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 5:00 P.M. ON
MONDAY, AUGUST 1, 2016

The City of Pharr has called this meeting as allowed pursuant to Texas law, city charter, and Ordinance O-2015-28. 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 body.

   B) Pledge of Allegiance/Invocation.

2. **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

3. **PUBLIC COMMENTS/PUBLIC HEARINGS:**

   A) PUBLIC COMMENTS: *(Ordinance No. O-2015-28). A registered speaker may speak on several items or topics of public concern; however, a speaker may not exceed three (3) minutes as a whole when addressing the board. A registered speaker may not donate time to another speaker. No more than five (5) registered persons may speak at a scheduled meeting. A sign-in form must be filled out prior to the meeting to allow the registered speaker to address the governing body.*

   B) PUBLIC HEARING on Development Services Cases: *(Ordinance No. O-2015-28). A registered speaker during the public hearing may not exceed three (3) minutes when addressing the board. A sign-in form for participation in public a hearing shall be promulgated by the city 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.*

4. **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) Submission of 2016 Certified Tax Roll. (FINANCE)

B) Consideration and action, if any, on request by Pharr Police Department for street closure of Raider Drive from Eldora Road to the southernmost entrance of PSJA North private parking lot for the upcoming 2016 National Night Out event on Saturday, August 27, 2016. (POLICE)

C) Consideration and action, on membership renewal with Asociacion Mexicana de Horticultura Protegida (AMHPAC) in the amount of $4,000. (BRIDGE)

D) Consideration and action, if any, on INDEX Reynosa 2016 Charity Golf Tournament sponsorship in the amount of $5,000. (BRIDGE)

E) Consideration and action, if any, authorizing City Manager to advertise for bids for the purchasing of a new toll system. (BRIDGE)

F) Consideration and action, if any, on request by Pharr-San Juan-Alamo Independent School District for the use of the Boggus Ford Events Center on Monday, August 15, 2016 for their annual "Meet the Raiders" event from 6:30 p.m. to 9:00 p.m. (ADMINISTRATION)

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

1. O & C Bar B Que, LLC, d/b/a Bar B Cutie Smokehouse, has filed with the Planning and Zoning Commission a request for a Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption in a General Business District (C). The property is legally described as Lot 2B, Pharr Commercial Park Phase II Subdivision, Pharr, Hidalgo County, Texas. The property is physically located at 1933 West Interstate 2. **CUP#160633**

2. Jose Alberto Hernandez, d/b/a Doc's Billiards & Sports Bar, is requesting renewal of the Conditional Use Permit and Late Hours Permit to allow the sale of alcoholic beverages for on-premise consumption in a General Business District (C). The property is legally described as Lots 17, 18 and 19, Block 1, San Patricia Acres Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 917 West Ferguson Street. **CUP#130630**

REGULAR AGENDA – OPEN SESSION:

5. **ORDINANCES AND RESOLUTIONS:**

A) Consideration and action, if any, on Ordinance amending Ordinance No. O-2012-44 to adopt an updated Personnel Policy Manual. (HR) - ***1st Reading***

B) Consideration and action, if any, on Resolution cancelling/re-scheduling the City Commission Regular Meeting of September 5, 2016. (ADMINISTRATION)

C) Consideration and action, if any, on Resolution appointing one (1) member and appointing/re-appointing four (4) members to the Bridge Board. (BRIDGE)

6. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, on agreement with Magellan Behavioral Health, Inc. for Employee Assistance Program (EAP) services. (HR)

B) Consideration and action, if any, authorizing City Manager to negotiate and execute contract with Sam Garcia Architect for additional engineering services for the Downtown Park Project. (ENGINEERING)

C) Consideration and action, if any, authorizing City Manager to negotiate fee and execute contract with R. Gutierrez Engineering for professional engineering services for concrete turning medians on Cage Blvd. and East Newcombe (Park) Avenue for the Downtown Park Project. (ENGINEERING)

D) Consideration and action, if any, authorizing City Manager to negotiate a fee and execute contract with R. Gutierrez Engineering for professional engineering services for concrete median on Jackson Road and Expressway 83. (ENGINEERING)

E) Consideration and action, if any, on acceptance of settlement agreement with Texas Railroad Commission. (PUBLIC UTILITIES)

F) Consideration and action, if any, authorizing City Manager to negotiate contract with TERMO International Productions for social media translation services. (ADMINISTRATION)

G) Consideration and action, if any, on cancellation and or giving the City Manager the authority to negotiate and enter into a contract on the selection of a Construction Manager for construction project management services for the South Pharr Development and Research Center Building. (ADMINISTRATION)

7. 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, including items 4 - 6 in accordance with the following below:*

Pursuant to Section 551.071, the City may convene in a closed, non-public meeting with its attorney and discuss any matters related **to legal advice concerning 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 City 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 City 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 City 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 City 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 City 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.

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

9. **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. 1003/1007 or FAX 956/702-5313 or E-mail hilda.pedraza@pharr-tx.gov or imelda.barrera@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 29th day of July, 2016, at 4:30 P.M. and will remain posted continuously for at least 72 hours preceding the scheduled time of said Meeting, in compliance with Chapter 551 of the Government Code, Vernon's Texas Codes, Annotated (Open Meetings Act).

WITNESS MY HAND AND SEAL, this 29th DAY OF JULY 2016.

HILDA PEDRAZA, 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 _____, 2016 by,

_____ Title: _____