

**TAKE NOTICE THAT A REGULAR-SPECIAL MEETING
OF THE BOARD OF COMMISSIONERS
WILL BE HELD AT CITY HALL, COMMISSIONERS' ROOM,
118 S. CAGE BLVD., 2ND FLOOR, PHARR, TEXAS
COMMENCING AT 12:00 NOON ON
TUESDAY, NOVEMBER 23, 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) October 19, 2010—Regular Called Meeting
 - (b) November 2, 2010—Regular Called Meeting
4. 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 - Bill Ueckert
 - b. 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
 - c. Submission of monthly report –Pharr Municipal Court
 - d. Submission of October 2010 Tax Collection Report
 - e. Submission of November 2010 Sales Tax Report
 - f. Submission of Comprehensive Quarterly Financial Report
 - g. City events of interest
 - h. Legislative/Project Update
5. Presentation of Annual Tax Collection Update by Hidalgo County Tax Office.

PLANNING & ZONING

6. 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. Maria Guadalupe Orozco, d/b/a Las Margaritas Restaurant, is applying for renewal of the Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption in a Business District (C-2). The property is more fully described as Lots 7-10, Block 28, Pharr Original Townsite Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 106 N. Cage Blvd.

REGULAR AGENDA—OPEN SESSION:

ORDINANCES AND RESOLUTIONS

7. Consideration and action, if any, on Ordinance amending Chapter 62 of the Code of Ordinances of the City of Pharr "Weedy Lot" Ordinance.
8. Consideration and action, if any, on Ordinance abandoning street right-of-way and the rededication of property to the adjacent property owners and ratification of all prior acts.

AGREEMENTS

9. Consideration and action, if any, on agreement between the Texas Department of Public Safety and the City of Pharr for the 2010 Homeland Security Grant Program Sub-Recipient Award.

PURCHASING

10. Consideration and action, if any, on Change Order No. 1 in the amount of \$73,637.65 for the Advance Funding Agreement between TxDOT and City of Pharr for the Sugar Road Improvements Project.
11. Consideration and action, if any, on Change Order No. 2 in the amount of \$17,446.00 for the Pharr Wastewater Collection System and Lift Station Improvements Project Phase 1E.

12. Consideration and action, if any, awarding or rejecting bid for property located at 3000 N. Cage Boulevard.
13. Consideration and action, if any, awarding or rejecting bid for property located at 2914 N. Cage Boulevard.

MISCELLANEOUS

14. Consideration and action, if any, authorizing City Manager or his designee to advertise for bids on financing of City's Capital Projects (Convention Center and Parks).
15. Consideration and action, if any, on request from Pharr Leadership Class XXIII for permission to build an amphitheater for the community at 217 W. Park Avenue.
16. Consideration and action, if any, authorizing City Manager to negotiate fee with Tetra Tech engineering firm for specialized engineering services for the LBJ Water Tower Rehabilitation Project.
17. Consideration and action, if any, Hidalgo County Regional Mobility Authority (HCRMA) roadway project called the International Bridge Trade Corridor (IBTC) in Hidalgo County, Texas.
18. Consideration and action, if any, on park dedication and naming of a tract of land from development project known as Pharr Aquatic Center located between Pharr Elementary and Liberty Middle School.
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 a closed (non-public) 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 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.

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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 closed 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.

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I, the undersigned authority, do hereby certify that the above notice of said Regular-Special 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 19th day of November 2010, 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 19TH DAY OF NOVEMBER 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: _____