

**TAKE NOTICE THAT A REGULAR MEETING
OF THE TAX INCREMENT REINVESTMENT ZONE #2
OF THE CITY OF PHARR, TEXAS
WILL BE HELD AT CITY HALL, COMMISSIONERS' ROOM,
118 S. CAGE BLVD., 2ND FLOOR, PHARR, TEXAS
COMMENCING AT 3:50 PM ON
MONDAY, FEBRUARY 19, 2024**

The City of Pharr has called this meeting as allowed pursuant to Texas law, city charter, and Ordinance O-2018-45. The governing body may recess from day to day when it does not complete consideration of a particularly long subject as authorized by law.

1. CALL TO ORDER:

A) Roll call and possible action on the excusing of any absent member.

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. ADMINISTRATIVE:

A) Election of Officers: Vice-Chairperson and Secretary.

B) Approval of Minutes for September 17, 2018 Regular Called Meeting.

C) Consideration and action, if any, on Ordinance approving the extension of the boundaries of the Tax Increment Reinvestment Zone #2.

4. CLOSED SESSION: *In accordance with Chapter 551 of the Texas Gov't. Code, the Board of Directors 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

AGENDA REGULAR MEETING
February 19, 2024

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.

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

6. ADJOURNMENT:

I, the undersigned authority, do hereby certify that the above notice of said Regular Meeting of the Tax Increment Reinvestment Zone #2 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 16th day of February 2024 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 16th day of February 2024





HILDA PEDRAZA, TRMC, OMC
CITY CLERK



AGENDA MEMORANDUM

BOARD: Tax Increment Reinvestment
Zone #2

AGENDA ITEM #: 3.A.

DATE SUBMITTED:

MEETING DATE: February 19, 2024

FROM: Hilda Pedraza, City Clerk

DEPARTMENT: Administration

DIRECTOR: Jonathan Flores

Agenda Item: Election of Officers: Vice-Chairperson and Secretary

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: Eleazar Guajardo and Mario Bracamontes served as Vice-Chairperson and Secretary of the TIRZ #2 Board respectively. Due to them no longer being members of the governing body, new appointments are needed at this time.

Fiscal Consideration:

Staff Recommendation: Appointment of Vice-Chairperson and Secretary.

Alternatives: N/A

Exclude Material from Public Packet? No

Reason: N/A

ROUTING:

Hilda Pedraza
Ricardo Rodriguez
Karla Saavedra
City Management Office

Created -

**THE TAX INCREMENT REINVESTMENT ZONE NUMBER TWO
MEETING MINUTES
COMMENCING AT 4:05 PM
MONDAY, SEPTEMBER 17, 2018**

TIRZ #2 BOARD MEMBERS PRESENT: Board Member Mayor Hernandez
Board Member Comm. Eleazar Guajardo
Board Member Comm. Mario Bracamontes

ABSENT: Board Member Comm. Ricardo Medina
Board Member Michael Leo, County Representative

STAFF PRESENT: Juan Guerra, City Manager
Edward Wylie, Deputy City Manager
Hilda Pedraza, City Clerk
Omar Anzaldua, City Engineer
Gary Rodriguez, Events Center Dir.
Karla Moya, Finance Director
Yesenia Ennis, HR
Jose Luengo, Police Chief
Melanie Cano, Development Services Dir.
Rick Pedraza, Public Works Director
Jose Villescas, Public Utilities Dir.
Raul Garza, CDBG Director
Luis Bazan, Bridge Director

CITY ATTORNEY Patricia A. Rigney, City Attorney

ITEM 1 ROLL CALL AND POSSIBLE ACTION ON THE EXCUSING OF ANY ABSENT MEMBERS OF THE GOVERNING BODY

Chairperson Mayor Hernandez called the meeting to order at 4:11 pm. Roll call established a quorum.

Board Member Comm. Guajardo moved to excuse absent members. Board Member Comm. Bracamontes seconded the motion and when put to a vote, the motion carried unanimously.

ITEM 2 PUBLIC COMMENTS

KC Fletcher stated he had already spoken at TIRZ No. 1 meeting.

ITEM 3 ADMINISTRATIVE

A) CONSIDERATION AND ACTION, IF ANY, ON MINUTES FOR JANUARY 24, 2018

Juan G. Guerra, City Manager, introduced the item and recommended approval.

Board Member Comm. Guajardo moved to approve the minutes as submitted. Board Member Comm. Bracamontes seconded the motion and when put to a vote, the motion carried unanimously.

B) CONSIDERATION AND ACTION, IF ANY, ON BUDGET FOR TAX INCREMENT REINVESTMENT ZONE NO. 2 FOR FISCAL YEAR 2018-2019

Juan G. Guerra, City Manager, introduced the item and recommended approval.

Board Member Comm. Guajardo **moved** to approve. Board Member Comm. Bracamontes seconded the motion and when put to a vote, the motion carried unanimously.

ITEM 4 CLOSED SESSION: IN ACCORDANCE WITH CHAPTER 551 OF THE TEXAS GOV'T. CODE, THE BOARD OF TAX INCREMENT REINVESTMENT ZONE NUMBER ONE HEREBY GIVES NOTICE THAT IT MAY MEET IN EXECUTIVE SESSION TO DISCUSS THE ITEMS LISTED ON THE PUBLIC PORTION OF THE MEETING AGENDA

None.

ITEM 5 RECONVENE into Open Session, and consider action if necessary, on item(s) discussed in executive session.

None.

ITEM 6 ADJOURNMENT

There being no further business to come before the Board, Board Member Comm. Guajardo **moved** to adjourn. Board Member Comm. Bracamontes seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 4:13 pm.

TAX INCREMENT REINVESTMENT ZONE #2

Board Member Mayor Hernandez
Chairperson

ATTEST:

Board Member Comm. Mario Bracamontes
Secretary

Approved: _____



AGENDA MEMORANDUM

BOARD: Tax Increment Reinvestment
Zone #2

AGENDA ITEM #: 3.C.

DATE SUBMITTED: January 30, 2024

MEETING DATE: February 19, 2024

FROM: Hilda Pedraza, City Clerk

DEPARTMENT: Administration

DIRECTOR: Jonathan Flores

Agenda Item: Consideration and action, if any, on Ordinance approving the extension of the boundaries of the Tax Increment Reinvestment Zone #2.

Classification: Regular

(* If closed session, City Attorney must review and approve.)

Issue: In accordance with the provisions of Chapter 311 of the Code, the City of Pharr wishes to extend the boundaries of TIRZ #2 by adding land as depicted on Exhibit B of the attached Ordinance.

Fiscal Consideration:

Staff Recommendation: Staff recommends approval.

Alternatives: Not to approve.

Exclude Material from Public Packet? No

Reason: N/A

ROUTING:

Hilda Pedraza
Ricardo Rodriguez
Karla Saavedra
City Management Office

Created/Initiated - 1/30/2024

Approved - 1/30/2024

New -

ORDINANCE NO. O-2024-_____

AN ORDINANCE APPROVING THE EXPANSION OF THE BOUNDARIES OF REINVESTMENT ZONE NUMBER 2, CITY OF PHARR, TEXAS; AMENDING THE REINVESTMENT ZONE PROJECT AND FINANCING PLAN; CONTAINING FINDINGS AND OTHER PROVISIONS RELATED TO THE FOREGOING

WHEREAS, pursuant to Ordinance No. O-2015-52, O-2015-57, O-2016-15, 2016-29 and O-2016-31 adopted by the Board of Commissioners of the CITY OF PHARR, TEXAS (the “**City**”) on February 17, 2015, December 8, 2015, April 18, 2016, July 22, 2016, and August 23, 2016 respectively, the City approved the creation and enlargement of Reinvestment Zone Number 2, City of Pharr, Texas (“**TIRZ #2**”), and approved the Reinvestment Zone Project & Financing Plan of TIRZ #2 adopted by the City pursuant to Ordinance No. O-2015-57 on December 8, 2015, as amended by Ordinance No. O-2016-31 on August 23, 2016, and its goals and objectives (the “**Plan**”) that will be applicable to the Annexation Area, as hereinafter defined; and

WHEREAS, TIRZ #2 was created in accordance with the provisions of Chapter 311, Texas Tax Code, as amended (the “**Code**”); and

WHEREAS, the City may enlarge the boundaries of an existing reinvestment zone pursuant to Section 311.007 of the Code; and

WHEREAS, the current boundaries of TIRZ #2 are depicted on **Exhibit “A”** attached to this Ordinance; and

WHEREAS, pursuant to this Ordinance, the City desires to enlarge the boundaries of TIRZ #2 by adding into TIRZ #2 the land (the “**Annexation Area**”) depicted on **Exhibit “B”** attached to this Ordinance; and

WHEREAS, with the addition of the Annexation Area, the boundaries of TIRZ #2 will be as depicted on **Exhibit “B”** attached to this Ordinance; and

WHEREAS, it is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and public notice of the time, place and purpose of said meeting and public hearing was given, all as required in accordance with Section 311.003 of the Code, and by Chapter 551, Texas Government Code.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF PHARR, THAT:

Section1. That the findings and recitals contained in the preamble of this Ordinance are found and declared to be true and correct and are hereby adopted as part of this Ordinance for all purposes.

Section 2. That the City, acting in accordance with the provisions of Chapter 311 of the Code does hereby enlarges TIRZ #2 by adding the Annexation Area depicted on Exhibit “B” attached to this Ordinance.

Section 3. That the City finds and declares that (a) improvements in the Annexation Area will significantly enhance the value of all the taxable real property in TIRZ #2, and will be of general benefit to the City, and (b) the Annexation Area meets the requirements of Section 311.005(a) of the Code being that the Annexation Area:

- (i) Is predominantly open and because of obsolete platting, deterioration of structure or site improvements.
- (ii) Enlargement of TIRZ #2 to include the Annexation Area is necessary to further the public health, safety, morals, and welfare because of substandard conditions, inadequate streets, unsanitary conditions, and the predominant existence of undeveloped area.
- (iii) Other factors that may substantially impair the growth of the City.

Section 4. That the City further finds and declares that:

- (i) The Annexation Area is located wholly within the corporate limits of the City.
- (ii) Pursuant to Section 311.006 of the Code, the total appraised value of the taxable real property within the enlarged TIRZ #2 and any other reinvestment zone or industrial district or in the City created pursuant to Section 311 of the Code does not exceed fifty percent (50%) of the total appraised value of taxable real property within the City.

Section 5. That TIRZ #2 shall be enlarged as of the date the City passes and approves this Ordinance.

Section 6. That the tax increment for the enlarged TIRZ #2 shall include the tax increment base established by Ordinance No. O-2016-31 and shall include the tax increment base attributable to the Annexation Area added to TIRZ #2, which tax increment base shall be effective as of the date the City passes and approves this Ordinance.

Section 7. That the Plan shall apply to the Annexation Area and that, to the extent necessary, the Board of TIRZ #2 may adopt amendments to the Plan to reflect the incorporation of the Annexation Area and present them to the City for approval.

Section 8. The City has created and established in the depository bank of the City, a fund called Tax Increment Fund for TIRZ #2 zone. Money in the Tax Increment Fund, from whatever source, may be disbursed from the Tax Increment Fund, invested, and

paid as permitted by the Act or by any agreements entered into pursuant to the Act, or as otherwise authorized by law.

Section 9. That if any provision, section, subsection, sentence, clause or phrase of this Ordinance or the application of same to any person or set of circumstances, is for any reason be held to be unconstitutional, void, or invalid, the validity of the remaining provisions of this Ordinance shall not be affected thereby, it being the intent of the City in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidance, or invalidity of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

Section 10. The importance of the subject matter hereof creates an emergency and an imperative public necessity requiring the suspension of the rule that Ordinances be ready on three separate days, and such rule is hereby suspended and said requirement is dispensed with by a vote of not less than a majority of all members of the Board of Commissioners. This Ordinance shall take effect and be in full force from and after its passage and approval.

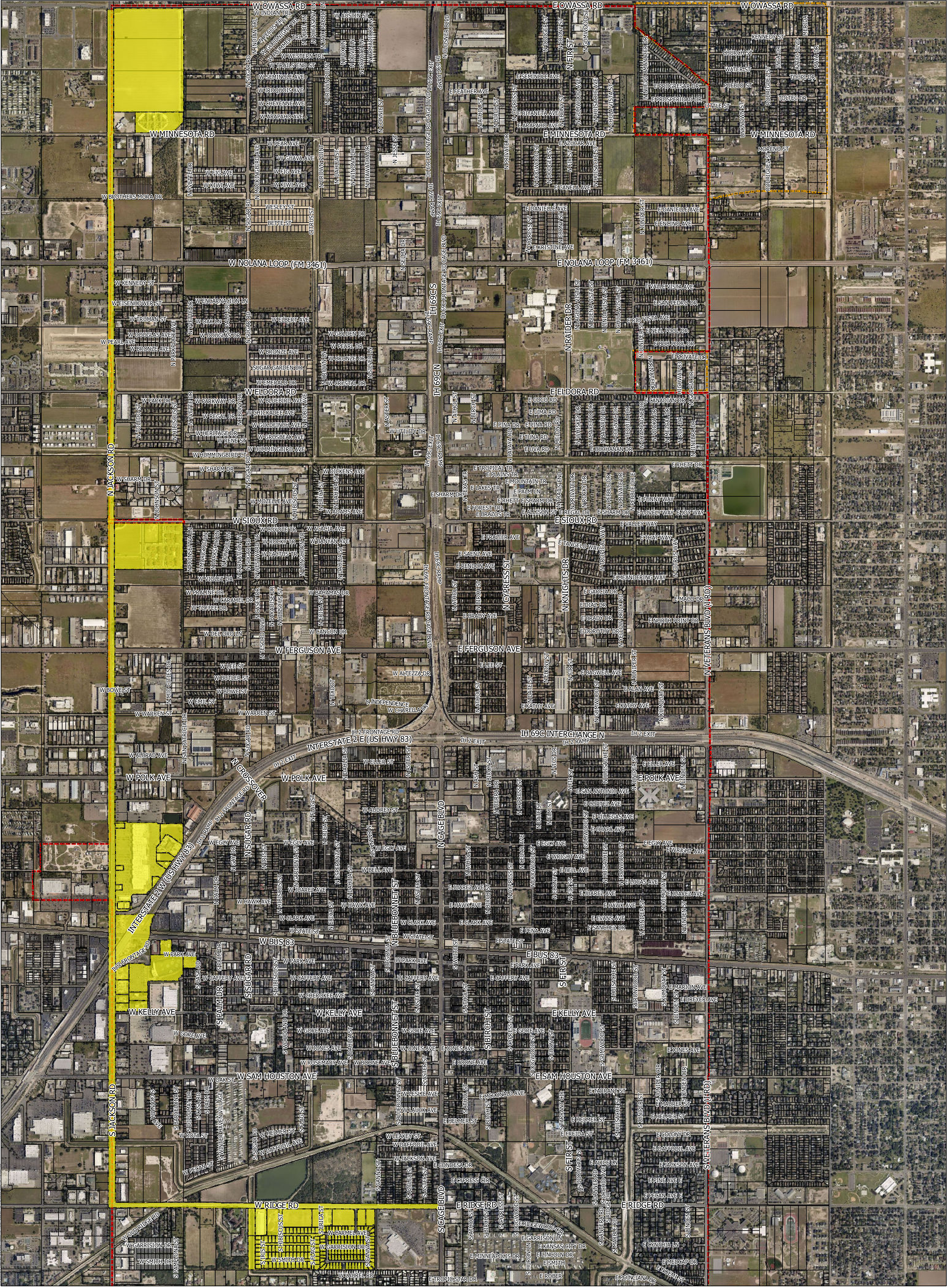
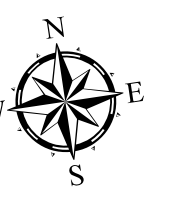
PASSED AND APPROVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF PHARR, TEXAS, on this the _____ day of February, 2024.

CITY OF PHARR

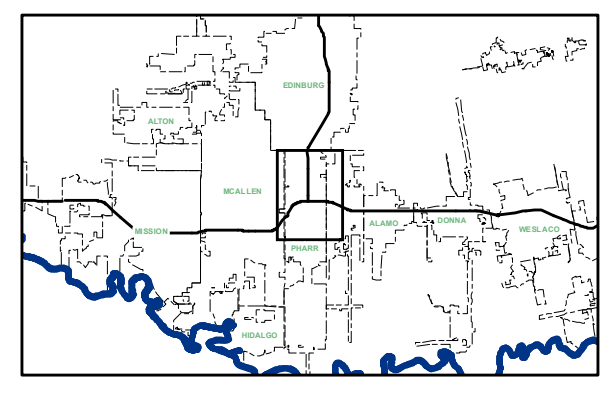
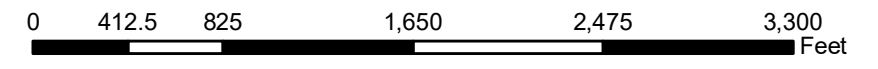
Dr. Ambrosio Hernandez, Mayor

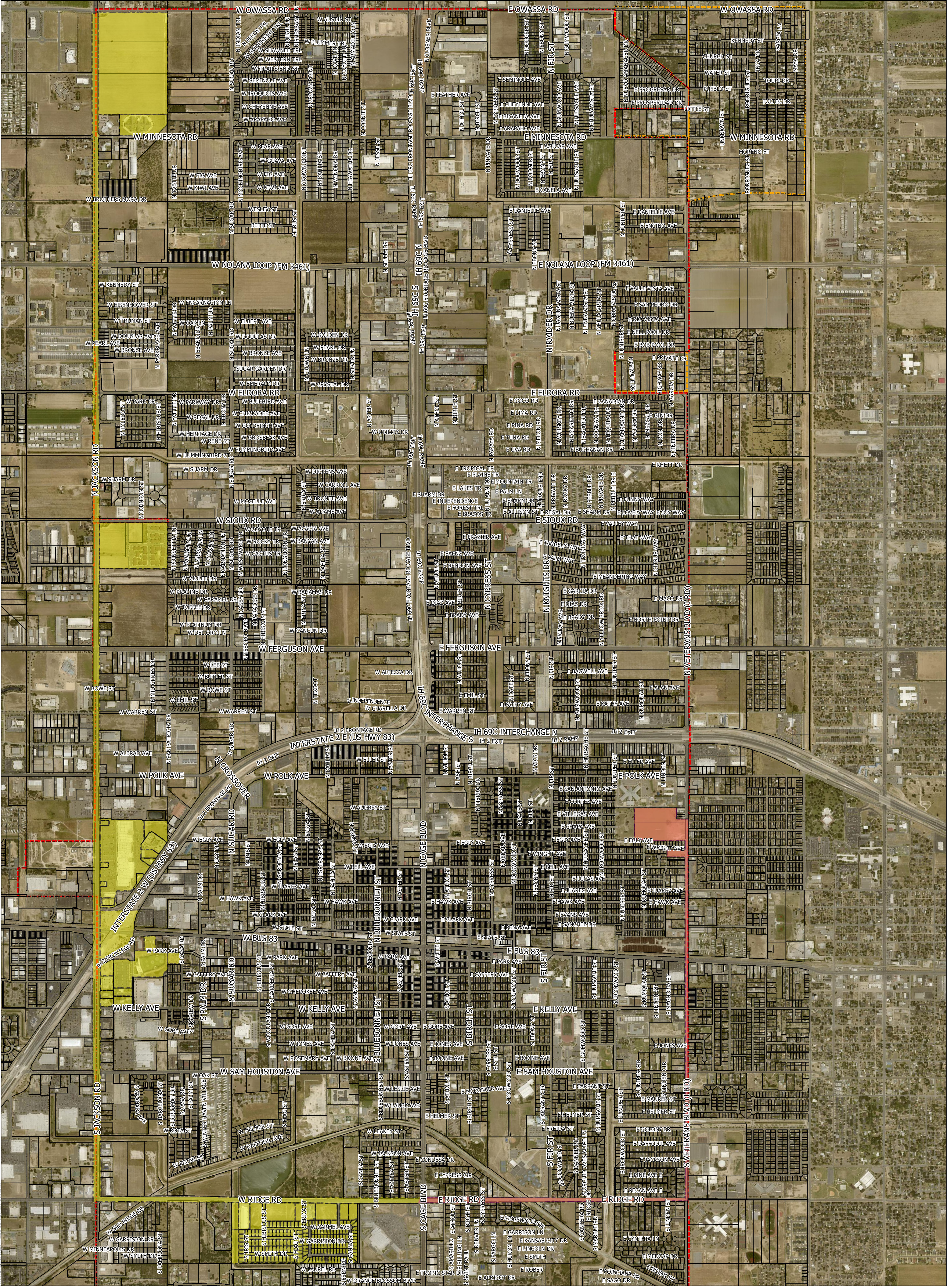
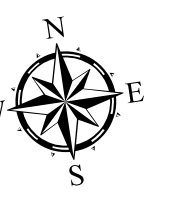
ATTEST:

Hilda Pedraza, City Clerk



Scale: 1 inch = 833 feet





Pharr City Limit
 Pharr ETJ
 Annexation Addition
 TIRZ_ZONE_2

Scale: 1 inch = 840 feet

