

**MINUTES
BOARD OF COMMISSIONERS AND
PEDC II BOARD OF DIRECTORS
JOINT SPECIAL CALLED MEETING
THURSDAY, AUGUST 28, 2014 AT 12:00 P.M.
118 SOUTH CAGE 2ND FLOOR**

The Board of Commissioners of the City of Pharr, Texas, and the Pharr Economic Development Corporation II Board of Directors met in a Joint Special Called Meeting on Thursday, August 28, 2014 and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT: Mayor Leopoldo Palacios Jr.
Mayor Pro-Tem Adan Farias
Comm. Arturo Cortez
Comm. Roberto Carrillo
Comm. Oscar Elizondo, Jr.
Comm. Edmund Maldonado, Jr.
Comm. Aquiles Garza

BOARD OF COMMISSIONERS ABSENT: None

PEDC II BOARD OF DIRECTORS: Carlos Villegas, President
Cruz Cantu, Board Member
Jim Brewster, Board Member
Mayor Leopoldo Palacios, Jr.
Comm. Aquiles “Jimmy” Garza
Comm. Oscar Elizondo, Jr.
Fred Sandoval, City Manager

PEDC II BOARD OF DIRECTORS ABSENT: Victor Carrillo

STAFF PRESENT: Fred Sandoval, City Manager
David Garza, Asst. City Mgr./Utilities Dir.
Hilda Pedraza, City Clerk
Javier Rodriguez, C.D. Director
Juan Guerra, Chief Financial Officer
Ruben Villegas, Police Chief
Frank Marin, Parks & Recreation Dir.
Roy Garcia, Public Works Director
Edward Wylie, Pharr Dev. Services Dir.
Raul Garza, Admin. Services Director
Gary Rodriguez, Public Info. Officer
Roel Garza, Athletics Director
Tony Sandoval, EDC Asst. Director
Sergio Contreras, External Affairs Mgr.
Fred Brouwen, Pharr Int’l. Bridge
CITY ATTORNEY Michael Pruneda, City Attorney
PEDC ATTORNEY Rene Ramirez, PEDC Attorney

Mayor Palacios dispensed with the formalities and called the meeting to order at 12:14 p.m.

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

All present.

ITEM 2 ROLL CALL AND POSSIBLE ACTION ON THE EXCUSING OF ANY ABSENT MEMBER OF THE PHARR ECONOMIC DEVELOPMENT CORPORATION II BOARD OF DIRECTORS

Carlos Villegas, PEDC II President, asked for roll call. Roll call established a quorum.

Board Member Cruz Cantu moved to excuse Board Member Victor Carrillo, Jr. for being absent. Board Member Oscar Elizondo seconded the motion and when put to a vote, it carried unanimously.

At this time, Fred Sandoval, City Manager, requested to deviate from the agenda and go into closed session. There was no objection.

ITEM 5 CLOSED SESSION: IN ACCORDANCE WITH CHAPTER 551 OF THE TEXAS GOV'T. CODE, THE PHARR BOARD OF COMMISSIONERS AND PEDC II HEREBY GIVE NOTICE THAT THEY MAY MEET IN A CLOSED (NON-PUBLIC) SESSION TO DISCUSS THE ITEMS LISTED ON THE PUBLIC PORTION OF THE MEETING AGENDA, INCLUDING ITEM(S) 3-4 IN ACCORDANCE WITH THE FOLLOWING BELOW:

Mayor Palacios stated the time being 12:17 pm; the Board of Commissioners would be entering a closed session in accordance with Chapter 551 of the Texas Govt. Code to discuss agenda items listed in the public portion of the agenda and Pursuant to Sections 551.071, 551.072, 551.074, 551.076, 551.084 and 551.087.

Carlos Villegas, PEDC II President, stated the time being 12:17 pm; the PEDC II Board of Directors would be entering a closed session in accordance with Chapter 551 of the Texas Govt. Code to discuss agenda items listed in the public portion of the agenda and Pursuant to Sections 551.071, 551.072, 551.074, 551.076, 551.084 and 551.087.

ITEM 6 RECONVENE INTO REGULAR SESSION, AND CONSIDER ACTION, IF NECESSARY ON ANY ITEM(S) DISCUSSED IN EXECUTIVE SESSION

Carlos Villegas, PEDC II President, stated the time being 12:56 pm; the board had completed its closed session and would be resuming the open meeting and discuss item 4.

ITEM 4 CONSIDERATION AND ACTION, IF ANY, ON PHARR ECONOMIC DEVELOPMENT CORPORATION II CONTRACTUAL AGREEMENTS

- a. Easton Acquisition – Albert Cardenas
- b. Zeigler Development

Fred Sandoval, City Manager introduced the item and recommended to issue a 30-day written notice to both parties to terminate the contracts and to re-negotiate the contracts beginning October 1, 2014.

Board Member Aquiles Garza moved to approve as recommended. Board Member Oscar Elizondo seconded the motion and when put to a vote, it carried unanimously.

ITEM 7 ADJOURNMENT (PEDC II)

There being no other business to come before the board, Board Member Cruz Cantu moved to adjourn. Board Member Jim Brewster seconded the motion and when put to a vote, the motion carried unanimously. PEDC II portion of the meeting adjourned at 12:58 p.m.

ITEM 6 RECONVENE INTO REGULAR SESSION, AND CONSIDER ACTION, IF NECESSARY ON ANY ITEM(S) DISCUSSED IN EXECUTIVE SESSION

Mayor Palacios stated the time being 2:21 p.m.; the board had completed its closed session and would be resuming the open meeting.

ITEM 3 CONSIDERATION AND ACTION, IF ANY, ON CITY OF PHARR CONTRACTUAL AGREEMENTS

- a. Serna & Serna Attorneys At Law
- b. Carlos Villegas, Jr.
- c. Ramon Tovias
- d. Roy Padilla
- e. Roberto Leal Tovias
- f. Hollis Rutledge & Associate, Inc.
- g. Rio Regional Infrastructure Services, LLC. – Ezequiel Ordonez (lobbying with SCT)
- h. Rio Regional Infrastructure Services, LLC. – Ezequiel Ordonez
- i. Chachalaca & Company, LLC - Guillermo Aguilar
- j. Ameri-Link Capital, LLC.

Fred Sandoval, City Manager, introduced the item and stated agreements would be acted on individually.

a) Serna & Serna Attorneys At Law.

Fred Sandoval, City Manager, briefly stated the contract had expired in January 2014 therefore no action was needed.

b) Carlos Villegas, Jr.

Fred Sandoval, City Manager, recommended the contract be terminated and his status be changed to a regular employee.

Comm. Carrillo moved to approve as recommended. Comm. Maldonado seconded the motion and when put to a vote, it carried unanimously.

c) Ramon Tovias

Fred Sandoval, City Manager, recommended to terminate the contract and to re-negotiate to begin October 1, 2014.

Comm. Elizondo moved to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

d) Roy Padilla

Fred Sandoval, City Manager, recommended to terminate the contract and to re-negotiate to begin October 1, 2014.

Comm. Elizondo moved to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

e) Roberto Leal Tovias

Fred Sandoval, City Manager, recommended to terminate the contract and to re-negotiate to begin October 1, 2014 at the rate of \$4,000 per month.

Comm. Elizondo moved to approve as recommended. Comm. Cortez seconded the motion and when put to a vote, it carried unanimously.

f) Hollis Rutledge & Associate, Inc.

Fred Sandoval, City Manager, recommended to terminate the contract and to re-negotiate at the same rate of \$6,000 per month.

Comm. Cortez moved to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

g) Rio Regional Infrastructure Services, LLC.–Ezequiel Ordonez (lobbying with SCT)

Fred Sandoval, City Manager, recommended to terminate the contract and to re-negotiate to begin October 1, 2014 at the same rate.

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

h) Rio Regional Infrastructure Services, LLC.–Ezequiel Ordonez

Fred Sandoval, City Manager, recommended to terminate the contract and to re-negotiate to begin October 1, 2014 at the same rate per month.

Comm. Farias **moved** to approve as recommended. Comm. Elizondo seconded the motion and when put to a vote, it carried unanimously.

i) Chachalaca & Company, LLC - Guillermo Aguilar

Fred Sandoval, City Manager, recommended to terminate the contract and to discuss the possibility of full-time employment with Mr. Aguilar.

Comm. Elizondo **moved** to approve as recommended. Comm. Cortez seconded the motion and when put to a vote, it carried unanimously.

j) Ameri-Link Capital, LLC

Fred Sandoval, City Manager, recommended terminating the contract.

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

Fred Sandoval, City Manager, stated for the record that a 30-day written notice would be issued to the consultants. He further stated new contracts would include quarterly reports to the Counsel, a one year expiration date, a 30-day out clause, a non-compete clause and other clauses to protect the City from disclosure of information.

ITEM 7 ADJOURNMENT:

There being no other business to come before the board, Comm. Carrillo **moved** to adjourn. Comm. Maldonado seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 2:27 p.m.

CITY OF PHARR


LEOPOLDO "POLO" PALACIOS, JR.
MAYOR

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

ON THIS THE 28TH DAY OF AUGUST, 2014 the Board of Commissioners of the City of Pharr, Texas convened in a **JOINT SPECIAL 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: September 16, 2014