



**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, FEBRUARY 7, 2022**

The City of Pharr has called this meeting as allowed pursuant to Texas law, city charter, and city ordinances. The governing body may recess from day to day when it does not complete consideration of a particularly long subject as authorized by law. All persons desiring to address the governing body must register with the presiding city clerk prior to the scheduled meeting.

1. CALL TO ORDER:

- A) Roll call and possible action on the excusing of any absent member of the governing board.
- B) Pledge of Allegiance/Invocation

2. PROCLAMATIONS:

- A) Proclamation proclaiming the month of February 2022 as Black History Month. (ADMINISTRATION)

3. PUBLIC TESTIMONY: (Ordinance No. O-2019-45). A person intending on addressing the governing body may speak at a scheduled meeting of the governing body following registration with the presiding clerk and prior to the scheduled meeting. A registered speaker may speak only on items on the agenda and may not exceed 1.5 minutes when addressing the board regarding an agenda item. A registered speaker may not donate time to another speaker. A sign-in form for public testimony shall be promulgated by the presiding clerk and be made available at the city clerk's office. A person may sign up for public testimony beginning at the time the agenda is posted for the meeting. A person may not sign up later than one hour before the posted meeting is scheduled to begin. No registered speaker may be allowed to speak regarding an item once the public testimony portion of the agenda has ended.

4. PUBLIC HEARINGS: (Ordinance No. O-2019-31). A registered speaker during the public hearing may not exceed 1.5 minutes when addressing the board. A sign-in form for participation in public a hearing shall be promulgated by the presiding clerk and be made available at the city clerk's office. The public hearing sign-in form shall include the person or entity's name, address, telephone number, other contact information, organization if applicable, and other notices, authorizations, and acknowledgements as may be allowed by law from time to time. No registered speaker may be allowed to address the governing body once the public hearing has closed.

- A) Public hearing on development services cases.

5. CITY MANAGER'S REPORTS: *(City Manager's Administrative Reports and discussion, if any, with governing body. The City Manager may also assign a designated spokesperson for any particular listed topic)*

- A) City Engineer's Report.
- B) Submission of Property Tax Collection Report for December 2021.
- C) Submission of 1st Quarter 2021-2022 City of Pharr Investment Report.

6. CONSENT AGENDA: *(All items listed under consent Agenda are considered to be routine and non-controversial by the Governing Body and will be enacted by one motion. Any Commissioner may remove items from the consent agenda by making such request prior to a motion and vote on the Consent Agenda)*

- A) Approval of minutes for January 10, 2022 Regular Called Meeting and January 17, 2022 Regular Called Meeting. (ADMINISTRATION)

- B) Consideration and action, if any, on Resolution to submit a Solid Waste Grant Application with Lower Rio Grande Valley Development Council (LRGVDC) for grant funds in the amount of up to \$25,000. (PUBLIC WORKS)

- C) Consideration and action, if any, on Resolution entering into an agreement with Texas Department of Transportation for closure of South U.S. 281 and East Old Business 83 for the purpose of conducting the 16th Annual St. Patrick's Day 5K Run/Walk on Saturday, March 19, 2022. (PARKS)

- D) Consideration and action, if any, on application for Law Enforcement Torch Run 5k Run/Walk to be held on Saturday, April 30, 2022 and waive application fees. (ADMINISTRATION)

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

1. Gabriela's Heavenly Wings XXIII, LLC, d/b/a Wingstop Restaurant, is requesting renewal of the Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption in a Limited Industrial District (L-I). The property is legally described as being 0.046 of an acre, more or less, out of Lot 1, Spamer Business Park Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 8001 South Jackson Road, Suite 6. **CUP#170948** (DEVELOPMENT SERVICES)
2. Gabriela's Heavenly Wings, d/b/a Wingstop, is requesting renewal of the Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption in a General Business District (C). The property is legally described as being Lot 2, Pleasanton Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 1701 South Cage Boulevard, Suite 105. **CUP#100934** (DEVELOPMENT SERVICES)

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3. Chipotle Texas, LLC, is requesting renewal of the Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption in a General Business District (C). The property is legally described as being 0.05 acres, more or less, out of Replat of vacated Car-Mel Subdivision, Vacated El Centro Mall No. 3 and 4 Subdivisions, Pharr, Hidalgo County, Texas. The property's physical address is 500 North Jackson Road, Suite N-1. **CUP#160942** (DEVELOPMENT SERVICES)

4. Aiesty, Inc., d/b/a Seoul Asian Market, is requesting renewal of the Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption in a General Business District (C). The property is legally described as being 0.3 acre tract of land, more or less, out of Lot 4A, Replat of Vacated Carmel Subdivision, Vacated El Centro Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 2302 South Cage Boulevard. **CUP#191272** (DEVELOPMENT SERVICES)

REGULAR AGENDA - OPEN SESSION:

7. ORDINANCES AND RESOLUTIONS:

A) Consideration and action, if any, on Resolution appointing one (1) member to the Parks and Recreation Advisory Board. (PARKS)

B) Consideration and action, if any, on Resolution appointing/re-appointing seven (7) regular members to the Tierra Del Sol Golf Club Advisory Board. (PARKS)

8. ADMINISTRATIVE:

A) Consideration and action, if any, accepting the City of Pharr Single Audit for FY 2019-2020. (FINANCE)

9. PURCHASING:

A) Consideration and action, if any, authorizing City Manager to purchase fiber and supplies for the citywide Fiber Project from Graybar, Inc, out of Fort Worth, TX, through OMNIA Cooperative Contract #EV2370 in an amount not to exceed \$8,464,812.60. (IT)

10. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, on Interlocal Agreement with Hidalgo County and the City of Pharr for library services for county calendar year 2022. (LIBRARY)

B) Consideration and action, if any, on Interlocal Cooperative Agreement between the City of Pharr and Hidalgo County for Rural Emergency Services. (FIRE)

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C) Consideration and action, if any, on Memorandum of Understanding between the Pharr, McAllen, Edinburg and San Juan Fire Departments to provide automatic mutual aid on Interstate 2 and Interstate 69 Central as part of the TxDOT Interchange Construction Project. (FIRE)

D) Consideration and action, if any, authorizing City Manager to extend Supply Contract for the Purchase and Delivery of Fire Department Uniforms with Casco Industries, Inc. from La Porte, Texas. (PURCHASING)

E) Consideration and action, if any, authorizing City Manager to extend Supply Contract for the Purchase and Delivery of Fire Department Uniforms with Galls, LLC from Lexington, Kentucky. (PURCHASING)

F) Consideration and action, if any, authorizing City Manager to extend Supply Contract for the Purchase and Delivery of Structural Firefighting Personal Protective Equipment for the Fire Department to NAFECO INC. from Decatur, AL. (PURCHASING)

G) Consideration and action, if any, authorizing City Manager to extend Supply Contract for the Purchase and Delivery of Structural Firefighting Personal Protective Equipment for the Fire Department to DELTA Industrial Service and Supply from Port Neches, Texas. (PURCHASING)

H) Consideration and action, if any, authorizing City Manager to extend Supply Contract for the Purchase and Delivery of Fire Department Active Wear to North Lean LTD dba Printex Express from Pharr, Texas. (PURCHASING)

I) Consideration and action, if any, authorizing City Manager to extend Service Contract for the Pickup of Used Tires and Rubber Scrap Removal and Disposal/Recycling Services to Texas Land Reclamation dba UTW Tire Collection Services from Donna, Texas. (PURCHASING)

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:*

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

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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.

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

13. ADJOURNMENT:

NOTICE OF ASSISTANCE AT THE PUBLIC MEETING

City Hall is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Clerk's Office at 956-402-4100 Ext. 1007 or FAX 956-702-5313 or E-mail imelda.barrera@pharr-tx.gov for further information. Braille is not available.

I, the undersigned authority, do hereby certify that the above notice of said Regular Meeting of the City Commission of the City of Pharr was posted on the bulletin board at City Hall and on the City's web page at www.pharr-tx.gov. This Notice was posted on the 4th day of February 2022 at 3:30 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).

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WITNESS MY HAND AND SEAL, this 4th day of February 2022.

HILDA PEDRAZA, TRMC/CMC
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: _____