



**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, AUGUST 2, 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.

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: *(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.

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) City Engineer's Report (ENGINEERING)

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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) Consideration and action, if any, on Ordinance amending O-2016-34 and adopting the Development and Maintenance Codes 2017 and 2018. **(3rd and Final Reading)** (DEVELOPMENT SERVICES)

B) Consideration and action, if any, on Ordinance amending Ordinance O-2021-17 relating to the number of authorized civil service positions within the Fire and Police Departments. **(2nd Reading)**

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

1. Gilberto Espino 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 0.5 acres, out of the south 5 acres, more or less, out of Lot 236 Kelly Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is physically located at 2816 S. Cage Blvd. **COZ#210637** (DEVELOPMENT SERVICES)

2. Gilberto Espino 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 District (R-MF). The property is legally described as being 4.19 acres, out of the south 5 acres, more or less, out of Lot 236 Kelly Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is physically located at 2816 S. Cage Blvd. **COZ#210638** (DEVELOPMENT SERVICES)

3. Rudy's Texas Bar-B-Q, L.L.C./Carlos Torres, d/b/a Rudy's Country Store Bar-B-Q, is requesting renewal of the Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption in a Limited Industrial District (L-I). The property is legally described as being Lot 1, Los Hoteles Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 209 West Nolana Loop. **CUP#040644** (DEVELOPMENT SERVICES)

4. Carlos R. Elizondo, d/b/a Sepi's, 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 being Lot 22, Block 30, Pharr Original Townsite, Pharr, Hidalgo County, Texas. The property's physical address is 212 West State Street. **CUP#190641** (DEVELOPMENT SERVICES)

PLATS:

1. Barrera Infrastructure Group, Inc., representing Jacinto Andres Garcia, Owner, is requesting final plat approval of the proposed Andres Garcia Subdivision. The property is legally described as being a 1.00 acre gross tract of land lying and being the east portion of Lot 5, Block 11, A.J. McCOLL Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 1200 Block of West Greg Drive. **SUB#201032** (DEVELOPMENT SERVICES)

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2. Melden & Hunt Inc., representing Humberto Tijerina and Evanagelina A. Tijerina, Trustees, are requesting preliminary plat approval of the proposed Master Plan Circle K Pharr Subdivision. The property is legally described as being a 6.998 acres situated in the City of Pharr, consisting of 6.498 acres out of Lot 220 Kelly-Pharr Subdivision and 0.500 of one acre being all of Lot 1, Ordonez Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 1800 Block of South. **SUB#210513** (DEVELOPMENT SERVICES)

3. Melden & Hunt Inc., representing Rosa Maria A. Vigon, Manager for F.H. Investments, LTD, A Texas Limited Partnership, is requesting preliminary plat approval of the proposed Master Plan Tractor Supply South Pharr Subdivision. The property is legally described as being a 13.355 acres out of Lot 317 Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 6800 block of S. Cage Blvd. **SUB#210617** (DEVELOPMENT SERVICES)

REGULAR AGENDA - OPEN SESSION:

6. ORDINANCES AND RESOLUTIONS:

A) Consideration and action, if any, on Ordinance adopting a fee schedule for municipal fiber optic services. **(3rd and Final Reading)** (DEVELOPMENT SERVICES)

B) Consideration and action, if any, on Resolution for Community Development Block Grant Action Plan 2021. (GMCD)

C) Consideration and action on Resolution authorizing the Pharr Police Department to apply for the Edward Byrne Memorial Justice Assistance Grant (JAG). (POLICE)

D) Consideration and action, if any, on Resolution appointing/reappointing seven (7) members to the Pharr Public Facilities Corporation No. 1 Board. (ADMINISTRATION)

E) Consideration and action, if any, on Resolution appointing/reappointing seven (7) members to the Pharr Public Facilities Corporation No. 3 Board. (ADMINISTRATION)

7. ADMINISTRATIVE:

A) Consideration and action, if any, to approve the Selection Committee's ranking of Request for Proposals (RFP), Pharr Comprehensive Pedestrian Safety & Wellness Plan, and authorize City Manager to negotiate and enter into an agreement with top-ranked respondent, Halff Associates, Inc. (ENGINEERING)

8. PURCHASING:

A) Consideration and action, if any, authorizing City Manager to negotiate and enter into a contract with Graybar from Fort Worth, TX on the purchase of the material for the Fiber Optic Network - Core Build Phase II Project in the amount of \$556,032.11 through OMNIA Partners Purchasing Cooperative Contract number EV237. (PURCHASING)

B) Consideration and action, if any, authorizing City Manager to negotiate and enter into a contract with STX Underground LLC from Brownsville, TX for the labor of the Fiber Optic Network - Core Build Phase II Project in the amount of \$1,019,593.00 through The Interlocal Purchasing System (TIPS) Purchasing Cooperative Contract number 200201-3132 (PURCHASING)

9. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, on Memorandum of Understanding between Hidalgo Police Department and Pharr Police Department over Jurisdictional and Interagency Support. **(TABLED)**

B) Consideration and action, if any, authorizing City Manager to extend the Supply Contract with DPC Industries, Inc. from Corpus Christi, TX for the Purchase and Delivery of Chlorine & Calcium Hypo-Chlorite. (PURCHASING)

C) Consideration and action, if any, authorizing City Manager to amend the Contract with SEA Consulting Engineers for Professional Engineering Services for the design and related construction phase services for the 2nd span of Pharr-Reynosa Bridge Project. (ENGINEERING)

D) Consideration and action, is any, on collective bargaining labor agreement between Pharr Police Officers Association and the City of Pharr for FY2021-2022 thru FY2023-2021 (ADMINISTRATION)

E) Consideration and action, is any, on collective bargaining labor agreement between Pharr Professional Firefighters' Association and the City of Pharr for FY2021-2022 thru FY2023-2021. (ADMINISTRATION)

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**

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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. 1007 or FAX 956-702-5313 or E-mail 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 30th day of July 2021 at 4:00 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).

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WITNESS MY HAND AND SEAL, this 30th day of July 2021.


IMELDA BARRERA, TRMC
ASSISTANT 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: _____