



**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, AUGUST 21, 2023**

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.

B) Public Hearing: Solicitation of comments from the general public on the Voluntary Annexation of a 14.88 acre tract of land out of Lot 5, Closner Subdivision, generally located on the southeast corner of South Veterans Boulevard and Hi-Line Road, in the City of Pharr's Extraterritorial Jurisdiction (ETJ) in Hidalgo County, Texas. (DEVELOPMENT SERVICES)

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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 August 2023.

B) City Events of Interest.

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 August 7, 2023 Regular Called Meeting. **This item supports SG - Sound Governance and Fiscal Sustainability.** (ADMINISTRATION)

B) Consideration and action, if any, on Ordinance extending the boundaries of the present corporate limits of the City of Pharr, Texas and annexing new territory into the City of Pharr consisting of a 14.88 acre tract of land out of Lot 5, Closner Subdivision, generally located on the southeast corner of South Veterans Boulevard and Hi-Line Road, in the City of Pharr's Extraterritorial Jurisdiction (ETJ) in Hidalgo County, Texas. (1st Reading) **This item supports EV - Economic Vitality.** (DEVELOPMENT SERVICES)

C) Consideration and action, if any, on Resolution authorizing the City of Pharr to enter into an agreement with the Texas Department of Transportation to close state roadways for public events. **This item supports QL - Quality of Life.** (ADMINISTRATION)

D) Consideration and action, if any, on street closure request from St. Anne Mother of Mary Church for their annual Jamaica Festival on Saturday, November 4, 2023 from 4:00 p.m. to 10:00 p.m. **This item supports QL - Quality of Life.** (ADMINISTRATION)

E) Consideration and action, if any, on Policing Agreement between the City of Pharr and Pharr-San-Juan-Alamo (PSJA ISD) Independent School District for police K9 services. **This item supports SSC - Safe and Secure Community.** (POLICE)

F) Consideration and action, if any, on Memorandum of Understanding with South Texas College Continuing Education (CE) to award Continuing Education Units (CEUs) to participants of Law Enforcement Related Trainings. **This item supports SSC - Safe and Secure Community.** (POLICE)

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G) Consideration and action, if any, on Memorandum of Understanding between the City of Pharr and South Texas College for Continuing Education Units for Firefighter Related Training. **This item supports SSC - Safe and Secure Community.** (FIRE)

H) Consideration and action, if any, on Memorandum of Understanding between the Pharr Police Department and South Texas College for instruction of the Basic Telecommunicator Certification. **This item supports SSC - Safe and Secure Community.** (POLICE)

I) Consideration and action, if any, on Memorandum of Understanding between Pharr-San Juan-Alamo Independent School District and the Pharr Police Department for the Handle with Care program. **This item supports SSC - Safe and Secure Community.** (POLICE)

J) Consideration and action, if any, on Memorandum of Understanding between the City of Pharr and the University of North Texas at Dallas for the Texas First Responders Peer Network. **This item supports SSC - Safe and Secure Community.** (POLICE)

K) Consideration and action, if any, on Interlocal agreement between the Pharr Police Department and the Donna Police Department for use of the El Indio Shooting Range in Donna, Texas. **This item supports SSC - Safe and Secure Community.** (POLICE)

L) Consideration and action, if any, on Interlocal Agreement Extension between City of Pharr and Hidalgo County Head Start Program for center located at 415 E. Clark (Pharr Head Start Center). **This item supports QL - Quality of Life.** (ADMINISTRATION)

M) Consideration and action, if any, on Interlocal Agreement Extension between City of Pharr and Hidalgo County Head Start Program for center located at 714 Zapata Street (Las Milpas I Head Start Center). **This item supports QL - Quality of Life.** (ADMINISTRATION)

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

1. Juan M. Benitez, representing Thomas Jakl, 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 Single-Family Residential District (R-1). The property is legally described as being 1.33 acres, more or less, out of Lot 73, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 5701 North Sugar Road. COZ#230711 **This item supports EV - Economic Vitality.** (DEVELOPMENT SERVICES)

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2. Javier Loyde, representing Xochitl Pablos Velez, 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 General Business District (C). The property is legally described as being a 0.89-acre tract of land, more or less, out of Lot 236, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 2600 South Cage Boulevard. COZ#230713 **This item supports EV - Economic Vitality.** (DEVELOPMENT SERVICES)

3. Steve Spoor, representing JJAB Limited Family Partnership, LLC, owner, has filed with the Planning and Zoning Commission a request for a Change of Zone from Single-Family Residential District (R-1) to General Business District (C). The property is legally described as being 1.02 acres, more or less, out of Lots 14 and 15, L.R. Bell Subdivision "E", Pharr, Hidalgo County, Texas. The property's physical address is 1313 East Alan Street. COZ#230712 **This item supports EV - Economic Vitality.** (DEVELOPMENT SERVICES)

4. Pablo Soto Jr., representing Pablo Quintanilla Salinas & Claribel Salinas, owners, 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 Single-Family Residential District (R-1). The property is legally described as being 0.45 acres, more or less, out of Lot 144, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 2400 North Veterans Boulevard. COZ#230607 **This item supports EV - Economic Vitality.** (DEVELOPMENT SERVICES)

O) PLATS:

1. Melden & Hunt Inc., representing Jose Alberto Vela, is requesting final plat approval of the proposed T.L.C. Pharr Subdivision. The property is legally described as being 3.317 acres out of Lots 15 and 17, Pharr Citrus Orchards Co. Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 1300 Block of West Sam Houston Avenue. SUB#201238 **This item supports EV - Economic Vitality.** (DEVELOPMENT SERVICES)

2. M2 Engineering, representing Roberto Garza, Managing Member for Garman Investments, LP, is requesting final plat approval of the proposed Palm Hills Subdivision. The property is legally described as being a 9.990 acre tract of land out of Lot 248, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 1400 Block of West Javelina Drive. SUB#210933 **This item supports EV - Economic Vitality.** (DEVELOPMENT SERVICES)

REGULAR AGENDA - OPEN SESSION:

6. ORDINANCES AND RESOLUTIONS:

A) Consideration and possible action, if any, on Ordinance amending Ordinance No. O-2007-48 setting the requirements for the appointment of members and/or officers for City of Pharr Boards and/or Committees (*Adoption on One Reading*). **This item supports SG - Sound Governance and Fiscal Sustainability.** (ADMINISTRATION)

B) Consideration and action, if any, on Ordinance amending Ordinance No. O-2006-47 of the City of Pharr, Texas, Chapter 118, Subdivision, adding Section X - Fiber Optic (*1st reading*). **This item supports IF - Infrastructure.** (ENGINEERING)

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C) Consideration and action, if any, on Resolution adopting the City of Pharr's One Year Action Plan for Program Year 2023 to the U.S. Department of Housing and Urban Development (HUD). **This item supports QL - Quality of Life.** (GMCD)

D) Consideration and action, if any, approving a Resolution authorizing publication of Notice of Intention to Issue Certificates of Obligation, Series 2023, for the design, acquisition, construction and improvement of certain public works, and authorizing certain other matters relating thereto. **This item supports SG - Sound Governance and Fiscal Sustainability.** (FINANCE)

7. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, authorizing City Manager to ratify the closing amount for STX Underground LLC. from Brownsville, Texas for the Fiber Optic Network Phase V Project from \$5,718,802.76 to \$6,168,039.10. **This item supports QL - Quality of Life.** (PURCHASING)

8. 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.

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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.

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

10. 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. 1016 / 1007 or FAX 956-702-5313 or E-mail hilda.pedraza@pharr-tx.gov and imelda.perez@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 18th day of August 2023 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).

WITNESS MY HAND AND SEAL, this 18th day of August 2023




HILDA PEDRAZA, TRMC / CMC
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: _____