



**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 26, 2021**

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, public meetings will be held in a manner intended to separate, to the maximum practical extent, audience and presenters from personal contact with members of community, city staff, and city council. The meeting will be held via videoconference and broadcast at <http://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. PROCLAMATIONS:

- A) Proclamation proclaiming April 27, 2021 as Lady Raiders Softball Team Day.

3. 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.

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4. PUBLIC HEARINGS: *(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 presiding 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.*

A) Public hearing on Development Services Cases.

5. 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 2021.

B) Submission of Property Tax Collection Report for March 2021.

C) Submission of 2nd Quarter 2020-2021 City of Pharr Investment Report.

6. 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 Minutes for March 15, 2021 Regular Called Meeting. (ADMINISTRATION)

B) Consideration and action, if any, on Ordinance creating an Emergency Medical Services Department within the City of Pharr **(2nd & Final Reading)**. (ADMINISTRATION)

C) Consideration and action, if any, on Interlocal Agreement Extension between City of Pharr and Hidalgo County Head Start Program for center located at 415 E. Clark (Pharr Head Start Center). (ADMINISTRATION)

D) Consideration and action, if any, on Interlocal Agreement Extension between City of Pharr and Hidalgo County Head Start Program for center located at 714 Zapata Street (Las Milpas I Head Start Center). (ADMINISTRATION)

E) Consideration and action, if any, on Development Services Cases:

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1. Spoor Engineering Consultants, 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 Residential Multi-Family High-Density District (R-MFHD). The property is legally described as being a 6.93-acre tract of land, more or less, out of Lot 107, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is physically located within the 700-800 Block of West Nolana Loop. **COZ#210316** (DEVELOPMENT SERVICES)
2. AEC Engineering, LLC. 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 0.25-acre tract of land, more or less, out of Lot 8, Block 12, A.J. McColl Subdivision, Pharr, Hidalgo County, Texas. The property is physically located within the 7500-7600 Block of South Jackson Road. **COZ#210317** (DEVELOPMENT SERVICES)
3. Red Tape II, Inc., d/b/a Stilettos Gentlemen's Club is requesting renewal of the Sexually Oriented Business License in a General Business District (C). The property is legally described as all of Lot 2, Albrad Subdivision Unit #3, Pharr, Hidalgo County, Texas. The property's physical address is 1050 North Sugar Road. **SOB#001254** (DEVELOPMENT SERVICES)
4. The Fraternal Order of Eagles of Pharr, Texas, is requesting renewal of the Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption in a Business District (C-2). The property is legally described as Lot 3, Block 58, Pharr Original Townsite Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 305 South Cage Boulevard. **CUP#060312** (DEVELOPMENT SERVICES)
5. Raul Fong, d/b/a D's Paradise Lounge, is requesting renewal of the Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption in a Business District (C-2). The property is legally described as Lot 14, Block 1, J. T. Doster Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 107 East Park Avenue. **CUP#040213** (DEVELOPMENT SERVICES)
6. Raul Fong, d/b/a Junction Cafe, is requesting renewal of the Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption in a Business District (C-2). The property is legally described as Lot 1 and the S7' of Lot 2, Block 1, J.T. Doster Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 11 South Cage Boulevard. **CUP#911291** (DEVELOPMENT SERVICES)
7. Mr. Ramiro Armendariz, representing Red Tape VI d/b/a Stilettos Cabaret, is requesting renewal of the Conditional Use Permit and Late Hours 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, Albrad Subdivision Unit #3, Pharr, Hidalgo County, Texas. The property's physical address is 1050 North Sugar Road. **CUP#120418** (DEVELOPMENT SERVICES)

F) PLATS:

1. M Garcia Engineering, LLC., representing Natasha Del Barrio, Chief Executive Officer for Midnight River, LLC, owners, is requesting preliminary plat approval of the proposed Master Plat of Bert Ogden Pharr Subdivision. The property is legally described as being a 28.45 acre tract of land out of Lot 76, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 5600-5700 Block of North IH 69C. **SUB#200516** (DEVELOPMENT SERVICES)

REGULAR AGENDA - OPEN SESSION:

7. ORDINANCES AND RESOLUTIONS:

A) Consideration, if any, on Ordinance amending Ordinance No. O-2020-35 for budget amendment to the Fiscal Year 2020-2021 budget (***Adoption on 1st Reading***). (FINANCE)

B) Consideration and action, if any, on amendment to Ordinance O-2021-18 regulating ambulances service for the City of Pharr (***Adoption on 1st Reading***). (ADMINISTRATION)

C) Consideration and action, if any, on Resolution regarding AEP Texas, Inc. Distribution Cost Recover Factors (DCRF) application to increase distribution rates. (ADMINISTRATION)

D) Consideration and action, if any, adopting Resolution to accept petition for voluntary annexation, setting date, time and place for public hearing, authorizing and directing publication of the notice of such public hearing, and directing the City Manager to prepare service plan for approximately 64 acres of land, more or less, located in the City of Pharr's ETJ, Hidalgo County, Texas. (DEVELOPMENT SERVICES)

E) Consideration and action, if any, on Resolution ratifying prior purchases and authorizing the purchase of ambulance related equipment, operations equipment, all related items, and to contract for billing services and declaring an emergency. (ADMINISTRATION)

8. ADMINISTRATIVE:

A) Consideration and action, if any, amending the Professional Engineering Rotation List for Structural Engineering Projects. (ENGINEERING)

9. PURCHASING:

A) Consideration and action, if any, authorizing City Manager to purchase one (1) current model Peterbilt/Petersen Grapple Loader from Rush Truck Center out of Pharr, Texas in the amount of \$187,511.79 utilizing Buyboard contract #601-19. (PUBLIC WORKS)

10. CONTRACTS/AGREEMENTS:

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A) Consideration and action, if any, on selecting various Firms to be part of a list of qualified firms for Debris Monitoring and Recovery Planning Services. **(Tabled)** (PUBLIC WORKS)

B) Consideration and action, if any, on authorizing City Manager to amend the Construction Management Agreement for FY 15-16 Bridge projects and negotiate an additional fee for the new Twin Span International Bridge. (ADMINISTRATION)

C) Consideration and action, if any, authorizing City Manager to negotiate and enter into several Inter-local Agreements to provide ambulance services to outside agencies. (ADMINISTRATION)

D) Consideration and action, if any, authorizing City Manager to negotiate and enter into an agreement with Trans Aero Helicopter Service. (ADMINISTRATION)

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:*

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.

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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.

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

13. 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 23rd day of April 2021 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).



WITNESS MY HAND AND SEAL, this 23rd day of April 2021.


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: _____