



**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
TUESDAY, DECEMBER 17, 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) Submission of monthly report – Pharr Municipal Court
- C) Submission of November 2013 Tax Collection Report
- D) Submission of December 2013 Sales Tax Report
- E) City events of interest
- F) 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 November 18, 2013 – Regular-Special Called Meeting and November 25, 2013 Special Called Meeting and December 3, 2013 Regular Called Meeting.
- B) Consideration and action on Planning & Zoning Cases:
Public Hearing

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1. Rolando Limon d/b/a Poncho's Restaurant, is requesting 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 Lot 7, Henderson Plaza Subdivision Phase II, Pharr, Hidalgo County, Texas. The property's physical address is 808 N. Cage Blvd.

Plats:

2. AGES, representing Ray Aguilera, is requesting final plat approval of the proposed Bealuh Enterprises No. 1 Subdivision. The property is legally described as a tract of land containing 1.15 acre tract of land out of Lot 5, Block 11, A.J. McColl Subdivision, Pharr, Hidalgo County, Texas. The property is located at the 1200 Blk. of West Dicker Road.

REGULAR AGENDA – OPEN SESSION:

4. ORDINANCES AND RESOLUTIONS:

- A) Consideration and action, if any, on Ordinance designating code violations subject to a fine as Class C misdemeanors.
- B) Consideration and action, if any, on Ordinance establishing restrictions on permitting, certificates, and other city issued authorizations for persons and entities having outstanding city debts and obligations.
- C) Consideration and action, if any, on Resolution to determine a public necessity to acquire certain real property legally described as the West 4.0 acres out of Kelly-Pharr Tract, E15ac-N1/2 EXC. .644ac in Exprwy Lot 170, Pharr, Hidalgo County, Texas.
- D) Consideration and action, if any, on Resolution to determine a public necessity to acquire certain real property legally described as the southeast 9.5 acres out of Lot 123, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas.
- E) Consideration and action, if any, on Resolution to define downtown.

5. ADMINISTRATIVE:

- A) Consideration and action, if any, on nominations to the 2014 Rio Grande Valley Walk of Fame.
- B) Consideration and action, if any, on Letter of Support to the Rio Grande Regional Water Authority (RGRWA) for a Valley Strategic Water Management Planning Grant from the Texas Water Development Board (TWDB).
- C) Consideration and action, if any, authorizing Police Chief to purchase one (1) police vehicle from HGAC/Caldwell Chevrolet.

- D) Consideration and action, if any, on request from South Texas Walking Club to close Rancho Blanco Road from 100 meters east of Cage Blvd. to 100 meters west of Veterans Blvd. ("I" Road) for race walkers to practice on December 30, 2013, January 1, 2014, and January 2, 2014 from 9:00 am to 11:00 am.

6. CONTRACTS/AGREEMENTS:

- A) Consideration and action, if any, authorizing City Manager to negotiate a contract with Structural Engineering Associates, Inc. for preparing plans and specifications for repairs to the Pharr-Reynosa International Bridge.
- B) Consideration and action, if any, on COPSYNC bridge loan.
- C) Consideration and action, if any, authorizing City Manager to negotiate contract with Portable Cold Solutions.
- D) Consideration and action, if any, authorizing and directing City Manager in relation to the proposed Pharr-Donna agreement.
- E) Consideration and action, if any, terminating contract with Linebarger Goggan Blair & Sampson, L.L.P.
- F) Consideration and action, if any, authorizing City Manager to execute contract with Perdue Brandon Fielder Collins & Mott, L.L.P.

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

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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 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 13th day of December, 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 13th DAY OF DECEMBER, 2013.



Hilda Pedraza

HILDA PEDRAZA, TRMC
CITY CLERK

_____ hereby certifies 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 _____, 2013 by,

Title: _____