

**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 18, 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 Domestic Violence Awareness Month. (POLICE)

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.

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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 October 2021.

B) Submission of Property 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) Approval of minutes for July 6, 2021 Regular Called Meeting. (ADMINISTRATION)

B) Consideration and action authorizing City Manager to advertise for proposals for Capital Lease Financing for Capital Equipment approved for FY 2021-2022. (FINANCE)

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

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

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

1. Tropical Island #2 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 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** (DEVELOPMENT SERVICES)

2. Stefano's Pizza Express has filed with the Planning and Zoning Commission a request for 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 0.06 acres, more or less, out of Lot 4A, Replat of Vacated Car-Mel Subdivision, Vacated El Centro Mall No. 3 & 4 Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 500 North Jackson Road, Suite N-3. **CUP#190536** (DEVELOPMENT SERVICES)

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3. Olly's Drive Thru 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 being a 0.04 acre tract of land, more or less, out of Lots 27 and 28, La Quinta Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 5850 South Cage Boulevard. **CUP#200836** (DEVELOPMENT SERVICES)

PLATS:

1. Rio Delta Engineering, representing Juan Aurelio Cadena, is requesting final plat approval of the proposed Cadena Auto Sales Subdivision. The property is legally described as being a 0.88 of an acre tract of land being all of Lots 1, 2, 3, 4, 5, 6, 7, 8, 23, 24, 25, 26, 27, 28, 29, 30, 31 and 32 and a 20 foot strip of land, formerly an alley, lying between Lots 1 thru 8 and lots 25 thru 32, Block A, Original Townsite of Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 200 Block of East Business Hwy 83. **SUB#200210** (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 (**2nd and Final Reading**) (ENGINEERING)

B) Consideration and action, if any, on Resolution for designation of the Local Rabies Control Authority for the City of Pharr. (PUBLIC WORKS)

8. ADMINISTRATIVE:

A) Consideration and action, if any, on sponsorship for Catholic Charities 11th Annual Gala event to be held on Thursday, October 28, 2021. (ADMINISTRATION)

B) Consideration and action, if any, amending the Professional Architect Rotation List for Architectural Projects. (ENGINEERING)

C) Discussion with the Board of Commissioners on the City of Pharr's Strategic Plan. (ADMINISTRATION)

9. PURCHASING:

A) Consideration and action, if any, authorizing City Manager to purchase a 2021 Bearcat Armored Vehicle from LENCO out of Pittsfield, MA, for the Pharr Police Department in the amount of \$259,995.00. (POLICE)

B) Consideration and action, if any, authorizing the City Manager to purchase a Laser Scanner Crime Scene / Crash Scene Reconstruction Equipment and Software from FARO Technologies, Inc. out of Lake Mary, FL in the amount of not to exceed \$76,000 for the Pharr Police Department. (POLICE)

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C) Consideration and action, if any, authorizing the City Manager to purchase 18 Axon TASER X2 devices from Axon Enterprise, Inc. out of Scottsdale, AZ through TX SMART Buy Contract No. 680-A1 in the amount of \$27,229.89 for the Pharr Police Department - Patrol Operations. (POLICE)

D) Consideration and action, if any, for the purchase of portable radios for the Fire Department and the Public Safety Communications Department from Motorola Solutions utilizing HGAC contract #RA05-21 in the amount of \$89,712.84. (FIRE)

E) Consideration and action, if any, authorizing City Manager to purchase fiber and conduit material for the citywide Fiber Project Phase 3 through 5 from Graybar, Inc, through OMNIA Cooperative Contract #EV2370 in an amount not to exceed \$10,361,674.00. (IT)

F) Consideration and action, if any, authorizing City Manager to purchase firewalls for the citywide Fiber Project from Netsync Network Solutions, Inc, through Texas DIR Cooperative Contract #DIR-CPO-4430 in an amount not to exceed \$442,714.03. (IT)

G) Consideration and action, if any, on approval of the purchase of one current model triple combination pumper for the fire department from Siddons Martin Emergency Group, LLC, out of Denton, Texas utilizing BuyBoard contract number 651-21 in the amount of \$704,490.17. (FIRE)

10. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, on renewal of Interlocal Agreement between the Pharr Police Department and South Texas Auto Theft Task Force. (POLICE)

B) Consideration and action, if any, allowing Pharr EMS to enter into an affiliation agreement with South Texas College to allow their EMS students to do their clinical with Pharr EMS. (EMERGENCY MEDICAL SERVICES)

C) Consideration and action, if any, on renewal of Memorandum of Understanding between the Texas Department of Public Safety and Pharr Police Department for certification of commercial vehicle and weight enforcement. (POLICE)

D) Consideration and action, if any, on award of a supply contract for the purchase of structural firefighting helmets to Casco Industries out of La Porte, Texas. (FIRE)

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E) Consideration and action, if any, allowing the Pharr Police Department to enter into an interlocal agreement with the Donna Police Department for use of Firing/Shooting Range in Donna, Texas. (POLICE)

F) Consideration and action, if any, authorizing the City Manager to award the service contract for fleet maintenance services to Spikes Motor Company, Inc. out of Mission, TX. (PUBLIC WORKS)

G) Consideration and action, if any, on agreement between City of Pharr and the Pharr Community Theatre FY2021-2022. (LIBRARY)

11. LEGAL:

A) Consultation with City Attorney, and action, if any, on *Francisco Marin v. City of Pharr, et al.* Civil Action No. 7:18-CV-0002; In the United States District Court for the Southern District of Texas, McAllen Division. (LEGAL)

12. 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.

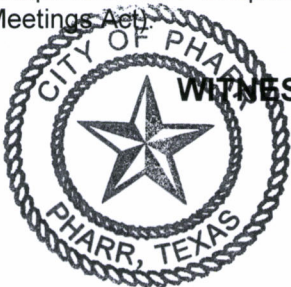
13. RECONVENE: *into Regular Session and consider action, if necessary, on any items(s) discussed in closed session.*

14. 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 15th day of October 2021 at 3:50 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 15th 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: _____