

MINUTES
BOARD OF COMMISSIONERS
REGULAR CALLED MEETING
MONDAY, JUNE 19, 2023
118 SOUTH CAGE 2nd FLOOR

The Board of Commissioners of the City of Pharr, Texas, met in a Regular Called Meeting on Monday, June 19, 2023 and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT:

Mayor Ambrosio Hernandez
Mayor Pro Tem Daniel Chavez
Comm. Michael Pacheco
Comm. Roberto Carrillo
Comm. Ramiro Caballero
Comm. Ricardo Medina

BOARD OF COMMISSIONERS ABSENT:

Comm. Itza Flores

STAFF PRESENT:

Anali Alanis, Interim City Manager
Hilda Pedraza, City Clerk
Ruben Alfaro, City Engineer
Karla Saavedra, Finance Director
Veronica Ramirez, HR Director
Juan Villescas, Municipal Judge
Juan Gonzalez, Police Chief
Pilar Rodriguez, Fire Chief
Roland Gomez, Code Compliance Director
Kimberly Mendoza, Dev. Svcs. Director
Luis Marin, Public Works Director
Oscar De Leon, Asst. Public Utilities Dir.
Sergio Alanis, Parks & Rec. Director
Adolfo Garcia, Library Director
Jose Pena, I.T. Director
Luis Bazan, Bridge Director
Mayra Gomez, Purchasing Director
Daniel Ramirez, E.M.S. Chief
Jamison Merrick, Asst. Director of O.S.E.
Marcela Beas, Chamber President
Yuri Gonzalez, Chief Comm. Officer
Sara Salinas, Asst. Public Safety Dir.

CITY ATTORNEY

Ricardo Rodriguez, Asst. City Attorney

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 4:18 p.m. Roll call established a quorum.

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

B) PLEDGE OF ALLEGIANCE/INVOCATION

Yuri Gonzalez led the pledge of allegiance and said the invocation.

ITEM 2. PUBLIC TESTIMONY

Esteban Cardenas spoke against item 6.A.

ITEM 3. PUBLIC HEARINGS

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A) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES

Jose Romo, representing James Nikki Rowe VFW Post 2369, spoke in favor of item 5.C.2.

Michael C. Cobos, apartment complex owner, spoke against item 5.C.2.

ITEM 5. CITY MANAGER'S REPORTS

A) SUBMISSION OF SALES TAX COLLECTION REPORT FOR JUNE 2023. THIS ITEM SUPPORTS SG - SOUND GOVERNANCE AND FISCAL SUSTAINABILITY

Anali Alanis, Interim City Manager, introduced the item and briefly reported the City of Pharr showed an increase of 0.18% year-to-date true growth compared to last year. She further stated the Finance Director was in the audience and questions could be entertained at this time.

B) CITY EVENTS OF INTEREST

Anali Alanis, Interim City Manager, went over upcoming events. She reported Code Compliance would be hosting a block party on Thursday, June 22, 2023 at Witten Park, 700 S. Ironwood, in Pharr, from 5:30 p.m. to 7:30 p.m. She further reminded the public about the upcoming Sneaker Phest 2023, a shoe and collective expo, on Saturday, June 24, 2023 from 10:00 a.m. to 7:00 p.m. at the Jose "Pepe" Salinas Recreation Center.

Anali Alanis, Interim City Manager, reported the City of Pharr would be hosting the Independence Day Festival on Saturday, July 1, 2023 at Allen and William Arnold City/School Park, 615 W. Eldora Road, from 6:00 p.m. to 10:00 p.m. with a fireworks show at 9:00 p.m. She stated there would be food, carnival rides, petting zoo, live music and extended an invitation to everyone to attend.

At this time, Anali Alanis, Interim City Manager, stated the City of Pharr had sponsored uniforms and helmets for the Hidalgo Bandits baseball team and called upon the team members.

Mayor Hernandez recognized the team and called upon the children to introduce themselves.

Jose Pena, IT Director, called upon Graybar representatives to share some good news. Eddie Shamp and Debbie Boudreaux presented the City of Pharr with a rebate check from the OMNIA cooperative in the amount of \$230,549.65 for broadband purchases.

Lastly, Anali Alanis, Interim City Manager, reported Public Works Department would be hosting the Trash Bash Day on Saturday, June 24, 2023 from 8:00 a.m. to 1:00 p.m. at the residential collection station located at 800 Maco Dr., in Pharr.

ITEM 5. CONSENT AGENDA

A) APPROVAL OF MINUTES FOR JUNE 5, 2023 REGULAR CALLED MEETING. THIS ITEM SUPPORTS SG - SOUND GOVERNANCE AND FISCAL SUSTAINABILITY (ADMINISTRATION)

B) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO ADVERTISE FOR BIDS FOR THE SALE AND REMOVAL OF FILL DIRT - SOUTH PHARR REGIONAL DETENTION FACILITY (RDF). THIS ITEM SUPPORTS IF - INFRASTRUCTURE (ENGINEERING)

C) CONSIDERATION AND ACTION, IF ANY, ON DEVELOPMENT SERVICES CASES:

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1. TODD WOMACK, REPRESENTING LASCO DEVELOPMENT CORPORATION, REQUESTED A CHANGE OF ZONE FROM AGRICULTURAL AND/OR OPEN SPACE DISTRICT (A-O) TO HEAVY COMMERCIAL DISTRICT (H-C). THE PROPERTY IS LEGALLY DESCRIBED AS BEING 5.9 ACRES, MORE OR LESS, OUT OF LOT 253, KELLY-PHARR SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 100 EAST JAVELINA DRIVE. COZ#230501. THIS ITEM SUPPORTS EV - ECONOMIC VITALITY (DEVELOPMENT SERVICES)
2. JOSE ROMO, REPRESENTING JAMES NIKKI ROWE VFW POST 2369 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 LOT 25, BEAMSLEY SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY IS PHYSICALLY LOCATED AT 1405 WEST KENNEDY STREET. CUP#230502 THIS ITEM SUPPORTS EV - ECONOMIC VITALITY (DEVELOPMENT SERVICES)

D) PLATS:

1. SALINAS ENGINEERING, REPRESENTING JOSHUA TAPIA, PRESIDENT FOR STONEHARD CONSTRUCTION, LLC, REQUESTED FINAL PLAT APPROVAL OF THE PROPOSED SHAMROCK ACRES SUBDIVISION. THE PROPERTY IS LEGALLY DESCRIBED AS BEING A 0.87 ACRE TRACT OF LAND, MORE OR LESS, CONSISTING OF THE SOUTH 309.50 FEET OUT OF AND FORMING A PART OF LOT 9 OF THE UNRECORDED PLAT OF PALO VERDE SUBDIVISION NO. 3, BEING OUT OF A PORTION OF LOT 332, KELLY-PHARR SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY IS LOCATED WITHIN THE 7600 BLOCK OF SOUTH PALO VERDE CIRCLE. SUB#220309. THIS ITEM SUPPORTS EV - ECONOMIC VITALITY (DEVELOPMENT SERVICES)

Anali Alanis, Interim City Manager, introduced the item. She recommended agenda item 5.C.2 be removed for further discussion and recommended approval of the rest of the consent agenda items.

Comm. Carrillo moved to approve items 5.A, 5.B, 5.C.1, and 5.D.1. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

Ordinance No. O-2023-31 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 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 4:38 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 5:39 p.m., Mayor Hernandez stated the commission would be resuming the open meeting.

ITEM 5. CONSENT AGENDA

C) CONSIDERATION AND ACTION, IF ANY, ON DEVELOPMENT SERVICES CASES:

2. JOSE ROMO, REPRESENTING JAMES NIKKI ROWE VFW POST 2369 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 LOT 25, BEAMSLEY SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY IS PHYSICALLY LOCATED AT 1405 WEST KENNEDY STREET. CUP#230502 THIS ITEM SUPPORTS EV - ECONOMIC VITALITY (DEVELOPMENT SERVICES)

Anali Alanis, Interim City Manager, re-introduced the item.

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

REGULAR AGENDA - OPEN SESSION:

ITEM 6. ORDINANCES AND RESOLUTIONS

A) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE AMENDING ORDINANCE NO. O-2022-36 MUNICIPAL FIBER OPTIC FEE SCHEDULE (1ST READING). THIS ITEM SUPPORTS SG - SOUND GOVERNANCE AND FISCAL TRANSPARENCY (IT)

Anali Alanis, Interim City Manager, introduced the item.

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

B) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION AUTHORIZING VARIOUS ACTIONS TO PREPARE FOR THE ISSUANCE OF THE CITY OF PHARR, TEXAS TAX NOTES, SERIES 2023 AND CONTAINING OTHER MATTERS RELATING THERETO. THIS ITEM SUPPORTS SG - SOUND GOVERNANCE AND FISCAL SUSTAINABILITY (FINANCE)

Anali Alanis, Interim City Manager, introduced the item.

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

Resolution No. R-2023-36 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 I ROAD, FROM DICKER ROAD TO MILITARY HIGHWAY, CSJ 0921-02-499. THIS ITEM SUPPORTS IF - INFRASTRUCTURE (ENGINEERING)

Anali Alanis, Interim City Manager, introduced the item.

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

Mayor Hernandez asked City Engineer to explain the project. Ruben Alfaro, City Engineer, stated the proposed AFA was for the expansion of I Road from Dicker Road to Military Highway to connect the hike and bike trail. He further stated the projected completion date was in 2026. Mayor Hernandez voiced his concern with the projected timeline and asked that the project be aligned with other projects.

There being no further discussion, the motion was put to a vote and it carried unanimously.

Resolution No. R-2023-37 is filed with the City Clerk's Office.

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ITEM 7. CONTRACTS/AGREEMENTS

- A) CONSIDERATION AND ACTION, IF ANY, ON DEDUCTIVE CHANGE ORDER NO. 1 IN THE AMOUNT OF \$7,145.64, ALLOCATION OF REMAINING FUNDS TO ADDITIONAL ITEMS, AND THE ADDITION OF 605 CALENDAR DAYS FOR THE LIFT STATION NO. 30 REHABILITATION PROJECT. THIS ITEM SUPPORTS QL - QUALITY OF LIFE. (ENGINEERING)

Anali Alanis, Interim City Manager, introduced the item.

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

ITEM 8. LEGAL

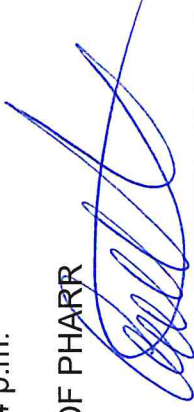
- A) ATTORNEY CONSULTATION PURSUANT TO SECTION 551.071 OF THE TEXAS GOVERNMENT CODE TO RECEIVE LEGAL ADVICE PERTAINING TO A CONTRACT CLAIM FOR PAYMENT UNDER AN EMPLOYMENT CONTRACT WITH FORMER CITY ATTORNEY PATRICIA RIGNEY AND RELATED LEGAL ISSUES. (ADMINISTRATION)

Anali Alanis, Interim City Manager, introduced the item and stated no action was necessary.

ITEM 11. ADJOURNMENT

There being no other business to come before the board, Comm. Medina moved to adjourn. Comm. Chavez seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 5:44 p.m.

CITY OF PHARR



AMBROSIO HERNANDEZ
MAYOR

STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR

ON THIS THE 19th DAY OF JUNE 2023 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: July 5, 2023