

**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, DECEMBER 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. 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) Submission of Sales Tax Collection Report for December 2021.

AGENDA REGULAR MEETING
December 20, 2021

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) Approval of Minutes for October 4, 2021 Regular Called Meeting; October 18, 2021 Regular Called Meeting; November 1, 2021 Regular Called Meeting; November 15, 2021 Regular Called Meeting; November 22, 2021 Special Called Meeting; November 30, 2021 Special Called Meeting; and December 6, 2021 Regular Called Meeting. (ADMINISTRATION)

B) Consideration and action, if any, on request from Healing Hands International for police assistance for their Walk for Water event on Saturday, January 15, 2022 from 9:00 a.m. to 12:00 p.m. (ADMINISTRATION)

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

1. Melden & Hunt, Inc., representing Erickson Construction LLC., owner, 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 15.455 acres, more or less, out of Lot 91, Kelly Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is physically located at 701 West Minnesota Road. **COZ#211069** (DEVELOPMENT SERVICES)

2. Juvera Properties, LTD., LLP., owner, has filed with the Planning and Zoning Commission a request for a Change of Zone from General Business District (C) to Residential Multi-Family District (R-MF). The property is legally described as being 1.11 acres, more or less, out of Lot 2, De Alba Subdivision, Pharr, Hidalgo County, Texas. The property is physically located within the 900-1000 Block of South Cage Boulevard. **COZ#211070** (DEVELOPMENT SERVICES)

3. Juvera Properties, LTD., LLP., owner, has filed with the Planning and Zoning Commission a request for a Change of Zone from General Business District (C) to Townhouse Residential District (R-TH). The property is legally described as being 0.42 acres, more or less, out of Lot 2, De Alba Subdivision, Pharr, Hidalgo County, Texas. The property is physically located within the 900-1000 Block of South Cage Boulevard. **COZ#211071** (DEVELOPMENT SERVICES)

PLATS:

1. R. Gutierrez Engineering Corporation, representing Alfredo Palacios and Dina Palacios, Owners, are requesting final plat approval of the proposed Re-plat of Lot 24, Sing's Subdivision. The property is legally described as being a 3.05 acre tract of land out of Lot 24, Sing's Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 3000 Block of South Canna Street. **SUB#200926** (DEVELOPMENT SERVICES)

REGULAR AGENDA - OPEN SESSION:

6. ORDINANCES AND RESOLUTIONS:

A) Consideration and action, if any, on Ordinance amending Ordinance O-2021-57 relating to the number of authorized civil service positions within the Fire and Police Departments. **(2nd Reading)**

AGENDA REGULAR MEETING
December 20, 2021

B) Consideration and action, if any, on Resolution canceling/rescheduling the City Commission Meeting of Monday, January 3, 2022. (ADMINISTRATION)

C) Consideration and action, if any, on Resolution appointing/reappointing nine (9) members to the Parks and Recreation Committee. (ADMINISTRATION)

7. PURCHASING:

A) Consideration and action if any, on the purchase of additional permeable pavers through a sole source vendor TrueGrid out of Houston, TX to be provided by the City of Pharr as owner furnished material to the awarded contractor for the various parking lot improvements project. (ENGINEERING)

B) Consideration and action if any, on the purchase of ip addresses for Fiber Project through a sole source vendor Capcon Networks LLC out of Austin, TX, for an amount not to exceed \$120,000.00. (IT)

8. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, on final reconciliation of quantities Deduct Change Order No. 2 and final acceptance of the Pharr-Reynosa International Bridge Expansion & Renovations Phase II project and release of retainage in the amount of \$31,464.06. (ENGINEERING)

B) Consideration and action, if any, on Interlocal Agreement with City of Elsa to house an ambulance at the Elsa Fire Department. (EMERGENCY MEDICAL SERVICES)

C) Consideration and action, if any, on Interlocal Agreement with Rio Grande Valley Emergency Communications District (RGV 9-1-1) and City of Pharr for use of 9-1-1 Services. (COMMUNICATIONS)

D) Consideration and action, if any, authorizing City Manager to extend the Supply Contract with Frontera Materials out of Elsa, TX for the Purchase and Delivery of HMAC and Caliche. (PURCHASING)

E) Consideration and action, if any, authorizing City Manager to extend the Supply Contract with Rio Valley Pipe, LLC dba CAPA out of Palmview, TX for the Purchase and Delivery of HMAC and Caliche. (PURCHASING)

F) Consideration and action, if any, on authorizing City Manager to execute a time and supplemental fee extension for Texas Water Development Board Projects 2020. (ADMINISTRATION)

G) Consideration and action, if any, on Project Cip. **(TABLED)** (PEDC II)

H) Consideration and action, if any, on Project Artic. **(TABLED)** (PEDC II)

9. 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.

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

11. ADJOURNMENT:

AGENDA REGULAR MEETING
December 20, 2021

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 16th day of December 2021 at 5:30 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 16th day of December 2021.




IMELDA PEREZ, TRMO
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: _____



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 3.A.

DATE SUBMITTED:

MEETING DATE: December 20, 2021

FROM: Imelda Barrera, Assistant City Clerk

DEPARTMENT: Administration

DIRECTOR:

Agenda Item: Public hearing on development services cases

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue:

Fiscal Consideration:

Staff Recommendation:

Alternatives:

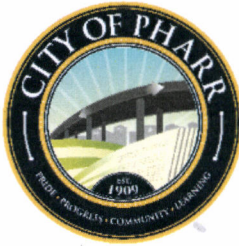
Exclude Material from Public Packet? No

Reason:

ROUTING:

Imelda Barrera
Karla Saavedra
Patricia Rigney
City Management Office

Created -



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 4.A.

DATE SUBMITTED: December 14, 2021

MEETING DATE: December 20, 2021

FROM: Karla Saavedra, Finance Director

DEPARTMENT: Finance

DIRECTOR: Karla Saavedra

Agenda Item: Submission of Sales Tax Collection Report for December 2021.

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue:

SALES TAX HIGHLIGHTS

The City of Pharr shows an INCREASE of 21.20% YTD TRUE GROWTH compared to last Year 2020 and 13.02% compared to last December 2020 Payments.

Please feel free to contact me should the need arise. I am at extension 1907.

THANK YOU

Fiscal Consideration:

n/a

Staff Recommendation: Approve

Alternatives: n/a

Exclude Material from Public Packet? No

Reason: n/a

ROUTING:

Karla Saavedra

Karla Saavedra

Karla Saavedra

Patricia Rigney

City Management Office

Created/Initiated - 12/14/2021

Approved - 12/14/2021

Approved - 12/14/2021

Approved - 12/14/2021

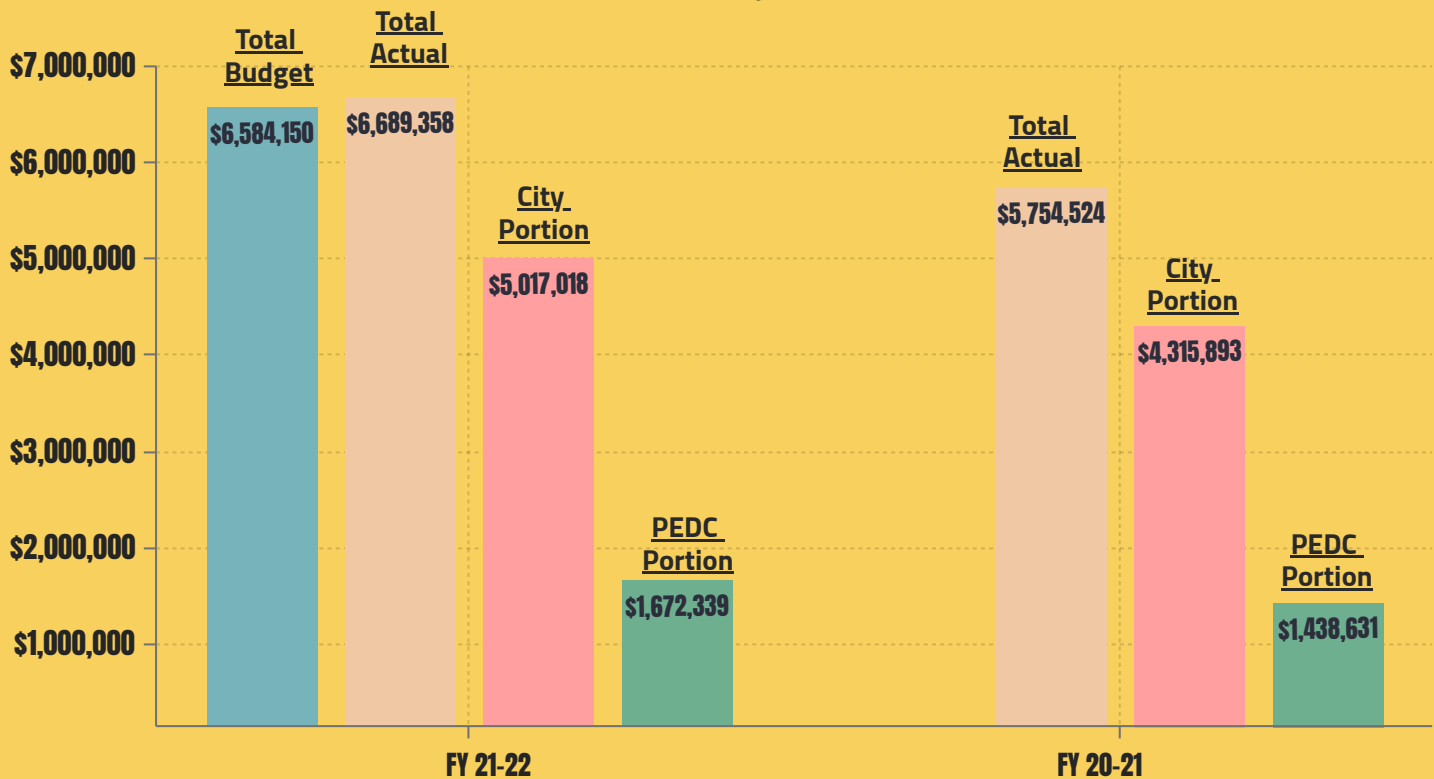
Final Approval - 12/16/2021



CITY OF PHARR SALES TAXES

as of December 2021
FY 2021-2022

SALES TAXES COLLECTIONS Cash Basis by Fiscal Year



21.20% YTD

Increase in Sales Tax from Last Year*



13.02%

Compared to December 2020 Sales Collections

Ranked No. 3

compared to neighbor Cities

*Growth is based on Calendar Year per Texas State Comptroller

CREATED BY

Karla Saavedra, CGFO





AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 5.A.

DATE SUBMITTED: December 9, 2021

MEETING DATE: December 20, 2021

FROM: Hilda Pedraza, City Clerk

DEPARTMENT: Administration

DIRECTOR: Edward Wylie

Agenda Item: Approval of Minutes for October 4, 2021 Regular Called Meeting; October 18, 2021 Regular Called Meeting; November 1, 2021 Regular Called Meeting; November 15, 2021 Regular Called Meeting; November 22, 2021 Special Called Meeting; November 30, 2021 Special Called Meeting; and December 6, 2021 Regular Called Meeting.

Classification: Consent

(* If closed session, City Attorney must review and approve.)

Issue: Minutes for City Commission Meetings.

Fiscal Consideration: Not applicable

Staff Recommendation: Staff recommends approval.

Alternatives: Not applicable

Exclude Material from Public Packet? No

Reason: Not applicable

ROUTING:

Hilda Pedraza
Patricia Rigney
City Management Office

Created/Initiated - 12/9/2021
Approved - 12/9/2021
Final Approval - 12/16/2021

**MINUTES
BOARD OF COMMISSIONERS
REGULAR CALLED MEETING
MONDAY, OCTOBER 4, 2021
118 SOUTH CAGE 2nd FLOOR**

The Board of Commissioners of the City of Pharr, Texas, met in a Regular Called Meeting on Monday, October 4, 2021 and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT: Mayor Ambrosio Hernandez
Comm. Eleazar Guajardo
Comm. Roberto "Bobby" Carrillo
Comm. Ramiro Caballero
Mayor Pro Tem Daniel Chavez
Comm. Ricardo Medina
Comm. Itza Flores

BOARD OF COMMISSIONERS ABSENT: None.

STAFF PRESENT: Edward Wylie, Interim City Manager
Anali Alanis, Assistant City Manager
Annie Reeves, Assistant City Manager
Imelda Barrera, Assistant City Clerk
Omar Anzaldúa, City Engineer
Karla Saavedra, Finance Director
Veronica Ramirez, HR Director
Juan Villescas, Municipal Judge
Andrew Harvey, Police Chief
Pilar Rodriguez, Fire Chief
Roland Gomez, Interim Dev. Svcs. Director
Olga Garza, Public Works Director
Ruben Rosales, Public Utilities Director
Sergio Alanis, Parks & Rec. Director
Adolfo Garcia, Library Director
Jose Pena, I.T. Director
Luis Bazan, Bridge Director
Ignacio Amezcua, Purchasing Director
Danny Ramirez, E.M.S. Chief
Kenneth Ennis, Public Safety Comm. Dir.
Melanie Cano, O.S.E. Director

CITY ATTORNEY Patricia Rigney, City Attorney

ITEM 1. CALL TO ORDER

A) ROLL CALL AND POSSIBLE ACTION ON THE EXCUSING OF ANY ABSENT MEMBER OF THE GOVERNING BOARD (ADMINISTRATION)

MINUTES: REGULAR CALLED MEETING
October 4, 2021

Mayor Hernandez called the meeting to order at 4:01 p.m. Roll call established a quorum.

B) PLEDGE OF ALLEGIANCE/INVOCATION

Luis Bazan, Bridge Director, led the pledge of allegiance and said the invocation.

ITEM 2. PROCLAMATIONS

A) PROCLAMATION PROCLAIMING NATIONAL BREAST CANCER AWARENESS MONTH

Ed Wylie, Interim City Manager, introduced the item and called upon Anali Alanis, Assistant City Manager, for a brief introduction.

Comm. Carrillo entered the meeting at this point of the agenda. The time being 4:03 p.m.

Anali Alanis, Assistant City Manager, went over the names of special guests. Mario Lizcano, Doctors Hospital at Renaissance, introduced members of the Advance Care Center Team and thanked the Commission for the recognition. Elizabeth Ramirez, Advance Care Center Team, further thanked the Commission for the recognition and went over the importance of breast cancer awareness, education, and regular screening.

Community Outreach Coordinator extended an invitation to the public to attend their Pink Fest Event on October 27, 2021 at 7:00 p.m. at the Advance Care Center.

Comm. Caballero read proclamation proclaiming October 2021 as National Breast Cancer Awareness Month and presented proclamation to Advance Care Center Team members.

B) PROCLAMATION PROCLAIMING TEACHERS' DAY

Ed Wylie, Interim City Manager, introduced the item.

Vanguard Academy staff thanked the Commission for recognizing teacher appreciation day. Mayor Hernandez recognized teachers for their hard work and dedication.

Comm. Flores read proclamation proclaiming October 5, 2021 as Teachers Day and presented proclamation to Vanguard Academy staff.

C) PROCLAMATION PROCLAIMING NATIONAL GEARUP WEEK

Ed Wylie, Interim City Manager, introduced the item.

MINUTES: REGULAR CALLED MEETING

October 4, 2021

Barbara Gonzalez, GEAR UP Director at Vanguard Academy, thanked the Commission for acknowledging their hard work and introduced her staff. She stated Vanguard GEAR UP was a grant program and stated it was the only Gear Up grant in the nation serving eight cohorts. She further stated they were currently serving over 2,500 students and their goal was to provide quality education for all students.

Mayor Hernandez read proclamation proclaiming September 20, 2021 as National GEAR UP Week and presented proclamation to Academy GEAR UP staff.

D) PROCLAMATION PROCLAIMING FIRE PREVENTION WEEK

Ed Wylie, Interim City Manager, introduced the item and called upon Pilar Rodriguez, Fire Chief.

Pilar Rodriguez, Fire Chief, introduced Blaze and Axe, newest members of their public education staff and recognized Fire Prevention staff for ensuring the safety of the businesses and the community.

Comm. Chavez read proclamation proclaiming October 3-9, 2021 as Fire Prevention Week and presented proclamation to Fire Department staff.

ITEM 3. PUBLIC TESTIMONY

There were no comments from the public.

ITEM 4. PUBLIC HEARINGS

A) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES

Ed Wylie, Interim City Manager, opened the public hearing. There being no comments from the public, the public hearing was closed.

ITEM 5. CITY MANAGER'S REPORTS

A) CITY ENGINEER'S REPORT

Ed Wylie, Interim City Manager, stated the City Engineer's report was in their packet and questions could be entertained at this time.

At this time, Ed Wylie, Interim City Manager, introduced Yuri Gonzalez, Chief Communications Officer and welcomed her to the City of Pharr. Ms. Gonzalez introduced herself and stated she was excited to be part of this organization.

Danny Ramirez, EMS Director, reported Pharr EMS would host a "Stop the Bleed" class on Thursday, October 7, 2021 at 7:00 p.m. He stated the class was free for the public and registration was limited to 24 participants.

MINUTES: REGULAR CALLED MEETING

October 4, 2021

Ed Wylie, Interim City Manager, announced the Trail of Terror would take place every Friday and Saturday of the month at Pharr/Vanguard Academy Nature and Birding Center, 1025 S. Richmond Dr. He further stated the times were 7:30 p.m. to 10:30 p.m. and the event was a ticketed free event.

ITEM 6. 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 O-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, REQUESTED 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)**

MINUTES: REGULAR CALLED MEETING

October 4, 2021

Ed Wylie, Interim City Manager, introduced the item and recommended approval of consent agenda.

Comm. Guajardo **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

Ordinance Nos. O-2021-53 and O-2021-54 are filed with the City Clerk's Office.

REGULAR AGENDA - OPEN SESSION

ITEM 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)

Ed Wylie, Interim City Manager, introduced the item. He stated the cities of Pharr, Edinburg and Mission were invited to participate in the City of McAllen drainage policy to initiate adoption of uniform drainage guidelines in the region. He further recommended approval.

Comm. Guajardo **moved** to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

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)

Ed Wylie, Interim City Manager, introduced the item. He stated three (3) positions of Battalion Chief and one (1) position of Captain were added to the 2021-2022 budget for Fire Department and recommended approval.

Comm. Guajardo **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

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)**

Ed Wylie, Interim City Manager, introduced the item. He stated the City would like to purchase approximately 240 acres of land and recommended approval.

Comm. Chavez **moved** to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-58 is filed with the City Clerk's Office.

**D) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION ADOPTING THE
NATIONAL VOTER REGISTRATION ACT (NVRA) IMPLEMENTATION PLAN
FOR THE PHARR MEMORIAL LIBRARY (LIBRARY)**

Ed Wylie, Interim City Manager, introduced the item. He briefly stated the national voter registration act was part of the library accreditation and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-59 is filed with the City Clerk's Office.

**E) CONSIDERATION AND ACTION , IF ANY, ON RESOLUTION APPOINTING
CITY CLERK (ADMINISTRATION)**

Ed Wylie, Interim City Manager, introduced the item and recommended appointing Dianna Cavazos.

Comm. Carrillo **moved** to appoint Dianna Cavazos as City Clerk. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-60 is filed with the City Clerk's Office.

ITEM 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)**

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

MINUTES: REGULAR CALLED MEETING

October 4, 2021

Comm. Carrillo **moved** to approve as recommended. Comm. Guajardo seconded the motion and when put to a vote, it carried unanimously.

- 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)**

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

ITEM 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)**

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Chavez **moved** to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

- 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)**

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Chavez **moved** to approve. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

- 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)**

MINUTES: REGULAR CALLED MEETING

October 4, 2021

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Medina **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

E) CONSIDERATION AND ACTION, IF ANY, ON CHANGE ORDER NO. 3 WITH D. WILSON CONSTRUCTION (ADMINISTRATION)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

ITEM 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

The time being 4:46 p.m., Mayor Hernandez stated the commission would be entering into closed session in accordance with Chapter 551 of the Texas Govt. Code to discuss agenda items listed in the public portion of the agenda and Pursuant to Sections 551.071, 551.072, 551.074, 551.076, 551.084 and 551.087.

ITEM 11. RECONVENE

The time being 4:58 p.m., Mayor Hernandez stated the commission would be resuming the open meeting.

ITEM 9. CONTRACTS/AGREEMENTS

B) CONSIDERATION AND ACTION, IF ANY, ADDITIONAL SCOPE OF WORK WITH D. WILSON CONSTRUCTION AT THE REQUEST OF THE CITY OF PHARR (ENGINEERING)

Ed Wylie, Interim City Manager, introduced the item and recommended approval as discussed in executive session.

Comm. Carrillo **moved** to approve. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

ITEM 12. ADJOURNMENT

MINUTES: REGULAR CALLED MEETING

October 4, 2021

There being no other business to come before the board, Comm. Carrillo **moved** to adjourn. Comm. Chavez seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 5:41 p.m.

CITY OF PHARR

AMBROSIO HERNANDEZ
MAYOR

**STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR**

ON THIS THE 4th DAY OF OCTOBER 2021 the Board of Commissioners of the City of Pharr, Texas convened in a **REGULAR CALLED MEETING** at the Commissioner's Room located at 118 S. Cage, 2nd Floor, Pharr, Texas. The meeting being open to the public and notice of said meeting, giving the date, place, subject, hereof, having been posted in accordance with Chapter 551, Texas Government Code (Open Meetings Act) and there being present a quorum, I, **IMELDA BARRERA, ASSISTANT CITY CLERK**, of the City of Pharr, Texas, certify that this is a true and correct copy of the minutes.

ATTEST:

IMELDA BARRERA, ASSISTANT CITY CLERK

APPROVED:

**MINUTES
BOARD OF COMMISSIONERS
REGULAR CALLED MEETING
MONDAY, OCTOBER 18, 2021
118 SOUTH CAGE 2nd FLOOR**

The Board of Commissioners of the City of Pharr, Texas, met in a Regular Called Meeting on Monday, October 18, 2021 and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT: Mayor Ambrosio Hernandez
Comm. Eleazar Guajardo
Comm. Roberto “Bobby” Carrillo
Comm. Ramiro Caballero
Comm. Ricardo Medina
Comm. Itza Flores

BOARD OF COMMISSIONERS ABSENT: Mayor Pro Tem Daniel Chavez

STAFF PRESENT: Edward Wylie, Interim City Manager
Anali Alanis, Assistant City Manager
Annie Reeves, Assistant City Manager
Dianna Cavazos, City Clerk
Imelda Barrera, Assistant City Clerk
Omar Anzaldua, City Engineer
Karla Saavedra, Finance Director
Veronica Ramirez, HR Director
Juan Villescas, Municipal Judge
Andrew Harvey, Police Chief
Pilar Rodriguez, Fire Chief
Roland Gomez, Interim Dev. Svcs. Director
Olga Garza, Public Works Director
Oscar De Leon, Asst. Public Utilities Director
Sergio Alanis, Parks & Rec. Director
Cynthia Garza, CDBG/External Affairs
Adolfo Garcia, Library Director
Jose Pena, I.T. Director
Luis Bazan, Bridge Director
Victor Perez, PEDC Director
Ignacio Amezcua, Purchasing Director
Danny Ramirez, E.M.S. Chief
Marcela Beas, Chamber President
Yuri Gonzalez, Communications Officer
Kenneth Ennis, Public Safety Comm. Dir.
Melanie Cano, O.S.E. Director

CITY ATTORNEY Patricia Rigney, City Attorney

ITEM 1. CALL TO ORDER

MINUTES: REGULAR CALLED MEETING
October 18, 2021

A) ROLL CALL AND POSSIBLE ACTION ON THE EXCUSING OF ANY ABSENT MEMBER OF THE GOVERNING BOARD (ADMINISTRATION)

Mayor Hernandez called the meeting to order at 4:00 p.m. Roll call established a quorum.

Comm. Guajardo moved to excuse absent member. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

B) PLEDGE OF ALLEGIANCE/INVOCATION

Luis Bazan, Bridge Director, led the pledge of allegiance and said the invocation.

ITEM 2. PROCLAMATIONS

A) PROCLAMATION PROCLAIMING DOMESTIC VIOLENCE AWARENESS MONTH (POLICE)

Ed Wylie, Interim City Manager, introduced the item.

Comm. Carrillo entered the meeting at this point of the agenda. The time being 4:06 p.m.

Andrew Harvey, Pharr Police Chief, stated domestic violence affected everyone and it was important to raise awareness in the community. Chief Harvey stated the Pharr Police Department hosted an event called Light at the End of the Tunnel at the Hike and Bike Trail in partnership with the City of San Juan. At this time, he introduced his staff.

Juan Gonzalez, Deputy Chief, thanked the City Commission for their continued support of the domestic violence initiatives and recognized staff members for assisting victims and provide resources for people in need.

Comm. Caballero read proclamation proclaiming October 2021 as Domestic Violence Awareness and Prevention Month and presented proclamation to Chief Harvey and staff.

ITEM 3. PUBLIC TESTIMONY

Pedro Garcia, Pharr Community Theater, spoke on item 10.G and thanked the Commission for their continued support of the arts.

ITEM 4. PUBLIC HEARINGS

A) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES

MINUTES: REGULAR CALLED MEETING
October 18, 2021

Ed Wylie, Interim City Manager, opened the public hearing. There being no comments from the public, the public hearing was closed.

ITEM 5. CITY MANAGER'S REPORTS

A) SUBMISSION OF SALES TAX COLLECTION REPORT FOR OCTOBER 2021

Ed Wylie, Interim City Manager, reported the City of Pharr showed an increase of 21.63% true growth compared to last year and 10.19% compared to last October 2020.

B) SUBMISSION OF PROPERTY TAX COLLECTION REPORT FOR SEPTEMBER 2021

Ed Wylie, Interim City Manager, reported total current tax collections were 96.33% which was 0.26% higher than last year.

At this time, Ed Wylie, Interim City Manager, reported the City of Pharr had the Pharr Ordinance Enforcement Team, P.O.E.T., which consisted of Development Services, Police, Fire, Public Works, and Municipal Court. He stated the purpose of the team was to assist property owners with addressing issues and called upon Rogelio Rodriguez, Development Services Assistant Director, for a report.

Rogelio Rodriguez, Assistant Director for Development Services, went over the POET program and stated they support and assist the elderly and disabled citizens with plaques to locate addresses for 911 purposes.

Ed Wylie, Interim City Manager, reported the City of Pharr was a Scenic City Certification Silver recipient and called upon Roland Gomez, Development Services Assistant Director, for a report.

Roland Gomez, Interim Development Service Director, reported the City of Pharr was recognized amongst twenty-two (22) Texas cities through the Scenic City Certification program. He stated the scenic city certification program recognizes municipalities with high quality scenic standards for public roadways and public spaces. Mr. Gomez further introduced Planning & Zoning Staff and thanked them for helping with the recertification process.

Ed Wylie, Interim City Manager, further reported one (1) new ambulance had arrived with the rest coming in soon.

ITEM 6. 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 0-2021-45 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 REQUESTED 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 REQUESTED A 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)

3. OLLY'S DRIVE THRU REQUESTED 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, REQUESTED 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)

MINUTES: REGULAR CALLED MEETING
October 18, 2021

Ed Wylie, Interim City Manager, introduced the item and recommended approval of consent agenda.

Comm. Guajardo **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

Ordinance No. O-2021-55 is filed with the City Clerk's Office.

REGULAR AGENDA - OPEN SESSION

ITEM 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)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Medina **moved** to approve. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

Ordinance No. O-2021-56 is filed with the City Clerk's Office.

B) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION FOR DESIGNATION OF THE LOCAL RABIES CONTROL AUTHORITY FOR THE CITY OF PHARR (PUBLIC WORKS)

Ed Wylie, Interim City Manager, introduced the item and recommended Daniel Castro as the Local Rabies Control Authority for the City of Pharr.

Comm. Guajardo **moved** to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-61 is filed with the City Clerk's Office.

ITEM 8. ADMINISTRATIVE

B) CONSIDERATION AND ACTION, IF ANY, AMENDING THE PROFESSIONAL ARCHITECT ROTATION LIST FOR ARCHITECTURAL PROJECTS (ENGINEERING)

Ed Wylie, Interim City Manager, introduced the item and requested to add Jeffrey D. Blume Limited to the list. He stated this firm was a landscape architectural firm that specializes in golf courses and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

ITEM 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)**

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Guajardo seconded the motion and when put to a vote, it carried unanimously.

- 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)**

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Guajardo **moved** to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

- 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)**

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Medina **moved** to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

- 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)

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Guajardo **moved** to approve as recommended. Comm. Caballero seconded the motion and when put to a vote, it carried unanimously.

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)

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Guajardo **moved** to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

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)

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Guajardo **moved** to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

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)

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Guajardo **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

ITEM 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)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

Comm. Caballero left the meeting at this point of the agenda. The time being 4:30 p.m.

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)

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Guajardo **moved** to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

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)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

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)

MINUTES: REGULAR CALLED MEETING
October 18, 2021

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Medina **moved** to approve as recommended. Comm. Guajardo seconded the motion and when put to a vote, it carried unanimously.

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)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

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)

Ed Wylie, Interim City Manager, introduced the item. He stated this would contract-out repairs to city units on an as needed basis due to increase in workload and recommended approval.

Ignacio Amezcua, Purchasing Director, briefly stated one hundred (100) invitations were sent out to vendors but unfortunately the local vendors did not participate.

Comm. Carrillo **moved** to approve as recommended. Comm. Guajardo seconded the motion and when put to a vote, it carried unanimously.

G) CONSIDERATION AND ACTION, IF ANY, ON AGREEMENT BETWEEN CITY OF PHARR AND THE PHARR COMMUNITY THEATRE FY2021-2022 (LIBRARY)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Guajardo seconded the motion and when put to a vote, it carried unanimously.

At this time, Ed Wylie, Interim City Manager, stated they would go into closed session. There was no objection.

ITEM 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

The time being 4:33 p.m., Mayor Hernandez stated the commission would be entering into closed session in accordance with Chapter 551 of the Texas Govt. Code to discuss agenda items listed in the public portion of the agenda and Pursuant to Sections 551.071, 551.072, 551.074, 551.076, 551.084 and 551.087.

ITEM 13. RECONVENE

The time being 4:52 p.m., Mayor Hernandez stated the commission would be resuming the open meeting.

ITEM 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)

Ed Wylie, Interim City Manager, introduced the item and recommended approval as discussed in closed session.

Comm. Carrillo moved to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

C) DISCUSSION WITH THE BOARD OF COMMISSIONERS ON THE CITY OF PHARR'S STRATEGIC PLAN (ADMINISTRATION)

Ed Wylie, Interim City Manager, introduced the item and stated no action was needed.

ITEM 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)

Ed Wylie, Interim City Manager, introduced the item and recommended approval as discussed in closed session.

MINUTES: REGULAR CALLED MEETING
October 18, 2021

Comm. Carrillo **moved** to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

ITEM 14. ADJOURNMENT

There being no other business to come before the board, Comm. Carrillo **moved** to adjourn. Comm. Guajardo seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 4:53 p.m.

CITY OF PHARR

AMBROSIO HERNANDEZ
MAYOR

STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR

ON THIS THE 18th DAY OF OCTOBER 2021 the Board of Commissioners of the City of Pharr, Texas convened in a **REGULAR CALLED MEETING** at the Commissioner's Room located at 118 S. Cage, 2nd Floor, Pharr, Texas. The meeting being open to the public and notice of said meeting, giving the date, place, subject, hereof, having been posted in accordance with Chapter 551, Texas Government Code (Open Meetings Act) and there being present a quorum, I, **IMELDA BARRERA, ASSISTANT CITY CLERK**, of the City of Pharr, Texas, certify that this is a true and correct copy of the minutes.

ATTEST:

IMELDA BARRERA, ASSISTANT CITY CLERK

APPROVED:

**MINUTES
BOARD OF COMMISSIONERS
REGULAR CALLED MEETING
MONDAY, NOVEMBER 1, 2021
118 SOUTH CAGE 2nd FLOOR**

The Board of Commissioners of the City of Pharr, Texas, met in a Regular Called Meeting on Monday, November 1, 2021 and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT: Mayor Ambrosio Hernandez
Comm. Eleazar Guajardo
Comm. Roberto “Bobby” Carrillo
Comm. Ramiro Caballero
Comm. Ricardo Medina
Comm. Itza Flores

BOARD OF COMMISSIONERS ABSENT: Mayor Pro Tem Daniel Chavez

STAFF PRESENT: Edward Wylie, Interim City Manager
Anali Alanis, Assistant City Manager
Annie Reeves, Assistant City Manager
Dianna Cavazos, City Clerk
Omar Anzaldua, City Engineer
Karla Saavedra, Finance Director
Veronica Ramirez, HR Director
Juan Villescas, Municipal Judge
Andrew Harvey, Police Chief
Pilar Rodriguez, Fire Chief
Roland Gomez, Interim Dev. Svcs. Director
Olga Garza, Public Works Director
Oscar De Leon, Asst. Public Utilities Director
Sergio Alanis, Parks & Rec. Director
Cynthia Garza, CDBG/External Affairs
Adolfo Garcia, Library Director
Jose Pena, I.T. Director
Luis Bazan, Bridge Director
Victor Perez, PEDC Director
Ignacio Amezcua, Purchasing Director
Danny Ramirez, E.M.S. Chief
Marcela Beas, Chamber President
Yuri Gonzalez, Communications Officer
Kenneth Ennis, Public Safety Comm. Dir.
Melanie Cano, O.S.E. Director

CITY ATTORNEY Patricia Rigney, City Attorney

ITEM 1. CALL TO ORDER

MINUTES: REGULAR CALLED MEETING
November 1, 2021

A) ROLL CALL AND POSSIBLE ACTION ON THE EXCUSING OF ANY ABSENT MEMBER OF THE GOVERNING BOARD (ADMINISTRATION)

Mayor Hernandez called the meeting to order at 4:00 p.m. Roll call established a quorum.

Comm. Guajardo moved to excuse absent member. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

B) PLEDGE OF ALLEGIANCE/INVOCATION

Luis Bazan, Bridge Director, led the pledge of allegiance and said the invocation.

ITEM 2. PROCLAMATIONS

A) PROCLAMATION PROCLAIMING MAYORS' MONARCH PLEDGE DAY

Ed Wylie, Interim City Manager, introduced the item.

Lily Martinez, Urban Ecologist, briefly discussed various initiatives the City of Pharr has implemented to ensure the monarch butterfly continues to thrive.

Comm. Guajardo read proclamation proclaiming November 1, 2021 as Mayors' Monarch Pledge Day and presented proclamation to Ms. Martinez.

ITEM 3. PUBLIC TESTIMONY

There were no comments from the public.

ITEM 4. PUBLIC HEARINGS

A) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES

Ed Wylie, Interim City Manager, opened the public hearing. There being no comments from the public, the public hearing was closed.

ITEM 5. CITY MANAGER'S REPORTS

A) CITY ENGINEER'S REPORT

Ed Wylie, Interim City Manager, introduced the item and stated City Engineer's report was in their packets and questions could be entertained at this time.

B) SUBMISSION OF 4TH QUARTER 2020-2021 CITY OF PHARR INVESTMENT REPORT

Ed Wylie, Interim City Manager, introduced the item and stated Finance Director was in the audience and questions could be entertained at this time.

Ed Wylie, Interim City Manager, reminded the Commission the City of Pharr Salute to Veteran's Parade and Fireworks event would take place on Saturday, November 6, 2021 at 4:30 p.m. and invited the public to attend.

Ed Wylie, Interim City Manager, announced the City of Pharr was now taking pre-applications for the new fiber-optic broadband internet service TEAMPHARR.NET. He stated Pharr families can begin the pre-registration process by visiting the website to reserve their spot.

Ed Wylie, Interim City Manager, reported the Trail of Terror Halloween event was a success and thanked staff for a job well done.

ITEM 6. 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., REQUESTED 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:

MINUTES: REGULAR CALLED MEETING
November 1, 2021

1. SAMES ENGINEERING, REPRESENTING MARIA DEL CARMEN PACHECO, MEMBER FOR ENCARLEN, LTD, REQUESTED 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)

Ed Wylie, Interim City Manager, introduced the item and recommended approval of consent agenda.

Comm. Guajardo **moved** to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

Ordinance No. O-2021-57 is filed with the City Clerk's Office.

At this time, Mayor Hernandez stated they would deviate from the agenda and go into closed session. There was no objection.

ITEM 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

The time being 4:15 p.m., Mayor Hernandez stated the commission would be entering into closed session in accordance with Chapter 551 of the Texas Govt. Code to discuss agenda items listed in the public portion of the agenda and Pursuant to Sections 551.071, 551.072, 551.074, 551.076, 551.084 and 551.087.

ITEM 11. RECONVENE

The time being 5:15 p.m., Mayor Hernandez stated the commission would be resuming the open meeting.

REGULAR AGENDA - OPEN SESSION

ITEM 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)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Medina **moved** to approve. Comm. Caballero seconded the motion and when put to a vote, it carried unanimously.

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)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated the funds requested would be designated for law enforcement overtime hours and specialized equipment to assist in homeland security. He further recommended approval.

Comm. Guajardo **moved** to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-62 is filed with the City Clerk's Office.

C) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION ADOPTING THE HIDALGO COUNTY, TEXAS MULTI-JURISDICTION HAZARD MITIGATION ACTION PLAN UPDATE 2021 (HMAP2021) (ENGINEERING)

Ed Wylie, Interim City Manager, introduced the item. He stated the City of Pharr was part of Hidalgo County's Hazard Mitigation Plan and recommended approval.

Comm. Medina **moved** to approve as recommended. Comm. Guajardo seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-63 is filed with the City Clerk's Office.

D) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION APPOINTING TWO (2) ALTERNATE MEMBERS TO THE PLANNING AND ZONING COMMISSION (DEVELOPMENT SERVICES)

Ed Wylie, Interim City Manager, introduced the item stated staff recommended appointment of Guadalupe Cano and Joel Ordaz.

Comm. Carrillo **moved** to appoint Guadalupe Cano and Joel Ordaz as alternate members to the Planning and Zoning Commission. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-64 is filed with the City Clerk's Office.

E) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION APPOINTING/REAPPOINTING OF BOARD MEMBER TO THE PARKS AND RECREATION ADVISORY BOARD (PARKS)

Ed Wylie, Interim City Manager, introduced the item. He stated a vacancy on the board had occurred and recommended appointment of Hernan Figueroa.

Comm. Carrillo moved to appoint Hernan Figueroa as member to the Parks and Recreation Commission. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-65 is filed with the City Clerk's Office.

ITEM 8. PURCHASING

A) CONSIDERATION AND ACTION, IF ANY, ON COUNTER-OFFER FOR LAND (ADMINISTRATION)

Ed Wylie, Interim City Manager, introduced the item and recommended approval as discussed in closed session.

Comm. Guajardo moved to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

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)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo moved to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

ITEM 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)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo moved to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

B) CONSIDERATION AND ACTION, IF ANY, ON MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF PHARR AND THE CONSEJO MEXICANO DE COMERCIO EXTERIOR DEL NORESTE, A.C. (COMCE NORESTE) (BRIDGE)

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Medina moved to approve as recommended. Comm. Caballero seconded the motion and when put to a vote, it carried unanimously.

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)

Ed Wylie, Interim City Manager, introduced the item. He stated this was for additional handicap parking spaces at Witten Park baseball fields and recommended approval.

Comm. Carrillo moved to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

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)

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Medina moved to approve as recommended. Comm. Guajardo seconded the motion and when put to a vote, it carried unanimously.

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)

MINUTES: REGULAR CALLED MEETING
November 1, 2021

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Guajardo **moved** to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

F) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO EXTEND THE SERVICE CONTRACT WITH INSULATION, LLC. FROM MISSION, TX FOR CITY WIDE HVAC ON-CALL AND MAINTENANCE SERVICES (PURCHASING)

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Guajardo **moved** to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

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)

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended approval.

Comm. Medina **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

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)

Ed Wylie, Interim City Manager, introduced the item and recommended approval as discussed in closed session.

Comm. Carrillo **moved** to approve as recommended. Comm. Caballero seconded the motion and when put to a vote, it carried unanimously.

ITEM 12. ADJOURNMENT

MINUTES: REGULAR CALLED MEETING
November 1, 2021

There being no other business to come before the board, Comm. Carrillo **moved** to adjourn. Comm. Guajardo seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 5:22 p.m.

CITY OF PHARR

AMBROSIO HERNANDEZ
MAYOR

STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR

ON THIS THE 1st DAY OF NOVEMBER 2021 the Board of Commissioners of the City of Pharr, Texas convened in a **REGULAR CALLED MEETING** at the Commissioner's Room located at 118 S. Cage, 2nd Floor, Pharr, Texas. The meeting being open to the public and notice of said meeting, giving the date, place, subject, hereof, having been posted in accordance with Chapter 551, Texas Government Code (Open Meetings Act) and there being present a quorum, I, **DIANNA VALDEZ, CITY CLERK**, of the City of Pharr, Texas, certify that this is a true and correct copy of the minutes.

ATTEST:

DIANNA VALDEZ, CITY CLERK

APPROVED:

**MINUTES
BOARD OF COMMISSIONERS
REGULAR CALLED MEETING
MONDAY, NOVEMBER 15, 2021
118 SOUTH CAGE 2nd FLOOR**

The Board of Commissioners of the City of Pharr, Texas, met in a Regular Called Meeting on Monday, November 15, 2021 and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT: Mayor Ambrosio Hernandez
Comm. Eleazar Guajardo
Comm. Roberto “Bobby” Carrillo
Comm. Ramiro Caballero
Mayor Pro Tem Daniel Chavez
Comm. Ricardo Medina
Comm. Itza Flores

BOARD OF COMMISSIONERS ABSENT: None

STAFF PRESENT: Edward Wylie, Interim City Manager
Anali Alanis, Assistant City Manager
Annie Reeves, Assistant City Manager
Imelda Barrera, Asst. City Clerk
Omar Anzaldua, City Engineer
Karla Saavedra, Finance Director
Veronica Ramirez, HR Director
Juan Villescas, Municipal Judge
Andrew Harvey, Police Chief
Jacob Salinas, Asst. Fire Chief
Roland Gomez, Interim Dev. Svcs. Director
Olga Garza, Public Works Director
Oscar De Leon, Asst. Public Utilities Director
Sergio Alanis, Parks & Rec. Director
Cynthia Garza, CDBG/External Affairs
Adolfo Garcia, Library Director
Jose Pena, I.T. Director
Luis Bazan, Bridge Director
Ignacio Amezcua, Purchasing Director
Danny Ramirez, E.M.S. Chief
Marcela Beas, Chamber President
Yuri Gonzalez, Communications Officer
Kenneth Ennis, Public Safety Comm. Dir.
Melanie Cano, O.S.E. Director

CITY ATTORNEY Patricia Rigney, City Attorney

ITEM 1. CALL TO ORDER

A) ROLL CALL AND POSSIBLE ACTION ON THE EXCUSING OF ANY ABSENT MEMBER OF THE GOVERNING BOARD (ADMINISTRATION)

Mayor Hernandez called the meeting to order at 4:03 p.m. Roll call established a quorum.

B) PLEDGE OF ALLEGIANCE/INVOCATION

Luis Bazan, Bridge Director, led the pledge of allegiance and said the invocation.

ITEM 2. PROCLAMATIONS

A) PROCLAMATION PROCLAIMING ARBOR DAY

Ed Wylie, Interim City Manager, introduced the item.

Sergio Alanis, Parks and Recreation Director, stated the City of Pharr continues supporting and encouraging the planting and care of trees throughout the community. He stated the City of Pharr hosted an Arbor Day event on Friday, November 5, 2021 to encourage the community to expand and appreciate our green footprint. He stated residents who participated received one of five native trees during this event.

Mayor Hernandez read proclamation proclaiming November 5, 2021 as Arbor Day and presented proclamation to Sergio Alanis, Parks and Recreation Director and Lilly Martinez, Urban Ecologist.

ITEM 3. PUBLIC TESTIMONY

There were no comments from the public.

ITEM 4. PUBLIC HEARINGS

A) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES

Ed Wylie, Interim City Manager, opened the public hearing. There being no comments from the public, the public hearing was closed.

ITEM 5. CITY MANAGER'S REPORTS

A) SUBMISSION OF SALES TAX COLLECTION REPORT FOR NOVEMBER 2021

Ed Wylie, Interim City Manager, introduced the item and reported sales tax were up 21.96% true growth compared to last year and 24.85% compared to last November 2020.

MINUTES: REGULAR CALLED MEETING
November 15, 2021

Ed Wylie, Interim City Manager, called upon Adolfo Garcia, Library Director, for an announcement.

Adolfo Garcia, Library Director, recognized and introduced Kadir Alarcon, the Pharr Memorial Library's Spooky Monster Story Contest winner. He stated Kadir was a kindergarten student at Vanguard Academy and highlighted his amazing work. The family thanked the City Commission and Library staff for their outstanding service, dedication, and continued support for library programs.

Ed Wylie, Interim City Manager, stated the Pharr-PSJA ISD Natatorium located at the intersection of Sioux Road and Highway 281 was nearing completion. Mayor Hernandez stated this project was also in collaboration with the University of Texas Rio Grande Valley and expressed his appreciation to staff for their hard work during this project. He further stated the natatorium was expected to be completed in December 2021.

Ed Wylie, Interim City Manager, called upon Kenneth Ennis, Communications Director. Kenneth Ennis recognized Dora Medina, Telecommunications Officer, for her heroic actions while receiving an emergency call. Mayor Hernandez thanked staff for their dedication and outstanding work.

Ed Wylie, Interim City Manager, called upon Danny Ramirez, Pharr EMS Chief. Danny Ramirez recognized three EMS medics who assisted with a life-saving effort on October 15, 2021 and highlighted their outstanding work. Pharr EMS medics Andrew Castellano, Dinora Mendoza, and Shift Captain Ryan Zwegardt were presented with a plaque.

Ed Wylie, Interim City Manager, announced the City of Pharr would be hosting a Christmas Front Door Decorating contest. He stated entries would begin Monday after Thanksgiving and invited all residents to participate in the decoration contest.

ITEM 6. CONSENT AGENDA

- A) APPROVAL OF MINUTES FOR SEPTEMBER 7, 2021 REGULAR MEETING (ADMINISTRATION)**
- B) 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 (2ND READING) (HR)**

- C) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS FOR A SUPPLY CONTRACT FOR THE PURCHASE AND DELIVERY OF HMAC AND CALICHE FOR THE PUBLIC WORKS DEPARTMENT (PUBLIC WORKS)**
- D) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR BIDS FOR A SUPPLY CONTRACT FOR THE PURCHASE AND DELIVERY OF CONCRETE MIX FOR THE PUBLIC WORKS DEPARTMENT (PUBLIC WORKS)**
- E) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE CITY MANAGER TO ADVERTISE FOR REQUEST FOR QUALIFICATIONS (RFQ) TO BE PART OF A LIST OF QUALIFIED FIRMS TO PROVIDE RIGHT-OF-WAY (ROW) ACQUISITION SERVICES (ENGINEERING)**
- F) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO ENTER INTO AGREEMENT WITH SMARTCOM TELEPHONE, LLC FOR DATA NETWORK CONNECTIVITY AT NEW WELLNESS AND INNOVATION CENTER BUILDING (IT)**
- G) CONSIDERATION AND ACTION, IF ANY, ON DEVELOPMENT SERVICES CASES:**
 - 1. SALINAS ENGINEERING & ASSOCIATES, REPRESENTING DREAMLAND ESTATES, LLC., OWNER, REQUESTED A CHANGE OF ZONE FROM AGRICULTURAL AND/OR OPEN SPACE DISTRICT (A-O) TO SINGLE-FAMILY RESIDENTIAL ESTATE DISTRICT (R1-E). THE PROPERTY IS LEGALLY DESCRIBED AS BEING 20 ACRES, MORE OR LESS, OUT OF THE NORTH 1/2 OF LOT 103, KELLY-PHARR SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY IS PHYSICALLY LOCATED AT 4600 – 5000 BLOCK OF NORTH SUGAR RD. COZ#210957**
 - 2. TREVINO ENGINEERING, REPRESENTING CENTMAT PROPERTIES LLC., OWNER, REQUESTED A CHANGE OF ZONE FROM GENERAL BUSINESS DISTRICT (C) & AGRICULTURAL AND/OR OPEN SPACE (A-O) TO LIMITED INDUSTRIAL DISTRICT (L-I). THE PROPERTY IS LEGALLY DESCRIBED AS BEING A 10-ACRE TRACT, MORE OR LESS, OUT OF LOT 99, KELLY- PHARR SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 501 EAST NOLANA LOOP COZ#211060**
 - 3. TREVINO ENGINEERING, REPRESENTING MAGNOLIA SQUARE, LP, OWNER, REQUESTED A CHANGE OF ZONE FROM GENERAL BUSINESS DISTRICT (C) TO RESIDENTIAL MULTI-FAMILY DISTRICT (R-MF). THE PROPERTY IS LEGALLY DESCRIBED AS BEING ALL OF LOTS 1-3, SOUTHSIDE ADDITION SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 122 EAST SAM HOUSTON COZ#211061**

PLATS:

- 1. MELDEN & HUNT, INC., REPRESENTING FRANCISCO OBREGON, REQUESTED FINAL PLAT APPROVAL OF THE PROPOSED ENCINO RIDGE SUBDIVISION. THE PROPERTY IS**

MINUTES: REGULAR CALLED MEETING
November 15, 2021

LEGALLY DESCRIBED AS BEING A 21.958 ACRES A PART OR PORTION OUT OF LOT 97, KELLY-PHARR SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY IS LOCATED WITHIN THE 4700 BLOCK OF NORTH VETERANS BOULEVARD SUB#191126

2. **RIO DELTA ENGINEERING, REPRESENTING W.A. LANDRETH III, MANAGER FOR VAQUERO KELLY PHARR PARTNERS, LP, VAQUERO VENTURES MANAGEMENT, LLC AND ALVARO GONZALEZ, MANAGER FOR LOS HOTELES, LP., REQUESTED PRELIMINARY AND FINAL PLAT APPROVAL OF THE PROPOSED LOS HOTELES SUBDIVISION NO.2. THE PROPERTY IS LEGALLY DESCRIBED AS BEING A 4.37 ACRES TRACT OUT OF LOT 108, KELLY-PHARR SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY IS LOCATED WITHIN THE 100 BLOCK OF WEST NOLANA LOOP SUB#211036**

Ed Wylie, Interim City Manager, introduced the item and recommended approval of consent agenda.

Comm. Guajardo **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

Ordinance Nos. O-2021-58, O-2021-59, and O-2021-60 are filed with the City Clerk's Office.

At this time, Mayor Hernandez stated they would deviate from the agenda and go into closed session. There was no objection.

ITEM 11. 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

The time being 4:50 p.m., Mayor Hernandez stated the commission would be entering into closed session in accordance with Chapter 551 of the Texas Govt. Code to discuss agenda items listed in the public portion of the agenda and Pursuant to Sections 551.071, 551.072, 551.074, 551.076, 551.084 and 551.087.

ITEM 12. RECONVENE

The time being 5:21 p.m., Mayor Hernandez stated the commission would be resuming the open meeting.

REGULAR AGENDA - OPEN SESSION

ITEM 7. ORDINANCES AND RESOLUTIONS

A) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION FOR THE CAST OF VOTES FOR CANDIDATE(S) TO THE HIDALGO COUNTY APPRAISAL DISTRICT BOARD OF DIRECTORS FOR 2022-2023 (ADMINISTRATION)

Ed Wylie, Interim City Manager, introduced the item. He stated as per previous resolution all Pharr votes went to Albert Cardenas and recommended approval.

Comm. Carrillo **moved** to approve. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-66 is filed with the City Clerk's Office.

B) CONSIDERATION AND ACTION, IF ANY, ON ON RESOLUTION APPOINTING/REAPPOINTING FOUR (4) REGULAR MEMBERS TO THE PLANNING AND ZONING COMMISSION (DEVELOPMENT SERVICES)

Ed Wylie, Interim City Manager, introduced the item and recommended appointment of Romeo Robles, Andy Castro, Rafael Munguia, and Charlie Ramirez.

Comm. Carrillo **moved** to appoint Romeo Robles, Andy Castro, Rafael Munguia, and Charlie Ramirez to the Planning and Zoning Commission. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-67 is filed with the City Clerk's Office.

C) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION APPOINTING/REAPPOINTING TWO (2) REGULAR MEMBERS TO THE BOARD OF ADJUSTMENT (DEVELOPMENT SERVICES)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated the Board of Adjustment required Planning and Zoning Commission members to be on the board and recommended re-appointment of Danny Wylie and Rafael Munguia.

Comm. Carrillo **moved** to appoint Danny Wylie and Rafael Munguia as regular members to the Board of Adjustment. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-68 is filed with the City Clerk's Office.

ITEM 8. ADMINISTRATIVE

A) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO NEGOTIATE AND ENTER INTO AN AGREEMENT FOR

**PROJECT/CONSTRUCTION MANAGEMENT SERVICES FOR THE
ADMINISTRATIVE FIRE/EMS HEADQUARTERS PROJECT
(ADMINISTRATION)**

Ed Wylie, Interim City Manager introduced the item and recommended approval.

Comm. Chavez moved to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

**B) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO
NEGOTIATE AND ENTER INTO A CONTRACT FOR
PROJECT/CONSTRUCTION MANAGEMENT SERVICES FOR GOLF COUSE
PROJECT (ADMINISTRATION)**

Ed Wylie, Interim City Manager introduced the item and recommended approval.

Comm. Medina moved to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

**C) CONSIDERATION AND ACTION, IF ANY, ON AUTHORIZING CITY MANAGER
TO NEGOTIATE AND ENTER INTO A CONTRACT FOR
PROJECT/CONSTRUCTION MANAGEMENT SERVICES FOR THE
SOUTHSIDE STORM WATER DETENTION POND AND DOG PARK PROJECT
(ADMINISTRATION)**

Ed Wylie, Interim City Manager introduced the item and recommended approval.

Comm. Guajardo moved to approve as recommended. Comm. Caballero seconded the motion.

Mayor Hernandez asked staff what the timeline was for project completion. Omar Anzaldua, City Engineer, stated the actual construction time was six to eight months.

The motion was put to a vote and carried unanimously.

ITEM 9. PURCHASING

**A) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO
PURCHASE LAST MILE MATERIAL FOR THE CITYWIDE FIBER PROJECT
PHASE 3 THROUGH 5 FROM GRAYBAR, INC, OUT OF FORT WORTH, TX,
THROUGH OMNIA COOPERATIVE CONTRACT #EV2370 IN AN AMOUNT
NOT TO EXCEED \$1,856,476.32 (IT)**

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Medina **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

B) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO PURCHASE FIBER OPTIC DATA CENTER AND HOME EQUIPMENT FOR THE CITYWIDE FIBER PROJECT FROM CALIX, INC, THROUGH SOLE SOURCE PROPOSAL IN AN AMOUNT NOT TO EXCEED \$4,673,482.90 (IT)

Ed Wylie, Interim City Manager, introduced the item.

Comm. Carrillo **moved** to approve. Comm. Chavez seconded the motion.

Jose Pena, IT Director, briefly explained Calix was the vendor that offered backend fiber equipment, home fiber units, and mobile application for the customers and they were based in Richardson, Texas.

The motion was put to a vote and carried unanimously.

C) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO PURCHASE SOUND SYSTEM FOR THE PHARR NATATORIUM FROM TELEPRO COMMUNICATIONS OUT OF MISSION, TX, THROUGH TIPS COOPERATIVE CONTRACT #200105 IN AN AMOUNT NOT TO EXCEED \$168,306.08 (IT)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

ITEM 10. CONTRACTS/AGREEMENTS:

A) CONSIDERATION AND ACTION, IF ANY, ON AUTHORIZATION FOR THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH PYRO SHOWS OF TEXAS FOR THE NEW YEAR'S EVE FIREWORKS DISPLAY ON DECEMBER 31, 2021 (FIRE)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated this would be part of the New Year's Ball Drop Celebration on December 31, 2021 in downtown Pharr and recommended approval.

Comm. Guajardo **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

B) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE CITY MANAGER TO AWARD THE SUPPLY CONTRACT FOR THE PURCHASE OF RCP PIPE, MANHOLES, & INLETS FOR PUBLIC WORKS DEPARTMENT TO CORE & MAIN OUT OF EDINBURG, TX (PUBLIC WORKS)

Ed Wylie, Interim City Manager, introduced the item and stated staff recommended denial.

Comm. Medina **moved** to deny. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

C) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO A CONTRACT WITH GDJ ENGINEERING, FROM THE POOL OF QUALIFIED FIRMS, FOR THE DEVELOPMENT AND DESIGN OF MOORE ROAD FROM JACKSON ROAD TO VETERANS BOULEVARD (ENGINEERING)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Guajardo seconded the motion and when put to a vote, it carried unanimously.

D) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE AGREEMENT FOR TWO (2) AMBULANCES WITH THE CITY OF BROWNSVILLE (EMERGENCY MEDICAL SERVICES)

Ed Wylie, Interim City Manager, introduced the item. He stated the City of Brownsville was in need of two ambulances due to vehicle breakdowns and recommended approval.

Comm. Medina **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

E) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO A CONTRACT WITH SOUTH TEXAS HEALTH SYSTEMS FOR GROUND AMBULANCE, ROTOR-WING AND FIXED-WING TRANSPORTATION SERVICES (EMERGENCY MEDICAL SERVICES)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

F) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO A CONTRACT WITH KNAPP MEDICAL CENTER FOR GROUND AMBULANCE, ROTOR-WING AND FIXED-WING TRANSPORTATION SERVICES (EMERGENCY MEDICAL SERVICES)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

G) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO A CONTRACT WITH MISSION REGIONAL MEDICAL CENTER FOR GROUND AMBULANCE, ROTOR-WING AND FIXED-WING TRANSPORTATION SERVICES (EMERGENCY MEDICAL SERVICES)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

H) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE CITY MANAGER TO AMEND THE CONTRACT WITH DOCTORS HOSPITAL AT RENAISSANCE FOR GROUND, ROTOR-WING AND FIXED WING TRANSPORTATION SERVICES (EMERGENCY MEDICAL SERVICES)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried by a majority vote of six (6) ayes and one (1) abstention. Mayor Hernandez abstained from voting.

I) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO A CONTRACT WITH ELITE MEDICAL AIR TRANSPORT, LLC FOR FIXED-WING TRANSPORTATION SERVICES (EMERGENCY MEDICAL SERVICES)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

- J) **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 - SOUTH BUILD PHASE III PROJECT IN THE AMOUNT OF \$11,872,796.98 THROUGH THE INTERLOCAL PURCHASING SYSTEM (TIPS) PURCHASING COOPERATIVE CONTRACT NUMBER 200201-3132 (IT)**

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

- K) **CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO CONTINUE MAINTENANCE AND SUPPORT SERVICES WITH FRONTERA CONSULTING OUT OF MCALLEN, TX FOR THE SOUTH PHARR PILOT WI-FI PROJECT ON A MONTH TO MONTH BASIS UNTIL HOUSEHOLDS ARE COVERED BY TEAMPHARR.NET SERVICES (IT)**

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Medina **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

- L) **CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO AWARD THE SERVICE CONTRACT FOR DIRECT INTERNET ACCESS SERVICES TO SMARCOM TELEPHONE LLC. AT COMMUNICATIONS BUILDING (IT)**

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Guajardo seconded the motion.

Comm. Medina voiced his concern with a 5-year agreement. Jose Pena, IT Director, stated the agreement was for one (1) year with four (4) annual renewals based on performance.

Comm. Chavez left the meeting at this point of the agenda. The time being 5:36 p.m.

The motion was put to a vote and carried unanimously.

M) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO AWARD THE SERVICE CONTRACT FOR DIRECT INTERNET ACCESS SERVICES TO FOREMOST TELECOMMUNICATIONS CORPORATION AT INTERNATIONAL BRIDGE BUILDING (IT)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Guajardo moved to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

N) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO AMEND THE CONTRACT WITH MILLENNIUM ENGINEERS GROUP, IN THE AMOUNT OF \$57,537.88 FOR ADDITIONAL CONSTRUCTION MATERIAL TESTING SERVICES FOR THE CITY OF PHARR/PSJA AQUATIC FACILITY (ENGINEERING)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Medina moved to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

O) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO AWARD A CONTRACT FOR THE SINGLE MACHINE REPAVING PROJECT YEAR 6 (ENGINEERING)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo moved to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

P) CONSIDERATION AND ACTION, IF ANY, ON REQUEST FOR CONTRACT TIME EXTENSION AND ASSOCIATED SUPPLEMENTAL FEE FOR PROJECT MANAGER FOR PHARR AQUATICS FACILITY (ADMINISTRATION)

Ed Wylie, Interim City Manager, introduced the item. He stated the original contract time and associated fees expired in July 2021 and subsequently it was the date of the last invoice and payment for this project. He stated the completion date had been extended to December 2021 and recommended approval.

Comm. Medina moved to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

Q) CONSIDERATION AND ACTION, IF ANY, ON REQUEST FOR CONTRACT TIME EXTENSION AND ASSOCIATED SUPPLEMENTAL FEE FOR PROJECT

**MANAGER FOR FY 15 DAP NORTHBOUND EXPANSION AND 2ND BSIF
EXIT PROJECT (ADMINISTRATION)**

Ed Wylie, Interim City Manager, introduced the item. He stated contract time and associated fees expired in March 2021 and subsequently it was the date for last invoice and payment for this project. He stated the completion date had been extended to May 2022 and recommended approval.

Comm. Flores **moved** to approve as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

**R) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO
NEGOTIATE AND ENTER INTO A CONTRACT WITH R.L. ABATEMENT, INC.
OUT OF WESLACO, TX, FOR THE DEMOLITION OF THE CITY OWNED
BUILDING AND RELATED AMENITIES LOCATED AT 1501 N. CAGE BLVD.
THROUGH THE INTERLOCAL PURCHASING SYSTEM (TIPS) PURCHASING
COOPERATIVE CONTRACT# 210205 (ENGINEERING)**

Ed Wylie, Interim City Manager, introduced the item. He clarified this was a Pharr Economic Development Corporation owned building located at 1501 North Cage Blvd., formerly known as Holiday Village, and recommended approval.

Comm. Guajardo **moved** to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

ITEM 12. ADJOURNMENT

There being no other business to come before the board, Comm. Carrillo **moved** to adjourn. Comm. Guajardo seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 5:39 p.m.

CITY OF PHARR

AMBROSIO HERNANDEZ
MAYOR

STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR

ON THIS THE 15th DAY OF NOVEMBER 2021 the Board of Commissioners of the City of Pharr, Texas convened in a **REGULAR CALLED MEETING** at the Commissioner's Room located at 118 S. Cage, 2nd Floor, Pharr, Texas. The meeting

MINUTES: REGULAR CALLED MEETING
November 15, 2021

being open to the public and notice of said meeting, giving the date, place, subject, hereof, having been posted in accordance with Chapter 551, Texas Government Code (Open Meetings Act) and there being present a quorum, I, **IMELDA BARRERA, ASSISTANT CITY CLERK**, of the City of Pharr, Texas, certify that this is a true and correct copy of the minutes.

ATTEST:

IMELDA BARRERA, ASSISTANT CITY CLERK

APPROVED:

DRAFT

**MINUTES
BOARD OF COMMISSIONERS
SPECIAL CALLED MEETING
MONDAY, NOVEMBER 22, 2021
118 SOUTH CAGE 2nd FLOOR**

The Board of Commissioners of the City of Pharr, Texas, met in a Special Called Meeting on Monday, November 22, 2021, and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT: Mayor Ambrosio Hernandez
Comm. Eleazar Guajardo
Comm. Ramiro Caballero
Mayor Pro Tem Roberto “Bobby” Carrillo
Comm. Daniel Chavez
Comm. Ricardo Medina

BOARD OF COMMISSIONERS ABSENT: Comm. Itza Flores

STAFF PRESENT: Anali Alanis, Assistant City Manager
Hilda Pedraza, City Clerk

ATTORNEY Ricardo Navarro, Special Counsel

ITEM 1. CALL TO ORDER

A) ROLL CALL AND POSSIBLE ACTION ON THE EXCUSING OF ANY ABSENT MEMBER OF THE GOVERNING BOARD

Mayor Hernandez called the meeting to order at 4:05 p.m. Roll call established a quorum.

Comm. Guajardo moved to excuse absent member. Comm Chavez seconded the motion and when put to a vote, it carried unanimously.

ITEM 2. PUBLIC TESTIMONY

There were no comments from the public.

At this time, Mayor Hernandez, stated they would deviate from the agenda and go into closed session. There was no objection.

ITEM 4. CLOSED SESSION

The time being 4:06 p.m., Mayor Hernandez stated the commission would be entering into closed session in accordance with Chapter 551 of the Texas Govt. Code to discuss agenda items listed in the public portion of the agenda and Pursuant to Sections 551.071, 551.072, 551.074, 551.076, 551.084 and 551.087.

ITEM 5. RECONVENE

The time being 5:01 p.m., Mayor Hernandez stated the commission would be resuming the open meeting.

ITEM 3. LEGAL

A) ATTORNEY CONSULTATION PURSUANT TO SECTION 551.071, TEXAS GOV'T CODE TO RECEIVE LEGAL ADVICE AND COUNSEL IN CONNECTION WITH PENDING OR CONTEMPLATED LITIGATION AND/OR A SETTLEMENT OFFER AND RELATED LEGAL ISSUES THERETO (ADMINISTRATION)

Anali Alanis, Assistant City Manager, introduced the item and stated no action would be taken.

ITEM 6. ADJOURNMENT

There being no other business to come before the board, Comm. Guajardo **moved** to adjourn. Comm. Carrillo seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 5:02 p.m.

CITY OF PHARR

AMBROSIO HERNANDEZ
MAYOR

**STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR**

ON THIS THE 22nd DAY OF NOVEMBER 2021 the Board of Commissioners of the City of Pharr, Texas convened in a **SPECIAL CALLED MEETING** at the Commissioner's Room located at 118 S. Cage, 2nd Floor, Pharr, Texas. The meeting being open to the public and notice of said meeting, giving the date, place, subject, hereof, having been posted in accordance with Chapter 551, Texas Government Code (Open Meetings Act) and there being present a quorum, I, **HILDA PEDRAZA, CITY CLERK**, of the City of Pharr, Texas, certify that this is a true and correct copy of the minutes.

ATTEST:

HILDA PEDRAZA, CITY CLERK
APPROVED:

DRAFT

**MINUTES
BOARD OF COMMISSIONERS
SPECIAL CALLED MEETING
TUESDAY, NOVEMBER 30, 2021
118 SOUTH CAGE 2nd FLOOR**

The Board of Commissioners of the City of Pharr, Texas, met in a Special Called Meeting on Tuesday, November 30, 2021, and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT: Mayor Ambrosio Hernandez
Comm. Eleazar Guajardo
Comm. Ramiro Caballero
Mayor Pro Tem Roberto “Bobby” Carrillo
Comm. Daniel Chavez
Comm. Ricardo Medina
Comm. Itza Flores

BOARD OF COMMISSIONERS ABSENT: None

STAFF PRESENT: Ed Wylie, Interim City Manager
Hilda Pedraza, City Clerk

ATTORNEY Ricardo Navarro, Special Counsel

ITEM 1. CALL TO ORDER

A) ROLL CALL AND POSSIBLE ACTION ON THE EXCUSING OF ANY ABSENT MEMBER OF THE GOVERNING BOARD

Mayor Hernandez called the meeting to order at 4:04 p.m. Roll call established a quorum.

ITEM 2. PUBLIC TESTIMONY

There were no comments from the public.

ITEM 3. ORDINANCES AND RESOLUTIONS:

A) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION APPOINTING CITY CLERK (ADMINISTRATION)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated the office of the City Clerk became vacant and recommended appointing Hilda Pedraza as City Clerk.

Comm. Carrillo **moved** to appoint Hilda Pedraza as City Clerk. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-69 is filed with the City Clerk's Office.

At this time, Mayor Hernandez, stated they would deviate from the agenda and go into closed session. There was no objection.

ITEM 5. CLOSED SESSION

The time being 4:05 p.m., Mayor Hernandez stated the commission would be entering into closed session in accordance with Chapter 551 of the Texas Govt. Code to discuss agenda items listed in the public portion of the agenda and Pursuant to Sections 551.071, 551.072, 551.074, 551.076, 551.084 and 551.087.

ITEM 6. RECONVENE

The time being 5:46 p.m., Mayor Hernandez stated the commission would be resuming the open meeting.

ITEM 4. LEGAL

A) ATTORNEY CONSULTATION PURSUANT TO SECTION 551.071, TEXAS GOV'T CODE TO RECEIVE LEGAL ADVICE AND COUNSEL IN CONNECTION WITH PENDING OR CONTEMPLATED LITIGATION AND/OR A SETTLEMENT OFFER AND RELATED LEGAL ISSUES THERETO (ADMINISTRATION)

Ed Wylie, Interim City Manager, introduced the item.

Comm. Guajardo **moved** to approve as discussed in closed session. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

B) CLOSED SESSION PURSUANT TO SECTION 551.074, TEXAS GOV'T CODE TO DELIBERATE A PERFORMANCE EVALUATION AND DUTIES OF A PUBLIC OFFICER. (ADMINISTRATION)

Ed Wylie, Interim City Manager, introduced the item.

Comm. Guajardo **moved** to approve as discussed in closed session. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

ITEM 7. ADJOURNMENT

There being no other business to come before the board, Comm. Guajardo **moved** to adjourn. Comm. Chavez seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 5:46 p.m.

CITY OF PHARR

AMBROSIO HERNANDEZ
MAYOR

**STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR**

ON THIS THE 30th DAY OF NOVEMBER 2021 the Board of Commissioners of the City of Pharr, Texas convened in a **SPECIAL CALLED MEETING** at the Commissioner's Room located at 118 S. Cage, 2nd Floor, Pharr, Texas. The meeting being open to the public and notice of said meeting, giving the date, place, subject, hereof, having been posted in accordance with Chapter 551, Texas Government Code (Open Meetings Act) and there being present a quorum, I, **HILDA PEDRAZA, CITY CLERK**, of the City of Pharr, Texas, certify that this is a true and correct copy of the minutes.

ATTEST:

HILDA PEDRAZA, CITY CLERK

APPROVED:

**MINUTES
BOARD OF COMMISSIONERS
REGULAR CALLED MEETING
MONDAY, DECEMBER 6, 2021
118 SOUTH CAGE 2nd FLOOR**

The Board of Commissioners of the City of Pharr, Texas, met in a Regular Called Meeting on Monday, December 6, 2021 and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT: Mayor Ambrosio Hernandez
Comm. Roberto "Bobby" Carrillo
Comm. Ramiro Caballero
Mayor Pro Tem Daniel Chavez
Comm. Itza Flores

BOARD OF COMMISSIONERS ABSENT: Comm. Eleazar Guajardo
Comm. Ricardo Medina

STAFF PRESENT: Edward Wylie, Interim City Manager
Anali Alanis, Assistant City Manager
Annie Reeves, Assistant City Manager
Hilda Pedraza, City Clerk
Omar Anzaldua, City Engineer
Karla Saavedra, Finance Director
Veronica Ramirez, HR Director
Juan Villescas, Municipal Judge
Joel Robles, Assistant Police Chief
Jacob Salinas, Asst. Fire Chief
Roland Gomez, Interim Dev. Svcs. Director
Luis Marin, Asst. Public Works Director
Oscar De Leon, Asst. Public Utilities Director
Sergio Alanis, Parks & Rec. Director
Cynthia Garza, CDBG/External Affairs
Adolfo Garcia, Library Director
Jose Pena, I.T. Director
Luis Bazan, Bridge Director
Ignacio Amezcua, Purchasing Director
Danny Ramirez, E.M.S. Chief
Marcela Beas, Chamber President
Yuri Gonzalez, Communications Officer
Kenneth Ennis, Public Safety Comm. Dir.
Melanie Cano, O.S.E. Director

CITY ATTORNEY Patricia Rigney, City Attorney

ITEM 1. CALL TO ORDER

A) ROLL CALL AND POSSIBLE ACTION ON THE EXCUSING OF ANY ABSENT MEMBER OF THE GOVERNING BOARD (ADMINISTRATION)

Mayor Hernandez called the meeting to order at 4:00 p.m. Roll call established a quorum.

Comm. Caballero moved to excuse the absent members. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

B) PLEDGE OF ALLEGIANCE/INVOCATION

Luis Bazan, Bridge Director, led the pledge of allegiance and said the invocation.

ITEM 2. PUBLIC TESTIMONY

There were no comments from the public.

ITEM 3. PUBLIC HEARINGS

A) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES

Ed Wylie, Interim City Manager, opened the public hearing. There being no comments from the public, the public hearing was closed.

ITEM 5. CITY MANAGER'S REPORTS

A) CITY ENGINEER'S REPORT

Ed Wylie, Interim City Manager, introduced the item and stated City Engineer's report was in their packets and projects were on time. At this time, he called upon Omar Anzaldua, City Engineer, for an announcement.

Omar Anzaldua, City Engineer, announced he would be resigning from the City of Pharr effective December 31, 2021. He stated he accepted a job offer with Hidalgo County Irrigation District as Assistant General Manager and extended his appreciation to the City of Pharr for the opportunity.

At this time, the Commission thanked him for his service and wished him good luck in his future endeavors.

Ed Wylie, Interim City Manager, reported the Christmas Posada would take place on Saturday, December 11, 2021 from 5:00 p.m. to 11:00 p.m. in downtown Pharr. He stated this was a free family event with activities, face painting, food, and live music and extended an invitation to everyone to attend.

MINUTES: REGULAR CALLED MEETING
December 6, 2021

Ed Wylie, Interim City Manager, also reported the groundbreaking of TeamPharr.net high speed internet service would take place on Tuesday, December 7, 2021 at the Pharr Development and Research Center, 850 W. Dicker Road. He extended an invitation to everyone to attend.

At this time, Ed Wylie, Interim City Manager, called upon Danny Ramirez, EMS Chief, for a report on upcoming events.

Danny Ramirez, EMS Chief, reported Pharr EMS would be hosting a memorial service to honor EMS personnel from the Rio Grande Valley who died in the line of duty. He stated the service would be held on Friday, December 10, 2021 at Pharr EMS headquarters and extended an invitation for everyone to attend.

Danny Ramirez, EMS Chief, further reported Pharr EMS would be hosting an Advance EMT Class. He stated the class started last Tuesday and would be held every Tuesday and Thursday and Saturday and Monday for four consecutive months. He further stated the class was limited to nineteen (19) people and graduation would take place in April of 2022.

ITEM 6. CONSENT AGENDA

- A) APPROVAL OF MINUTES FOR SEPTEMBER 20, 2021 REGULAR CALLED MEETING (ADMINISTRATION)**
- B) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO ADVERTISE FOR BIDS FOR THE FIR AVENUE PAVING IMPROVEMENTS (ENGINEERING)**
- C) CONSIDERATION AND ACTION, IF ANY, ON AGREEMENT BETWEEN THE UNIVERSITY OF NORTH TEXAS AT DALLAS AND THE CITY OF PHARR IN CREATING A TEXAS FIRST RESPONDER PEER NETWORK DIRECTOR POSITION THAT WILL BE PAID FOR BY THE UNIVERSITY OF NORTH TEXAS AT DALLAS (POLICE)**
- D) CONSIDERATION AND ACTION, IF ANY, ON REQUEST FROM ST. FRANCES XAVIER CABRINI CHURCH FOR ASSISTANCE DURING THE CABALGATA A LA VIRGEN DE GUADALUPE WALK ON SUNDAY, DECEMBER 12, 2021 FROM 1:00 PM TO 3:00 P.M. (ADMINISTRATION)**
- E) CONSIDERATION AND ACTION, IF ANY, ON REQUEST FROM RGV ENTERPRISES, LLC FOR CLOSURE OF E. JUAREZ STREET BETWEEN CAGE BLVD. AND ALLEY FOR THEIR TOY DRIVE ON SATURDAY, DECEMBER 18, 2021 FROM 11:00 A.M. TO 5:00 P.M. (ADMINISTRATION)**

- F) 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 (3RD AND FINAL READING) (HR)**
- G) CONSIDERATION AND ACTION, IF ANY, ON DEVELOPMENT SERVICES CASES:**
- 1. 956 NIGHTLIFE, LLC., D/B/A LA TOXICA BAR & GRILL, REQUESTED A CONDITIONAL USE 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 0.09 ACRES, MORE OR LESS, OUT OF LOT 187, VALLE DE LA PRIMAVERA SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 6905 SOUTH JACKSON ROAD. CUP#211064 (DEVELOPMENT SERVICES)**
 - 2. SR. CRUDA CEVICHE AND MICHELADAS, LLC., REQUESTED A 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 0.035 ACRES, MORE OR LESS, OUT OF LOT 1, TROPIC STAR COMMERCIAL PLAZA, PHASE I SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 1501 SOUTH CAGE BOULEVARD SUITE A. CUP#211065 (DEVELOPMENT SERVICES)**
 - 3. RIO DELTA ENGINEERING, REPRESENTING 6 MLD, LLC., REQUESTED A CHANGE OF ZONE FROM GENERAL BUSINESS DISTRICT (C) TO RESIDENTIAL MULTI-FAMILY HIGH DENSITY DISTRICT (R-MFHD). THE PROPERTY IS LEGALLY DESCRIBED AS BEING 10.57 ACRES TRACT OF LAND, MORE OR LESS, SAME BEING OUT OF THE SOUTH 24.19 ACRES, BLOCK 4, LOT 5, A.J. MCCOLL SUBDIVISION PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY IS PHYSICALLY LOCATED WITHIN THE 2000 BLOCK OF WEST ELDORA ROAD. COZ#211067 (DEVELOPMENT SERVICES)**
 - 4. AUTO DIAGNOSTIC CENTER, LLC., REQUESTED A CHANGE OF ZONE FROM SINGLE FAMILY RESIDENTIAL DISTRICT (R-1) TO NEIGHBORHOOD COMMERCIAL DISTRICT (N-C). THE PROPERTY IS LEGALLY DESCRIBED AS BEING ALL OF LOT 2, LA ALAMEDA SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY IS PHYSICALLY LOCATED 101 WEST DAFFODIL AVENUE. COZ#211068 (DEVELOPMENT SERVICES)**
 - 5. FLORINDA HERNANDEZ REQUESTED A CHANGE OF ZONE FROM SINGLE FAMILY RESIDENTIAL DISTRICT (R-1) & GENERAL BUSINESS DISTRICT (C) TO HEAVY COMMERCIAL DISTRICT (H-C). THE PROPERTY IS LEGALLY DESCRIBED AS BEING 1 ACRE, MORE OR LESS, OUT OF LOT 147, KELLY-PHARR SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 415 EAST FERGUSON AVENUE. COZ#211059 (DEVELOPMENT SERVICES)**
 - 6. CNMK TEXAS PROPERTIES, LLC, D/B/A CINEMARK EL CENTRO MALL 16, REQUESTED RENEWAL OF THE CONDITIONAL USE PERMIT AND LATE HOURS PERMIT TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISE CONSUMPTION IN A**

MINUTES: REGULAR CALLED MEETING
December 6, 2021

GENERAL BUSINESS DISTRICT (C). THE PROPERTY IS LEGALLY DESCRIBED AS BEING LOT 3A, RE-PLAT OF VACATED CAR-MEL SUBDIVISION, VACATED EL CENTRO MALL NO. 3 AND 4 SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 600 NORTH JACKSON ROAD. CUP#131046 (DEVELOPMENT SERVICES)

7. BIG RIVER BREWERY, LLC REQUESTED 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 0.37 ACRE TRACT OF LAND, MORE OR LESS, OUT OF THE E7.50AC-W20AC, LOT 107, KELLY-PHARR SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 505 WEST NOLANA LOOP. CUP#170314 (DEVELOPMENT SERVICES)

H) PLATS:

1. SPOOR ENGINEERING CONSULTANTS, INC., REPRESENTING JORGE GONZALEZ, PRESIDENT OF DREAM HOMES BY J & J REAL ESTATES CO. A TEXAS CORPORATION, REQUESTED FINAL PLAT APPROVAL OF THE PROPOSED ARNOLD ACRES SUBDIVISION. THE PROPERTY IS LEGALLY DESCRIBED AS BEING A 11.56 ACRE TRACT OF LAND OUT OF THE WEST 12.5 ACRES OF LOT 107, KELLY-PHARR SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY IS LOCATED WITHIN THE 600 BLOCK OF WEST NOLANA LOOP (FM 3461). SUB#210412 (DEVELOPMENT SERVICES)

Ed Wylie, Interim City Manager, introduced the item and recommended approval of consent agenda.

Comm. Carrillo **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

Ordinance Nos. O-2021-61, O-2021-62, O-2021-63 and O-2021-64 are filed with the City Clerk's Office.

REGULAR AGENDA - OPEN SESSION

ITEM 6. ORDINANCES AND RESOLUTIONS

A) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE AMENDING ORDINANCE O-2021-57 RELATING TO THE NUMBER OF AUTHORIZED CIVIL SERVICE POSITIONS WITHIN THE FIRE AND POLICE DEPARTMENTS (1ST READING)

Ed Wylie, Interim City Manager, introduced the item. He stated the Police Department was awarded a grant for ten (10) officers and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

B) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE AMENDING ORDINANCE NO. O-2018-15 FOR THE ESTABLISHMENT AND ADMINISTRATION OF RECORDS MANAGEMENT PROGRAM (ADOPTION ON 1ST READING) (GMCD)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated the current records management ordinance needed to be amended to include Community Development Block Grant schedule and policy specific to HUD requirements. He further recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

Ordinance No. O-2021-65 is filed with the City Clerk's Office.

C) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION EXECUTING AN ADVANCE FUNDING AGREEMENT (AFA) WITH THE TEXAS DEPARTMENT OF TRANSPORTATION (TXDOT) FOR THE TWIN SPAN BRIDGE, CSJ: 0921-02-479 (ENGINEERING)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated TXDOT was responsible for the oversight of the project and the service fee was \$785,486. He further recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Caballero seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-70 is filed with the City Clerk's Office.

D) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION APPOINTING/RE-APPOINTING ONE (1) MEMBER TO THE CIVIL SERVICE COMMISSION (ADMINISTRATION)

Ed Wylie, Interim City Manager, introduced the item and recommended reappointment of Mario Lizcano.

Comm. Caballero **moved** to reappoint Mario Lizcano to the Civil Service Commission. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-71 is filed with the City Clerk's Office.

E) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION AUTHORIZING CITY OF PHARR EXPENDITURES REIMBURSEMENT ITSELF FROM THE PROCEEDS OF ONE OR MORE TAX-EXEMPT FINANCING FOR CERTAIN EXPENDITURES MADE AND/OR TO BE MADE IN CONNECTION WITH THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF CERTAIN CAPITAL IMPROVEMENTS (FINANCE)

Ed Wylie, Interim City Manager, introduced the item. He stated the maximum principal amount of obligations expected to be issued for capital equipment was \$4,156,000 and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2021-72 is filed with the City Clerk's Office.

ITEM 7. PURCHASING

A) CONSIDERATION AND ACTION, IF ANY, ON THE PURCHASE OF TRAFFIC CONTROL DEVICES FOR FIRE STATIONS 1, 2, 3 & 4 FROM CONSOLIDATED TRAFFIC CONTROLS, INC., UTILIZING HGAC COOPERATIVE PURCHASING CONTRACT PE-05-21 IN THE AMOUNT OF \$60,555.25 (FIRE)

Ed Wylie, Interim City Manager, introduced the item. He stated this was for warning traffic control devices to notify vehicular traffic approaching a fire apparatus at key intersections during emergency response. He further stated the devices would be installed at the four (4) fire stations and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

B) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO PURCHASE DATACENTER FIBER EQUIPMENT FOR THE CITYWIDE FIBER PROJECT FROM GRAYBAR, INC, OUT OF FORT WORTH, TX, THROUGH OMNIA COOPERATIVE CONTRACT #EV2370 IN AN AMOUNT NOT TO EXCEED \$353,312.65 (IT)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

C) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO AWARD PROPOSAL FOR THE FY 2021-2022 CAPITAL LEASE FINANCING TO US BANCORP GOVERNMENT LEASING & FINANCE, INC. (FINANCE)

MINUTES: REGULAR CALLED MEETING
December 6, 2021

Ed Wylie, Interim City Manager, introduced the item. He briefly stated this was part of the financing approved for capital outlay and recommended to award bid to low bidder US Bancorp Government Leasing and Finance.

Comm. Carrillo **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

D) CONSIDERATION AND ACTION, IF ANY, ON THE PURCHASE OF CHRISTMAS DECORATIONS FOR THE CITY FROM ARNETT MARKETING, LLC OUT OF SAN, ANTONIO, TEXAS THROUGH BUYBOARD #643-21 CONTRACT NUMBER NOT TO EXCEED \$150,000 (PARKS)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Caballero seconded the motion.

Comm. Carrillo stated he had received several comments from the public regarding the beautiful Christmas decorations and thanked staff for an outstanding job.

The motion was put to a vote and carried unanimously.

ITEM 8. CONTRACTS/AGREEMENTS:

A) CONSIDERATION AND ACTION, IF ANY, ON INTERLOCAL AGREEMENT BETWEEN THE CITY OF PHARR AND THE HIDALGO COUNTY SHERIFF'S DEPARTMENT FOR THE REASSIGNMENT OF TWO (2) SKYCOP TOWERS TO THE PHARR POLICE DEPARTMENT (POLICE)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated this would be through Operation Stonegarden grant and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

B) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO RENEW A THREE (3) YEAR ENTERPRISE AGREEMENT WITH MICROSOFT THROUGH SHI GOVERNMENT SOLUTIONS, INC. USING TEXAS DIR COOPERATIVE CONTRACT #DIR-TSO-4092 FOR CITYWIDE OFFICE 365 EMAIL AND SOFTWARE SERVICES, IN THE AMOUNT OF \$112,248.36 (IT)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated this was for email and software services and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Caballero seconded the motion and when put to a vote, it carried unanimously.

C) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO APPROVE THE PROPOSAL FROM WORLD CITY OUT OF MIAMI, FLORIDA AS SOLE SOURCE VENDOR FOR THE 2021 PHARR TRADE NUMBERS PUBLICATION IN THE AMOUNT OF \$65,500 (BRIDGE)

Ed Wylie, Interim City Manager, introduced the item.

Luis Bazan, Bridge Director, stated they had been working with World City for the past nine years and would like to continue as this book markets the bridge and how it ranks amongst other ports of entry.

Comm. Carrillo **moved** to approve. Comm. Caballero seconded the motion and when put to a vote, it carried unanimously.

D) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO AMEND THE CONTRACT WITH MILLENNIUM ENGINEERS GROUP, IN THE AMOUNT OF \$21,958.43 FOR ADDITIONAL CONSTRUCTION MATERIAL TESTING SERVICES FOR THE FY15 DAP NORTHBOUND LANES & 2ND BSIF EXIT (ENGINEERING)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

E) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO NEGOTIATE AND ENTER INTO A CONTRACT FOR INVESTMENT GRADE AUDIT TO CREATE AN ENERGY CONSERVATION IMPROVEMENT PROGRAM TO COMPLETELY FUND CAPITAL IMPROVEMENT FOR SMART WATER METERS (ADMINISTRATION)

Ed Wylie, Interim City Manager, introduced the item. He briefly explained this was to create a program to fund smart water meters and the City was under no payment obligation if not satisfied. He further recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

F) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT WITH LASER SPECTACLES, INC., TO PROVIDE A LASER LIGHT SHOW FOR THE NEW YEAR'S EVE BALL DROP ON DECEMBER 31, 2021, IN THE AMOUNT OF \$9,887.00 (FIRE)

Ed Wylie, Interim City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

G) CONSIDERATION AND ACTION, IF ANY, ON 3RD AMENDED AND REINSTATED INTERLOCAL AGREEMENT BETWEEN THE CITY OF PHARR AND THE HIDALGO COUNTY REGIONAL MOBILITY AUTHORITY (ADMINISTRATION)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated this was for health insurance for retirees and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

H) CONSIDERATION AND ACTION, IF ANY, ON PEDC II AND LONE STAR NATIONAL BANK LINE OF CREDIT RENEWAL (PEDC II)

Ed Wylie, Interim City Manager, introduced the item. He briefly explained this was a \$5 million line of credit for Pharr Economic Development Corporation II funded by Lone Star National Bank and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried by a majority vote of four (4) ayes and one (1) abstention. Mayor Hernandez abstained from voting.

I) CONSIDERATION AND ACTION, IF ANY, ON APPROVAL OF THE LOAN AGREEMENT BETWEEN THE PHARR ECONOMIC DEVELOPMENT CORPORATION II AND LONE STAR NATIONAL BANK; APPROVING AND AUTHORIZING ALL OTHER DOCUMENTS RELATED THERETO (PEDC II)

Ed Wylie, Interim City Manager, introduced the item. He briefly stated this was for a \$9 million loan for the Pharr Economic Development Corporation II and recommended approval.

Comm. Carrillo **moved** to approve as recommended. Comm. Chavez seconded the motion and when put to a vote, it carried by a majority vote of four (4) ayes and one (1) abstention. Mayor Hernandez abstained from voting.

At this time, Mayor Hernandez stated they would deviate from the agenda and go into closed session. There was no objection.

ITEM 9. 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**

The time being 4:26 p.m., Mayor Hernandez stated the commission would be entering into closed session in accordance with Chapter 551 of the Texas Govt. Code to discuss agenda items listed in the public portion of the agenda and Pursuant to Sections 551.071, 551.072, 551.074, 551.076, 551.084 and 551.087.

ITEM 10. RECONVENE

The time being 4:40 p.m., Mayor Hernandez stated the commission would be resuming the open meeting.

ITEM 8. CONTRACTS/AGREEMENTS:

J) CONSIDERATION AND ACTION, IF ANY, ON PROJECT ARTIC (PEDC II)

Ed Wylie, Interim City Manager, introduced the item and recommended the item be tabled.

Comm. Carrillo **moved** to table. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

K) CONSIDERATION AND ACTION, IF ANY, ON PROJECT CIP (PEDC II)

Ed Wylie, Interim City Manager, introduced the item and recommended the item be tabled.

Comm. Caballero **moved** to table. Comm. Chavez seconded the motion and when put to a vote, it carried unanimously.

ITEM 11. ADJOURNMENT

There being no other business to come before the board, Comm. Carrillo **moved** to adjourn. Comm. Caballero seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 4:41 p.m.

CITY OF PHARR

AMBROSIO HERNANDEZ
MAYOR

STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR

MINUTES: REGULAR CALLED MEETING
December 6, 2021

ON THIS THE 6th DAY OF DECEMBER 2021 the Board of Commissioners of the City of Pharr, Texas convened in a **REGULAR CALLED MEETING** at the Commissioner's Room located at 118 S. Cage, 2nd Floor, Pharr, Texas. The meeting being open to the public and notice of said meeting, giving the date, place, subject, hereof, having been posted in accordance with Chapter 551, Texas Government Code (Open Meetings Act) and there being present a quorum, I, **HILDA PEDRAZA, CITY CLERK**, of the City of Pharr, Texas, certify that this is a true and correct copy of the minutes.

ATTEST:

HILDA PEDRAZA, CITY CLERK

APPROVED:



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 5.B.

DATE SUBMITTED: December 14, 2021

MEETING DATE: December 20, 2021

FROM: Hilda Pedraza, City Clerk

DEPARTMENT: Administration

DIRECTOR: Edward Wylie

Agenda Item: Consideration and action, if any, on request from Healing Hands International for police assistance for their Walk for Water event on Saturday, January 15, 2022 from 9:00 a.m. to 12:00 p.m.

Classification: Consent

(* If closed session, City Attorney must review and approve.)

Issue: Jose M. Salazar, Healing Hands International, is requesting police assistance for their Walk for Water event on Saturday, January 15, 2022 from 9:00 a.m. to 12:00 p.m. The purpose of the event is to raise funds for drilling wells and create water treatment plants for 3rd World countries such as Africa, Haiti, the Phillipines and other areas.

Starting location: at the corner of S. Fir Street and Sam Houston to Cage to Business 83 and back.

Ending location: Corner of Sm Houston and Fir Street.

Fiscal Consideration: Police Budget

Staff Recommendation: Staff recommends approval

Alternatives: Not to approve.

Exclude Material from Public Packet? No

Reason: Not Applicable

ROUTING:

Hilda Pedraza

Joel Robles

Patricia Rigney

City Management Office

Created/Initiated - 12/14/2021

Approved - 12/14/2021

Approved - 12/14/2021

Final Approval - 12/16/2021



REC'D
CC

DEC 10 2021

CITY OF PHARR
CITY CLERKS OFFICE
PHARR, TEXAS

CITY OF PHARR
PARADES, PROCESSIONS AND STREET CLOSURE FORM

P.O. Box 1729 * 118 S. Cage Blvd. * Pharr, Texas 78577

Fax 956-702-5313

Date of Event: JANUARY 15, 2022

Type of Event: ☐ Parade ☐ Walk-A-Thon ☒ Other _____

NAME OF CONTACT PERSON: JOSE M. SALAZAR

ORGANIZATION (IF APPLICABLE): Healing Hands Inst. (Walk for Water)

ADDRESS: 509 Hidden Trace CITY: Weslaco TX ZIP CODE: 78599

PHONE NO.: _____

CELLULAR PHONE: (989) 245 2718

FAX NO.: _____

E-MAIL: Salavjm@yahoo.com

PURPOSE AND DESCRIPTION OF EVENT:

Raise funds for drilling wells and create water treatment plants for 3rd world countries such as: Africa, Haiti, Phillipine & other areas.

START TIME: 9:00 am END TIME: 12:00 Am

ROUTE TO BE TRAVELED OR UTILIZED (Attach Site & Traffic Plan)

Starting Location: Corner of S. First & Sam Houston to Cage to
Business 83 and back to S. First.

Ending Location: Corner of Business 83 and back
SAM HOUSTON & S FIR ST.

Will event occupy all or only a portion of the width of the street? Yes, maybe just sidewalk

Is the event insured? ✓ Yes No EVANSTON INS. CO

Is the event insured? ☒ Yes ☐ No EVANSVILLE INDIANA
If yes, Insurance Company Information Police # 3AA 503084 Contact #: (618) 512 4757

Applicant Signature:

JOSE M. SALAZAR

FOR CITY USE ONLY:

Date Received: _____

City Commission: _____

APPROVED _____

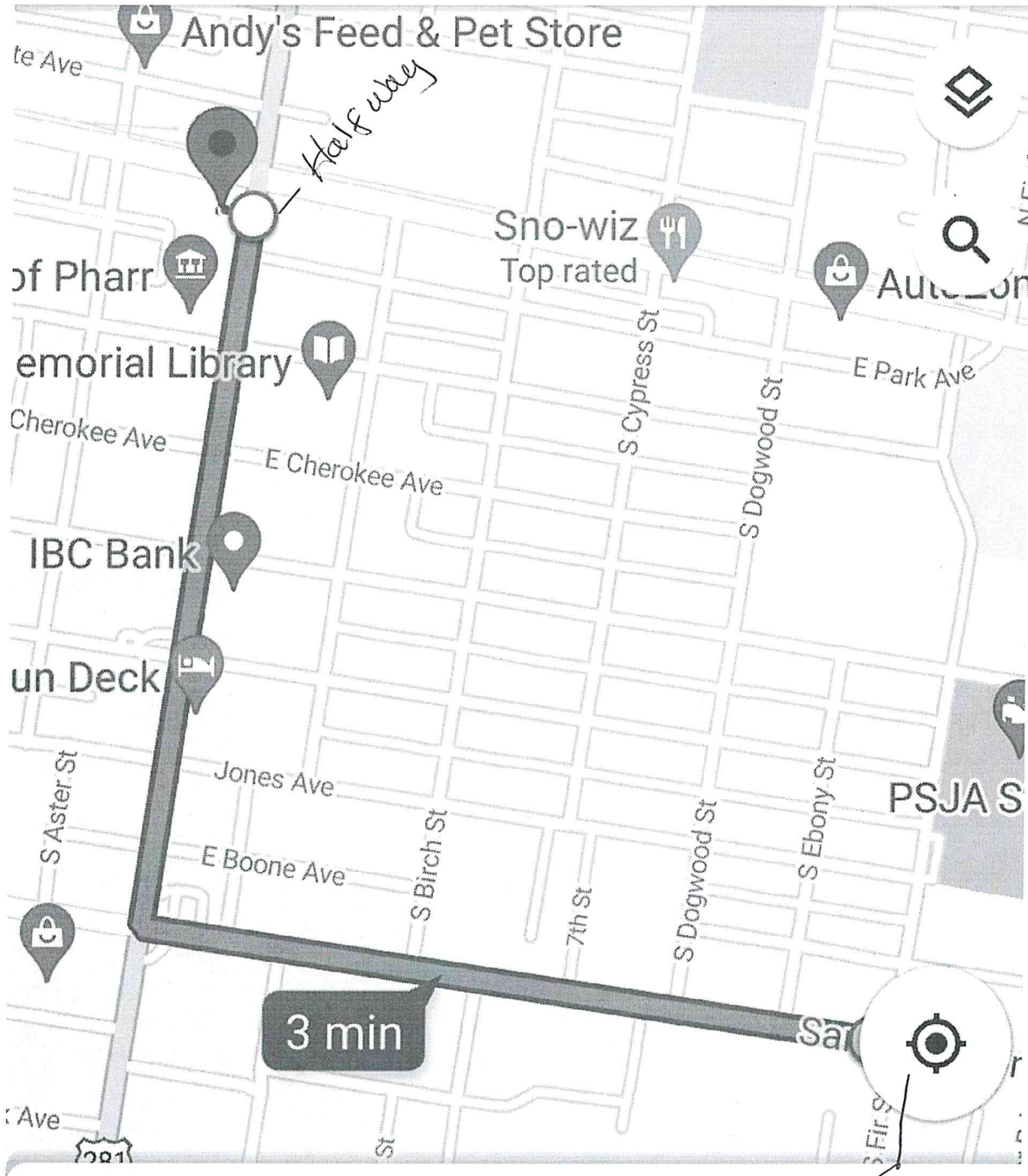
DENIED

City Manager's signature

Date _____

 Live: A little busy at this destination

Robert BAZAN
Learn more



3 min (1.0 mi)

STARTING &
FINISHING POINT

Fastest route now due to traffic conditions

>> Preview

≡ Steps

📌 Pin



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 5.C.

DATE SUBMITTED:

MEETING DATE: December 20, 2021

FROM: Imelda Barrera, Assistant City Clerk

DEPARTMENT: Administration

DIRECTOR:

Agenda Item: Consideration and action, if any, on Development Services Cases:

Classification: Public Hearing

(* If closed session, City Attorney must review and approve.)

Issue:

Fiscal Consideration:

Staff Recommendation:

Alternatives:

Exclude Material from Public Packet? No

Reason:

ROUTING:

Imelda Barrera
Karla Saavedra
Patricia Rigney
City Management Office

Created -



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 5.C.1.

DATE SUBMITTED: December 14, 2021

MEETING DATE: December 20, 2021

FROM: Iris Mata, Secretary

DEPARTMENT: Development Services

DIRECTOR: Roland Gomez

Agenda Item: Melden & Hunt, Inc., representing Erickson Construction LLC., owner, 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 15.455 acres, more or less, out of Lot 91, Kelly Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is physically located at 701 West Minnesota Road. **COZ#211069**

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: Melden & Hunt, Inc., representing Erickson Construction LLC., owner, 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). **COZ#211069**

Fiscal Consideration: n/a

Staff Recommendation: Development Services is recommending approval of the request to re-zone from Agricultural and/or Open Space District (A-O) to Residential Multi-Family District (R-MF) as the property meets area requirements, has adequate ingress and egress. If approved, the owner must comply with all City Ordinances and City Department requirements.

The Planning and Zoning Commission voted unanimously to approve the request for a change of zone from Agricultural and/or Open Space District (A-O) to Residential Multi-Family District (R-MF) subject to staff's recommendations.

Alternatives: n/a

Exclude Material from Public Packet? No

Reason: n/a

ROUTING:

Iris Mata
Roland Gomez
Patricia Rigney
City Management Office

Created/Initiated - 12/14/2021
Approved - 12/15/2021
Approved - 12/16/2021
Final Approval - 12/16/2021



Pharr

Development Services



STANDARDIZED RECOMMENDATION FORM

MEETING DATE: December 20, 2021

ROUTE TO BOARD:

☒ CITY COMMISSION

AGENDA ITEM: COZ:#211069

☐ PLANNING & ZONING COMMISSION

DATE SUBMITTED: October 29, 2021

1. **Applicant:** Melden & Hunt, Inc., representing Erickson Construction LLC., owner.
2. **Requested Action:** Re-zoning request from Agricultural and/or Open Space District (A-O) to Residential Multi-Family District (R-MF).
3. **Nature / Intent of Request:** In order to develop and construct duplexes on subject property.

4. **Routing to Staff:**

A. Roland Gomez, Interim Director

[Signature]
Initials

12-14-21
Date

☒ Approval ☐ Denial

B. Planning Staff Recommendations

[Signature]
Initials

12-14-21
Date

☒ Approval ☐ Denial

C. Planning and Zoning Commission

Initials

12/13/2021
Date

☒ Approval ☐ Denial

D. City Attorney

Initials

Date

☐ Approval ☐ Denial

E. City Manager

Initials

Date

☐ Approval ☐ Denial

MEMORANDUM

DATE: MONDAY, DECEMBER 20, 2021

TO: MAYOR AND CITY COMMISSION

FROM: DEVELOPMENT SERVICES

THROUGH: EDWARD WYLIE, INTERIM CITY MANAGER

SUBJECT: Re-zoning Request: From Agricultural and/or Open Space District (A-O) to Residential Multi-Family District (R-MF). The property is legally described as being 15.455 acres, more or less, out of Lot 91, Kelly Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is physically located at 701 West Minnesota Road.

Comprehensive zoning and rezoning regulations and ordinances should be adopted and designed to facilitate, as much as possible, the following items:

1. To lessen congestion;
2. Secure safety from fire, panic and other dangers;
3. To promote health and general welfare;
4. To provide adequate light and air;
5. To protect the overcrowding of land and abutting traffic ways;
6. Avoid undue concentration of population, and;
7. To facilitate the adequate provisions of transportation, water, sewage, schools, parks, and other public requirements as per Local Government Code, Sect. 211.004.

DESCRIPTION OF PROPERTY:

Melden & Hunt, Inc., representing Erickson Construction LLC., owner, 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) in order to develop and construct duplexes on subject property.

The subject site is located to the south side of west Minnesota Road Subdivision, Pharr, Hidalgo County, Texas and it is physically located at 701 West Minnesota Road.

The property fronts West Minnesota Road an 80' major collector posted speed limit of 30 miles per hour or less as identified in the City of Pharr's Thoroughfare Plan.

The property is currently zoned Agricultural and/or Open Space District (A-O). The properties to the north were annexed on April 10, 1984, as Agricultural and/or Open Space District (A-O). A portion of the properties to the north were rezoned to Single Family Residential District (R-1) on December 21, 1982, and another portion was rezoned to Town House Residential District (R-TH) on November 1, 2005. The properties to the east, south and west were annexed as Agricultural and/or Open Space District on October 13, 1989. The properties to the east were rezoned to Residential Multi-Family District (R-MF) on November 18, 2019, and properties to the west were rezoned to Single Family Residential District (R-1) on September 17, 2018. There have been no zoning requests within the general vicinity of the subject property since then. The property is generally designated for commercial use in the Land Use Plan.

The Residential Multi-Family District is established to provide adequate space and site diversification for low to medium density residential development where adequate streets and other community facilities are available for present and future needs. This district is established for duplex-fourplex development as low to medium-density use, and additional requirements for streets, water and fire protection, wastewater, drainage and adequate open space shall be met before zoning to such use. It is established to protect residential areas as far as possible against heavy traffic and zoned promote the most desirable use of land and direction of building development not in conflict with the city's comprehensive plan.

Sixty-nine (69) letters were mailed out to the surrounding property owners and a legal notice was published in the Advance News Journal. Staff received no response to the letters or the legal notice.

Development Services is recommending approval of the request to re-zone from Agricultural and/or Open Space District (A-O) to Residential Multi-Family District (R-MF) as the property meets area requirements, has adequate ingress and egress. If approved, the owner must comply with all City Ordinances and City Department requirements.

The Planning and Zoning Commission voted unanimously to approve the request for a change of zone from Agricultural and/or Open Space District (A-O) to Residential Multi-Family District (R-MF) subject to staff's recommendations.

CITY COMMISSION OPTIONS:

1. **Approve the rezoning request;**
2. **Table the item for:**
 - a) **consideration by the full board;**
 - b) **additional information;**
 - c) **additional time for applicant and adjacent property owners to meet;**
3. **Disapprove the request.**



Pharr

Development Services



REQUEST FOR CHANGE OF ZONE & AMENDMENT TO LAND USE PLAN

Melden & Hunt, Inc. representing Erickson Construction LLC.,
owner.

APPLICANT

701 West Minnesota Road

ADDRESS

Agricultural and/or Open Space District
(A-O)

CURRENT ZONE

Residential Multi-Family District (R-MF)

	YES	NO
1 Does the property meet the minimum area requirements for the proposed zone?	X	
2 Does the property have adequate ingress and egress?	X	
3 Will the change of zone be compatible with surrounding properties? (Zoning and Land Use)	X	
4 Is the property located along a major thoroughfare?	X	
5 Will the property have adequate parking for the proposed use?	X	
6 Will the property have adequate landscaping as per City Ordinance?	X	
7 Will the zone change increase the volume of traffic?	X	
8 Will a buffer be required?		X
9 Is the proposed change in line with the Future Land Use Plan?		X

STAFF RECOMMENDATIONS:

Approval

Development Services is recommending approval of the request to re-zone from General Business District (C) to Residential Multi-Family District (R-MF) as the property meets area requirements and has adequate ingress and egress. If approved, the owner must comply with all City Ordinances and City Department requirements.

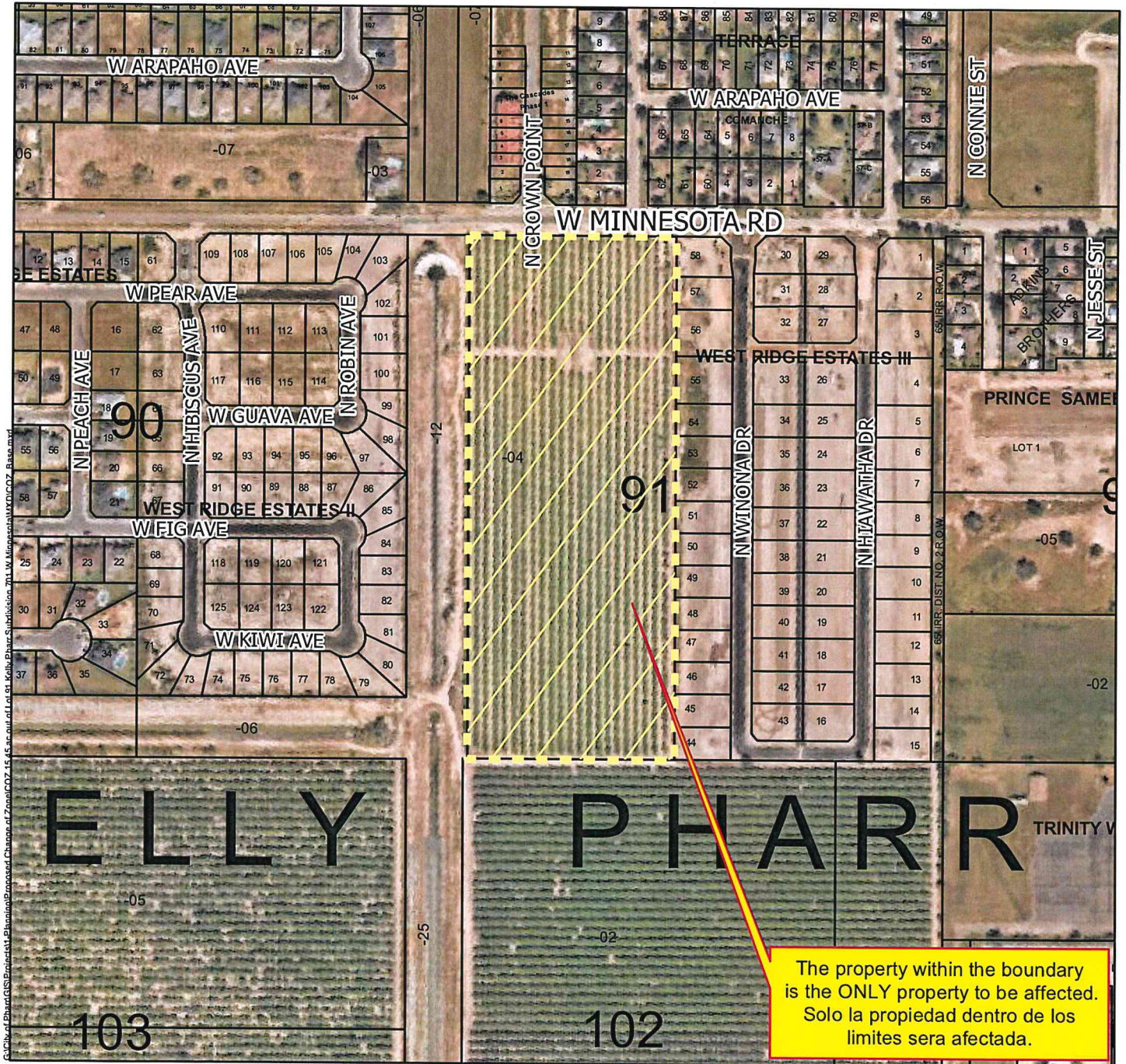
Nelly Terrazas Rojo

PREPARED BY

November 9, 2021

DATE

Proposed Change of Zone
15.45 ac out of Lot 91 Kelly Pharr Subdivision
Melden & Hunt/ Arnold William & Bette Family

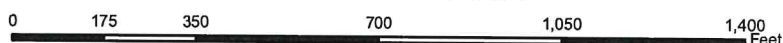


The property within the boundary
is the **ONLY** property to be affected.
Solo la propiedad dentro de los
limites sera afectada.

- | | | |
|---------------------------------------|--------------------|--------------------------|
| Agricultural Open Space | Rail Road R.O.W | Neighborhood Commercial |
| Single Family | Government Owned | Office Professional |
| Single Family Small Lot | General Business | PSJA ISD |
| Residential Multi-Family | Business District | Hidalgo ISD |
| Residential Multi-Family High Density | Drainage Easement | Valley View ISD |
| Mobile Home | Heavy Commercial | Planned Unit Development |
| Townhouse | Heavy Industrial | |
| HUD Code | Limited Industrial | |

City of Pharr, Texas
Engineering Department
956.402.4242

Scale: 1 inch = 350 feet

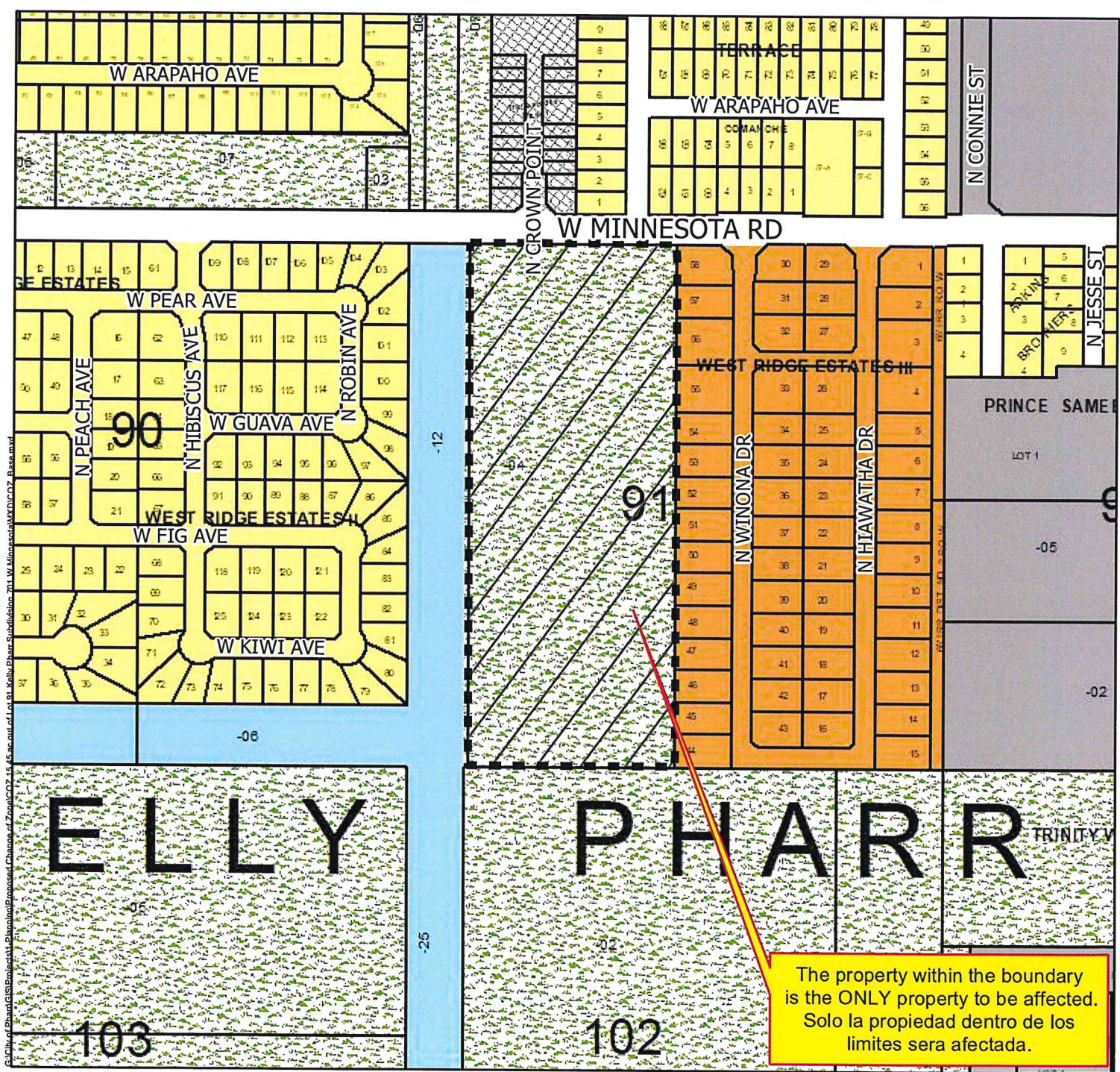


All information displayed on this map is subject to verification by field survey or by the agency responsible for maintaining the information. This map is intended for general information only.



Date: 11/22/2021

Proposed Change of Zone
15.45 ac out of Lot 91 Kelly Pharr Subdivision
Melden & Hunt/ Arnold William & Bette Family

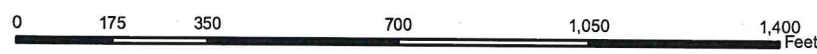


The property within the boundary is the ONLY property to be affected.
Solo la propiedad dentro de los limites sera afectada.

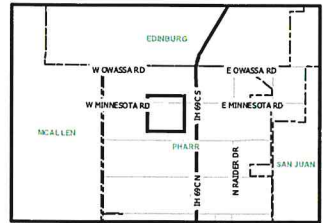
- | | | |
|---------------------------------------|--------------------|--------------------------|
| Agricultural Open Space | Rail Road R.O.W | Neighborhood Commercial |
| Single Family | Government Owned | Office Professional |
| Single Family Small Lot | General Business | PSJA ISD |
| Residential Multi-Family | Business District | Hidalgo ISD |
| Residential Multi-Family High Density | Drainage Easement | Valley View ISD |
| Mobile Home | Heavy Commercial | Planned Unit Development |
| Townhouse | Heavy Industrial | |
| HUD Code | Limited Industrial | |

City of Pharr, Texas
Engineering Department
956.402.4242
Date: 11/22/2021

Scale: 1 inch = 350 feet



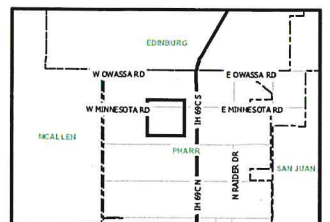
All information displayed on this map is subject to verification by field survey or by the agency responsible for maintaining the information. This map is intended for general information only.





- All information displayed on this map is subject to verification by field survey or by the agency responsible for maintaining the information. This map is intended for general information only.

0 175 350 700 1,050 1,400 Feet



Date: 11/22/2021



SHEET 4 OF 15



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 5.C.2.

DATE SUBMITTED: December 14, 2021

MEETING DATE: December 20, 2021

FROM: Iris Mata, Secretary

DEPARTMENT: Development Services

DIRECTOR: Roland Gomez

Agenda Item: Juvera Properties, LTD., LLP., owner, has filed with the Planning and Zoning Commission a request for a Change of Zone from General Business District (C) to Residential Multi-Family District (R-MF). The property is legally described as being 1.11 acres, more or less, out of Lot 2, De Alba Subdivision, Pharr, Hidalgo County, Texas. The property is physically located within the 900-1000 Block of South Cage Boulevard. **COZ#211070**

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: Juvera Properties, LTD., LLP., owner, has filed with the Planning and Zoning Commission a request for a Change of Zone from General Business District (C) to Residential Multi-Family District (R-MF). **COZ#211070**

Fiscal Consideration: n/a

Staff Recommendation: Development Services is recommending approval of the request to re-zone from General Business District (C) to Residential Multi-Family District (R-MF) as the property meets area requirements, has adequate ingress and egress. If approved, the owner must comply with all City Ordinances and City Department requirements.

The Planning and Zoning Commission voted unanimously to approve the request for a change of zone from General Business District (C) to Residential Multi-Family District (R-MF) subject to staff's recommendations.

Alternatives: n/a

Exclude Material from Public Packet? No

Reason: n/a

ROUTING:

Iris Mata
Roland Gomez
Patricia Rigney
City Management Office

Created/Initiated - 12/14/2021
Approved - 12/15/2021
Approved - 12/16/2021
Final Approval - 12/16/2021



Pharr

Development Services



STANDARDIZED RECOMMENDATION FORM

MEETING DATE: December 20, 2021

ROUTE TO BOARD:

☒ CITY COMMISSION

AGENDA ITEM: COZ:#211070

☐ PLANNING & ZONING COMMISSION

DATE SUBMITTED: November 12, 2021

1. **Applicant:** Juvera Properties, LTD., LLP., owner.
2. **Requested Action:** Re-zoning request from General Business District (C) to Residential Multi-Family District (R-MF).
3. **Nature / Intent of Request:** In order to develop and construct duplexes on subject property.

4. **Routing to Staff:**

A. Roland Gomez, Interim Director

[Signature]
Initials

12-14-21
Date

☒ Approval ☐ Denial

B. Planning Staff Recommendations

[Signature]
Initials

12-14-21
Date

☒ Approval ☐ Denial

C. Planning and Zoning Commission

Initials

12/13/2021
Date

☒ Approval ☐ Denial

D. City Attorney

Initials

Date

☐ Approval ☐ Denial

E. City Manager

Initials

Date

☐ Approval ☐ Denial

MEMORANDUM

DATE: MONDAY, DECEMBER 20, 2021

TO: MAYOR AND CITY COMMISSION

FROM: DEVELOPMENT SERVICES

THROUGH: EDWARD WYLIE, INTERIM CITY MANAGER

SUBJECT: Re-zoning Request: From General Business District (C) to Residential Multi-Family District (R-MF). The property is legally described as being 1.11 acres, more or less, out of Lot 2, De Alba Subdivision, Pharr, Hidalgo County, Texas. The property is physically located within the 900-1000 Block of South Cage Boulevard.

Comprehensive zoning and rezoning regulations and ordinances should be adopted and designed to facilitate, as much as possible, the following items:

1. To lessen congestion;
2. Secure safety from fire, panic and other dangers;
3. To promote health and general welfare;
4. To provide adequate light and air;
5. To protect the overcrowding of land and abutting traffic ways;
6. Avoid undue concentration of population, and;
7. To facilitate the adequate provisions of transportation, water, sewage, schools, parks, and other public requirements as per Local Government Code, Sect. 211.004.

DESCRIPTION OF PROPERTY:

Juvera Properties, LTD., LLP., owner, has filed with the Planning and Zoning Commission a request for a Change of Zone from General Business District (C) to Residential Multi-Family District (R-MF) in order to develop and construct duplexes on subject property.

The subject site is located on the south side of West Leslie Avenue and on the north side of West Lauck Avenue. The property is legally described as being 1.11 acres, more or less, out of Lot 2, De Alba Subdivision, Pharr, Hidalgo County, Texas.

The property fronts West Leslie Avenue and West Lauck Avenue, 50' to 60' local streets that run east and west with a posted speed limit of 20 to 30 miles per hour as identified in the City of Pharr's Thoroughfare Plan.

The property is currently zoned General Business District (C). The properties to the north were zoned Office Professional District (O-P), and properties to the east, south and west were zoned Single Family Residential District (R-1) on March 30, 1982, when the city adopted the current zoning ordinance we use today. The properties to the north and east are zoned General Business District (C). The properties to the south were rezoned on July 3, 2012, and the properties to the west were rezoned on October 21, 1997, to Residential Multi-Family High Density District (R-MFHD). A portion of the south properties was rezoned to General Business District (C) on February 19, 2013. There have been no zoning requests within the general vicinity of the subject property since then. The property is generally designated for Multi-Family use in the Land Use Plan.

The Residential Multi-Family District is established to provide adequate space and site diversification for low to medium density residential development where adequate streets and other community facilities are available for present and future needs. This district is established for duplex-fourplex development as low to medium-density use, and additional requirements for streets, water and fire protection, wastewater, drainage and adequate open space shall be met before zoning to such use. It is established to protect residential areas as far as possible against heavy traffic and zoned promote the most desirable use of land and direction of building development not in conflict with the city's comprehensive plan.

Eighteen (18) letters were mailed out to the surrounding property owners and a legal notice was published in the Advance News Journal. Staff received no response to the letters or the legal notice.

Development Services is recommending **approval** of the request to re-zone from General Business District (C) to Residential Multi-Family District (R-MF) as the property meets area requirements, has adequate ingress and egress. If approved, the owner must comply with all City Ordinances and City Department requirements.

The Planning and Zoning Commission voted unanimously to approve the request for a change of zone from General Business District (C) to Residential Multi-Family District (R-MF) subject to staff's recommendations.

CITY COMMISSION OPTIONS:

1. **Approve the rezoning request;**
2. **Table the item for:**
 - a) **consideration by the full board;**
 - b) **additional information;**
 - c) **additional time for applicant and adjacent property owners to meet;**
3. **Disapprove the request.**



Pharr

Development Services



REQUEST FOR CHANGE OF ZONE & AMENDMENT TO LAND USE PLAN

Juvera Properties, LTD., LLP, owner
APPLICANT

General Business District (C)
CURRENT ZONE

100 Block of West Lauck Avenue and West Leslie Avenue
ADDRESS

Residential Multi Family (R-MF)
PROPOSED ZONE

	YES	NO
1 Does the property meet the minimum area requirements for the proposed zone?	X	
2 Does the property have adequate ingress and egress?	X	
3 Will the change of zone be compatible with surrounding properties? (Zoning and Land Use)	X	
4 Is the property located along a major thoroughfare?	X	
5 Will the property have adequate parking for the proposed use?	X	
6 Will the property have adequate landscaping as per City Ordinance?	X	
7 Will the zone change increase the volume of traffic?	X	
8 Will a buffer be required?		X
9 Is the proposed change in line with the Future Land Use Plan?		X

STAFF RECOMMENDATIONS:

Approval

Development Services is recommending approval of the request to re-zone from General Business District (C) to Residential Multi-Family District (R-MF) as the property meets area requirements and has adequate ingress and egress. If approved, the owner must comply with all City Ordinances and City Department requirements.

Anaisa Licerio
PREPARED BY

December 9, 2021
DATE

Proposed Change of Zone
1.11 ac out of lot 2, De Alba
Juvera Properties, LTD, LLP



The property within the boundary is the **ONLY** property to be affected.
Solo la propiedad dentro de los limites sera afectada.

ZONE

- Agricultural Open Space
- Single Family
- Single Family Small Lot
- Residential Multi-Family
- Residential Multi-Family High Density
- Mobile Home
- Townhouse

- HUD Code
- Rail Road R.O.W
- Government Owned
- General Business
- Business District
- Drainage Easement
- Heavy Commercial
- Heavy Industrial

- Limited Industrial
- Neighborhood Commercial
- Office Professional
- PSJA ISD
- Hidalgo ISD
- Valley View ISD
- Planned Unit Development

City of Pharr, Texas
Engineering Department
956.402.4242

Date: 11/22/2021

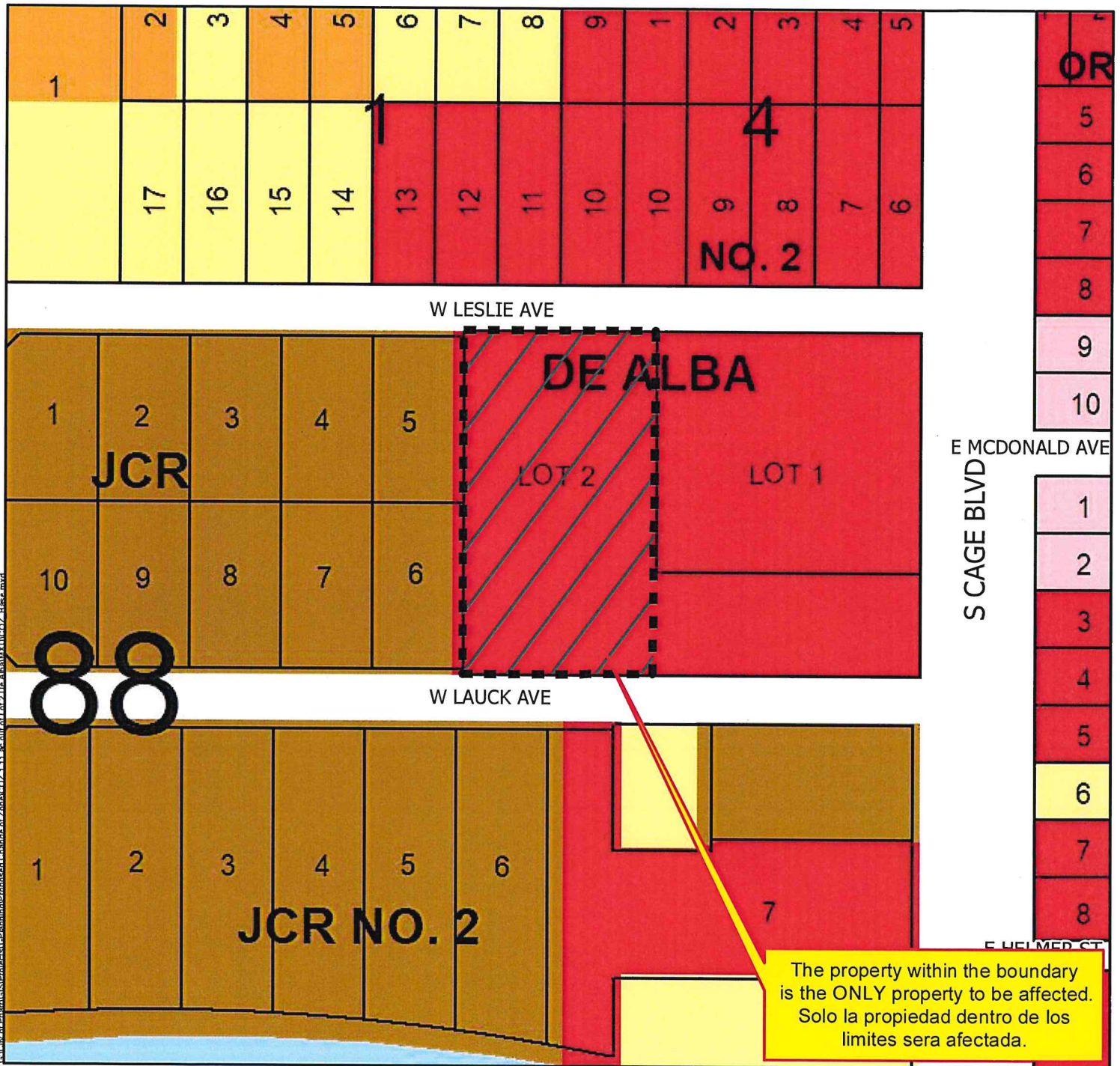
Scale: 1 inch = 125 feet



All information displayed on this map is subject to verification by field survey or by the agency responsible for maintaining the information. This map is intended for general information only.



Proposed Change of Zone
1.11 ac out of lot 2, De Alba
Juvera Properties, LTD, LLP



ZONE

- Agricultural Open Space
- Single Family
- Single Family Small Lot
- Residential Multi-Family
- Residential Multi-Family High Density
- Mobile Home
- Townhouse

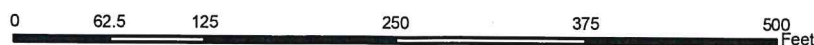
- HUD Code
- Rail Road R.O.W
- Government Owned
- General Business
- Business District
- Drainage Easement
- Heavy Commercial
- Heavy Industrial

- Limited Industrial
- Neighborhood Commercial
- Office Professional
- PSJA ISD
- Hidalgo ISD
- Valley View ISD
- Planned Unit Development

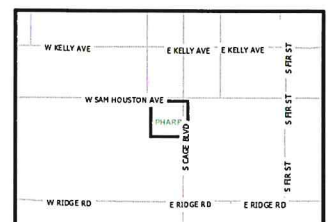
City of Pharr, Texas
Engineering Department
956.402.4242

Date: 11/22/2021

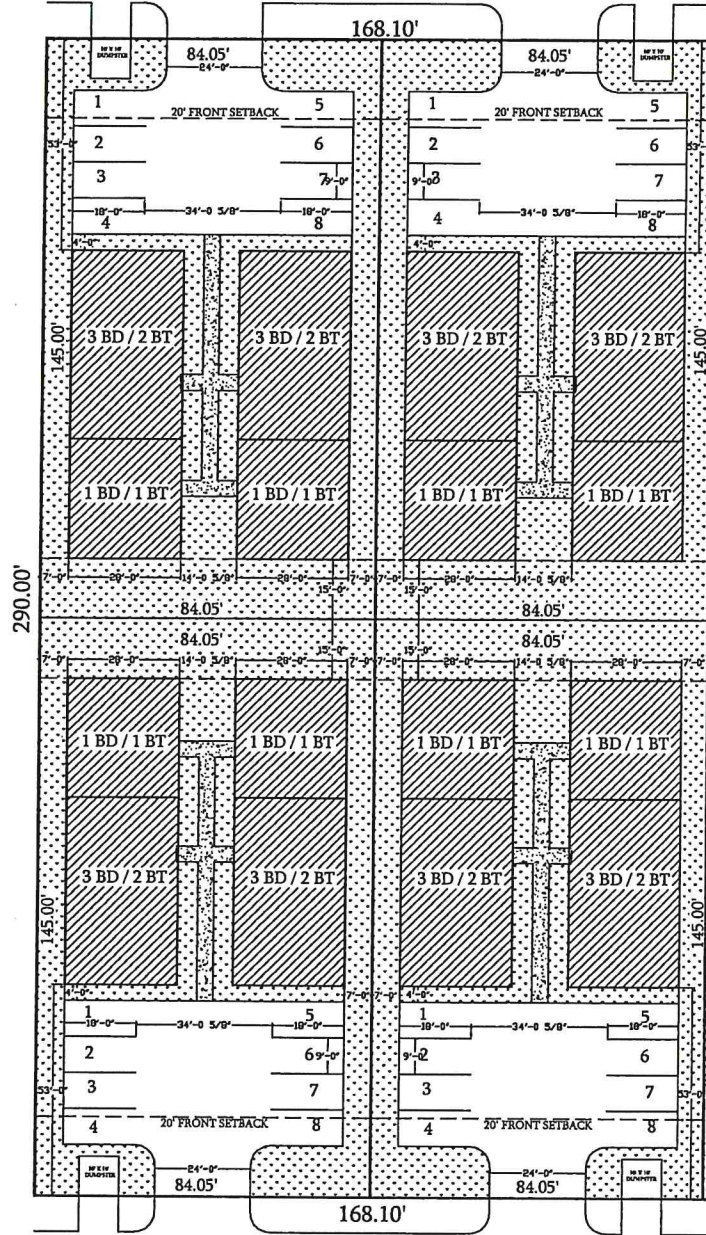
Scale: 1 inch = 125 feet



All information displayed on this map is subject to verification by field survey or by the agency responsible for maintaining the information. This map is intended for general information only.



LESLIE AVENUE



Lauck Avenue

Lot size: 48,720 ϕ



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 5.C.3.

DATE SUBMITTED: December 14, 2021

MEETING DATE: December 20, 2021

FROM: Iris Mata, Secretary

DEPARTMENT: Development Services

DIRECTOR: Roland Gomez

Agenda Item: Juvera Properties, LTD., LLP., owner, has filed with the Planning and Zoning Commission a request for a Change of Zone from General Business District (C) to Townhouse Residential District (R-TH). The property is legally described as being 0.42 acres, more or less, out of Lot 2, De Alba Subdivision, Pharr, Hidalgo County, Texas. The property is physically located within the 900-1000 Block of South Cage Boulevard. **COZ#211071**

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: Juvera Properties, LTD., LLP., owner, has filed with the Planning and Zoning Commission a request for a Change of Zone from General Business District (C) to Townhouse Residential District (R-TH). **COZ#211071**

Fiscal Consideration: n/a

Staff Recommendation: Development Services is recommending approval of the request to re-zone from General Business District (C) to Townhouse Residential District (R-TH) as the property meets area requirements and has adequate ingress and egress. If approved, the owner must comply with all City Ordinances and City Department requirements.

The Planning and Zoning Commission voted unanimously to approve the request for a change of zone from General Business District (C) to Townhouse Residential District (R-TH) subject to staff's recommendations.

Alternatives: n/a

Exclude Material from Public Packet? No

Reason: n/a

ROUTING:

Iris Mata
Roland Gomez
Patricia Rigney
City Management Office

Created/Initiated - 12/14/2021
Approved - 12/15/2021
Approved - 12/16/2021
Final Approval - 12/16/2021



Pharr

Development Services



STANDARDIZED RECOMMENDATION FORM

MEETING DATE: December 20, 2021

ROUTE TO BOARD:

☒ CITY COMMISSION

AGENDA ITEM: COZ:#211071

☐ PLANNING & ZONING COMMISSION

DATE SUBMITTED: November 12, 2021

1. **Applicant:** Juvera Properties, LTD., LLP., owner.
2. **Requested Action:** Re-zoning request from General Business District (C) to Townhouse Residential District (R-TH).
3. **Nature / Intent of Request:** In order to develop and construct townhomes.

4. **Routing to Staff:**

A. Roland Gomez, Interim Director

RG
Initials

12.14.21
Date

☒ Approval ☐ Denial

B. Planning Staff Recommendations

AL
Initials

12.14.21
Date

☒ Approval ☐ Denial

C. Planning and Zoning Commission

Initials

12/13/2021
Date

☒ Approval ☐ Denial

D. City Attorney

Initials

Date

☐ Approval ☐ Denial

E. City Manager

Initials

Date

☐ Approval ☐ Denial



MEMORANDUM

DATE: MONDAY, DECEMBER 20, 2021

TO: MAYOR AND CITY COMMISSION

FROM: DEVELOPMENT SERVICES

THROUGH: EDWARD WYLIE, INTERIM CITY MANAGER

SUBJECT: Re-zoning Request: From Juvera Properties, LTD., LLP., owner, has filed with the Planning and Zoning Commission a request for a Change of Zone from General Business District (C) to Townhouse Residential District (R-TH). The property is legally described as being 0.42 acres, more or less, out of Lot 2, De Alba Subdivision, Pharr, Hidalgo County, Texas. The property is physically located within the 900-1000 Block of South Cage Boulevard.

Comprehensive zoning and rezoning regulations and ordinances should be adopted and designed to facilitate, as much as possible, the following items:

1. To lessen congestion;
2. Secure safety from fire, panic and other dangers;
3. To promote health and general welfare;
4. To provide adequate light and air;
5. To protect the overcrowding of land and abutting traffic ways;
6. Avoid undue concentration of population, and;
7. To facilitate the adequate provisions of transportation, water, sewage, schools, parks, and other public requirements as per Local Government Code, Sect. 211.004.

DESCRIPTION OF PROPERTY:

Juvera Properties, LTD., LLP., owner, has filed with the Planning and Zoning Commission a request for a Change of Zone from General Business District (C) to Townhouse Residential District (R-TH) in order to develop and construct townhomes.

The subject site is located on the east side of South Cage Boulevard and is physically located within the 900 Block of South Cage Boulevard. The property is legally described as being .42 acres, more or less, out of Lot 2, De Alba Subdivision, Pharr, Hidalgo County, Texas.

The property fronts South Cage Boulevard, a 120'-150' principal arterial, that runs north and south with a posted speed limit of 40 – 55 miles per hour as identified in the City of Pharr's Thoroughfare Plan.

The property is currently zoned General Business District (C). The property and the properties to the north, south and west were zoned to Single Family Residential District (R-1) on March 30, 1982, when the city adopted the current zoning ordinance we use today. The property to the east was zoned to General Business District (C) on January 22, 1980. A portion of the property to the south was rezoned to Residential Multi-Family High Density District (R-MFHD) on February 17, 2004. There have been no other zoning requests within the general vicinity since that time. The property is generally designated for commercial use in the Land Use Plan.

The Residential Townhouse District (R-TH) is established to provide adequate space and site diversification for medium-density residential development that is single-family, on separate lots, and typically owner occupied. Townhouse development is a low to medium-density use and before zoning to townhouse usage, the increased requirements for street, water and fire protection, wastewater, drainage, and adequate open space must be met. Townhouse developments must be properly buffered from nonresidential uses and protected from high volumes of non-single-family traffic, or from pollution and/or environmental hazards.

Twelve (12) letters were mailed out to the surrounding property owners and a legal notice was published in the Advance News Journal. Staff received no response to the letters or the legal notice.

Development Services is recommending approval of the request to re-zone from General Business District (C) to Townhouse Residential District (R-TH) as the property meets area requirements and has adequate ingress and egress. If approved, the owner must comply with all City Ordinances and City Department requirements.

The Planning and Zoning Commission voted unanimously to approve the request for a change of zone from General Business District (C) to Townhouse Residential District (R-TH) subject to staff's recommendations.

CITY COMMISSION OPTIONS:

1. **Approve the rezoning request;**
2. **Table the item for:**
 - a) **consideration by the full board;**
 - b) **additional information;**
 - c) **additional time for applicant and adjacent property owners to meet;**
3. **Disapprove the request.**



REQUEST FOR CHANGE OF ZONE & AMENDMENT TO LAND USE PLAN

Juvera Properties, LTD., LLP, owner
APPLICANT

General Buisness District (C)
CURRENT ZONE

900 Block of South Cage Boulevard
ADDRESS

Townhouse Residential Distritct (R-TH)
PROPOSED ZONE

	YES	NO
1 Does the property meet the minimum area requirements for the proposed zone?	X	
2 Does the property have adequate ingress and egress?	X	
3 Will the change of zone be compatible with surrounding properties? (Zoning and Land Use)	X	
4 Is the property located along a major thoroughfare?	X	
5 Will the property have adequate parking for the proposed use?	X	
6 Will the property have adequate landscaping as per City Ordinance?	X	
7 Will the zone change increase the volume of traffic?	X	
8 Will a buffer be required?		X
9 Is the proposed change in line with the Future Land Use Plan?		X

STAFF RECOMMENDATIONS:

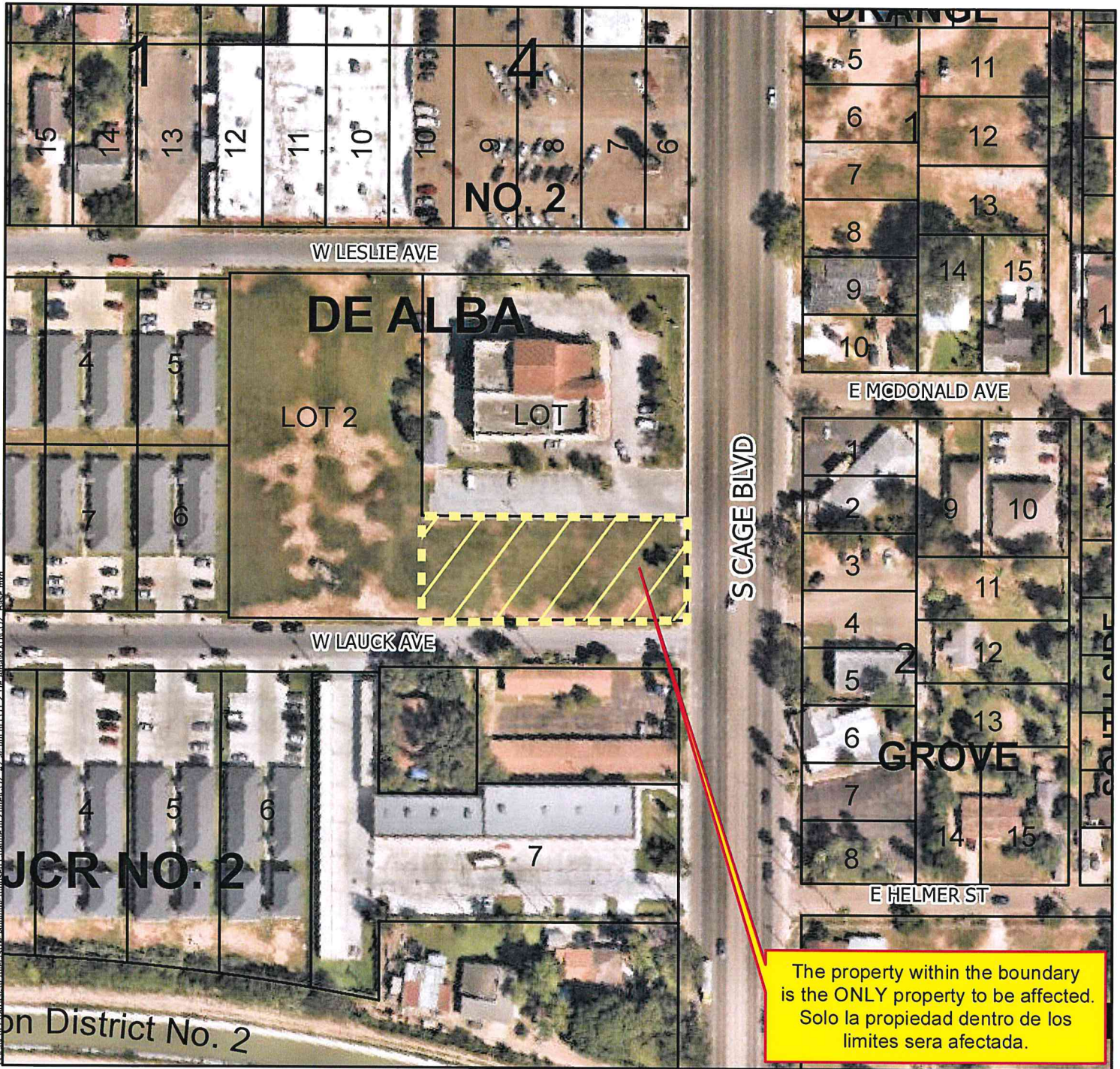
Approval

Development Services is recommending approval of the request to re-zone from General Business District (C) to
Townhouse Residential District (R-TH) as the property meets area requirements and has adequate ingress and
egress. If approved, the owner must comply with all City Ordinances and City Department requirements.

Anaisa Licerio
PREPARED BY

December 9, 2021
DATE

Proposed Change of Zone
0.42 acres, more or less, out of Lot 2, de Alba
Juvera Properties, LTD, LLP



The property within the boundary
is the **ONLY** property to be affected.
Solo la propiedad dentro de los
limites sera afectada.

- | | | |
|---------------------------------------|--------------------|--------------------------|
| Agricultural Open Space | Rail Road R.O.W | Neighborhood Commercial |
| Single Family | Government Owned | Office Professional |
| Single Family Small Lot | General Business | PSJA ISD |
| Residential Multi-Family | Business District | Hidalgo ISD |
| Residential Multi-Family High Density | Drainage Easement | Valley View ISD |
| Mobile Home | Heavy Commercial | Planned Unit Development |
| Townhouse | Heavy Industrial | |
| HUD Code | Limited Industrial | |

City of Pharr, Texas
Engineering Department
956.402.4242

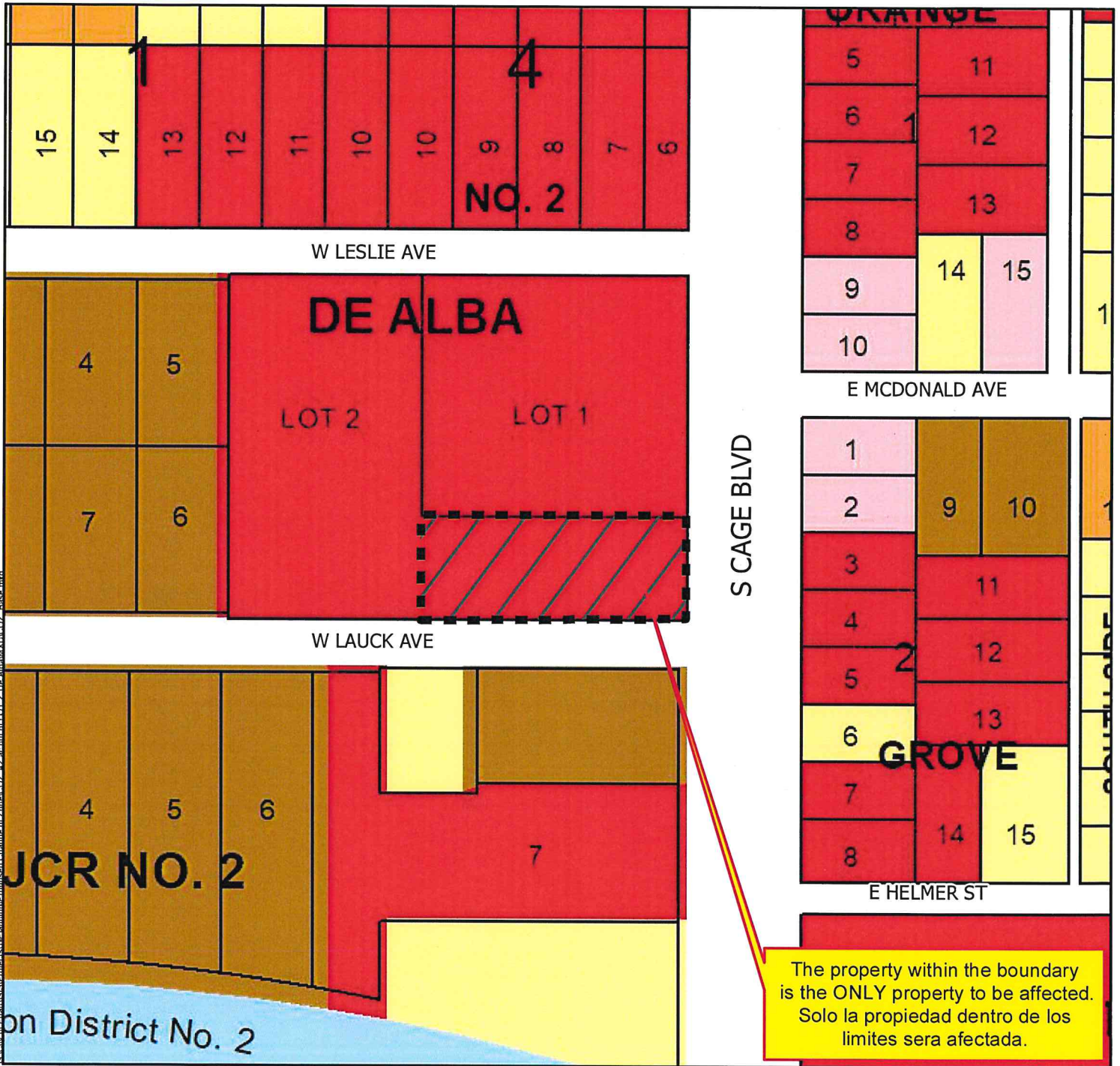
Scale: 1 inch = 125 feet

0 62.5 125 250 375 500 Feet

All information displayed on this map is subject
to verification by field survey or by the agency
responsible for maintaining the information.
This map is intended for general information only.



Proposed Change of Zone
0.42 acres, more or less, out of Lot 2, de Alba
Juvera Properties, LTD, LLP

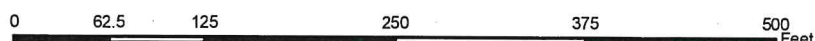


- | | | |
|---------------------------------------|--------------------|--------------------------|
| Agricultural Open Space | Rail Road R.O.W | Neighborhood Commercial |
| Single Family | Government Owned | Office Professional |
| Single Family Small Lot | General Business | PSJA ISD |
| Residential Multi-Family | Business District | Hidalgo ISD |
| Residential Multi-Family High Density | Drainage Easement | Valley View ISD |
| Mobile Home | Heavy Commercial | Planned Unit Development |
| Townhouse | Heavy Industrial | |
| HUD Code | Limited Industrial | |

City of Pharr, Texas
Engineering Department
956.402.4242

Date: 11/22/2021

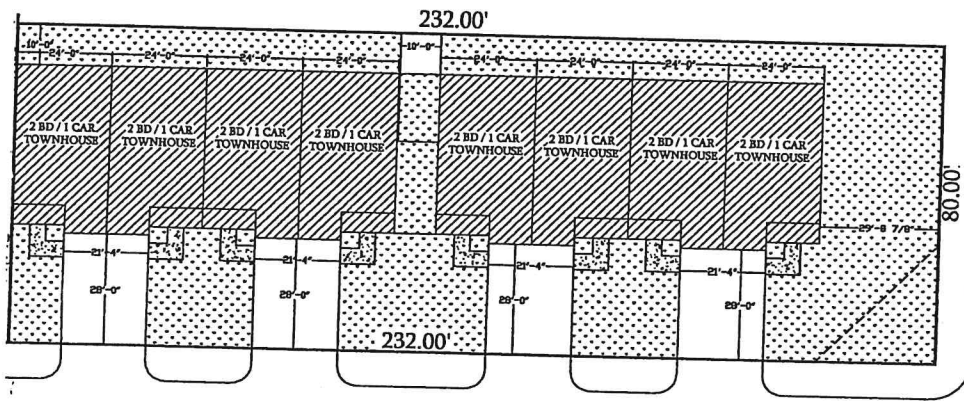
Scale: 1 inch = 125 feet



All information displayed on this map is subject to verification by field survey or by the agency responsible for maintaining the information. This map is intended for general information only.




 SCALE 1"=30'



S.CAGE BLVD. (U.S.HIGHWAY 281)

Lauck Avenue

lot size: 18,560 ϕ



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 5.D.

DATE SUBMITTED:

MEETING DATE: December 20, 2021

FROM: Imelda Barrera, Assistant City Clerk

DEPARTMENT: Administration

DIRECTOR:

Agenda Item: PLATS:

Classification: Consent

(* If closed session, City Attorney must review and approve.)

Issue:

Fiscal Consideration:

Staff Recommendation:

Alternatives:

Exclude Material from Public Packet? No

Reason:

ROUTING:

Imelda Barrera
Karla Saavedra
Patricia Rigney
City Management Office

Created -



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 5.D.1.

DATE SUBMITTED: December 14, 2021

MEETING DATE: December 20, 2021

FROM: Iris Mata, Secretary

DEPARTMENT: Development Services

DIRECTOR: Roland Gomez

Agenda Item: R. Gutierrez Engineering Corporation, representing Alfredo Palacios and Dina Palacios, Owners, are requesting final plat approval of the proposed Re-plat of Lot 24, Sing's Subdivision. The property is legally described as being a 3.05 acre tract of land out of Lot 24, Sing's Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 3000 Block of South Canna Street. **SUB#200926**

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: R. Gutierrez Engineering Corporation, representing Alfredo Palacios and Dina Palacios, Owners, are requesting final plat approval of the proposed Re-plat of Lot 24, Sing's Subdivision. **SUB#200926**

Fiscal Consideration: n/a

Staff Recommendation: Development Services recommends final plat approval of the proposed Re-plat of Lot 24, Sing's Subdivision subject to the listed conditions.

The Planning and Zoning Commission voted unanimously to approve the final plat of the proposed Re-plat of Lot 24, Sing's Subdivision.

Alternatives: n/a

Exclude Material from Public Packet? No

Reason: n/a

ROUTING:

Iris Mata
Roland Gomez
Patricia Rigney
City Management Office

Created/Initiated - 12/14/2021
Approved - 12/15/2021
Approved - 12/16/2021
Final Approval - 12/16/2021



Pharr

Development Services



MEMORANDUM

DATE: MONDAY, DECEMBER 20, 2021

TO: MAYOR AND CITY COMMISSION

FROM: ROLAND GOMEZ, INTERIM DIRECTOR DEVELOPMENT SERVICES

THROUGH: EDWARD WYLIE, INTERIM CITY MANAGER

SUBJECT: RE-PLAT OF LOT 24, SING'S SUBDIVISION FILE NO. SUB#200926

GENERAL INFORMATION:

APPLICANT: R. Gutierrez Engineering Corporation, representing Alfredo Palacios and Dina Palacios, Owners, are requesting final plat approval of the proposed Re-plat of Lot 24, Sing's Subdivision.

LEGAL DESCRIPTION: The property is legally described as being a 3.05 acre tract of land out of Lot 24, Sing's Subdivision, Pharr, Hidalgo County, Texas.

LOCATION: The property is located within the 3000 Block of South Canna Street.

ZONING: The property is currently zoned Single Family Residential District (R-1). The adjacent zones are Single Family Residential District (R-1) to the north, south, east and west. The property is designated for single family residential use in the Land Use Plan.

PROPERTY PROPOSED USE: Residential Lots.

VARIANCES: None requested.

RECOMMENDATIONS: Development Services recommends final plat approval of the proposed Re-plat of Lot 24, Sing's Subdivision subject to the following conditions:

**STREETS, PAVING
AND R.O.W.:**

1. Cul-de-sac at end of street shall have a 50' radius.

EASEMENTS:

1. Show all easements within property.

**SIDEWALK:
ADA:**

1. In compliance.

FIRE PROTECTION:

1. In compliance.

WATER:

1. One additional water service.
2. Follow City of Pharr construction standards manual.

SEWER:

1. One additional sewer service.

DRAINAGE:

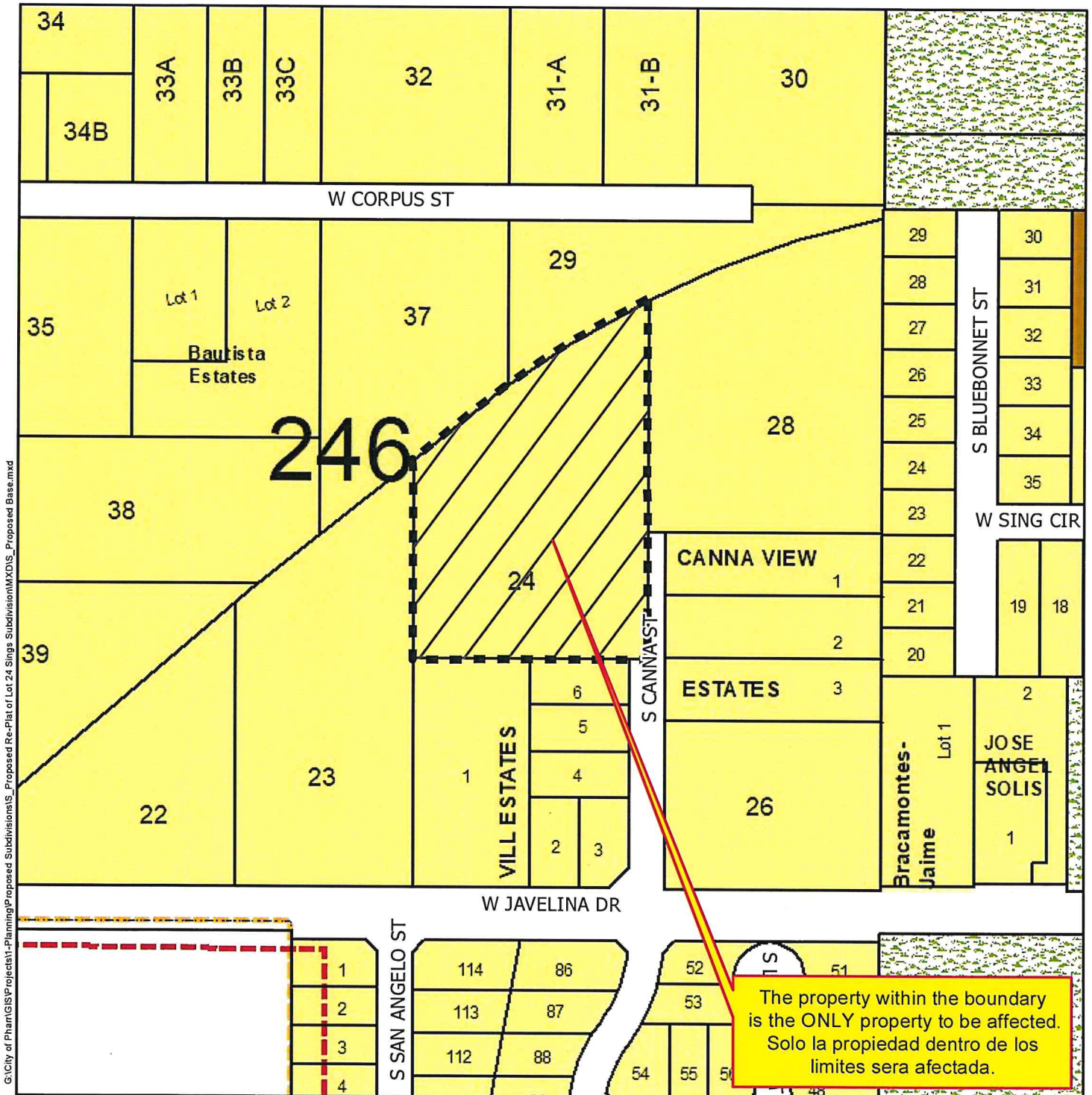
1. In compliance.

OTHER:

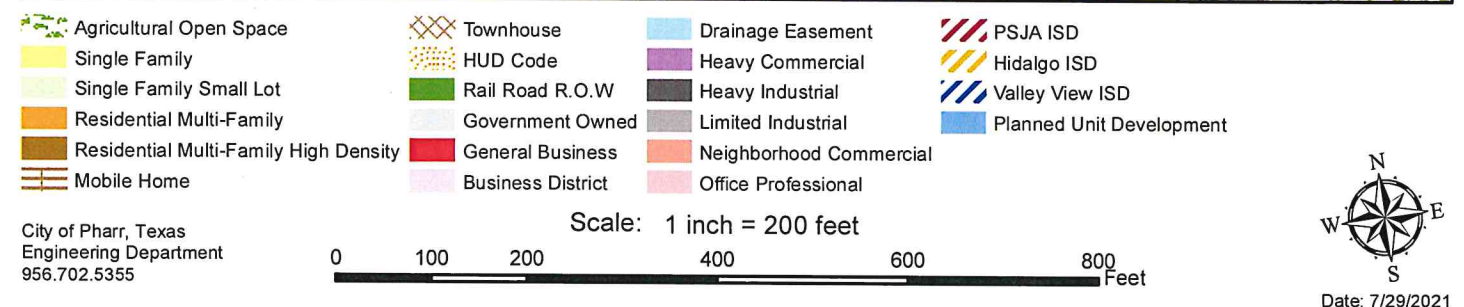
1. Provide engineer and surveyors signatures.

**PLANNING AND
ZONING
COMMISSION:**

The Planning and Zoning Commission voted unanimously to approve the final plat of the proposed Re-plat of Lot 24, Sing's Subdivision.



G:\City of Pharr\GIS\Projects\1-Planning\Proposed Subdivisions\1-Proposed Re-Plat of Lot 24 Sing's Subdivision\MXD\1-Proposed Base.mxd





- | | | | |
|--|---|---|--|
|  Agricultural Open Space |  Townhouse |  Drainage Easement |  PSJA ISD |
|  Single Family |  HUD Code |  Heavy Commercial |  Hidalgo ISD |
|  Single Family Small Lot |  Rail Road R.O.W |  Heavy Industrial |  Valley View ISD |
|  Residential Multi-Family |  Government Owned |  Limited Industrial |  Planned Unit Development |
|  Residential Multi-Family High Density |  General Business |  Neighborhood Commercial | |
|  Mobile Home |  Business District |  Office Professional | |



Date: 7/29/2021



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 6.A.

DATE SUBMITTED: December 7, 2021

MEETING DATE: December 20, 2021

FROM: Hilda Pedraza, City Clerk

DEPARTMENT: Administration

DIRECTOR: Anali Alanis

Agenda Item: Consideration and action, if any, on Ordinance amending Ordinance O-2021-57 relating to the number of authorized civil service positions within the Fire and Police Departments. *(2nd Reading)*

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: The Police Department was awarded a grant for 10 officers.

Fiscal Consideration: grant allocation for the salary of all 10 officers.

Staff Recommendation: Staff recommends approval.

Alternatives: n/a

Exclude Material from Public Packet? No

Reason: n/a

ROUTING:

Hilda Pedraza
Karla Saavedra
Patricia Rigney
City Management Office

Created/Initiated - 12/7/2021
Approved - 12/14/2021
Approved - 12/14/2021
Final Approval - 12/16/2021

ORDINANCE NO. O-2021-__

AN ORDINANCE AMENDING THE CODE OF ORDINANCES NO. O- 2021-57 OF THE CITY OF PHARR BY PROVIDING FOR AMENDMENT TO ARTICLE IX, FIREFIGHTERS AND POLICE OFFICERS CIVIL SERVICE ORDINANCE BY INCREASING THE AUTHORIZED POSITIONS IN THE DIFFERENT CLASSIFICATIONS DECLARING ALL ORDINANCES IN CONFLICT NULL AND VOID; DECLARING AN EMERGENCY; AND PROVIDING FOR AN EFFECTIVE DATE

BE IT ORDAINED BY THE BOARD OF CITY COMMISSIONERS FOR THE CITY OF PHARR, TEXAS AS FOLLOWS:

SECTION 1: It is necessary for the Board of Commission to make amendments to Article IX, Firefighters and Police Officers Civil Service Ordinance relating to the number of authorized civil service position in certain specified ranks to better serve the needs of the citizens of the City.

SECTION 2: Therefore, the Code of Ordinance of the City of Pharr, Article IX, Firefighters and Police Officers Civil Service Ordinance is hereby amended to provide for the following modifications to the number of authorized and budgeted positions in the existing rank structure of the City Fire Department and City Police Department as follows:

1) an increase in the Police Department authorized strength, new total is as follows:

Police Department			
	Current Positions	Increase By	New Total
Police Officer	112	10	122
Sergeant	16	0	16
Lieutenant	7	0	7
Deputy Chief	2	0	2
Assistant Chief	1	0	1
Police Chief	1	0	1

2) an increase in the Fire Department authorized strength, new total is as follows:

Fire Department			
	Current Positions	Increase By	New Total
Firefighter	42	0	42
Engineer	22	0	22
Lieutenant/Asst. Fire Marshal	14	0	14
Captain	0	1	1
Battalion Chief	0	3	3
Deputy Chief/Fire Marshal	3	-1	2
Assistant Chief	1	0	1
Fire Chief	1	0	1

- 3) any vacancies created are to be filled by civil service procedures. Deputy Chief positions within the Police Department shall be filled in accordance to Memorandum of Understanding executed on 09/18/2020.

SECTION 3: The foregoing modifications to the number of authorized positions are hereby made so as to better serve the interests of the department and public and in keeping with the fiscal and administrative efficiency of the City of Pharr, Texas.

SECTION 4: Provisions of any Ordinances in conflict herewith are hereby expressly repealed.

SECTION 5: Nothing in the Ordinance is intended to modify or create any additional statutory or contractual rights or obligations of the employees of the Fire or Police Departments.

SECTION 6: This Ordinance shall take effect upon receiving final approval by the governing body following three (3) readings of the Board of Commissioners.

PASSED AND APPROVED ON FIRST READING BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF PHARR, TEXAS, on this the ____ day of December, 2021.

CITY OF PHARR

ATTEST:

Ambrosio "Amos" Hernandez, Mayor

Hilda Pedraza, TRMC City Clerk

PASSED AND APPROVED ON SECOND READING BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF PHARR, TEXAS, on this the ____ day of December, 2021.

CITY OF PHARR

ATTEST:

Ambrosio “Amos” Hernandez, Mayor

Hilda Pedraza, TRMC City Clerk

PASSED AND APPROVED ON THIRD READING BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF PHARR, TEXAS, on this the ____ day of January, 2022.

CITY OF PHARR

ATTEST:

Ambrosio “Amos” Hernandez, Mayor

Hilda Pedraza, TRMC City Clerk



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 6.B.

DATE SUBMITTED: December 9, 2021

MEETING DATE: December 20, 2021

FROM: Hilda Pedraza, City Clerk

DEPARTMENT: Administration

DIRECTOR: Edward Wylie

Agenda Item: Consideration and action, if any, on Resolution canceling/rescheduling the City Commission Meeting of Monday, January 3, 2022.

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: The Board of Commissioners Regular meeting on Monday, January 3, 2022 needs to be changed/rescheduled due to the upcoming Christmas and New Year's holidays.

Fiscal Consideration: Not applicable.

Staff Recommendation: Staff recommends approval.

Alternatives: Not to change the date of the meeting. .

Exclude Material from Public Packet? No

Reason: Not applicable

ROUTING:

Hilda Pedraza
Patricia Rigney
City Management Office

Created/Initiated - 12/9/2021
Approved - 12/9/2021
Final Approval - 12/16/2021

STATE OF TEXAS { }

COUNTY OF HIDALGO { }

CITY OF PHARR { }

R E S O L U T I O N

NO: R-2021-

WHEREAS, Article III, Section 1 of the Charter of the City of Pharr authorizes the Board of Commissioners to fix the time for the two (2) regular meetings per month of the Board of Commissioners of the City of Pharr; and

WHEREAS, The Board of Commissioners have by motion made and seconded unanimously agreed to designate the time of 4:00 p.m. on every first and third (1st and 3rd) Monday of every month for the regular City Commission Meetings; and

WHEREAS, The City Commission Regular Meeting of Monday, January 3, 2022 needs to be cancelled or rescheduled to _____.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF PHARR, TEXAS, THAT:

The meeting of the Board of Commissioners of Monday, January 3, 2022 is cancelled or scheduled for _____.

PASSED, APPROVED, AND ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF PHARR this the 6th day of December, 2021.

CITY OF PHARR

AMBROSIO HERNANDEZ, MAYOR

ATTEST:

HILDA PEDRAZA, CITY CLERK



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 6.C.

DATE SUBMITTED: December 16, 2021

MEETING DATE: December 20, 2021

FROM: Hilda Pedraza, City Clerk

DEPARTMENT: Administration

DIRECTOR: Sergio Alanis

Agenda Item: Consideration and action, if any, on Resolution appointing/reappointing nine (9) members to the Parks and Recreation Committee.

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: N/A

Fiscal Consideration: N/A

Staff Recommendation: N/A

Alternatives: N/A

Exclude Material from Public Packet? No

Reason: N/A

ROUTING:

Hilda Pedraza
Patricia Rigney
City Management Office

Created/Initiated - 12/16/2021
Approved - 12/16/2021
Final Approval - 12/16/2021

STATE OF TEXAS { }

COUNTY OF HIDALGO { }

CITY OF PHARR { }

RESOLUTION
NO: R-2021-

WHEREAS, in accordance with city ordinance, Chapter 90, Article II, Section 90-32, has created and appointed a Parks and Recreation Committee composed of nine (9) members whose terms shall be five (5) members to serve a three (3) year term and four (4) members to serve a two (2) year term. Any member of the Committee may be reappointed by the City Commission upon completion of a full term.

WHEREAS, appointment/re-appointment of nine (9) members need to be made at this time; and such Board members shall perform duties as may be prescribed by ordinance or state law.

WHEREAS, members of said Committee shall serve staggered year terms.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF PHARR, TEXAS, THAT:

The following persons are hereby appointed as members of the Parks and Recreation Committee of the City of Pharr

NAME:

LENGTH OF TERM

- | | |
|-------------------------|-----------------------------------|
| 1. Alma Caso | 2-Year Term (to expire on 6/5/23) |
| 2. Hector Trevino | 2-Year Term (to expire on 6/5/23) |
| 3. Rudy Beltran | 2-Year Term (to expire on 6/5/23) |
| 4. Aaron Garza | 2-Year Term (to expire on 6/5/23) |
| 5. Hernan Figueroa | 3-Year Term (to expire on 6/5/24) |
| 6. Roberto Carrillo Jr. | 3-Year Term (to expire on 6/5/24) |
| 7. Isaac Smith | 3-Year Term (to expire on 6/5/24) |
| 8. Mario Guajardo | 3-Year Term (to expire on 6/5/24) |
| 9. Ben Cantu | 3-Year Term (to expire on 6/5/24) |

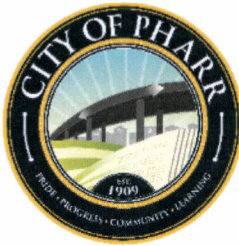
PASSED AND APPROVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF PHARR on this the 20th day of December, 2021.

CITY OF PHARR

AMBROSIO HERNANDEZ, MAYOR

ATTEST:

HILDA PEDRAZA, CITY CLERK



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 7.A.

DATE SUBMITTED: December 13, 2021

MEETING DATE: December 20, 2021

FROM: Omar Anzaldua, City Engineer

DEPARTMENT: Engineering

DIRECTOR: Omar Anzaldua

Agenda Item: Consideration and action if any, on the purchase of additional permeable pavers through a sole source vendor TrueGrid out of Houston, TX to be provided by the City of Pharr as owner furnished material to the awarded contractor for the various parking lot improvements project.

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: The City of Pharr will be bidding out various permeable pavement parking lot project as follows.

1. Additional Hike & Bike Parking lot on E. Moore Rd

Project No. 2021-01-510-P004-001

Fiscal Consideration: \$115,560

Staff Recommendation: Staff recommends approval of the purchase of permeable pavers to be furnished to the awarded contractor as owner furnished material for the various parking lot improvement projects in the amount of \$115,560.00.

Alternatives: N/A

Exclude Material from Public Packet? No

Reason: N/A

ROUTING:

Omar Anzaldua

Created/Initiated - 12/13/2021

Omar Anzaldua

Approved - 12/13/2021

Ignacio Amezcua

Approved - 12/13/2021

Patricia Rigney

Approved - 12/13/2021

Karla Saavedra

Approved - 12/15/2021

City Management Office

Final Approval - 12/16/2021



ESTIMATE

EST-024967

Attention:
Omar Anzaldua
Pharr, TX 78577
Email: omar.anzaldua@pharr-tx.gov
Tel: 956-540-9122

Estimate Date : 12/09/21
Delivered Price? : Yes
Lead time? : In Stock

Quote Summary We are pleased to quote the following:

#	Item & Description	Dimensions	Qty	Rate	Amount
1	 PRO PLUS (TG-0020C) CMP SKU : TG-0020C The Ultimate Commercial Paver	24" X 24" X 1.8"	54,000 SqFt	2.14	115,560.00
				Sub Total	115,560.00
				Total	\$115,560.00

Notes

Price includes delivery. Local sales tax to be applied without the receipt of tax exempt form or resale certificate.

TRUEGRID is delivered in 4' x 4' pre-assembled sections for quick installation. Each section consists of (4) 2' x 2' pcs. Reconfigure as needed.

Call or email me to place your order.

Looking forward to your business.

Sales Contact: Nathan Wood
Direct Line: 832-723-0236
Email: nwood@truegridpaver.com
www.TRUEGRIDPAVER.com

Terms & Conditions

Prepayment or net 30 days with approved credit information. Estimate valid for 30 days unless otherwise specified.



US008734049B1

(12) **United States Patent**
Stiles

(10) **Patent No.:** **US 8,734,049 B1**
(45) **Date of Patent:** **May 27, 2014**

- (54) **ONE PIECE WATER PERMEABLE PAVER**
- (71) Applicant: **Stiles Manufacturing, LLC**, Houston, TX (US)
- (72) Inventor: **Barry J. Stiles**, Houston, TX (US)
- (73) Assignee: **Barry J. Stiles**, Houston, TX (US)
- (*) Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 0 days.

4,749,302	A *	6/1988	DeClute	404/37
5,250,340	A *	10/1993	Bohnhoff	428/99
5,406,745	A *	4/1995	Lin	47/1.01 F
5,848,856	A *	12/1998	Bohnhoff	405/36
6,451,400	B1 *	9/2002	Brock et al.	428/44
6,622,440	B2 *	9/2003	Mercade	52/177
7,114,298	B2 *	10/2006	Kotler	52/177
7,210,538	B2 *	5/2007	Gust et al.	172/311
7,210,876	B2 *	5/2007	Morales et al.	404/36
7,571,572	B2 *	8/2009	Moller, Jr.	52/177
7,815,395	B1 *	10/2010	Blackwood	405/50
7,950,191	B2 *	5/2011	Brouwers	52/180
2012/0163911	A1 *	6/2012	Culleton et al.	404/41

* cited by examiner

(21) Appl. No.: **14/088,131**

(22) Filed: **Nov. 22, 2013**

(51) **Int. Cl.**
E01C 5/20 (2006.01)
E01C 9/00 (2006.01)
E01C 5/00 (2006.01)

(52) **U.S. Cl.**
CPC **E01C 9/004** (2013.01); **E01C 5/006** (2013.01); **E01C 2201/06** (2013.01)
USPC **404/37**; **404/36**; **404/40**

(58) **Field of Classification Search**
CPC E01C 2201/06; E01C 9/004; E01C 5/006
USPC 404/27-41; 52/223.7; 15/161, 217
See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

3,310,906	A *	3/1967	Glukes	446/95
4,111,585	A *	9/1978	Mascaro	404/70
4,440,818	A *	4/1984	Buchan et al.	428/99

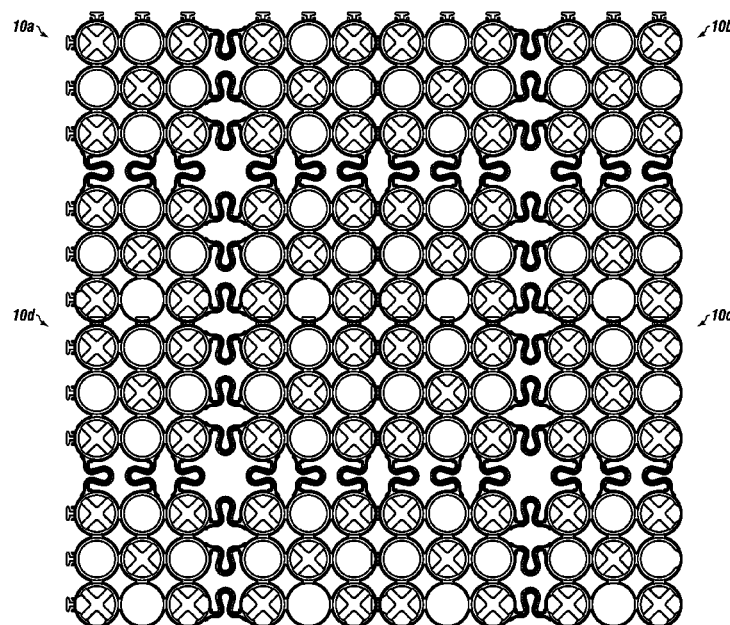
Primary Examiner — Raymond W Addie

(74) *Attorney, Agent, or Firm* — Buskop Law Group, PC; Wendy Buskop

(57) **ABSTRACT**

A one piece water permeable paver for forming a surface suitable for traffic having outer flex joint connection cells connected to flex joints, outer three connection cells connected to one of the outer flex joint connection cells, outer two connection cells connected to two outer three connection cells, a plurality of inner single flex joint connection cells connected to one of the flex joints, and an inner dual flex joint connection cell engaging two flex joints, inner four connection cells connected to a pair of outer three connection cells and a pair of inner single flex joint connection cells. Fastening slots are formed partially through outer surfaces of cells that form two sides of the paver. Locking tabs extend from outer surfaces of cells forming two sides of the paver opposite the sides with the locking tabs, enabling a first paver to securely interlock to an adjacent paver.

19 Claims, 5 Drawing Sheets



SOLE SOURCE AFFIDAVIT

1. My name is (Print Name) Nathan Wood
I am over the age of 18, have never been convicted of a felony and am competent to make this affidavit.

I am authorized to sign contracts for the following company or firm:

Company: AirLite Plastics / TRUEGRID Pavers
Address: 6110 Abbott Dr.
City, State, Zip Code Omaha, NE 68110
Telephone Number: () 832-723-0236 / 402-341-7300
Fax Number: () _____
E-mail Address: nwood@truegridpaver.com

2. The above named company or firm is the sole source of the following item(s) and no other company or firm in the United States of America sells or distributes the products listed below:

TRUEGRID PROPLUS
Super Spots

3. Competition in providing the above named item(s) is precluded due to: _____ A patent X
A copyright

_____ A secret process
_____ A monopoly
_____ It is a film
_____ It is a manuscript
_____ It is a book
_____ It is a utility service, including electricity, gas, or water
_____ It is a captive replacement part or component for equipment

4. There is/are no other like item(s) or product(s) available for purchase that would serve the same purpose or function and there is only one price for the above named item(s) or product(s) because of exclusive distribution or marketing rights.

Nathan Wood Business Development 10/30/20
Signature of Authorized Official Title of Authorized Official Date

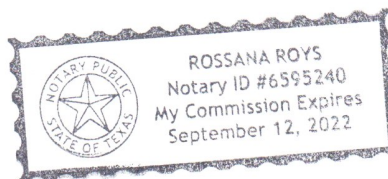
NOTARY USE ONLY

Subscribed and Sworn to before me this 30th day of

October, 2020. State of
TEXAS, County of HARRIS.

Nathan Wood
Signature of Applicant

Rossana Roys
Signature of Notary Public





AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 7.B.

DATE SUBMITTED: December 15, 2021

MEETING DATE: December 20, 2021

FROM: Jose Pena, IT Director

DEPARTMENT: IT

DIRECTOR: Jose Pena

Agenda Item: Consideration and action if any, on the purchase of ip addresses for Fiber Project through a sole source vendor Capcon Networks LLC out of Austin, TX, for an amount not to exceed \$120,000.00.

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: In order for the City of Pharr to operate a service provider network, we are needing to acquire ip addresses to register and service with our ARIN business registration. Costs of ip addressing has doubled in last 12 months due to these addresses becoming scarce.

Fiscal Consideration: \$114,688.00

Staff Recommendation: Staff recommends approval of sole source quote from Capcon Networks.

Alternatives: NA

Exclude Material from Public Packet? No

Reason: NA

ROUTING:

Jose Pena
Ignacio Amezcua
Patricia Rigney
Karla Saavedra
Anali Alanis
City Management Office

Created/Initiated - 12/15/2021
Approved - 12/15/2021
Approved - 12/16/2021
Approved - 12/16/2021
Approved - 12/16/2021
New - 1/1/1900

Customer Order Information

Order Date: 12/15/2021~~12/14/2021~~

Customer (Billing) Information

Order #: 210212

Company:

City of Pharr

Requested Install Date: n/a

Address:

118 S Cage Blvd

Type: IPv4

City:

Pharr

State:

TX

Installation Location: n/a

Zip:

78577

Primary Contact:

Jose J. Pena

Phone:

956-402-4900

Fax:

Email:

Jose.pena@pharr-tx.gov

*all invoices sent electronically via email.

Product Description & Charges

Product	Quantity	One-Time	Monthly
ARIN IPv4 Purchase: 206.125.32.0/21 @ \$56.00/IP	2,048 IP's	\$114,688.00	\$0.00
Totals:		\$114,688.00	\$0.00

Options / Comments

Signed order and/or purchase order is required to initiate the IP resource transfer via ARIN. 8.3 Resource transfer will be commenced within 48 hours of signed purchase agreement.

- Escrow fees to be paid by sellers' facilitator.
- Seller agrees to clean all IP's listed in the blacklist report while the block is in escrow and provide customer with an updated report showing all IP addresses are clean prior to the completion of the transfer.
- ARIN transfer fee paid buy buyer directly to ARIN

Buyers ARIN approval ticket #: _____

Buyers ORG ID: _____

WHOIS will be updated by ARIN to reflect the buyers ORG ID as the registered holder of the Number Resources.

Signing this agreement does not guarantee a transfer. Seller and their Facilitator retain the right to sell this resource to another party should buyer or buyer's Facilitator not perform in a timely manner.

Terms & Conditions

Transfer of IP Addresses. Facilitator represents it is authorized by the owner of the IPv4 Address Block (the "Owner") to offer the IPv4 Address Block for sale and to perform all

services necessary to effectuate the sale of the IPv4 Address Block. The Owner represents that it is the sole and exclusive beneficial holder of the rights to the IPv4 Address Block and hereby transfers all such rights to the IPv4 Address Block to Buyer, free and clear of any liens, encumbrances or claims to hold or use the IPv4 Address Block, subject only to ARIN's approval. Neither the buyers or sellers Facilitator’s own the IPv4 Address Block and makes no claims regarding the IPv4 Address Block. Except as provided otherwise herein, the IPv4 Address Block are being transferred on an “as is, where is” basis and no warranties, either express or implied, have been made regarding the IPv4 Address Block.

Termination Rights. If the Owner has not submitted a transfer ticket to regional registry within five (5) business days of the execution of this IPv4 Order Form or if ARIN does not complete the transfer of the IPv4 Address Block within thirty (30) days from the date of the Owner’s submission of the transfer request with their regional registry to transfer the IPv4 Address Block to the Buyer, the Buyer may request a refund from the Facilitator or receive a different IPv4 Address Block of equal size, in the sole discretion of the Facilitator. The Facilitator may terminate this agreement if the Buyer fails to make payment to the Facilitator within five (5) business days of the execution of this IPv4 Order Form or if the Buyer fails to take actions necessary to complete the transaction.

Indemnification. To the extent allowed by law, Each Party (the “Indemnifying Party”) shall indemnify the other Party and its owners, directors and employees (the “Indemnified Parties”), and shall not hold any of the Indemnified Parties responsible for any losses or claims resulting from (a) any breach of any representation or warranty from the Indemnifying Party in this agreement, or (b) any failure to comply by the Indemnifying Party of any arrangement, agreement or obligation of the indemnifying Party in this agreement. To the extent allowed by law, Buyer shall also indemnify Capcon Networks and its owners, directors, employees, legal counsel or any affiliates and shall not hold Capcon Networks responsible for any losses or claims resulting from any claim, dispute, arbitration, disagreement, or legal proceeding arising from this agreement, without regard to whether such claim is made by a Party or a third party.

Venue and Jurisdiction. The parties agree that any and all claims or disputes arising out of this agreement shall be brought in the State and District Courts of Hidalgo County, Texas. The parties further agree that Texas laws shall apply.

Customer Commitment

Term: n/a

ACCEPTED BY:

City of Pharr

Capcon Networks LLC.

Signature

Print Name & Title

Date

Signature

Print Name & Title

Date



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 8.A.

DATE SUBMITTED: December 14, 2021

MEETING DATE: December 20, 2021

FROM: Moises Beas, Civil Engineer In Training

DEPARTMENT: Engineering

DIRECTOR: Omar Anzaldua

Agenda Item: Consideration and action, if any, on final reconciliation of quantities Deduct Change Order No. 2 and final acceptance of the Pharr-Reynosa International Bridge Expansion & Renovations Phase II project and release of retainage in the amount of \$31,464.06.

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: Deduct Change Order No. 2 is for final reconciliation of quantities for the following items:

1. Credit for new canopies
2. Credit for chain-link fence.
3. Credit for openers and controls.
4. Credit for millwork.

The credits back to the City were for items not installed/performed. Deduct Change Order No. 2 also includes an additional 108 calendar days. New flagpole locations were being analyzed and considered.

Fiscal Consideration: N/A

Staff Recommendation: Staff recommends approval of Deduct Change Order No. 2 in the amount of \$27,280.80 and acceptance of the International Bridge Expansion & Renovations Phase II Project and release of retainage in the amount of \$31,464.06

Alternatives: N/A

Exclude Material from Public Packet? No

Reason: N/A

ROUTING:

Moises Beas
Omar Anzaldua
Ignacio Amezcua

Created/Initiated - 12/14/2021
Approved - 12/16/2021
Approved - 12/16/2021

Patricia Rigney
Karla Saavedra
City Management Office

Approved - 12/16/2021
Approved - 12/16/2021
New - 1/1/1900

Payment Request No. 7 - retainage
Period: 08/30/2021 to 10/31/2021

Owner: City of Pharr
118 S. Cage Blvd.
Pharr, TX 78577

Contractor: Jimenez Engineering Solutions dba
International Consulting Engineers
1722 N. Closner, Suite B
Edinburg, TX 78541

PO No. 178324
Project: International Bridge Expansion & Renovations Phase II
Project # 1920-70-510-C009-775

Original Contract Amount:	<u>\$598,000.00</u>
Change Orders:	<u>\$31,281.20</u>
Contract Amount to Date:	<u>\$629,281.20</u>
Total to Date:	<u>\$629,281.20</u>
Total Stored to Date:	<u>\$0.00</u>
Total to Date:	<u>\$629,281.20</u>
Retainage:	<u>\$0.00</u>
Total Due Less Retainage:	<u>\$629,281.20</u>
Less Previous Payments:	<u>\$597,817.14</u>
Current Payment Due:	<u>\$31,464.06</u>

Percent Completed: 100.00%

Original Contract Time (Days): 120
Change Orders (days): 143
Notice to Proceed 2/15/2021
Substantial Completion Date _____
Contract Time Used 100.00%

Change Order Summary				
No.	Contract Amount		Contract Time	
	Addition	Deduction	Addition	Deduction
1	\$ 58,562.00		35	
2		\$ 27,280.80	108	
Total	\$ 58,562.00	\$ 27,280.80	143	

* Provide Documentation

Attachment "B"



Contractor:

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Progress Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Progress Payment were issued and payments received from the Owner, and that current payment shown herein is now due:

[Signature]

11/5/2021

Signature:

Date

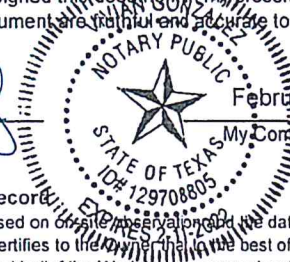
Subscribed and sworn before me this 5th day of November, 2021

The above person appeared before me, the undersigned notary public and provided satisfactory evidence of identification to be the person signed this document in my presence and swore or affirmed to me that the contents of this document are true and accurate to the best of his/her knowledge and belief.

Attachment "A"

*

[Signature]
Notary Public:



Construction Manager or Architect of Record

In accordance with the Contract Documents, based on on-site observation and the data comprising this progress payment, the Construction Manager certifies to the best of the Engineer's/Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents and the Contractor is entitled to progress payment.

Signature:

Date:

Approved:

Omar Anzaldúa Jr, PE
City Engineer

Signature

Date

Igancio Amezcua
Purchasing Director

Signature

Date

Ed Wylie
Interim City Manager

Signature

Date

Deputy City Manager

Signature

Date

Karla Saavedra
Finance Director

Signature

Date

AIA® Document G702® – 1992

Application and Certificate for Payment

TO OWNER:	City of Pharr 118 S. Cage Blvd. Pharr, TX 78577	PROJECT:	City of Pharr International Bridge Expansion & Renovation Phase II Pharr, TX	APPLICATION NO:	007 - retainage	Distribution to:	
FROM	Jimenez Engineering Solutions dba	VIA		PERIOD TO:	October 31, 2021	OWNER:	☒
CONTRACTOR:	International Consulting Engineers 1722 N. Closser, Suite B Edinburg, TX 78541	ARCHITECT:	The Warren Group Architects	CONTRACT FOR:	General Construction	ARCHITECT:	☒
				CONTRACT DATE:	January 26, 2021	CONTRACTOR:	☐
				PROJECT NOS:	The Warren Group Architects, Inc. / International Consulting Engineers / City of Pharr	FIELD:	☐
						OTHER:	☐

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. AIA Document G703®, Continuation Sheet, is attached.

1. ORIGINAL CONTRACT SUM	\$598,000.00
2. NET CHANGE BY CHANGE ORDERS	\$31,281.20
3. CONTRACT SUM TO DATE (Line 1 ± 2)	\$629,281.20
4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)	\$629,281.20
5. RETAINAGE:	
a. 0 % of Completed Work (Column D + E on G703)	\$0.00
b. 0 % of Stored Material (Column F on G703)	\$0.00
Total Retainage (Lines 5a + 5b or Total in Column I of G703)	\$0.00
6. TOTAL EARNED LESS RETAINAGE	\$629,281.20
(Line 4 Less Line 5 Total)	
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT	\$597,817.14
(Line 6 from prior Certificate)	
8. CURRENT PAYMENT DUE	\$31,464.06
9. BALANCE TO FINISH, INCLUDING RETAINAGE (Line 3 less Line 6)	\$0.00

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$58,562.00	\$27,280.80
Total approved this Month	\$0.00	\$0.00
TOTALS	\$58,562.00	\$27,280.80
NET CHANGES by Change Order		\$31,281.20

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR:

By: [Signature]
State of: Texas

Date: November 05, 2021

County of: Hidalgo

Subscribed and sworn to before
me this 5th day of November, 2021

Notary Public: [Signature]
My Commission expires: February 11, 2022



ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$31,464.06

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT:

By: [Signature]

Date: 11.12.2021

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.



AIA Document G703® – 1992

Continuation Sheet

AIA Document G702®, Application and Certification for Payment, or G732™, Application and Certificate for Payment, Construction Manager as Adviser Edition, containing Contractor's signed certification is attached.
Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO: 007 - retainage
APPLICATION DATE: November 05, 2021
PERIOD TO: October 31, 2021
ARCHITECT'S PROJECT NO: The Warren Group Architects, Inc.

A	B	C	D	E	F	G		H	I
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED		MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	% (G+C)	BALANCE TO FINISH (C - G)	RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD					
	Item No. 1	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
		0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Clearing & grubbing	5,000.00	5,000.00	0.00	0.00	5,000.00	100.00%	0.00	0.00
2	12" Subgrade preparation w/3% lime	7,500.00	7,500.00	0.00	0.00	7,500.00	100.00%	0.00	0.00
3	Lime	5,250.00	5,250.00	0.00	0.00	5,250.00	100.00%	0.00	0.00
4	Fill	10,000.00	10,000.00	0.00	0.00	10,000.00	100.00%	0.00	0.00
5	8" caliche	7,500.00	7,500.00	0.00	0.00	7,500.00	100.00%	0.00	0.00
6	MC-30	2,025.00	2,025.00	0.00	0.00	2,025.00	100.00%	0.00	0.00
7	1-1/2" asphalt paving	13,500.00	13,500.00	0.00	0.00	13,500.00	100.00%	0.00	0.00
8	Curb & gutter	6,000.00	6,000.00	0.00	0.00	6,000.00	100.00%	0.00	0.00
9	Valley gutter	1,200.00	1,200.00	0.00	0.00	1,200.00	100.00%	0.00	0.00
10	Traffic control	1,500.00	1,500.00	0.00	0.00	1,500.00	100.00%	0.00	0.00
11	Mobilization	30,000.00	30,000.00	0.00	0.00	30,000.00	100.00%	0.00	0.00
12	Demo tree	1,200.00	1,200.00	0.00	0.00	1,200.00	100.00%	0.00	0.00
13	Concrete spill way	10,800.00	10,800.00	0.00	0.00	10,800.00	100.00%	0.00	0.00
14	Concrete driveway	11,840.00	11,840.00	0.00	0.00	11,840.00	100.00%	0.00	0.00
15	Seeding & watering	2,000.00	2,000.00	0.00	0.00	2,000.00	100.00%	0.00	0.00
16	Detention pond (no outfall)	7,400.00	7,400.00	0.00	0.00	7,400.00	100.00%	0.00	0.00
	Item No. 2	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Demo portions of sidewalk	3,500.00	3,500.00	0.00	0.00	3,500.00	100.00%	0.00	0.00
2	Concrete retaining wall & sidewalk	18,000.00	18,000.00	0.00	0.00	18,000.00	100.00%	0.00	0.00
3	Concrete steps	9,000.00	9,000.00	0.00	0.00	9,000.00	100.00%	0.00	0.00

AIA Document G703® – 1992. Copyright © 1963, 1965, 1966, 1967, 1970, 1978, 1983 and 1992 by The American Institute of Architects. All rights reserved. The "American Institute of Architects," "AIA," the AIA Logo, "G703," and "AIA Contract Documents" are registered trademarks and may not be used without permission. This document was produced by AIA software at 13:44:21 ET on 11/05/2021 under Order No.6536179647 which expires on 07/02/2022, is not for resale, is licensed for one-time use only, and may only be used in accordance with the AIA Contract Documents® Terms of Service. To report copyright violations, e-mail copyright@aia.org.

User Notes:

(3B9ADABC)

A	B	C	D	E	F	G		H	I
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED		MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	% (G+C)	BALANCE TO FINISH (C - G)	RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD					
	Item No. 3	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Demolition (canopies)	3,800.00	3,800.00	0.00	0.00	3,800.00	100.00%	0.00	0.00
2	New canopies	5,440.00	5,440.00	0.00	0.00	5,440.00	100.00%	0.00	0.00
	Item No. 4	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Demolition (airlock)	4,500.00	4,500.00	0.00	0.00	4,500.00	100.00%	0.00	0.00
2	New airlock & storefront	14,770.00	14,770.00	0.00	0.00	14,770.00	100.00%	0.00	0.00
	Item No. 5	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Demolition gate & fence	2,500.00	2,500.00	0.00	0.00	2,500.00	100.00%	0.00	0.00
2	New chainlink gate	12,500.00	12,500.00	0.00	0.00	12,500.00	100.00%	0.00	0.00
3	New openers & controls	17,000.00	17,000.00	0.00	0.00	17,000.00	100.00%	0.00	0.00
	Item No. 6	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
		0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Demo existing chainlink fence	2,500.00	2,500.00	0.00	0.00	2,500.00	100.00%	0.00	0.00
2	Relocate chainlink fence	8,750.00	8,750.00	0.00	0.00	8,750.00	100.00%	0.00	0.00
	Item No. 7	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Concrete pad adjacent to mechanical room	26,400.00	26,400.00	0.00	0.00	26,400.00	100.00%	0.00	0.00
2	Demo existing & grade	5,000.00	5,000.00	0.00	0.00	5,000.00	100.00%	0.00	0.00
3	Demo trees	1,200.00	1,200.00	0.00	0.00	1,200.00	100.00%	0.00	0.00
	Item No. 8	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Remove stucco & sandblast	8,385.00	8,385.00	0.00	0.00	8,385.00	100.00%	0.00	0.00
	Item No. 9	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Demolition	900.00	900.00	0.00	0.00	900.00	100.00%	0.00	0.00
2	Painting	12,740.00	12,740.00	0.00	0.00	12,740.00	100.00%	0.00	0.00
	Item No. 10 - N/A	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
	Item No. 11	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Demolition	5,200.00	5,200.00	0.00	0.00	5,200.00	100.00%	0.00	0.00
2	Replace/Refurbish lights	66,990.00	66,990.00	0.00	0.00	66,990.00	100.00%	0.00	0.00
	Item No. 12	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00

A	B	C	D	E	F	G		H	I
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED		MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	% (G÷C)	BALANCE TO FINISH (C - G)	RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD					
1	Quad waterproof outlets	7,900.00	7,900.00	0.00	0.00	7,900.00	100.00%	0.00	0.00
	Item No. 13	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Demolition RR	5,200.00	5,200.00	0.00	0.00	5,200.00	100.00%	0.00	0.00
2	Renovate RR	12,640.00	12,640.00	0.00	0.00	12,640.00	100.00%	0.00	0.00
	Item No. 14	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Demolition lobby	1,800.00	1,800.00	0.00	0.00	1,800.00	100.00%	0.00	0.00
2	Remodel lobby	31,330.00	31,330.00	0.00	0.00	31,330.00	100.00%	0.00	0.00
	Item No. 15	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Demolition roof	2,500.00	2,500.00	0.00	0.00	2,500.00	100.00%	0.00	0.00
2	Concrete foudation	30,000.00	30,000.00	0.00	0.00	30,000.00	100.00%	0.00	0.00
3	New roof, TPO system	68,500.00	68,500.00	0.00	0.00	68,500.00	100.00%	0.00	0.00
	Item No. 16	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Flagpoles, footings & lighting	10,300.00	10,300.00	0.00	0.00	10,300.00	100.00%	0.00	0.00
2	Prep area, flag pole footings/foundation	30,000.00	30,000.00	0.00	0.00	30,000.00	100.00%	0.00	0.00
	Item No. 17	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Demolition millwork	1,000.00	1,000.00	0.00	0.00	1,000.00	100.00%	0.00	0.00
2	Millwork	2,500.00	2,500.00	0.00	0.00	2,500.00	100.00%	0.00	0.00
	Item No. 18	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Demolition OH doors	5,700.00	5,700.00	0.00	0.00	5,700.00	100.00%	0.00	0.00
2	Coiling doors	17,200.00	17,200.00	0.00	0.00	17,200.00	100.00%	0.00	0.00
	Item No. 19	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Storage flooring	9,700.00	9,700.00	0.00	0.00	9,700.00	100.00%	0.00	0.00
	Item No. 20	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Demoliton	940.00	940.00	0.00	0.00	940.00	100.00%	0.00	0.00
2	New canopies	9,000.00	9,000.00	0.00	0.00	9,000.00	100.00%	0.00	0.00
	Change Order 1	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	Remove existing culvert (RFI #1)	300.00	300.00	0.00	0.00	300.00	100.00%	0.00	0.00
2	New 18" RC pipe culvert (RFI#1)	1,800.00	1,800.00	0.00	0.00	1,800.00	100.00%	0.00	0.00

AIA Document G703® – 1992. Copyright © 1963, 1965, 1966, 1967, 1970, 1978, 1983 and 1992 by The American Institute of Architects. All rights reserved. The "American Institute of Architects," "AIA," the AIA Logo, "G703," and "AIA Contract Documents" are registered trademarks and may not be used without permission. This document was produced by AIA software at 13:44:21 ET on 11/05/2021 under Order No.6536179647 which expires on 07/02/2022, is not for resale, is licensed for one-time use only, and may only be used in accordance with the AIA Contract Documents® Terms of Service. To report copyright violations, e-mail copyright@aia.org.

User Notes:

(3B9ADABC)

A	B	C	D	E	F	G		H	I
ITEM NO.	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED		MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D + E + F)	%(G÷C)	BALANCE TO FINISH (C - G)	RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD					
3	Concrete rip-rap/apron for driveway culvert (RFI#1)	1,500.00	1,500.00	0.00	0.00	1,500.00	100.00%	0.00	0.00
4	12" PVC to interconnect ponds (RFI#3)	1,920.00	1,920.00	0.00	0.00	1,920.00	100.00%	0.00	0.00
5	Concrete rip-rap 12" PVC (RFI#3)	2,400.00	2,400.00	0.00	0.00	2,400.00	100.00%	0.00	0.00
6	Retaining wall extensions (RFI#5)	15,500.00	15,500.00	0.00	0.00	15,500.00	100.00%	0.00	0.00
7	Foundation for new dumpster	9,000.00	9,000.00	0.00	0.00	9,000.00	100.00%	0.00	0.00
8	Block & gate for dumpster	4,025.00	4,025.00	0.00	0.00	4,025.00	100.00%	0.00	0.00
9	6" pipe bollards for new dumpster	3,750.00	3,750.00	0.00	0.00	3,750.00	100.00%	0.00	0.00
10	New paneling & painting around canopy lights (RFI#7)	4,375.00	4,375.00	0.00	0.00	4,375.00	100.00%	0.00	0.00
11	Valley gutter (RFI#4)	6,000.00	6,000.00	0.00	0.00	6,000.00	100.00%	0.00	0.00
12	Additional height on 3 flag poles	5,760.00	5,760.00	0.00	0.00	5,760.00	100.00%	0.00	0.00
13	Flooring E119/E110	2,232.00	2,232.00	0.00	0.00	2,232.00	100.00%	0.00	0.00
	Change Order	0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
1	New Canopies credit	-380.80	-380.80	0.00	0.00	-380.80	100.00%	0.00	0.00
2	New chain link gate credit	-12,500.00	-12,500.00	0.00	0.00	-12,500.00	100.00%	0.00	0.00
3	New openers & controls credit	-11,900.00	-11,900.00	0.00	0.00	-11,900.00	100.00%	0.00	0.00
4	Millwork credit	-2,500.00	-2,500.00	0.00	0.00	-2,500.00	100.00%	0.00	0.00
		0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
		0.00	0.00	0.00	0.00	0.00	0.00%	0.00	0.00
	GRAND TOTAL	\$629,281.20	\$629,281.20	\$0.00	\$0.00	\$629,281.20	100.00%	\$0.00	\$0.00



CHANGE ORDER

Contractor: Jimenez Engineering Solutions dba International Consulting Engineers Change Order No.: 2

Project: City of Pharr International Bridge Facility Expansion and Renovations Phase II Date: 11/5/2021
Project # 1920-70-510-C009-775

Notice to Proceed Date: 2/15/2021 Change Order Amount: \$ (27,280.80)

You are directed to make the following changes in the Contract Documents:

1. Credit for new canopies;
2. Credit for chain link fence;
3. Credit for openers & controls;
4. Credit for millwork
5. 100 additional days

Reason for Change Order:

- 1-4. Items not installed/performed.
5. New flagpole locations were being analyzed and considered.

	Contract Price	Contract Time(Calendar Days)
Original Contract:	\$ 598,000.00	Original Completion Date: 6/15/21
Previous Change Order: (+/-)	\$ 58,562.00	Additional Days: 108
This Change Order: (+/-)	\$ (27,280.80)	Revised Completion Date: 10/28/21
Revised Contract Amount:	\$ 629,281.20	

It is agreed by the Contractor that this Change Order includes any and all costs associated with or resulting from change(s) ordered herein, including all impact, delays, and acceleration costs. Other than the dollar amount and time allowance listed above, there shall be no further time or dollar compensation as a result of this Change Order.

THIS DOCUMENT SHALL BECOME AN AMMENDMENT TO THE CONTRACT AND ALL STIPULATIONS AND COVENANTS OF THE CONTRACT SHALL APPLY HERETO.

Accepted:

Hugo P. Gonzalez Jr., Principal

Contractor

Authorized Signature

11/5/2021

Date

Recommended:

Laura N. Warren, AIA

Architect

Authorized Signature

11.15.2021

Date

Omar Anzaldúa Jr., PE, CFM, PMP, CCM

City Engineer

Authorized Signature

Date

Approved:

Ed Wylie

Interim City Manager

Authorized Signature

Date



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 8.B.

DATE SUBMITTED: December 13, 2021

MEETING DATE: December 20, 2021

FROM: Daniel Ramirez, Director

DEPARTMENT: Emergency Medical Services

DIRECTOR: Daniel Ramirez

Agenda Item: Consideration and action, if any, on Interlocal Agreement with City of Elsa to house an ambulance at the Elsa Fire Department.

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: Currently we have 2 ambulances in the City of Edcouch for Emergency Service District 2. This ILA would allow us to split them up and allow for better coverage

Fiscal Consideration: this allows us to have housing at no cost

Staff Recommendation: Staff recommends approval of ILA

Alternatives: none

Exclude Material from Public Packet? No

Reason: not exclude

ROUTING:

Daniel Ramirez

Created/Initiated - 12/13/2021

Daniel Ramirez

Approved - 12/13/2021

Karla Saavedra

Approved - 12/15/2021

Patricia Rigney

Approved - 12/15/2021

City Management Office

Final Approval - 12/16/2021

STATE OF TEXAS

§
§
§

COUNTY OF HIDALGO

**INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF PHARR,
TEXAS AND THE CITY OF ELSA FOR THE ESTABLISHMENT OF
EMS AMUBLANCE AND PERSONNEL HOUSING AT THEIR FIRE STATION**

This Interlocal Cooperation Agreement (hereinafter referred to as the "Agreement") is made and entered into by and between the undersigned Local Governments of the State of Texas, namely, the **CITY OF PHARR, TEXAS**, a home rule municipal corporation, hereinafter referred to as "Pharr" or "P-EMS", and the **CITY OF ELSA**, hereinafter referred to as "City", collectively referred to as the "Parties", pursuant to the provisions of the Texas Inter-local Cooperation Act, as follows:

WITNESSETH:

WHEREAS, this agreement is authorized by Chapter 791 of the Texas Government Code; and

WHEREAS, the Parties are local governments as that term is defined in Section 791.003 of the Texas Government Code; and

WHEREAS, the Parties find that this Agreement is necessary for the benefit of the public; that each Party has the legal authority to perform and to provide the governmental function or service which is the subject matter of this Agreement; that any division of cost fairly compensates the performing Party for services performed under this Agreement; and the performance of this Agreement is in the common interest of both Parties; and

WHEREAS, the City desires to house P-EMS crews, including ambulances, at certain fire station(s), specifically, Fire Station located at 216 East 4th., Elsa, Texas 78573 (the "Station") which such crews are not actively responding to an EMS call for services; and

WHEREAS, the City's ability to house P-EMS crews and ambulances at the Station will enable P-EMS crews to more effectively respond to calls for service and disasters; and

WHEREAS, the City currently has available an area at the Station to serve the housing needs of a P-EMS crews; and

WHEREAS, City is willing to provide an area at the Station as set forth herein and the City desires to occupy such area at the Station for the purposes set forth herein;

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the undersigned Parties agree as follows:

I. TERMS AND CONDITIONS

A. Primary Obligations.

The City agrees to provide P-EMS with the following:

1. Shared vehicle bay or apron at the Station to house one P-EMS ambulance.
2. The sole use of two beds.
3. The reasonable usage of the shared facilities in the station, which shall include but not be limited to the dining area, day room(s), kitchen, laundry, supply closets, restrooms (bath/showers and toilets) as well as all amenities within the Station.
4. City agrees to provide P-EMS with the enjoyment and peaceful possession of the above-described areas during the term of this Agreement. In the event the above-described areas are not available in the Station, the Parties may agree upon alternative areas acceptable to both Parties.

B. Consideration. P-EMS agrees to provide improvements, if needed, to the areas identified above to be occupied by the P-EMS crews and to prepare the occupied spaces for move-in by the P-EMS crews.

C. Term. This Agreement shall be effective upon the approval of the governing bodies of City and Pharr, signed by the authorized individuals ("Effective date"), and shall continue in force for three (3) years until such times as either Party terminates the agreement as provided herein. After the initial 3-year term, this Agreement, unless otherwise terminated as detailed herein, shall continue to renew automatically for additional one (1) year terms until otherwise terminated.

D. Removal of City's Improvements. Upon the termination of this Agreement, P-EMS shall remove its personal property and may remove any of the improvements that the P-EMS made to the Station, so long as the removal of such improvements does not unreasonably damage the Station. In the event any damage is caused during the removal of such improvements, the P-EMS shall be obligated to repair or cause to be repaired any damage resulting from the removal of its improvements, normal wear and tear excepted.

E. Condition of the Station. The P-EMS shall not be responsible for maintaining and/or repairing the Station's roof, foundation, parking, grounds, common areas, the structural soundness of the exterior walls, building exterior, electrical systems, plumbing systems, HVAC system and all amenities within the Station. The P-EMS shall be responsible for keeping the areas solely used by the City EMS crews in a clean and neat condition. The City and P-EMS shall work in cooperation with one another in keeping commonly used areas clean and neat.

- F. Use of Premises. P-EMS may only use the designated areas of the Station for the express purpose set forth herein. Use of the Station for any other purpose shall require the written consent of City. P-EMS shall not make any alterations, additions, or improvements to the Station without the written consent of the City. This includes the installation of any equipment. The P-EMS shall permit City to enter, inspect, and make such repairs to its designated areas of the Station as often as reasonably desires at any reasonable time. The P-EMS agrees that it is solely responsible for making, at its sole cost, any alterations, additions, or improvements that are mandated by any and all state, federal, and local accessibility legal requirements and that become necessary due solely to the P-EMS use of the Station (“accessibility alterations”). In the event any alterations, additions, or improvements in or to the Station are made necessary by reason of the special use and occupancy by the P-EMS, and provided that City grants its prior written permission to P-EMS regarding such alterations, additions, or improvements, P-EMS agrees that it will make all such alterations, additions, and improvements in or to the Station at its own expense and in compliance with all building codes, ordinances, and governmental regulations pertaining to such work, use, or occupancy.
- G. Utilities and Service. City shall provide and maintain, at its sole cost, the mains, conduits, and other facilities necessary to dispose of garbage, water, gas, electricity, telephone, cable, internet services and sewage service to the Station. If any of the equipment or machinery necessary or useful for the provision of any of the above services breaks down or for any cause ceases to function properly, City shall use reasonable diligence to repair the same promptly. If any of the area solely occupied by the P-EMS crew is in need of maintenance or repairs as solely determined by City. City shall be financially responsible for any maintenance and/or repairs.
- H. Use of Additional Fire Stations. P-EMS and City may mutually agree to allow P-EMS crews to house in an additional station(s) not described herein, without requiring the additional consent of the Parties’ governing bodies, provided the Parties abide by the terms of this Agreement for any and all additional Stations.
- I. Damage or Injury. The City and P-EMS agree that if either Party is solely negligent in causing real or personal property damage or personal injury to the other that such responsible Party shall pay for the actual cost and expenses incurred for such damage or injury to the extent permitted by law.
- J. Default. Either Party’s failure to comply with any provision of this Agreement shall be considered a default. In the event that either Party defaults under this Agreement, the non-defaulting Party shall give the defaulting Party written notice specifying such default. If the defaulting Party has not cured such default within thirty (30) days after its receipt of such written notice, or, if the default cannot with due diligence be cured within a 30-day period, and the defaulting Party has not commenced and proceeded diligently to cure such default, then the non-defaulting

Party may terminate this Agreement. It is not a waiver of default if the non-defaulting Party fails to declare immediately a default or delays in taking any action. Pursuit of any remedies set forth in this Agreement does not preclude pursuit of other remedies that may be available in this Agreement and/or under the law. The Parties have a duty to mitigate damages.

II. GENERAL PROVISIONS

- A. Payments. There shall be no payment for the use of the City station(s).
- B. Approval by Governing Bodies. This Agreement has been approved by the governing bodies of the Parties.
- C. Severability. If any provision of this Agreement shall be held invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision hereof, but rather this entire Agreement will be construed as if not containing the particular invalid or unenforceable provision or provisions, and the rights and obligations of the Parties shall be construed and enforced in accordance therewith. The Parties acknowledge that if any provision of this Agreement is determined to be invalid or unenforceable, it is the desire and intention of each that such provision be reformed and construed in such a manner that it will, to the maximum extent practicable, give effect to the intent of this Agreement and be deemed to be valid and enforceable.
- D. Notices. Any notice to be given hereunder shall be in writing and may be affected by personal delivery, in writing or by registered or certified mail, return receipt requested, addressed to the property Party at the following address:

Pharr: City of Pharr
 Attention: City Manager
 118 S. Cage Blvd. 4th Floor
 Pharr, Texas 78577

With Copy to: City of Pharr Emergency Medical Svc. Dept
 Attention: Danny Ramirez
 3000 N. Cage Blvd.
 Pharr, Texas 78577

City: City of Elsa
 Attention: City Manager
 102 Diana Street
 Elsa, Texas 78543

F. Venue and Governing law. Each party to this Agreement hereby agrees and acknowledges that venue and jurisdiction of any suit, right or cause of action arising out of or in connection with this Agreement shall lie exclusively in Hidalgo County, Texas. This Agreement shall be governed by and construed in accordance with the laws of the State of Texas.

G. Dispute Resolution. The Parties to this Agreement will work together in good faith to resolve any controversy, dispute or claim between the Parties which arises out of or relates to this Agreement whether stated in tort, contract, statute, claim for benefits, bad faith, professional liability or otherwise ("Claim"). If the Parties are unable to resolve the Claim within thirty (30) days following the date in which one Party send written notice of the Claim to the other Party, and if a Party wishes to pursue the Claim, such claim shall be addressed through non-binding mediation under the Commercial Mediation Rules of the American Arbitration Association ("AAA"). A Single mediator engaged in the practice of law, who is knowledgeable about subject matter of this Agreement, will conduct the mediation under the current rules of the AAA. Any Mediation under this Agreement shall be conducted in Hidalgo County, Texas. All cost involved in the mediation shall be borne equally between the Parties, except that each Party shall bear its own attorneys' fees. Nothing herein is intended to prevent either Party from seeking any other remedy available at law including seeking redress in a court of competent jurisdiction. This provision shall survive the termination of this Agreement.

H. Termination for Convenience.

- 1.) The City may terminate this Agreement for convenience and without cause of further liability upon ninety (90) days written notice to the P-EMS.
- 2.) The P-EMS may terminate this Agreement for convenience and without cause of further liability upon ninety (90) days written notice to the City.
- 3.) All Parties to the contract may terminate upon written mutual consent signed and dated by all Parties to this agreement setting forth the agreed upon date of termination.

I. No Third-Party Beneficiaries. This Agreement is for the sole and exclusive benefit of the Parties hereto, and nothing in this Agreement, express or implied, is intended to confer or shall be construed as conferring upon any other person any rights, remedies or any other type or types of benefits.

J. Relationship of the Parties. Each Party to this Agreement, in the performance of this Agreement, shall act in an individual capacity and not as agents, employees, partners, joint ventures or associates of one another. The Employees or agents of the Party shall not be deemed or construed to be the employees or agents of the other Party for any purposes whatsoever.

K. No Waiver of Immunities. Nothing in this agreement shall be deemed to waive, modify, or amend any legal defense available at law or in equity to the Parties, their

past or present officers, employees, or agents or employees, nor to create any legal rights or claim on behalf of any third party. The Parties do not waive, modify, or alter to any extent whatsoever the availability of the defense of governmental immunity under the laws of the State of Texas and of the United States.

- L. Non-Appropriation and Fiscal Funding. The Obligations of the Parties under this Agreement do not constitute a general obligation or indebtedness of either Party for which such Party is obligated to levy, pledge, or collect any form of taxation. It is understood and agreed that City shall have the right to terminate this Agreement at the end of any City fiscal year if the governing body of City does not appropriate sufficient funds as determined by the City's budget for the fiscal year in question. City may effect such termination by giving written notice of termination at the end of its then-current fiscal year.
- M. No Agency Relationship. It is understood and agreed that City shall not in any sense be considered a partner or joint venture with the P-EMS, nor shall any of the Parties in any manner hold themselves out as an agent or official representative of the City.
- N. Entire Agreement. This Agreement represents the Entire and integrated agreement between the Parties and supersedes all prior negotiations, representations, or agreements, either oral or written. This Agreement may be amended only by written instrument signed by each Party to this Agreement. NO OFFICIAL, EMPLOYEE, AGENT, OR REPRESENTATIVE OF THE CITY HAS ANY AUTHORITY, EITHER EXPRESS OR IMPLIED, TO AMEND THIS AGREEMENT, EXCEPT PURSUANT TO SUCH EXPRESS AUTHORITY AS MAY BE GRANTED BY THE CITY OF PHARR'S COMMISSIONERS COURT.

EXECUTED TO BE EFFECTIVE this _____ day of _____, 2021.

CITY OF ELSA

BY: _____
Juan Jose Ybarra, City Manager

ATTEST:

BY: _____
XXXX

Approved as to Form:

BY: _____
Attorney, XXX

THE CITY OF PHARR

BY: _____
Edward Wylie, City Manager

ATTEST:

BY: _____
Hilda Pedraza, City Clerk

Approved as to Form:

BY: _____
City Attorney, City of Pharr



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 8.C.

DATE SUBMITTED: December 14, 2021

MEETING DATE: December 20, 2021

FROM: Kenneth Ennis, Communications
Director

DEPARTMENT: Communications

DIRECTOR: Kenneth Ennis

Agenda Item: Consideration and action, if any, on Interlocal Agreement with Rio Grande Valley Emergency Communications District (RGV 9-1-1) and City of Pharr for use of 9-1-1 Services.

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: The ILA will allow us to continue to receive PSAP services from Rio Grande Valley Emergency Communications District (RGV 9-1-1) formerly LRGVDC 9-1-1.

Fiscal Consideration: No fiscal impact for the agreement.

Staff Recommendation: Staff recommends approval. This will ensure our citizens continue to receive 9-1-1 services in Pharr.

Alternatives: N/A

Exclude Material from Public Packet? No

Reason: N/A

ROUTING:

Kenneth Ennis
Kenneth Ennis
Karla Saavedra
Patricia Rigney
City Management Office

Created/Initiated - 12/14/2021
Approved - 12/14/2021
Approved - 12/15/2021
Approved - 12/15/2021
Final Approval - 12/16/2021



For your review, we have attached the Bi-Annual Interlocal Agreement 2022-2024, Between the Rio Grande Valley 9-1-1 and the City of Pharr For 9-1-1 Service.

This Interlocal Agreement will need to be signed and dated before our scheduled pick-up on **Tuesday, December 28, 2021.**

Should you have any questions regarding this document, please feel free to contact our office:

Executive Director - Manuel Cruz
956-2794130

Director - Randall Snyder
956-638-1036

**INTERLOCAL AGREEMENT 2022-24 BETWEEN
THE RIO GRANDE VALLEY 9-1-1 AND
THE CITY OF PHARR FOR 9-1-1 SERVICE**

SECTION 1: PARTIES AND PURPOSE

- 1.1 The Rio Grande Valley Communication District (known as “RGV 9-1-1”) is a regional emergency communications authority and a political subdivision of the State of Texas organized under the Texas Health and Safety Code, Chapter 772, Subchapter H, through the passage of resolutions by County Commissioners Courts and City Councils within the District’s service area encompassing Hidalgo and Willacy Counties.
- 1.2 The City of Pharr (hereinafter “Public Agency”) is a local government that operates a Public Safety Answering Point (“PSAP”) that participates in the RGV 9-1-1.
- 1.3 This Interlocal Agreement is entered into between the Rio Grande Valley Communication District and Public Agency under Texas Government Code Chapter 791 so that the Rio Grande Valley Communication District can operate and maintain the system utilized for the provision of 9-1-1 emergency communication services. For purposes of carrying out the Rio Grande Valley Communication District duties and obligations under this agreement, the parties understand and agree that references to the Rio Grande Valley 9-1-1 include its employees, telecommunicators, directors, officers, agents, and their representatives individually, officially, and collectively.

SECTION 2: RIGHTS AND DUTIES OF THE PUBLIC AGENCY

The Public Agency that operates Public Safety Answering Points (PSAP) agree:

2.1 FINANCIAL/INSURANCE

- 2.1.1 Reimburse the Rio Grande Valley Communication District for damage to 9-1-1 equipment caused by intentional misconduct, abuse, misuse, or negligence by Public Agency employees or other persons granted access to the PSAP. This provision does not include ordinary wear and tear of day-to-day use of the equipment.
- 2.1.2 The Rio Grande Valley 9-1-1 may seek reimbursement of 9-1-1 funds if 9-1-1 funding were used in noncompliance with Applicable Law.
- 2.1.3 Such reimbursement of 9-1-1 Funds to the Rio Grande Valley Communication District, as applicable, shall be made by the Public Agency within 60 days after demand by the Rio Grande Valley Communication District unless an alternative repayment plan is approved by the Rio Grande Valley Communication District.

2.2 EQUIPMENT AND INVENTORY

- 2.2.1 The Rio Grande Valley Communication District shall maintain a current inventory of all 9-1-1 equipment consistent with Applicable Law and shall provide a copy to the Public Agency for insurance purposes (refer to Attachment A).
- 2.2.2 All 9-1-1 equipment shall be tagged with identification labels.

- 2.2.3 Report any lost, stolen, or nonfunctioning equipment in writing to the Rio Grande Valley 9-1-1 immediately upon discovery.
- 2.2.4 Notify the Rio Grande Valley 9-1-1 in writing 30 days in advance of disposition of equipment due to obsolescence, failure, or other planned replacement.

2.3 SECURITY

- 2.3.1 Protect all the Rio Grande Valley 9-1-1 provided equipment by implementing measures that secure the premises (including equipment/back room) of its PSAP against unauthorized entrance or use.
- 2.3.2 Operate within local standard operating procedures and take appropriate security measures as may be necessary to ensure that non-approved third-party software applications cannot be integrated into the PSAPs Call Handling Equipment or workstations.
- 2.3.3 Refrain from attaching or integrating any hardware device (i.e., external storage devices) or software application without the prior written approval of the Rio Grande Valley 9-1-1. Further, no unauthorized person shall configure, manipulate, or modify any hardware device or software application. Such authority can only be granted by the Rio Grande Valley 9- 1-1.
- 2.3.4 Adhere to Health and Safety Code, Section 772.002(C), Confidentiality of Information.
- 2.3.5 The Rio Grande Valley ensures section 5.2 CJIS Security Awareness Training requirements in the CJIS Security Policy are met. The Rio Grande Valley 9-1-1 Administrators shall document, maintain, and keep current a Level Four Security. These personnel have unescorted access to a physically secure location. <https://www.fbi.gov/services/cjis/cjis-security-policy-resource-center>
- 2.3.6 Allow 24-hours access to the 9-1-1 equipment for audits, repairs, and maintenance services, as required or needed by the Rio Grande Valley 9-1-1 Administrators.
- 2.3.7 The Public Agency shall provide (2) two access cards OR (1) one physical key to maintaining the 24-hour access compliance. Failure to do so may result in ineligibility by the Rio Grande Valley 9-1-1.

2.4 MAINTENANCE

- 2.4.1 Ensure areas, where the Rio Grande Valley 9-1-1 equipment is installed are clean, clear of clutter, and allows for unobstructed access by the Rio Grande Valley 9-1-1 Administrators.
- 2.4.2 Whenever possible, provide at least a two-week notice in writing to the Rio Grande Valley 9-1-1 PSAP regarding any maintenance that could adversely affect 9-1-1 operations.
- 2.4.3 Provide at least a 48-hour notice in writing to the Rio Grande Valley 9-1-1 before work commencing on any scheduled maintenance on commercial power backup generators.
- 2.4.4 Notify the Rio Grande Valley 9-1-1 of technical issues immediately upon discovery. The Public Agency will utilize one of the following methods:
 - a. Via telephone by calling (956) 682-3481 and/or email to helpdesk@lrgvdc911.org
 - b. Calling WSC (800) 414-2738 and/or email 9-1-1@wscicom.com
- 2.4.5 The Rio Grande Valley 9-1-1 test generators automatically every month and conduct a load test at

least once a year, to ensure that all the Rio Grande Valley 9-1-1 equipment remains functional.

2.5 TRAINING

- 2.5.1 Provide telecommunicators access to emergency communications equipment training as approved by the Rio Grande Valley training staff, or as determined by the Public Agency.
- 2.5.2 Notify the Rio Grande Valley 9-1-1 in writing or email of any new 9-1-1 telecommunicator by listing their full name, date of hire, and PID#.
- 2.5.3 New telecommunicators shall schedule a Power 9-1-1 training within 120 days of their hire date. If a PSAP chooses to train its personnel, a copy of the agency's approved Learning Objectives and Lesson Plan must be provided to the Rio Grande Valley 9-1-1.
- 2.5.4 Ensure that 9-1-1 telecommunicators meet minimum training requirements as listed in the Telecommunicators Proficiency Chart from TCOLE.
- 2.5.5 Ensure that all telecommunicators abide by the TCOLE mandated rules and regulations for telecommunicator certification and/or licensing requirements.
- 2.5.6 Schedule telecommunicators to receive 9-1-1 equipment training within 120 days of his/her hire date.
- 2.5.7 Ensure that 9-1-1 PSAP Supervisors/Managers (or designee) attend the Board of Managers Meetings. The Rio Grande Valley 9-1-1 offers at least four quarterly meetings per year and a minimum attendance of three meetings per year are required for each PSAP.
- 2.5.8 Ensure PSAP Telecommunicators, Training Coordinators, Supervisors/Managers, and other essential personnel identified by the Supervisor/Manager attend mandatory training associated with the implementation of new technology. This training is generally scheduled for specific dates and times.
- 2.5.9 Ensure that all telecommunicators attend a 9-1-1 equipment and technology training refresher course every two years.

2.6 FACILITIES

- 2.6.1 Meet prescribed equipment room requirements (Attachment A). Any expenses associated with this requirement are the responsibility of the Public Agency.
- 2.6.2 Public Agency shall meet minimum site requirements for backroom equipment. Most expenses associated with this are the responsibility of the Public Agency.
- 2.6.3 Ensure areas with 9-1-1 equipment maintain a temperature between 65-85 degrees Fahrenheit.
- 2.6.4 Ensure the 9-1-1 equipment room and communications area comply with the Americans with Disabilities Act of 1990.
- 2.6.5 Provide access to the Rio Grande Valley 9-1-1 staff and contracted vendors that meet CJIS requirements on a 24/7/365 basis without prior notice.

2.7 MONITORING/REPORTING

- 2.7.1 The Rio Grande Valley reserve the right to perform on-site monitoring of the PSAP(s) for compliance with Applicable Law and the performance of the deliverables specified in this Agreement.
- 2.7.2 Maintain financial, statistical, and ANI/ALI records adequate to document performance, costs, and receipts under this Agreement following applicable records retention schedules. Public Agency agrees to maintain these records at Public Agency's offices and provide or make available for inspection upon request by the Rio Grande Valley 9-1-1.
- 2.7.3 Cooperate fully with all reasonable monitoring requests from the Rio Grande Valley 9-1-1 to assess and evaluate Public Agency's performance under this Agreement.

2.8 MEDIA RELATION

- 2.8.1 Make every effort to communicate complete and accurate information in social media posts and/or interaction with the media, specifically as it relates to the Rio Grande Valley 9-1-1. Public Agencies must first coordinate with the Rio Grande Valley 9-1-1 before making comments on social media and/or speaking to the media regarding 9-1-1 technology and service or issues with the 9-1-1 service providers.

2.9 OPERATIONS

- 2.9.1 The Public Agency must sign and submit the contingent PSAP agreement, any changes to contingent PSAPs must be approved by the Rio Grande Valley 9-1-1.
- 2.9.2 Provide a minimum of 90 days prior notice of any facility moves, adds, or changes that affect the 9-1-1 system at helpdesk@lrgvdc911.org. Failure to do so may result in ineligibility by the Rio Grande Valley 9-1-1.
- 2.9.3 At a minimum, provide dedicated 9-1-1 License Telecommunicator(s) (TCs) to answer 9-1-1 calls 24/7/365, however, the required minimum number of TCs is based on the following:
 - PSAP with one to three 9-1-1 workstations, at a minimum, must provide one TC.
 - PSAP with four to seven 9-1-1 workstations, at a minimum, must provide three TCs.
- 2.9.4 The Rio Grande Valley 9-1-1 recommends logging all TDD/TTY calls and test calls.
- 2.9.5 Notify the Rio Grande Valley 9-1-1 in writing at least 30 days prior to changing emergency services providers including medical, law enforcement, and fire.
- 2.9.6 Report discrepancies to the Rio Grande Valley 9-1-1 utilizing the tools in the dispatch mapping solution within 72 hours.
- 2.9.7 Ensure that all telecommunicators log into the 9-1-1 software at the beginning of his/her shift and logs out at the end of his/her shift.

- 2.9.8 In accordance with Texas Health and Safety Code 772.619 (c), the 9-1-1 database information is not available for public inspection and cannot be released to the public. If a Public Information request specifies 9-1-1 database information, the Rio Grande Valley 9-1-1 must be notified within three (3) business days of the Public Agency receiving the request.
- 2.9.9 Be responsible for all furniture, administrative telephones, copier machines, and administrative desktop computers provided by the Rio Grande Valley 9-1-1 located within Public Agency's operating area.
- 2.9.10 RGV 9-1-1 call recordings is a supplemental service that is provided to the public agency. The RGV 9-1-1 maintains a 90-day retention period for 9-1-1 call recordings.
- 2.9.11 9-1-1 calls are deemed a matter of public record, and The Public Information Act makes these records available to the public. Requests for copies of such calls should be directed to the agency that took the call and manages those records.
- 2.9.12 It is the responsibility of the Public Agency to maintain their present emergency dispatch services. The RGV 9-1-1 encourages the public agency to enhance its public safety call taking capabilities by encompassing all emergency services (Police, Fire, and Emergency Medical Services).

SECTION 3: RIGHTS AND DUTIES OF THE RIO GRANDE VALLEY 9-1-1

3.1 FINANCIAL

- 3.1.1 Develop a budget and strategic plan to meet Public Agency needs for the establishment and operation of 9-1-1 services throughout the Rio Grande Valley 9-1-1 region, according to standards established and approved by the Board of Managers.
- 3.1.2 Provide 9-1-1 service to include 9-1-1 equipment, software, services, and other items described in the current the Rio Grande Valley 9-1-1 Strategic Plan, throughout the region as funded by emergency service fees.

3.2 EQUIPMENT AND INVENTORY

- 3.2.1 Allow Public Agency the opportunity to participate in the planning, implementation, and operation of 9-1-1 equipment.
- 3.2.2 Conduct a physical inventory of critical hardware annually and reconcile inventory periodically.

3.3 TRAINING

- 3.3.1 Offer Call Handling Equipment (CHE) training to all new telecommunicators and refresher training every two years.
- 3.3.2 Offer to license training through the Regional Telecommunicator Academy that meets or exceeds Texas Commission on Law Enforcement (TCOLE) rules and regulations.

- 3.3.3 Offer continuing education training for Intermediate, Advanced, and Master Telecommunicator Certifications as budget allows.

3.4 MAINTENANCE

- 3.4.1 Practice preventative maintenance on all the Rio Grande Valley 9-1-1 owned or leased Call Handling Equipment (CHE), software, and databases including, at a minimum, backing up data, as necessary. The Rio Grande Valley 9-1-1 shall be responsible for any maintenance costs on the Rio Grande Valley 9-1-1 owned or leased equipment.

3.5 OPERATIONS

- 3.5.1 Inspect contingent PSAP agreements periodically.
- 3.5.2 Implement upgrades of PSAP equipment and software, as authorized in the current annual budget, through the Rio Grande Valley 9-1-1 processes for the purchase of new equipment and software.

3.6 CRISIS COMMUNICATIONS

- 3.6.1 The Rio Grande Valley Communication District will make every effort to communicate complete and accurate information to the Public Agency in a timely manner about 9-1-1 technology and services during 9-1-1 service interruptions.

SECTION 4: EFFECTIVE DATE AND TERM OF AGREEMENT

- 4.1.1 This Agreement shall take effect September 1, 2021, and shall continue until August 31, 2023, unless earlier terminated under 8.1 Early Termination of Agreement.

SECTION 5: OWNERSHIP, TRANSFERENCE, AND DISPOSITION EQUIPMENT

- 5.1.1 The Rio Grande Valley Communication District may purchase, lease, or otherwise procure, on Public Agency's behalf, the 9-1-1 equipment, software, services, and other items as described in The Rio Grande Valley Communication District 9-1-1 Strategic Plan.
- 5.1.2 The Rio Grande Valley Communication District shall establish ownership of all 9-1-1 equipment procured with 9-1-1 funds as defined herein and located within the Public Agency's jurisdiction. The Rio Grande Valley Communication District may maintain ownership, or it may transfer ownership to Public Agency. Before any such transfer of ownership, The Rio Grande Valley Communication District will evaluate the adequacy of controls of Public Agency to ensure that sufficient controls and security exist by which to protect and safeguard the equipment procured with 9-1-1 funds for the purpose of delivery of 9-1-1 calls. It is understood that the equipment may or may not be procured by The Rio Grande Valley Communication District on behalf of the Public Agency, according to The Rio Grande Valley Communication District Strategic Plan.

- 5.1.3 The basic 9-1-1 equipment categories are:
- Call Handling Equipment (CHE) – telephone equipment located at the PSAP which may include telephones, integrated workstations, servers, software, monitors, gateways, routers, and any other equipment necessary for 9-1-1 call delivery to the PSAP.
 - Telecommunications Device for the Deaf (TDD)/Teletypewriter (TTY)
 - Uninterruptable Power Supply (UPS)
- 5.1.4 Transfer-of-ownership documents shall be prepared by the Rio Grande Valley Communication District 9-1-1 and signed by both parties upon the transference of ownership of any 9-1-1 provided equipment. The Rio Grande Valley Communication District 9-1-1 shall maintain ownership of 9-1-1 call handling equipment.

SECTION 6: RELATIONSHIP BETWEEN THE PARTIES, ASSIGNMENT, AND SUBCONTRACTING

- 6.1.1 It is understood and agreed that the relationship described in this Agreement between the Parties is contractual and is not to be construed to create a partnership or joint venture or agency relationship between the parties.
- 6.1.2 This Agreement may not be assigned by either Party without the prior written consent of the other Party. Any attempted assignment in violation of this agreement is void.
- 6.1.3 Public Agency may not subcontract its duties under this Agreement without the prior written consent of the Rio Grande Valley Communication District. Any subcontract shall be subject to all terms and conditions contained in this Agreement and Public Agency agrees to furnish a copy of this Agreement to its subcontractor(s).

SECTION 7: RECORDS AND MONITORING

- 7.1.1 The Rio Grande Valley Communication District is entitled to inspect and copy, on a 24/7/365 basis, at Public Agency's office, the records maintained under this Agreement for as long as they are maintained.
- 7.1.2 The Rio Grande Valley Communication District is entitled to visit Public Agency's offices, talk to its personnel, and audit its applicable 9-1-1 records during normal business hours to assist in evaluating its performance under the Agreement.

SECTION 8: EARLY TERMINATION OF AGREEMENT

- 8.1.1 The Rio Grande Valley Communication District reserves the right to terminate this Agreement in whole or in part upon default by Public Agency. Notice of termination shall be provided to Public Agency in writing, shall set forth the reason(s) for termination, and provide for a minimum of thirty (30) days to cure the defect(s). Termination is effective only in the event Public Agency fails to cure the defect(s) within the period stated in the notice subject to any written extensions. If the Agreement is terminated, Public Agency shall cooperate with the Rio Grande Valley Communication District to ensure an orderly transition of services. Further, all equipment shall be returned to the Rio Grande Valley Communication District in working condition and the Rio Grande Valley Communication District shall only be liable for payment for services rendered before the effective date of termination. Either Party may terminate this Agreement for convenience upon 180 days written notice to the other Party. Certain reporting requirements in the Agreement shall survive termination.

SECTION 9: NOTICE TO PARTIES

- 9.1.1 Notice under this contract must be in writing and received by the party or his/her representative or replacement, to which the notice is addressed. Notice is considered received by a party when it is:
- Delivered to the party personally;
 - On the date shown on the return receipt if mailed by registered or certified mail, return receipt requested, to the party's address as specified in paragraph 9.2.1 and signed on behalf of the party; or
 - Three business days after its deposit in the United States Mail, with first-class postage affixed addressed to the party's address specified in paragraph 9.2.1.

- 9.1.2 Notices shall be sent to the following address for each party:

If to RGV 9-1-1 District: Attn: Manuel Cruz
1912 Joe Stephens Ave. Ste. A
Weslaco, Texas 78599

If to Public Agency: Attn: Mayor Dr. Ambrosio Hernandez
P.O. Box 1729
Pharr, Texas 78577

SECTION 10: GENERAL PROVISIONS

- 10.1.1 **Governing Law.** This Agreement will be governed by and construed in accordance with the laws of the State of Texas, United States of America. The mandatory and exclusive venue for the adjudication or resolution of any dispute arising out of this Agreement shall be in Hidalgo County, Texas.
- 10.1.2 **Liability.** The Parties agree and acknowledge that each Party is not an agent of the other Party and that each Party is responsible for its acts, forbearances, negligence, and deeds, and those of its agents, contractors, officers, and employees in conjunction with each Party's performance under this Agreement.
- 10.1.3 **Limitation of Liability.** In no event shall either party be liable for special, consequential, incidental, indirect or punitive loss, damages or expenses arising out of or relating to this Agreement, whether arising from a breach of contract or warranty, or arising in tort, strict liability, by statute or otherwise, even if it has been advised of their possible existence or if such loss, damages, or expenses were reasonably foreseeable.
- 10.1.4 **Procurement.** Both parties agree to comply with all applicable federal, State, and local laws, rules and regulations for purchases under this Agreement. Failure to do so may result in ineligibility and denial of reimbursement by the Rio Grande Valley Communication District.

- 10.1.5 **Force Majeure.** It is expressly understood and agreed by the Parties to this Agreement that if either party hereto is prevented from or delayed in the performance of any of its obligations hereunder by reason of force majeure, defined as acts of God, war, riots, storms, fires or any other cause whatsoever beyond the reasonable control of the party, the party so prevented or delayed shall be excused from the performance of any such obligation to the extent and during the period of such prevention or delay. The period of time applicable to such requirement shall be extended for a period of time equal to the period of time such Party was delayed. Each Party must inform the other in writing within a reasonable time of the existence of such force majeure.
- 10.1.6 **Entire Agreement.** This Agreement and any attachments/addendums, as provided herein, constitute the entire agreement of the parties, and supersedes all other agreements, discussions, representations, or understandings between the parties with respect to the subject matter hereof.
- 10.1.7 **Amendments.** This Agreement may be amended only by a written amendment executed by both Parties, except that any alterations, additions, or deletions to the terms of this Agreement, which are required by changes in Federal and State law or regulations or required by the funding source, are automatically incorporated into this Agreement without written amendment hereto and shall become effective on the date designated by such law or regulation. In the event of such occurrence, written notice of alterations, additions, or deletions to the terms of this Agreement will be provided to Public Agency.
- 10.1.8 **Nondiscrimination and Equal Opportunity.** Public Agency shall not exclude anyone from participating under this Agreement, deny anyone benefits under this Agreement, or otherwise unlawfully discriminate against anyone in carrying out this Agreement because of race, color, religion, sex, age, disability, handicap, or national origin.
- 10.1.9 **Dispute Resolution.** The parties to this Agreement agree to the extent possible and not in contravention of any applicable State or Federal law or procedure established for dispute resolution, to attempt to resolve any dispute between them regarding this Agreement informally through voluntary mediation or any other local dispute mediation process before resorting to litigation.

The parties agree to continue performing their duties under this contract, which are unaffected by the dispute during the negotiation and mediation process.



THE CITY OF PHARR	THE RIO GRANDE VALLEY EMERGENCY COMMUNICATION DISTRICT
--------------------------	---

By: CITY OF PHARR

Name: DR. AMBROSIO HERNANDEZ

Title: MAYOR

By: RGV 9-1-1

Name: MANUEL CRUZ

Title: EXECUTIVE DIRECTOR

Signature: _____

Date: _____

Signature: _____

Date: _____

Date of governing body approval: WEDNESDAY, OCTOBER 20, 2021

Attachments:

Attachment A: Equipment Room and Electrical



Attachment A - Equipment Room and Electrical Requirements

Equipment Room:

- There must be enough space to remove equipment from the equipment room in the event of an upgrade or replacement of faulty equipment i.e., removal of the Uninterruptible Power Supply (UPS) battery system, or large rack-mounted servers.
- Do not attach any equipment that is not provided by the Rio Grande Valley 9-1-1 into the rack being utilized for 9-1-1 call delivery. Equipment racks must remain segregated to allow the Rio Grande Valley 9-1-1 the ability to add/remove/change any of their equipment when necessary.
- Do not stack anything on or around the Rio Grande Valley 9-1-1 equipment rack or UPS, UPS bypass switch, or electrical distribution panel.
- There must be elevator access to the equipment room, or 911 demarcation closets located upstairs.

Fire Protection:

- Dry pipe high-temperature type systems are recommended if sprinkler heads are to be in the 9-1-1 equipment room.
- If possible, non-combustible material must be used for the room construction.

Security Precautions:

- Public Agency may need to extend and improve existing building security to provide adequate protection for the 9-1-1 equipment.
- Electric locks or push-button access codes or card readers are not recommended unless you provide a battery backup system.

Temperature and Humidity Control:

- A stable ambient operating temperature of 72 degrees Fahrenheit is recommended. Maximum tolerances are from 65 to 85 degrees non-condensing.
- Air conditioning units must be able to handle the heat produced by the 9-1-1 equipment.
- For estimates on the BTU output of the equipment, please consult with onsite installation personnel.

Static Electricity:

Static can damage circuitry permanently, interrupt system operation and cause lost data. To prevent static:

- The equipment room humidity must be constant.
- The room floor must not be carpeted unless the carpet is static-free and grounded.
- The room floor must be sealed, (preferably tiled), but not waxed.

Lighting:

- Lighting must not be powered from the switch room service panel.
- Lighting must provide 50-75-foot candles measured 30" above the equipment room floor.

Grounding:

- A single point, the isolated ground is required unless superseded by local code. The source must be the XO of the transformer that feeds the phase conductors to the equipment room electrical service panel.
- Terminations must be accessible for inspection during the life of the installation.
- Conductors must be continuous with no splices or junctions.
- Conductors must be no load, non-current carrying.

Electrical:

- The voltage required is 208/120 V three-phase: four-wire "wye" service or 240/120 single phase 4 wire "delta" service.
- A dedicated transformer is preferred; however, a shared transformer or distribution is acceptable.
- IGL6-15, 20, or 30 receptacles are required, and the ground must terminate on the IG buss.
- All circuit breakers must be clearly labeled.
- Terminal devices located in the equipment room will require local power. These outlets must be wired and fused independently from all other receptacles. They must also be IG type receptacles.
- The Rio Grande Valley 9-1-1 equipment must be plugged into independent circuits, and segregated from other non-911 equipment, such as floor heaters, radio equipment, etc. This will ensure that a failure of non-911 equipment will not adversely affect the performance of 9-1-1 call handling equipment.



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 8.D.

DATE SUBMITTED: December 14, 2021

MEETING DATE: December 20, 2021

FROM: Maritza Magallan, Purchasing
Administrative Assistant

DEPARTMENT: Purchasing

DIRECTOR: Ignacio Amezcua

Agenda Item: Consideration and action, if any, authorizing City Manager to extend the Supply Contract with Frontera Materials out of Elsa, TX for the Purchase and Delivery of HMA and Caliche.

Classification: Consent

(* If closed session, City Attorney must review and approve.)

Issue: CONTRACT EXTENSION WITH FRONTERA MATERIALS FOR HMA AND CALICHE (FLEXIBLE BASE) PROJECT# 1920-01-517-SP001-001 (YEAR 3 OF 3)

Fiscal Consideration: N/A

Staff Recommendation: Staff recommends approval to extend the supply contract for one (1) additional year with Frontera Materials from Elsa, TX with the new price change.

Alternatives: N/A

Exclude Material from Public Packet? No

Reason: N/A

ROUTING:

Maritza Magallan
Ignacio Amezcua
Patricia Rigney
Karla Saavedra
Anali Alanis
City Management Office

Created/Initiated - 12/14/2021
Approved - 12/14/2021
Approved - 12/15/2021
Approved - 12/16/2021
Approved - 12/16/2021
New - 1/1/1900

**FINAL EXTENSION OF AGREEMENT
FOR THE PURCHASE AND DELIVERY OF HMAC, AND CALICHE (FLEXIBLE BASE)**

THIS EXTENSION OF AGREEMENT IS FOR HMAC, AND CALICHE (FLEXIBLE BASE), made and entered into the _____ day _____, 20____ by and between the **City of Pharr** hereinafter referred to as "CITY" and having its principal place of business at 118 S. Cage, P.O. Box 1729, Pharr TX 78577 AND **Frontera Materials**, hereinafter referred to as "CONTRACTOR" and having its principal place of business at P.O. Box 1449, Elsa, TX 78543.

WITNESSETH:

WHEREAS, CITY and CONTRACTOR entered into an Agreement for HMAC, and Caliche (Flexible Base), December 19, 2019 by which CONTRACTOR serves as the primary vendor to provide all labor, material and equipment required for HMAC, and Caliche (Flexible Base) (Items 2-4, 7 & 8) to the CITY on an as-needed basis pursuant to Request for Proposals numbered; **Project #1920-01-517-SP001-001** and

WHEREAS, the current term expires on December 19, 2021; and

WHEREAS, the City reserved the right to extend said contract for two (2) additional years, in one (1) year increments if the Contractor's performance is satisfactory; and

WHEREAS, the City has extended the term once before and hereby desires to extend the Contract for one (1) additional year.

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING AND THE MUTUAL COVENANTS CONTAINED HEREIN, IT IS AGREED AS FOLLOWS:

1. Term of the Agreement is hereby modified so as to extend the term thereof until day of December 19, 2022. Honoring revisions in price (attached). This will be the final extension available on this agreement.

IN WITNESS WHEREOF this extension of Agreement for HMAC, and Caliche (Flexible Base) has been signed and sealed, in duplicate, by the respective parties hereto.

DATED this _____ day of _____, 20____ by the **CITY** of Pharr.

CITY OF PHARR

By: _____
Ed Wylie, Interim City Manager

Approved As to Form:

By: _____
Patricia Rigney, City Attorney

DATED this _____ day of _____, 20____ by **Frontera Materials**.

Frontera Materials

By: _____

Title

Witness

Print Name

Frontera Materials:

Current Price Agreement	New Agreement Price
Hot Mi x - HMAC (Delivered)	Hot Mi x - HMAC (Delivered)
\$80.95 / Ton	\$70.00 / Ton

Frontera Materials:

Current Price Agreement	New Agreement Price
Caliche (Delivered)	Caliche (Delivered)
\$14.75/ Ton	\$12.71/Ton



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 8.E.

DATE SUBMITTED: December 14, 2021

MEETING DATE: December 20, 2021

FROM: Maritza Magallan, Purchasing
Administrative Assistant

DEPARTMENT: Purchasing

DIRECTOR: Ignacio Amezcua

Agenda Item: Consideration and action, if any, authorizing City Manager to extend the Supply Contract with Rio Valley Pipe, LLC dba CAPA out of Palmview, TX for the Purchase and Delivery of HMAC and Caliche.

Classification: Consent

(* If closed session, City Attorney must review and approve.)

Issue: Contract Extension with Rio Valley Pipe, LLC dba CAPA out of Palmview, TX as secondary vendor for the purchase and delivery of HMAC and Caliche. (PROJECT# 1920-01-517-SP001-001) (YEAR 3 OF 3)

Fiscal Consideration: N/A

Staff Recommendation: Staff recommends approval to extend the supply contract for one (1) additional year from Rio Valley Pipe, LLC dba CAPA with the new price change.

Alternatives: N/A

Exclude Material from Public Packet? No

Reason: N/A

ROUTING:

Maritza Magallan
Ignacio Amezcua
Patricia Rigney
Karla Saavedra
Anali Alanis
City Management Office

Created/Initiated - 12/14/2021
Approved - 12/14/2021
Approved - 12/15/2021
Approved - 12/16/2021
Approved - 12/16/2021
New - 1/1/1900

**FINAL EXTENSION OF AGREEMENT
FOR THE PURCHASE AND DELIVERY OF HMAC, AND CALICHE (FLEXIBLE BASE)**

THIS EXTENSION OF AGREEMENT IS FOR HMAC, AND CALICHE (FLEXIBLE BASE), made and entered into the _____ day _____, 20____ by and between the **City of Pharr** hereinafter referred to as "CITY" and having its principal place of business at 118 S. Cage, P.O. Box 1729, Pharr TX 78577 AND **Upper Valley Materials dba CAPA**, hereinafter referred to as "CONTRACTOR" and having its principal place of business at 3609 W. Palma Vista Drive, Palmview, TX 78572.

WITNESSETH:

WHEREAS, CITY and CONTRACTOR entered into an Agreement for HMAC, and Caliche (Flexible Base), December 19, 2019 by which CONTRACTOR serves as the primary vendor to provide all labor, material and equipment required for HMAC, and Caliche (Flexible Base) (Item 1) to the CITY on an as-needed basis pursuant to Request for Proposals numbered; **Project #1920-01-517-SP001-001** and

WHEREAS, the current term expires on December 19, 2021; and

WHEREAS, the City reserved the right to extend said contract for two (2) additional years, in one (1) year increments if the Contractor's performance is satisfactory; and

WHEREAS, the City has extended the term once before and hereby desires to extend the Contract for one (1) additional year.

NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING AND THE MUTUAL COVENANTS CONTAINED HEREIN, IT IS AGREED AS FOLLOWS:

1. Term of the Agreement is hereby modified so as to extend the term thereof until day of December 19, 2021. Honoring revisions in price (attached). This will be the final extension available on this agreement.

IN WITNESS WHEREOF this extension of Agreement for HMAC, and Caliche (Flexible Base) has been signed and sealed, in duplicate, by the respective parties hereto.

DATED this _____ day of _____, 20____ by the **CITY of Pharr**.

CITY OF PHARR

By: _____
Ed Wylie, Interim City Manager

Approved As to Form:

By: _____
Patricia Rigney, City Attorney

DATED this _____ day of _____, 20____ by **Upper Valley Materials, dba CAPA.**

Upper Valley Materials, dba CAPA

By: _____

Title

Witness

Print Name

Rio Valley Pipe, LLC dba CAPA

Current Price Agreement	New Agreement Price
Hot Mi x - HMA C (Delivered)	Hot Mix - HMA C (Delivered)
\$70.00/Ton	\$76.25/ Ton



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 8.F.

DATE SUBMITTED: December 16, 2021

MEETING DATE: December 20, 2021

FROM: Edward Wylie, City Manager

DEPARTMENT: Administration

DIRECTOR: Edward Wylie

Agenda Item: Consideration and action, if any, on authorizing City Manager to execute a time and supplemental fee extension for Texas Water Development Board Projects 2020.

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: Request a time and fee extension

Fiscal Consideration: budgeted

Staff Recommendation: Approval

Alternatives: disapprove

Exclude Material from Public Packet? No

Reason: N/A

ROUTING:

Edward Wylie
Karla Saavedra
Patricia Rigney
City Management Office

Created/Initiated - 12/16/2021
Approved - 12/16/2021
Approved - 12/16/2021
New - 1/1/1900



December 14, 2021

Mr. Ed Wylie
Interim City Manager
City of Pharr
118 S Cage Blvd
Pharr, TX 78577

Re: Program Management Services for Texas Water Development Board (TWDB) Projects 2020 (#1920-60-583-S-014-001) – Request for Contract Time Extension and Associated Supplemental Fee

Mr. Wylie,

Please let this letter serve as a ***request for a contract time extension and associated supplemental fee*** for the Program Management Services for the TWDB Projects 2020. Brownstone Consultants continues working closely with the City of Pharr, the Texas Water Development Board and the respective design engineers and has updated the program schedule to reflect project durations based on the input of the stakeholders. The updated program schedule is attached as an exhibit.

The allotted time and associated fees for our program management services contract will expire in October of 2022, and the updated program schedule shows a completion date in September of 2024. The extended duration of the program can be attributed in part to:

- TWDB staff shortages due to the COVID 19 pandemic
- Extended design review times by TWDB
- Complexity of water treatment facility projects, and
- Environmental clearances (delayed due to COVID 19 pandemic)

Therefore, we humbly ask that you consider our request to extend the contract time and fees so we can continue to provide the level of services expected and required to see this program through completion.

We appreciate your support and continued partnership. If you have any questions, please feel free to contact me at the number provided below.

Respectfully,

A handwritten signature in blue ink, appearing to read 'Carlos Del Angel', is written over the word 'Respectfully,'.

Carlos Del Angel, PMP, CCM
Senior Project Manager

[illegible]

ID	Task	Task Name	Duration	Start	Finish	Half 2, 2020 Half 1, 2021 Half 2, 2021 Half 1, 2022 Half 2, 2022 Half 1, 2023 Half 2, 2023 Half 1, 2024 Half 2, 2024											
40	Mode	Closeout	14 days	Mon 6/5/23	Sun 6/18/23												
6		2021-09-17 - New Reservoir Schedule	1233 days	Wed 7/4/20	Wed 11/15/23												
1		Environmental	585 days	Wed 7/1/20	Sat 2/5/22												
7		PER	645 days	Wed 7/1/20	Wed 4/6/22												
14		Design	585 days	Thu 10/29/20	Sun 6/5/22												
21		Easement Documents	0 days	Wed 7/1/20	Wed 7/1/20												
25		Bidding	134 days	Mon 6/6/22	Mon 10/17/22												
35		Construction	370 days	Thu 10/27/22	Wed 11/1/23												
40		Closeout	14 days	Thu 11/2/23	Wed 11/15/23												
7		2021-09-17 - WTP Schedule	850 days	Mon 6/21/21	Fri 9/20/24												
1		Environmental	111 days	Fri 9/17/21	Fri 2/18/22												
7		PER	142 days	Fri 9/17/21	Mon 4/4/22												
14		Design	320 days	Mon 6/21/21	Fri 9/9/22												
21		Easement Documents	0 days	Fri 9/17/21	Fri 9/17/21												
25		Bidding	100 days	Mon 9/12/22	Fri 1/27/23												
35		Construction	410 days	Fri 1/27/23	Fri 8/23/24												
40		Closeout	20 days	Mon 8/26/24	Fri 9/20/24												

Task

Split

Milestone

Summary

Project Summary

Inactive Task

Inactive Milestone

Inactive Summary

Manual Task

Duration-only

Manual Summary Rollup

Manual Summary

Start-only

Finish-only

External Tasks

External Milestone

Deadline

Progress

Manual Progress

Project: 2021-12-10 - TWDB M
Date: Fri 12/10/21



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 8.G.

DATE SUBMITTED: December 7, 2021

MEETING DATE: December 20, 2021

FROM: Hilda Pedraza, City Clerk

DEPARTMENT: PEDC II

DIRECTOR: Victor Perez

Agenda Item: Consideration and action, if any, on Project Cip. **(TABLED)**

Classification: Closed Session

(* If closed session, City Attorney must review and approve.)

Issue: To be presented to the City Council.

Fiscal Consideration: NA

Staff Recommendation: Staff recommends approval.

Alternatives: NA

Exclude Material from Public Packet? No

Reason: NA

ROUTING:

Hilda Pedraza

Victor Perez

Karla Saavedra

Patricia Rigney

City Management Office

Created/Initiated - 12/7/2021

Approved - 12/16/2021

New - 1/1/1900



AGENDA MEMORANDUM



BOARD: City Commission

AGENDA ITEM #: 8.H.

DATE SUBMITTED: December 7, 2021

MEETING DATE: December 20, 2021

FROM: Hilda Pedraza, City Clerk

DEPARTMENT: PEDC II

DIRECTOR: Victor Perez

Agenda Item: Consideration and action, if any, on Project Artic. **(TABLED)**

Classification: Closed Session

(* If closed session, City Attorney must review and approve.)

Issue: To be presented to the City Council.

Fiscal Consideration: NA

Staff Recommendation: Staff recommends approval.

Alternatives: NA

Exclude Material from Public Packet? No

Reason: NA

ROUTING:

Hilda Pedraza

Victor Perez

Karla Saavedra

Patricia Rigney

City Management Office

Created/Initiated - 12/7/2021

Approved - 12/16/2021

New - 1/1/1900