

**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, OCTOBER 4, 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 National Breast Cancer Awareness Month.
- B) Proclamation proclaiming Teachers' Day.
- C) Proclamation proclaiming National GearUp Week.
- D) Proclamation proclaiming Fire Prevention Week.

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) City Engineer's 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 May 17, 2021 Regular Called Meeting; June 7, 2021 Regular Called Meeting; June 21, 2021 Regular Called Meeting; June 22, 2021 Special Called Meeting and July 19, 2021 Regular Called Meeting. (ADMINISTRATION)

B) Consideration and action, if any, on Ordinance setting speed limits on Sam Houston Boulevard. **(3rd and Final Reading)**

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. **(3rd and Final Reading)**

D) 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. **(2nd Reading)**

E) Consideration and action, if any, on approval of the advertisement for Single Machine Repaving Year 6 Project for up to an estimated amount of \$1.5 Million. (ENGINEERING)

F) Consideration, and action, if any, to ratify the purchase of the New Year's Eve Festival LED sphere through vendor A-1 Skylite Signs from Pharr, TX as a Sole Source item in the amount of \$94,200.00. (PURCHASING)

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

1. Tropical Island is requesting renewal of the Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption in a Heavy Commercial District (H-C). The property is legally described as being all of Lot B-1, Northpoint Subdivision, Pharr, Hidalgo County, Texas. The property is currently zoned Heavy Commercial District (H-C). The property's physical address is 1911 North Veterans Boulevard. **CUP#180858 (DEVELOPMENT SERVICES)**

REGULAR AGENDA - OPEN SESSION:

7. ORDINANCES AND RESOLUTIONS:

A) Consideration and action, if any, on Ordinance amending O-2006-47, Standard Manual: Construction and Development Manual **(1st Reading)** (ENGINEERING)

B) Consideration and action, if any, on Ordinance amending Ordinance O-2021-45 relating to the number of authorized civil service positions within the Fire and Police Departments. **(1st Reading)** (ADMINISTRATION)

C) 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)

D) Consideration and action, if any, on Resolution adopting the National Voter Registration Act (NVRA) Implementation Plan for the Pharr Memorial Library. (LIBRARY)

E) Consideration and action, if any, on Resolution appointing City Clerk. (ADMINISTRATION)

8. PURCHASING:

A) Consideration and action, if any, authorizing City Manager to purchase the Pharr Northside Community Center furniture from Texas Wilson out of San Antonio, TX through Vizient GPO Contract ID number CE3374 in the amount of \$221,354.53 (PURCHASING)

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B) Consideration and action, if any, authorizing the City Manager to purchase a Ground Penetrating Radar (GPR) system from Green Equipment Company out of Fort Worth TX, through BuyBoard Cooperative Contract # 577-18 in the amount of \$27,592.25. (PUBLIC UTILITIES)

9. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, authorizing the City Manager to renew the medical director contract with Dr. Raul Barreda. (EMERGENCY MEDICAL SERVICES)

B) Consideration and action, if any, on additional scope of work with D. Wilson Construction at the request of the City of Pharr. (ENGINEERING)

C) Consideration and action, If any, on Contract for Construction and Project Management Services for Federal Donation Acceptance Program for Fiscal Year 16 projects. (ADMINISTRATION)

D) Consideration and action, if any, authorizing the City Manager to award the supply contract for the purchase & application of Prime Coat and Tack Coat for Public Works Department to Asphalt Oil Express out of Edinburg, TX (PUBLIC WORKS)

E) Consideration and action, if any, on Change order No. 3 with D. Wilson Construction (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 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**

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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.

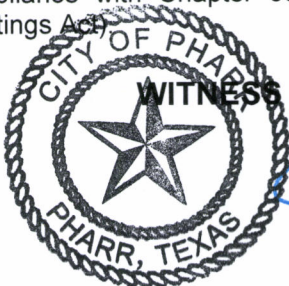
11. RECONVENE: *into Regular Session and consider action, if necessary, on any items(s) discussed in closed session.*

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 1st day of October 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 1st day of October 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: _____