



**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 5:10 P.M. ON
TUESDAY, OCTOBER 6, 2015**

The City of Pharr has called this meeting as allowed pursuant to Texas law, city charter, and Ordinance O-2015-28. The governing body may recess from day to day when it does not complete consideration of a particularly long subject as authorized by law. All persons desiring to address the governing body must register with the presiding city clerk prior to the scheduled meeting.

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.
- C) Public Comments. (Ordinance No. O-2015-28)
A registered speaker may speak on several items or topics of public concern; however, a speaker may not exceed three (3) minutes as a whole when addressing the board. A registered speaker may not donate time to another speaker. No more than five (5) registered persons may speak at a scheduled meeting. A sign-in form must be filled out prior to the meeting to allow the registered speaker to address the governing body.

2. PROCLAMATIONS:

- A) Presentation of Proclamation proclaiming Pharr Professional Fire Fighters Local Fill the Boot Day.
- B) Presentation of Proclamation proclaiming Red Ribbon Week.

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) City Events of Interest

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 September 8, 2015 – Special Called Meeting; September 15, 2015 – Regular Called Meeting; September 23, 2015 – Special Called Meeting; and September 23, 2015 – Joint Workshop Session. (ADMINISTRATION)
- B) Consideration and action, if any, authorizing City Manager to advertise for bids for the Purchase and Delivery of Construction Materials (Type D HMAC-Limestone Aggregate, Type D Cold Mix-Limestone Aggregate, Type F Grade 3 Caliche, Concrete Mix, Reinforced Concrete Pipe, Pavement Markings) for Public Works annual use FY2015-2016. (PUBLIC WORKS)
- C) Consideration and action, if any, authorizing City Manager to advertise for bids for the 1st Year – Phase “A” Street Paving Program. (ENGINEERING)
- D) Consideration and action, if any, authorizing City Manager to advertise for bids for the construction of pedestrian bridge at Jones Box Park. (ENGINEERING)
- E) Consideration and action, if any, authorizing City Manager to advertise for proposals for engineering services for the electrical system at the Pharr Aquatic Center in conjunction with PSJA ISD. (ENGINEERING)
- F) Consideration and action on Planning & Zoning Cases:

Public Hearing:

- 1. El Bucanero, L.L.C., 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 being a 1.765 acre tract of land, more or less, out of Lot 97, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located at 1209 East Nolana Loop. CUP#150953

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2. La Fonda 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 being a .07 acre tract of land, more or less, out of Lot 1, Jackson Ridge Court Subdivision Phase II, Pharr, Hidalgo County, Texas. The property is located at 1201 South Jackson Road, Suite 7. CUP#150954
3. Steve Spoor, P.E., representing Zuko Family 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 Limited Industrial District (L-I). The property is legally described as the East 20 acres of Lot 356, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is physically located at 201 East Anaya Road. COZ#150956

PLATS:

4. Sam Engineering & Surveying, Inc., representing Matthew Camp, AIV, is requesting preliminary plat approval of the proposed Master Plan of RK Commercial Subdivision. The property is legally described as being a 10.90 acre tract of land being 9.64 acres out of Lot 17, and 1.26 acres out of Lots 18, Block 161, L.R. Bell Development "E" Subdivision, Pharr, Hidalgo County, Texas. The property is located between the 1200 and 1600 Block of Interstate 2 E (US HWY 83). SUB#150715

REGULAR AGENDA – OPEN SESSION:

5. ORDINANCES AND RESOLUTIONS:

- A) Consideration and action, if any, on Ordinance designating the City of Pharr – TIF Reinvestment Zone #2. (TABLED)
- B) Consideration and action, if any, on Ordinance amending Article IX, Firefighters and Police Officers Civil Service Ordinance authorizing an increase in the classification of Police Officers from 104 to 110. (POLICE)
- C) Consideration and action, if any, on Ordinance establishing policies and procedures for the use and/or disposition of city property. (DEVELOPMENT SERVICES)
- D) Consideration and action, if any, on Resolution appointing/reappointing one (1) member to the Parks & Recreation Committee. (PARKS & REC)
- E) Consideration and action, if any, on Resolution for nomination of (1) one person to the Board of Directors of the Hidalgo County Appraisal District. (ADMINISTRATION)

6. ADMINISTRATIVE:

- A) Consideration and action, if any, authorizing the Pharr Police Department to participate in the Secure Ballistic Disposal and Recycling Program with Fiber Brokers International, LLC. (POLICE)
- B) Consideration and action, if any, appointing voting delegate and an alternate to cast the City's vote at the National League of Cities Annual Business Meeting on Saturday, November 7, 2015. (ADMINISTRATION)
- C) Consideration and action, if any, authorizing Rainbow RGV Community Partners to utilize Jose "Pepe" Salinas Civic Center's large hall on Saturday, December 19, 2015. (PARKS & REC.)
- D) Submission of approved City of Pharr Budget FY2015-2016. (FINANCE)

7. PURCHASING:

- A) Consideration and action, if any, on Change Order #2 in the amount of add \$120,682.50 and additional 40 calendar days for the Capote and Las Milpas Parks Street Improvements project. (ENGINEERING)
- B) Consideration and action, if any, awarding bid for sludge management services for the Water Treatment Plant and Wastewater Treatment Plant. (UTILITIES)

8. CONTRACTS/AGREEMENTS:

- A) Consideration and action, if any, authorizing Human Resources and Finance Departments to negotiate contract with the HayGroup for Other Post-Employment Benefits (OPEB) liability analysis.
- B) Consideration and action, if any, on professional services agreement with Cathy B. Jones, CPA, CIA, CFE, CRMA for internal audit services. (FINANCE)
- C) Consideration and action, if any, on Letter of Interest with Schneider Electric Buildings Americas, Inc. for energy and sustainability services.
- D) Consideration and action, if any, awarding proposal for restaurant operation services at the Boggus Ford Events Center. (EVENTS CENTER)
- E) Consideration and action, if any, on reimbursement contract between City of Pharr and Pharr Economic Development corporation for the Pharr Produce District Subdivision Phase 1. (PEDC)

F) Consideration and action, if any, on occupancy agreement with Pharr International Services LLC. (LEGAL)

9. LEGAL:

A) Consideration and action, if any, on compromise, release and indemnity agreement with Pharr International Services. (LEGAL)

10. 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 - 9 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.

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

12. 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 imelda.barrera@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 2nd day of October, 2015, at 5:45 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 2nd DAY OF OCTOBER 2015.

Imelda Barrera

HILDA PEDRAZA, TRMC
for 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: _____