

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

The Board of Commissioners of the City of Pharr, Texas, met in a Regular Called Meeting on Monday, November 2, 2020 and following is the record of attendance.

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

BOARD OF COMMISSIONERS ABSENT: None

STAFF PRESENT: Edward Wylie, Interim City Manager
Anali Alanis, Assistant City Manager
Hilda Pedraza, ACM/City Clerk
Omar Anzaldua, City Engineer
Fabiola Sanchez, Asst. Finance Director
Veronica Ramirez, HR Director
Criselda Rincon, Municipal Court Judge
Andrew Harvey Jr., Police Chief
Leonardo Perez, Fire Chief
Melanie Cano, Development Services Dir.
Pilar Rodriguez, Interim Public Works Dir.
Oscar De Leon, Asst. Public Utilities Dir.
Sergio Alanis, Parks & Rec. Director
Raul Garza, CDBG Director
Adolfo Garcia, Library Director
Jose Pena, I.T. Director
Fred Brouwen, Asst. Bridge Director
Ignacio Amezcua, Purchasing Director
Daniel Ramirez, Communications Director
Lisa C. Salinas, Chamber President

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 4:15 p.m. Roll call established a quorum.

B) PLEDGE OF ALLEGIANCE/INVOCATION

Andrew Harvey Jr., Police Chief, led in the pledge of allegiance and said the invocation.

At this time, Ed Wylie, Interim City Manager, stated they would deviate from the agenda and go to item 2.B. There was no objection.

ITEM 2. PROCLAMATIONS

B) PROCLAMATION PROCLAIMING DIEGO GOKU AGUILERA DAY

Mayor Hernandez read proclamation proclaiming Diego Goku Aguilera Day and presented proclamation to Diana Leal Gonzalez, mother of Diego. Diego was present virtually via zoom.

Ms. Diana Leal Gonzalez and Diego both thanked the Mayor and City Commission for the recognition.

A) PROCLAMATION PROCLAIMING MUNICIPAL COURT WEEK

Mayor Hernandez read proclamation proclaiming Municipal Court Week and presented proclamation to Municipal Court staff.

Criselda Flores, Municipal Judge, gave a brief overview of the amnesty program and thanked the City Commission for their continued support and role in government.

ITEM 3. PUBLIC TESTIMONY

There were no comments from the public.

ITEM 4. 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 5. CITY MANAGER'S REPORTS

A) CITY ENGINEER'S REPORT

Ed Wylie, Interim City Manager, introduced the item. He briefly stated projects were on track and questions could be entertained at this time.

Ed Wylie, Interim City Manager, reported the Movies at the Park would be held on Saturday, November 7, 2020 at 6:30 p.m. at Jones Box Park. He stated the featured movie would be Coco and families would be in a 12-foot marked circle on the grass with a 10-foot distance between them. He welcomed the public to come out and enjoy.

Ed Wylie, Interim City Manager, reported the Veterans Day Fireworks display would be held on Wednesday, November 11, 2020 at 9:00 p.m. simultaneously at 1103 E. Nolana and 900 E. Pecina. He further stated parking would be available at designated areas and the event would be streamed live online as well.

Hilda Pedraza, Assistant City Manager/City Clerk, reminded the public of the Electioneering Ordinance and provided information for Election Day. She also reported the public could vote at any poll site because it was County-wide voting.

Ed Wylie, Interim City Manager, reiterated on the new Electioneering Ordinance and encouraged the public to follow ordinance and come out and vote.

ITEM 6. CONSENT AGENDA

A) APPROVAL OF MINUTES FOR OCTOBER 19, 2020 REGULAR CALLED MEETING (ADMINISTRATION)

- B) CONSIDERATION AND ACTION ON REQUEST FROM CASA OF HIDALGO COUNTY, INC. FOR USE OF THE PHARR EVENTS CENTER PARKING LOT ON SUNDAY, DECEMBER 13, 2020 TO HOST A DRIVE THRU CHRISTMAS EXPERIENCE WITH SANTA EVENT AND WAIVE RENTAL FEES (EVENTS CENTER)**
- C) CONSIDERATION AND ACTION AUTHORIZING CITY MANAGER TO ADVERTISE FOR REQUEST FOR PROPOSALS FOR AUCTION SERVICES (PURCHASING)**
- D) CONSIDERATION AND ACTION ON THE PURCHASE OF CHRISTMAS LIGHTS/DECORATIONS THROUGH BUYBOARD FROM ARNETT MARKETING OUT OF SAN ANTONIO, TX. (PARKS)**
- E) CONSIDERATION AND ACTION ON RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE CITY OF PHARR, TEXAS RATIFYING AND APPROVING (I) THE RESOLUTION OF THE PHARR ECONOMIC DEVELOPMENT CORPORATION II APPROVING THE ENTERING INTO A LOAN AGREEMENT, PROMISSORY NOTE, NEW AND AMENDED SALES TAX PLEDGE AGREEMENT WITH LONE START NATIONAL BANK; (II) A SALES TAX REMITTANCE AGREEMENT; AND (III) THE AUTHORITY OF THE MAYOR TO EXECUTE A GENERAL CERTIFICATE OF THE CITY, AND SALES TAX REMITTANCE AGREEMENT TO SUPPORT ECONOMIC DEVELOPMENT PROJECTS (FINANCE)**
- F) CONSIDERATION AND ACTION ON DEVELOPMENT SERVICES CASES:**
1. BISHOP OF THE ROMAN CATHOLIC DIOCESE OF BROWNSVILLE, TEXAS, D/B/A MOTHER CABRINI PARISH, REQUESTED A LIFE-OF-THE-USE CONDITIONAL USE PERMIT TO ALLOW A CHURCH IN A SINGLE-FAMILY RESIDENTIAL DISTRICT (R-1).THE PROPERTY IS LEGALLY DESCRIBED AS BEING LOT 1, SAINT FRANCIS XAVIER CABRINI CHURCH SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 8001 SOUTH CAGE BOULEVARD. CUP#201039
 2. TROPICAL ISLAND #2, 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 BEING ALL OF LOT 2-B, JACKSON RIDGE COURT SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 1801 WEST RIDGE ROAD. CUP#180857
 3. CHIPOTLE TEXAS, LLC, 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 BEING 0.05 ACRES, MORE OR LESS, OUT OF REPLAT OF VACATED CAR-MEL SUBDIVISION, VACATED EL CENTRO MALL NO. 3 AND 4 SUBDIVISIONS, PHARR, HIDALGO COUNTY, TEXAS.THE PROPERTY'S PHYSICAL ADDRESS IS 500 NORTH JACKSON ROAD, SUITE N-1. CUP#160942
- PLATS:**
1. MELDEN & HUNT, INC., REPRESENTING SHAVI MAHTANI, PRESIDENT OF DOMAIN DEVELOPMENT CORP., REQUESTED FINAL PLAT APPROVAL OF THE PROPOSED WEST RIDGE ESTATES PHASE II SUBDIVISION. THE PROPERTY IS LEGALLY DESCRIBED AS BEING A 17.727 ACRE TRACT OF LAND, MORE OR LESS, BEING OUT OF LOT 90, KELLY-PHARR SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY IS LOCATED WITHIN THE 800 AND 900 BLOCK OF WEST MINNESOTA ROAD. SUB#180718

2. **BARRERA INFRASTRUCTURE GROUP, INC., REPRESENTING ADOLFO CAMPERO, MANAGER FOR CAMPERO HOLDINGS COMPANY, LLC, OWNER, REQUESTED FINAL PLAT APPROVAL OF THE PROPOSED PHARR LOGISTIC CENTER LOT 2 PHASE II SUBDIVISION. THE PROPERTY IS LEGALLY DESCRIBED AS BEING A 6.95-ACRE TRACT OF LAND, BEING OUT OF LOT 359, KELLY-PHARR SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY IS LOCATED WITHIN THE 800-900 BLOCK OF WEST ANAYA ROAD. SUB#201031**

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

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

Resolution No. R-2020-58 is filed with the City Clerk's Office.

REGULAR AGENDA - OPEN SESSION

ITEM 7. ORDINANCES AND RESOLUTIONS

- A) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE DIRECTING THE CITY MANAGER TO VACATE, ABANDON, AND CLOSE A PORTION OF STREET RIGHT-OF-WAY, BEING A PORTION OF E. SHARM DR., LOCATED BETWEEN LOTS 1 AND 2, TIP-O-TEXAS SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. (1ST READING) (DEVELOPMENT SERVICES)**

Ed Wylie, Interim City Manager, introduced the item. He briefly stated the portion of Right-of-Way was located between Sioux Road and the Pharr Events Center and recommended approval.

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

- B) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE AMENDING ORDINANCE O-2020-36 RELATING TO THE NUMBER OF AUTHORIZED CIVIL SERVICE POSITIONS WITHIN THE FIRE AND POLICE DEPARTMENTS (3RD AND FINAL READING) (ADMINISTRATION)**

Ed Wylie, Interim City Manager, introduced the item. He briefly stated this was for the nine (9) additional firefighters that would be covered through grant and recommended approval.

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

Ordinance No. O-2020-38 is filed with the City Clerk's Office.

- C) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE EXTENDING THE BOUNDARIES OF THE PRESENT CORPORATE LIMITS OF THE CITY OF PHARR, TEXAS AND ANNEXING NEW TERRITORY INTO THE CITY OF PHARR CONSISTING OF APPROXIMATELY 58 ACRES LYING ADJACENT TO AND BEING SITUATED WITHIN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF PHARR, TEXAS (2ND READING) (DEVELOPMENT SERVICES)**

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

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

- D) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION DETERMINING A PUBLIC NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY; GIVING NOTICE OF AN OFFICIAL DETERMINATION TO ACQUIRE REAL PROPERTY FOR PUBLIC PURPOSE; ESTABLISHING PROCEDURES FOR THE ACQUISITION OF MARKET VALUE FOR THE PROPERTY TO BE ACQUIRED; AND DIRECTING THE CITY MANAGER OR DESIGNEE TO COMMUNICATE OFFERS TO OWNERS FOR PURCHASE OF PROPERTY, APPROPRIATE FUNDS, AND AUTHORIZING CONDEMNATION PROCEEDING BY CITY ATTORNEY, CONTINGENT ON AVAILABLE FUNDING (DEVELOPMENT SERVICES)**

Ed Wylie, Interim City Manager, introduced the item. He briefly stated this was for a detention pond on the south side and the City would be responsible for the maintaining costs per lot. He further recommended approval.

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

Resolution No. R-2020-59 is filed with the City Clerk's Office.

- E) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION REQUESTING AUTHORIZATION FROM THE TEXAS DEPARTMENT OF TRANSPORTATION TO CLOSE US 281 (CAGE BOULEVARD) FROM JAVELINA ROAD TO JUAN BALLI ROAD AND NOLANA LOOP FROM INTERSTATE 69 TO VETERANS BOULEVARD ON THURSDAY, DECEMBER 31, 2020 FOR THE NEW YEAR'S EVE FIREWORK DISPLAY (PUBLIC WORKS)**

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

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

Resolution No. R-2020-60 is filed with the City Clerk's Office.

- F) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION SUPPORTING AND AUTHORIZING THE CREATION OF THE RIO GRANDE VALLEY REGIONAL 9-1-1 EMERGENCY COMMUNICATIONS DISTRICT (COMMUNICATIONS)**

Ed Wylie, Interim City Manager, introduced the item. He explained the \$.50 charge customers pay on their cell phone bill for 911 services would go to the Rio Grande Valley Regional Communications District instead of going to the state. He further recommended approval.

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

Resolution No. R-2020-61 is filed with the City Clerk's Office.

G) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION AUTHORIZING CITY MANAGER TO SUBMIT AND EXECUTE A GRANT APPLICATION TO THE TEXAS GENERAL LAND OFFICE (GLO) UNDER THE 2015 FLOOD STATE MITIGATION COMPETITION - HOUSING AND URBAN DEVELOPMENT (HUD) MOST IMPACTED AND DISTRESSED (MID) COUNTY (ENGINEERING)

Ed Wylie, Interim City Manager, introduced the item and briefly explained this was in-line with the Southeast Pharr Drainage Mitigation Project Phase I. He stated the total project cost was estimated at \$11,390,000 with \$8,542,500 estimated from TX GLO and 20% from the City of Pharr. He further recommended approval.

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

Resolution No. R-2020-62 is filed with the City Clerk's Office.

ITEM 8. ADMINISTRATIVE

A) CONSIDERATION AND ACTION, IF ANY, ON PHARR MUNICIPAL COURT AMNESTY PROGRAM FOR NOVEMBER 3, 2020 THROUGH DECEMBER 31, 2020 (MUNICIPAL COURT)

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

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

B) CONSIDERATION AND ACTION, IF ANY, ON DECLARATION OF CERTAIN ITEMS AND EQUIPMENT AS SURPLUS AND AUTHORIZATION FOR THE CITY MANAGER TO DISPOSE OF VIA A PUBLIC AUCTION (PUBLIC WORKS)

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

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

C) CONSIDERATION AND ACTION, IF ANY, ON PROPOSAL FROM WORLD CITY FOR THE 2020 PHARR TRADE NUMBERS BOOK (BRIDGE)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated the City's trade numbers were published in the book and recommended approval.

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

ITEM 9. PURCHASING

A) CONSIDERATION AND ACTION IF ANY, ON THE PURCHASE OF PERMEABLE PAVERS THROUGH A SOLE SOURCE VENDOR TRUEGRID OUT OF HOUSTON, TX TO BE PROVIDED BY THE CITY OF PHARR AS OWNER FURNISHED MATERIAL TO THE AWARDED CONTRACTOR FOR THE VARIOUS PARKING LOT IMPROVEMENTS PROJECT (ENGINEERING)

Ed Wylie, Interim City Manager, introduced the item. He stated in an effort to expand the program to keep the city green and sustainable, the City would be doing

permeable pavement parking lots at downtown parking lot (Boler Farms), overflow parking at City Hall, and East Sam Houston Hike & Bike parking lot. He further stated the City would supply the materials and hire out labor to build and recommended approval.

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

ITEM 10. CONTRACTS/AGREEMENTS

- A) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO AWARD ITEM #1 - SERVICE CONTRACT TO GENERATE CHLORINE DIOXIDE, ITEM #2 - SUPPLY CONTRACT FOR PURCHASE & DELIVERY OF SODIUM CHLORITE, AND ITEM #3 - LEASE OF NEW EQUIPMENT TO EVOQUA WATER TECHNOLOGIES LLC OUT OF SARASOTA, FL (PUBLIC UTILITIES)**

Ed Wylie, Interim City Manager, introduced the item and stated bids were received. He stated the lowest responsive bidder was at \$163,800 and explained the project was to keep the City's water and sewer up to par. He further recommended approval.

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

- B) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO AWARD A SERVICE CONTRACT FOR CITY WIDE LAWN AND LANDSCAPING TO OLYMPIA LANDSCAPE DEVELOPMENT, INC. OUT OF LAREDO, TX. (PURCHASING)**

Ed Wylie, Interim City Manager, introduced the item and stated this was maintenance of landscaping at all our city buildings. He stated this was for a total of seventeen (17) facilities at a total cost of \$1,400 per month and recommended approval.

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

- C) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO CONTINUE MAINTENANCE AND SUPPORT SERVICES WITH FRONTERA CONSULTING OUT OF MCALLEN, TX FOR THE SOUTH PHARR PILOT WI-FI PROJECT (PURCHASING)**

Ed Wylie, Interim City Manager, introduced the item. He briefly stated Frontera Consulting services was the initial supplier for the internet and maintenance services and the cost was \$39,000 a year. He further recommended approval.

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 CONTRACT EXTENSION WITH HIDALGO COUNTY EMS FOR 9-1-1 EMERGENCY MEDICAL SERVICES (FIRE)**

Ed Wylie, Interim City Manager, introduced the item. He briefly stated Hidalgo County EMS was the current service provider and recommended approval to extend contract.

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

ITEM 11. CLOSED SESSION

None

ITEM 12. RECONVENE

None

ITEM 13. ADJOURNMENT

There being no other business to come before the board, Comm. Carrillo **moved** to adjourn. Comm. Chavez seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 4:46 p.m.

CITY OF PHARR



AMBROSIO HERNANDEZ
MAYOR

STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR

ON THIS THE 2nd DAY OF NOVEMBER 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, Texas, certify that this is a true and correct copy of the minutes.

ATTEST:


HILDA PEDRAZA, CITY CLERK

APPROVED: November 16, 2020