

**TAKE NOTICE THAT A REGULAR MEETING
OF THE BOARD OF COMMISSIONERS
WILL BE HELD AT CITY HALL, COMMISSIONERS' ROOM,
118 S. CAGE BLVD., 2ND FLOOR, PHARR, TEXAS
COMMENCING AT 6:00 P.M. ON
TUESDAY, SEPTEMBER 21, 2010**

The City of Pharr has called this meeting as allowed pursuant to Texas law, City Charter, and Ordinance O-2010-32. The governing body may recess from day to day when it does not complete consideration of a particularly long subject as authorized by law.

On matters requiring a public hearing, all persons desiring to speak during a public hearing shall sign in with the city clerk no later than 5:00 p.m. or the close of business on the business day prior to the scheduled public hearing.

1. Roll call and possible action on the excusing of any absent member of the governing body.
2. Pledge of Allegiance/Invocation.

ADMINISTRATIVE

3. Consideration and action, if any, on meeting minutes of the governing body:
 - (a) September 14, 2010 – Special Called Meeting.
4. City Manager's Administrative Reports and discussion, if any, with City Commission. The City Manager may also assign a designated spokesperson for any particular listed topic.
 - a. City Engineer's Report - J. E. Saenz & Associates
 - Pharr Wastewater Collection and Lift Station Improvement Project
 - Sugar Road 1 (Sioux-Owassa)
 - Owassa Road (ON HOLD)
 - West Hall Acres Road
 - b. Submission of monthly report –Pharr Municipal Court
 - c. Submission of August 2010 Tax Collection Report
 - d. Submission of September 2010 Sales Tax Report
 - e. City events of interest – Recognition of Recycling Center's 1st year anniversary
 - f. Legislative/Project Update

PLANNING & ZONING

5. Consideration and action on Planning & Zoning Cases:

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:

PUBLIC HEARING:

- a. Sebastian Sobczak, d/b/a La Ofrenda LLC, 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 Limited Industrial District (L-I). The property is legally described as Lot A, RePlat of Lots 9 & 10, Steel Horse Industrial Park Subdivision, Pharr, Hidalgo County, Texas. The property is physically located at 5704 N Gumwood.
- b. Rodolfo V. Garcia and Luis Roberto Garcia have applied for renewal of the 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 Lots 8 and 9, La Quinta Subdivision, Pharr, Hidalgo County, Texas. The property is physically located at 5814 S. Cage Blvd.

REGULAR AGENDA-OPEN SESSION:

6. Consideration and action, if any, on request from Sebastian Sobczak, d/b/a La Ofrenda LLC, for a mixed beverage late hours permit.

ORDINANCES AND RESOLUTIONS

7. Consideration and action, if any, on Ordinance amending Ordinance No. O-2010-35 for budget amendments to the FY 09-10 Bridge Budget.
8. Consideration and action, if any, on Ordinance adopting and approving the budget for year beginning October 1, 2010 and ending September 30, 2011.
9. Consideration and action, if any, on Ordinance adopting the 2006 International Building Code.
10. Consideration and action, if any, on Ordinance for adoption and implementation of a moratorium on the issuance or renewal of permits or licenses for the sale or exchange of motor vehicles or motor vehicle parts or accessories including but not limited to tires.
11. Consideration and action, if any, on Resolution authorizing the Pharr Police Department to submit an application to the Texas Commission on Law Enforcement Officer Standards and Education for renewal of its Police Academy License.

12. Consideration and action, if any, on Resolution to allow the Pharr Police Department to submit a grant application to the Office of the Governor Criminal Justice Division for Human Trafficking Grant Funding.
13. Consideration and action, if any, on Resolution to approve Memorandum of Understanding between the Pharr Police Department and Children's Advocacy Center of Hidalgo County (CACHC) for Victim of Human Trafficking Liaison Project.
14. Consideration and action, if any, on Resolution appointing/re-appointing five (5) members to the PEDC II Board of Directors.

AGREEMENTS

15. Consideration and action, if any, on contract with the City of Pharr and the Pharr Economic Development Corporation II for the provision of professional and administrative services.
16. Consideration and action, if any, on renewal of contract between the City of Pharr and Palm Valley Animal Center.

PURCHASING

17. Consideration and action, if any, awarding bid for VoIP (Voice over Internet Protocol) Enterprise Telecom System.

LEGAL

18. Consideration and action, if any, on City of Pharr, Texas v. K.F.L.P.; Cause No. CCD-0030-B.
19. **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 executive session to discuss the items listed on the public portion of the meeting agenda, including items 3 - 18 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 on City of Pharr, Texas v. K.F.L.P.; Cause No. CCD-0030-B; 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.

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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 551.075, the City may convene in a closed, non-public meeting to discuss any matters with any and all **employees to receive information or question the employees.** 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 551.076, 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 551.086, 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.

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

21. 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 956/702-5335 ext 112/113 or FAX 956/702-5313 or E-mail hpedraza@pharr-tx.gov or shinojosa@pharr-tx.gov for further information. Braille is not available.

AGENDA REGULAR MEETING
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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 17th day of September 2010, at 4:00 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 17TH DAY OF SEPTEMBER 2010.

HILDA PEDRAZA, TRMC
CITY CLERK

I certify that the attached notice and agenda of items to be considered by the City Commission was removed by me from the bulletin board of City Hall on the _____ day of _____, 2010.

_____ Title: _____