 4.07-acre tract of land out of a 4.80-acre tract of land out of Lot 97, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 1500 Block of East Nolana Loop. **SUB#200204** (DEVELOPMENT SERVICES)

REGULAR AGENDA - OPEN SESSION:

6. ORDINANCES AND RESOLUTIONS:

A) Consideration and action, if any, on Ordinance amending Chapter 110 of the Pharr Code of Ordinances creating Article VIII - Residential Collection Station, providing for collection and disposal, defining terms and prescribing rates. ***(3rd and Final Reading)*** (PUBLIC WORKS)

B) Consideration and action, if any, on Resolution concerning AEP Distribution Cost Recover Factors (DCRF) application to increase distribution rates. (ADMINISTRATION)

C) Consideration and action, if any, on Resolution executing an Advance Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) for the Commercial Vehicle Staging Area, CSJ: 0921-02-423 (ENGINEERING)

D) Consideration and action, if any, on Resolution executing an Advance Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) for the Dock Expansion Phase I (Dry Units) at Pharr International Bridge, CSJ: 0921-02-424 (ENGINEERING)

E) Consideration and action, if any, on Resolution executing an Advance Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) for the Dock Expansion Phase II (Cold Units) at Pharr International Bridge, CSJ: 0921-02-425 (ENGINEERING)

7. ADMINISTRATIVE:

A) Consideration and action, if any, Order continuing the declaration of disaster and public health emergency for the City of Pharr, Texas. (ADMINISTRATION)

B) Consideration and action, if any, on selecting various Engineering Firms to be part of a list of qualified firms to provide Professional Engineering Services for Water and Wastewater Improvement Projects based on the Statement of Qualifications (Project No. 1920-60-583-S014-001) (ENGINEERING)

C) Consideration and action, if any, on selecting various Architectural Firms to be part of a list of qualified firms to provide Professional Architectural Services based on the Statement of Qualifications (Project No. 1920-01-528-S015-001) (ENGINEERING)

D) Consideration and action, if any, on selecting various Surveying Firms to be part of a list of qualified firms to provide Professional Surveying Services based on the Statement of Qualifications (Project No. 1920-01-528-S020-001) (ENGINEERING)

E) Consideration and action, if any, on selecting various Engineering Firms to be part of a list of qualified firms to provide Professional Engineering Services for Projects requiring General Civil Engineering, Traffic Engineering, Construction Engineering Inspection, Structural Engineering, MEP, and Electrical Engineering based on the Statement of Qualifications (Project No. 1920-01-528-S013-001) (ENGINEERING)

8. PURCHASING:

A) Consideration, and action if any, on purchase of mobile data terminal (MDT) for the Pharr Police Department from Turn Key Mobile using Texas DIR Contract # DIR-TSO-4025. (Project# 1920-01-512-P020-001) (POLICE)

9. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, awarding contract for the Pharr Port of Entry Northbound Lanes Expansion and 2nd BSIF Exit. (CSJ# 0921-02-385 & 0921-02-383) (ENGINEERING)

B) Discussion and action, if any, on renewal proposal from XOANA for road signs in Reynosa. (BRIDGE)

C) Consideration and action, if any, authorizing City Manager to ratify the extension of the Supply Contract with Border Pacific Railroad Company for the Purchase & Delivery of Stone Aggregate. (Project #1819-40-510-SP002-073) (PURCHASING)

10. 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:*

Pursuant to Section 551.071, the Board may convene in a closed, non-public meeting with its attorney and discuss any matters related **to legal advice on pending or contemplated litigation, settlement offer, and/or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter.** The City and its attorney may also discuss such issues with the appropriate staff so as to obtain necessary and relevant information so that such discussion is informative and developed.

Pursuant to Section 551.072, the Board may convene in a closed, non-public meeting to discuss any matters related to **real property and deliberate the purchase, exchange, lease, or value of real property as such would be detrimental to negotiations between the City and a third party in an open meeting.** The City and its attorney may also discuss such issues with the appropriate staff so as to obtain necessary and relevant information so that such discussion is informative and developed.

Pursuant to Section 551.074, the Board may convene in a closed, non-public meeting to discuss any matters related to **appointment, employment, evaluation, reassignment, duties and discipline or dismissal of a public officer or employee and to hear any complaints or charges against an officer or employee.** The City and its attorney may also discuss such issues with the appropriate staff including members so as to obtain necessary and relevant information so that such discussion is informative and developed.

Pursuant to Section 551.076, the Board may convene in a closed, non-public meeting to discuss any matters on the **deployment, or specific occasions for implementation, of security personnel or devices**. The City and its attorney may also discuss such issues with the appropriate staff so as to obtain necessary and relevant information so that such discussion is informative and developed.

Pursuant to Section 551.084, the Board may convene in a closed, non-public meeting to discuss any matters involving an **investigation and may exclude a witness from hearing during the examination of another witness in the investigation.** The City and its attorney may also discuss such issues with the appropriate staff so as to obtain necessary and relevant information so that such discussion is informative and developed.

Pursuant to Section 551.087, the Board may convene in a closed, non-public meeting to discuss any matters regarding **economic development issues.** The City and its attorney may also discuss such issues with the appropriate staff so as to obtain necessary and relevant information so that such discussion is informative and developed.

11. RECONVENE: *into Regular Session and consider action, if necessary, on any items(s) discussed in closed session.*

12. ADJOURNMENT:

NOTICE OF ASSISTANCE AT THE PUBLIC MEETING

City Hall is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Clerk's Office at 956/402-4100 ext. 1003/1007 or FAX 956/702-5313 or E-mail hilda.pedraza@pharr-tx.gov or imelda.barrera@pharr-tx.gov for further information. Braille is not available.

I, the undersigned authority, do hereby certify that the above notice of said Regular Meeting of the City Commission of the City of Pharr was posted on the bulletin board at City Hall and on the City's web page at www.pharr-tx.gov. This Notice was posted on the 17th day of April 2020 at 3:30 p.m. and will remain posted continuously for at least 72 hours preceding the scheduled time of said Meeting, in compliance with Chapter 551 of the Government Code, Vernon's Texas Codes, Annotated (Open Meetings Act).

CITY OF PHARR PHARR TEXAS

WITNESS MY HAND AND SEAL, this 17th day of April 2020

Hilda Pedraza

HILDA PEDRAZA, TRMC, CMC
CITY CLERK

I certify that the attached notice and agenda of items to be considered by the City Commission was removed from the bulletin board of City Hall on the _____ day of _____, 20___ by,

_____ Title: _____