



**EDINBURG CITY COUNCIL**  
**CITY OF EDINBURG, HIDALGO COUNTY, TEXAS**

**Location:** City of Edinburg  
City Hall-Council Chambers  
415 West University Dr.  
Edinburg, Texas 78539

**REGULAR MEETING AGENDA**  
**MARCH 5, 2024**  
**6:00 PM**

**1. CALL TO ORDER, ESTABLISH QUORUM**

- A. Prayer.
- B. Pledge of Allegiance.

**2. CERTIFICATION OF PUBLIC NOTICE**

**3. DISCLOSURE OF CONFLICT OF INTEREST**

**4. CITY MANAGER'S REPORT**

- A. City of Edinburg State of the City Address

**5. PROCLAMATIONS/RECOGNITIONS**

- A. Presentation of Proclamation Recognizing March 5, 2024, as K9 Officer Rasco Day. [Jaime Ayala, Chief of Police]
- B. Presentation of Proclamation Recognizing March 2024 as Art, Music, and Theater in Our Schools Month. [Leticia S. Leija, Director of Library & Cultural Arts]
- C. Presentation of Proclamation Recognizing Louie Alamia, 2024 University of Texas Rio Grande Valley Athletics Hall of Fame Inductee. [Clarice Y. Balderas, City Secretary]
- D. Presentation of Proclamation Recognizing the City of Edinburg for the TAAF Member City of the Year Award. [Clarice Y. Balderas, City Secretary]

**6. PUBLIC COMMENTS**

*The Mayor and City Council allow for a specific portion of the City Council Meeting to be dedicated to public comments. Public Comments are limited to three (3) minutes. Please note that this public comment period is not interactive. The City Council may not respond to public comments.*

*If a resident desires to make a public comment in person, please complete the Public Comments Form which will be located outside of the City Council Chambers and submit the completed form to the City Secretary prior to the commencement of the City Council Meeting. We ask for everyone's cooperation in following this procedure.*

## **7. PUBLIC HEARINGS**

- A.** Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Residential, Primary (RP) District to Commercial, General (CG) District, Being Lot 16 & 17, Block 1, Cactus-Land Phase II Subdivision, Located at 9201 & 9207 North I-69C, as Requested by Arctic Holdings, LLC. **(A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.)** [Jaime Acevedo, Director of Planning & Zoning]
- B.** Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Residential, Primary (RP) District to Residential, Multifamily (RM) District, Being All of Lot 5, Greenbriar Acres, Located at 826 Greenbriar Drive, as Requested By HNL Group LLC. **(A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.)** [Jaime Acevedo, Director of Planning & Zoning]
- C.** Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Agricultural and Open Space (AO) District to Residential Urban and Townhome (RU) District, Being a 10.042 Acre Tract, Being the South ½ of Lot 1 and 2, Block 37, Santa Cruz Gardens Unit Number 2, Located at 301 West Flag Drive, as Requested by Ruben L. Martinez. **(A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.)** [Jaime Acevedo, Director of Planning & Zoning]
- D.** Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Residential, Primary (RP) District to Residential, Multifamily (RM) District, Being Lot 2 and North ½ of Lot 4, Block 1, Cul-Mar-Dee Subdivision, Located at 801 South 3rd Avenue, as Requested by HNL Group LLC. **(A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.)** [Jaime Acevedo, Director of Planning & Zoning]
- E.** Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Agricultural and Open Space (AO) District to Commercial, General (CG) District, Being 1.00 Acre out of Lot 2, Block 4, Steele & Pershing Subdivision, Located at 3100 West Trenton Road, as Requested by MVP Partnership LTD. **(A 4/5 vote is required by the City Council to overturn the Planning & Zoning Commission action.)** [Jaime Acevedo, Director of Planning & Zoning]
- F.** Hold Public Hearing and Consider the Ordinance Providing for the Rezoning Request from Residential, Primary (RP) District to Residential Urban & Townhome (RU) District, Being 0.18 of One Acre Tract of Land Out of Lot 13, Palo Blanco Subdivision, Located at 3116 Hackberry Lane, as Requested by Benjamin Worsham on Behalf of William & Sylvia Worsham. [Jaime Acevedo, Director of Planning & Zoning]
- G.** Hold Public Hearing and Consider Approval of Substantial Amendment No. 1 to the Community Development Block Grant Program – Fiscal Year 2023-2024 Annual Action Plan. [Claudia L. Farias, Interim Director of Grants Administration]

## **8. ORDINANCES**

- A.** Consider Ordinance Providing for a Temporary Special Use Permit for the “25<sup>th</sup> Annual Walk and Candlelight Vigil” to be Held on Thursday, April 4, 2024, the walk will begin at 1001 S 10<sup>th</sup> Ave.,

Edinburg, and will end at the Edinburg City Hall Courtyard, being all of Block 213, the North 125 ft. of Block 228 and McIntyre Street lying between Block 213 and 228, Edinburg Townsite, Located at 415 West University Drive, as Requested by Veronica Whitacre, Court Appointed Special Advocates (CASA) of Hidalgo County. [Jaime Acevedo, Director of Planning & Zoning]

- B.** Consider Ordinance Providing for a Temporary Special Use Permit for, “9th Annual Team Mario Superheroes 5K for Autism Awareness and Buddy Fun Walk” to be Held on Saturday, April 6, 2024, at Edinburg Municipal Park, Being Portions of Lots 9, 10, 12 and 16 and all of Lot 11 Section 268, Texas-Mexican Railway Company Survey, Located at 714 South Raul Longoria Road, as Requested by Melinda Moreno [Jaime Acevedo, Director of Planning and Zoning]
- C.** Consider Ordinance Providing for a Temporary Special Use Permit for the "Holy Family Catholic Church Annual Spring Festival" to be Held on Saturday, April 27, 2024, from 12:00 p.m. to 10:00 p.m. at the Holy Family Catholic Church, Buena Vista Lots 1 thru 18 Block 11, Located at 1302 East Champion Street, as Requested by Reverend Edgardo Diaz, OFM, Holy Family Catholic Church. [Jaime Acevedo, Director of Planning & Zoning]
- D.** Consider Ordinance providing for a Temporary Special Use Permit for the “2<sup>nd</sup> Annual Eddy’s Safari Run 5K and 2K” Saturday, March 16, 2024, Located at 1102 West Trenton, As Requested by Kassandra Rodriguez Representative of South Texas Health Systems - Children’s Hospital. [Jaime Acevedo, Director of Planning and Zoning]
- E.** Consider Ordinance Amending the Code of Ordinances of the City of Edinburg, Texas at Title III, Administration, Chapter 30, Administrative Code, Section 30.062, Transfer of City-Issued Badge to Honorably Retired or Deceased Peace Officer. [Jaime Ayala, Chief of Police]

## **9. AWARDING OF BIDS**

- A.** Consider Awarding RFP No. 2024-012, Municipal Park Turf Fields Phase II to Hellas Construction, Inc. in an Amount Not to Exceed \$2,085,500.00 and Authorize the City Manager to Execute Any Related Documents Thereto. [Mardoqueo Hinojosa, P.E., CFM, City Engineer]

## **10. CONTRACTUALS**

- A.** Consider Authorizing the City Manager to Enter Into Job Task Order No. 2 with GDJ Engineering for Environmental Studies for the Transportation Alternatives Set Aside (TASA) Project Freddy Gonzalez Dr. and Closner Blvd. Intersection Improvements (from 9th St to Closner Blvd.) and TASA Freddy Gonzalez Hike and Bike Trail Project (from Closner Blvd. to Raul Longoria Rd.) for an Amount Not to Exceed \$68,073.12 and Authorize the City Manager to Enter Into a Professional Services Contract and Execute Any Related Documents Thereto Pursuant to the City’s Ordinances and Procurement Policies. [Mardoqueo Hinojosa, P.E., CFM, City Engineer]
- B.** Consider the Approval of Change Order No. 3 for NM Contracting, LLC for the El Tule - Jose Nieto and Consuelo Alfaro Robledo Center to Reduce Contract Amount by \$89,189.66 and Authorize the City Manager to Execute Any Documents Related Thereto. [Mardoqueo Hinojosa, P.E., CFM, City Engineer]
- C.** Consider Authorizing the City Manager to Execute a Memorandum of Understanding Between the City of Edinburg and South Texas College for Continuing Education to Participants of Firefighter Related Trainings. [Omar Garza, Fire Chief].
- D.** Consider Awarding Project Management Services to the Selected Qualified Firm(s) Per City Capital Project and Authorize the City Manager or Designated Appointee to Negotiate a Professional Services

Contract with Such Firm(s). [Mardoqueo Hinojosa, CFM, P.E., City Engineer]

## **11. RESOLUTIONS**

- A.** Consider Resolution Authorizing the City Manager to Submit a Grant Application to the Office of the Governor Under the Fiscal Year 2025 State and Local Cybersecurity Grant Program – Mitigation Projects and to Execute all Grant Documents Relating Thereto. [Daniel Vera, Director of Information Technology]
- B.** Consider Resolution Authorizing the City Manager to Submit a Grant Application to the Office of the Governor Under the Fiscal Year 2025 Border Zone Fire Departments (BZFD) Grant Program and to Execute all Grant Documents Relating Thereto. [Omar Garza, Fire Chief]
- C.** Consider Resolution Authorizing the City Manager to Submit a Grant Application to the Federal Emergency Management Agency (FEMA), U.S. Department of Homeland Security under the Fiscal Year 2023 Assistance to Firefighters Grant (AFG) Program and Execute Grant Documents Related Thereto. [Omar Garza, Fire Chief]
- D.** Consider the Use of Eminent Domain to Condemn Property (Such Property Being 4.00 Acres of Land, Lore or Less, situated in Hidalgo County, Texas, Being Part or Portion of Lot 21, Kelly-Pharr Subdivision of Portions 69 and 70 Hidalgo County, Texas, Map Reference: Volume 3 Pages 133-134, Deed Records, Hidalgo County, Texas, Said 4.00 Acres Being Part or Portion of Land Deeded to J & M ZAMORA, Recorded in Document Number 2006-1563284 and 2006-1563286, Deed Records, Hidalgo County, Texas) and Approving a Resolution Determining a Public Need and Necessity for Acquiring Property and Authorizing the Filing of Eminent Domain Proceedings to Acquire Property. [Mardoqueo Hinojosa, P.E., CFM, City Engineer]

## **12. APPOINTMENTS**

- A.** Consider Appointments to the Following City Advisory Boards, Councils, Commissions and Committees: Downtown District Steering Committee, Three Members. [Clarice Y. Balderas, City Secretary]

## **13. CONSENT AGENDA**

*All Matters Listed Under Consent Agenda Are Considered To Be Routine By The Governing Body And Will Be Enacted By One Motion. There Will Be No Separate Discussion Of These Items. If Discussion Is Desired, That Item Will Be Removed From The Consent Agenda And Will Be Considered Separately. With Regard To Any Item, The City Council May Take Various Actions; Including But Not Limited To Rescheduling An Item In Its Entirety For A Future Date Or Time. The City Council May Elect To Go Into Executive Session On Any Item Whether Or Not Such Item Is Posted As An Executive Session Item At Any Time During The Meeting When Authorized By The Provisions Of The Open Meetings Act.*

- A.** Consider Authorizing the City Manager to Enter Into a Construction Agreement Between the City of Edinburg and Andale Construction of Valley Center, Kansas for High Density Mineral Bond Pavement Preservation at a Unit Price of \$4.10 Per Square Yard Under the Existing Inter Local Agreement Between the City Edinburg and the City of Hurst Texas and Execute Any Other Documents Relating Thereto. [Vincent A. Romero, CPM, Public Works Director]
- B.** Consider Resolution Ratifying the City Manager's Submission of a Grant Application to the Office of the Governor for the Fiscal Year 2023 Operation Stonegarden Grant (OPSG) Program and Execute Documents Related Thereto. [Jaime Ayala, Chief of Police]
- C.** Consider Resolution Authorizing the City Manager to Submit a Grant Application to the Office of the

Governor for the Fiscal Year 2025 Local Border Security Program and to Execute all Grant Documents Relating Thereto [Jaime Ayala, Chief of Police].

#### **14. OTHER BUSINESS**

A. Future Items Requested by City Council. [Myra L. Ayala, City Manager]

#### **15. EXECUTIVE SESSION**

*The City Council will convene in Executive Session, in accordance with the Texas Open Meetings Act, Vernon's Texas Statutes and Codes Annotated, Government Code, Chapter 551, Subchapter D, Exceptions to Requirement that Meetings be Open. The City Council May Elect To Go Into Executive Session On Any Item Whether Or Not Such Item Is Posted As An Executive Session Item At Any Time During The Meeting When Authorized By The Provisions Of The Open Meetings Act.*

A. Consultation with City Attorney and Possible Action Regarding Unified Development Code Amendments. (§551.071. Consultation with Attorney; Closed Meeting; §551.087).

B. Consultation with City Attorney and Possible Action Regarding Agreements for City Events. (§551.071 Consultation with Attorney; §551.087 Deliberation Regarding Economic Development Negotiations; Closed Meeting.)

#### **OPEN SESSION**

*The City Council will convene in Open Session to take necessary action, if any, in accordance with Chapter 551, Open meetings, Subchapter E, Procedures Relating to Closed Meeting, §551.102, Requirement to Vote or Take Final Action in Open Meeting.*

#### **16. ADJOURNMENT**

*I hereby certify this Notice of a City Council Meeting was posted in accordance with the Open Meetings Act, at the City Offices of the City of Edinburg, located at the 415 West University entrance outside bulletin board, visible and accessible to the general public during and after regular working hours. This notice was posted on March 01, 2024 at 8:00 p.m.*

By: /s/ Clarice Y. Balderas  
Clarice Y. Balderas, City Secretary  
City of Edinburg, Texas

#### **Disability Access Statement**

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid or services are requested to contact the City Secretary Department at (956) 388-8204 at least two business days prior to the meeting so that appropriate arrangements can be made. The accessible entrance and accessible parking spaces are located at Edinburg City Hall, 415 West University.