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, FEBRUARY 17, 2015

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. **PROCLAMATIONS:**

   A) Presentation of Proclamation proclaiming February 17, 2015 as Tim's Coats Day.

   B) Presentation of Proclamation proclaiming February 21, 2015 as Children's Advocacy Center, Estrella's House Day.

   C) Presentation of Proclamation proclaiming the month of February 2015 as Teen Dating Violence Awareness and Prevention Month.

3. **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
   C) Submission of January 2015 Tax Collection Report
   D) Submission of February 2015 Sales Tax Report
   E) City events of interest
   F) Legislative/Project Update
   G) Comprehensive Quarterly Financial Report for FY 2014-2015 (1st Quarter – October 1, 2014 through December 2014)

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) Approval of Minutes for January 22, 2015 – Regular-Special Called Meeting and February 3, 2015 – Regular Called Meeting.

B) Consideration and action, if any, authorizing City Manager to advertise for Street Striping for Public Works Annual Use (FY2014-2015).

C) Consideration and action, if any, on Change Order #1 in the additional amount of $55,902.82 to Cutler Repaving Contract for Repaving of East El Dora (US 281 to Veterans Road).

D) Consideration and action, if any, on, Change Order #1 in the additional amount of $64,681.80 to IOC Company Contract for Asphalt Material for Repaving of East Eldora (US 281 to Veterans Road).

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

1. Varinia, L.L.C., d/b/a La Barra, 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 4 & 5 La Quinta Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 5808 South Cage Boulevard.

2. Charles D. Mueller, representing Lynn Tract, LP, a Texas Limited Partnership, has filed with the Planning and Zoning Commission a request for a change of zone from an Agricultural and/or Open Space District (A-O) to a General Business District (C). The property is legally described as the northeast 2.16 acres (261'x360') out of Lot 203, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 400 and 500 Block of West Ridge Road.

PLATS:

3. Melden & Hunt Inc., representing Thomas F. Phillips, is requesting final plat approval of the proposed Jackson Ridge Court Subdivision Phase III. The property is legally described as being a re-subdivision of 6.565 acres, out of Lot 5, Block 7, A.J. McColl Subdivision, Pharr, Hidalgo County, Texas. The property is located at the 1000 Block of South Jackson Road.

4. Quintanilla Headley & Associates Inc., representing Vanguard Academy, Inc., Robert Olivarez, President, is requesting preliminary and final plat approval of the proposed Vanguard Academy Subdivision No. 8. The property is legally described as being a 7.20 acre tract of land being all of Lot 1, Vanguard Academy Subdivision No. 4 Replat of Vanguard Academy Subdivision No. 2 and No. 3, an addition to the City of Pharr, Hidalgo County, Texas. The property is located between the 1200 and 1500 Block of East Kelly Avenue.

REGULAR AGENDA – OPEN SESSION:

PUBLIC HEARING: Solicitation of comments on the creation of the City of Pharr-TIF Reinvestment Zone #2.

5. ORDINANCES AND RESOLUTIONS:

A) Consideration and action, if any, on Ordinance designating the City of Pharr – TIF Reinvestment Zone #2.

B) Consideration and action, if any, on Ordinance amending Ordinance No. O-84-45. (Late Hours Mixed Beverage Permits)

C) Consideration and action, if any, on Ordinance amending Ordinance No. O-2013-51. (Permitting)

D) Consideration and action, if any, on Ordinance amending Ordinance Nos. O-2011-56 and O-2008-47 Section E. (Conditional Use Permits)

E) Consideration and action, if any, on Resolution creating and appointing the Pharr Into the Future Master Plan Steering Committee. (TABLED)

F) Consideration and action, if any, on Resolution authorizing Police Chief to submit a grant application to the Office of the Governor Criminal Justice Division for the Pharr Police Department First Offender Project.

6. ADMINISTRATIVE:

A) Presentation by Linebarger Goggan Blair and Sampson, LLP on First Quarter Delinquent Property Tax Collection Report for the reporting period of October 1, 2014 through December 31, 2014.

B) Consideration and action, if any, accepting and approving Audit for FY 2013-2014 presented by Oscar R. Gonzalez & Associates.

C) Consideration and action, if any, awarding bid for the Sugar Road at Sioux Road Traffic Signal Project.

D) Consideration and action, if any, awarding bid for Wastewater Treatment Plant Secondary Clarifier No. 1 Replacement Project.

E) Consideration and action, if any, in naming special needs park, Dr. William Long City/School Park.

7. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, on Interlocal Cooperation Agreement between the City of Pharr and Hidalgo County Precinct 2 for East Eldora Road Improvements.

B) Consideration and action, if any, on Interlocal Cooperation Agreement between the City of Pharr and Hidalgo County Precinct 2 and Border Colonia Access Program for Navarro Street Improvements.

C) Consideration and action, if any, on Interlocal Cooperation Agreement between the City of Pharr and Hidalgo County for scofflaw services.

D) Consideration and action, if any, authorizing City Manager to negotiate contract with S&GE, LLC to update Water and Wastewater Master Plan.

E) Consideration and action, if any, authorizing City Manager to negotiate a 380 Incentive Program Agreement with McAllen Levcal, LLC.

8. 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 - 7 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 551.076, 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.

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

10. **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 February 2015, at 5:00 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 FEBRUARY 2015.

CITY OF PHARR PHARR TEXAS

HILDA PEDRAZA, TRMC
CITY CLERK

I certify 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 _____, 2015 by,

_____ Title:_____