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, JUNE 3, 2024

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 June 2024 as Alzheimer's Brain 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.*

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) City Engineer's Report

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 May 20, 2024 - Regular Called Meeting. **This item supports SG - Sound Governance and Fiscal Sustainability.** (ADMINISTRATION)

B) Consideration and action, if any, authorizing City Manager to advertise to Request for Proposals for External Auditing Services for the City of Pharr and component units. **This item supports SE - Service Excellence**. (PURCHASING)

C) Consideration and action, if any, authorizing City Manager to advertise for sealed bids on a Supply Contract for the Purchase and Delivery of HMAC, Cold Mix, and Caliche.**This item supports IF - Infrastructure**. (PURCHASING)

D) Consideration and action, if any, authorizing City Manager to advertise for Statement of Qualifications for the Design-Build for the Golf Course Clubhouse. **This item supports IF - Infrastructure**. (PURCHASING)

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

1. Luis Mario Guerra, representing Escondido Estates, 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 Lot 23, Beamsley Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 4402 North Jackson Road. COZ#240415 **This item supports EV - Economic Vitality.** (DEVELOPMENT SERVICES)

F) PLATS:

1. KCI Technologies, representing Joaquin Spamer, Jorge De Coss and Gabriel Villaseñior, owners, are requesting final plat approval of the proposed Queenstown Park Subdivision. The property is legally described as being 25.738 acres out of Lot 352, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 900 Block of East Las Milpas Road. SUB#210306 **This item supports EV - Economic Vitality.**

2. Salinas Engineering & Associates, representing Maria Del Carmen Pacheco, Manager for Encarlen, LTD., a Texas Limited Partnership, is requesting preliminary and final plat approval of the proposed Villa España Estates Phase VI Subdivision. The property is legally described as being a Replat of all of Lots 1 and 2, Villa España Estates Phase V and a 0.22 acre tract of land out of Lot 8, Block 9, A.J. McColl Subdivision, Pharr, Hidalgo County, Texas.The property is located within the 2500 Block of South Salamanca Street. SUB#240515 **This item supports EV - Economic Vitality.**

REGULAR AGENDA - OPEN SESSION:

7. ORDINANCES AND RESOLUTIONS:

A) Consideration and action, if any, amending Ordinance No. O-2017-7 relating to the provision of wrecker services ***(1st Reading)***. **This item supports SSC - Safe and Secure Community**. (POLICE)

B) Consideration and action, if any, on Resolution to deny the rate change application proposed by AEP Texas Inc. **This item supports SG - Sound Governance and Fiscal Sustainability.** (ADMINISTRATION)

C) Consideration and action, if any, on Resolution designating the City Clerk's Office for receipt of requests for information. **This item supports SG - Sound Governance and Fiscal Sustainability.** (ADMINISTRATION)

D) Consideration and action, if any, on Resolution appointing/reappointing five (5) members to the Parks and Recreation Advisory Board. **This item supports SG - Sound Governance and Fiscal Sustainability.** (PARKS)

E) Consideration and action, if any, on Resolution appointing/reappointing one (1) member to the Keep Pharr Beautiful Committee. **This item supports SG - Sound Governance and Fiscal Sustainability.** (PARKS)

F) Consideration and action, if any, on Resolution appointing/re-appointing five (5) members to Pharr Memorial Library Board. **This item supports SG - Sound Governance and Fiscal Sustainability.** (LIBRARY)

8. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, on Change Order Number 1 in the amount of $8,710.00 for the purchase of a Pumper/ Tanker for the Fire Department from Daco Fire Equipment utilizing BuyBoard Cooperative Purchasing Contract Number 651-21. **This item supports SSC - Safe and Secure Community**. (FIRE)

B) Consideration and action, if any, on Amendment No. 6 in the amount of $9,000 with Halff Associates, Inc., from McAllen, TX for the Donations Acceptance Program Fiscal Year 2016 (DAP FY 16). **This item supports IF - Infrastructure.** (ENGINEERING)

C) Consideration and action, if any, authorizing City Manager to negotiate and enter into a professional engineering services agreement with TRIMAD Consultants, LLC from Pharr, TX for the Lift Station Number 23 Relocation. **This item supports IF - Infrastructure.** (ENGINEERING)

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:*

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.

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

11. 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. 1007 or FAX 956-475-3442 or E-mail cityclerksoffice@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 31st day of May 2024 at 3:50 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 31st day of May 2024.

CITY OF PHARR
PHARR, TEXAS

Maritza Gutierrez

IMELDA PEREZ, TRMC
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: _____

Proclamation

***WHEREAS**, Alzheimer's disease, a progressive neurodegenerative brain disorder, tragically robs individuals of their memories and leads to progressive mental and physical impairments; and*

***WHEREAS**, an estimated 7 million people in the United States are living with Alzheimer's, including 459,300 in Texas; and*

***WHEREAS,** Alzheimer's disease is the sixth leading cause of death in the United States and the fifth leading cause among the elderly; and*

***WHEREAS**, according to the Alzheimer's Association's Facts and Figures report, the direct costs of caring for those with Alzheimer's to American society is valued at $347 billion and more than 11 million caregivers provide 18 billion hours of unpaid care to those with Alzheimer's or other dementia; and in Texas, nearly 1.1 million family members and friends cared for people with Alzheimer's and other dementia, providing 1.8 billion hours of unpaid care, with the annual value of this caregiving totaling $25.8 billion; and*

***WHEREAS**, the City of Pharr recognizes the efforts of the Alzheimer's Association to raise funds and promote awareness to fight Alzheimer's and other dementia, thereby improving the quality of human life for those living with Alzheimer's disease and their caregivers; and*

***WHEREAS**, the City of Pharr urges all residents to continue to provide and enhance care to individuals living with Alzheimer's and other dementia and to support programs to help all those affected by Alzheimer's and other dementia.*

***NOW THEREFORE**, I, Ambrosio Hernandez, Mayor of the City of Pharr, Texas by virtue of the authority vested in me and on behalf of the City Commission, do hereby proclaim the month of June, 2024, as:*

"Alzheimer's Brain Awareness Month"

***IN WITNESS WHEREOF,** I have hereunto set my hand and caused the seal of the City of Pharr to be affixed on this 3rd day of June 2024.*

CITY OF PHARR

_____
Ambrosio Hernandez, Mayor

ATTEST:

_____
Imelda Perez, City Clerk

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 4.A.
DATE SUBMITTED: May 29, 2024
MEETING DATE: June 3, 2024

FROM: Imelda Perez, City Clerk

DEPARTMENT: Administration

DIRECTOR:

Agenda Item: Public hearing on development services cases

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

Issue:

Fiscal Consideration:

Staff Recommendation:

Alternatives:

Exclude Material from Public Packet? No
Reason:

ROUTING:
Imelda Perez Created/Initiated - 5/29/2024

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 5.A.
DATE SUBMITTED: May 31, 2024
MEETING DATE: June 3, 2024

FROM: Ruben Alfaro, City Engineer

DEPARTMENT: Engineering

DIRECTOR: Ruben Alfaro

Agenda Item: City Engineer's Report

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

Issue: N/A

Fiscal Consideration: N/A

Staff Recommendation: N/A

Alternatives: N/A

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

Ruben Alfaro — Created/Initiated - 5/31/2024
City Management Office — Final Approval - 5/31/2024

Report on Capital Improvement Project Activity Construction – June 2024

City Engineer – Ruben Alfaro, PE
Monday, June 3, 2024

Pharr Engineering

City Engineers Report

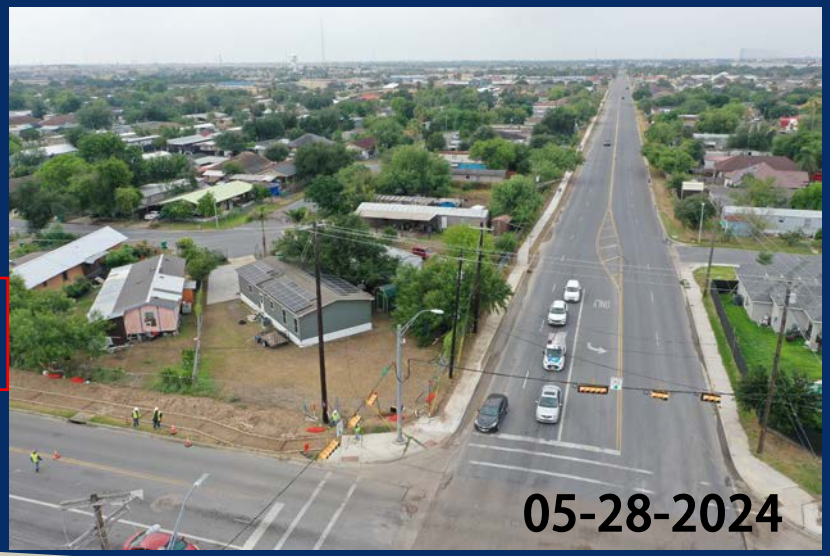
Engineer: TEDSI Infrastructure Group, Inc.
Contractor: International Consulting Engineers
CM: Brownstone Consultants, LLC
Notice to Proceed: Sept. 8, 2020
Contract Time: 545 + 26 + 30 + 112 + 223 (ETC April 02, 2023, *2nd BSIF Exit*) = 936 days
Time to Date: 1361 days (145%)
Original Contract Amount: $7,946,724.38
Change Orders: $701,210.26
Current Contract: $8,647,934.64
Placed to Date: $8,132,045.24 (94%)
Description: The Northbound Lanes generally consists of constructing two (2) additional northbound lanes and super wide load north roadway. The 2nd BSIF Exit generally consists of constructing two (2) new exit truck lanes to the BSIF facility. Improvements also include primary and secondary inspection booths, canopies, and reshaping & regrading of a drain ditch.
Status: Installation and startup of generator and training completed successfully on 04/23/24.
Next Step: Prepare project documents for closeout and coordinate with all involved agencies to hand over the project.

Pharr Engineering

Bridge Northbound Lane Expansion and 2nd BSIF Exit

CONSTRUCTION

Engineer: City of Pharr/Ramiro Gutierrez
Contractor: ASAGO, LLC
CM: City of Pharr
Notice to Proceed: December 15, 2022 (New)
Contract Time: 316 + 158 (ETC November 22, 2024) = 474 days
Time to Date: 354 days (63%) (39 Rain Days)
Contract Amount: $2,325,300.55
Change Orders: $135,684.40 (CO#1 – CO#3)
Current Contract: $2,460,984.95
Placed to Date: $1,482,660.05 (60%)
Description: This project will provide additional pedestrian connectivity to schools in the Tri-City area.
Status: Contractor has completed all concrete sidewalks and ADA ramps along S. Sugar Rd. for Daniel Ramirez Elementary.
Next Step: Contractor will start preparation of right of way on the south side W. Sioux Rd. east of S. Sugar Rd. intersection.



PSJA Tri-City Pedestrian Safety Improvements Phase I

Pharr Engineering

CONSTRUCTION

Engineer: J&R Engineering, LLC
Contractor: Saenz Brothers Construction, LLC
CM: City of Pharr
Notice to Proceed: July 6, 2021 (new)
Contract Time: 120+405+200= 725 days
Time to Date: 1061 days (146%)
Contract Amount: $1,494,704.00
Change Orders: -$7,145.64
Current Contract: $1,487,558.36
Placed to Date: $1,358,958.36 (91%)
Description: The project generally consists of replacing an existing dry pit-wet pit lift station with a new submersible pump station and constructing a new 10-in and 8-in pressure sewer force main piping systems from LS 30 to Thomas Rd.
Status: The lift station is in service and all items have been completed. Generator installed, waiting for warranty documentation to closeout project.
Next Step: Compiling all closeout documents to take to CC for final acceptance.

Lift Station No. 30 Rehabilitation

Pharr Engineering

CONSTRUCTION

DEPARTMENT MISSION STATEMENT

"To enhance health, safety and welfare in the City by providing economical, responsive and effective professional engineering and architectural services.

Pharr Engineering

END

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 5.B.
DATE SUBMITTED:
MEETING DATE: June 3, 2024

FROM: Imelda Perez, City Clerk

DEPARTMENT: Administration

DIRECTOR:

Agenda Item: City Events of Interest

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

Issue:

Fiscal Consideration:

Staff Recommendation:

Alternatives:

Exclude Material from Public Packet? No
Reason:

ROUTING:
Imelda Perez
Ricardo Rodriguez
Jamison Merrick
City Management Office

Created -

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 6.A.
DATE SUBMITTED: May 30, 2024
MEETING DATE: June 3, 2024

FROM: Imelda Perez, City Clerk

DEPARTMENT: Administration

DIRECTOR: Hilda Pedraza

Agenda Item: Approval of Minutes for May 20, 2024 - Regular Called Meeting. **This item supports SG - Sound Governance and Fiscal Sustainability.**

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

Issue: Approval of Minutes for May 20, 2024 - Regular Called Meeting.

Fiscal Consideration: N/A

Staff Recommendation: Straff recommends approval of Minutes as presented.

Alternatives: N/A

Exclude Material from Public Packet? Yes
Reason: N/A

ROUTING:

Imelda Perez
City Management Office

Created/Initiated - 5/30/2024
Final Approval - 5/30/2024

MINUTES
BOARD OF COMMISSIONERS
REGULAR CALLED MEETING
MONDAY, MAY 20, 2024
118 SOUTH CAGE 2nd FLOOR

The Board of Commissioners of the City of Pharr, Texas, met in a Regular Called Meeting on Monday, May 20, 2024 and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT: Mayor Ambrosio Hernandez
Comm. Roberto Carrillo
Comm. Ramiro Caballero
Comm. Itza Flores

BOARD OF COMMISSIONERS ABSENT: Comm. Michael Pacheco
Comm. Daniel Chavez
Comm. Ricardo Medina

STAFF PRESENT: Jonathan Flores, City Manager
Cynthia Garza, Assistant City Manager
Hilda Pedraza, ACM/City Clerk
Imelda Perez, Assistant City Clerk
Ruben Alfaro, City Engineer
Jamison Merrick, Interim Finance Director
Veronica Ramirez, HR Director
Juan Villescas, Municipal Court Judge
Daniel Leal, Deputy Chief of Police
Pilar Rodriguez, Fire Chief
Roland Gomez, Code Compliance Director
Kimberly Mendoza, Dev. Srvcs. Director
Luis Marin, Public Works Director
Melanie Cano, O.S.E. Director
Ruben Rosales, Public Utilities Director
Sergio Alanis, Parks & Rec. Director
Adolfo Garcia, Library Director
Jose Pena, I.T. Director
Luis Bazan, Bridge Director
Mayra Gomez, Purchasing Director
Danny Ramirez, EMS Chief
CJ Sanchez, Pharr Chamber President
Yuri Gonzalez, Chief Comm. Officer
Kenneth Ennis, Public Safety Comm. Dir.
Cynthia Gutierrez, Public Health Director

CITY ATTORNEY Ricardo Rodriguez, City Attorney

DRAFT

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 4:02 p.m. Roll call established a quorum.

Comm. Carrillo **moved** to excuse absent members. Comm. Caballero seconded the motion and when put to a vote, it carried unanimously.

B) PLEDGE OF ALLEGIANCE/INVOCATION

Luis Bazan, Bridge Director, led the pledge of allegiance and said the invocation.

ITEM 2. PROCLAMATIONS

A) PROCLAMATION PROCLAIMING MAY 2024 AS NATIONAL STOP THE BLEED MONTH

Jonathan Flores, City Manager, introduced the item.

Danny Ramirez, EMS Chief, thanked the Commission for the proclamation and stated the proclamation was to acknowledge the importance of Stop the Bleed. Chief Ramirez further stated the Trauma Team responded to a call where patient Rodriguez was attended to and they played a role in saving his life.

Dr. Carlos Palacios, McAllen Medical Hospital Trauma Surgeon, stated teamwork really works to save someone's life and everyone present assisted with patient care.

Nathan Ramon, Executive Director for Trauma Regional Advisory Council, briefly explained the council examines at the regional level what performance improvement opportunities could be done to better enhance patient care. He stated this was a prime example where they could take learning experiences and apply it to other areas of the region to better enhance patient care.

Danny Ramirez, EMS Chief, presented staff with Clinical Excellence Commendation Awards for their act in saving a human life and stated five Stop the Bleed classes would be held on Thursday, May 23, 2024 and encouraged everyone to participate.

Comm. Caballero read proclamation proclaiming May 2024 as Stop the Bleed Month and presented proclamation to Danny Ramirez and EMS staff.

B) PROCLAMATION PROCLAIMING MAY 19-25, 2024 AS NATIONAL PUBLIC WORKS WEEK

DRAFT

Jonathan Flores, City Manager, introduced the item.

Luis Marin, Public Works Director, thanked the Commission for the proclamation and recognized the staff for all their hard work in keeping the community's infrastructure running smoothly. He further introduced staff and invited the community to their Public Works Week event taking place on Friday, May 24, 2024 from 12:00 noon to 5:00 p.m.

Comm. Carrillo read proclamation proclaiming May 19 – 25, 2024 as National Public Works Week and presented proclamation to Luis Marin and staff.

ITEM 3. PUBLIC TESTIMONY

Jonathan Flores, City Manager, introduced the item.

Zack Williams registered to speak on item 2-A and spoke about the hard work and important role the EMS staff. At this time, Mayor Hernandez advised him of the process and procedures for public testimony Mr. Williams forfeited his remaining speaking time.

Aaron Sierra registered to speak on item 2-A and stated he was a current EMS employee and thanked the commission for acknowledging the EMS department with Stop the Bleed month proclamation. He further proceeded to formally announce they would like to start a EMS union. Mayor Hernandez advised him to stay on topic and not deviate from topic. Mr. Sierra advised he would step-back and left the podium.

Kiefer Roseman registered to speak on item 2-A. and advised he would be seizing his time.

Patrick Andrade registered to speak on item 2-A and introduced himself as a licensed paramedic with Pharr EMS. He expressed his joy on how much the City has grown from the start of Pharr EMS and further thanked EMS Chief for a job well done and his fellow employees in light of Stop the Bleed month. He then proceeded to advise the Commission they would like to start a union.

Mayor Hernandez advised him to leave podium because public testimony rules were not being followed.

At this time, Mayor Hernandez stated they would deviate from the agenda and go to the next item. He further stated they would continue with Public Testimony toward end of agenda to give everyone an opportunity to speak.

ITEM 4. PUBLIC HEARINGS

A) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES

There were no comments from the public.

DRAFT

ITEM 5. CITY MANAGER'S REPORTS

A) SUBMISSION OF SALES TAX COLLECTION REPORT FOR MAY 2024

Jonathan Flores, City Manager, introduced the item and briefly reported the City of Pharr showed an increase of 1.55% year to date true growth. He stated Jamison Merrick, Interim Finance Director, was in the audience and questions could be entertained at this time.

1. GRANT ANNOUNCEMENT CELEBRATION WITH TEXAS A&M FOREST SERVICE

Jonathan Flores, City Manager, introduced the item and called on Cynthia Gutierrez for a grant announcement. He further recognized Manuel Vela, Vice-President and Chief Executive Officer from Texas A&M Higher Education in McAllen, Kate Faris from Texas A&M Forest Service Grant Specialist, Bill Green from Texas A&M Forest Service Regional Urban Forester, Alejandro Elias from PSJA ISD Superintendent, and Rodolfo Marquez from PSJA ISD Assistant Superintendent.

Dr. Cynthia Gutierrez, Public Health Director, announced Texas A&M Forest Service was awarding City of Pharr and PSJA ISD a community forestry grant in the amount of $3.12 million dollars to re-forest eight PSJA schools. She further thanked everyone involved in the grant writing process.

Kate Faris, Grant Specialist from Texas A&M Forest Service, announced the City of Pharr was a recipient for the community forestry grant and congratulated the City on their 7th year as a Tree City USA City. Ms. Faris further stated this was a $3.12 million dollar grant that would go towards eight campuses to gain thirty (30) percent tree canopy coverage and implementation of outdoor learning spaces for the students. Lastly, Ms. Faris stated project implementation would be approximately over the course of three years.

Manuel Vela, Vice-President and Chief Executive Officer from Texas A&M, stated his was proud to be a lifelong resident of the Rio Grande Valley and mentioned he was grateful for the aggressive nature the City of Pharr and PSJA ISD had to create the best environment for the students. He further thanked the Commission for the continued partnerships.

Dr. Alejandro Elias, PSJA ISD Superintendent, stated this was a great occasion and one of many partnerships exemplifying the City and PSJA ISD working together for the students and the community.

Mayor Hernandez expressed his gratitude for the many partnerships with PSJA ISD thanked everyone for their leadership.

DRAFT

Marisa Oliva, Texas Children Nature Network, stated they were looking forward to this project and mentioned they would be supporting PSJA ISD and the City with these efforts.

Alan Williams, Region One, briefly stated he was very grateful to be part of this project and mentioned this would be a long-term value and learning that goes into these spaces.

2. RECOGNITION OF OUTSTANDING PUBLIC SERVICE FROM TIERRA DEL SOL GOLF COURSE STAFF MEMBER

Jonathan Flores, City Manager, introduced the item and called upon Frank Nunez.

Frank Nunez, Tierra Del Sol Golf Course Manager, stated recognized Jorge Adame Flores for his honesty in returning a wallet with $1,800 cash in it back to his rightful owner. Mr. Nunez presented Mr. Flores with a recognition plaque.

Jorge Adame Flores thanked the Commission for the recognition.

B) CITY EVENTS OF INTEREST

Jonathan Flores, City Manager, called upon Yuri Gonzalez, Chief Communications Officer, for a report on upcoming city events.

Yuri Gonzalez, Chief Communications Officer, presented video recaps on Night Under the Stars Mother's Day event, Pharr Police Memorial Ceremony, and Pharr Connect.

Yuri Gonzalez, Chief Communications Officer, reported on the upcoming Alzheimer's Workshop Series to be held on Wednesday, May 22, 2024 at Pharr One located at 1121 E. Nolana Loop at 5:30 p.m. She stated the topic was Understanding Alzheimer's and Dementia and invited the community to attend and learn about the available resources.

Yuri Gonzalez, Chief Communications Officer, further reported on the Public Works Week event taking place on Friday, May 24, 2024 at Pharr Public Works Department located at 1015 E. Ferguson Avenue from 12:00 p.m. to 5:00 p.m. She stated this would be a great opportunity for the community to meet the Public Works Department staff and extended an invitation to the public to attend.

Yuri Gonzalez, Chief Communications Officer, also reported on Sneaker Phest event taking place on Saturday, May 25, 2024 at Jose "Pepe" Salinas Recreation Center located at 1011 W. Kelly Avenue from 11:00 a.m. to 7:00 p.m. She stated this was an indoor market to buy, sell and trade sneakers, merchandise and memorabilia and extended an invitation to the public to attend.

DRAFT

Yuri Gonzalez, Chief Communications Officer, reported on Memorial Day Ceremony at the Memorial Park located at 501 W. Egly Avenue at 9:00 a.m. She stated this event was being held to honor and remember our armed services and extended an invitation to the public to attend.

Yuri Gonzalez, Chief Communications Officer, reported Swimming Lessons for Kids registration opening date would be Thursday, May 30, 2024 for the public to register for classes and classes would be $30 per child from ages 6 months through 13 years of age. She stated these classes were being held through our Parks and Recreation department and encouraged the public to register their kids to learn how to swim.

Lastly, Yuri Gonzalez, Chief Communications Officer, reported on the Work Mode On – Business 101 Workshop series to educate our business community and residents. She stated the first workshop would be on Hurricane Preparedness on Wednesday, June 5, 2024 at Pharr One located at 1121 E. Nolana Loop from 10:00 a.m. to 12:00 p.m. She stated this workshop was to get the public prepared for hurricane season and extended an invitation to the public to attend.

ITEM 6. CONSENT AGENDA

A) APPROVAL OF MINUTES FOR MAY 6, 2024 - 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 6.154 ACRE TRACT SITUATED IN PORCION 71, NARCISO CABAZOS SURVEY, ABSTRACT NO. 30, BEING A PORTION OF SOUTH VETERANS BOULEVARD AND EAST HI LINE ROAD, SAID PORTION BEING OUT OF PARCELS 70B, 70C, AND 70D, AND A 79.022 ACRE TRACT SITUATED IN PORCION 71, NARCISO CABAZOS SURVEY, ABSTRACT NO. 30, BEING OUT OF LOTS 47 THROUGH 55, AND A PORTION OF A 40 FT. ROAD (NOT IN USE), AS SHOWN ON THE RE-SUBDIVISION OF LOTS 1 AND 5 TO 32 INCLUSIVE OF THE SAN JUAN PLANTATION SUBDIVISION LOCATED AT THE NORTHEAST CORNER OF SOUTH VETERANS BOULEVARD AND EAST 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)

C) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE AMENDING ORDINANCE NO. O-2023-33 MUNICIPAL FIBER OPTIC FEE SCHEDULE

***(3RD AND FINAL READING)*. THIS ITEM SUPPORTS SG - SOUND GOVERNANCE AND FISCAL SUSTAINABILITY (IT)**

D) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO RATIFY EMERGENCY SANITARY SEWER MANHOLE COLLAPSE SERVICE REPAIRS. THIS ITEM SUPPORTS IF – INFRASTRUCTURE (PURCHASING)

E) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO REJECT SINGLE BID AND ADVERTISE THE RE-LETTING OF THE FISCAL YEAR 2016 DONATIONS ACCEPTANCE PROGRAM (FY 16 DAP) PROJECTS. THIS ITEM SUPPORTS IF - INFRASTRUCTURE (ENGINEERING)

F) CONSIDERATION AND ACTION, IF ANY, ON DEVELOPMENT SERVICES CASES: (ADMINISTRATION)

1. **SMOKIN' MOON, LLC., REQUESTED RENEWAL OF THE CONDITIONAL USE PERMIT AND LATE HOURS PERMIT TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISE CONSUMPTION. THE PROPERTY IS LEGALLY DESCRIBED AS BEING ALL OF LOT 1-A AND THE EAST 26.7 FEET OF LOT 1, ALBRAD UNIT NO. 1 SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 1617 WEST POLK AVENUE. CUP#180648 THIS ITEM SUPPORTS EV - ECONOMIC VITALITY**

2. **TAQUERIA TEPEQUE EXPRESS, REQUESTED RENEWAL OF THE CONDITIONAL USE PERMIT TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISE CONSUMPTION. THE PROPERTY IS LEGALLY DESCRIBED AS BEING 0.041 ACRES, MORE OR LESS, OUT OF LOT 2, HACIENDA SANTA LUCIA SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 701 EAST NOLANA LOOP, SUITE #3A. CUP#230384 THIS ITEM SUPPORTS EV - ECONOMIC VITALITY**

3. **KANS & KEGS #4 LLC., REQUESTED RENEWAL OF THE CONDITIONAL USE PERMIT TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISE CONSUMPTION. THE PROPERTY IS LEGALLY DESCRIBED AS BEING ALL OF LOTS 30 AND 31, BLOCK 5, EVANS SUBDIVISION NO. 3, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 6804 SOUTH CAGE BOULEVARD. CUP#200525 THIS ITEM SUPPORTS EV - ECONOMIC VITALITY**

4. **CARLOS R. ELIZONDO, D/B/A SEPI'S, REQUESTED RENEWAL OF THE CONDITIONAL USE PERMIT TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISE CONSUMPTION. THE PROPERTY IS LEGALLY DESCRIBED AS BEING LOT 22, BLOCK 30, PHARR ORIGINAL TOWNSITE, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 212 WEST STATE STREET. CUP#190641 THIS ITEM SUPPORTS EV - ECONOMIC VITALITY**

5. **MARISELA LINAN PERALEZ AND LOREMI CANTU D/B/A EXCLUSIVE EVENT CENTER LLC., REQUESTED RENEWAL OF THE CONDITIONAL USE PERMIT AND LATE HOURS PERMIT TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISE CONSUMPTION. THE PROPERTY IS LEGALLY DESCRIBED AS BEING 0.351 ACRES, MORE OR LESS, OUT OF LOTS 27 THROUGH 30, BLOCK 2, LOS MARINEROS SUBDIVISION PHASE 1, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S**

PHYSICAL ADDRESS IS 2200 SOUTH CAGE BOULEVARD.CUP#230275 THIS ITEM SUPPORTS EV - ECONOMIC VITALITY

6. **JOSE RUBEN MENDEZ, D/B/A 100% ANTOJITOS MEXICANOS, REQUESTED RENEWAL OF THE CONDITIONAL USE PERMIT TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES FOR ON-PREMISE CONSUMPTION. THE PROPERTY IS LEGALLY DESCRIBED AS BEING A 0.04 ACRE TRACT OF LAND OUT OF LOT 1, JACKSON RIDGE COURT PHASE 2 SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 1201 SOUTH JACKSON ROAD, SUITE 9. CUP#140525 THIS ITEM SUPPORTS EV - ECONOMIC VITALITY**

G) PLATS:

1. **MELDEN & HUNT INC., REPRESENTING HUMBERTO TIJERINA AND EVANGELINA A. TIJERINA, TRUSTEES, REQUESTED FINAL PLAT APPROVAL OF THE PROPOSED CIRCLE K PHARR SUBDIVISION PHASE 1 LOT 1. THE PROPERTY IS LEGALLY DESCRIBED AS BEING A RESUBDIVISION OF 1.644 ACRES, CONSISTING OF 1.144 ACRES OUT OF LOT 220 KELLY-PHARR SUBDIVISION AND 0.500 OF AN ACRE BEING ALL OF ORDONEZ SUBDIVISION BEING ALL OF LOT 1, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY IS LOCATED WITHIN THE 1800 BLOCK OF SOUTH CAGE BOULEVARD. SUB#210513 THIS ITEM SUPPORTS EV - ECONOMIC VITALITY**

Jonathan Flores, City Manager, introduced the consent agenda and recommended approval.

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

Ordinance No.'s O-2024-16 and O-2024-17 are filed with the City Clerk's Office.

REGULAR AGENDA - OPEN SESSION

ITEM 7. ORDINANCES AND RESOLUTIONS

A) CONSIDERATION AND ACTION, IF ANY, AMENDING ORDINANCE NO. O-2022-47 REGARDING WATER CONSERVATION AND DROUGHT CONTINGENCY PLAN *(ADOPTION ON ONE READING)*. THIS ITEM SUPPORTS QL - QUALITY OF LIFE (PUBLIC UTILITIES)

Jonathan Flores, City Manager, introduced the item.

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

Ordinance No. O-2024-18 is filed with the City Clerk's Office.

B) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION APPOINTING CITY CLERK. THIS ITEM SUPPORTS SG - SOUND GOVERNANCE AND FISCAL SUSTAINABILITY (ADMINISTRATION)

Jonathan Flores, City Manager, introduced the item and recommended Imelda Perez as City Clerk.

Comm. Carrillo **moved** to appoint Imelda Perez as City Clerk. Comm. Caballero seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2024-30 is filed with the City Clerk's Office.

C) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION APPOINTING/RE-APPOINTING ONE (1) MEMBER TO THE COMMUNITY DEVELOPMENT COUNCIL. THIS ITEM SUPPORTS SG - SOUND GOVERNANCE AND FISCAL SUSTAINABILITY (GMCD)

Jonathan Flores, City Manager, introduced the item and recommended reappointment of Rene Cantu.

Comm. Carrillo **moved** to reappoint Rene Cantu to the Community Development Council. Comm. Flores seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2024-31 is filed with the City Clerk's Office.

D) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION APPOINTING / REAPPOINTING TWO (2) REGULAR MEMBERS AND ONE (1) ALTERNATE MEMBER TO THE PLANNING AND ZONING COMMISSION. THIS ITEM SUPPORTS SG - SOUND GOVERNANCE AND FISCAL SUSTAINABILITY (DEVELOPMENT SERVICES)

Jonathan Flores, City Manager, introduced the item and recommended reappointment of Jonathan Larraga and appoint Romeo Cantu Jr. and Javier Gutierrez.

Comm. Carrillo **moved** to reappoint Jonathan Larraga as Regular Member and appoint Romeo Cantu Jr. as Regular Member and Javier Gutierrez as Alternate Member to the Planning and Zoning Commission. Comm. Caballero seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2024-32 is filed with the City Clerk's Office.

ITEM 8. PURCHASING

A) CONSIDERATION AND ACTION, IF ANY, ON CHANGE ORDER NO. 1 IN THE AMOUNT OF $7,265.84 FOR THE PURCHASE OF ONE (1) FUEL AND LUBE TRUCK FROM RUSH TRUCK CENTER OF PHARR, TEXAS THROUGH BUY BOARD PURCHASING COOPERATIVE NO. 601-19. THIS ITEM SUPPORTS SE -SERVICE EXCELLENCE

DRAFT

Jonathan Flores, City Manager, introduced the item.

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

ITEM 9. CONTRACTS/AGREEMENTS

A) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO AGREEMENT WITH B2Z ENGINEERING FROM MISSION, TEXAS FOR CONSTRUCTION MATERIAL TESTING (CMT) SERVICES FOR THE PHARR-REYNOSA INTERNATIONAL BRIDGE EXPANSION PROJECT IN THE AMOUNT OF $1,498,663.38. THIS ITEM SUPPORTS IF - INFRASTRUCTURE (ENGINEERING)

Jonathan Flores, City Manager, introduced the item.

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

B) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO ENTER INTO A SERVICE CONTRACT WITH AJ'S HEATING - COOLING & MORE, LLC. FROM EDINBURG, TEXAS FOR CITY WIDE ON-CALL HVAC SERVICES. THIS ITEM SUPPORTS IF - INFRASTRUCTURE (PURCHASING)

Jonathan Flores, City Manager, introduced the item.

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

C) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO ENTER INTO A SERVICE CONTRACT WITH CAMVIO INC. FROM LOS ANGELES, CA FOR BILLING AND OPERATIONS SOFTWARE SERVICES FOR TEAMPHARR.NET THIS ITEM SUPPORTS SE - SERVICE EXCELLENCE (PURCHASING)

Jonathan Flores, City Manager, introduced the item. He briefly stated company was sole source provider and recommended approval.

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

D) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO ENTER INTO A SERVICE CONTRACT WITH EZEQUIEL ORDONEZ ANIMAS D/B/A BORDER INFRASTRUCTURE CONSULTING, LLC. FOR

PROFESSIONAL CONSULTING AND LOBBYING SERVICES. THIS ITEM SUPPORTS EV - ECONOMIC VITALITY (BRIDGE)

Jonathan Flores, City Manager, introduced the item.

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

E) CONSIDERATION AND ACTION, IF ANY, ON AUTHORIZING CAXCAN S.A. DE C.V. INGENIEROS CIVILES TO CONDUCT FIELD STUDIES AND CONCEPTUAL PLAN (PHASE VI) FOR BRIDGE EXPANSION PROJECT (TWIN BRIDGE/SECOND SPAN) IN MEXICO. THIS ITEM SUPPORTS EV - ECONOMIC VITALITY (BRIDGE)

Jonathan Flores, City Manager, introduced the item.

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

F) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO ENTER INTO A SERVICE CONTRACT WITH CAPEX RESOURCES GROUP FROM FRISCO, TEXAS TO CONDUCT THE WATER RATE STUDY. THIS ITEM SUPPORTS QL - QUALITY OF LIFE (PURCHASING)

Jonathan Flores, City Manager, introduced the item.

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

G) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO ENTER INTO AN AFFILIATION AGREEMENT WITH RGV VOCATIONAL SERVICES L.L.C. FOR EMERGENCY MEDICAL SERVICES STUDENT CLINICAL RIDE-OUTS. THIS ITEM SUPPORTS SE - SERVICE EXCELLENCE (EMERGENCY MEDICAL SERVICES)

Jonathan Flores, City Manager, introduced the item.

Mayor Hernandez asked staff for clarification. Danny Ramirez, EMS Chief, briefly stated the school was from Rio Grande City and was requesting EMS student clinical ride-outs.

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

H) CONSIDERATION AND ACTION, IF ANY, ON FIRST AMENDMENT TO PCS SITE AGREEMENT WITH STC FIVE LLC. FOR THE LEASE OF LAND AT

JOSE "PEPE" SALINAS RECREATION CENTER FOR THE CELLULAR TOWER. THIS ITEM SUPPORTS IF - INFRASTRUCTURE (PURCHASING)

Jonathan Flores, City Manager, introduced the item.

Comm. Carrillo **moved** to approve. Comm. Caballero seconded the motion.

Jose Pena, IT Director, stated this was a renewal of the agreement initially approved by the board of commissioners in 1999. He further explained the initial agreement was for twenty-five (25) years and the renewal would be for twenty (20) years with a 15% rent increase every five (5) years plus a 33% revenue share for any additional sub-tenant.

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

At this time, Jonathan Flores, City Manager, stated they would deviate from the agenda and go back to Item 3. There was no objection.

ITEM 3. PUBLIC TESTIMONY

Seth Hutchinson signed up to speak on item 2.A but was no longer present at the meeting.

ITEM 10. CLOSED SESSION

None

ITEM 11. RECONVENE

None

ITEM 12. ADJOURNMENT

There being no other business to come before the board, Comm. Carrillo **moved** to adjourn. Mayor Hernandez seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 5:19 p.m.

CITY OF PHARR

_____
AMBROSIO HERNANDEZ
MAYOR

DRAFT

STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR

ON THIS THE 20th DAY OF MAY 2024 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:

DRAFT

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 6.B.
DATE SUBMITTED: May 28, 2024
MEETING DATE: June 3, 2024

FROM: Maritza Magallan, Contract Compliance Officer

DEPARTMENT: Purchasing

DIRECTOR: Mayra Gomez

Agenda Item: Consideration and action, if any, authorizing City Manager to advertise to Request for Proposals for External Auditing Services for the City of Pharr and component units. **This item supports SE - Service Excellence**.

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

Issue: The City of Pharr is no longer in service contract effective June 6, 2024 and is in need of external auditing services.
Project No. 2324-01-511-S37-205

Fiscal Consideration: N/A

Staff Recommendation: Staff recommends to request for proposals for external auditors

Alternatives: N/A

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

Maritza Magallan	Created/Initiated - 5/28/2024
Mayra Gomez	Approved - 5/28/2024
Hilda Pedraza	Approved - 5/30/2024
Ricardo Rodriguez	Approved - 5/30/2024
Jamison Merrick	Approved - 5/31/2024
City Management Office	Final Approval - 5/31/2024

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 6.C.
DATE SUBMITTED: May 28, 2024
MEETING DATE: June 3, 2024

FROM: Maritza Magallan, Contract Compliance Officer

DEPARTMENT: Purchasing

DIRECTOR: Mayra Gomez

Agenda Item: Consideration and action, if any, authorizing City Manager to advertise for sealed bids on a Supply Contract for the Purchase and Delivery of HMAC, Cold Mix, and Caliche.**This item supports IF - Infrastructure**.

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

Issue: The City of Pharr's current Supply contract is up to expire on June 5, 2024 and would like to go out for new bids.
Project No. 2324-01-517-T03-117

Fiscal Consideration: N/A

Staff Recommendation: Staff recommends to go our for sealed bids for the purchase and delivery of HMAC, Cold Mix and Caliche

Alternatives: N/A

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

Maritza Magallan	Created/Initiated - 5/28/2024
Mayra Gomez	Approved - 5/28/2024
Luis Marin	Approved - 5/31/2024
Hilda Pedraza	Approved - 5/31/2024
Ricardo Rodriguez	Approved - 5/31/2024
Jamison Merrick	Approved - 5/31/2024
City Management Office	Final Approval - 5/31/2024

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 6.D.
DATE SUBMITTED: May 28, 2024
MEETING DATE: June 3, 2024

FROM: Maritza Magallan, Contract Compliance Officer

DEPARTMENT: Purchasing

DIRECTOR: Mayra Gomez

Agenda Item: Consideration and action, if any, authorizing City Manager to advertise for Statement of Qualifications for the Design-Build for the Golf Course Clubhouse. **This item supports IF - Infrastructure**.

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

Issue: The city of pharr would like to request qualifications for the design-build for the golf course clubhouse.
Project No. 2324-75-510-C09-212

Fiscal Consideration: N/A

Staff Recommendation: Staff recommends approval to advertise for qualifications for the golf course clubhouse

Alternatives: N/A

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

Maritza Magallan	Created/Initiated - 5/28/2024
Mayra Gomez	Approved - 5/30/2024
Ruben Alfaro	Approved - 5/30/2024
Hilda Pedraza	Approved - 5/30/2024
Ricardo Rodriguez	Approved - 5/31/2024
Jamison Merrick	Approved - 5/31/2024
City Management Office	Final Approval - 5/31/2024

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 6.E.
DATE SUBMITTED: May 29, 2024
MEETING DATE: June 3, 2024

FROM: Imelda Perez, City Clerk

DEPARTMENT: Administration

DIRECTOR:

Agenda Item: Consideration and action, if any, on Development Services Cases:

Classification: Public Hearing
(* If closed session, City Attorney must review and approve.)

Issue:

Fiscal Consideration:

Staff Recommendation:

Alternatives:

Exclude Material from Public Packet? No
Reason:

ROUTING:
Imelda Perez Created/Initiated - 5/29/2024

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 6.E.1.
DATE SUBMITTED: May 29, 2024
MEETING DATE: June 3, 2024

FROM: Imelda Perez, City Clerk

DEPARTMENT: Development Services

DIRECTOR: Kimberly Mendoza

Agenda Item: Luis Mario Guerra, representing Escondido Estates, 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 Lot 23, Beamsley Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 4402 North Jackson Road. COZ#240415 **This item supports EV - Economic Vitality.**

Classification: Public Hearing
(* If closed session, City Attorney must review and approve.)

Issue: Luis Mario Guerra, representing Escondido Estates, 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) in order to develop and construct a commercial development.

Fiscal Consideration: N/A

Staff Recommendation: Development Services recommends approval of the rezoning request from Single-Family Residential District (R-1) to General Business District (C) as the property complies with the future land use plan, meets area requirements, and has adequate ingress and egress. The request is compatible with the development trends in the area. If approved, the owner must comply with all City Ordinances and City Department requirements.

Planning & Zoning Commission Recommendation: The Planning and Zoning Commission voted unanimously to recommend approval of the rezoning request from Single-Family Residential District (R-1) to General Business District (C) at the meeting on May 28, 2024. There were seven members present and voting.

Alternatives: N/A

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

Imelda Perez	Created/Initiated - 5/29/2024
Ricardo Rodriguez	Approved - 5/29/2024
City Management Office	Final Approval - 5/30/2024

Pharr
Development Services

MEMORANDUM

DATE: **MONDAY, JUNE 3, 2024**

TO: **MAYOR AND CITY COMMISSION**

FROM: **KIMBERLY MENDOZA, DIRECTOR OF DEVELOPMENT SERVICES**

THROUGH: **JONATHAN B. FLORES, CITY MANAGER**

SUBJECT: **Re-zoning Request: From Single-Family Residential District (R-1) to General Business District (C). The property is legally described as Lot 23, Beamsley Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 4402 North Jackson Road. COZ#240415**

Comprehensive zoning and rezoning regulations and ordinances should be adopted and designed to facilitate, as much as possible, the following items:

1. To lessen congestion;
2. Secure safety from fire, panic and other dangers;
3. To promote health and general welfare;
4. To provide adequate light and air;
5. To protect the overcrowding of land and abutting traffic ways;
6. Avoid undue concentration of population, and;
7. To facilitate the adequate provisions of transportation, water, sewage, schools, parks, and other public requirements as per Local Government Code, Sect. 211.004.

DESCRIPTION OF PROPERTY:

Luis Mario Guerra, representing Escondido Estates, 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) in order to develop and construct a commercial development.

The subject site is located at the northeast corner of West Kennedy Street and North Jackson Road, approximately 0.046 miles south of West Nolana Loop and has a physical address of 4402 North Jackson Road. The property is legally described as Lot 23, Beamsley Subdivision, Pharr, Hidalgo County, Texas.

The property fronts North Jackson Road, a 120 ft. - 150 ft. principal arterial street which runs north and south with a posted speed limit of 40 - 55 miles per hour as identified in the City of Pharr's Thoroughfare Plan. The property also fronts West Kennedy Street, a 50 ft.- 60 ft. local street which runs east and west with a posted speed limit of 20 - 30 miles per hour as identified in the City of Pharr's Thoroughfare Plan.

The property and the property to the south were zoned Single-Family Residential District (R-1) upon comprehensive zoning on October 19,1982. The property to the north was rezoned from Single-Family Residential District (R-1) to General Business District (C) on October 20, 1998. The property to the east was rezoned from General Business District (C) to Residential Multi-Family High Density District (R-MFHD) on June 12, 2019. The city limits lie to the west. There have been no other zoning requests within the vicinity of the subject property since that time. The property is generally designated for commercial use in the Land Use Plan.

The General Business District (C) is established to provide adequate space and site diversification for most types of commercial development in the City of Pharr. Larger shopping centers and most existing commercial strips along major arterials would be included in this district. The noise, traffic, litter, late-night hours, and possible blighting influences require adequate buffering from residential areas, and the traffic from such uses should not pass-through residential areas, except on arterials or major collectors.

Four (4) letters were mailed out to the surrounding property owners within a two hundred (200) foot radius on May 10, 2024, and a legal notice was published in the Advance News Journal on May 8, 2024. Staff received one call for information only.

Development Services recommended **approval** of the request to re-zone from Single-Family Residential District (R-1) to General Business District (C) as the property complies with the future land use plan, meets area requirements, and has adequate ingress and egress. The request is compatible with the development trends in the area. If approved, the owner must comply with all City Ordinances and City Department requirements.

The Planning and Zoning Commission voted unanimously to recommend approval of the rezoning request from Single-Family Residential District (R-1) to General Business District (C) at the meeting on May 28, 2024. There were seven members present and voting.

CITY COMMISSION OPTIONS:

1. **Approve the rezoning request;**
2. **Table the item for:**
   a) **consideration by the full board;**
   b) **additional information;**
   c) **additional time for applicant and adjacent property owners to meet;**
3. **Disapprove the request.**

Pharr Development Services

REQUEST FOR CHANGE OF ZONE & AMENDMENT TO LAND USE PLAN

Luis Mario Guerra, representing Escondido Estates, LLC., owner	**Single-Family Residential District (R-1)**
APPLICANT	CURRENT ZONE
4402 North Jackson Road	**General Business District (C)**
ADDRESS	PROPOSED ZONE

		YES	NO
1	Does the property meet the minimum area requirements for the proposed zone?	**X**	
2	Does the property have adequate ingress and egress?	**X**	
3	Will the change of zone be compatible with surrounding properties? (Zoning and Land Use)	**X**	
4	Is the property located along a major thoroughfare?	**X**	
5	Will the property have adequate parking for the proposed use?	**X**	
6	Will the property have adequate landscaping as per City Ordinance?	**X**	
7	Will the zone change increase the volume of traffic?		**X**
8	Will a buffer be required?	**X**	
9	Is the proposed change in line with the Future Land Use Plan?	**X**	

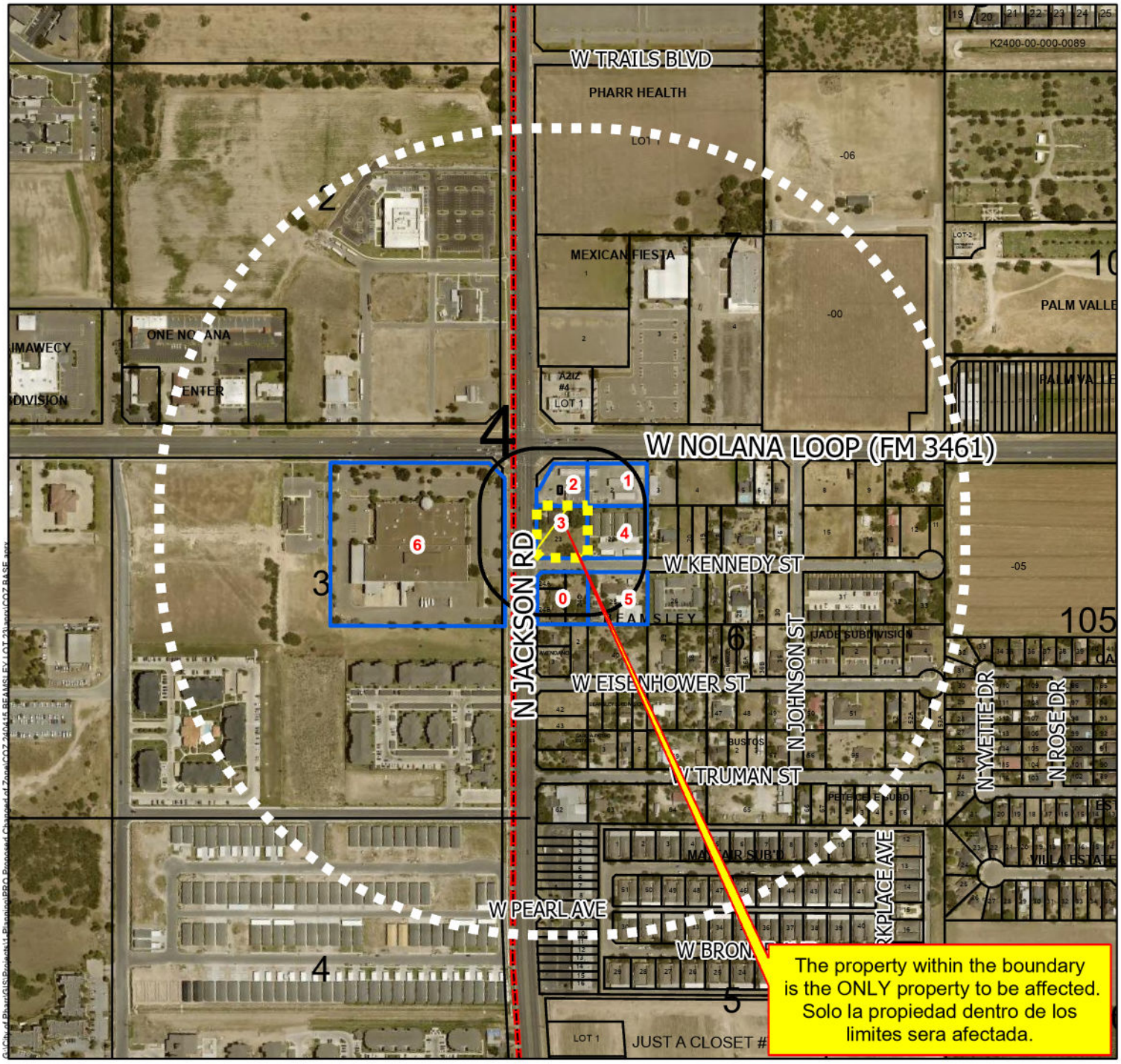
STAFF RECOMMENDATIONS: **Approval**

Development Services is recommending approval of the request to re-zone from Single-Family Residential District (R-1) to General Business District (C) as the property complies with the future land use plan, meets area requirements, and has adequate ingress and egress. The request is compatible with the development trends in the area. If approved, the owner must comply with all City Ordinances and City Department requirements.

Laura Fonseca, Planner II	**05.06.2024**
PREPARED BY	DATE

Proposed Change of Zone
Beamsley Lot 23
Escondido Estates LLC

AERIAL



Zoning

ZONE

- Agricultural Open Space
- Single Family
- Single Family Small Lot
- Residential Multi-Family
- Residential Multi-Family High Density
- Mobile Home
- Townhouse
- HUD Code
- Rail Road R.O.W
- Government Owned
- General Business
- Business District
- Drainage Easement
- Heavy Commercial
- Heavy Industrial
- Limited Industrial
- Neighborhood Commercial
- Office Professional
- PSJA ISD
- Hidalgo ISD
- Valley View ISD
- Planned Unit Development

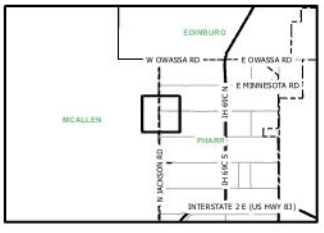
City of Pharr, Texas
Engineering Department
956.402.4242

Date: 4/22/2024

Scale: 1:6,000

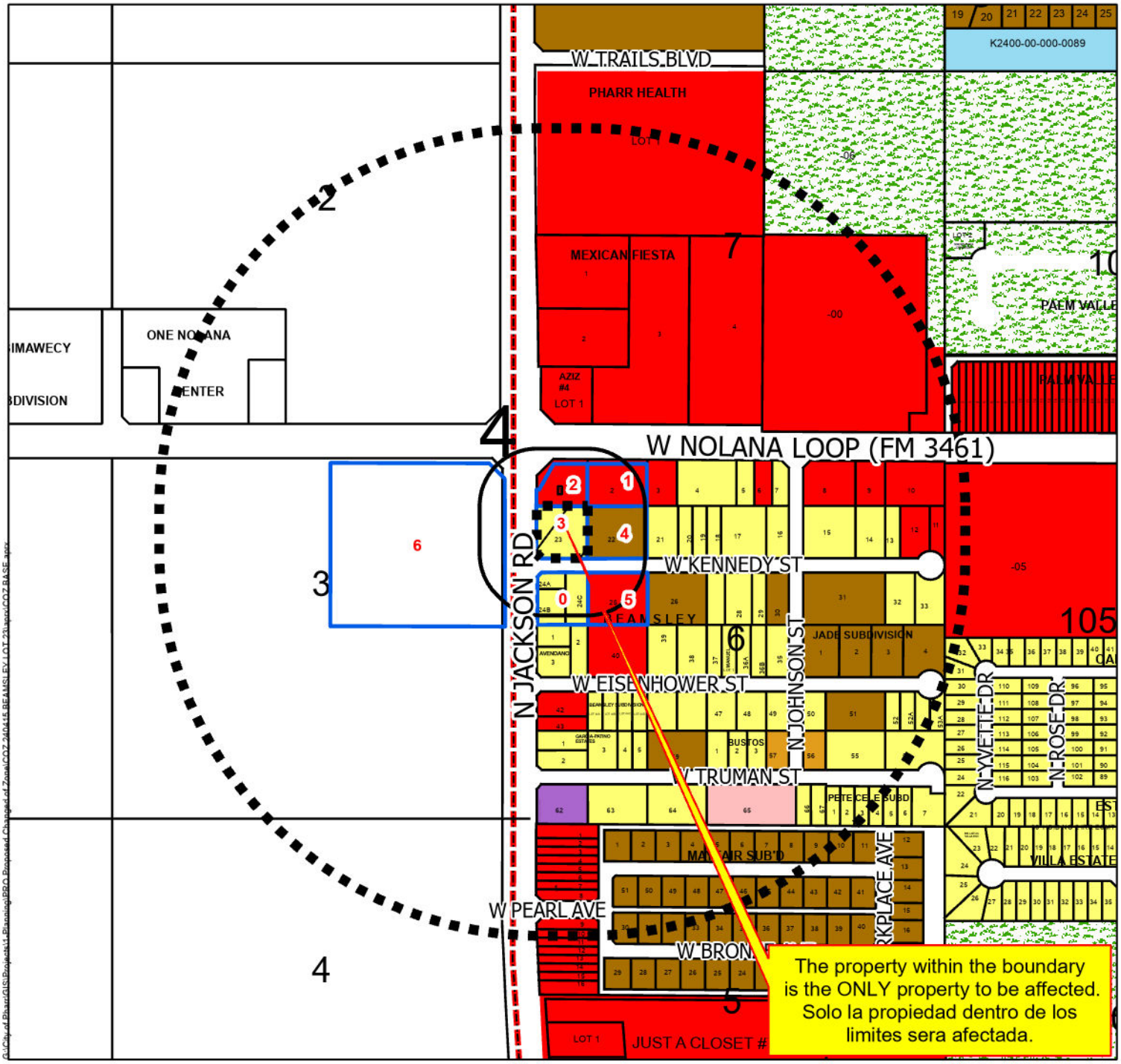
0 250 500 1,000 1,500 2,000 Feet

All information displayed on this map is subject to verification by field survey or by the agency responsible for maintaining the information. This map is intended for general information only.



Proposed Change of Zone
Beamsley Lot 23
Escondido Estates LLC

ZONING



Zoning

ZONE

- Agricultural Open Space
- Single Family
- Single Family Small Lot
- Residential Multi-Family
- Residential Multi-Family High Density
- Mobile Home
- Townhouse
- HUD Code

- Rail Road R.O.W
- Government Owned
- General Business
- Business District
- Drainage Easement
- Heavy Commercial
- Heavy Industrial
- Limited Industrial
- Neighborhood Commercial
- Office Professional
- PSJA ISD

- Hidalgo ISD
- Valley View ISD
- Planned Unit Development

Future Land Use

FUTURELAND

- Irrigation
- Agriculture
- Single Family Res.
- Multi-Family Res.

- Manufactured Homes
- Industrial
- Commercial
- Public/Semi Public
- ROW
- Parks
- Subject Property
- Quarter Mile Radius
- 200 ft Radius
- Notified Properties

Scale: 1:6,000

0 250 500 1,000 1,500 2,000 Feet

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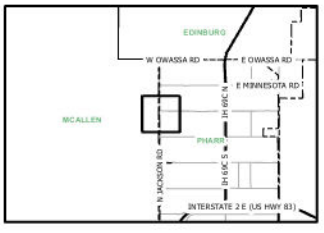
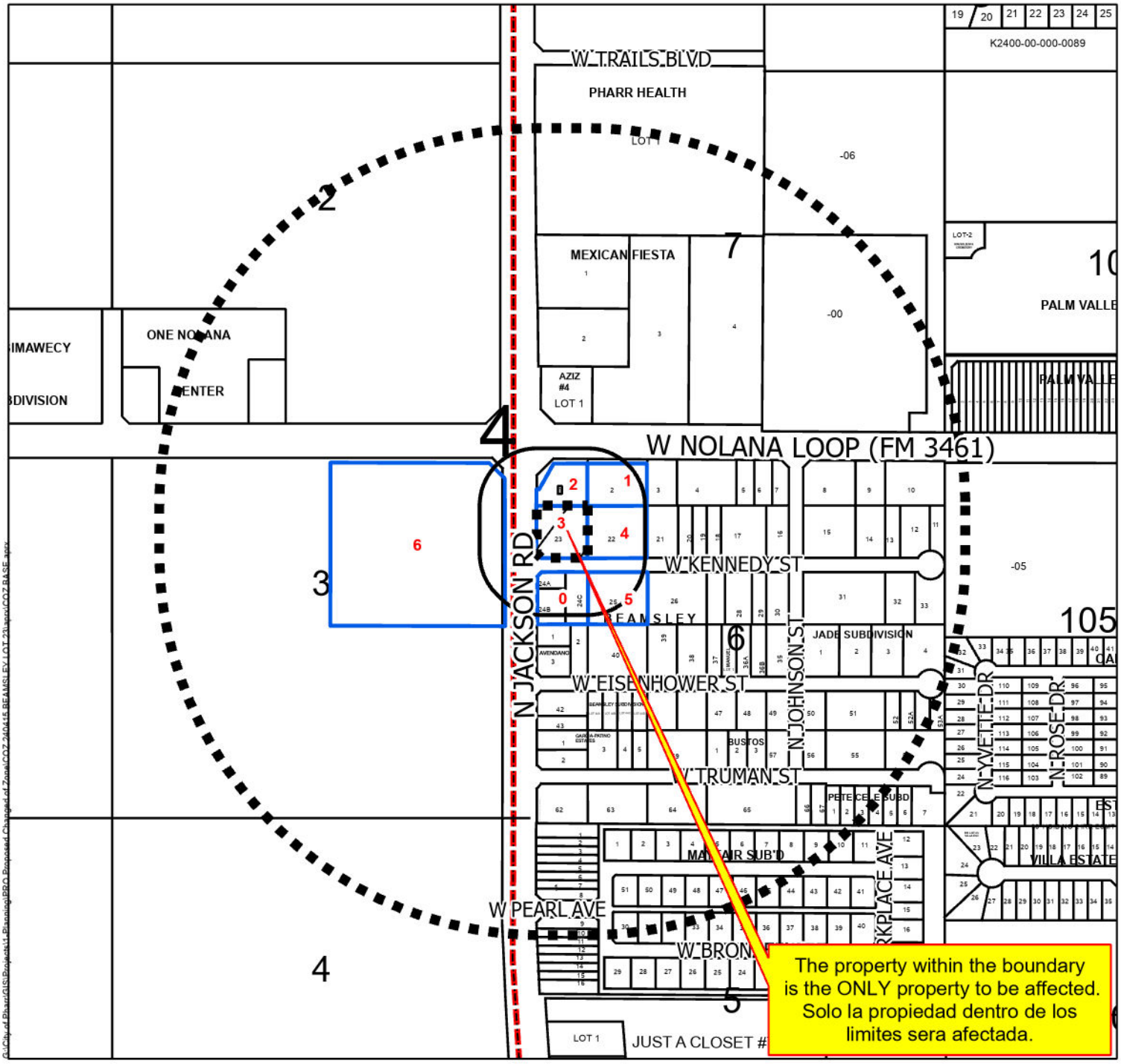


City of Pharr, Texas
Engineering Department
956.402.4242

Date: 4/22/2024

Proposed Change of Zone
Beamsley Lot 23
Escondido Estates LLC

RADIUS



Zoning

ZONE

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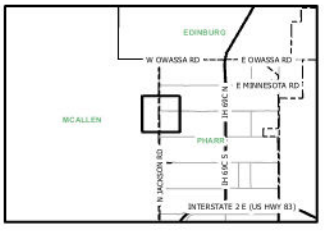
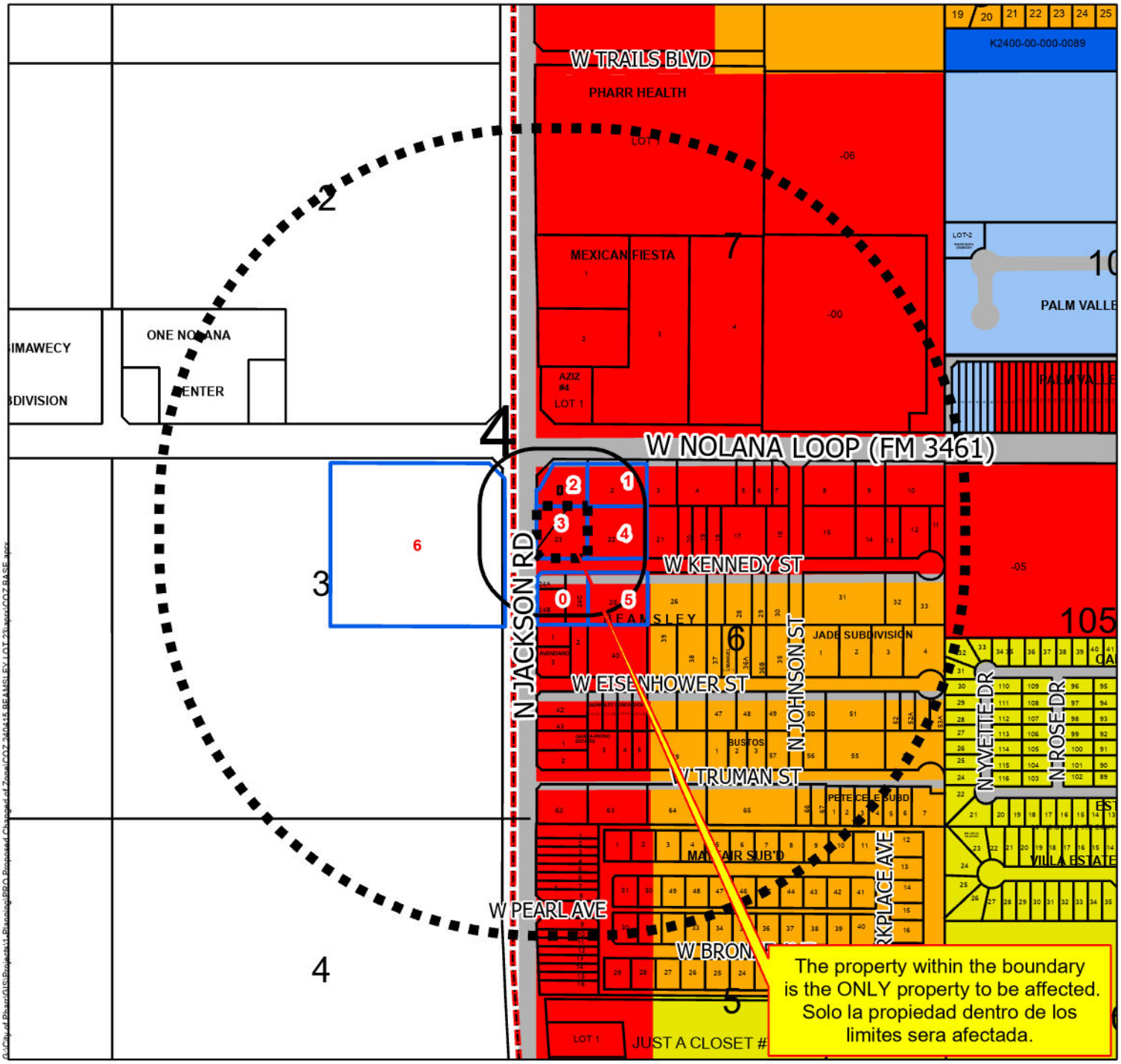


City of Pharr, Texas
Engineering Department
956.402.4242

Date: 4/22/2024

Proposed Change of Zone
Beamsley Lot 23
Escondido Estates LLC

FUTURE LAND USE



Zoning

ZONE

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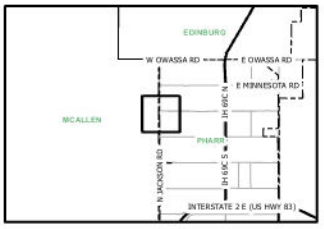
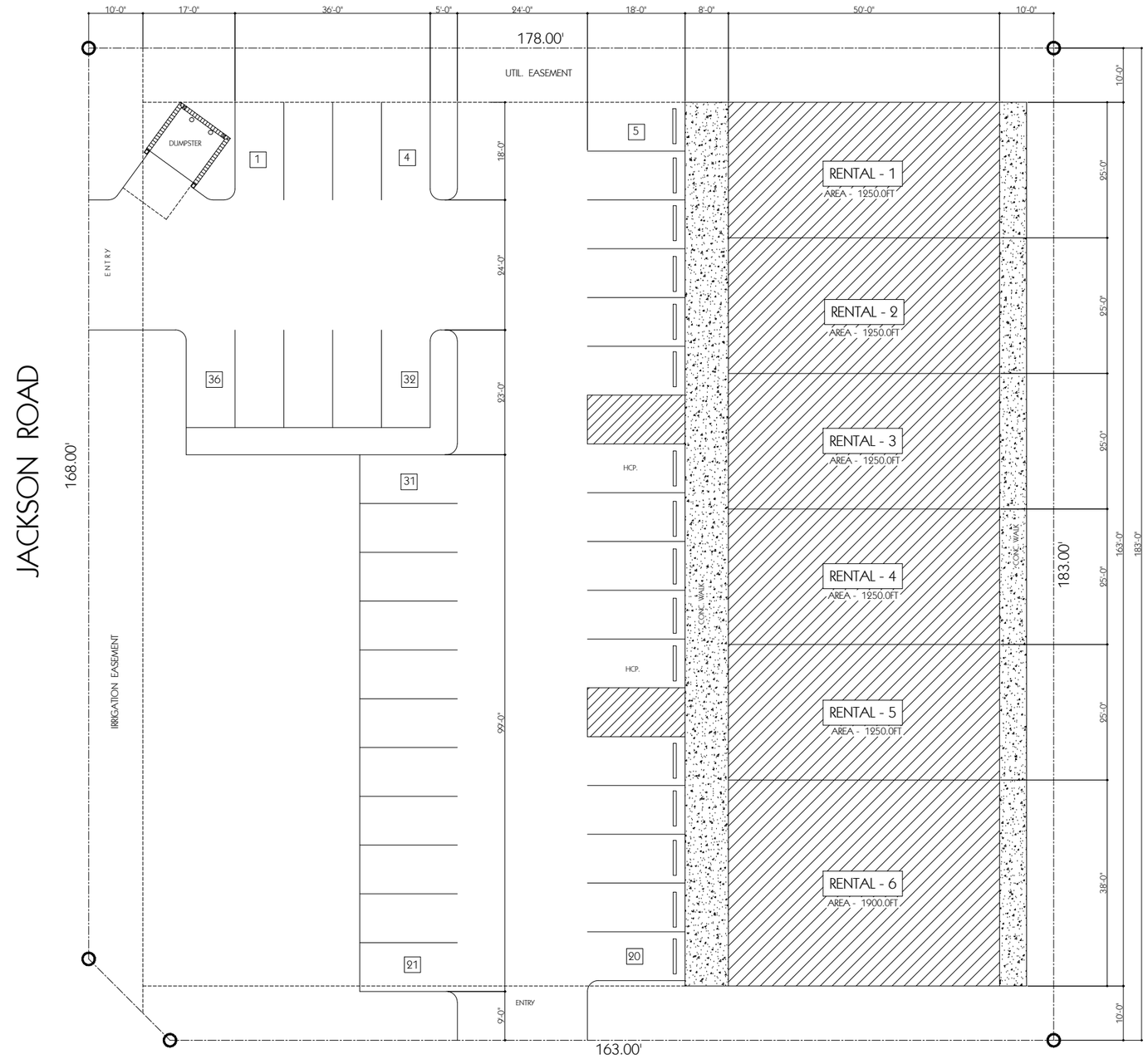


City of Pharr, Texas
Engineering Department
956.402.4242

Date: 4/22/2024



KENNEDY STREET

PROPOSED SITE PLAN

LOT - 23
BEAMSLEY SUB.
CITY OF PHARR TEXAS

TOTAL RENTAL AREA = 8,150.0 FT.2
USE: OFFICE – RENTAL
PARKING REQ'D. – 36 SPACES
PARKING PROVIDED – 36 SPACES

Pharr
Development Services

Site Photo

4402 N JACKSON ROAD

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 6.F.
DATE SUBMITTED: May 29, 2024
MEETING DATE: June 3, 2024

FROM: Imelda Perez, City Clerk

DEPARTMENT: Administration

DIRECTOR:

Agenda Item: PLATS:

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

Issue:

Fiscal Consideration:

Staff Recommendation:

Alternatives:

Exclude Material from Public Packet? No
Reason:

ROUTING:
Imelda Perez Created/Initiated - 5/29/2024

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 6.F.1.
DATE SUBMITTED: May 29, 2024
MEETING DATE: June 3, 2024

FROM: Kimberly Mendoza, Development Services Director

DEPARTMENT: Development Services

DIRECTOR: Kimberly Mendoza

Agenda Item: KCI Technologies, representing Joaquin Spamer, Jorge De Coss and Gabriel Villaseñior, owners, are requesting final plat approval of the proposed Queenstown Park Subdivision. The property is legally described as being 25.738 acres out of Lot 352, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 900 Block of East Las Milpas Road. SUB#210306 **This item supports EV - Economic Vitality.**

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

Issue: KCI Technologies, representing Joaquin Spamer, Jorge De Coss and Gabriel Villaseñior, owners, are requesting final plat approval of the proposed Queenstown Park Subdivision.

Fiscal Consideration: N/A

Staff Recommendation: Development Services recommends final plat approval of the proposed Queenstown Park Subdivision subject to the listed conditions.

Planning & Zoning Commission Recommendation: Being no discussion, the Planning and Zoning Commission voted unanimously to approve the final plat of the proposed Queenstown Park Subdivision at their meeting on May 28, 2024. There were seven members present and voting.

Alternatives: N/A

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

Kimberly Mendoza	Created/Initiated - 5/29/2024
Ricardo Rodriguez	Approved - 5/29/2024
City Management Office	Final Approval - 5/30/2024

Pharr
Development Services

MEMORANDUM

DATE: MONDAY, JUNE 03, 2024

TO: MAYOR AND CITY COMMISSION

FROM: KIMBERLY MENDOZA, DIRECTOR OF DEVELOPMENT SERVICES

THROUGH: JONATHAN B. FLORES, CITY MANAGER

SUBJECT: QUEENSTOWN PARK SUBDIVISION
FILE NO. **SUB#210306**

GENERAL INFORMATION:

APPLICANT: KCI Technologies, representing Joaquin Spamer, Jorge De Coss and Gabriel Villaseñior, owners, are requesting final plat approval of the proposed Queenstown Park Subdivision.

LEGAL DESCRIPTION: The property is legally described as being 25.738 acres out of Lot 352, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas.

LOCATION: The property is located within the 900 Block of East Las Milpas Road.

ZONING: The property is currently zoned Limited Industrial District (L-I). The adjacent zones are Agricultural and/or Open Space District (A-O) to the north, south, west and City limits to the east. The property is designated for single family residential and commercial use in the Land Use Plan.

PROPERTY PROPOSED USE: Warehouses.

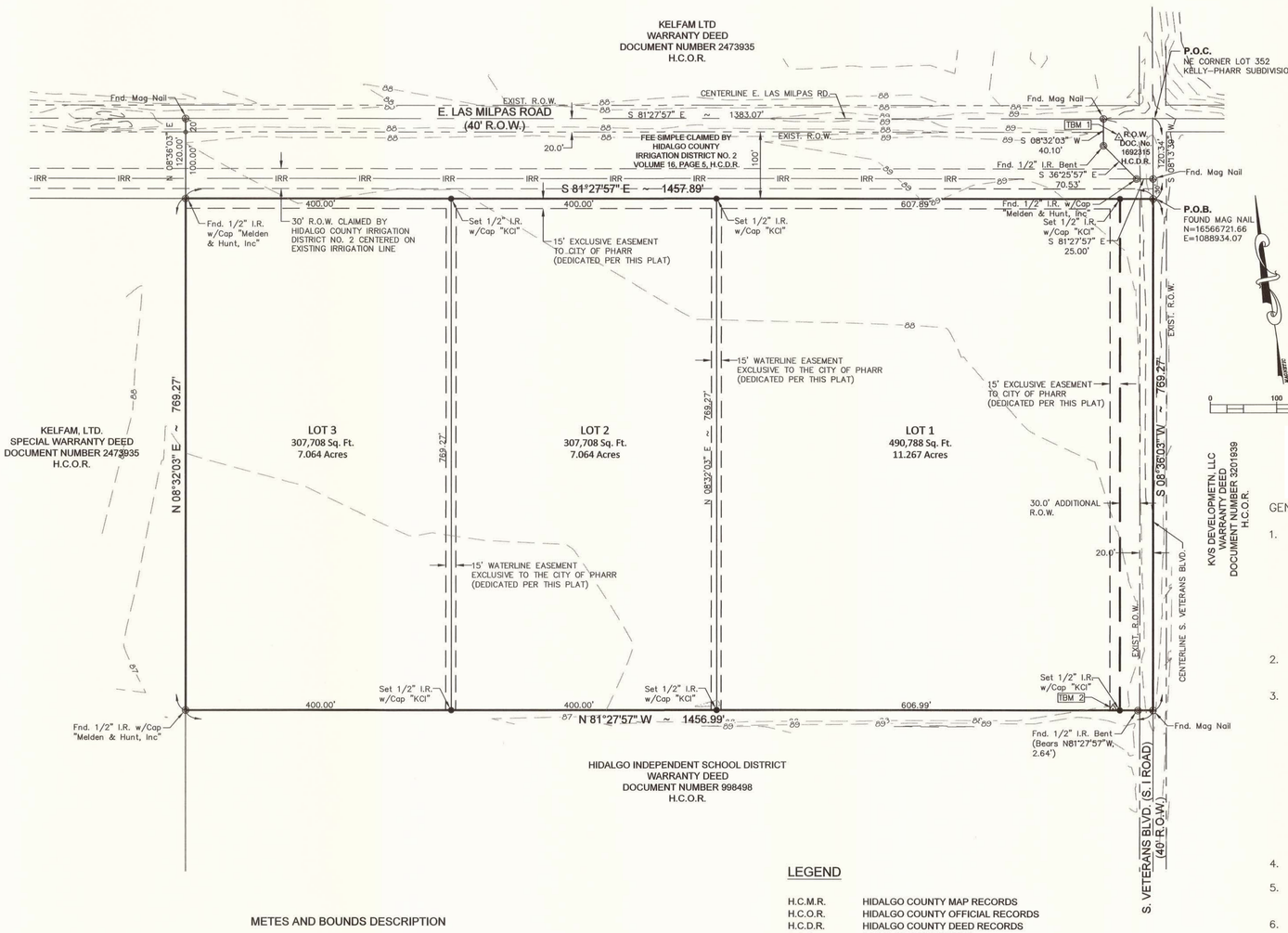
VARIANCES:

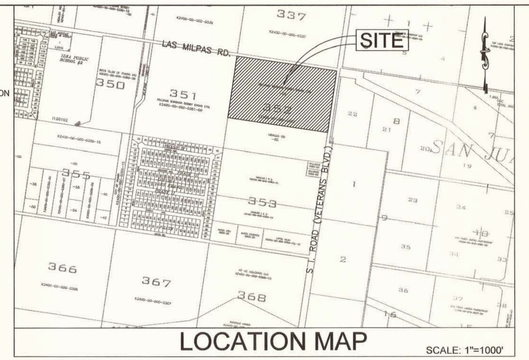
None requested.

RECOMMENDATIONS: Development Services recommends final plat approval of the proposed Queenstown Park Subdivision subject to the following conditions set before you.

STREETS, PAVING AND R.O.W.:	1. In compliance.
EASEMENTS:	1. In compliance.
SIDEWALK: ADA:	1. In compliance.
FIRE PROTECTION:	1. Fire hydrants shall be tested.
WATER:	1. Verify location of valve on the south east corner of property. 2. All new valves shall have concrete collars 30”x30”x6” with wire mesh and ground level.
SEWER:	1. In compliance.
DRAINAGE:	1. Need maintenance (clean area) on detention area.
OTHER:	1. In compliance.

PLANNING AND ZONING COMMISSION:
The Planning and Zoning Commission voted unanimously to approve final plat of the proposed Queenstown Park Subdivision at their meeting on May 28, 2024. There were seven members present and voting.





0 100 200 Feet

PLAT OF QUEENSTOWN PARK SUBDIVISION

A TRACT OF LAND CONTAINING 25.738 ACRES, SITUATED IN PHARR, HIDALGO COUNTY, TEXAS, OUT OF LOT 352, KELLY-PHARR SUBDIVISION, MAP REFERENCE: VOLUME 0, PAGE 27, MAP RECORDS, HIDALGO COUNTY TEXAS.

METES AND BOUNDS DESCRIPTION

A TRACT OF LAND CONTAINING 25.738 ACRES (1,121,139 SQ. FT.) OUT OF A CALLED 26.375 ACRES DESCRIBED TO QUEENSTOWN PARK LLC. AS RECORDED IN HIDALGO COUNTY DEED RECORDS DOCUMENT NUMBER 3151419, AND BEING OUT OF LOT 352, KELLY-PHARR SUBDIVISION, AS RECORDED IN VOLUME 0, PAGE 27, HIDALGO COUNTY MAP RECORDS, LOCATED IN THE CITY OF PHARR, HIDALGO COUNTY, TEXAS, SAID 25.738 ACRES BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT THE CENTERLINE OF EAST LAS MILPAS ROAD (40' R.O.W.) AND THE CENTERLINE OF SOUTH VETERANS BLVD. (S. I ROAD) (40' R.O.W.);

THENCE SOUTH 08 DEG. 13 MIN. 39 SEC. WEST ALONG THE CENTERLINE OF SAID SOUTH I ROAD A DISTANCE OF 120.34 FEET TO A FOUND MAG. NAIL FOR THE POINT OF BEGINNING AND BEING THE EAST-NORTHEAST CORNER OF HEREIN DESCRIBED TRACT;

THENCE SOUTH 08 DEG. 36 MIN. 03 SEC. WEST CONTINUING ALONG THE CENTERLINE OF SAID SOUTH VETERANS BLVD. (S. I ROAD) A DISTANCE OF 769.27 FEET TO A FOUND MAG. NAIL BEING THE NORTHEAST CORNER OF A TRACT DESCRIBED TO HIDALGO INDEPENDENT SCHOOL DISTRICT AS RECORDED IN HIDALGO COUNTY DEED RECORDS DOCUMENT NUMBER 998498, THE CENTERLINE OF SAID SOUTH VETERANS BLVD. (S. I ROAD) AND SOUTHEAST CORNER OF HEREIN DESCRIBED TRACT;

THENCE NORTH 81 DEG. 27 MIN. 57 SEC. WEST ALONG THE NORTH LINE OF SAID HIDALGO INDEPENDENT SCHOOL DISTRICT TRACT AND SOUTH LINE OF HEREIN DESCRIBED TRACT A DISTANCE OF 1456.99 FEET TO A FOUND 1/2 INCH IRON ROD WITH CAP STAMPED "MELDEN AND HUNT INC." BEING THE NORTHWEST CORNER OF SAID HIDALGO INDEPENDENT SCHOOL DISTRICT TRACT, THE EAST LINE OF A TRACT DESCRIBED TO KELFAM, LTD. AS RECORDED IN HIDALGO COUNTY DEED RECORDS DOCUMENT NUMBER 2473935, AND SOUTHWEST CORNER OF HEREIN DESCRIBED TRACT;

THENCE NORTH 08 DEG. 32 MIN. 03 SEC. EAST ALONG THE EAST LINE OF SAID KELFAM TRACT AND WEST LINE OF HEREIN DESCRIBED TRACT A DISTANCE OF 769.27 FEET TO A FOUND MAG. NAIL BEING THE SOUTHWEST CORNER OF A SAID FEE SIMPLE CLAIMED BY HIDALGO COUNTY IRRIGATION DISTRICT NO. 2 AS RECORDED IN HIDALGO COUNTY DEED RECORDS VOL. 16, PG. 5, THE NORTHEAST CORNER OF A TRACT DESCRIBED TO KELFAM, LTD. AS RECORDED IN HIDALGO COUNTY DEED RECORDS DOCUMENT NUMBER 2473935, AND NORTHWEST CORNER OF HEREIN DESCRIBED TRACT;

THENCE SOUTH 81 DEG. 27 MIN. 57 SEC. EAST ALONG THE SOUTH LINE OF SAID FEE SIMPLE CLAIMED BY HIDALGO COUNTY IRRIGATION DISTRICT NO. 2 AND THE NORTH LINE OF HEREIN DESCRIBED TRACT A DISTANCE OF 1457.89 FEET TO THE POINT OF BEGINNING AND CONTAINING 25.738 ACRES OF LAND.

LEGEND

H.C.M.R.	HIDALGO COUNTY MAP RECORDS
H.C.O.R.	HIDALGO COUNTY OFFICIAL RECORDS
H.C.D.R.	HIDALGO COUNTY DEED RECORDS
P.O.C.	POINT OF COMMENCING
P.O.B.	POINT OF BEGINNING
R.O.W.	RIGHT OF WAY
DOC. No.	DOCUMENT NUMBER
Fnd.	FOUND
I.R.	IRON ROD
——— IRR ———	IRRIGATION LINE

I, THE UNDERSIGNED, CHAIRMAN OF THE PLANNING AND ZONING COMMISSION, OF THE CITY OF PHARR, HEREBY CERTIFY THAT THIS SUBDIVISION PLAT CONFORMS TO ALL REQUIREMENTS OF THE SUBDIVISION REGULATIONS OF THIS CITY WHEREIN MY APPROVAL IS REQUIRED.

APPROVED THIS THE_____DAY OF_____, 2021

_____
DANNY WYLIE, CHAIRMAN, PLANNING COMMISSION

I, THE UNDERSIGNED, THE MAYOR OF THE CITY OF PHARR, HEREBY CERTIFY THAT THIS SUBDIVISION PLAT CONFORMS TO ALL REQUIREMENTS OF THE SUBDIVISION REGULATIONS OF THIS CITY WHEREIN MY APPROVAL IS REQUIRED

_____ _____
AMBROSIO HERNANDEZ DATE:
MAYOR, CITY OF PHARR

ATTEST: CITY CLERK

GENERAL NOTES

1. FLOOD ZONE DESIGNATION: ZONE "B"
   ZONE "B" IS DEFINED AS AREAS BETWEEN LIMITS OF THE 100–YEAR FLOOD AND 500–YEAR FLOOD; OR CERTAIN AREAS SUBJECT TO 100–YEAR FLOODING WITH AVERAGE DEPTHS LESS THAN ONE (1) FOOT OR WHERE CONTRIBUTING DRAINAGE AREA IS LESS THAN ONE SQUARE MILE; OR AREAS PROTECTED BY LEVEES FROM THE BASE FLOOD (MEDIUM SHADING).

   FLOOD INSURANCE RATE MAP – COMMUNITY PANEL No.480334 0500 B
   MAP DATED: JANUARY 2, 1981.
2. MINIMUM PERMISSIBLE FINISH FLOOR ELEVATION SHALL BE 18" ABOVE TOP OF CURB AS MEASURED AT THE CENTER OF EACH LOT.
3. STORM WATER DETENTION IS REQUIRED FOR THIS PROPERTY. THE ENGINEER OF RECORD FOR THIS SUBDIVISION PLAT HAS ESTIMATED THAT THE BELOW APPROXIMATE AREA AND VOLUME WILL BE REQUIRED FOR THIS USE ON EACH RESPECTIVE LOT. THIS IS AN ESTIMATE ONLY AND A DETAILED ANALYSIS MAY REVEAL DIFFERENT REQUIREMENTS.

   LOT 1 11.267 Acres; REQUIRED DETENTION VOLUME 138,774 CUBIC FEET
   LOT 2 7.064 Acres; REQUIRED DETENTION VOLUME 84,888 CUBIC FEET
   LOT 3 7.064 Acres; REQUIRED DETENTION VOLUME 84,090 CUBIC FEET

   NO BUILDING PERMIT SHALL BE ISSUED FOR THIS PLATTED PROPERTY UNTIL A STORM WATER DETENTION SYSTEM DESIGN HAS BEEN APPROVED BY THE CITY OF PHARR FOR THIS COMMERCIAL DEVELOPMENT.
4. NO PERMANENT STRUCTURES SHALL BE CONSTRUCTED ON ANY EASEMENTS.
5. MINIMUM BUILDING SETBACKS SHALL BE AS PER CITY OF PHARR ORDINANCE, UNDER LIMITED INDUSTRIAL LI.
6. 5.0' SIDEWALK WITH ADA WHEELCHAIR RAMPS AND LANDINGS SHALL BE REQUIRED ALONG ALL STREETS, AT THE TIME OF BUILDING PERMIT PHASE.
7. ALL ELEVATIONS ARE ADJUSTED TO NAVD 83, GEOID 1999, AS PROVIDED BY THE CITY OF PHARR.
8. BENCHMARK ARE REFERENCED TO CITY OF PHARR BENCHMARK SYSTEM NO. 11, LOCATED APPROXIMATELY 1,194' WEST OF THE INTERSECTION OF LAS MILPAS RD AND VETERANS BLVD. (S. I ROAD) ON THE NORTH SIDE OF LAS MILPAS RD.
   ELEV. 87.80 (NAVD 83, GEOID 1999)
   N=16567030.91
   E=1087773.27

   PROJECT BENCHMARK:
   TBM 1: SET 1/2" IRON ROD WITH PLASTIC CAP STAMPED "KCI"
   ELEV.=88.95 (NAVD 83, GEOID 1999)
   N=16566820.28
   E=1088896.82

   TBM 2: SET 1/2" IRON ROD WITH PLASTIC CAP STAMPED "KCI"
   ELEV.=87.57 (NAVD 83, GEOID 1999)
   N=16565972.34
   E=1088759.68
9. NO BUILDING ALLOWED OVER ANY EASEMENT GRANTED BY THIS PLAT.
10. LANDSCAPING AS PER CITY OF PHARR ORDINANCE.
11. OWNER(S) TO MAINTAIN DETENTION/RETENTION AREA.
12. OWNER(S) TO MAINTAIN R.O.W. AND PERIMETER OF SUBDIVISION.
13. EROSION AND SEDIMENT CONTROL DURING CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CURRENT TEXAS POLLUTION DISCHARGE ELIMINATION SYSTEM (TPDES).
14. ADDITIONAL FIRE PROTECTION MAY BE REQUIRED DURING THE PLAN REVIEW PHASE IN ORDER TO PROVIDE ANY ADDITIONAL FIRE PROTECTION REQUIREMENT.
15. ENFORCEMENT OF ALL PLAT NOTES AND DEDICATIONS SHALL BE THE RESPONSIBILITY OF THE AGENCY OR ENTITY TO WHOM THE DEDICATION IS GRANTED.
16. ALL FIRE PROTECTION SHALL BE INSTALLED BY A LICENSE FIRE PROTECTION COMPANY.

STATE OF TEXAS
COUNTY OF HIDALGO

I, THE UNDERSIGNED OWNER(S) OF THE LAND SHOWN ON THIS PLAT AND DESIGNATED HEREIN AS A SUBDIVISION PLAT OF QUEENSTOWN PARK, TO THE CITY OF PHARR, COUNTY OF HIDALGO, TEXAS, AND WHOSE NAME IS SUBSCRIBED HERETO, HEREBY DEDICATE TO THE USE OF THE PUBLIC ALL STREETS, ALLEYS, PARKS, WATER COURSES, DRAINS AND EASEMENTS, AND PUBLIC PLACES THEREIN SHOWN FOR THE PURPOSE OF CONSIDERATION THEREIN EXPRESSED.

_____ _____
JOAQUIN SPAMER DATE:
6800 INTERNATIONAL PARKWAY
MCALLEN, TX 78503-8884

_____ _____
JORGE DE COSS DATE:
10500 S. CAGE BLVD
PHARR, TX 78577-8027

_____ _____
LA BONZANZA USA LLC DATE:
802 TRINITY ST.
MISSION, TX 78572-1706

STATE OF TEXAS
COUNTY OF HIDALGO

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED JOAQUIN SPAMER, JORGE DE COSS & GABRIEL VILLASEÑOR KNOWN TO ME TO BE THE PERSON(S) WHOSE NAME(S) IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGE TO ME THAT HE/THEY EXECUTED THE SAME FOR THE PURPOSE AND CONSIDERATION THEREIN GIVEN UNDER MY HAND AND SEAL OF OFFICE.

THIS THE_____ DAY OF_____, 2021 A.D.

_____
NOTARY PUBLIC FOR THE STATE OF TEXAS
MY COMMISSION EXPIRE ON:_____

STATE OF TEXAS
COUNTY OF HIDALGO

I UNDERSIGNED, OSCAR A. GARZA, REGISTERED PROFESSIONAL ENGINEER IN THE STATE OF TEXAS, HEREBY CERTIFY THAT PROPER ENGINEERING CONSIDERATION HAS BEEN GIVEN TO THIS PLAT.

Oscar Arturo Garza, P.E.
OSCAR A. GARZA, P.E.
REGISTERED PROFESSIONAL ENGINEER NO. 122125

STATE OF TEXAS * REGISTERED * OSCAR ARTURO GARZA 122125 LICENSED PROFESSIONAL ENGINEER

11/16/2021

STATE OF TEXAS
COUNTY OF HIDALGO

I, THE UNDERSIGNED, CODY L. CONDRON, REGISTERED PROFESSIONAL LAND SURVEYOR IN THE STATE OF TEXAS, DO HEREBY CERTIFY THAT THE HEREIN PLAT IS TRUE AND CORRECT AND WAS PREPARED FROM AN ACTUAL SURVEY OF THE PROPERTY MADE UNDER MY SUPERVISION ON THE GROUND.

CODY L. CONDRON, R.P.L.S.
REGISTERED PROFESSIONAL LAND SURVEYOR NO. 5899

STATE OF TEXAS * REGISTERED * CODY L. CONDRON 5899 PROFESSIONAL LAND SURVEYOR

11/16/2021

APPROVED BY DRAINAGE DISTRICT:

HIDALGO COUNTY DRAINAGE DISTRICT NO. 1 HEREBY CERTIFIES THAT THE DRAINAGE PLANS FOR THIS SUBDIVISION COMPLY WITH MINIMUM STANDARDS OF THE DISTRICT ADOPTED UNDER TEXAS WATER CODE 49.21(c). THE DISTRICT HAS NOT REVIEWED AND DOES NOT CERTIFY THAT THE DRAINAGE STRUCTURES DESCRIBED ARE APPROPRIATE FOR THE SPECIFIC SUBDIVISION, BASED ON GENERALLY ACCEPTED ENGINEERING CRITERIA. IT IS THE RESPONSIBILITY OF THE DEVELOPER OF THE SUBDIVISION AND ITS ENGINEER TO MAKE THESE DETERMINATIONS.

HIDALGO COUNTY DRAINAGE DISTRICT NO. 1

_____ _____
RAUL E. SESIN, P.E., C.F.M. DATE
GENERAL MANAGER

THIS PLAT IS HEREBY APPROVED BY THE HIDALGO COUNTY IRRIGATION DISTRICT NO. 2 ON THIS_____DAY OF_____ 20___

NO IMPROVEMENTS OF ANY KIND (INCLUDING WITHOUT LIMITATION TREES,FENCES AND BUILDINGS) SHALL BE PLACED UPON HIDALGO COUNTY IRRIGATION DISTRICT NO. 2 RIGHTS OF WAY OR EASEMENTS.

_____ _____
PRESIDENT ATTEST: SECRETARY

KCI TECHNOLOGIES
ENGINEERS | SURVEYORS | PLANNERS | CONSTRUCTION MANAGERS
2610 North Shary Road Mission, TX 78574
956-271-6696 www.kci.com
TBPE FIRM NO. F-10573 • TBPLS FIRM NO. 10194365

JOB NUMBER:	DATE:	SCALE:	SHEET:
862007584	02/24/2021	1" = 100'	1 OF 1

Proposed Subdivision
Queenstown Park Subdivision
KCI Engineering

G:\City of Pharr\GIS\Projects\1-Planning\Proposed Subdivisions\S_Proposed Queenstown Park Subdivision\MXD\S_Proposed Base.mxd

- Agricultural Open Space
- Single Family
- Single Family Small Lot
- Residential Multi-Family
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- Hidalgo ISD
- Valley View ISD
- Planned Unit Development

Scale: 1 inch = 250 feet

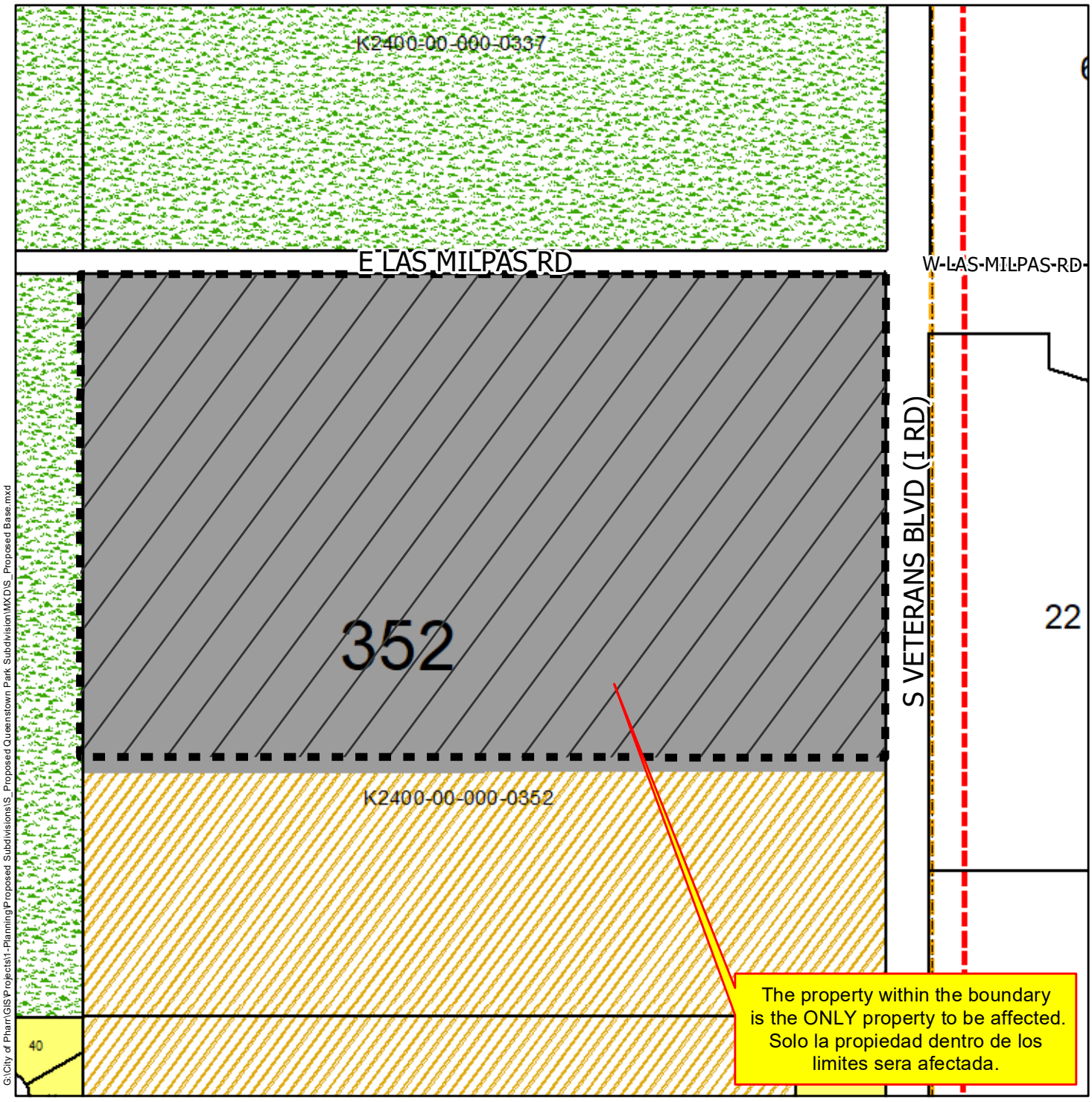
0 125 250 500 750 1,000 Feet

N W E S

Date: 11/8/2021

City of Pharr, Texas
Engineering Department
956.702.5355

Proposed Subdivision
Queenstown Park Subdivision
KCI Engineering



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Scale: 1 inch = 250 feet

0 125 250 500 750 1,000 Feet

N W E S

City of Pharr, Texas
Engineering Department
956.702.5355

Date: 11/8/2021

Pharr
Development Services

Site Photo

900 Block of E. Las Milpas Rd.

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 6.F.2.
DATE SUBMITTED: May 29, 2024
MEETING DATE: June 3, 2024

FROM: Kimberly Mendoza, Development Services Director

DEPARTMENT: Development Services

DIRECTOR: Kimberly Mendoza

Agenda Item: Salinas Engineering & Associates, representing Maria Del Carmen Pacheco, Manager for Encarlen, LTD., a Texas Limited Partnership, is requesting preliminary and final plat approval of the proposed Villa España Estates Phase VI Subdivision. The property is legally described as being a Replat of all of Lots 1 and 2, Villa España Estates Phase V and a 0.22 acre tract of land out of Lot 8, Block 9, A.J. McColl Subdivision, Pharr, Hidalgo County, Texas.The property is located within the 2500 Block of South Salamanca Street. SUB#240515 **This item supports EV - Economic Vitality.**

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

Issue: Salinas Engineering & Associates, representing Maria Del Carmen Pacheco, Manager for Encarlen, LTD., A Texas Limited Partnership, is requesting preliminary and final plat approval of the proposed Villa España Estates Phase VI Subdivision.

Fiscal Consideration: N/A

Staff Recommendation: Development Services recommends preliminary and final plat approval of the proposed Villa España Estates Phase VI Subdivision subject to the listed conditions.

Planning & Zoning Commission Recommendation: Being no discussion, the Planning and Zoning Commission voted unanimously to approve the preliminary and final plat of Villa España Estates Phase VI at their meeting on May 28, 2024. There were seven members present and voting.

Alternatives: N/A

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

Kimberly Mendoza	Created/Initiated - 5/29/2024
Ricardo Rodriguez	Approved - 5/29/2024
City Management Office	New -

Pharr
Development Services

MEMORANDUM

DATE: MONDAY, JUNE 03, 2024

TO: MAYOR AND CITY COMMISSION

FROM: KIMBERLY MENDOZA, DIRECTOR OF DEVELOPMENT SERVICES

THROUGH: JONATHAN B. FLORES, CITY MANAGER

SUBJECT: VILLA ESPAÑA ESTATES PHASE VI SUBDIVISION
FILE NO. **SUB#240515**

GENERAL INFORMATION:

APPLICANT: Salinas Engineering & Associates, representing Maria Del Carmen Pacheco, Manager for Encarlen, LTD., a Texas Limited Partnership, is requesting preliminary and final plat approval of the proposed Villa España Estates Phase VI Subdivision.

LEGAL DESCRIPTION: The property is legally described as being a Replat of all of Lots 1 and 2, Villa España Estates Phase V and a 0.22 acre tract of land out of Lot 8, Block 9, A.J. McColl Subdivision, Pharr, Hidalgo County, Texas.

LOCATION: The property is located within the 2500 Block of South Salamanca Street.

ZONING: The property is currently zoned Residential Townhouse District (R-TH). The adjacent zones are Single Family Residential District (R-1) to the east and south, General Business District (C) to the west and Residential Townhouse District (R-TH) to the north. The property is designated for commercial use in the Land Use Plan.

PROPERTY PROPOSED USE: Townhouses.

VARIANCES: None requested.

RECOMMENDATIONS: Development Services recommends preliminary and final plat approval of the proposed Villa España Estates Phase VI Subdivision subject to the following conditions:

STREETS, PAVING AND R.O.W.:
1. Provide or show street light layout with dimensions.

EASEMENTS:
1. Label easements adjacent on the north side of property.
2. Show all the dedicated easements on the plat (label existing or dedicated by plat).
3. Easements shall not overlap other easements.
4. Verify with HCID 2, if any easements are within property.

SIDEWALK: ADA:
1. Follow City standards.

FIRE PROTECTION:
1. See attached comments.

WATER:
1. See attached comments.
2. Follow City of Pharr Construction Standards Manual.

SEWER:
1. See attached comments.
2. Provide all crossing conflicts details for sewer and water, if any.
3. Follow City of Pharr Construction Standards Manual.

DRAINAGE:
1. Follow detention directive.
2. Drainage report to be reviewed by HCDD 1, for approval

OTHER:
1. Combine plat note #3 and 13.
2. Verify plat note # 14.
3. Clean up overlapping lines with text.

PLANNING AND ZONING COMMISSION:
The Planning and Zoning Commission voted unanimously to approve preliminary and final plat of Villa España Estates Phase VI Subdivision at their meeting on May 28, 2024. There were seven members present and voting.

801 E. SAM HOUSTON
PHARR, TEXAS 78577
PHONE: 956-402-4300
FAX: 956-783-4688

Pharr Public Utilities

Ruben Rosales
Public Utilities Director

STAFF REVIEW MEETING FOR:

VILLA ESPAÑA ESTATES PHASE VI SUBDIVISION

****

COMMENTS: **Initials: J.R.** **MAY 14, 2024**

****

WATER:

- Ok as proposed.
- Water services will need to be 1”x3/4”
- Comments made change depending on circumstances.
- Follow City of Pharr Construction Standards Manual.

SEWER:

- Ok as proposed.
- Comments made change depending on circumstances.
- Follow City of Pharr Construction Standards Manual.

Developer/Owner/Responsible Party must comply with the conditions stated above. WATER METERS WILL NOT BE INSTALLED IF THERE IS A failure to comply with ANY OF THE conditions. METERS WILL BE INSTALLED UPON PAYMENT AND COMPLIANCE WITH ALL CONDITIONS STATED. By signing this you understand you must comply with the condition(s) or the water meter(s) will not be installed.

Print Name:_____

Signature:_____ Date:_____

Pharr Fire Department

118 S. Cage Blvd. 3rd Floor
Pharr, Texas 78577
Phone: (956) 402-4400 Fax; (956) 475-3433

Subdivision: VILLA ESPANA ESTATES PHASE VI

Reviewed by: LEEROY CANTU 5-16-2024

1. All designed waterlines shall be a minimum of eight (8) inches for residential and eight-twelve (8-12) inches in diameter for commercial and twelve (12) inches or better for industrial areas, unless fire flow requires larger lines for commercial areas.
2. All designed waterlines shall be looped on a Fire Department approved water main (Utilities shall be in place including fire hydrants before any construction above the slab).
3. Fire hydrant shall be installed at a maximum of 300 feet intervals in any mercantile district and every 600 feet in residential areas and shall be PAINTED SILVER in Color with a minimum arrangement being so as to have a hydrant available for distribution to hose to any portion of any building in the premises at distances not exceeding 400 feet, but in no case shall hose lengths be greater than 400 feet. The distance shall be measured on a roadway surface meeting the Fire Department access requirements of 503.1 International Fire Code 2018. Preferably Mueller Brand Fire Hydrant or equivalent.
4. All premises where building or portions of building are located more than 300 feet from a main street fire hydrant system shall be provided with approved on-site fire hydrant(s) and water mains capable of supplying adequate fire flow, approved by the Fire Officials.
5. Shall meet the Fire Flow rate of 20 psi of residual pressure for firefighting.
6. Street names shall be provided prior to or during the pre-construction meeting for review and approval. No street name shall be duplicated within the City of Pharr and its E.T.J. alignment of new streets with existing streets shall take precedence over new street name assignment.
7. During construction, when combustibles are brought on the site in such quantities as deemed hazardous by the Fire Official, access roads and a suitable temporary supply of water acceptable to the Fire Department shall be provided and maintained.
8. A $25.00 fee for each **BLUE MARKER** to be affixed on pavement by city to indicate location of the fire hydrant. FIRE HYDRANT COLOR MAY BE **YELLOW OR RED** FROM MANUFACTURE AND FINISHED WITH A COAT OF ALUMINUM (SHERWIN-WILLIAMS SILVER BRIGHT 631-1336) AS-PER CITY OF PHARR STANDARD SECTION IV-3. A.11.
9. Contractor testing waterlines shall dispose highly chlorinated water (Hazardous Waste).
10. Fire lanes must be painted **RED**: 15 feet on each side of hydrant (total of 30 feet).*With lettering at least 3 inches tall (FIRE LANE – TOW AWAY ZONE).
11. Any new subdivision with GATED COMMUNITY SECURITY SYSTEMS must obtain the Fire Department approved Knox Box Switch – Rapid Entry System made by the Knox Company (phone: 800-552-5669 * fax: 949-623-4647) or an approved Fire Department siren system before subdivision's final approval of 503.5 in International Fire Code 2018; where security gates are installed, with a minimum of

20 feet (6096 mm) clearance shall be maintained and a means for emergency operations shall be provided and maintained as approved by the Fire Official.

12. Designed fire lanes or roads deemed necessary for Fire Department access by the Fire Official shall be established and maintained in an operable condition. 503.1 International Fire Code 2018; all weather surfaces must be in place before any final inspection is approved. Facilities, buildings, or portions of buildings hereafter constructed shall be accessible to the department apparatus by the way of an approved fire apparatus access road with an asphalt, or concrete driving surface capable of supporting the imposed load of fire apparatus weighing at least 75,000 pounds.
13. Access road width with hydrant; where a fire hydrant is located on a fire apparatus access road, the minimum road width shall be 26 feet, exclusive of shoulders.
14. All water valves (hydrant and main) shall be open prior to final inspection.
15. Public Utilities personnel must be advised prior to opening and closing existing water valves.
16. Must meet City of Pharr Standards Manual Construction & Development Guide.
17. General Plat Notes & Restrictions: FIRE PROTECTION MAY BE REQUIRED DURING THE BUILDING PHASE IN ORDER TO MEET ADDITIONAL FIRE PROTECTION REQUIEMENTS.

Additional Comments:

1. **SEE NOTE NUMBER 17 ON THIS REPORT.**

SUBDIVISION REVIEW COMMENTS

PHARR ENGINEERING • 118 S. CAGE BLVD., 1ST FLOOR • PHARR, TX 78577 • 956.402.4221

SUBDIVISION: Villa Espana Estates PH 6 Subdivision DATE: May 15, 2023

REVIEW: Preliminary (comments plans dated 5-10-2024)

PLAT

SITE PLAN

DRAINAGE
1. Drainage report to be reviewed and approved by HCDD No. 1. 2. Drainage plan to be reviewed and approved at building permit phase.

CONSTRUCTION SCHEDULE
• The contractor shall provide a construction schedule for the above-mentioned subdivision.

CLOSEOUT DOCUMENTS

• All As-builts must have the following requirements:
  • As-builts must reflect current field changes. Mark all field changes as existing.
  • Must be Geo referenced, and in an AUTOCAD file.
  • Submit a physical and electronic copy (USB or CD).

ADDITIONAL COMMENTS

Staff Pre-Construction Meeting **DATE: 05/14/2024**

Villa Espana Estates **0.48 Acres**

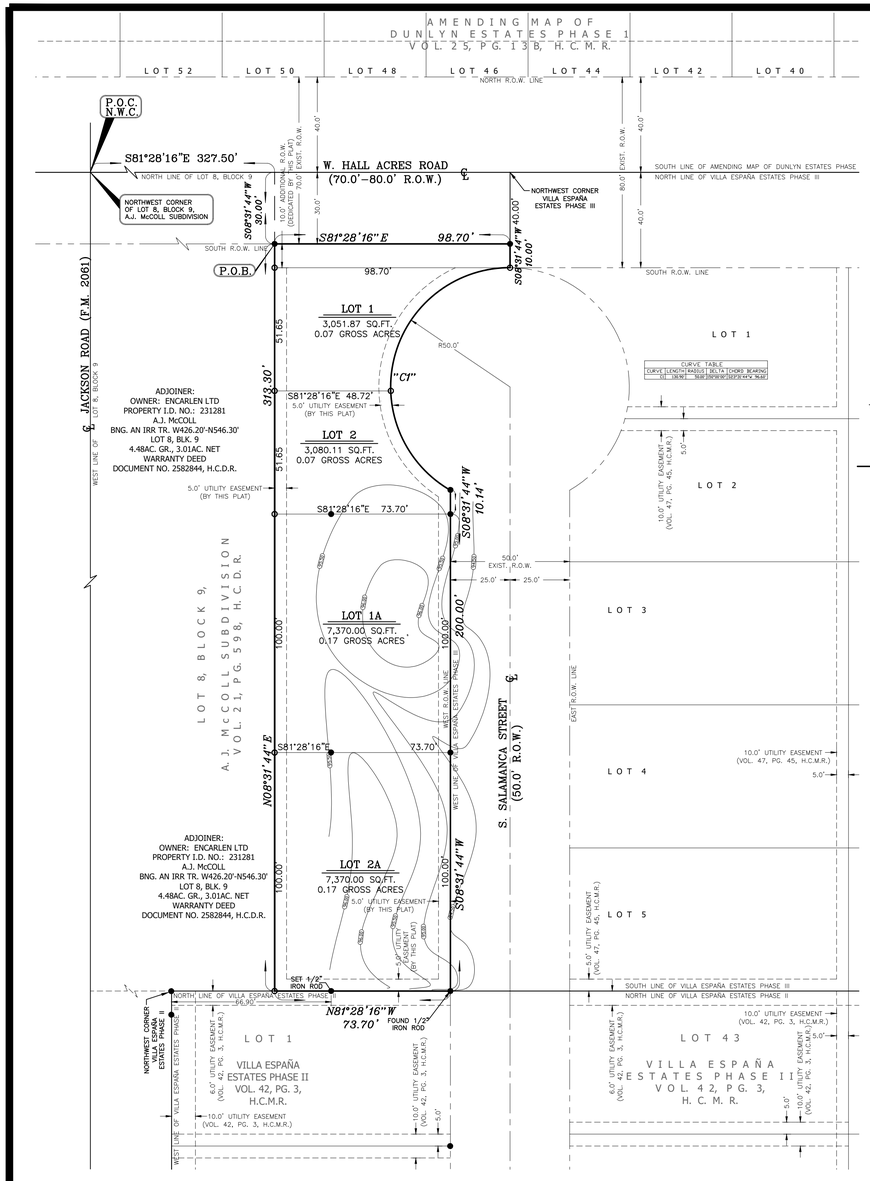
Pharr TX, 78577

Plat Notes:

- **No comments**

General Notes:

- **Please follow BMP's as closely as possible.**
- **Any street cut, bore, or curb cut permits will be issued by Public Works.**



SCALE: 1" = 30'

LEGEND

●	FOUND 1/2" IRON ROD
○	SET 1/2" IRON ROD WITH YELLOW CAP MARKED "SEA 5782"
R.O.W.	RIGHT OF WAY
P.O.C.	POINT OF COMMENCEMENT
P.O.B.	POINT OF BEGINNING
H.C.D.R.	HIDALGO COUNTY DEED RECORDS
H.C.O.R.	HIDALGO COUNTY OFFICIAL RECORDS
H.C.M.R.	HIDALGO COUNTY MAP RECORDS

VILLA ESPANA ESTATES PHASE VI

BEING A RE-PLAT OF ALL OF LOTS 1 AND 2, VILLA ESPANA ESTATES, PHASE V, AND, A 0.22 ACRE TRACT OF LAND OUT OF LOT 8, BLOCK 9, A.J. McCOLL SUBDIVISION, HIDALGO COUNTY, TEXAS.

FILED FOR RECORD
IN HIDALGO COUNTY
ARTURO GUAJARDO, JR.,
HIDALGO COUNTY CLERK

ON: _____ AT _____ AM/PM

INSTRUMENT NUMBER _____,

OF MAP RECORDS OF HIDALGO COUNTY, TEXAS

BY: _____ DEPUTY

STATE OF TEXAS
COUNTY OF HIDALGO

OWNER'S DEDICATION, CERTIFICATION, AND ATTESTATION

I (WE), ENCARLEN, LTD., ERNESTO A. MONITA AND BRENDA L. MONITA, THE UNDERSIGNED OWNER(S) OF THE LAND SHOWN ON THIS PLAT, AND DESIGNATED HEREIN AS THE VILLA ESPANA ESTATES PHASE VI, TO THE CITY OF PHARR, TEXAS, AND WHOSE NAME IS SUBSCRIBED HERETO, DO HEREBY DEDICATE TO THE USE OF THE PUBLIC ALL STREETS, ALLEYS, PARKS, WATER COURSES, EASEMENTS AND PUBLIC PLACES THEREON SHOWN FOR THE PURPOSE OF CONSIDERATION THEREIN EXPRESSED.

OWNER: ENCARLEN, LTD., A TEXAS LIMITED PARTNERSHIP
MARIA DEL CARMEN PACHECO, MANAGER
5518 N. McCOLL ROAD
McALLEN, TEXAS 78504

OWNER (LOT 2A): ERNESTO A. MONITA
2504 SEVILLA STREET
PHARR, TEXAS 78577

OWNER (LOT 1A): BRENDA L. MONITA
2504 SEVILLA STREET
PHARR, TEXAS 78577

STATE OF TEXAS
COUNTY OF HIDALGO

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED MARIA DEL CARMEN PACHECO, ERNESTO A. MONITA AND BRENDA L. MONITA, KNOWN TO ME TO BE THE PERSONS WHOSE NAMES ARE SUBSCRIBED TO THE FOREGOING INSTRUMENT AND ACKNOWLEDGED TO ME THAT THEY EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATIONS THEREIN STATED.

GIVEN UNDER MY HAND AND SEAL OF OFFICE THIS _____ DAY OF _____, 2024 A.D.

_____
NOTARY PUBLIC IN AND FOR THE
STATE OF TEXAS
MY COMMISSION EXPIRES_____

STATE OF TEXAS
COUNTY OF HIDALGO

THIS PLAT OF VILLA ESPANA ESTATES PHASE VI, HAS BEEN SUBMITTED TO AND CONSIDERED BY THE PLANNING AND ZONING COMMISSION OF THE CITY OF PHARR, HIDALGO COUNTY, TEXAS, AND IS HEREBY APPROVED BY SUCH COMMISSION.

DATED THIS _____ DAY OF _____ 2024.

_____
PLANNING AND ZONING COMMISSION CHAIRMAN
DANNY WYLIE

STATE OF TEXAS
COUNTY OF HIDALGO

I, THE UNDERSIGNED, MAYOR OF THE CITY OF PHARR, TEXAS, HEREBY CERTIFY THAT THIS SUBDIVISION PLAT CONFORMS TO ALL THE REQUIREMENTS OF THE SUBDIVISION REGULATIONS OF THE CITY WHEREIN MY APPROVAL IS REQUIRED.

_____ _____
MAYOR, CITY OF PHARR, TEXAS. DATE
AMBROSIO HERNANDEZ

ATTEST: _____ _____
CLERK, CITY OF PHARR, TEXAS. DATE

KNOW ALL MEN BY THESE PRESENTS:

I, THE UNDERSIGNED, DAVID O. SALINAS, A REGISTERED PROFESSIONAL ENGINEER AND PUBLIC SURVEYOR, AM AUTHORIZED UNDER THE LAWS OF THE STATE OF TEXAS TO PRACTICE THE PROFESSION OF ENGINEERING AND PUBLIC SURVEYING, HEREBY CERTIFY THAT THIS PLAT IS TRUE AND CORRECTLY MADE AND IS PREPARED FROM ACTUAL SURVEY ON THE PROPERTY MADE UNDER MY SUPERVISION ON THE GROUND AND THAT THE CORNER MONUMENTS WERE PROPERLY PLACED UNDER MY SUPERVISION, AND FURTHER CERTIFY THAT PROPER ENGINEERING CONSIDERATION HAS BEEN GIVEN TO THIS PLAT, AND THAT ALL ASPECTS OF IT ARE IN ACCORDANCE WITH THE CITY OF PHARR SUBDIVISION ORDINANCES AND ALL STATE STATUTES GOVERNING SURVEYS.

_____
DAVID OMAR SALINAS, P.E.
REG. PROFESSIONAL ENGINEER #71973

STATE OF TEXAS
DAVID OMAR SALINAS
71973
REGISTERED
PROFESSIONAL ENGINEER

_____
DAVID O. SALINAS, R.P.L.S.
REG. PROFESSIONAL LAND SURVEYOR #5782

STATE OF TEXAS
REGISTERED
DAVID O. SALINAS
5782
PROFESSIONAL
LAND SURVEYOR

APPROVED BY DRAINAGE DISTRICT:

HIDALGO COUNTY DRAINAGE DISTRICT NO. 1 HEREBY CERTIFIES THAT THE DRAINAGE PLANS FOR THIS SUBDIVISION COMPLY WITH THE MINIMUM STANDARDS OF THE DISTRICT ADOPTED UNDER TEXAS WATER CODE 49.211(C). THE DISTRICT HAS NOT REVIEWED AND DOES NOT CERTIFY THAT THE DRAINAGE STRUCTURES DESCRIBED ARE APPROPRIATE FOR THE SPECIFIC SUBDIVISION, BASED ON GENERALLY ACCEPTED ENGINEERING CRITERIA. IT IS THE RESPONSIBILITY OF THE DEVELOPER OF THE SUBDIVISION AND HIS ENGINEER TO MAKE THEIR DETERMINATIONS.

HIDALGO COUNTY DRAINAGE DISTRICT NO. 1

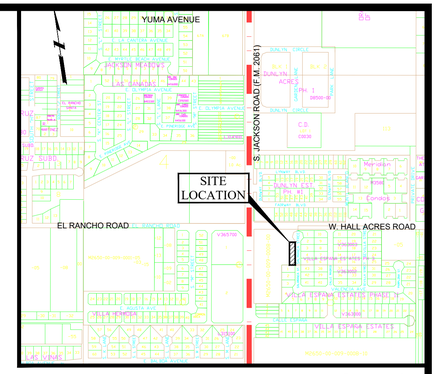
_____ _____
RAUL E. SESIN, P.E., C.F.M. DATE
GENERAL MANAGER

STATE OF TEXAS
HIDALGO COUNTY IRRIGATION DISTRICT NO. 2

THIS PLAT IS HEREBY APPROVED BY THE HIDALGO COUNTY IRRIGATION DISTRICT NO. 2 ON THIS THE _____DAY OF _____ , 2024.

NO IMPROVEMENTS OF ANY KIND (INCLUDING WITHOUT LIMITATION, TREES, FENCES AND BUILDINGS) SHALL BE PLACED UPON HIDALGO COUNTY IRRIGATION DISTRICT NO. 2 RIGHTS OF WAY OR EASEMENTS.

_____ ATTEST:_____
PRESIDENT SECRETARY



LOCATION MAP

SCALE : 1" = 500'

METES AND BOUNDS DESCRIPTION

BEING A 0.48 ACRE TRACT OF LAND, MORE OR LESS, BEING ALL OF LOTS 1 AND 2, VILLA ESPANA ESTATES, PHASE V, PHARR, HIDALGO COUNTY, TEXAS, AS PER THE MAP OR PLAT THEREOF RECORDED IN DOCUMENT NO. 3475646, MAP RECORDS OF HIDALGO COUNTY, TEXAS, AND, A 0.14 ACRE TRACT OF LAND OUT OF AND FORMING A PART OF LOT 8, BLOCK 9, A.J. McCOLL SUBDIVISION, HIDALGO COUNTY, TEXAS, AS PER THE MAP OR PLAT THEREOF RECORDED IN VOLUME 21, PAGE 598, DEED RECORDS OF HIDALGO COUNTY, TEXAS; SAID 0.48 ACRE TRACT OF LAND IS MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 8 LOCATED AT THE INTERSECTION OF S. JACKSON ROAD (AKA F.M. 2061) AND W. HALL ACRES ROAD; THENCE, AS FOLLOWS:

SOUTH 81 DEGREES 28 MINUTES 16 SECONDS EAST, COINCIDENT WITH THE NORTH LINE OF SAID LOT 8, A DISTANCE OF 327.50 FEET, AND, THENCE, SOUTH 08 DEGREES 31 MINUTES 44 WEST, ALONG A LINE PARALLEL TO THE WEST LINE OF SAID LOT 8, A DISTANCE OF 30.0 FEET TO A ½ INCH DIAMETER IRON ROD FOUND ON INTERSECTION WITH THE SOUTH RIGHT-OF-WAY LINE OF SAID W. HALL ACRES ROAD FOR THE NORTHWEST CORNER AND **POINT OF BEGINNING** OF THIS HEREIN DESCRIBED TRACT;

(1) THENCE, SOUTH 81 DEGREES 28 MINUTES 16 SECONDS EAST, COINCIDENT WITH THE SOUTH RIGHT-OF-WAY LINE OF SAID W. HALL ACRES ROAD, A DISTANCE OF 98.70 FEET TO A ½ INCH DIAMETER IRON ROD FOUND FOR THE NORTHEAST CORNER OF THIS HEREIN DESCRIBED TRACT;

(2) THENCE, SOUTH 08 DEGREES 31 MINUTES 44 SECONDS WEST, ALONG A LINE PARALLEL TO THE WEST LINE OF SAID LOT 8, A DISTANCE OF 10.0 FEET TO A ½ INCH DIAMETER IRON ROD WITH YELLOW CAP MARKED "SEA 5782" SET ON INTERSECTION WITH THE PROPOSED NORTH RIGHT-OF-WAY LINE OF SAID W. HALL ACRES ROAD ALSO BEING THE NORTH RIGHT-OF-WAY OF S. SALAMANCA STREET BEING ON THE BEGINNING OF A CURVE TO THE LEFT (C1) WHOSE RADIUS IS 50.0 FEET FOR AN OUTSIDE EASTERN CORNER OF THIS HEREIN DESCRIBED TRACT;

(3) THENCE, TO THE LEFT COINCIDENT WITH THE RIGHT-OF-WAY OF SAID S. SALAMANCA STREET, AN ARC LENGTH DISTANCE OF 130.90 FEET (DELTA ANGLE: 150 DEGREES 00 MINUTES 00 SECONDS; CHORD BEARING: SOUTH 23 DEGREES 31 MINUTES 44 SECONDS WEST, A CHORD LENGTH OF 96.60 FEET) TO A ½ INCH DIAMETER IRON ROD FOUND AT THE END OF SAID CURVE (C1) FOR AN OUTSIDE EASTERN CORNER OF THIS HEREIN DESCRIBED TRACT;

(4) THENCE, SOUTH 08 DEGREES 31 MINUTES 44 SECONDS WEST, CONTINUING COINCIDENT WITH THE WEST RIGHT-OF-WAY LINE OF SAID S. SALAMANCA STREET, A DISTANCE OF 10.14 FEET TO A ½ INCH DIAMETER IRON ROD FOUND ON THE NORTHEAST CORNER OF LOT 1 OF SAID VILLA ESAPANA ESTATES, PHASE V, CONTINUING COINCIDENT WITH THE EAST LINE OF LOT 1, AT A DISTANCE OF 110.14 FEET PASS A ½ INCH DIAMETER IRON ROD FOUND ON THE SOUTHEAST CORNER OF SAID LOT 1 AND THE NORTHEAST CORNER OF LOT 2 OF SAID VILLA ESPANA ESTATES, PHASE V, AT A DISTANCE OF 210.14 FEET IN ALL TO A ½ INCH DIAMETER IRON ROD FOUND ON THE SOUTHEAST CORNER OF SAID LOT 2 FOR THE SOUTHEAST CORNER OF THIS HEREIN DESCRIBED TRACT;

(5) THENCE, NORTH 81 DEGREES 28 MINUTES 16 SECONDS WEST, COINCIDENT WITH THE SOUTH LINE OF SAID LOT 2, A DISTANCE OF 50.0 FEET PASS A ½ INCH DIAMETR IRON ROD FOUND ON THE SOUTHWEST CORNER OF SAID LOT 2, AT A DISTANCE OF 73.70 FEET IN ALL TO A ½ INCH DIAMETER IRON ROD WITH YELLOW CAP MARKED "SEA 5782" SET FOR THE SOUTHWEST CORNER OF THIS HEREIN DESCRIBED TRACT;

(6) THENCE, NORTH 08 DEGREES 31 MINUTES 44 SECONDS EAST, ALONG A LINE PARALLEL TO THE WEST LINE OF SAID LOTS 1 AND 2, A DISTANCE OF 313.30 FEET TO THE **POINT OF BEGINNING**, CONTAINING 0.48 ACRES OF LAND, MORE OR LESS.

BAISIS OF BEARING; RECORDED PLAT OF SAID VILLA ESPANA, PHASE V, PHARR, H.C.T.
N:\SUBDIVISIONPLATS\VILLAESPANA.PHASEIV\0.48.050724

VILLA ESPANA ESTATES PHASE VI

PREPARED BY: SALINAS ENGINEERING & ASSOCIATES
DATE OF PREPARATION: MARCH 17, 2024
JOB NUMBER: SP-23-25937
OWNER: ENCARLEN, LTD., A TEXAS LIMITED PARTNERSHIP
MARIA DEL CARMEN PACHECO, MANAGER
5518 N. McCOLL ROAD
McALLEN, TEXAS 78504

GENERAL PLAT NOTES:

1. MINIMUM BUILDING SETBACKS AS PER CITY OF PHARR ORDINANCE.
2. FLOOD ZONE STATEMENT:
   FLOOD ZONE DESIGNATION: ZONE "B"
   COMMUNITY PANEL NO. 480334 0425 C
   EFFECTIVE NOVEMBER 16, 1982.
   AREAS BETWEEN LIMITS OF THE 100-YEAR FLOOD AND 500-YEAR FLOOD; OR CERTAIN AREAS SUBJECT TO 100-YEAR FLOODING WITH AVERAGE DEPTHS LESS THAN ONE (1) FOOT OR WHERE THE CONTRIBUTING DRAINAGE AREA IS LESS THAN ONE SQUARE MILE; OR AREAS PROTECTED BY LEVEES FROM THE BASE FLOOD. (MEDIUM SHADING)
3. THE MINIMUM FINISHED FLOOR ELEVATION SHALL BE 18" ABOVE THE TOP OF THE CURB OF ROAD LOCATED AT THE CENTER OF EACH LOT.
4. ONLY ONE SINGLE-FAMILY TOWNHOUSE UNIT PER LOT.
5. ADDITIONAL FIRE PROTECTION MAY BE REQUIRED DURING BUILDING PERMIT PHASE IN ORDER TO MEET FIRE PROTECTION REQUIREMENTS.
6. BENCHMARK NOTE:
   NORTHING: 16586801.502, EASTING: 1080652.665 – CITY OF PHARR BENCHMARK MONUMENT NO. 27. BENCHMARK LOCATED ALONG HALL ACRES ROAD AND EAST OF S. JACKSON ROAD (F.M. 2061). BENCHMARK ELEV.= 95.63
7. A 5 FT. ADA COMPLIANT SIDEWALK AND LANDINGS, IF APPLICABLE, WILL BE REQUIRED ALONG THE WEST SIDE OF SALAMANCA STREET AT BUILDING PERMIT STAGE.
8. ENFORCEMENT OF ALL PLAT NOTES AND DEDICATIONS SHALL BE THE RESPONSIBILITY OF THE AGENCY OR ENTITY TO WHOM THE DEDICATION IS GRANTED.
9. LANDSCAPING AS PER CITY OF PHARR ORDINANCE.
10. EROSION AND SEDIMENT CONTROL DURING CONSTRUCTION SHALL BE IN ACCORDANCE WITH THE CURRENT TEXAS POLLUTION DISCHARGE SYSTEM (TPDES).
11. OWNERS ARE TO MAINTAIN RIGHT-OF-WAY, DETENTION/RETENTION AREAS.
12. THIS SUBDIVISION PLAT SHALL BE REQUIRED TO DETAIN A TOTAL OF 5,052.98 CUBIC FEET, OR, 0.17 ACRE-FEET OF DRAINAGE RUNOFF VOLUME.
    STORM WATER DETENTION IS REQUIRED FOR THIS PROPERTY. THE ENGINEER OF RECORD FOR THIS SUBDIVISION PLAT HAS ESTIMATED THAT AN AREA OF APPROXIMATELY 0.03 ACRES AND A VOLUME OF APPROXIMATELY 0.17 ACRE-FEET WILL BE REQUIRED FOR THIS USE. THIS IS AN ESTIMATE ONLY AND DETAILED ANALYSIS MAY REVEAL DIFFERENT REQUIREMENTS. NO BUILDING PERMIT SHALL BE ISSUED FOR THIS PLATTED PROPERTY UNTIL A STORM WATER DETENTION SYSTEM DESIGN HAS BEEN APPROVED BY THE CITY OF PHARR FOR THIS COMMERCIAL DEVELOPMENT.
13. THIS PLAT IS SUBJECT TO A BLANKET EASEMENT TO H.C.I.D. NO. 2 AS RECORDED IN VOL. 19. PG. 297, H.C.O.R.

PRINCIPAL CONTACTS

	NAME	ADDRESS	CITY & ZIP	PHONE	FAX
OWNER:	ENCARLEN, LTD.,	5518 N. McCOLL ROAD	McALLEN, TEXAS 78504	(956) 605-2127	NONE
ENGINEER:	DAVID O. SALINAS	2221 DAFFODIL AVE.	McALLEN, TEXAS 78501	(956) 682-9081	(956) 686-1489
SURVEYOR:	DAVID O. SALINAS	2221 DAFFODIL AVE.	McALLEN, TEXAS 78501	(956) 682-9081	(956) 686-1489

DISCLAIMER: THIS DOCUMENT IS RELEASED FOR THE PURPOSE OF INTERIM REVIEW BY THE HIDALGO COUNTY IRRIGATION DISTRICT NO. 2 ONLY & BY NO OTHERS UNDER THE AUTHORITY OF DAVID OMAR SALINAS, P.E., TX. REG. NO. 71973 ON MAY 17, 2024. IT IS NOT TO BE USED FOR CONSTRUCTION PURPOSES.

SALINAS ENGINEERING & ASSOC.
(F-8675) (10065700)
CONSULTING ENGINEERS & SURVEYORS
2221 DAFFODIL – McALLEN, TEXAS 78501
(956) 682-9081 (956) 686-1489 (FAX)
TBPLS 12100 PARK 35 CIRCLE BLDG. A, SUITE 156, MC-230, AUSTIN, TEXAS 78573 (512) 239-5263

Proposed Subdivision
Villa Espana Estates Phase VI
Salinas Engineering & Associates

AERIAL

G:\City of Pharr\GIS\Projects\1-Planning\PRO Proposed Subdivisions\S_Proposed Villa Espana Estates Phase VI\aprx\00_Pro Proposed Subdivision BASE.aprx

Subject Property

City of Pharr, Texas
Engineering Department
956.702.5355

Scale: 1:2,400

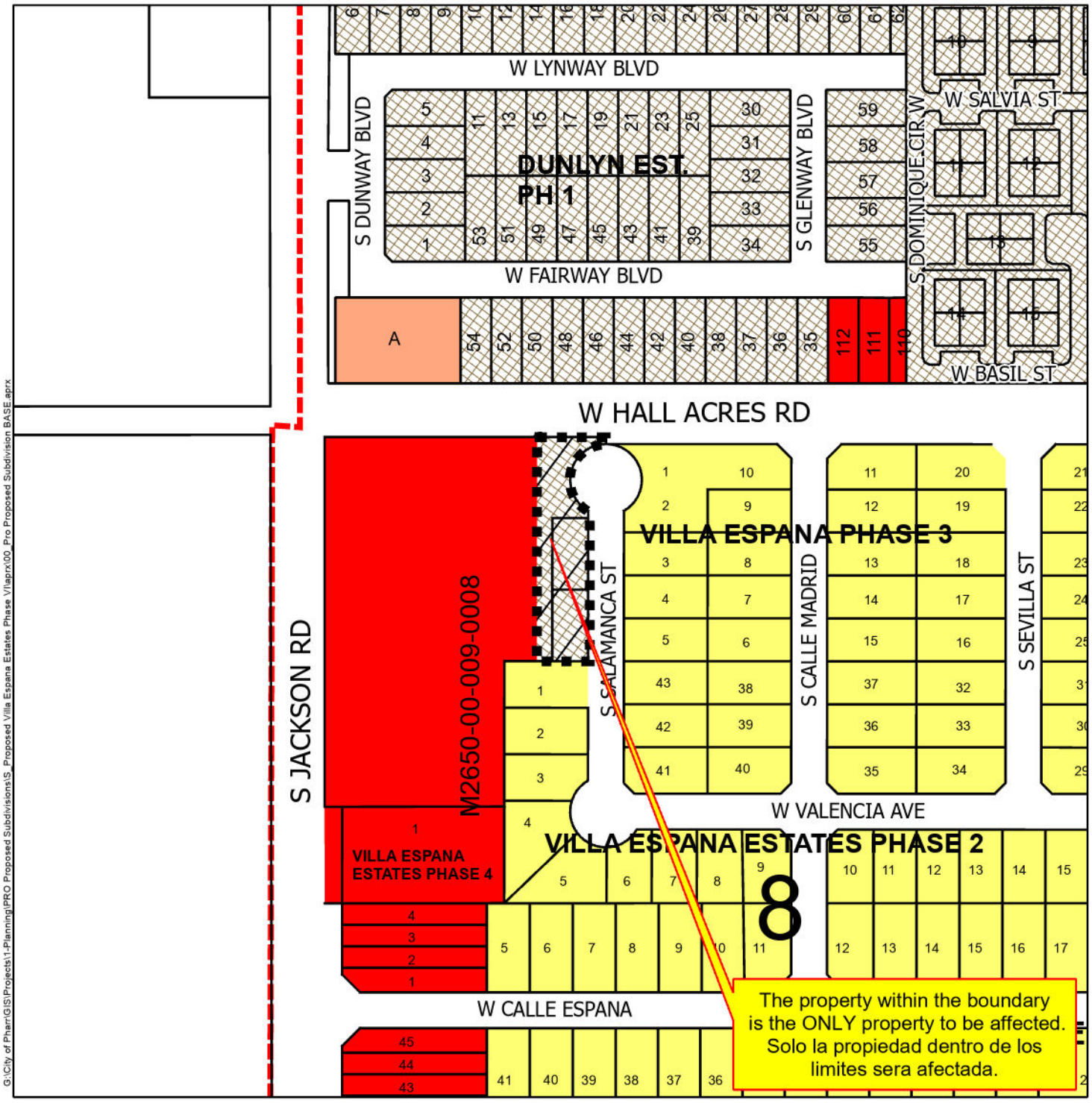
0 100 200 400 600 800 Feet

N E S W

Date: 5/21/2024

Proposed Subdivision
Villa Espana Estates Phase VI
Salinas Engineering & Associates

ZONING



G:\City of Pharr\GIS\Projects\1-Planning\PRO Proposed Subdivisions\S_Proposed Villa Espana Estates Phase VI\aprx\00_Pro Proposed Subdivision BASE.aprx

- Agricultural Open Space
- Single Family
- Single Family Small Lot
- Residential Multi-Family
- Residential Multi-Family High Density
- Mobile Home
- Townhouse
- HUD Code
- Rail Road R.O.W
- Government Owned
- General Business
- Business District
- Drainage Easement
- Heavy Commercial
- Heavy Industrial
- Limited Industrial
- Neighborhood Commercial
- Office Professional
- PSJA ISD
- Hidalgo ISD
- Valley View ISD
- Planned Unit Development
- Subject Property

Scale: 1:2,400

0 100 200 400 600 800 Feet

N W E S

Date: 5/21/2024

City of Pharr, Texas
Engineering Department
956.702.5355

Pharr
Development Services

Site Photo

2500 Block of S. Salamanca St.

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 7.A.
DATE SUBMITTED: May 30, 2024
MEETING DATE: June 3, 2024

FROM: Juan Gonzalez, Interim Police Chief

DEPARTMENT: Police

DIRECTOR: Juan Gonzalez

Agenda Item: Consideration and action, if any, amending Ordinance No. O-2017-7 relating to the provision of wrecker services ***(1st Reading)***. **This item supports SSC - Safe and Secure Community**.

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

Issue: The fee structure for wrecker services needs to be updated. These rates need to be adjusted to better reflect current costs. See attached ordinance.

Fiscal Consideration: N/A

Staff Recommendation: Staff recommends approval.

Alternatives: N/A

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

Juan Gonzalez	Created/Initiated - 5/30/2024
Juan Gonzalez	Approved - 5/30/2024
Ricardo Rodriguez	Approved - 5/30/2024
Jamison Merrick	Approved - 5/31/2024
City Management Office	Final Approval - 5/31/2024

ORDINANCE NO. O-2024-_____

AN ORDINANCE AMENDING ORDINANCE NO's. O-2017-07 AND O-2009-32, AND ARTICLE III OF THE CODE OF ORDINANCES RELATING TO PROVISION OF WRECKER SERVICES IN THE CITY OF PHARR; REQUIRING REGISTRATION AND APPLICATION FOR NONCONSENT TOW PERMIT; DEFINING AND AMENDING CERTAIN TERMS; SPECIFYING REQUIREMENTS FOR CERTAIN WRECKERS TO RECEIVE A SAFETY AND INSURANCE COMPLIANCE CERTIFICATE; ESTABLISHING PERIOD OF CERTIFICATE; SETTING MAXIMUM FEES AND RATES AND EXEMPTIONS; ADDING FEES FOR DISCONNECTING TRANSMISSION AND DROP FEE; EXCLUDING CITY OWNED VEHICLES FROM ORDINANANCE AS STATED; SETTING FORTH PROCEDURE FOR REVOCATION OR SUSPENSION OF CERTIFICATE AND REMOVAL FROM ROTATION LIST; PROVIDING FOR PUBLICATION AND ESTABLISHING AN EFFECTIVE DATE; PROVIDING FOR PENALTY; REPEALING PRIOR ORDINANCES; PROVIDING FOR SEVERABILITY; AND ORDAINING OTHER MATTERS RELATED TO THE SUBJECT HEREOF

SECTION 1. PURPOSE OF ORDINANCE; APPLICABILITY

To establish procedures for wrecker and other related services located within the City of Pharr; requirement of proof and compliance with safety, insurance, and occupational requirements; to establish voluntary wrecker rotation listings within the City of Pharr in furtherance of the expediency of health and safety and City business; and designate maximum rates for wrecker and related services. This ordinance shall apply to all persons engaged in commerce that operate a wrecker company, wrecker business or provide wrecker services within the municipal boundaries of the City of Pharr.

SECTION 2. DEFINITIONS

For the purpose of this ordinance, the following terms shall have the definitions indicated:

(a) *Consent tow*. Any tow of a motor vehicle initiated by the owner or operator of the vehicle or by a person who has possession, custody, or control of the vehicle. The term does not include a tow of a motor vehicle initiated by a peace officer investigating a traffic accident or a traffic incident that involves the vehicle.

(b) *Disabled vehicle*. A vehicle that is considered to be unsafe to be driven as a result of some occurrence other than a wreck, including but not limited to mechanical failure, breakdown, fire, vandalism, or a vehicle that is in a safe driving condition, but the owner is not present, able, or permitted to drive, so as to reasonably require that the vehicle be removed by a wrecker.

(c) *Drop Fee.* The price to be charged in lieu of a towing fee where, after wrecker or tow truck has been dispatched to, or is at the scene of a tow, and has physically attached or connected the vehicle to the wrecker or tow truck, and the vehicle has not been towed from the property when the vehicle owner requests its release. A wrecker company or business shall release the vehicle at the scene for a fee not to exceed the drop fee as indicated in the provision designating the maximum rates.

(d) *Incident Management Tow.* Any tow of any vehicle in which the tow truck is summoned because of a traffic collision or to an incident or any tow initiated by law enforcement.

(e) *Motor Vehicle.* Every vehicle is self-propelled.

(f) *Nonconsent tow*. Any tow of a motor vehicle that is not a consent tow.

(g) *Operator*. Any person operating a motor vehicle.

(h) *Owner*. Any person who holds the legal title of a motor vehicle and has the legal right of possession of such vehicle.

(i) *Parking Facility*. Public or private property used, in whole or in part, for restricted or paid vehicle parking. The term includes:

(1) a restricted space on a portion of an otherwise unrestricted parking facility; and

(2) a commercial parking lot, a parking garage, and a parking area serving or adjacent to a business, church, school, home, apartment complex, property governed by a property's owner's association, or government- owned property leased to a private person, including:

(i) a portion of the right of way of a public roadway that is leased by a governmental entity to the parking facility owner; and

(ii) the area between the facilities property line abutting a county or municipal public roadway and the center line of the roadway's drainage way or the curb of the roadway, whichever is farther from the facility's property line.

(j) *Parking Facility Owner*. A person, business, corporation, or other entity that includes but is not limited to:

(1) an owner or operator of a parking facility, including a lessee, employee, or agent of an owner or operator; and

(2) a property owner's association having control under a dedicatory instrument over assigned or unassigned parking areas; or

(3) a property owner having an exclusive right under a dedicatory instrument to use a parking space.

(k) *Private Property Tow*. Any tow of a vehicle authorized by the owner of a parking facility, (for example, an apartment, building parking, restaurant, paid parking lot) without the consent of the owner or operator of the vehicle.

(l) *Response Time*: The wrecker company must be able to immediately advise the City of the availability of a wrecker. The wrecker permit holder must have two-way voice communications between the wreckers and the wrecker service office.

(m) *Street:* Any street, alley, avenue, lane, or highway within the corporate limits of the City of Pharr, Texas.

(n) *Twenty four hour wrecker service*: means in order to be categorized as a 24 hour wrecker service the permit holder must have two telephone lines listed with the City, one of which is answered 24 hours a day, seven days a week.

(o) *Unauthorized Vehicle*: A vehicle parked, stored, or located on a parking facility without the consent of the parking facility owner.

(p) *Vehicle*: Every device in, on, or by which any person or property is or may be transported on public roadway. The term includes an operable or inoperable automobile, truck, motorcycle, recreational vehicle, or trailer, but does not include a device moved only by human power or used exclusively upon stationary rails or tracks.

(q) *Vehicle storage facility:* means a facility operated by a person or entity licensed under Chapter 2303, Occupations Code as well as 16 Administrative Code, Chapters 85, 86, as may be amended from time to time.

(r) *Voluntary Wrecker Rotation List*: The rotation listings of persons and wrecker companies prepared and used by the Pharr Police Department.

(s) *Wrecked vehicle:* A vehicle that has been damaged as the result of overturning or colliding with another vehicle or object so as to reasonably necessitate that the vehicle be removed by a wrecker.

(t) *Wrecker or tow truck*: Any motor vehicle used for the purpose of towing, moving or removing vehicles. Where the word “wrecker” appears herein, it shall also include tow truck.

(u) *Wrecker Business*: A person or entity that is in the business of towing, moving or removing vehicles on or from the public streets, regardless of whether the purpose of the towing is to remove, repair, wreck, store, trade, or purchase such vehicle, to remove a wrecked or disabled vehicle from the scene of a collision, at the instance or request of the owner thereof, or the police department, or to remove a vehicle from an unlawfully parked position, at the instance or request of the owner thereof, or the police department, or fire department.

(v) *Wrecker Company*: Any person or entity engaged in the wrecker business.

Cumulative and plurality: Where the word “wrecker business,” “wrecker company,” appears for purposes of interpreting or enforcing this ordinance, it shall also include towing company and/or person engaged in similar activities.

This ordinance also incorporates any and all statutory definitions and applications as may adopted from time to time as if fully set out herein. If any definition or provision of this ordinance conflicts or is superseded by any state or federal law, the state or federal law shall govern for purposes of this ordinance.

SECTION 3. <u>REGISTRATION REQUIRED FOR NONCONSENT TOWS: (The following requirements are in addition to the requirements as set forth by Texas Department of Licensing and Regulations)</u>

(1) *State registration required*. Any auto wrecker that is used to perform any nonconsent tow shall be registered as a tow truck under applicable provisions of state law, including, without limitation, Chapter 2308 of the Texas Occupations Code.

(2) *City registration required*. Any auto wrecker that is used to perform any nonconsent tow on private property in the City must be registered with the police department, regardless of whether the owner of the auto wrecker has a place of business in the City.

(3) *Application for City registration*. A tow operator may apply to the police department for registration of an auto wrecker by i) submitting a completed application on a form promulgated by the police chief; ii) paying the $15.00 fee to the police department; iii) providing verification that the auto wrecker is equipped to tow light-duty or heavy-duty motor vehicles according to the manufacturer's guidelines; and (iv) providing proof of insurance that meets the requirements of § 86.400 of Title 16 of the Texas Administrative Code.

(4) *Inspection*; proof *of registration*. Upon receipt of an application, the police department will inspect the auto wrecker to determine compliance with the requirements of subsection (e) of this section and, if the auto wrecker is found in compliance, shall issue a permit/proof of registration to the applicant. The proof of registration (a medallion) shall be attached to the auto wrecker for which it is issued, at the place on the vehicle designated by the police chief. It shall be unlawful for any person to drive or operate an auto wrecker without the proof of registration being so attached.

(5) *Requirements for City registration:*

(a) Each tow operator must meet the signage, safety equipment, safety clothing, and identification requirements of §§ 86.701, 86.1000, and 86.1001 of Title 16 of the Texas Administrative Code.

(b) Each auto wrecker shall meet the following minimum requirements:

1. Except for heavy duty wreckers, the auto wrecker's chassis cab shall be rated at no less than one ton by the manufacturer and will be equipped by the manufacturer with dual wheels and tires at each end of the rear axle;

2. The auto wrecker at all times shall carry tow lights with appropriate cable (unless wireless) and cushions to protect a vehicle's finish; and

3. The auto wrecker at all times shall be equipped with safety (mud) flaps with the bottom edge of the mud flap no more than eight inches from the surface of the road.

(6) Renewal of registration. The registration for each auto wrecker that is used to perform non-consent tows subject to this section shall be renewed annually by payment of $25.00 to the police department, which shall verify that the auto wrecker is still in compliance with this section.

(7) Revocation, suspension, and refusal to renew.

The Chief of Police may suspend or revoke a wrecker permit if:

(a) Any information supplied in the license application was materially false or incorrect;
(b) The permit was issued through error;
(c) The permit holder has failed to comply with any applicable provision of the permit or this ordinance;
(d) The permit holder has been convicted of violating state laws or City ordinances; or

(e) The permit holder is under indictment for or has a charge pending for an offense pertaining to wrecker drivers.

(f) Any wrecker company or tow truck whose wrecker permit has been revoked, suspended, or denied refusal is not eligible to re-apply for a permit within 6 months having its permit suspended, revoked or denied renewal.

SECTION 4. SAFETY AND INSURANCE COMPLIANCE CERTIFICATE TO ENGAGE IN WRECKER BUSINESS REQUIRED FOR CERTAIN WRECKERS; APPLICATION REQUIRED; FEES ESTABLISHED

a. Every person desiring to have a wrecker or tow truck yard, vehicle storage facility, wrecker business or wrecker company located in the City of Pharr or who seeks to be on the City of Pharr's wrecker rotation list shall make an application in writing to the Department of Development Services or its designee for a Certificate of Occupancy and a Safety and Insurance Compliance Certificate to engage in the wrecker business for each wrecker company to be located in the City of Pharr.

b. Such application shall contain the name, address, telephone number, date of birth, driver's license number and social security number of the applicant and the owners of the wrecker business if different from the applicant; tax identification number, operating or commercial licenses, the number and types of wrecker equipment operated, the other information and documents indicated herein, and a statement that the applicant does or does not desire to appear on the wrecker rotation list.

c. Every application shall be sworn to by the applicant.

d. All licenses shall expire one (1) year from the date of issuance unless revoked earlier pursuant to the terms of this ordinance.

e. The following fees shall be imposed: initial application/license/certificate fee of $300.00 for each Wrecker Company or Wrecker Business to be located in the City of Pharr; annual renewal fee of $100.00; initial fee of $25.00 for each wrecker inspected and an annual renewal fee of $25.00 per wrecker operated by the company; and Governmental Entity/ Law Enforcement fee of $ 10.00 per vehicle towed. (This fee shall be deposited, upon recovery, in the police department's accounts and utilized for any and all efforts for the enforcement of this ordinance for both consent and non-consent tows, and general traffic safety.)

SECTION 5. SAFETY AND INSURANCE COMPLIANCE CERTIFICATE ISSUANCE; MINIMUM REQUIREMENTS TO BE MET

(a) The Pharr Police Department or its designee shall issue a Safety and Insurance Certificate to engage in the wrecker business to each applicant complying with the

provisions of this ordinance for each wrecker to be located in the City of Pharr.

(b) No safety and insurance compliance certificate authorizing the operation of a wrecker business or authorizing the operation of a wrecker in the City limits of the City shall be issued unless the following requirements are met:

(1) Every wrecker proposed to be used by the applicant in the City of shall comply with the following minimum requirements:

a. Be not less than three-quarters of a ton in size and be equipped with booster brakes;

b. Be equipped with a power winch line and boom with a factory-rated capacity of not less than five thousand (5,000) pounds, single line capacity.

(2) Each tow truck must carry proper safety equipment. Proper equipment includes, but is not limited to, the following:

a. At least one 10 pound or two 5 pound multiple purpose fire extinguisher, in good working condition;
b. Magnetic tow lights, unless wireless, with appropriate cable and cushions to protect a vehicle's finish;
c. Tow dollies as appropriate;
d. Straps and tie downs as specified by the tow truck manufacturer;
e. Gloves;
f. Wheel chocks;
g. Five gallon trash receptacle;
h. Broom and shovel;
i. Thirty-six inch crow bar; and
j. Triangle reflectors, flares, cones, safety lights or other appropriate safety signals.

(3) Tow trucks permitted under §86.203 (Consent Tow Trucks) are exempt from the requirements of subsections (a)(3), a)(7), and (a)(9).

(4) Each tow truck shall:

a. have a legible manufacturer's data plate indicating the capacity of the boom, the winch or the carry mechanism; or

b. have a document in the truck from the manufacturer stating the capacity of the boom, the winch or the carry mechanism.

(5) Every hydraulic line on each tow truck must be free of leaks and be in good working condition free of defects.

(6) The winch must not exceed the capacity of the boom or leak oil.

(7) The cables must be as specified by the manufacturer and be in good condition, within manufacturer guidelines.

(8) Each tow truck must have a copy of the annual state inspection.

(9) Tow trucks placed in service after May 1, 2008, must contain the original manufacturer's warning labels on the truck, truck bed, winches, and all other accessories; and

a. Each wrecker shall provide that its impoundment area, be location in the City, be fenced for security, with a minimum of a six-foot chain-link fence with three strands of barbed wire at the top of such fence and such fence surround all impoundment areas.

b. Have a Drug Test policy in effect as set by the guidelines of the State of Texas, administered by the Texas Department of Licensing and Regulation.

(10) Towing Operator Safety Clothing and Identification.

(a) Towing operators, as a condition of their license must comply with the protective clothing policy.

(b) Towing operators must wear at all times when using or assisting in the use or operation of a licensed tow truck on a road or road related area:

1. a uniform, clearly marked with the tow company's name as it appears on department records.

2. a reflective vest or reflective jacket at all times while working outside the tow truck; the reflective vest or reflective jacket must meet the ANSI/ISEA 207-2006 requirements for high visibility safety apparel.

(c) During daylight hours, a fluorescent shirt may be worn instead of the reflective vest or jacket; the fluorescent shirt must meet the ANSI/ISEA 207-2006 requirements for high visibility safety apparel.

(d) When performing towing operations, all tow truck operators must carry and openly display the appropriate TDLR issued original towing operator license.

(e) Tow operators permitted under §86.210 are exempt from the requirements of subsection (b)(1).

(11) The wrecker company or wrecker business shall obtain and keep in full force and effect a policy of public liability and property damaged insurance issued by a casualty insurance company authorized to do business in the State of Texas in the standard form approved by the Board of Insurance Commissioners of the State of Texas, insuring the public from any loss or damage that may arise to any person or property by reason of the operation of a wrecker of such company and providing that the amount of recovery shall be limits of not less than the following sums:

a. **Incident Management Towing**

1. a minimum of $500,000 liability insurance per tow truck per incident, which is combined single limit liability for bodily injury to or death of an individual per occurrence, loss or damage (excluding cargo) per occurrence, or both; and

2. a minimum of $50,000 of cargo or cargo on hook insurance per tow truck per incident.

b. **Private Property Towing**

1. a minimum of $300,000 of liability insurance per tow truck per incident, which is combined single limit liability for bodily injury to or death of an individual per occurrence, loss or damage (excluding cargo) per occurrence, or both; and

2. a minimum of $50,000 of cargo or cargo on hook insurance per tow truck per incident.

c. **Consent Towing**.

1. A minimum of $300,000 of liability insurance per tow truck per incident, which is combined single limit liability for bodily injury to or death of an individual per occurrence, loss or damage (excluding cargo or cargo on hook) per occurrence, or both.

2. Insurance covering permitted tow trucks must be kept in full force and effect at all times.

(12) No delinquent taxes of any type shall be due to the City upon any property of applicant or any wrecker for which a license is sought, and the applicant shall not have failed to render any property located within the City for ad valorem taxation.

(13) A copy of all licenses and/or certificates issued by the state allowing the applicant to operate a tow truck, impound yard or vehicle storage facility shall be required upon payment of annual fees per wrecker company or wrecker unit. A copy of all required proof of insurance shall also be provided to the City of Pharr upon application and renewal.

(14) No owner or a wrecker company, not licensed by the City, shall intercept any message emanating through the medium of the fire or police department radio frequency or divulge or publish the existence, contents, substance, purpose, effect or meaning of such intercepted communications; and no person, not being entitled thereto, shall receive or assist in receiving any information therein contained, for his own benefit or for the benefit of another person.

SECTION 6: INDEMNIFICATION OF CITY, ITS OFFICERS, AGENTS AND EMPLOYEES

Every wrecker business and wrecker company and agent thereof to obtain a safety and insurance compliance certificate to operate a wrecker service in the City of Pharr shall be required to accept these conditions to this agreement which are attached to this application wherein the applicant agrees to indemnify and hold harmless the City of Pharr, its officers, agents and employees from any and all claims, demands, actions and causes of actions arising from the granting of a license to operate a wrecker service or to operate a wrecker by the City and/or the operation of the wrecker service or any wrecker by the applicant in the City.

SECTION 7: STATE INSPECTION REQUIRED BEFORE ISSUANCE OF SAFETY AND INSURANCE COMPLIANCE CERTIFICATE

Each application for a Safety and Insurance Compliance Certificate for a wrecker shall state that such wrecker has been inspected and approved under the direction of the Texas Department of Public Safety and a current inspection sticker shall be affixed securely to the inside of the windshield of the wrecker.

SECTION 8: WRECKER TO BE SUMMONED BY OWNER, OPERATOR OR POLICE OR FIRE DEPARTMENT

No person shall drive a wrecker to or near the scene of an accident or collision on the streets of the City unless such person has been called to the scene by an owner or operator of a vehicle involved in such accident or collision or by the Police or Fire Department of the City; unless it is necessary to prevent death or bodily injury to any person involved in an accident or collision.

SECTION 9: SOLICITING WRECKER BUSINESS PROHIBITED; PRESENCE AT SCENE AS EVIDENCE OF VIOLATION

No person shall solicit in any manner, directly or indirectly, on the streets of the City, the businesses of towing any vehicle which is wrecked or disabled on the public streets, regardless of whether the solicitation is for the purpose of soliciting the business of towing, removing, repairing, wrecking, storing, trading, or purchasing such vehicle. The presence of a wrecker at or near the scene of a wreck, accident, or collision, within one hour after the occurrence of a wreck, accident or collision without being summoned to the scene by an owner or operator of a vehicle involved in such accident or collision or by the Police or Fire Department of the City, shall be prima facie evidence of a solicitation in violation of this section.

SECTION 10: WRECKER SELECTION; USE OF VOLUNTARY WRECKER ROTATION LIST

(a) When a police officer investigating an accident, making an arrest, conducting a traffic stop, or otherwise performing duties as a police officer, determines that any vehicle on a roadway is unable to proceed safely under its own power, or determines that the operator therefore is unable to operate such vehicle, such officer shall notify the police department headquarters that the services of a wrecker company are necessary.

(b) Upon receiving a communication advising the Police Department of the need for a wrecker from the wrecker rotation listings, the Police Department Headquarters shall notify the wrecker company next on the applicable rotation listings to remove the vehicle involved. If there are no wreckers available at the wrecker service on call or if the Police Department cannot immediately make contact with the wrecker service on call, the Police Department shall proceed through the wrecker rotation listings until a wrecker is located that is available and ready to proceed immediately to the scene of the incident requiring a vehicle to be removed.

SECTION 11: VOLUNTARY WRECKER ROTATION LIST; PROCEDURES AND REQUIREMENTS TO BE PLACED ON LIST

(a) The Police Department shall maintain wrecker rotation listings, as approved by Resolution by the Board of Commissioners, and a wrecker rotation schedule indicating which person, wrecker business or wrecker company is on call for services at any time.

(b) Wrecker companies that want to be placed on the wrecker rotation listings shall provide the following information and documents and comply with the following requirements:

(1) Have been issued a Certificate of Occupancy (if applicable) and a Safety and Insurance Compliance Certificate by the City of Pharr.

(2) Have applied to be on the wrecker rotation list and shall register with the City.

(3) Have a minimum of two (2) wreckers with lawful drivers readily available located at a site within the City limits of the City of Pharr to answer calls from the Police and Fire Department during such times that the wrecker service is on call for services.

(4) Maintain an office building and storage compound within the City operated on a daily basis (Monday through Friday), with normal working hours from 8:00 a.m. to 5:00 p.m. with an employee physically present at the business during such normal working hours. The office building shall be served by a telephone with a number provided to the Police Department for calls during such normal working hours. If the office is not manned twenty-hour (24) hours per day, (7) seven days per week, the wrecker service shall also provide the Police Department with a telephone number for calls after normal working hours, weekends and holidays. Answering service or answering device shall not be used.

(5) Facility Fencing Requirements**.** Enclosure and security of stored vehicles.

Fencing. If not enclosed by a five-foot high fence on or before September 1, 1985, all VSFs shall be completely enclosed by a fence at least six feet high with a gate, which is locked at all times when the licensee or an agent or employee is not at the storage lot. No two VSFs may operate within the same fenced area.

(6) Security of vehicles.

(A) No vehicle may be stored or kept at any licensed VSF unless it is kept inside the fenced or enclosed area at all times. For purposes of this subparagraph, the term "enclosed" shall mean inside a building.

(B) A vehicle accepted for storage in a VSF must be secured to prevent theft of the vehicle or its contents, including but not limited to locking doors, closing windows and hatchbacks, and raising or covering convertible tops.

(7) Storage Lot Surface.

All VSFs shall have an all-weather surface such as concrete, asphalt, black-top, stone, macadam, limestone, iron ore, gravel, shell, or caliche, that enables the safe and effective movement of stored vehicles upon all portions of the lot, both under their own power and under tow, at all times, regardless of prevailing weather conditions. The surface shall also be free of overgrown vegetation.

(8) Storage Lot Lighting.

All VSFs shall maintain illumination levels adequate for nighttime release of vehicles. The term "adequate" shall mean sufficient to allow inspection of a vehicle for damage at the time of release. At a minimum, there must be one lighting fixture containing at least a 250-watt element for each 1/4 acre of storage area.

(9) Storage Lot Signs.

a. Facility information. All VSFs shall have a clearly visible and readable sign at its main entrance. Such sign shall have letters at least 2 inches in height, with contrasting background, shall be visible at 10 feet, and shall contain the following information:

1. the registered name of the storage lot, as it appears on the VSF license;

2. street address;

3. the telephone number for the owner to contact in order to obtain release of the vehicle;

4. the facility's hours, within one hour of which vehicles will be released to vehicle owners; and

5. The storage lot's state license number preceded by the phrase "VSF License Number."

b. All VSFs shall have a sign setting out the charge for storage and all other fees, which may be charged by the storage lot, including notification and impoundment fees. The sign shall include all forms of payments the VSF accepts for any charge associated with delivery or storage of a vehicle. The sign must be located so it is clearly visible to a vehicle owner at the place of payment and shall have letters at least 1 inch in height with a contrasting background.

c. Nonconsent towing fees schedule. All VSFs shall conspicuously place a sign, at the place of payment, which states in 1-inch letters that: "Applicable schedules of nonconsent towing fees will be provided for viewing upon request by persons claiming vehicles." The nonconsent towing fees provided for viewing must match the nonconsent towing fees schedule on file with the department, as provided in 16 Texas Administrative Code, Chapter 86, §86.500 (relating to Reporting Requirements--Towing Company). And must not exceed the maximum rates allowable by Section 15 of this Ordinance.

d. Instruments accepted for release of vehicle. All VSFs shall have a sign describing the documents that may be presented by the vehicle owner or his/her authorized representative to obtain possession of the vehicle. This sign shall list all instruments as described this chapter, and shall also state: "Affidavit of Right of Possession Furnished Upon Request." This sign shall be located so it is clearly visible to a vehicle owner at the place of payment, and have letters at least 1 inch in height with a contrasting background.

e. Combination signs. A VSF may combine the signs described in subsections (b), (c), and (d), if the combination sign meets the requirements of each of the separate signs.

1. The owner or operator of the wrecker company shall immediately notify the Chief of Police or his designate representative of any changes in status as it relates to any insurance, certificate, permit or any factor that may impede its ability to comply with this ordinance.

2. The owner or operator of the wrecker company shall produce a written report upon request listing the status of all vehicles towed for

the City. Such request to be made during working hours and promptly prepared.

f. If there are no wreckers available at the wrecker service on call or if the Police Department cannot immediately make contact with the wrecker service on call, the Police Department shall proceed through the applicable wrecker rotation listings until a wrecker is located that is available and ready to proceed immediately to the scene of the incident requiring a vehicle to be removed.

g. Any wrecker service company appearing on either of the wrecker rotation listings should be able to respond to calls according to the following schedule:

1. During the normal work week, Monday through Friday, 8:00 a.m. to 5:00 p.m.

   within City limits – 15 minutes
   outside City limits- 20 minutes

2. After normal working hours, on weekends or holidays;

   within City limits - 30 minutes
   outside City limits –35 minutes

A person or wrecker service or business company failing to respond within five (5) minutes of the above Schedule shall have its call cancelled and the next wrecker service company on the applicable wrecker rotation listing shall be called.

h. In this event the vehicle to be towed, moved or removed exceeds the capacity of the Wreckers operated by the wrecker service company on the wrecker rotation list, or In the event of an emergency wherein life or property are threatened or in circumstances where the situation requires immediate action to protect life or property, the Police Department may call any wrecker service with the capability to provide the service needed.

i. Any wrecker rotation listing shall not contain the name of any wrecker company or business or person that failed or refused to tow any vehicle to the City pound when officially requested by the police department or other place designated by the owner thereof. Such conduct may result in removal from any listing.

j. Any wrecker service company on the wrecker rotation listing shall keep a record of all calls made in response to requests from the City of Pharr, which records shall include the following information:

(1) Date and time of call
(2) Location of vehicle to be towed/removed
(3) Response time
(4) Vehicle owner/operator
(5) Description of vehicle
(6) Disposition of vehicle
(7) Charges involved
(8) Status of payment for charges

k. The wrecker rotation schedules maintained by the Police Department shall list all wrecker companies in compliance with this ordinance. The master list shall be in alphabetical order. The rate and times of Rotation shall be determined by the Chief of Police.

l. From and after the effective date of this ordinance, the police department or whatever department or whatever department provides for the placement of wrecker services on the rotation listings shall not place any additional wrecker services on such list until authorized by ordinance by the Board of Commissioners. The Chief of Police is hereby authorized and directed to initiate and complete a study into the determination of the maximum number of wrecker services on such list which will result in efficient and safe service for the citizens of the City, taking into consideration the economic vitality of the companies involved.

m. No license or certificate issued under the terms of this Ordinance shall be transferred to any other person or business, nor shall such license be used for the operation of any vehicle except for the vehicle for which the license is issued.

n. All persons and entities operating or that seek to operate shall provide any and all records to the City upon request. Upon application and renewal of any and all licenses and certificates, the City shall be provided with the name of all interested owners and drivers. Should any changes be made related to the owners or drivers during the license period, such changes shall be provided to City without delay.

SECTION 12: POLICE OFFICER, FIRE FIGHTER OR OTHER CITY EMPLOYEE NOT TO INFLUENCE SELECTION OF WRECKER SERVICE; MAY DIRECT

THAT THE VEHICLE BE TAKEN TO THE CITY POLICE DEPARTMENT

No police officer, firefighter, or other City employee who is investigating or present at the scene of a traffic stop, any accident or collision on a public street shall, directly or indirectly, either by word, gesture, sign or otherwise, recommend any person the name of any particular person engaged in the wrecker service businesses, nor shall any such person influence or attempt to influence in any manner the decision of any person in choosing or selecting a wrecker or repair service; provided, that any police officer, in the exercise of his discretion as a police officer, may direct that any vehicle, whether towed by a wrecker selected by the owner or operator of the vehicle or from the wrecker rotation list, shall be taken to the Police Department or such other location designated by the police officer to be held by the City for any lawful purposes.

1. When a peace officer at an accident scene determines that a vehicle needs to be towed from the scene, and when the disabled vehicle does not interfere with the flow of vehicular traffic and is not a danger or hazard to the public may allow the operator or owner of the disabled vehicle to summon the wrecker company of his/ her choice, as long as the wrecker responds within the time limit set by the City of Pharr of fifteen minutes:

2. The peace officer at an accident scene shall inform the operator of a disabled vehicle that the department will contact the next available towing company on the rotation list to remove the vehicle if the operator's preferred towing company does not respond within five minutes of notification by the police department.

SECTION 13: MAXIMUM RATES

(a) Any person, wrecker company or wrecker business that appears on any rotation listing or that receives a request to haul unauthorized vehicles from any roadway, or public or private parking facility, within the boundaries of the City of Pharr, Texas shall not charge more than the maximum rates provided in this subsection as follows:

(1) **Light Duty Vehicles**: Gross weight of 10,000 lbs. or less

a. Towing a wrecked, disabled vehicle or illegally parked vehicles $200.00

b. Towing of disabled vehicle from high water: Up to a maximum fee per hour, per Wrecker $ 50.00

(Any person requesting that their vehicle be removed to a garage or other area will be responsible for paying the wrecker fee.)

c. Towing vehicle from outside the City Limits $30.00
Plus, per mile to and from location of Vehicle $ 1.75

d. Pickup and delivery of vehicle to City Pound (official police business)

(a) Daytime delivery $ 50.00

(b) Nighttime delivery $ 75.00

The total fee charged will be made up of the applicable towing fees found in subsection (i), or (ii) or (iii) or (iv), and storage fees, impoundment initial fees and notification fees if any. (see subsection (B) below).

Drop Fee (Light Duty Vehicle) $50.00

e. If owner arrives at the scene of the tow, the owner will be charged this fee, no storage fees or towing fees shall be charged.

(2) **Medium Duty Vehicle**: Gross weight rating of more than 10,000 lbs but less than 25,000 lbs.

a. Towing a wrecked, disabled vehicle or Illegally parked Commercial vehicle $250.00 per hour, Max 2 hrs.

b. Drop Fee (Medium Duty Vehicle) $200.00
If owner arrives at the scene of the tow, the owner will be charged this fee, no storage fees or towing fees shall be charged.

(3) **Heavy Duty Vehicle**: Gross weight rating that exceeds 25,000 lbs.

a. Towing a wrecked, disabled vehicle or Illegally parked Commercial vehicle $500.00 per hour, Max 8 hrs.

b. Drop Fee (Heavy Duty Vehicle) $400.00
If owner arrives at the scene of the tow, the owner will be charged this fee, no storage fees or towing fees shall be charged.0

(b) The cost of impounding a vehicle and storing a vehicle shall not exceed the following schedule:

(1) Impounding vehicle: Initial Fee (not including towing charges but including first day's storage charge) not more than $ 20.00

(2) Daily Storage Fees:

(a) At a facility licensed by the Texas Department of license and Regulation per day (not more than)

$20.00

(3) Notification Fee

(a) A VSF may not charge a vehicle owner more than $50 for notification under these rules. If a notification must be published, and the actual cost of publication exceeds 50% of the notification fee, the VSF operator may recover the additional amount of the cost of publication. The publication fee is in addition to the notification fee.

(b) If a vehicle is removed by the vehicle owner within 24 hours after the date the VSF receives the vehicle, notification is not required by these rules.

(c) If a vehicle is removed by the vehicle owner before notification is sent or within 24 hours from the time VSF receives the vehicle, the VSF operator may not charge a notification fee to the vehicle owner.

(4) No Additional Fees are allowed by the laws of the State of Texas.

Where any state law, rule or regulation requires a different rate for services rendered by a Wrecker service and/or storage facility or any other type of business entity regulated under this Ordinance, as provided for in this ordinance, then such state-regulated rate shall be followed without the necessity of further amendment of this ordinance.

(c) All City of Pharr owned vehicles while in furtherance of City business shall be exempt from charges and service fees by any person, wrecker business, wrecker company, or vehicle storage facility as authorized by law or this ordinance.

(d) A wrecker company that has been randomly selected to provide services shall be entitled to recover applicable fees pursuant to this section for any and all actual services provided up to the time of a cancellation.

SECTION 14: <u>SAFETY PRECAUTIONS</u>

Each wrecker shall follow standard safety precautions and operations generally recognized in the wrecker business to proceed to and from the scene of an accident or collision and shall comply with all ordinances of the City of Pharr. Each wrecker present at the scene of any accident or collision shall follow

standard safety precautions and procedures generally recognized in the wrecker business, fees applied are inclusive to roadway cleanup, to include the prompt removal of debris from accidents or collisions occurring on the public right of way.

SECTION 15: REVOCATION OR SUSPENSION OF CERTIFICATE; REMOVAL FROM WRECKER ROTATION LIST, HEARING

(a) Upon a finding of a violation of the motor vehicle laws or the criminal laws of the state or a violation of the requirements of this Ordinance, the Municipal Judge may revoke or suspend a certificate or remove a wrecker from the rotation list.

(b) Upon written complaint by any person against any wrecker service on the wrecker rotation list or against any agent or employee of a wrecker service on the wrecker rotation list filed with the Chief of Police, or upon written complaint by the Chief of Police, the Municipal Judge shall conduct a hearing as set out herein:

1. The hearing shall be conducted in Municipal Court within 30 days of the filing of the complaint.
2. Written notice shall be given to the wrecker service involved, to all other persons involved and to the Chief of Police at least 20 days prior to the hearing.
3. Parties may be represented by attorneys at their own expense.
4. The Chief of Police may be represented by the City Attorney or designated assistant.
5. The burden of proof shall be on the complainant or Chief of Police to prove the allegations by a preponderance of the evidence.
6. All witnesses shall be sworn.
7. Only evidence admissible under the law and rules of evidence of the state shall be admissible.
8. All witnesses shall be subject to cross-examination by all opposing parties.
9. All evidence shall be subject to objection by all opposing parties.
10. Parties shall be permitted to offer evidence and argue to the Court.
11. The Municipal Judge or his or her alternate shall decide all questions of law and fact and determine whether to suspend for a specified period or revoke the certificate of the service company from the wrecker rotation list. The determination of the Municipal Judge is final and not appealable to the County Court at Law.
12. The above procedure is applicable only to hearings involving the revocation or suspension of a certificate or removal from the wrecker rotation list. Normal court procedures shall be followed when charges are filed seeking imposition of the fine authorized by this Ordinance.

SECTION 16: PENALTY FOR VIOLATIONS; CIVIL SUIT AUTHORIZED

(a) Any person, firm, corporation, company or association that violates any provision of this ordinance or suffers or allows the same to be violated, shall, upon conviction therefore, be subject to a fine of not less than One Hundred Dollars ($100.00) nor more than One Thousand Dollars ($1,000.00). A violation may also result in removal from the voluntary wrecker rotation list. Any violation of this Ordinance shall be subject to both civil and criminal penalties. A criminal conviction shall be a Class C misdemeanor. A violator shall also be subject to the maximum penalties allowed by law for failing to appear in Court when charged with an offense as described herein. If conduct constituting an offense under this ordinance also constitutes an offense under another law, the person may be prosecuted under all applicable laws.

(b) The City Attorney is hereby authorized to file a civil suit in state district court or any court of competent jurisdiction to enjoin any violations of this ordinance or seek any remedy available. Should any person or business violate the prohibitions contained herein, or allow the commission of any act or condition that proximately resulted in a violation of this ordinance, the City Attorney may take any action to enforce this or any ordinance to prevent and summarily abate the action and remove or seize any objects used to violate this ordinance. These actions may also include but not be limited to allowing for municipal resources and personnel to: abate any premises or property, closure, condemn, remove any person or thing, court action, suspend, cancel, or void any license or permit issued by the City of Pharr or a state or federal agency, and any and all other relief as may be necessary. Any civil actions by the City Attorney shall not be deemed a waiver of any rights and entitlements of any person that has suffered harm or damages as a result of any act or omission prescribed by this ordinance.

SECTION 17: <u>ESTABLISHING A LIMIT ON THE NUMBER OF WRECKER COMPANIES</u>

(a) The number of wrecker companies approved to operate on either of the rotation listings, shall be set by the city commission from time to time and such number may be increased or decreased at the discretion of the city commission, based partially on the police chief's recommendation. A person or entity with an interest in a wrecker company shall be restricted to one (1) wrecker company on either of the rotation listings as may be selected.

(b)

(c) This ordinance shall not affect the right of any person, business, or entity to contract. The City of Pharr may also contract to terms and conditions for other services that may be specialized in nature unaffected by this ordinance.

SECTION 18: REPEAL OF CONFLICTING ORDINANCE

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 19: SEVERABILITY

The invalidity of any section, clause, sentence or provision of this ordinance shall not affect the validity of any other part thereof.

SECTION 20: PUBLICATION; EFFECTIVE DATE

The Ordinance shall take effect and be in force 120 days after its passage and approval on three (3) separate readings in accordance with Section 8, Article 3 of the Charter of the City of Pharr, Texas. Publication may also be in caption form as allowed under Section 9 of the Pharr City Charter.

PASSED AND APPROVED ON THE FIRST READING BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF PHARR, TEXAS, on this the _____day of _____, 20____.

CITY OF PHARR, TEXAS

_____
Ambrosio Hernandez
MAYOR

ATTEST:

_____
IMELDA PEREZ, CITY CLERK

PASSED AND APPROVED ON THE SECOND READING BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF PHARR, TEXAS, on this the _____day of _____, 20___.

CITY OF PHARR, TEXAS

_____
Ambrosio Hernandez
MAYOR

ATTEST:

_____
IMELDA PEREZ, CITY CLERK

PASSED AND APPROVED THE THIRD READING BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF PHARR, TEXAS on this the _____day of _____, 20____.

CITY OF PHARR, TEXAS

_____
Ambrosio Hernandez
MAYOR

ATTEST:

_____
IMELDA PEREZ, CITY CLERK

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 7.B.
DATE SUBMITTED: May 22, 2024
MEETING DATE: June 3, 2024

FROM: Imelda Perez, City Clerk

DEPARTMENT: Administration

DIRECTOR: Hilda Pedraza

Agenda Item: Consideration and action, if any, on Resolution to deny the rate change application proposed by AEP Texas Inc. **This item supports SG - Sound Governance and Fiscal Sustainability.**

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

Issue: On February 29, 2024, AEP Texas Inc. filed an application with cities retaining original jurisdiction seeking to increase system-wide distribution rates by $100.4 million per year (an increase of 13.1%), and increase to system-wide transmission rates by $63.1 million (a decrease of 9.29%). According to AEP Texas, the impact of this approval on average residential customers would be an increase of about $4.59 per month.

In a prior City action, AEP Texas' rate request was suspended from taking effect for 90 days, the fullest extent permissible under the law. This time period has permitted the City, through its participation with Cities Served by AEP Texas, to determine that the proposed rate increase is unreasonable. Consistent with the recommendations of experts engaged by Cities, AEP Texas' request for a rate increase should be denied.

Fiscal Consideration: N/A

Staff Recommendation: Staff recommends approving Resolution for denial of rate increase.

Alternatives: N/A

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

Imelda Perez	Created/Initiated - 5/22/2024
Ricardo Rodriguez	Approved - 5/22/2024
Jamison Merrick	Approved - 5/30/2024
City Management Office	Final Approval - 5/30/2024

RESOLUTION NO. R-2024-___

A RESOLUTION OF THE CITY OF PHARR TEXAS FINDING THAT AEP TEXAS INC.'S REQUESTED INCREASE TO ITS ELECTRIC TRANSMISSION AND DISTRIBUTION RATES AND CHARGES WITHIN THE CITY SHOULD BE DENIED; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL

WHEREAS, on or about February 29, 2024, AEP Texas Inc. ("AEP Texas" or "Company"), pursuant to Public Utility Regulatory Act ("PURA") §§ 33.001 and 36.001 filed with the City of Pharr ("City") a Statement of Intent to change electric delivery rates in all municipalities exercising original jurisdiction within its service area, effective April 4, 2024; and

WHEREAS, the City is an electric utility customer of AEP Texas and a regulatory authority over the rates and charges of AEP Texas within the City; and

WHEREAS, the City is a member of the Cities Served by AEP Texas ("Cities"), a membership of similarly situated cities served by AEP Texas that have joined together to efficiently and cost effectively review and respond to electric issues affecting rates charged in AEP Texas' service area; and

WHEREAS, Cities is an intervenor in the parallel proceeding at the Public Utility Commission of Texas to review AEP Texas' filing; and

WHEREAS, pursuant to its exclusive original jurisdiction over AEP Texas' rates and operations within city limits, the City previously suspended the effective date of the Company's requested rate increase; and

WHEREAS, PURA § 33.023 provides that costs incurred by cities in ratemaking activities are to be reimbursed by the regulated utility; and

WHEREAS, the City's attorneys and consultants recommend that the City deny the application.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PHARR, TEXAS:

SECTION 1. That the rates proposed by AEP Texas in an application submitted to the City by the Company on or about February 29, 2024, are hereby found to be unreasonable, and are denied.

SECTION 2. That the Company shall continue to charge its existing rates for transmission and distribution service to customers with the City.

SECTION 3. That Cities' reasonable rate case expenses shall be reimbursed by AEP Texas within 30 days of presentation of an invoice to AEP Texas.

SECTION 4. That it is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law, and that the public notice was given of the time, place, and purpose of said meeting, as required.

SECTION 5. A copy of this Resolution shall be sent to AEP Texas, care of Jennifer Frederick, American Electric Power Company, 400 West 15th Street, Suite 1520, Austin, Texas 78701 (aepaustintx@aep.com), and to Thomas Brocato at Lloyd Gosselink Rochelle & Townsend, P.C., 816 Congress Avenue, Suite 1900, Austin, Texas 78701 (tbrocato@lglawfirm.com).

PASSED AND APPROVED this _____ day of _____, 2024.

_____
Ambrosio Hernandez, Mayor

ATTEST:

_____
Imelda Perez, City Clerk

APPROVED AS TO FORM:

_____
City Attorney

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 7.C.
DATE SUBMITTED: May 29, 2024
MEETING DATE: June 3, 2024

FROM: Imelda Perez, City Clerk

DEPARTMENT: Administration

DIRECTOR: Hilda Pedraza

Agenda Item: Consideration and action, if any, on Resolution designating the City Clerk's Office for receipt of requests for information. **This item supports SG - Sound Governance and Fiscal Sustainability.**

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

Issue: The City of Pharr is governed by Chapter 552 of the Texas Government Code, and it may designate the appropriate official for information requests. The City Clerk's Office will be designated to receive all requests for information via email and fax.

Fiscal Consideration: N/A

Staff Recommendation: Staff recommends approval.

Alternatives: N/A

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

Imelda Perez	Created/Initiated - 5/29/2024
Ricardo Rodriguez	Approved - 5/30/2024
City Management Office	Final Approval - 5/30/2024

RESOLUTION NO. R-2024-___

STATE OF TEXAS	**§**
	§
COUNTY OF HIDALGO	**§**
	§
CITY OF PHARR	**§**

A RESOLUTION DESIGNATING CITY CLERK'S OFFICE FOR RECEIPT OF REQUESTS FOR INFORMATION VIA EMAIL AND FAX

WHEREAS, the City of Pharr is governed by Chapter 552 of the Texas Government Code, it may designate the appropriate official for information requests; and

WHEREAS, Chapter 552.301(c), allows a governmental body to initiate a policy mandating that all requests for information submitted via email and fax to be submitted to a specific official or employee.

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

SECTION 1: <u>DESIGNATION OF CITY CLERK'S OFFICE</u>:

A. It shall be the policy of the City of Pharr, from the effective date of this Resolution, that any person or entity that submits a request by electronic (email) or facsimile (fax), to copy or view information, submit such request to either of the following:

Open Records Division
openrecords@pharr-tx.gov

City Clerk's Office
P.O. Box 1729
Pharr, Texas 78577
(956) 402-4100
Fax (956) 475-3442
cityclerksoffice@pharr-tx.gov

B. It is also hereafter resolved that pursuant to the Texas Government Code, any request not in compliance with the provisions contained herein are not considered valid requests.

SECTION 2: <u>SAVINGS CLAUSE</u>:

Except as hereby resolved, any other directives or actions of the City of Pharr, not in conflict with this Resolution, shall remain in full force and effect, unimpaired hereby.

SECTION 3: SEVERABILITY CLAUSE:

The invalidity of any section, clause, sentence, or provision of this Resolution shall not affect the validity of any other part thereof. The effects of this Resolution shall at all times be in compliance with state, federal, and other guidelines as directed.

SECTION 4: EFFECTIVE DATE:

This Resolution shall take effect immediately upon passage by the members of the Board of Commissioners of the City of Pharr.

APPROVED AND PASSED BY THE BOARD OF COMMISSIONERS OF THE CITY OF PHARR, TEXAS on this the 3rd day of June, 2024.

CITY OF PHARR

_____
AMBROSIO HERNANDEZ, MAYOR

ATTEST:

_____
IMELDA PEREZ, CITY CLERK

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 7.D.
DATE SUBMITTED: May 29, 2024
MEETING DATE: June 3, 2024

FROM: Imelda Perez, City Clerk

DEPARTMENT: Parks

DIRECTOR: Sergio Alanis

Agenda Item: Consideration and action, if any, on Resolution appointing/reappointing five (5) members to the Parks and Recreation Advisory Board. **This item supports SG - Sound Governance and Fiscal Sustainability.**

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

Issue: The following current Parks and Recreation Advisory Board Members term will expire on June 5, 2024, Staff has made contact with them, and they wish to continue serving and have their terms renewed.
Ben Cantu II
Bobby Carrillo Jr.
Mario Guajardo

Board members Isaac Smith and Hernan Figueroa have expressed that they no longer wish to continue serving.

Fiscal Consideration: N/A

Staff Recommendation: Staff recommends reappointment of the three board members wishing to continue serving; staff recommends to appoint **Carlos Alanis** and **Jose Quintanilla** for the two vacant terms.

Alternatives: N/A

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

Imelda Perez	Created/Initiated - 5/29/2024
Sergio Alanis	Approved - 5/31/2024
City Management Office	Final Approval - 5/31/2024

STATE OF TEXAS { }

COUNTY OF HIDALGO { } R E S O L U T I O N
NO: R-2024-____

CITY OF PHARR { }

WHEREAS, in accordance with city ordinance, Chapter 90, Article II, Section 90-32, has created and appointed a Parks and Recreation Committee composed of nine members who shall be residents of the City of Pharr and serve a term of two years. Any member of the Committee may be reappointed by the City Commission upon completion of a full term.

WHEREAS, the terms of Roberto Carrillo Jr., Ben Cantu II, Mario Guajardo, Hernan Figueroa and Isaac Smith will expire on June 5, 2024; and

WHEREAS, appointment of two board members and re-appointment of three board members need to be made at this time; and such Board members shall perform duties as may be prescribed by ordinance or state law.

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

The following persons are hereby appointed as members of the Parks and Recreation Committee of the City of Pharr

NAME:	**LENGTH OF TERM**
1.	2-Year Term (expiring on 6/5/26)
2.	2-Year Term (expiring on 6/5/26)
3.	2-Year Term (expiring on 6/5/26)
4.	2-Year Term (expiring on 6/5/26)
5.	2-Year Term (expiring on 6/5/26)

PASSED AND APPROVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF PHARR on this the 3rd day of June, 2024.

CITY OF PHARR

_____
AMBROSIO HERNANDEZ, MAYOR

ATTEST:

_____
IMELDA PEREZ, CITY CLERK

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 7.E.
DATE SUBMITTED: May 24, 2024
MEETING DATE: June 3, 2024

FROM: Cindy Bernal, Administrative Assistant

DEPARTMENT: Parks

DIRECTOR: Sergio Alanis

Agenda Item: Consideration and action, if any, on Resolution appointing/reappointing one (1) member to the Keep Pharr Beautiful Committee. **This item supports SG - Sound Governance and Fiscal Sustainability.**

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

Issue: The following current Keep Pharr Beautiful Committee Board Member, Mildred Escobedo's term will expire on June 5, 2024.

Fiscal Consideration: n/a

Staff Recommendation: Staff recommends appointing a new board member- Jessica Trevino.

Alternatives: n/a

Exclude Material from Public Packet? No
Reason: n/a

ROUTING:

Cindy Bernal	Created/Initiated - 5/24/2024
Sergio Alanis	Approved - 5/31/2024
City Management Office	Final Approval - 5/31/2024

STATE OF TEXAS { }

COUNTY OF HIDALGO { } R E S O L U T I O N
NO: R-2024-____

CITY OF PHARR { }

WHEREAS, in accordance with city ordinance, Chapter 90, Article II, Section 90-32, has created and appointed a Keep Pharr Beautiful Committee composed of seven members who shall be residents of the City of Pharr and serve a term of one year. Any member of the Committee may be reappointed by the City Commission upon completion of a full term.

WHEREAS, the term of Mildred Escobedo will expire on June 5, 2024; and

WHEREAS, appointment/re-appointment of one (1) member needs to be made at this time; and such Board member shall perform duties as may be prescribed by ordinance or state law.

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

The following person is hereby appointed as a member of the Keep Pharr Beautiful Committee of the City of Pharr

NAME:	**LENGTH OF TERM**
1.	1-Year Term (expiring on 6/5/25)

PASSED AND APPROVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF PHARR on this the 3rd day of June, 2024.

CITY OF PHARR

_____
AMBROSIO HERNANDEZ, MAYOR

ATTEST:

_____
IMELDA PEREZ, CITY CLERK

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 7.F.
DATE SUBMITTED: May 28, 2024
MEETING DATE: June 3, 2024

FROM: LINDA DEL TORO, Secretary

DEPARTMENT: Library

DIRECTOR: Adolfo Garcia

Agenda Item: Consideration and action, if any, on Resolution appointing/re-appointing five (5) members to Pharr Memorial Library Board. **This item supports SG - Sound Governance and Fiscal Sustainability.**

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

Issue: The following current Board members term will expire on June 3, 2024. The staff have made contact with them, and wish to continue serving and have their term renewed.
Olga Cardoza

Board members Claudia Garcia, Diana Ruiz, Emma Rosalez-Garcia have expressed that they no longer wish to continue serving.

Board member Aida Escobar has submitted a resignation effective immediately.

Fiscal Consideration: N/A

Staff Recommendation: Staff recommends reappointing Olga Cardoza and appointing Cristina Garza Espinoza and Rosana Gutierrez.

Alternatives: N/A

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

LINDA DEL TORO	Created/Initiated - 5/28/2024
Adolfo Garcia	Approved - 5/30/2024
David Friedlein	Approved - 5/31/2024
Ricardo Rodriguez	New -
City Management Office	

STATE OF TEXAS §

COUNTY OF HIDALGO § **R E S O L U T I O N**
NO: R-2024-_____

CITY OF PHARR §

WHEREAS, the Board of Commissioners has created and appointed a Library Board composed of seven (7) members who shall be residents of the City of Pharr; and

WHEREAS, the Board of Commissioners on July 17, 2007, by ordinance amended the Library Board to be composed of nine (9) regular members and one (1) ex-officio member; and

WHEREAS, the terms of Olga Cardoza, Claudia Garcia, Emma Rosales-Garcia, and Diana Ruiz expire on June 3, 2024; and

WHEREAS, a vacancy has occurred as a result of Aida Escobar's resignation; and

WHEREAS, appointment/re-appointment of five (5) members are needed at this time.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF PHARR, THAT the following residents of the city of Pharr are hereby appointed.

NAME:	**LENGTH OF TERM:**
1. _____	2 –Year term (unexpired term 08/21/24)
2. _____	2 –Year term (expiring on 06/03/26)
3. _____	2 –Year term (expiring on 06/03/26)
4. _____	2 –Year term (expiring on 06/03/26)
5. _____	2 –Year term (expiring on 06/03/26)

READ, PASSED AND APPROVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF PHARR, TEXAS, on this the _3rd_ day of _June_, 2024.

CITY OF PHARR

_____
AMBROSIO HERNANDEZ, MAYOR

ATTEST:

_____
IMELDA PEREZ, CITY CLERK

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 8.A.
DATE SUBMITTED: May 23, 2024
MEETING DATE: June 3, 2024

FROM: Imelda Perez, City Clerk

DEPARTMENT: Fire

DIRECTOR: Pilar Rodriguez

Agenda Item: Consideration and action, if any, on Change Order Number 1 in the amount of $8,710.00 for the purchase of a Pumper/ Tanker for the Fire Department from Daco Fire Equipment utilizing BuyBoard Cooperative Purchasing Contract Number 651-21. **This item supports SSC - Safe and Secure Community**.

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

Issue: At the November 6, 2023, Regular Meeting, the City Commission awarded the purchase of a Rosenbauer Pumper/Tanker for the Fire Department (FD) to Daco Fire Equipment in the amount of $1,006,005.00. Subsequent to the award, FD staff conducted a pre-construction conference with Rosenbauer Fire Apparatus to review the apparatus specifications and shop drawings.

Staff is recommending upgrades to the emergency lighting, scene lighting and the addition of a large diameter hose discharge on the proposed apparatus. Pricing for all the proposed upgrades is $8,710.00 for a revised purchase price of $1,014,715.00. The apparatus has a proposed lead time of 18 months for delivery to the FD. Project Number 2324-01-515-P04-01.

Fiscal Consideration: Funds are available in the FD's Fiscal Year 2023-2024 Budget

Staff Recommendation: Based on review by this office, staff recommends approval of Change Order Number 1 in the amount of $8,710.00 for a revised purchase price of $1,014,715.00.

Alternatives: Dis-approve Change Order 1

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

Imelda Perez	Created/Initiated - 5/23/2024
Mayra Gomez	Approved - 5/23/2024
Jamison Merrick	Approved - 5/30/2024
Ricardo Rodriguez	Approved - 5/30/2024
City Management Office	Final Approval - 5/30/2024

CHANGE ORDER #1

rosenbauer

Pharr, TX

CHANGE REQUEST

Body Job #: 22442

DATE: March 25, 2024
Initiated By: **Dealer/Customer**

CHASSIS CHANGES

	Action	Qty.	QW No.	DESCRIPTION OF CHANGE	PRICE
				{Qty} days will be added to the scheduled delivery date due to lead times of components and fabrication.	
				Previous CO...	
				Office Use Only	
1	NOTE	1		QW Files #10740-0006 / #10740-0011	$0
2	DELETE	-1	03-06-1025	Full Length Cab Entry Doors	($472)
3	ADD	1	03-06-1025	Barrier Free Cab Entry Doors (REF #03-06-1076)	$206
4	DELETE	-1	03-06-1127	Power, Cab Door Locks (4) Entry Doors w/Driver, Officer Keyless Entry	($1,916)
5	DELETE	-1	08-01-0300	Power Door Lock Activation, Cab Door	($432)
6	DELETE	-1	08-01-0851	Commander Keyless Entry System - Driver Side Keypad w/ 2 Key Fobs	($742)
7	ADD	1	03-06-1120	Cab Door Locks Manual	$0
8		1			$0
9		1			$0
10	DELETE	-1	04-03-1050	Cab Dash & Engine Tunnel Alum Dash - Overhead HVAC	($3,376)
11	DELETE	-1	04-03-1020	Cab Dash & Engine Tunnel Coating Black Polyurethane	($573)
12	DELETE	-1	04-03-1206	Flat Mounting Plate - Engine Tunnel, Aluminum Dash, Long Tunnel	($631)
13	DELETE	-1	04-03-2242	Pac Trac - Rear Engine Tunnel	($651)
14	DELETE	-1	04-04-1126	Black Plate(s) for Communication Radio	($117)
15	DELETE	-1	04-04-1176	Black Plate for Siren	($73)
16	DELETE	-1	04-04-1181	Black Plate for Traffic Advisor	($73)
17	DELETE	-1	04-04-1201	Black Plate for AM/FM Radio	($73)
18	DELETE	-1	04-04-1360	Cup Holders	($85)
19	DELETE	-1	08-01-0144	Instrumentation Panel Inlay - Powder Coat Black	$0
20	ADD	1	04-03-0710	Cab Dash & Engine Tunnel, Composite Dash One LCS Only	$4,674
21	ADD	1	04-03-1020	Cab Dash & Engine Tunnel Coating Black Polyurethane	$610
22	ADD	1	04-03-1204	Flat Mounting Plate - Engine Tunnel, Composite Dash, Long Tunnel	$671
23	ADD	1	04-03-2242	Pac Trac - Rear Engine Tunnel (Full Height and Full Width at the Rear of Engine Tunnel)	$693
24	ADD	1	04-04-1100	Havis Console	$693
25	ADD	1	04-04-U013	Havis Console - Upper Portion - Option 13	$0
26	ADD	2	04-04-1126	Black Plate(s) for Communication Radio	$250
27	ADD	2	04-04-1134	Black Plates with (2) Power Point & (1) USB/USB-C Power Point	$476
28	ADD	1	04-04-1176	Black Plate for Siren	$78
29	ADD	1	04-04-1181	Black Plate for Traffic Advisor	$78
30	ADD	1	04-04-1201	Black Plate for AM/FM Radio	$78
31	ADD	1	04-04-L005	Havis Console - Lower Portion - Option 5	$0
32	ADD	1	04-04-1116	Black Blank Plate	$161

CHANGE ORDER #1

rosenbauer

Pharr, TX

CHANGE REQUEST

Body Job #: 22442

DATE: March 25, 2024
Initiated By: **Dealer/Customer**

CHASSIS CHANGES

	Action	Qty.	QW No.	DESCRIPTION OF CHANGE	PRICE
33	ADD	1	04-04-1146	Locking Accessory Box 6"	$330
34	ADD	1	04-04-1151	Open Accessory Box - 6 Inch	$302
35	ADD	2	04-04-1161	Cup Holder, Dual	$180
36	ADD	1	08-01-0045	Driver Switch Panel, Left Knee, Pump Shift, Comp Dash, PTO	$206
37	ADD	1	08-01-0140	Instrumentation Panel Inlay - Job Color	$67
38		1			$0
39	DELETE	-1	08-00-0110	Electrical Dash Components - Aluminum	$0
40	DELETE	-1	04-04-1312	(1) Power Point & (1) USB/USB-C 12V Power Point - Driver's Side	($189)
41	DELETE	-1	04-04-1332	(1) Power Point & (1) USB/USB-C 12V Power Point - Officer's Side	($189)
42	DELETE	-1	08-01-0038	One LCS Battery Master Switch, Ignition Switch & push Button Start	($915)
43	DELETE	-1	08-01-0082	One LCS Driver Side Display, Aluminum Dash Panel - Black	($229)
44	DELETE	-1	08-01-0086	One LCS Driver Panel Rocker Switches (6) Under Display	($835)
45	DELETE	-1	08-01-008A	One LCS Officer Side Aluminum Dash Panel w/LCS Display - Black	($2,081)
46	ADD	1	08-00-0104	Electrical Dash Components - Composite Dash	$0
47	ADD	1	08-01-0038	One LCS Battery Master Switch, Ignition Switch & Push Button Start	$974
48	ADD	1	08-01-0084	One LCS Driver Side Display, Composite Dash Panel	$471
49	ADD	1	08-01-008E	One LCS Officer Side Composite Dash Panel w/Display	$2,217
50		1			$0
51	DELETE	-1	03-09-0906	Seat Material Endurance Vinyl	$0
52	DELETE	-1	03-09-0920	Seat Logo Rosenbauer	$0
53	ADD	1	03-09-0902	Seat Material Turnout Tuff	$0
54	ADD	1	03-09-0942	Seat Logo Fire Department (Set Up Fee)	$1,043
55	ADD	6	03-09-0924	Seat Logo Fire Department - 911 Seats Inc	$726
56		1			$0
57	DELETE	-1	06-03-2010	Fluid Checks & Fills at Grille L9	($184)
58	ADD	1	06-03-2022	Fluid Checks at Grille X15	$68
59	DELETE	-1	08-00-0540	Headlight Location - Upper Bucket	$0
60	ADD	1	08-00-0541	Headlight Location - Lower Bucket	$0
61	DELETE	-1	08-00-0632	Turn Signal Located Upper Wings	$0
62	ADD	1	08-00-0631	Turn Signal Located Above Headlights	$0
63		1			$0
64	NOTE	1	05-01-5021	Cab Paint Lower / Primary (Description: Pierce 516 RED)	$0
65		1			$0
66	DELETE	-1	10-04-0420	Front Bumpers, 4000, 2-Rib SST 12"H, S/S Wings	$0
67	DELETE	-1	10-05-4106	Front Bumper, 2-Rib S/S 12"H, T/P Apron, 6" Extension	($2,042)

CHANGE ORDER #1

rosenbauer

Pharr, TX

CHANGE REQUEST

Body Job #: 22442

DATE: March 25, 2024
Initiated By: **Dealer/Customer**

CHASSIS CHANGES

	Action	Qty.	QW No.	DESCRIPTION OF CHANGE	PRICE
68		1			$0
69	DELETE	-1	06-02-1526	Auxiliary Engine Brake Compression Brake (JAKE)	($1,980)
70	DELETE	-1	08-01-0197	Auxiliary Engine Brake Control On/Off & Low/Med/High One LCS	$0
71		1			$0
72	SPECIAL	1	50-43-2300	Air Horn Control, Officer Side, Foot Switch-Dash Mounted	$0
73		1			$0
74	DELETE	-1	51-16-5042	Scene Light, Fire Tech, FT-B-72-ML-3PKIT-B, 30096 Lmns, 72" Light Bar Mount, Bla	($4,024)
75	ADD	1	51-16-5040	Scene Light, Fire Tech, FT-B-72-B, 30,096 Lmns, 72", Black	$4,281
76		1			$0
77	SPECIAL	1	56-07-1800	Siren Cntrl, F-S, Q2B, Officer's Side, Foot Switch, Dash	$0
78		1			$0
79	DELETE	-1	58-03-6199	Turn Signals, Upper Wing Position, Chassis Supplied	$0
80	ADD	1	58-03-6300	Warning Lights, Whelen, Upper Wing, (2) M6 LED	$830
81	ADD	1	57-20-1210	Warn Light, Driver, Whelen, M6, Red LED, Clear Lens, Ea	$0
82	ADD	1	57-20-1213	Warn Light, Officer, Whelen, M6, Blue LED, Clear Lens, Ea	$0
83	ADD	2	58-01-2140	Flange, Chrome, Warning Light, Whelen, M6, Ea	$102
84	DELETE	-1	57-20-1213	Warn Light, Officer, Whelen, M6, Blue LED, Clear Lens, Ea (Inboard Headlight)	$0
85	ADD	1	57-20-1211	Warn Light, Officer, Whelen, M6, Red LED, Clear Lens, Ea (Inboard Headlight)	$0
86	DELETE	-1	58-03-7400	Warning Lights, Whelen, Outboard Headlight, (2) M6 LED	($783)
87	DELETE	2	58-01-2140	Flange, Chrome, Warning Light, Whelen, M6, Ea	$96
88	DELETE	-1	57-20-1210	Warn Light, Driver, Whelen, M6, Red LED, Clear Lens, Ea	$0
89	DELETE	-1	57-20-1211	Warn Light, Officer, Whelen, M6, Red LED, Clear Lens, Ea	$0
90	ADD	1	58-03-7499	=== No Outboard Warning Lights (below headlights ILO turn signals) - PTS ==	$0

We hereby agree to make change(s) specified above at this price	($2,104)
PREVIOUS CONTRACT AMOUNT	$1,006,005
REVISED CONTACT AMOUNT	$1,003,901

ACCEPTED - The above price and specifications of the Change Order are satisfactory and are hereby accepted. All work to be performed under same terms and conditions as specified in original contract unless otherwise stipulated.

Authorized Signature (Customer): Date:

Printed On 5/20/2024

CHANGE ORDER #2

rosenbauer

Pharr, TX

CHANGE REQUEST

Body Job #: 22442

DATE: March 25, 2024
Initiated By: **Dealer/Customer**

CHASSIS CHANGES

	Action	Qty.	QW No.	DESCRIPTION OF CHANGE	PRICE
				{Qty} days will be added to the scheduled delivery date due to lead times of components and fabrication.	
				Previous CO…	
				Office Use Only	
1		1		QW Files #10740-0006 / #10740-0011	$0
2	DELETE	-1	58-09-2000	Warning Lights, Whelen, Intersection, (2) M6 LED (Duplicate Entry, Body Spec)	($783)
3	DELETE	-1	57-20-1210	Warn Light, Driver, Whelen, M6, Red LED, Clear Lens, Ea	$0
4	DELETE	1	57-20-1211	Warn Light, Officer, Whelen, M6, Red LED, Clear Lens, Ea	$0
5		1			$0
6	DELETE	-6	58-21-1400	Warning Lights, Whelen, Upper Rear Chassis (2) ION LED	($5,214)
7	DELETE	-6	58-01-1300	Bezels, Chrome, Warning Lights, Whelen ION (Ea)	($516)
8	ADD	1	58-19-1100	Warning Lights, Whelen, Upper Mid Chassis (3) Pairs M6 LED	$2,490
9	ADD	4	57-20-1212	Warn Light, Driver/Officer, Whelen, M6, Blue LED, Clear Lens, Ea	$0
10	ADD	2	57-20-1211	Warn Light, Officer/Driver, Whelen, M6, Red LED, Clear Lens, Ea.	$0
11	ADD	6	58-01-2140	Flange, Chrome, Warning Light, Whelen, M6, Ea	$306
12		1			$0
13	DELETE	-1	58-91-1200	Traffic Arrow, Whelen, 36" 500 Series 5MM LED, TAL65	($1,632)
14	ADD	1	58-91-1700	Traffic Arrow Light, Whelen, 46.82" 500 Series 5MM LED, TAL85	$1,402
15	ADD	1	58-91-2108	Control Head, Traffic Arrow, Whelen TACTL5	$144
16		1			$0
17	CHANGE	1	54-15-6494	3-Way Control Switch, Left Scene Lights, Driver & Officer One LCS/Pump Panel (REF #54-15-6496)	$0
18	CHANGE	1	54-15-6594	3-Way Control Switch, Right Scene Lights, Driver & Officer One LCS/Pump Panel (REF #54-15-6596)	$0
19		1			$0
20		1			$0
21		1			$0
22		1			$0
23		1			$0
24		1			$0
25		1			$0
26		1			$0
27		1			$0
28		1			$0
29		1			$0
30		1			$0
31		1			$0
32		1			$0

CHANGE ORDER #2

rosenbauer

Pharr, TX

CHANGE REQUEST

Body Job #: 22442

DATE: March 25, 2024
Initiated By: **Dealer/Customer**

CHASSIS CHANGES

	Action	Qty.	QW No.	DESCRIPTION OF CHANGE	PRICE
33		1			$0
34		1			$0
35		1			$0
36		1			$0
37		1			$0
38		1			$0
39		1			$0
40		1			$0
41		1			$0
42		1			$0
43		1			$0
44		1			$0
45		1			$0
46		1			$0
47		1			$0
48		1			$0
49		1			$0
50		1			$0

We hereby agree to make change(s) specified above at this price	($3,803)
PREVIOUS CONTRACT AMOUNT	$1,003,901
REVISED CONTACT AMOUNT	$1,000,098

ACCEPTED - The above price and specifications of the Change Order are satisfactory and are hereby accepted. All work to be performed under same terms and conditions as specified in original contract unless otherwise stipulated.

Authorized Signature (Customer): Date:

CHANGE ORDER #3

rosenbauer

Pharr, TX

CHANGE REQUEST

Body Job #: 22442

DATE: March 28, 2025
Initiated By: **Dealer/Customer**

BODY CHANGES

	Action	Qty.	QW No.	DESCRIPTION OF CHANGE	PRICE
				{Qty} days will be added to the scheduled delivery date due to lead times of components and fabrication.	
				Previous CO…	
				Office Use Only	
1		1		QW Files #10555-0023 / #10555-0030	$0
2	DELETE	-1	01-17-0700	Pump Warranty, Waterous, 7 Years	$0
3	ADD	1	01-17-0600	Pump Warranty, Hale Lmtd Std, 5 Yrs, (2 yrs P/L 3 yrs P)	$67
4	DELETE	-1	02-90-1700	Chassis, Rosenbauer Warrior	$0
5	ADD	1	02-90-0500	Chassis, Commander Custom	$0
6		1			$0
7	ADD	1	58-71-1770	Wrn Lts, Whelen, Upper Rr (2) M9 LED	$972
8	NOTE	1	57-20-1410	Warn Lights, (1) Drvr Red & (1) Offcr Blue, Whelen, M9 LED, Clear Lens, Ea. (Upper Rear Position)	$0
9	NOTE	1	57-20-1413	Warn Lights, (1) Drvr Blue & (1) Offcr Red, Whelen, M9 LED, Clear Lens, Ea. (Middle Rear Position) (REF #57-20-1412, #57-20-1411)	$0
10	ADD	1	57-20-1412	Warn Light, Driver, Whelen, M9, Blue LED, Clear Lens, Ea (REF Note #57-20-1413)	$0
11	ADD	1	57-20-1411	Warn Light, Officer, Whelen, M9, Red LED, Clear Lens, Ea (REF Note #57-20-1413)	$0
12	ADD	2	58-01-2180	Flange, Chrome, Wrn Lt, Whln, M9 Ea	$96
13		1			$0
14	DELETE	-1	57-20-1210	Wrn Lt, Drvr, Whelen, M6, Red LED, Clear Lens, Ea (Intersection)	$0
15	ADD	1	57-20-1212	Warn Light, Driver, Whelen, M6, Blue LED, Clear Lens, Ea (Intersection)	$0
16	DELETE	-1	57-20-1211	Wrn Lt, Offcr, Whelen, M6, Red LED, Clear Lens, Ea (Intersection)	$0
17	ADD	1	57-20-1213	Warn Light, Officer, Whelen, M6, Blue LED, Clear Lens, Ea (Intersection)	$0
18		1			$0
19	ADD	1	58-26-2000	Wrn Lts, Whelen, Low Mid Bdy (2) M6 LED	$783
20	CHANGE	1	57-20-1210	Warn Lights, (1) Drvr Red & (1) Offcr Red, Whelen, M6 LED, Clear Lens, Ea. (Pump Panel, Lower Position)	$0
21	CHANGE	1	57-20-1211	Warn Lights, (1) Drvr Blue & (1) Offcr Blue, Whelen, M6 LED, Clear Lens, Ea. (Between Tandems) (REF #57-20-1212, #57-20-1213)	$0
22	ADD	1	57-20-1212	Warn Light, Driver, Whelen, M6, Blue LED, Clear Lens, Ea (REF Note: 57-20-1200)	$0
23	ADD	1	57-20-1213	Warn Light, Officer, Whelen, M6, Blue LED, Clear Lens, Ea (REF Note: 57-20-1200)	$0
24	ADD	2	58-01-2140	Flange, Chrome, Wrn Lt, Whln, M6, Ea	$96
25		1			$0
26	DELETE	-1	57-20-1212	Wrn Lt, Drvr, Whelen, M6, Blue LED, Clear Lens, Ea (Lower Rear Side Corner)	$0
27	ADD	1	57-20-1210	Warn Light, Driver, Whelen, M6, Red LED, Clear Lens, Ea (Lower Rear Side Corner)	$0
28	DELETE	-1	57-20-1213	Wrn Lt, Offcr, Whelen, M6, Blue LED, Clear Lens, Ea (Lower Rear Side Corner)	$0
29	ADD	1	57-20-1211	Warn Light, Officer, Whelen, M6, Red LED, Clear Lens, Ea (Lower Rear Side Corner)	$0

CHANGE ORDER #3

rosenbauer

Pharr, TX

CHANGE REQUEST

Body Job #: 22442

DATE: March 28, 2025
Initiated By: **Dealer/Customer**

BODY CHANGES

	Action	Qty.	QW No.	DESCRIPTION OF CHANGE	PRICE
30		1			$0
31	ADD	2	58-01-2140	Flange, Chrome, Warning Light, Whelen, M6, Ea (Lower Rear Body)	$102
32		1			$0
33	SPECIAL	1	53-03-0065	Whelen Rear DOT LED Lighting Package M9	$0
34	SPECIAL	1	53-03-2752	Tail/Brake Lights, Whelen, LED, M92BTTC, Clear Lens (Pair)	$0
35	SPECIAL	1	53-04-2752	Turn Signals, Whelen, LED w/ Arrow, M92TC Clear Lens (Pair)	$0
36	SPECIAL	1	53-06-3550	Backup Lights, Whelen, LED, M92BU (Pair)	$0
37	SPECIAL	1	53-07-1410	Taillight Bezels, Individual, Chrome, Whelen M9, (3)	$292
38	DELETE	-1	53-07-1210	Tail Lt Bezel, 4 Lts, Whln M6 (Pair), ABS Chrome	($473)
39		1			$0
40	DELETE	-1	58-95-1200	Traffic Arrow Lt Mtg, Recess Mt, Rr Bdy	($396)
41	ADD	1	58-95-1300	Traffic Arrow Light Mounting, Surface Mount, Rear Body	$0
42		1			$0
43	DELETE	-1	10-04-3582	Bumper, Top Edge Line-X Coated	($732)
44	NOTE	1	10-04-2720	S.O.R. / Bumper Compartment, Center, Hose Well, 100' of 1.75" (Reduced required hose capacity)	$0
45	SPECIAL	1	10-04-3160	S.O.R. / Aluminum T/P Door, Flat Style, W/Hose Passthrough Cut-Out, Frnt Bmpr (REF #10-04-3150)	$0
46	DELETE	-1	10-05-9150	Tow Hooks Chrome Below Forward Mount (pair)	($368)
47	ADD	1	10-05-9220	Tow Eyes 3" Painted Below - Forward (pair)	$660
48		1			$0
49	DELETE	-1	20-14-3100	Pump Shift, Hale, Elec/Pneumatic, Midship	($663)
50	ADD	1	20-14-3050	Pump Manufacturer's Pneumatic Pump Shift	$1,381

We hereby agree to make change(s) specified above at this price	$1,817
PREVIOUS CONTRACT AMOUNT	$1,000,098
REVISED CONTACT AMOUNT	$1,001,915

ACCEPTED - The above price and specifications of the Change Order are satisfactory and are hereby accepted. All work to be performed under same terms and conditions as specified in original contract unless otherwise stipulated.

Authorized Signature (Customer): Date:

Printed On 5/20/2024

CHANGE ORDER #4

rosenbauer

Pharr, TX

CHANGE REQUEST

Body Job #: 22442

DATE: March 28, 2024
Initiated By: **Dealer/Customer**

BODY CHANGES

	Action	Qty.	QW No.	DESCRIPTION OF CHANGE	PRICE
		60		{Qty} days will be added to the scheduled delivery date due to lead times of components and fabrication.	
				Previous CO...	
				Office Use Only	
1		1		QW Files #10555-0023 / #10555-0030	$0
2	DELETE	-1	23-02-1300	Tank Fill/Cooling Line, Water Tank, 2"	($912)
3	DELETE	-1	24-62-1200	Vlv Mfger, AKR, 8000, (2")	($193)
4	ADD	1	23-02-1400	Tank Fill/Cooling Line, Water Tank, 2-1/2"	$1,084
5	ADD	1	24-62-1250	Valve, AKR, 8000, (2-1/2")	$260
6		1			$0
7	ADD	1	20-14-3400	Pump Shift, Hale, Mnl Override	$1,562
8		1			$0
9	CHANGE	1	54-15-6494	3-Way Cntrl Swtch, Left Scene Lts, Driver & Officer One LCS/Pump Panel (REF #54-15-6496)	$0
10	CHANGE	1	54-15-6594	3-Way Cntrl Swtch, Right Scene Lts, Driver & Officer One LCS/Pump Panel (REF #54-15-6596)	$0
11	CHANGE	1	54-15-6694	3-Way Cntrl Swtch, Rr Scene Lts, Driver & Officer One LCS/Pump Panel (REF #54-15-6696)	$0
12		1			$0
13	ADD	1	23-10-5200	Dschg, 3" x 4"NST, Right Side, Pump Panel, NST	$1,146
14	ADD	1	21-01-2502	Drain/Bleeder, IC Lift-Up, Mnl 1/4 Turn - Spec Only	$0
15	ADD	1	24-02-2600	Elbow, LW Alum, 5" Storz x 4"F	$199
16	ADD	1	24-03-2200	Cap, LW Alum, 5" Storz, w/Cable	$121
17	ADD	1	24-61-1300	Vlv Mfger, AKR, 8000, (3")	$416
18	DELETE	-1	24-53-0300	Dschg Vlv Cntrl, Pull Rod, 1/4 Turn, SM, AKR Slow Close - IC w/Gauge	($297)
19	SPECIAL	2	24-55-0032	Handwheel Control, with Indicator, 6", Trident Tru-Flo	$2,046
20	ADD	1	27-02-1500	Gauge, Dschg, IC, 2-1/2" (0-400 PSI), WF	$136

We hereby agree to make change(s) specified above at this price	$5,568
PREVIOUS CONTRACT AMOUNT	$1,001,915
REVISED CONTACT AMOUNT	$1,007,483

ACCEPTED - The above price and specifications of the Change Order are satisfactory and are hereby accepted. All work to be performed under same terms and conditions as specified in original contract unless otherwise stipulated.

Authorized Signature (Customer): Date:

CHANGE ORDER #5

rosenbauer

Pharr, TX

CHANGE REQUEST

Body Job #: 22442

DATE: March 28, 2024
Initiated By: **Dealer/Customer**

BODY CHANGES

	Action	Qty.	QW No.	DESCRIPTION OF CHANGE	PRICE
		60		{Qty} days will be added to the scheduled delivery date due to lead times of components and fabrication.	
				Previous CO...	
				Office Use Only	
1		1		QW Files #10555-0023 / #10555-0030	$0
2	CHANGE	1	23-13-3100	Discharge, 2-1/2", Right Rear, NST (REF #23-13-3200)	$0
3	DELETE	-1	24-61-1320	Vlv Mfger, AKR, 8000, (3"), Electric (Monitor)	($1,683)
4	DELETE	-1	24-61-1320	Dschrg Vlv Cntrl, AKR, 3" Elec, #9333 (Monitor)	($801)
5	ADD	1	24-61-1300	Valve, AKR, 8000, (3") (Monitor)	$443
6	SPECIAL	1	24-55-0032	Handwheel Control, with Indicator, 6", Trident Tru-Flo (Monitor)	$1,023
7	DELETE	-1	26-31-3340	Pump Side Access Door, Upper RH, Line X	($719)
8	ADD	1	26-31-1300	Pump Side Access Door, Upper RH, SST	$339
9	DELETE	-1	26-35-5100	Pump Panel, Line X, LH/RH, SM	($1,061)
10	ADD	1	26-35-3200	Pump Panel, SST, LH/RH, SM	$911
11	CHANGE	1	25-62-2550	Quick Dump, Rear 10", SST (REF #25-62-2650)	$734
12		1			$0
13	DELETE	-2	29-10-5600	Hosebed, Strge Cpcty 2.5" DJ Hose (50-ft Lngth) (Reduced Qty to (8) Total)	$0
14	ADD	2	29-10-6000	Hosebed, Strge Cpcty 5" LDH SJ Rubber (100-ft) (Increased Qty to (12) Total)	$0
15	SPECIAL	1	29-20-5000	Hosebed Cvr, Vinyl, >180" L, <74" W, SST Quick Release Buckles	$0
16		1			$0
17	DELETE	-8	55-01-5114	Strip Light, LED Luma Bar, (2) Ea Compartment	($3,928)
18	ADD	8	55-01-1250	Wall Light, ROM,V3 LED Track Light, (2) Ea Compartment	$3,968
19	ADD	1	45-05-1100	Slide Tray, 250#, Alum 1/8", Full Extension	$725
20	ADD	1	45-30-1300	Turtle Tile, Shelves/Trays, (each)	$170

We hereby agree to make change(s) specified above at this price	$121
PREVIOUS CONTRACT AMOUNT	$1,007,483
REVISED CONTACT AMOUNT	$1,007,604

ACCEPTED - The above price and specifications of the Change Order are satisfactory and are hereby accepted. All work to be performed under same terms and conditions as specified in original contract unless otherwise stipulated.

Authorized Signature (Customer): Date:

Printed On 5/20/2024

CHANGE ORDER #6

rosenbauer

Pharr, TX

CHANGE REQUEST

Body Job #: 22442

DATE: April 1, 2024
Initiated By: **Dealer/Customer**

BODY CHANGES

	Action	Qty.	QW No.	DESCRIPTION OF CHANGE	PRICE
		#REF!		{Qty} days will be added to the scheduled delivery date due to lead times of components and fabrication.	
				Previous CO...	
				Office Use Only	
1		1		QW Files #10555-0023 / #10555-0030	$0
2	ADD	1	45-01-1050	Shelving Tracks, (2) Unistrut, Alum (Floor Mounted)	$159
3	DELETE	-8	45-19-1250	Equipment Mounting Pnl, Rr Wall, 1/8 Aluminum Peg Board	($4,688)
4	ADD	8	45-19-1150	Equipment Mounting Panel, Rear Wall, 1/8 Aluminum	$2,600
5	CHANGE	1	90-02-5399	S.O.R. / (1) Little Giant & (1) Backboard, Vertical Slide-InMounting, Internal	$0
6	ADD	1	90-09-1100	Ladder, Velocity (Little Giant), 9-15' Aluminum, Model 15417-001 (REF #90-10-1300)	$814
7		1			$0
8	SPECIAL	1	44-01-6020	Catwalks Top of Side Cmpts, Painted (walkway surfaces diamond treadplate, headers painted)	$0
9	DELETE	-1	44-10-2700	Whl Well Cmpt, Triple SCBA Tube, Pntd Alum Dr	($1,228)
10	DELETE	-3	44-10-6000	Whl Well Compt, SCBA Compt Straps	($138)
11	ADD	1	44-10-9112	Wheel Well Compt, Four (4) SCBA Tube, Painted Alum Door	$1,362
12	ADD	4	44-10-6000	Wheel Well Compt, SCBA Compt Straps	$196
13	DELETE	-1	44-10-4200	Whl Well Cmpt, Extngshr, Pntd Alum Dr	($777)
14	DELETE	-1	44-10-6000	Whl Well Compt, SCBA Compt Straps	($46)
15	DELETE	-1	44-10-2700	Whl Well Cmpt, Triple SCBA Tube, Pntd Alum Dr	($1,228)
16	DELETE	-3	44-10-6000	Whl Well Compt, SCBA Compt Straps	($138)
17	SPECIAL	1	44-10-9132	Wheel Well Compt, Extinguisher/Dual SCBA Tube, Painted Alum Door	$1,061
18	ADD	3	44-10-6000	Wheel Well Compt, SCBA Compt Straps	$147
19	DELETE	-1	44-10-4200	Whl Well Cmpt, Extngshr, Pntd Alum Dr	($777)
20	DELETE	-1	44-10-6000	Whl Well Compt, SCBA Compt Straps	($46)

We hereby agree to make change(s) specified above at this price	($2,727)
PREVIOUS CONTRACT AMOUNT	$1,007,604
REVISED CONTACT AMOUNT	$1,004,877

ACCEPTED - The above price and specifications of the Change Order are satisfactory and are hereby accepted. All work to be performed under same terms and conditions as specified in original contract unless otherwise stipulated.

Authorized Signature (Customer): Date:

CHANGE ORDER #7

rosenbauer

Pharr, TX

CHANGE REQUEST

Body Job #: 22442

DATE: April 1, 2024
Initiated By: **Dealer/Customer**

BODY CHANGES

	Action	Qty.	QW No.	DESCRIPTION OF CHANGE	PRICE
		#REF!		{Qty} days will be added to the scheduled delivery date due to lead times of components and fabrication.	
				Previous CO...	
				Office Use Only	
1		1		QW Files #10555-0023 / #10555-0030	$0
2	ADD	1	44-11-5699	Fuel Fill Door, Alum Pntd, RH Whl Well Panel (REF #44-07-3500)	$541
3		1			$0
4	DELETE	-1	60-17-1210	Inverter, 1000W, 12V, Vanner LifeSine LSC12-1100 w/ Trnsfr Sw	($4,024)
5	DELETE	-1	60-20-4050	Circuit Breaker Box, 3 to 5KW, 1 PH	($945)
6	ADD	1	60-17-0999	Inverter, 2600W, 12V, Vanner LifeSine IQC12-2600 (REF #60-17-1600)	$4,261
7		1			$0
8	ADD	1	80-72-1810	S.O.R. / Reflective Stripe, Red/Yellow, Shelves/Trays/Tool Boards, Ea.	$98
9		1			$0
10	DELETE	-2	90-25-1950	S.O.R. / Suction Hose, Flex, Kochek PVC, 6"x10'	($1,964)
11	ADD	2	90-25-1940	Suction Hose, Flex, PVC, 5"x10', w/Harrington Couplings	$1,752
12	ADD	1	90-26-1500	Suction Strainer, Barrel Type, 5", Kochek #BS50 w/Storz Coupling	$1,623
13		1			$0
14	SPECIAL	1	90-50-3009	REED, Model #02357, Valve & Curb (3) Key Combo Set	$0
15		1			$0
16		1			$0
17		1			$0
18		1			$0
19		1			$0
20		1			$0

We hereby agree to make change(s) specified above at this price	$1,342
PREVIOUS CONTRACT AMOUNT	$1,004,877
REVISED CONTACT AMOUNT	$1,006,219

ACCEPTED - The above price and specifications of the Change Order are satisfactory and are hereby accepted. All work to be performed under same terms and conditions as specified in original contract unless otherwise stipulated.

Authorized Signature (Customer): Date:

Printed On 5/20/2024

CHANGE ORDER #8

rosenbauer

Pharr, TX

CHANGE REQUEST

Body Job #: 22442

DATE: April 30, 2024
Initiated By: **Dealer/Customer**

BODY CHANGES

	Action	Qty.	QW No.	DESCRIPTION OF CHANGE	PRICE
		#REF!		{Qty} days will be added to the scheduled delivery date due to lead times of components and fabrication.	
				Previous CO...	
				Office Use Only	
1	DELETE	-1	90-02-5399	S.O.R. / (1) Little Giant & (1) Backboard, Vertical Slide-InMounting, Internal	($3,151)
2	DELETE	-2	90-25-1940	Suction Hose, Flex, PVC, 5"x10', w/Harrington Couplings	($1,752)
3	ADD	2	90-25-2920	Suction Hose, Flex, Kochek PVC, 5"x10'	$2,098
4	DELETE	-1	54-15-1622	Scene Light, Whelen, Pioneer Plus Dual PCPSM2B LED Black Surface Mount - Total Package Left side	($6,430)
5	DELETE	-1	54-15-1622	Scene Light, Whelen, Pioneer Plus Dual PCPSM2B LED Black Surface Mount - Total Package right side	($6,430)
6	DELETE	-1	54-15-4806	Scene Lt, FireTech, Guardian Elite, FT-GESM, Surface Mnt - Total Package for rear	($2,729)
7	ADD	2	54-15-1622	Scene Light, (2) Fire Tech 48" FT-BG2S-REC-48-* LEFT AND RIGHT SIDE	$13,700
8	ADD	1	54-15-4806	Scene Lt, FireTech, 34" FT-BG2S-REC-34"-* REAR	$4,032
9		1			$0
10		1			$0
11		1			$0
12		1			$0
13		1			$0
14		1			$0
15		1			$0
16		1			$0
17		1			$0
18		1			$0
19		1			$0
20		1			$0

We hereby agree to make change(s) specified above at this price	($662)
PREVIOUS CONTRACT AMOUNT	$1,006,219
REVISED CONTACT AMOUNT	$1,005,557

ACCEPTED - The above price and specifications of the Change Order are satisfactory and are hereby accepted. All work to be performed under same terms and conditions as specified in original contract unless otherwise stipulated.

Authorized Signature (Customer): Date:

Printed On 5/20/2024

CHANGE ORDER #9

rosenbauer

Pharr, TX

CHANGE REQUEST

Body Job #: 22442

DATE: May 17, 2024
Initiated By: **Dealer/Customer**

CHASSIS CHANGES

	Action	Qty.	QW No.	DESCRIPTION OF CHANGE	PRICE
		#REF!		{Qty} days will be added to the scheduled delivery date due to lead times of components and fabrication.	
				Previous CO...	
				Office Use Only	
1	DELETE	-1	08-01-0213	Dual Secondary Braking System Selector Switch One LCS	($173)
2	SPECIAL	2		FT-BG2S User Interface Panels	$4,806
3	SPECIAL	1		**FT-BG2S-RCOM-80*-B-ML.**	$11,296
4	DELETE	-1	54-15-1622	Scene Light, Whelen, Pioneer Plus Dual PCPSM2B LED Black Surface Mount	($1,663)
5	ADD	1	54-15-4806	Scene Light, FireTech, Guardian Elite, FT-GESM, Surface Mount	$967
6	DELETE	-1	54-15-1622	Scene Light, Whelen, Pioneer Plus Dual PCPSM2B LED Black Surface Mount	($1,663)
7	ADD	1	54-15-4806	Scene Light, FireTech, Guardian Elite, FT-GESM, Surface Mount	$967
8	DELETE	-1	58-91-1700	Traffic Arrow Light, Whelen, 46.82" 500 Series 5MM LED, TAL85	($1,402)
9	DELETE	-1	58-91-2108	Control Head, Traffic Arrow, Whelen TACTL5	($144)
10	DELETE	-1	51-16-5040	Scene Light, Fire Tech, FT-B-72-B, 30,096 Lmns, 72", Black	($4,281)
11		1			$0
12		1			$0
13		1			$0
14		1			$0
15		1			$0
16		1			$0
17		1			$0
18		1			$0
19		1			$0
20		1			$0

We hereby agree to make change(s) specified above at this price	$8,710
PREVIOUS CONTRACT AMOUNT	$1,005,557
REVISED CONTACT AMOUNT	$1,014,267

ACCEPTED - The above price and specifications of the Change Order are satisfactory and are hereby accepted. All work to be performed under same terms and conditions as specified in original contract unless otherwise stipulated.

CHANGE ORDER #9

rosenbauer

Pharr, TX

CHANGE REQUEST

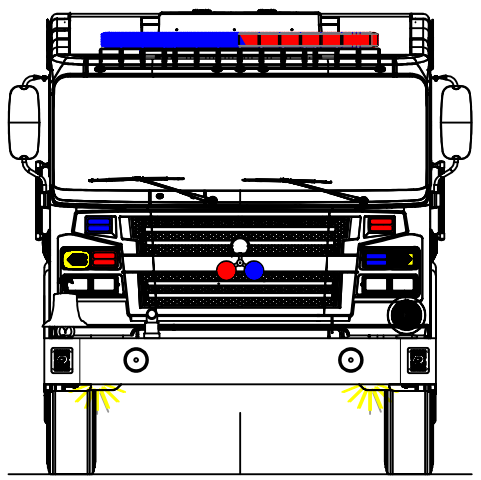
Body Job #: 22442

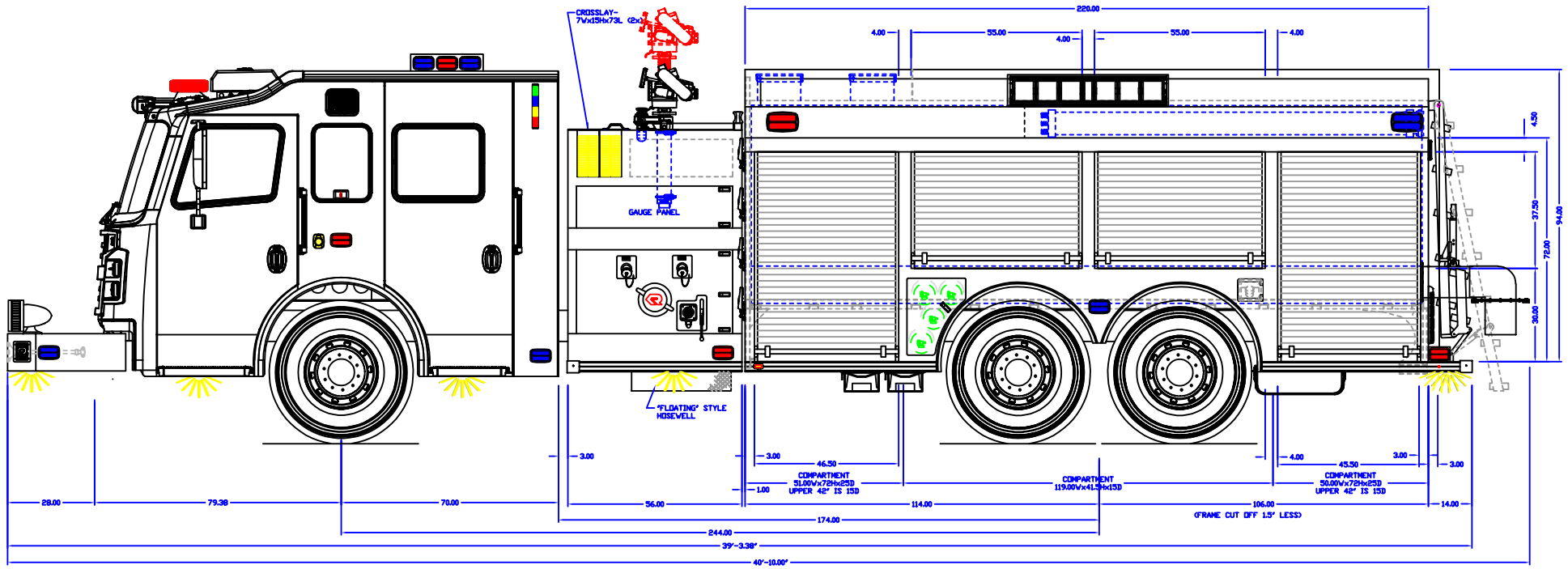
DATE: May 17, 2024
Initiated By: **Dealer/Customer**

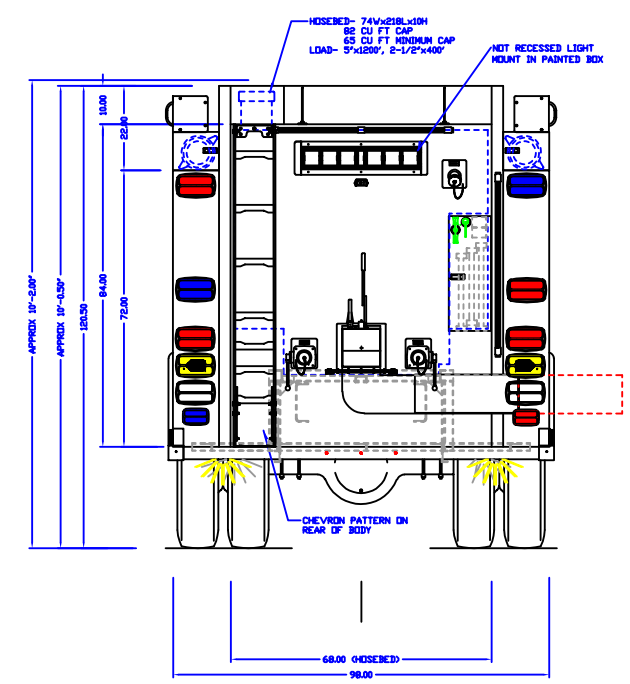
CHASSIS CHANGES

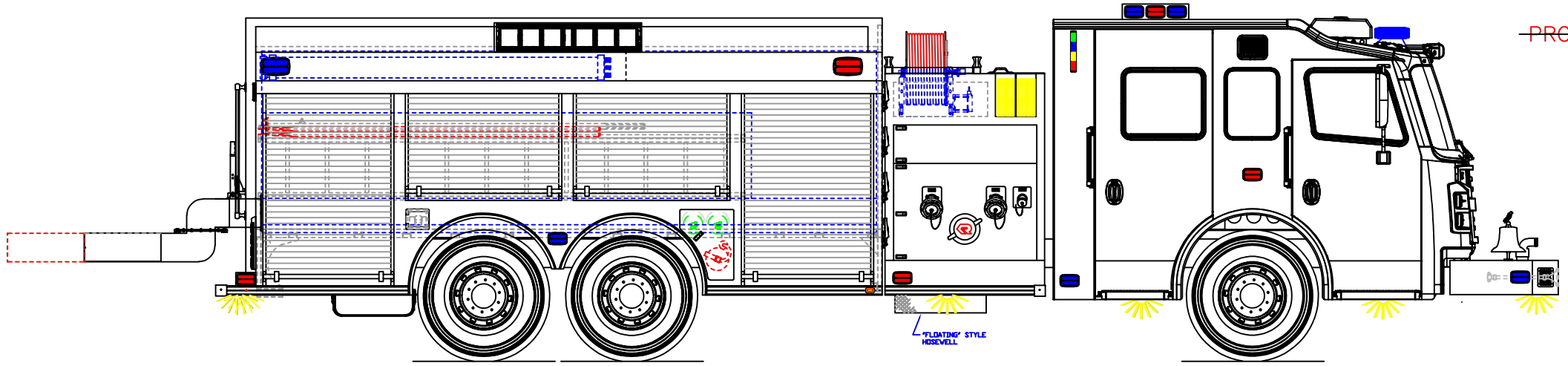
	Action	Qty.	QW No.	DESCRIPTION OF CHANGE	PRICE
		Authorized Signature (Customer):		Date:	

NOTES:
1. OVERALL HEIGHT IS IN LOADED CONDITION. UNLOADED HEIGHTS MAY BE 4" ABOVE HEIGHTS SHOWN.
2. DO NOT SCALE DRAWING.
3. ALL DIMENSIONS ARE APPROXIMATE AND SUBJECT TO ENGINEERING CHANGES.
4. DRAWING MAY OR MAY NOT SHOW ALL ITEMS AS DESCRIBED IN THE WRITTEN DETAIL SPECIFICATIONS.
5. INCLUSION OF AN ITEM ON THE DRAWING DOES NOT CONSTITUTE INCLUSION OF THAT ITEM WITH THE FINAL DELIVERED UNIT.
6. THE EFFECTIVE DOOR OPENINGS WILL BE APPROX. 2" LESS THAN THE NOTED COMPARTMENT OPENING FOR ROLL UP DOORS AND UP TO APPROX. 4" LESS FOR HINGED DOORS









INTIALS: –
JOB NUMBER: 22442
DATE: –

MAIN FILE: –
DEPT: –
DEALER: –

~~PRODUCTION APPROVED~~

REV3:	KA	DATE: 5/13/24	2ND SCRUB
REV2:	KA	DATE: 4/8/24	2ND SCRUB
REV1:	SRN	DATE: 12-18-23	1ST SCRUB
DRAWN:	WLH	DATE: 10-17-23	

PROPRIETARY AND CONFIDENTIAL
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APPROVED BY:

CHASSIS:	COMMANDER 7011
PUMP:	HALE QMAX 2000 GPM
TANK:	POLY/3000/50(FOAM)
PANEL MATL:	LINE X
COMP INTERIOR:	DA SANDED
MAXIMUM HEIGHT	NONE
MAXIMUM LENGTH	NONE
BODY WIDTH	98"

PHARR FIRE DEPT., TX

rosenbauer

ROSENBAUER FX 1/8"

DRAWING NUMBER 364-D | REV 3

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 8.B.
DATE SUBMITTED: May 23, 2024
MEETING DATE: June 3, 2024

FROM: Maria Rangel, Engineer in Training

DEPARTMENT: Engineering

DIRECTOR: Ruben Alfaro

Agenda Item: Consideration and action, if any, on Amendment No. 6 in the amount of $9,000 with Halff Associates, Inc., from McAllen, TX for the Donations Acceptance Program Fiscal Year 2016 (DAP FY 16). **This item supports IF - Infrastructure.**

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

Issue: Amendment No. 6 to the Professional Engineering Services Agreement with Halff for DAP FY 16 is for Professional Re-Bidding Services. Halff has completed technical updates to the bidding documents and will be available to provide technical support during the bidding phase of the project. - Project No. 1617-01-528-0081

Fiscal Consideration:
Original Contract: $62,000
Amendment No. 1: $1,705,800
Amendment No. 2: $132,000
Amendment No. 3: $59,000
Amendment No. 4: $85,000
Amendment No. 5: $1,500
Amendment No. 6: $9,000
Total: $2,053,300

Staff Recommendation: Staff recommends approval of Amendment No. 6 in the amount of $9,000 with Halff for DAP FY 16.

Alternatives: No alternative. As the design engineer for the project, Halff is the one to make technical updates to the bidding documents and respond to technical questions posted by bidders.

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

Maria Rangel	Created/Initiated - 5/23/2024
Ruben Alfaro	Approved - 5/30/2024
Mayra Gomez	Approved - 5/31/2024
Jamison Merrick	Approved - 5/31/2024
Ricardo Rodriguez	Approved - 5/31/2024

City Management Office Final Approval - 5/31/2024

PROJECT AGREEMENT FOR
PROFESSIONAL ENGINEERING SERVICES

AMENDMENT NO. 6

The Contract between **Halff Associates, Inc.,** and the **City of Pharr,** which was executed by the parties on **August 7, 2017** for the design of the **FY16 Donations Acceptance Program (DAP) - Pharr LPOE Cargo Inspection Dock & Cold Inspection Facility Expansion and Agriculture Lab & Training Center Facility**, is hereby amended by mutual agreement as follows:

A. Modification to Section 1 – Scope of Work – Additional Scope of Work for Professional Re-Bidding Services as outlined in Exhibit A

B. Modification to Section 5 – Professional Service Fee – Increase to Fee of $9,000 as stated in Exhibit A

This amendment adds **$9,000** to the contract and the maximum total payable under the entire contract, including all amendments, is changed from $ 2,044,300.00 to **$ 2,053,300.00.**

All other terms and conditions of the existing contract not changed by this Amendment shall remain in full force and effect.

APPROVAL OF AMENDMENT NO. 6

Halff Associates, Inc.
5000 W Military Hwy #100,
McAllen, TX 78503

ENGINEERING FIRM

By:_____

Robert L. Saenz, PE, CFM, PMP
Vice President
Halff Associates, Inc.
(ENGINEER)

SIGNED on this the _____ day of _____, 20 ____.

_____
Dr. Jonathan B. Flores
City Manager
City of Pharr, Texas

SIGNED on this the _____ day of _____, 20 ___.
.

EXHIBIT A

May 17, 2024
P57325.001

Luis Bazan, Bridge Director
City of Pharr – International Bridge
9900 S. Cage Blvd.
Pharr, TX 78577

Re: Proposal for Additional Professional Bidding Services Project No. 2324-71-510-C03-260 FY 16 DAP – Dock Expansion Phase I, Phase II and Agricultural Lab

Dear Mr. Bazan,

We are pleased to submit this proposal to provide professional rebidding services for the City of Pharr Contract no. C1617-01-528-0081-A Project. We are excited to be a part of your team and look forward to contributing our expertise to ensure a successful project.

Attachment "A" provides our proposed scope of services and fees. The proposed fees identified shall be considered lump sum for the project, unless otherwise noted, and will not be exceeded without your prior approval. Our services will be invoiced monthly based on a percent of completion of the total lump sum.

Direct costs including review fees, printing and reproduction, postage messenger services, long distance telephone calls and travel will be considered reimbursable expenses. Reimbursable expenses will be billed separately at 1.10 times the direct cost incurred.

The proposed fees established are based on the information provided by the Owner or Client. The proposed fees identified do not include scope revisions or additions once the project is underway. Additional work requested by the Owner or Client will require a revision to the scope and fees established in this proposal.

We trust this proposal meets your requirements for this project. We appreciate the opportunity to be of service to you and trust that our association on this project will be mutually beneficial. **Please sign below acknowledging your approval of this proposal consisting of this cover letter (1 page), Attachment "A" (1 page).** We will commence services upon receipt of the executed proposal with signature below.

We are excited to be working with you and look forward to expanding our working relationship in the future.

Respectfully,

Roxxie De La Cruz, PE
Land Development Team Leader

Approved by:

_____
Signature

_____
Print Name

_____
Date

ATTACHMENT "A" PROFESSIONAL SERVICES

This scope of work will include the following activities:

Task 1: Meetings and Project Coordination for Re-Bid

- Halff will attend the Pre-Bid Conference scheduled for June 6, 2024.
- Halff will attend the Bid Opening scheduled for June 20, 2024.
- Halff will provide responses to bidder's questions, if applicable
- Halff will provide Addendums, if applicable

Task 2: Technical Bidding Phase Services for Re-Bid (Task Completed)

- Attend meeting with the City and Brownstone to discuss 1st round of bids
- Discuss the bid tabulation and provide insight on bid unit cost analysis
- Development of Re-Bid Documents
    - Construction Documents Update & Clean up (Compiled)
    - Construction Schedule Update
    - Technical Specifications Update (Compiled)
    - Bid Tab Update
    - Cost Estimation Re-evaluation and Update

Fee Summary

TASK	FEE AMOUNT
Professional Services	
1. Meetings and Project Coordination for Re-Bid	$1,500
2. Technical Bidding Phase Services for Re-Bid (Task Completed)	$7,500

Unless otherwise stated, fees quoted in this proposal exclude state and federal sales taxes on professional services. Current Texas law requires assessment of sales tax, on certain kinds of surveying services, but does not require sales taxes on other professional services. In the event that new or additional state or federal taxes are implemented on the professional services provided under this contract during the term of the work, such taxes will be added to the applicable billings and will be in addition to the quoted fees.

AGENDA MEMORANDUM

BOARD: Board of Commissioners

AGENDA ITEM #: 8.C.
DATE SUBMITTED: May 30, 2024
MEETING DATE: June 3, 2024

FROM: Maria Rangel, Engineer in Training

DEPARTMENT: Engineering

DIRECTOR: Ruben Alfaro

Agenda Item: Consideration and action, if any, authorizing City Manager to negotiate and enter into a professional engineering services agreement with TRIMAD Consultants, LLC from Pharr, TX for the Lift Station Number 23 Relocation. **This item supports IF - Infrastructure.**

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

Issue: Lift Station #23 needs to be relocated and upsized to effectively serve the new developments coming to north-west Pharr. Trimad Consultants, LLC, previously completed a feasibility report for this project and the City is now ready to begin design work. Trimad is being recommended to continue working on the project for the design phase.

Fiscal Consideration:
Total fee not to exceed $388,880.00.

Staff Recommendation: Staff recommends approval and authorization to negotiate and enter into a contract with Trimad Consultants, LLC, for the relocation of Lift Station #23

Alternatives: Another engineering firm may be chosen from the pool. However, Trimad was chosen because they completed a feasibility report for this project, and are familiar with the scope of work.

Exclude Material from Public Packet? No
Reason: N/A

ROUTING:

Maria Rangel	Created/Initiated - 5/30/2024
Ruben Alfaro	Approved - 5/30/2024
Mayra Gomez	Approved - 5/31/2024
Ricardo Rodriguez	New -
Jamison Merrick	
City Management Office	

1803 MOZELLE STREET
PHARR, TEXAS 78577
TEXAS REGISTERED ENGINEERING
FIRM NUMBER F-18526

January 29, 2024

Ruben Rosales
Public Utilities Director
City of Pharr
801 E. Sam Houston Blvd.
Pharr, Texas 78577

SUBJECT: City of Pharr Lift Station #23 Relocation/Improvements Project
Professional Engineering Services Proposal

Dear Mr. Rosales,

Trimad Consultants, L.L.C. (TRIMAD) is pleased to submit this Professional Engineering Services Proposal for the above-mentioned reference project.

We greatly appreciate the opportunity in serving the City of Pharr.

Sincerely,

Ricardo Salazar, P.E.
President

CITY OF PHARR
LIFT STATION #23 RELOCATION/IMPROVEMENTS PROJECT
PROFESSIONAL ENGINEERING SERVICES PROPOSAL
JANUARY 29, 2024

Project Background

This document defines Trimad Consultants, L.L.C. (TRIMAD) professional engineering services and associated budget to prepare and submit this proposal for the improvements of the existing Lift Station #23 along N. Sugar Road in the City of Pharr, Texas. This project includes the addition of approximately 2,630 LF of deep Sanitary Sewer Line to abandon existing Lift Station #23 and relocate it North of the existing location. A piece of land will be acquired by City of Pharr from the development of Anacua Estates Subdivision.

Scope Of Services

The Scope of Services will include research and relevant data collection, design plans, topographic data collection, and construction phase services. TRIMAD currently anticipates three Tasks to be included in this project. The three (3) Tasks are identified below:

Task 1: Data Collection and Topography, Research, and Review of Relevant Information/Sites Visits (30%)

Task 2: Design Phase (60%)

Task 3: Construction Phase (10%)

Basis of Scope and Fee Development

The following key assumptions have been made in establishing the scope and the estimated level of effort for this project:

1. Construction Phase services shall be for a single construction contract.
2. Prior to initiating preliminary design phase, the Owner will provide TRIMAD record drawings, GIS data, and other utility maps for its existing facilities (potable water and sanitary sewer) within and along the potential project limits.
3. The Owner will provide the Front-End Documents to be included in the Specifications and TRIMAD shall be responsible for editing the Invitation to Bidders and drafting the Bid Proposal, Supplementary Conditions, and Special Conditions.

Upon notice to proceed, TRIMAD will perform the following tasks:

TASK 1: Data Collection and Topography, Research, and Review of Relevant Information/Site Visits (30%)

TRIMAD TEAM will coordinate with Staff on-site to evaluate the existing conditions and to obtain all necessary data collection and research for the improvements.

TRIMAD shall collect horizontal and vertical data based upon NAD 83 coordinates (State Plan Texas South/Feet), at the existing Lift Station #23 and along N. Sugar Rd. and along Owassa Rd. Research and data collection investigation will identify property lines, contours, benchmarks, topographic features, apparent manholes, manhole inverts, elevations, grate inlets, grate inlet inverts, fences, drainage structures, drainage ditch contours, etc.

TASK 2: Design Phase (60%)

The design phase will include plans and specification book to demonstrate the scope, extent, and character of the work. Where available, TRIMAD TEAM shall use documents made available by the Owner such as plans, standard details, standard specifications, and design guidelines.

TRIMAD TEAM will prepare (30%, 60%, 90%, 100%) engineering plans in half-size (11"x17") format.

TASK 3: Construction Phase (10%)

3.1 Construction Contact Execution

TRIMAD will prepare six (6) sets of the contract documents for execution by the contractor, receive and review such documents for completeness, and forward to the Owner for review and execution. The contract documents, plans, and specifications shall be revised to a conformance set with any addendum issued during the bidding process.

3.2 Pre-Construction Conference

TRIMAD will attend one (1) Pre-Construction Conference prior to commencement of work.

3.3 Visits to Site and Observation of Construction

TRIMAD will provide one on-site construction observation service per week throughout the duration of the construction phase of the Project. TRIMAD will make visits at intervals as directed by Owner in order to observe the progress of the Work. It is anticipated that TRIMAD will attend a monthly progress meeting. Additional site visits will be considered additional services. Such visits and observations by TRIMAD are not intended to be exhaustive or to extend to every aspect of Contractor's work in progress. Observations are to be limited to spot checking, selective measurement, and similar methods of general observation of Work based on TRIMAD's exercise of professional judgment. Based on information obtained during such visits and such observations, TRIMAD will evaluate whether Contractor's work is generally proceeding in according with the Contract Documents, and TRIMAD will keep Owner informed of the general progress of the Work.

The purpose of TRIMAD's site visits will be to enable TRIMAD to better carry out the duties and responsibilities specifically assigned in this Agreement to TRIMAD, and to provide Owner a greater degree of confidence that the completed Work will conform in general to the Contract Documents. TRIMAD shall not, during such site visits or as a result of such observations of Contractor's work in progress, supervise, direct, or have control over Contractor's work, nor shall TRIMAD have authority over or responsibility for the means, methods, techniques, equipment choice and usage, sequences, schedules, or procedures of construction selected by Contractor, for safety precautions and programs incident to Contractor's work, nor for any failure of Contractor to comply with laws and regulations applicable to Contractor's guarantees that

performance of any Contractor nor assumes responsibility for any Contractor's failure to furnish and perform its work in accordance with the Contract Documents.

3.4 Recommendations with Respect to Defective Work

TRIMAD will recommend to Owner that Contractor's work be disapproved and rejected while it is in progress if, on the basis of such observations, TRIMAD believes that such work will not produce a completed Project that conforms generally to Contract Documents.

3.5 Clarifications and Interpretations

TRIMAD will respond to reasonable and appropriate Contractor requests for information and issue necessary clarifications and interpretations of the Contract Documents to Owner as appropriate to the orderly completion of Contractor's work. Any orders authorizing variations from the Contract Documents will be made by Owner.

3.6 Change Orders

TRIMAD may recommend Change Orders to Owner and will review and make recommendations related to Change Orders submitted or proposed by the Contractor.

3.7 Shop Drawings and Samples

TRIMAD will review and approve or take other appropriate action in respect to Shop Drawings and Samples and other data which Contractor is required to submit, but only conformance with the information given in the Contract Documents. Such review and approvals or other action will not extend to means, methods, techniques, equipment choice and usage, sequences, schedules, or procedures of construction or to related safety precautions and programs.

3.8 Substitutes and "or-equal"

Evaluate and determine the acceptability or substitute or "or-equal" materials and equipment proposed by Contractor in accordance with the Contract Documents, but subject to the provisions of applicable standards of state or local government entities.

3.9 Inspections and Tests

TRIMAD may recommend special inspections or tests of Contractor's work as TRIMAD deems appropriate and may receive and review certificates of inspections within TRIMAD's are of responsibility or of tests and approvals required by law and regulations or the Contract Documents. Upon TRIMAD's recommendation and concurrence by Owner, Owner shall proceed with and pay for such special inspections or tests. TRIMAD's review of such certificates will be for the purpose of determining that the results certified indicate compliance with the Contract Documents and will not constitute an independent evaluation that the contact or procedures of such inspections, tests, or approvals comply with the requirements of the Contract Documents. TRIMAD shall be entitled to relay on the results of such tests and the facts being certified.

3.10 Disagreements between Owner and Contractor

TRIMAD will, if requested by Owner, render written decision on all claims of Owner and Contractor relating to the acceptability of Contractor's work or the interpretation of the requirements of the Contract Documents pertaining to the progress of Contractor's work. In rendering such decisions, TRIMAD shall be fair and not show partiality to Owner or Contractor and shall not be liable in connection with any decision rendered in good faith in such capacity.

3.11 Applications of Payment

Based on its observations and on review of applications for payment and accompanying supporting documentation, TRIMAD will approve the amounts that Owner recommends Contractor be paid. Such recommendations of payment will be in writing and will constitute TRIMAD's representation to Owner, based on such observations and review, that, to the best of TRIMAD's knowledge, information and belief, Contractor's work has progressed to the point indicated and that such work-in-progress is generally in accordance with the Contract Documents subject to any qualifications stated in the recommendation. In the case of unit price work, TRIMAD's recommendation of payment will include determinations of quantities and classifications of Contractor's work, based on observations and measurements of quantities provided with pay requests.

By recommending any payment, TRIMAD shall not thereby be deemed to have represented that its observations to check Contractor's work have been exhaustive, extended to every aspect of Contractor's work in progress, or involved detailed inspections of the Work beyond the responsibilities specifically assigned to TRIMAD in this Agreement. It will also not impose responsibility on TRIMAD to make any examination to ascertain how or for what purposed Contractor has used the moneys paid on account for the Contract Price, no to determine that title to any portion of the work in progress, materials, or equipment has passed to Owner free and clear of any liens, claims, security interests, or encumbrances, nor that there may not be other matters at issue between Owner and Contractor that might affect the amount that should be paid.

3.12 Substantial Completion

TRIMAD will, promptly after notice from Contractor that it considers the entire Work ready for its intended use, in company with Owner and Contractor, conduct a site visit to determine if the Work is substantially complete. Work will be considered substantially complete following satisfactory completion of all items with the exception of those identified on a final punch list. If after considering any objections of Owner, TRIMAD considers the work substantially complete, TRIMAD will notify Owner and Contractor.

3.13 Final Notice of Acceptability of the Work

TRIMAD will conduct a final site visit to determine if the completed Work of Contactor is generally in accordance with the Contract Documents and the final punch list so that TRIMAD may recommend, in writing, final payment to Contractor. Accompanying the recommendation for final payment, TRIMAD shall also provide a notice that the Work is generally in accordance with the Contract Documents to the best of TRIMAD's knowledge, information and belief based on the extent of its services and based upon information provided to TRIMAD upon which it is entitles to relay.

3.14 Limitations of Responsibility

TRIMAD shall not be responsible for the acts or omissions of any Contractor, or of any other their subcontractors, suppliers, or of any other individual or entity performing or furnishing the Work. TRIMAD shall not have the authority or responsibility to stop the work of any Contractor.

Additional Services, if Required:

- Additional copies of Construction Documents beyond six (6).
- Additional survey or geotechnical investigations, if requested or required by the Owner.

- Sampling, testing, or analysis beyond that specifically included in the Scope of Services referenced herein above.
- Appearing before regulatory agencies or courts as an expert witness in any litigation with third parties or condemnation proceedings arising from the development or construction the project, including the preparation of engineering data and reports for assistance to the Owner.
- Providing professional services associated with the discovery of any hazardous water or materials along the project routes.
- Providing construction staking.
- Revisions to the final design documents once the 100% submittal has been approved by the Owner.
- Assisting Owner or Contractor in the deference or prosecution of litigation in connection with or in addition to those services contemplated by this Agreement. Such services, if any, shall be furnished by TRIMAD on a fee basis negotiated by the respective parties outside of and in addition to this Agreement.
- Preparing applications and supporting documents for government grants, loans, or planning advances, and providing data for detailed applications.
- Preparing for, conducting, or attending meetings during the design, bidding and construction phases of the project that are not provided as part of the Scope of Services.
- Providing any other professional services requested by the Owner as a part of this project that are not listed in the Scope of Services.

TABLE 1 – Task and Expense Budget (Civil, Structural, & Electrical)

TASK NO.	DESCRIPTION	FEE
	New Lift Station	
1	Data collection and Topography, research, and review of relevant information/Site Visits, PEDR	$130,000.00
2	Design Phase	$148,950.00
3	Construction Phase	$30,450.00
TOTAL FEE		$309,400.00

TABLE 2 – Task and Expense Budget (General Civil)

TASK NO.	DESCRIPTION	FEE
	Abandonment of Lift Station, Force Main, and Rerouting	
1	Data collection and Topography, research, and review of relevant information/Site Visits, PEDR	$30,000.00
2	Design Phase	$41,532.00
3	Construction Phase	$7,948.00
TOTAL FEE		$79,480.00

*Invoices will be submitted monthly based on the percentage (%) of work completed.

See below for estimate breakdown.

CITY OF PHARR LIFT STATION #23 RELOCATION/IMPROVEMENTS PROJECT

Table 3 Project Schedule

TASK No.	ACTIVITY	DURATION (DAYS)	START	END
1.0	**Notice to Proceed**	**0**		
	Professional Engineering Design Report & Research and Data Collection	**60**	**2/12/2024**	**5/6/2024**
	Project Administration	5		
	Data Collection and Research- Alignments	15		
	Coordination with Pharr Staff	10		
	Professional Engineering Design Report	30		
2.0	**Design Phase**	**240**	**5/6/2024**	**4/7/2025**
	30% Design	100		
	60% Design	60		
	90% Design	60		
	100% Design	20		
	- Task includes TCEQ process			
3.0	**Advertisement and Contractual Agreements**	**60**	**4/7/2025**	**6/30/2025**
4.0	**Construction Contract Administration**	**360**	**6/30/2025**	**11/16/2026**
	Bidding (Assistance, Submittals, Meeting)	45		
	Construction Management & Construction Meetings	255		
	Substantial Completion	20		
	Final Completion	20		
	Project Close out	20		
	Construction Contract Administration	**720**		