

**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

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

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.

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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 O-2021-45 RELATING TO THE NUMBER OF AUTHORIZED CIVIL SERVICE POSITIONS WITHIN THE FIRE AND POLICE DEPARTMENTS. (2ND READING)**
- E) CONSIDERATION AND ACTION, IF ANY, ON DEVELOPMENT SERVICES CASES:**

1. TROPICAL ISLAND #2 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)

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

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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.

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- 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.

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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)**

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

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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

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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.

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: December 20, 2021