

**MINUTES
BOARD OF COMMISSIONERS
REGULAR CALLED MEETING
MONDAY, NOVEMBER 7, 2016 AT 5:00 P.M.
118 SOUTH CAGE 2ND FLOOR**

The Board of Commissioners of the City of Pharr, Texas, met in a Regular Called Meeting on Monday, November 7, 2016 and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT: Mayor Ambrosio Hernandez
Comm. Eleazar Guajardo
Comm. Roberto Carrillo
Mayor Pro-Tem Oscar Elizondo, Jr.
Comm. Edmund Maldonado
Comm. Ricardo Medina
Comm. Mario Bracamontes

BOARD OF COMMISSIONERS ABSENT: None

STAFF PRESENT: Juan G. Guerra, City Manager
Ed Wylie, Asst. City Manager
Hilda Pedraza, City Clerk
Imelda Barrera, Asst. City Clerk
Pilar Rodriguez, Interim City Engineer
Gary Rodriguez, Events Center Dir.
Karla Moya, Finance Director
Anali Cantu, HR Director
Ruben Villescas, Police Chief
Lenny Perez, Fire Chief
Roland Gomez, Development Services
Roy Garcia, Public Works Director
Eddie De Leon, Public Utilities Asst. Dir.
Roel Garza, Parks & Rec. Dir.
Raul Garza, CDBG Director
Adolfo Garcia, Library Director
Luis Bazan, Bridge Director
Tony Sandoval, Asst. PEDC Director

CITY ATTORNEY Patricia Rigney, Attorney

ITEM 1 CALL TO ORDER:

Mayor Hernandez called the meeting to order at 5:00 p.m. Roll Call established a quorum.

A) ROLL CALL AND POSSIBLE ACTION ON THE EXCUSING OF ANY ABSENT MEMBER OF THE GOVERNING BODY

All present.

B) PLEDGE OF ALLEGIANCE / INVOCATION

Juan G. Guerra, City Manager, led in the pledge of allegiance and Father Scott Penrod said the prayer.

ITEM 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**
- B) CITY EVENTS OF INTEREST**

Juan G. Guerra, City Manager, introduced the City Engineer's report and stated any questions could be entertained at this time.

Comm. Guajardo requested progress report of street repaving project.

Pilar Rodriguez, Interim City Engineer reported that Cutler Repaving would start repaving streets on North of Business 83 this coming week, weather permitting.

Juan G. Guerra, City Manager, introduced the City Events of interest. He reported the Veterans Day Parade and Fireworks would take place on Saturday, November 12, 2016 beginning at 4:30 p.m. at M. Rivas parking lot and ending at PSJA Stadium. He further stated the fireworks display would be at 7:00 p.m. from Liberty Middle School and an appreciation concert with Sueno Tejano and Southern Ashes would take place at 7:30 p.m. at American Legion Post #101, 417 South Cage.

Juan G. Guerra, City Manager, further reported on upcoming events at Boggus Ford Events Center for the month of November and invited everyone to attend a ribbon cutting ceremony for Joann Fabric and Craft Stores on Thursday, November 17, 2016 at 8:45 a.m. at 500 North Jackson.

Juan G. Guerra, City Manager, announced the Pharr Library would be hosting Commemorating Our Veterans on Thursday, November 10, 2016 from 6:00 p.m. to 8:00 p.m. recognizing local Koran War Veterans. He mentioned military memorabilia will also be on display.

Juan G. Guerra, City Manager, reported the City's Local Registrar received the 2016 Exemplary Five-Star Service Award from the Texas Department State and Health Services Vital Statistics Division. He stated the award acknowledges Vital Statistics partners who do their due diligence in timely and accurate registration of vital records and who go above and beyond the call of duty.

Juan G. Guerra, City Manager, announced Public Works Veterans Day float participated in Edinburg's Veterans Day Parade and won First Place. Lastly, he reported Operation Clean Sweep would take place on Saturday, November 19, 2016 at Fire Station #2 located at 120 W. Cherokee.

ITEM 3 PUBLIC COMMENTS/PUBLIC HEARINGS:

A) PUBLIC COMMENTS: (ORDINANCE NO. O-2015-28)

Juan Guerra, City Manager, introduced the item.

Kenneth Fletcher stated 165,000 visitors attended the Friendship for Wildlife in Santa Ana Wildlife Refuge in Alamo last year and stated native trees are vital for ecotourism. Mr. Fletcher spoke about item 5G and stated that he is still interested if the City was unable to find someone to serve on Planning & Zoning Commission and also on item 7A regarding Body Worn Cameras and stated officers should turn off their radios while interviewing the citizens.

B) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES: (ORDINANCE NO. O-2015-28)

Kenneth Fletcher stated he had visited the sites and suggested more cross training for residents applying for permits.

ITEM 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) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE AMENDING ORDINANCE NO. O-2016-20, PURCHASING MANUAL. (FINANCE) ADOPTION ON 1ST READING

- B) CONSIDERATION AND ACTION, IF ANY, ON REQUEST FROM PHARR- SAN JUAN-ALAMO ISD FOR THE USE OF THE JOSE "PEPE" SALINAS MEMORIAL CIVIC CENTER ON MONDAY, NOVEMBER 1, 2016 FROM 8:00 A.M. TO 12:00 P.M. AND FRIDAY, APRIL 21, 2017 FOR THE PARENT ENGAGEMENT DAY (PARKS & REC)
- C) CONSIDERATION AND ACTION, IF ANY, ON REQUEST FROM TEMPLO BETHEL CHURCH FOR THE USE OF THE JOSE "PEPE" SALINAS MEMORIAL CIVIC CENTER ON MONDAY, DECEMBER 12, 2016 FROM 6:00 P.M. TO 10:00 P.M. FOR THEIR EVENT TO HONOR THE CHURCH'S STAFF, LEADERS AND VOLUNTEERS (PARKS & REC)
- D) CONSIDERATION AND ACTION, IF ANY, ON REQUEST FROM PARENTS FOR MASH (MEDICAL ASSISTANCE AND SUPPORT FOR THE HANDICAPPED) FOR THE USE OF JOSE "PEPE" SALINAS MEMORIAL CIVIC CENTER ON FRIDAY, NOVEMBER 11, 2016 FROM 6:00 P.M. TO 11:00 P.M. FOR THEIR ANNUAL THANKSGIVING DINNER (PARKS & REC.)
- E) CONSIDERATION AND ACTION, IF ANY, ON REQUEST FROM PHARR-SAN JUAN-ALAMO ISD FOR THE USE OF THE BOGGUS FORD EVENTS CENTER ON WEDNESDAY, JANUARY 18, 2017 FROM 8:00 A.M. TO 4:00 P.M. FOR THE PSJA COLLEGE READINESS CAREER FAIR FOR ELEMENTARY STUDENTS (EVENTS CENTER)
- F) CONSIDERATION AND ACTION, IF ANY, RATIFYING REQUEST FROM ST. ANNE MOTHER OF MARY CATHOLIC CHURCH FOR STREET CLOSURE OF 400 BLOCK OF NORTH FIR STREET, 700 BLOCK OF EAST JUAREZ AVENUE, AND 400 BLOCK OF NORTH GUMWOOD STREET FOR THEIR ANNUAL FALL FESTIVAL ON SATURDAY, NOVEMBER 5, 2016 FROM 10:00 A.M. TO 10:00 P.M. (ADMINISTRATION)
- G) CONSIDERATION AND ACTION, IF ANY, ON REQUEST FROM RICK'S QUICK STOP FOR STREET CLOSURE OF 400 BLOCK OF WEST STATE AVENUE BETWEEN CANNA AND DAHLIA STREETS FOR THEIR CUSTOMER APPRECIATION EVENT ON SATURDAY, NOVEMBER 19, 2016 FROM 3:00 P.M. AND 6:00 P.M. (ADMINISTRATION)
- H) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO ADVERTISE FOR BIDS FOR THE DOWNTOWN PARK IMPROVEMENT AND DOWNTOWN LIGHTING IMPROVEMENT PROJECTS (ENGINEERING)
- I) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO ADVERTISE FOR BIDS FOR RECONSTRUCTION OF MOORE ROAD FROM CAGE BOULEVARD TO JACKSON ROAD (ENGINEERING)
- J) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO ADVERTISE FOR BIDS FOR THE SOUTH PHARR DEVELOPMENT AND RESEARCH FACILITY PROJECT (ENGINEERING)
- K) CONSIDERATION AND ACTION, IF ANY, ON ADVERTISING IN THE TEXAS INTERNATIONAL PRODUCE ASSOCIATION 2017 MEMBERSHIP DIRECTORY FOR \$1,000 (BRIDGE)
- L) CONSIDERATION AND ACTION, IF ANY, ON MEMBERSHIP DUES WITH TEXAS INTERNATIONAL PRODUCE ASSOCIATION (TIPA) IN THE AMOUNT OF \$2,000 (BRIDGE)
- M) CONSIDERATION AND ACTION, IF ANY, ON 2017 NATIONAL CUSTOMS BROKER & FORWARDERS ASSOCIATION OF AMERICA MEMBERSHIP DIRECTORY FOR \$2,399 (BRIDGE)
- N) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY OF PHARR TO HOST USS GONZALEZ COMMANDER STEFAN WALCH FOR EVENING OF SOCIAL AND CULTURAL EXCHANGES ON SATURDAY, NOVEMBER 12, 2016 (EVENTS CENTER)
- O) CONSIDERATION AND ACTION, IF ANY, ON DEVELOPMENT SERVICES CASES:

PUBLIC HEARINGS:

1. **ROLANDO GONZALEZ REQUESTED A LIFE-OF-THE-USE CONDITIONAL USE PERMIT TO ALLOW AN OVER-SIZED STORAGE UNIT (12'X12') IN A SINGLE-FAMILY RESIDENTIAL DISTRICT (R-1). THE PROPERTY IS LEGALLY DESCRIBED AS BEING LOT 35, VILLA ESTATES SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 1105 WEST DOUGLAS DRIVE CUP #160944**

Juan G. Guerra, City Manager, introduced the item and recommended approval of the consent agenda.

Comm. Maldonado moved to approve as recommended. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

At this time, Juan G. Guerra, City Manager, stated they would deviate to closed session. There was no objection.

ITEM 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

The time being 5:13 p.m., Mayor Hernandez stated the commission would be entering a closed session in accordance with Chapter 551 of the Texas Govt. Code to discuss agenda items listed in the public portion of the agenda and Pursuant to Sections 551.071, 551.072, 551.074, 551.076, 551.084 and 551.087.

ITEM 11 RECONVENE INTO REGULAR SESSION, AND CONSIDER ACTION, IF NECESSARY ON ANY ITEM(S) DISCUSSED IN CLOSED SESSION

The time being 5:59 p.m., Mayor Hernandez stated the commission had completed its closed session and would be resuming the open meeting.

REGULAR AGENDA – OPEN SESSION:

ITEM 5 ORDINANCES AND RESOLUTIONS:

- A) **CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE CREATING THE PHARR RESIDENTIAL DEVELOPMENT INCENTIVE PROGRAM (ADMINISTRATION) 2ND READING**

Juan G. Guerra, City Manager, introduced the item and recommended approval.

Comm. Carrillo moved to approve. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

- B) **CONSIDERATION AND ACTION, IF ANY, AMENDING ORDINANCE NO. O-2009-32 RELATING TO PROVISION OF WRECKER SERVICES IN THE CITY OF PHARR (ADMINISTRATION)**

Juan G. Guerra, City Manager, introduced the item and stated no action would be taken.

- C) **CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY OF PHARR, TEXAS, COMBINATION TAX AND REVENUE REFUNDING BONDS, TAXABLE SERIES 2017; AUTHORIZING A PRICING OFFICER TO APPROVE THE AMOUNT, THE INTEREST RATES, PRICE, REDEMPTION PROVISIONS AND TERMS THEREOF AND CERTAIN OTHER PROCEDURES AND PROVISIONS RELATED THERETO; AND CONTAINING OTHER MATTERS RELATED THERETO (FINANCE)**

Juan G. Guerra, City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

Ordinance No. O-2016-40 is filed with the City Clerk's Office.

- D) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE AUTHORIZING THE ISSUANCE OF THE CITY OF PHARR, TEXAS, COMBINATION TAX AND REVENUE REFUNDING BONDS, SERIES 2017; AUTHORIZING A PRICING OFFICER TO APPROVE THE AMOUNT, THE INTEREST RATES, PRICE, REDEMPTION PROVISIONS AND TERMS THEREOF AND CERTAIN OTHER PROCEDURES AND PROVISIONS RELATED THERETO; AND CONTAINING OTHER MATTERS RELATED THERETO (FINANCE)**

Juan G. Guerra, City Manager, introduced the item and recommended approval.

Comm. Medina **moved** to approve. Comm. Carrillo seconded the motion and when put to a vote, it carried unanimously.

Ordinance No. O-2016-41 is filed with the City Clerk's Office.

- E) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION AUTHORIZING VARIOUS ACTIONS TO PREPARE FOR THE APPROVAL OF A CERTAIN LOAN AGREEMENT BETWEEN THE CITY OF PHARR, TEXAS AND LONE STAR NATIONAL BANK LENDER; AND CONTAINING OTHER MATTERS RELATING THERETO (FINANCE)**

Juan G. Guerra, City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve. Comm. Maldonado seconded the motion and when put to a vote, it carried by a majority of six (6) ayes and one (1) abstention. Mayor Hernandez abstained from voting.

Resolution No. R-2016-66 is filed with the City Clerk's Office.

- F) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION IN SUPPORT OF A REGIONAL POTABLE WATER TRANSMISSION (ADMINISTRATION)**

Juan G. Guerra, City Manager, introduced the item and recommended approval.

Comm. Carrillo **moved** to approve. Comm. Maldonado seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2016-67 is filed with the City Clerk's Office.

- G) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION APPOINTING ONE (1) REGULAR MEMBER TO THE PLANNING & ZONING COMMISSION (DEVELOPMENT SERVICES)**

Juan G. Guerra, City Manager, introduced the item.

Comm. Carrillo **moved** to appoint Robert Hernandez as regular member to the Planning & Zoning Commission. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2016-68 is filed with the City Clerk's Office.

ITEM 6 ADMINISTRATIVE:

- A) PRESENTATION OF THE 2016 CITY OF PHARR PERFORMANCE REVIEW SURVEY (ADMINISTRATION)**

Juan G. Guerra, City Manager, introduced the item.

Michael Uhrbrock, UTRGV Data and Information Systems Center, presented a PowerPoint presentation on the 2016 Performance Review Survey. He stated the survey took place on October 11, 2016 at the Jose "Pepe" Salinas Memorial Civic Center and reported a total of 457 paper surveys were completed which is 76% of employees. Mr. Uhrbrock explained the survey was composed of three (3) sections rating the Mayor, City Commission, and City Manager and each section was based on 10 leadership statements. He stated all were rated between a scale of 3 and 4 meeting expectations overall amongst all.

Mayor Hernandez stated we were the only city that has conducted a performance review survey and thanked UTRGV for coordinating survey.

City Manager, Juan G. Guerra, stated some of the comments on the surveys were addressed even before the survey results came out. He stated this was part of the change of culture.

B) CONSIDERATION AND ACTION, IF ANY, AWARDED PROPOSAL FOR EMERGENCY MEDICAL SERVICES WITH MOBILE INTENSIVE CARE AMBULANCE SERVICE (FIRE)

Juan G. Guerra, City Manager, introduced the item and recommended Hidalgo County EMS as discussed in closed session.

Comm. Elizondo moved to approve Comm. Maldonado seconded the motion and when put to a vote, it carried unanimously.

ITEM 7 PURCHASING:

A) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING THE PURCHASE OF BODY WORN CAMERAS FROM COBAN IN THE AMOUNT OF \$67,175 (POLICE)

Juan G. Guerra, City Manager, introduced the item and recommended approval.

Comm. Maldonado moved to approve Comm. Elizondo seconded the motion and when put to a vote, it carried unanimously.

ITEM 8 CONTRACTS/AGREEMENTS:

A) CONSIDERATION AND ACTION, IF ANY, ON RENEWAL OF LEASE AGREEMENT WITH THE TEXAS ALCOHOLIC BEVERAGE COMMISSION (TABC) (BRIDGE)

Juan G. Guerra, City Manager, introduced the item and recommended approval.

Comm. Medina moved to approve Comm. Maldonado seconded the motion and when put to a vote, it carried unanimously.

B) CONSIDERATION AND ACTION, IF ANY, ON INTERLOCAL AGREEMENT WITH RIO GRANDE VALLEY ENTITLEMENT COMMUNITIES FOR ASSESSMENT OF FAIR HOUSING (AFH) PLAN (CDBG)

Juan G. Guerra, City Manager, introduced the item and recommended approval.

Comm. Carrillo moved to approve Comm. Elizondo seconded the motion and when put to a vote, it carried unanimously.

C) CONSIDERATION AND ACTION, IF ANY, ON INTERLOCAL AGREEMENT WITH HIDALGO COUNTY FOR TAX INCREMENT REINVESTMENT ZONE NUMBER TWO (TIRZ II) (ADMINISTRATION)

Juan G. Guerra, City Manager, introduced the item and recommended approval.

Comm. Elizondo **moved** to approve Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

ITEM 9 LEGAL:

A) CONSULTATION AND UPDATE WITH CITY ATTORNEY ON MARISELA MARTINEZ VS. CITY OF PHARR, CASE NO. CL-15-2970-F (LEGAL)

Juan G. Guerra, City Manager, introduced the item and stated no action was needed.

B) CONSULTATION AND ACTION, IF ANY, ON ATTORNEY SERVICES AND UPDATE ON MUNICIPAL COURT OPERATIONS (ADMINISTRATION)

Juan G. Guerra, City Manager, introduced the item and recommended approval as discussed in closed session.

Comm. Carrillo **moved** to approve. Comm. Medina seconded the motion and when put to a vote, it carried unanimously.

ITEM 12 ADJOURNMENT:

There being no other business to come before the board, Comm. Carrillo **moved** to adjourn. Comm. Medina seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 6:22 p.m.

CITY OF PHARR

AMBROSIO HERNANDEZ
MAYOR

**STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR**

ON THIS THE 7th DAY OF NOVEMBER, 2016 the Board of Commissioners of the City of Pharr, Texas convened in a **REGULAR CALLED MEETING** at the Commissioner's Room located at 118 S. Cage, 2nd Floor, Pharr, Texas. The meeting being open to the public and notice of said meeting, giving the date, place, subject, hereof, having been posted in accordance with Chapter 551, Texas Government Code (Open Meetings Act) and there being present a quorum, I, **HILDA PEDRAZA, CITY CLERK**, of the City of Pharr, Texas, certify that this is a true and correct copy of the minutes.

ATTEST:



HILDA PEDRAZA, CITY CLERK

APPROVED: December 5, 2016