



**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, SEPTEMBER 20, 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. PROCLAMATIONS:

- A) Proclamation proclaiming Joyce Mitchel Vaughn 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.

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 Property Tax Collection Report for August 2021.

B) Submission of Sales Tax Collection Report for September 2021.

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) Consideration and action, if any, on street closure request from St. Anne Mother of Mary Church for their Church Festival on Saturday, November 6, 2021 from 4:00 p.m. to 10:00 p.m. (ADMINISTRATION)

B) Consideration and action, if any, on allowing PSJA ISD to conduct road closures for the 2021 PSJA ISD Tri-City Marching Band Festival. (POLICE)

C) Consideration and action, if any, on street closure request from Rick's Quick Stop for their Annual Customer Appreciation Day on November 20, 2021 from 3:00 p.m. to 6:00 p.m. (ADMINISTRATION)

D) Consideration and action, if any, authorizing the City Manager to submit an application to the Office of the Governor, Public Safety Office, Homeland Security Grants Division for FY 2022 Border Zone Fire Department Grant. (FIRE)

E) Consideration and action, if any, authorizing the City Manager to reject sole bid and advertise to re-bid for the purchase of reinforced concrete pipe, manholes, and inlets for Public Works. (PUBLIC WORKS)

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

1. Angel Villarreal and Maria C. Villarreal, representing VIGA Restaurants, Inc., d/b/a Villa del Mar Restaurant, are 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 being Lot A, Providence Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 6400 South Cage Boulevard, Suites A & B. **CUP#110757**

2. Macumba Paradise, LLC, , d/b/a La Cabaña Sinaloense, 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 being 0.102 acres, more or less, out of Lot 97, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is physically located at 1209 East Nolana Loop. **CUP#160736**

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3. Red Robin Restaurant 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 2, Paradise Commercial Park Phase II Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 409 South Jackson Road. **CUP#030747**

PLATS:

1. Salinas Engineering & Associates, representing Agustin and Maria Luisa R. Carrillo, owners, are requesting final plat approval of the proposed The Gift Subdivision. The property is legally described as being a 0.52 acre tract of land, more or less, out of the W150.0' of the E640.8' of the S150.0' of the N358.67' of Lot 348, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 152 West Siesta Street. **SUB#200619**

2. Perez Consulting Engineers, representing the City of Pharr, is requesting final plat approval of the proposed City of Pharr North Side Aquatic Center Subdivision Phase I. The property is legally described as being a tract of land containing 9.49 acres of land and also being a part of Lot 133, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 3000 Block of North IH 69 C. **SUB#190616**

REGULAR AGENDA - OPEN SESSION:

7. ORDINANCES AND RESOLUTIONS:

A) Consideration and action, if any, on Ordinance amending Appendix A, Zoning, Article VII, Section 1.70, A(7), to the Code of Ordinances. **(3rd and Final Reading)** (DEVELOPMENT SERVICES)

B) Consideration and action, if any, on Ordinance setting speed limits on Sam Houston Boulevard. **(2nd Reading)** (ENGINEERING)

C) Consideration and action, if any, on Ordinance amending Ordinance No. O-78-39, Speed Limits on Veterans Boulevard ("I" Road) for the segment between Owassa Road and Javelina Drive. **(2nd Reading)** (ENGINEERING)

D) Consideration and action, 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)

E) Consideration and action , if any, on Ordinance adopting Tax Rate for FY 2021-2022. **(Adoption on 1st Reading)** (FINANCE)

F) Consideration and action, if any, on Ordinance adopting and approving budget for year beginning October 1, 2021 ending September 30, 2022 **(Adoption on 1st Reading)**. (FINANCE)

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G) Consideration and action, if any, on Ordinance amending Ordinance 0-2021-27 SEC. 50-96. -ALLOWABLE CHARGES, adding the charges for fixed wing and for special event services. **(1st Reading)** (EMERGENCY MEDICAL SERVICES)

H) Consideration and action, if any, on Resolution Supporting Adoption and Approval of Texas Term Sheet for Opioid Settlement Proceeds (LEGAL)

I) Consideration and action, if any, on approval of a resolution declaring expectation to reimburse expenditures with proceeds of future debt (FINANCE)

J) 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 a public purpose; establishing procedures for the acquisition of property; determining the estate to be acquired; establishing fair market value for the property to be acquired, and directing the city manager or designee to communicate offers to owners for purchase of property, appropriating funds, and authorizing condemnation proceedings by city attorney; ratification of prior acts. (DEVELOPMENT SERVICES)

8. PURCHASING:

A) Consideration and action, if any, authorizing City Manager to purchase servers for the citywide Fiber Project from SHI Government Solutions Inc, through BuyBoard Cooperative Contract #579-19 in an amount not to exceed \$100,115.88. (IT)

B) Consideration and action, if any, authorizing City Manager to purchase cybersecurity appliances for the citywide Fiber Project from SHI Government Solutions, Inc, through Texas DIR Cooperative Contract #DIR-TSO-3984 in an amount not to exceed \$102,668.00. (IT)

C) Consideration and action, if any, authorizing City Manager to purchase fiber networking equipment for the citywide Fiber Project from Solid IT Networks, Inc, through Texas DIR Cooperative Contract #DIR-TSO-4339 for an amount not to exceed \$460,134.32. (IT)

9. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, authorizing the City Manager to enter into a Contractual Agreement with Ezequiel Ordonez Animas dba Border Infrastructure Consulting, LLC. for Professional Consulting and Lobbying Services. (BRIDGE)

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B) Consideration and action, if any, on acceptance of the South Pharr Development & Research Center Time Capsule Phase I as complete, and authorization to release final payment and retainage in the amount of \$2,487.50 (ENGINEERING)

C) Consideration and action, if any, on acceptance of the South Pharr Development & Research Center Time Capsule Phase II as complete, and authorization to release final payment and retainage in the amount of \$2,499.95. (ENGINEERING)

D) Consideration and action, if any, authorizing the City Manager to enter into an agreement with Pyro Shows of Texas for the Veterans Day Fireworks Display to be held on November 6, 2021. (FIRE)

E) Consideration and action for approval of 2021 PSJA ISD / Pharr Police K9 Policing Agreement for K9 Services at PSJA ISD schools and Middle School. (POLICE)

F) Consideration and action, if any, authorizing the City Manager to award a service contract for Self-Funded Employee Health Insurance Benefit Plans, Self-Funded Pharmacy Benefit Management Services, and Individual & Aggregate Stop Loss Insurance. (HR)

G) Consideration and action, if any, authorizing the City Manager to award the contract service to the lowest bidder, Pavement Markings, Inc., out of Donna, TX. for the installation of thermoplastic pavement markings for Public Works. (PUBLIC WORKS)

H) Consideration and action, if any, authorizing City Manager to extend the Supply Contract with Chemtrade Chemicals, US, LLC, out of Parsippany, NJ for the Purchase and Delivery of Aluminum Sulfate Liquid Polymer Blend and Liquid Ammonium Sulfate. (PURCHASING)

I) Consideration and action, if any, authorizing City Manager to extend 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 with EVOQUA Water Technologies LLC. out of Sarasota, FL. (PURCHASING)

J) Consideration and action, if any, authorizing City Manager to extend the Service Contract with SAENZ Brothers Construction, LLC from Donna, TX and Facility Solutions Group from Harlingen, TX for The City Wide Electrical On-Call and Maintenance Service (Rotation List) (PURCHASING)

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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:*

A) Consideration and action, if any, on City's Organizational Structure.
(ADMINISTRATION)

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:

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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 17th day of September 2021 at 3:55 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 17th day of September 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: _____