



**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 6:00 P.M. ON
TUESDAY, JULY 2, 2013**

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. 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 – Bill Ueckert
- B) City Events of Interest
- C) Legislative/Project Update

3. 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) Approval of Minutes for June 18, 2013 - Regular Called Meeting.
- B) Consideration and action, if any, on Change Order No. 9 in the amount of \$84,605.00 for the Water Treatment Plant Expansion Project.
- C) Consideration and action, if any, authorizing City Manager to advertise for request for qualifications for Construction Management at Risk for the North Park project.

D) Consideration and action on Planning & Zoning Cases:
Public Hearing

1. R.G.V. & Associates/Laura L. Garza, d/b/a George's Dance Hall, is requesting the 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 197, 198 and 199, Valle de la Primavera Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 6801 S. Jackson Rd.
2. Dave Eicher, representing T-Mobile West Tower, LLC, has filed with the Planning and Zoning Commission a request for a Conditional Use Permit for the Life-of-the-Use to allow a telecommunications tower in an Agricultural Open-Space District (A-O). The property is legally described as a .08 acre tract out of Lot 230, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 610 W. Hall Acres Rd.
3. Eduardo Gomez has filed with the Planning and Zoning Commission a request for a Conditional Use Permit for the Life-of-the-Use to allow an accessory use structure (exercise room) in a Single-Family Residential District (R-1). The property is legally described as Lot 5, Hermosa No. 1 Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 1201 E. Bell.
4. Ivan Rodriguez, d/b/a El Rodeo Bar, has filed with the Planning and Zoning Commission a request for a 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 14 and 15, La Quinta Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 5826 S. Cage Blvd.
5. Belia Garcia has filed with the Planning and Zoning Commission a request for a change of zone from an Agricultural Open Space District (A-O) to a Neighborhood Commercial District (N-C). The property is legally described as a 0.67 ac tract of land out of the N10 ac, Lot 119, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 3703 N. Sugar Rd.

PLAT APPROVAL:

6. Sames Engineering, representing Belia Garcia, is requesting final plat approval of the proposed Sugar Road Subdivision. The property is legally described as being a 2 lot subdivision containing 0.675 acres, out of the south 140 feet of the west 210 feet of the north 10 acres out of Lot 119, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located at the 4000 Blk. of N. Sugar Rd.

REGULAR AGENDA – OPEN SESSION:

4. ORDINANCES AND RESOLUTIONS:

- A) Consideration and action, if any, on Resolution appointing three (3) members to the Community Development Council.

5. ADMINISTRATIVE:

- A) Consideration and action, if any, awarding bid for the Traffic Signals - US 281 (Cage Blvd) and Rancho Blanco Road.

6. CONTRACTS/AGREEMENTS:

- A) Consideration and action, if any, on consulting services agreement with Hollis Rutledge.
- B) Consideration and action, if any, authorizing City Manager to enter into an agreement with Color Me Loco for a 5K Run/Walk on September 7, 2013 from 6:00 a.m. to 4:00 p.m.
- C) Consideration and action, if any, authorizing City Manager to negotiate a contract with Structural Engineering Associates, Inc. for structural review and inspection of the Pharr-Reynosa International Bridge.
- D) Consideration and action, if any, on letter of disengagement with Bracewell & Giuliani LLP to discontinue legal representation and transfer files and related materials to Ruben Barrera Langley & Banack, Inc.

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 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.

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.

- 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 sonia.hinojosa@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 28th day of June 2013, 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 28TH DAY OF JUNE 2013.



Hilda Pedraza

 HILDA PEDRAZA, TRMC
 CITY CLERK

_____ 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 _____, 2013 by,

Title: _____