

**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, SEPTEMBER 18, 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. PROCLAMATIONS:

- A) Proclamation proclaiming September 19, 2023 as National IT Professionals Day. (IT)
- B) Proclamation proclaiming September 23, 2023 as Shriners Legion of Honor Veterans Day.
- C) Proclamation proclaiming September 25, 2023 as National Day of Remembrance for Murder Victims.

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.*

AGENDA REGULAR MEETING
September 18, 2023

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

B) **Public Hearing:** Solicitation of comments from the general public on the 2023 Tax Year Proposed Property Tax Rate for the City of Pharr.

C) **Public Hearing:** Solicitation of comments from the general public on Budget Fiscal Year 2023-2024.

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) Submission of Sales Tax Collection Report for September 2023. **This item supports SG - Sound Governance and Fiscal Sustainability.**

B) City Events of Interest

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 September 5, 2023 Regular Called Meeting. **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 *(3rd and Final Reading)*. **This item supports IF - Infrastructure.** (ENGINEERING)

C) 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 *(3rd and Final Reading)*. **This item supports EV - Economic Vitality.** (DEVELOPMENT SERVICES)

AGENDA REGULAR MEETING
September 18, 2023

D) Consideration and action, if any, authorizing City Manager to extend the Supply Contract for the Purchase and application of Prime Coat and Tack Coat with Asphalt Oil Express out of Edinburg, TX. **This item supports IF - Infrastructure.** (PURCHASING)

E) Consideration and action, if any, on Amendment Number 1 in the amount of \$7,532.00 to the Professional Engineering Services Agreement with GDJ Engineering for the Veterans Road/Hike & Bike Expansion Project. **This item supports IF - Infrastructure.** (ENGINEERING)

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

1. R.E. Garcia & Associates, representing Ramiro Rivas, 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 Limited Industrial District (L-I). The property is legally described as being 8.0 acres, more or less, out of the East 10.0 acres of the West 20.0 acres of Lot 375, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 1400 West Hi-Line Road. COZ#230818 **This item supports EV - Economic Vitality.** (DEVELOPMENT SERVICES)

2. RJC Engineering & Construction, LLC., representing Jesus Javier Montero-Casillas, owner, has filed with the Planning and Zoning Commission a request for a Change of Zone from Residential Multi-Family High Density District (R-MFHD) to Townhouse Residential District (R-TH). The property is legally described as being 1.73 acres, more or less, out of Lot 2, F. Gehlert Subdivision, out of Lot 189, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 200 East Helmer Street. COZ#230819 **This item supports EV - Economic Vitality.** (DEVELOPMENT SERVICES)

3. Taqueria Borrego Pinto 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 212, Valle De La Primavera Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 6615 South Jackson Road. CUP#180208 **This item supports EV - Economic Vitality.** (DEVELOPMENT SERVICES)

REGULAR AGENDA - OPEN SESSION:

7. ORDINANCES AND RESOLUTIONS:

A) Consideration and action, if any, on Ordinance adopting and approving budget for year beginning October 1, 2023 ending September 30, 2024 (*Adoption on One Reading*). **This item supports SG - Sound Governance and Fiscal Transparency.** (FINANCE)

B) Consideration and action , if any, on Ordinance adopting Tax Rate for FY 2023-2024 (*Adoption on One Reading*).**This item supports SG - Sound Governance and Fiscal Transparency.** (FINANCE)

8. PURCHASING:

A) Consideration and action, if any, authorizing City Manager to purchase additional fiber optic data center equipment for TeamPharr.Net from Calix, Inc, through sole source proposal in an amount not to exceed \$97,870.55. **This item supports IF - Infrastructure.** (IT)

9. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, on Memorandum of Understanding between the City of Pharr and South Texas College for Continuing Education Units for Emergency Medical Services Training.**This item supports SG - Sound Governance and Fiscal Sustainability.** (EMERGENCY MEDICAL SERVICES)

B) Consideration and action, if any, on agreement between the City of Pharr and the Pharr Community Theatre FY2023-2024.**This item supports QL - Quality of Life.** (LIBRARY)

C) Consideration and action, if any, on renewal of cloud management subscription services for TeamPharr.Net from Calix, Inc. **This item supports SE - Service Excellence.** (IT)

D) Consideration and action, if any, authorizing City Manager to renew contract with Billing Dynamics for billing services provided to the Emergency Medical Services Department. (**project number: 2223-62-525-S59-01**) **This item supports SG - Sound Governance and Fiscal Sustainability.** (EMERGENCY MEDICAL SERVICES)

E) Consideration and action, if any, authorizing City Manager to enter into an agreement with Texas Manufacturing Assistance Center (TMAC) - University of Texas Rio Grande Valley (UTRGV) for the Inventory Control and Standardization for the amount of \$41,650.00. **This item supports SG - Sound Governance and Fiscal Sustainability.** (PURCHASING)

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:*

AGENDA REGULAR MEETING
September 18, 2023

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.

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.

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

12. 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.

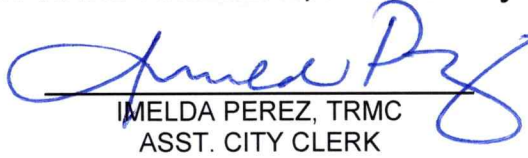
I, the undersigned authority, do hereby certify that the above notice of said Regular Meeting of the City Commission of the City of Pharr was posted on the bulletin board at City Hall and on the City's

AGENDA REGULAR MEETING
September 18, 2023

web page at www.pharr-tx.gov. This Notice was posted on the 15th day of September 2023 at 3:55 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 15th day of September 2023


IMELDA PEREZ, TRMC
ASST. 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: _____