



**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, NOVEMBER 1, 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 Mayors' Monarch Pledge 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) City Engineer's Report

B) Submission of 4th 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 August 2, 2021 Regular Called Meeting; August 16, 2021 Workshop Meeting and August 16, 2021 Regular Called Meeting. (ADMINISTRATION)

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

C) Consideration and action, if any, authorizing the City Manager to advertise for City-Wide Landscape Maintenance Services. (PARKS)

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

1. Topgolf USA Pharr, LLC., 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 a 15.347 acre tract of land, more or less, out of Lot 1, Top Golf Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 1900 Block of West Interstate Highway
2. **CUP#170846** (DEVELOPMENT SERVICES)

PLATS:

1. SAMES Engineering, representing Maria Del Carmen Pacheco, Member for Encarlen, LTD, is requesting preliminary plat approval of the proposed Master Plan Villa España Estates Phase IV & V Subdivision. The property is legally described as being a 5.36 acre gross, 4.35 acre net, tract of land out of Lot 8, Block 9, A.J. McCOLL Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 2700 Block of South Jackson Road. **SUB#210832** (DEVELOPMENT SERVICES)

REGULAR AGENDA - OPEN SESSION:

7. ORDINANCES AND RESOLUTIONS:

A) Consideration and action, if any, on Ordinance authorizing and allowing, under the act governing the Texas Municipal Retirement (TMRS) System, "Updated Service Credits" in said system on an annual basis for service performed by qualifying members of such system who at the effective date of the allowance are members of the City of Pharr; and establishing an effective date for the ordinance. **(1st Reading)** (HR)

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B) Consideration and action, if any, on Resolution authorizing the Pharr Police Department to submit a grant application to Officer of the Governor, Homeland Security Grants Division - Operation Lone Star Grant Program. (POLICE)

C) Consideration and action, if any, on Resolution adopting the Hidalgo County, Texas Multi-Jurisdiction Hazard Mitigation Action Plan Update 2021 (HMAP2021). (ENGINEERING)

D) Consideration and action, if any, on Resolution appointing two (2) alternate members to the Planning and Zoning Commission. (DEVELOPMENT SERVICES)

E) Consideration and action, if any, on Resolution appointing/reappointing of board member to the Parks and Recreation Advisory Board. (PARKS)

8. PURCHASING:

A) Consideration and action, if any, on counter-offer for land. (ADMINISTRATION)

B) Consideration and action, if any, authorizing City Manager to purchase furniture for the Pharr Aquatic Facility from DC Interiors from San Antonio, TX in the amount of \$142,579.66 through OMNIA Partners Purchasing Cooperative Contract # R180402 (PURCHASING)

9. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, on Change Order No. 1 in the amount of \$3,938.57 and final acceptance of the Pharr City Hall First Floor Renovations (Project No. 1920-40-510-C008-755) with NM Contracting LLC, and release of final payment and retainage of \$117,657.08. (ENGINEERING)

B) Consideration and action, if any, on a Memorandum of Understanding (MOU) between the City of Pharr and the Consejo Mexicano de Comercio Exterior del Noreste, A.C. (COMCE NORESTE). (BRIDGE).

C) Consideration and action, if any, on Change Order No. 2 in the amount of \$48,928.00 for the Various Parking Lot Improvements Project. (ENGINEERING)

D) Consideration and action, if any, authorizing City Manager to extend the Service Contract with Denali Water Solutions, LLC from Russellville, AR for Sludge Management Services. (PURCHASING)

E) Consideration and action, if any, authorizing City Manager to extend the Service Contract with Pro-Tech Exterminating Services from McAllen, Tx for City Wide Pest Control Services. (PURCHASING)

F) Consideration and action, if any, authorizing City Manager to extend the Service Contract with INSULNATION, LLC. from Mission, Tx for City Wide HVAC On-Call and Maintenance Services. (PURCHASING)

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G) Consideration and action, if any, authorizing City Manager to extend the Service Contract with Purpose Driven Polygraph Investigative Consultants, LLC. from Weslaco, Tx for Polygraph Services. (PURCHASING)

H) Consideration and action, if any, authorizing the City Manager to enter into a Contractual Agreement with La Feria Irrigation District Cameron County No.3 for the Purchasing of (1,000 acre feet) of Water Rights in the amount of \$3,000,000.00. (PUBLIC UTILITIES)

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 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.

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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 dianna.valdez@pharr-tx.gov/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 October 29, 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).

WITNESS MY HAND AND SEAL, this 29th day of October 2021.





DIANNA VALDEZ
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: _____