

**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

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.

MINUTES: REGULAR CALLED MEETING
November 1, 2021

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:

MINUTES: REGULAR CALLED MEETING
November 1, 2021

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:

1. SAMES ENGINEERING, REPRESENTING MARIA DEL CARMEN PACHECO, MEMBER FOR ENCARNEN, 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)

MINUTES: REGULAR CALLED MEETING
November 1, 2021

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.

MINUTES: REGULAR CALLED MEETING
November 1, 2021

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)

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

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.

MINUTES: REGULAR CALLED MEETING
November 1, 2021

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: December 20, 2021