

**MINUTES
BOARD OF COMMISSIONERS
REGULAR CALLED MEETING
MONDAY, AUGUST 1, 2016 AT 5:00 P.M.
118 SOUTH CAGE 2ND FLOOR**

The Board of Commissioners of the City of Pharr, Texas, met in a Regular Called Meeting on Monday, August 1, 2016 and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT: Mayor Ambrosio Hernandez
Mayor Pro-Tem Oscar Elizondo, Jr.
Comm. Eleazar Guajardo
Comm. Roberto Carrillo
Comm. Edmund Maldonado
Comm. Ricardo Medina
Comm. Mario Bracamontes

BOARD OF COMMISSIONERS ABSENT: None

STAFF PRESENT: Juan G. Guerra, City Manager
Ed Wylie, Asst. City Manager
Hilda Pedraza, City Clerk
Imelda Barrera, Asst. City Clerk
William Ueckert, City Engineer
Gary Rodriguez, Events Center Dir.
Karla Moya, Finance Director
Rodolfo Martinez, Municipal Court Judge
Ruben Villescas, Police Chief
Lenny Perez, Fire Chief
Melanie Cano, Development Services
Rene Saenz, Public Works Director
David Garza, Public Utilities Dir.
Raul Garza, CDBG Director
Adolfo Garcia, Library Director
Jason Arms, IT Director
Luis Bazan, Bridge Director
Sergio Contreras, PEDC Director

CITY ATTORNEY Patricia Rigney, Attorney

ITEM 1 CALL TO ORDER:

Mayor Hernandez called the meeting to order at 5:00 p.m. Roll Call established a quorum.

**A) ROLL CALL AND POSSIBLE ACTION ON THE EXCUSING OF ANY
ABSENT MEMBER OF THE GOVERNING BODY**

All present. Comm. Elizondo was not present at the time of roll call but arrived at 5:02 p.m.

B) PLEDGE OF ALLEGIANCE / INVOCATION

Juan G. Guerra, City Manager, led in the pledge of allegiance and Hortencia "Tency" Martinez said the prayer.

ITEM 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) Submission of Monthly Report – Pharr Municipal Court

Juan Guerra, City Manager, introduced the item and stated questions on City Engineer's report could be entertained at this time. There were no questions.

Juan Guerra, City Manager, introduced city events of interest and announced the summer sundowners event will be held at Tierra Del Sol Golf Course every Wednesday from 4:30 p.m. to 8:30 pm. He also announced the Meet the Raiders Pep-rally would take place at the Boggus Ford Events Center on August 15, 2016 from 6:30 p.m. to 9:30 p.m.

Juan Guerra, City Manager further reported Movies at the Park will be held at Jones Box Park on August 6, 2016 from 8:00 p.m. to 10:00 p.m. He stated movies were free of charge and invited everyone to attend. Mr. Guerra also reported the Pharr Economic Development Corporation would be hosting the Texas Lyceum on August 6, 2016 from 8:00 a.m. to 1:00 p.m. at the Tierra Del Sol Golf Course. He also announced a ribbon cutting for Capitolio Events Center would be taking place on August 11, 2016, South Texas Nursing Academy ribbon cutting on August 16, 2016, and Outcry in the Barrion ribbon cutting on August 17, 2016.

ITEM 3 PUBLIC COMMENTS/PUBLIC HEARINGS:

A) PUBLIC COMMENTS: (ORDINANCE NO. O-2015-28)

Juan Guerra, City Manager, introduced public comments.

Kenneth Fletcher reported he attended a meeting for the Linear Park project on July 27, 2016 and stated the route along the waterways was a good route. However, there were some issues at Los Marineros subdivision with people trespassing the ditcher. He called the route Water Side Walkway to Pharr Better Health.

**B) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES:
(ORDINANCE NO. O-2015-28)**

No one signed up to speak under the public hearing.

ITEM 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, REQUESTED 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, REQUESTED 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

Juan Guerra, City Manager, introduced the item and recommended approval of the consent agenda.

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

REGULAR AGENDA – OPEN SESSION:

ITEM 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

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

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

B) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION CANCELLING/RE-SCHEDULING THE CITY COMMISSION REGULAR MEETING OF SEPTEMBER 5, 2016 (ADMINISTRATION)

Juan Guerra, City Manager, introduced the item.

Hilda Pedraza, City Clerk stated September 5th was Labor Day Holiday and recommended the meeting be re-scheduled to Tuesday, September 6, 2016.

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

Resolution No. R-2016-48 is filed with the City Clerk's Office.

C) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION APPOINTING ONE (1) MEMBER AND APPOINTING/RE-APPOINTING FOUR (4) MEMBERS TO THE BRIDGE BOARD (BRIDGE)

Juan Guerra, City Manager, introduced the item and recommended re-appointing current members and appointing Tony Martinez to the Bridge Board.

Comm. Carrillo **moved** to re-appoint Prajedes Gutierrez, Jr., Larry Hernandez, Edgar Delgadillo, and Perla Tamez and appoint Tony Martinez as recommended. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2016-49 is filed with the City Clerk's Office.

ITEM 6 CONTRACTS/AGREEMENTS:

A) CONSIDERATION AND ACTION, IF ANY, ON AGREEMENT WITH MAGELLAN BEHAVIORAL HEALTH, INC. FOR EMPLOYEE ASSISTANCE PROGRAM (EAP) SERVICES (HR)

Juan Guerra, City Manager, introduced the item and stated this was a two-year agreement and the monthly cost per employee would be decreased. He further recommended approval.

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

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)

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

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

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)

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

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

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)

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

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

E) CONSIDERATION AND ACTION, IF ANY, ON ACCEPTANCE OF SETTLEMENT AGREEMENT WITH TEXAS RAILROAD COMMISSION (PUBLIC UTILITIES)

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

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

F) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO NEGOTIATE CONTRACT WITH TERMO INTERNATIONAL PRODUCTIONS FOR SOCIAL MEDIA TRANSLATION SERVICES (ADMINISTRATION)

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

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

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)

Juan Guerra, City Manager, introduced the item and stated staff recommended Easton, Inc.

Comm. Medina **moved** to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried by a majority of six (6) ayes and one (1) nay. Comm. Maldonado voted against the motion.

ITEM 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

None.

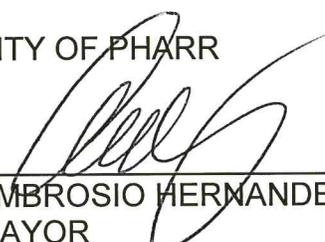
ITEM 8 RECONVENE INTO REGULAR SESSION, AND CONSIDER ACTION, IF NECESSARY ON ANY ITEM(S) DISCUSSED IN CLOSED SESSION

None.

ITEM 9 ADJOURNMENT

There being no other business to come before the board, Comm. Carrillo **moved** to adjourn. Comm. Medina seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 5:12 p.m.

CITY OF PHARR



AMBROSIO HERNANDEZ
MAYOR

STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR

ON THIS THE 1st DAY OF AUGUST, 2016 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: September 6, 2016