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MINUTES
BOARD OF COMMISSIONERS
REGULAR CALLED MEETING
MONDAY, APRIL 20, 2020
118 SOUTH CAGE 2nd FLOOR

The Board of Commissioners of the City of Pharr, Texas, met in a Regular Called Meeting on Monday, April 20, 2020 via videoconference and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT:	Mayor Ambrosio Hernandez Mayor Pro Tem Roberto "Bobby" Carrillo Comm. Ramiro Caballero Comm. Daniel Chavez
BOARD OF COMMISSIONERS PRESENT VIA VIDEOCONFERENCE:	Comm. Eleazar Guajardo Comm. Ricardo Medina Comm. Itza Flores
BOARD OF COMMISSIONERS ABSENT:	None
STAFF PRESENT:	Edward Wylie, Interim City Manager Hilda Pedraza, ACM/City Clerk Omar Anzaldua, City Engineer Karla Saavedra, Finance Director Anali Alanis, ACM/HR Director Gary Rodriguez, Events Center Director Marissa Hernandez, Municipal Court Judge Jose A. Luengo, Police Chief Melanie Cano, Dev. Services Director Sergio Alanis, Parks & Rec. Director Raul Garza, CDBG Director Adolfo Garcia, Library Director Jose Pena, I.T. Director Luis Bazan, Bridge Director Ignacio Amezcua, Purchasing Director 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 BOARD

Mayor Hernandez called the meeting to order at 4:03 p.m. Roll call established a quorum.

B) PLEDGE OF ALLEGIANCE/INVOCATION

Ed Wylie, Interim City Manager, led in the pledge of allegiance and Comm. Chavez said the invocation.

ITEM 2. PUBLIC TESTIMONY

There were no comments from the public.

ITEM 3. PUBLIC HEARINGS

A) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES

Ed Wylie, Interim City Manager, opened the public hearing. There being no comments from the public, the public hearing was closed.

ITEM 4. CITY MANAGER'S REPORTS

A) SUBMISSION OF SALES TAX COLLECTION REPORT FOR APRIL 2020

Ed Wylie, Interim City Manager, introduced the item. He reported the City of Pharr had an increase of 3.82% year-to-date and a decrease of -3.55% in collected payment compared from last year.

B) SUBMISSION OF TAX COLLECTION REPORT FOR MARCH 2020

Ed Wylie, Interim City Manager, introduced the item and reported the City of Pharr was still on track and doing good.

ITEM 5. 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, 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 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., REQUESTED 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., REQUESTED 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., REQUESTED 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 REQUESTED 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, REQUESTED A 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**

PLATS:

1. **DANNENBAUM ENGINEERING COMPANY, REPRESENTING CHARLES D. MULLER, REQUESTED 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**

2. **SPOOR ENGINEERING CONSULTANTS, INC., REPRESENTING ARCADIO GUERRA, MEMBER FOR ARGV, L.L.C., A TEXAS LIMITED LIABILITY COMPANY, REQUESTED 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**

Ed Wylie, Interim City Manager, introduced the item and recommended approval of consent agenda.

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

Ordinance Nos. O-2020-11, O-2020-12, O-2020-13, and O-2020-14 are filed with the City Clerk's Office.

REGULAR AGENDA - OPEN SESSION

ITEM 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)

Ed Wylie, Interim City Manager, introduced the item. He stated citizens would be able to dispose of household garbage, brush, and construction debris at the collection station located at Public Works. He further recommended approval.

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

Ordinance No. O-2020-15 is filed with the City Clerk's Office.

B) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION CONCERNING AEP DISTRIBUTION COST RECOVER FACTORS (DCRF) APPLICATION TO INCREASE DISTRIBUTION RATES (ADMINISTRATION)

Ed Wylie, Interim City Manager, introduced the item. He stated AEP was doing needed improvements to their system and were increasing the residential rates by approximately $1.83 to recover some of the cost. He further stated the City of Pharr and

other cities were opposed to the increase and recommended approval of the resolution to deny the increase of distribution rates.

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

Resolution No. R-2020-20 is filed with the City Clerk's Office.

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)

Ed Wylie, Interim City Manager, introduced the item. He briefly explained the cost amounts on the agreement were off and TxDOT had already been notified. He stated TxDOT would be making the corrections and the agreement would be placed back on the agenda for consideration. He further recommended the item be tabled.

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

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)

Ed Wylie, Interim City Manager, introduced the item. He briefly explained the cost amounts on the agreement were off and TxDOT had already been notified. He stated TxDOT would be making the corrections and the agreement would be placed back on agenda for consideration. He further recommended the item be tabled.

Comm. Carrillo **moved** to table as recommended. Comm. Guajardo seconded the motion and when put to a vote, it carried unanimously.

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)

Ed Wylie, Interim City Manager, introduced the item. He briefly explained the cost amounts on the agreement were off and TxDOT had already been notified. He stated TxDOT would be making the corrections and the agreement would be placed back on agenda for consideration. He further recommended the item be tabled.

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

ITEM 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)

Ed Wylie, Interim City Manager, introduced the item. He stated the current order would expire on April 21, 2020 and due to the current public health emergency, he recommended to extend it for an additional forty-five (45) days.

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

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)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated the current rotation list would expire in May 2020 and recommended approval of the new rotation list for a period of two (2) years.

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

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)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated the current rotation list would expire in May 2020 and recommended approval of the new rotation list for a period of two (2) years.

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

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)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated the current rotation list would expire in May 2020 and recommended approval of the new rotation list for a period of two (2) years.

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

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)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated the current rotation list would expire in May 2020 and recommended approval of the new rotation list for a period of two (2) years.

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

ITEM 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)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated this was to replace mobile data terminals of forty (40) existing police units and the cost would be approximately $230,000. He stated this was a budgeted item and recommended approval.

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

ITEM 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)

Ed Wylie, Interim City Manager, introduced the item and stated three (3) bids were received for the project. He recommended awarding contract to the lowest bidder, Jimenez Engineering Solutions d/b/a International Consulting Engineers for $7,946,724.38.

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

B) DISCUSSION AND ACTION, IF ANY, ON RENEWAL PROPOSAL FROM XOANA FOR ROAD SIGNS IN REYNOSA (BRIDGE)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated this was a renewal in the amount of $2,750 per month for 3 years and recommended approval.

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

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)

Ed Wylie, Interim City Manager, introduced the item. He stated this was the second extension the stone aggregate contract and recommended approval for an additional year.

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

ITEM 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

None

ITEM 11. RECONVENE

None

ITEM 12. ADJOURNMENT

At this time, Mayor Hernandez spoke about the coronavirus pandemic. He reported the number of cases in the county and stated the Rio Grande Valley had a good capacity at hospitals on hospital beds and available ventilators. He stated Texas Governor, Greg Abbott, would be reopening the economy and businesses would need to follow CDC guidelines. He further stated the City of Pharr would open the economy in a smart and responsible manner, but this required the assistance from everyone to comply with the set guidelines.

There being no other business to come before the board, Comm. Carrillo **moved** to adjourn. Comm. Guajardo seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 4:19 p.m.

CITY OF PHARR

AMBROSIO HERNANDEZ
MAYOR

STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR

ON THIS THE 20th DAY OF APRIL 2020 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: May 4, 2020