

**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, OCTOBER 16, 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 The University of Texas Rio Grande Valley as a top-rated university to be championed by the City of Pharr.

B) Proclamation proclaiming October 16, 2023 as Romeo Robles Day.

C) Proclamation proclaiming October 2023 as Domestic Violence Awareness Month.

D) Proclamation proclaiming October 2023 as National Breast Cancer Awareness Month.

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.

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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) Submission of Sales Tax Collection Report for October 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) 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 *(2nd Reading)* **This item supports QL - Quality of Life.** (HR)

B) Consideration and action, if any, authorizing City Manager to advertise to Request for Proposals for Capital Lease Financing on the Capital Equipment approved for FY 2023-2024. **This item supports SG - Sound Governance and Fiscal Sustainability.** (PURCHASING)

C) Consideration and action, if any, on Memorandum of Understanding between the Pharr, McAllen, Edinburg, San Juan and Alamo Fire Departments to provide Automatic Mutual Aid on Interstate 2 and Interstate 69 Central as part of the TxDOT Interchange Construction Project. **This item supports SSC - Safe and Secure Community.** (FIRE)

D) Consideration and action , if any, on Interlocal Agreement between the City of Pharr and South Texas College, allowing STC to pay the City of Pharr for EMS Training. **This item supports SG - Sound Governance and Fiscal Sustainability.** (EMERGENCY MEDICAL SERVICES)

E) Consideration and action, if any, on agreement with Pyro Shows of Texas for a fireworks display for the Christmas Posada on Saturday, December 9, 2023 and the New Year's Eve Ball Drop on Sunday, December 31, 2023 in the aggregate amount of \$17,500.00. **This item supports QL - Quality of Life.** (FIRE)

REGULAR AGENDA - OPEN SESSION:

7. ORDINANCES AND RESOLUTIONS:

A) Consideration and action, if any, on Ordinance authorizing the issuance of the City of Pharr, Texas Combination Tax and Revenue Certificates of Obligation, Series 2023 and levying an annual ad valorem tax, within the limitations prescribed by law, for the payment of the obligations; setting certain parameters for the obligations; authorizing a pricing officer to approve the amount, the interest rates, price, redemption provisions and terms thereof and certain other procedures and provisions related thereto; and containing matters incident thereto. *(Adoption on One Reading)* **This item supports SG - Sound Governance and Fiscal Sustainability.** (FINANCE)

B) Consideration and action, if any, on Resolution executing Amendment Number 1 to the Advance Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) for the Dock Expansion Phase I (Dry Units), Control Section Job (CSJ) Number 0921-02-424. **This item supports IF - Infrastructure.** (ENGINEERING)

C) Consideration and action, if any, on Resolution executing Amendment Number 1 to the Advance Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) for the Commercial Vehicle Parking Area, Control Section Job (CSJ) Number 0921-02-423. **This item supports IF - Infrastructure.** (ENGINEERING)

D) Consideration and action, if any, on Resolution revising the City of Pharr Investment Policy. **This item supports SG - Sound Governance and Fiscal Sustainability.** (FINANCE)

E) Consideration and action, if any, on Resolution authorizing the City of Pharr to participate in the Texas Range Public Funds Investment Pool. **This item supports SG - Sound Governance and Fiscal Sustainability.** (FINANCE)

F) Consideration and action, if any, on Resolution authorizing City of Pharr expenditures reimbursement itself from the proceeds of one or more tax-exempt financing for certain expenditures made and/or to be made in connection with the acquisition, construction and equipping of certain capital improvements. **This item supports SG - Sound Governance and Fiscal Sustainability.** (FINANCE)

G) Consideration and action, if any, on Resolution denying the rate application and consolidation proposed by Texas Gas Service Company to increase rates within incorporated areas of its service territory. **This item supports QL - Quality of Life.** (LEGAL)

H) Consideration and action, if any, on Resolution appointing two (2) regular members to the Board of Adjustment. **This item supports SG - Sound Governance and Fiscal Sustainability.** (DEVELOPMENT SERVICES)

8. ADMINISTRATIVE:

A) Alfredo Alvarado, owner, has filed with the Planning and Zoning Commission a request for a Change of Zone from Single-Family Residential District (R-1) to Residential Multi-Family District (R-MF). The property is legally described as being Lot 46, Block 1, Hidalgo Park Estates Subdivision, Pharr, Hidalgo County, Texas. The property is physically located at 6621 South Saint Marie Drive. COZ#230920 **This item supports EV - Economic Vitality.** (DEVELOPMENT SERVICES)

9. PURCHASING:

A) Consideration and action, if any, on the purchase of radios for the Fire Department from Motorola Solutions utilizing the Houston-Galveston Area Council (HGAC) Cooperative Purchasing Program Contract RA05-21 in the amount of \$102,699.85. **This item supports SSC - Safe and Secure Community.** (FIRE)

B) Consideration and action, if any, on the purchase of self contained breathing apparatus for the Fire Department from Municipal Emergency Services utilizing the Houston-Galveston Area Council (HGAC) Cooperative Purchasing Program Contract EE08-19 in the amount of \$341,110.00. **This item supports SSC - Safe and Secure Community.** (FIRE)

C) Consideration and action, if any, authorizing Pharr Public Utilities to purchase a Gorman Rupp Prime Assist Silent Pump, trailer mounted from Precision Pump Systems through Buy Board Cooperative Purchasing Contract # 672-22. **This item supports IF - Infrastructure.** (PUBLIC UTILITIES)

10. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, on Memorandum of Understanding between City of Pharr and Kiowa Tribe regarding Development of Broadband and Strategic Planning. **This item supports QL - Quality of Life.** (ADMINISTRATION)

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B) Consideration and action, if any, on Change Order No. 1 in the amount of \$5,600.00 for the Downtown Park Statue project with Deep in the Heart Art Foundry (Project #2021-01-510-P027-001). **This item supports IF - Infrastructure.** (ENGINEERING)

C) Consideration and action, if any, on Change Order No. 1 in the amount of \$8,500.00 for the Downtown Park Statue Project with Mata G. Construction Inc. **This item supports IF - Infrastructure.** (ENGINEERING)

D) Consideration and action, if any, authorizing City Manager to enter into a Service Contract for Grant Management, Planning and Writing Services with Hollis Rutledge and Associates from Mission, TX. **This item supports SG - Sound Governance and Fiscal Sustainability.** (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 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

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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:

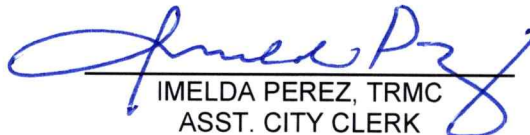
NOTICE OF ASSISTANCE AT THE PUBLIC MEETING

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. 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 13th day of October 2023 at 3:45 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 13th day of October 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: _____