

**MINUTES
BOARD OF COMMISSIONERS
REGULAR CALLED MEETING
MONDAY, MAY 1, 2017
118 SOUTH CAGE 2nd FLOOR**

The Board of Commissioners of the City of Pharr, Texas, met in a Regular Called Meeting on Monday, May 1, 2017 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. Ricardo Medina
Comm. Mario Bracamontes

BOARD OF COMMISSIONERS ABSENT: Comm. Edmund Maldonado

STAFF PRESENT: Juan G. Guerra, City Manager
Edward Wylie, Asst. City Manager
Hilda Pedraza, City Clerk
Imelda Barrera, Asst. City Clerk
Omar Anzaldua, City Engineer
Gary Rodriguez, Events Center Director
Karla Moya, Finance Director
Anali Cantu, HR Director
Rodolfo Martinez, Municipal Court Judge
Ruben Villescas, Police Chief
Leonardo Perez, Fire Chief
Melanie Cano, Development Services Dir.
Oscar De Leon, Public Utilities Dept.
Sergio Alains, Parks & Rec. Director
Raul Garza, CDBG Director
Adolfo Garcia, Library Director
Jason Arms, I.T. Director
Luis Bazan, Bridge Director
Victor Perez, PEDC II Director

CITY ATTORNEY Patricia Rigney, Attorney

ITEM 1. CALL TO ORDER

Mayor Hernandez called the meeting to order at 5:12 p.m. Roll Call established a quorum.

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

Comm. Maldonado was absent from meeting and no action was taken by Board of Commissioners.

B) PLEDGE OF ALLEGIANCE/INVOCATION

Juan G. Guerra, City Manager, led in the pledge of allegiance and Ruben Villescas said the invocation.

At this time Juan G. Guerra, City Manager, stated they would deviate from the agenda and go to Item 5. There was no objection.

ITEM 5. CONSENT AGENDA

A) APPROVAL OF MINUTES FOR APRIL 17, 2017 CITY COMMISSION REGULAR CALLED MEETING (ADMINISTRATION)

- B) CONSIDERATION AND ACTION IF ANY, ON ORDINANCE AMENDING ORDINANCE NO. O-2003-04 (TELEPHONE, RADIO, CELLULAR, TELEVISION AND/OR OTHER TELECOMMUNICATIONS TOWERS AND ANTENNAS) 2ND READING (DEVELOPMENT SERVICES)
- C) CONSIDERATION AND ACTION, IF ANY, ON REQUEST FROM PSJA SCHOOL DISTRICT FOR THE USE OF THE TIERRA DEL SOL BANQUET ROOM ON SATURDAY, MAY 13, 2017 FROM 2:00 P.M. TO 8:00 P.M. FOR THEIR ANNUAL SWIM TEAM BANQUET (PARKS/PAL)
- D) CONSIDERATION AND ACTION, IF ANY, ON REQUEST FROM PSJA ISD FOR USE OF THE BOGGUS FORD EVENTS CENTER ON WEDNESDAY JUNE 7, 2017 FOR THE PURPOSE OF HOSTING A YOUTH MOTIVATIONAL CONFERENCE (EVENTS CENTER)
- E) CONSIDERATION AND ACTION, IF ANY, ON SPONSORSHIP FOR THE 3RD ANNUAL PSJA ECHS BEAR SCHOLARSHIP CLASSIC GOLF TOURNAMENT IN THE AMOUNT OF \$1,000. (BRIDGE)
- F) CONSIDERATION AND ACTION, IF ANY, ON SPONSORSHIP FOR THE RIO GRANDE VALLEY PARTNERSHIP FOUNDATIONS 28TH ANNUAL VALLEY PROUD HONORS BANQUET IN THE AMOUNT OF \$1,000. (BRIDGE)
- G) CONSIDERATION AND ACTION, IF ANY, ON ASOCIACION DE AGENTES ADUANALES DE REYNOSA "GUAYABERA" SPONSORSHIP (BRIDGE)
- H) CONSIDERATION AND ACTION, IF ANY, ON SPONSORSHIP FOR THE RIO GRANDE VALLEY LITERACY IN THE AMOUNT OF \$1,000 FOR THEIR 6TH ANNUAL BOOTS & BLING ON THURSDAY, JUNE 1, 2017 (ADMINISTRATION)
- I) CONSIDERATION AND ACTION, IF ANY, ON UT-RGV PROPOSAL FOR TRADE DASHBOARD AND ANNUAL REPORT FOR THE PHARR INTERNATIONAL BRIDGE (BRIDGE)
- J) CONSIDERATION AND ACTION, IF ANY, ON ENGAGEMENT OF HUTCHINSON, SHOCKEY, ERLEY & CO. FOR UNDERWRITING SERVICES IN CONNECTION WITH THE ISSUANCE OF \$26,645,000 COMBINATION TAX & REVENUE REFUNDING BONDS, SERIES 2017 (ADMINISTRATION)
- K) CONSIDERATION AND ACTION, IF ANY, ON DEDUCT CHANGE ORDER NUMBER 1 AND FINAL RECONCILIATION OF QUANTITIES FOR THE SUGAR ROAD AT ELDORA ROAD TRAFFIC SIGNAL (ENGINEERING)
- L) CONSIDERATION AND ACTION, IF ANY, ON DEVELOPMENT SERVICES CASES: (ADMINISTRATION)
 - 1. ALL SQUARE, INC., REPRESENTED BY MR. RAMIRO ARMENDARIZ, D/B/A JACKIE'S, REQUESTED 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 COLONIA SANTA BARBARA, S150' OF LOTS 5-10, BLOCK 1, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 819 WEST FERGUSON. CUP#120419 (DEVELOPMENT SERVICES)

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

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

REGULAR AGENDA - OPEN SESSION

ITEM 6. ORDINANCES AND RESOLUTIONS

A) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE ESTABLISHING REQUIREMENTS, ADMINISTRATIVE APPROVAL, ROUTES FOR ALL 5K,10K, AND HALF MARATHON EVENTS AND OTHER APPLICABLE ACTIVITIES. - 1ST READING (PARKS/PAL)

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

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

B) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE AMENDING APPENDIX "A", ARTICLE X. BY ADDING SECT. 1.87.1 - "RULES OF PROCEDURE FOR APPEALS OF MUNICIPAL APPORTIONMENT OF INFRASTRUCTURE COSTS" (ADMINISTRATION)

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

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

Ordinance No. O-2017-17 is filed with the City Clerk's Office.

C) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION APPOINTING FIVE (5) REGULAR MEMBERS TO THE SOUTH PHARR OUTREACH LIBRARY BOARD (ADMINISTRATION)

Juan G. Guerra, City Manager, introduced the item and recommended Diana Ruiz, Chairperson, Claudia Garcia, Liliana Gomez, Nathalie Farias, and Nayla Palacios.

Comm. Medina moved to appoint Diana Ruiz, Chairperson, Claudia Garcia, Liliana Gomez, Nathalie Farias, and Nayla Palacios to the South Pharr Outreach Library Board. Comm. Guajardo seconded the motion and when put to a vote, it carried unanimously.

Resolution No. R-2017-30 is filed with the City Clerk's Office.

D) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION CONCERNING AEP REQUEST FOR APPROVAL OF A DISTRIBUTION COST RECOVERY FACTOR (ADMINISTRATION)

Juan G. Guerra, City Manager, introduced the item and briefly stated resolution was to deny the application by AEP Texas.

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

Resolution No. R-2017-31 is filed with the City Clerk's Office.

ITEM 7. CONTRACTS/AGREEMENTS

A) CONSIDERATION AND ACTION, IF ANY, RATIFYING MEMORANDUM OF AGREEMENT FOR SOCIAL WORK FIELD EDUCATION FROM UNIVERSITY OF TEXAS RIO GRANDE VALLEY (POLICE)

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

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

B) CONSIDERATION AND ACTION, IF ANY, ON AWARD OF CONTRACT FOR ENERGY CONSULTING SERVICES (BID NO. 1617-01-510-0023) (ADMINISTRATION)

Juan G. Guerra, City Manager, introduced the item and recommended Marco A. Arredondo, Inc.

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

C) CONSIDERATION AND ACTION, IF ANY, ON AWARD OF CONTRACT FOR THE JONES BOX PARK LANDSCAPE AND IRRIGATION IMPROVEMENTS (BID NO. 1617-01-528-0028) (ENGINEERING)

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

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

At this time Juan G. Guerra, City Manager, stated they would deviate from the agenda and go to Item 2. There was no objection.

ITEM 2. PROCLAMATIONS

D) PROCLAMATION PROCLAIMING LIONSVILLE DAY IN PHARR (EVENTS CENTER)

Mayor Hernandez read proclamation proclaiming May 1, 2017 as Lionsville Day in Pharr.

At this time, students of IDEA Pharr School exchanged places with the Board of Commissioners and students read City Events of Interest.

ITEM 3. CITY MANAGER'S REPORTS

A) CITY EVENTS OF INTEREST (ADMINISTRATION)

Mayel Diaz, Lionsville City Manager, reported the Parks & Recreation Department would be having their annual Spring Recreation Program Recital taking place on Wednesday, May 10, 2017 at 6:00 p.m. at the Jose "Pepe" Salinas Civic Center.

Emily Santana, Lionsville City Judge, reported that PAL Adelitas High School Rugby Team would be traveling to Austin on Saturday, May 6, 2017, to compete in the Rugby Texas Girls High School State Championship Finals.

Hannah Martinez, Lionsville Commissioner 2, reported the Pharr Aquatic Center would be hosting the annual PSJA ISD Special Needs Day at the park on Sunday, May 7, 2017 from 4:00 p.m. to 8:00 p.m.

Benjamin Gonzalez, Lionsville Commissioner 1, reported the PEDC Department would be hosting a Ribbon Cutting at Eddie's Tacos on Tuesday, May 2, 2017 at 11:00 a.m. located at 825 W. Ferguson. He also announced Palm Valley Funeral Home would be having a Grand Opening and Ribbon Cutting on Monday, May 2, 2017 at 4:00 p.m. located at 4607 N. Sugar Road.

Jimena Renteria, Lionsville Assistant City Manager, reported PEDC would be hosting the National Day of Prayer on Thursday, May 4, 2017 at 12:00 p.m. to take place at Pharr City Hall Parking Lot at 118 S. Cage Boulevard. She also announced Cricket Wireless would be having a Grand Opening and Ribbon Cutting on Friday, May 5, 2017 at 2:00 p.m. to be located at 500 N. Jackson Road, Suite N-8. Lastly, she announced the Pharr Economic Development Corporation would be hosting a mixer on Wednesday, May 10, 2017 at 6:00 p.m. at the PEDC building in celebration of International Economic Development Week and stated this was a free event and invited the local business community to attend.

Azul Villarreal, Lionsville Mayor, reported that S&P Global Ratings assigned its "A+" rating to the City of Pharr, Texas series 2017 combination tax and revenue refunding bonds. At the same time, S&P Global Ratings affirmed a "A+" rating on the city's general obligation debt outstanding. Mayor Villarreal stated the City of Pharr was in great financial shape.

Sandy Marichalar, Minitropolis Manager at IDEA School Pharr, and Sonia Aguilar, IDEA School Principal, stated they would like to continue working with the City of Pharr as the years progress.

Azul Villarreal, Lionsville Mayor, thanked the Board for the proclamation and hoped that Lionsville is as successful as the City of Pharr.

Mayor Hernandez thanked the Lionsville Mayor and Commission for coming by and stated he was very proud of them and wished them success in their City of Lionsville. Juan G. Guerra, City Manager, stated we would continue with several more proclamations.

A) PROCLAMATION PROCLAIMING PUBLIC SERVICE RECOGNITION WEEK (HR)

Mayor Pro-Tem Elizondo read proclamation proclaiming the week of May 7-13, 2017 as Public Service Recognition Week. Anali Alanis, Human Resource Director, thanked the Board for the proclamation and for recognizing the City of Pharr employees for their hard work.

C) PROCLAMATION PROCLAIMING 2017 NATIONAL POLICE WEEK (POLICE)

Mayor Pro-Tem Elizondo read proclamation proclaiming the week of May 15-23, 2017 as National Police Week. Sergeant Max Longoria and Police Officer Joe Cantu thanked the Board for honoring the men and women at the Police Department. Sergeant Longoria extended an invitation to the Board to attend a ceremony on May 9, 2017 at 10:00 a.m. to honor the memory of fallen officer Sergeant J. L. Garcia.

B) PROCLAMATION PROCLAIMING ECONOMIC DEVELOPMENT WEEK (PEDC II)

Mayor Pro-Tem Elizondo read proclamation proclaiming the week of May 8-13, 2017 as Economic Development Week. Victor Perez, PEDC Director, thanked the Board for the proclamation and recognized PEDC staff and PEDC Board for their outstanding work. Mr. Perez also extended an invitation to the Board for a Social Mixer at PEDC on May 10, 2017 at 5:30 p.m.

At this time Juan G. Guerra, City Manager, stated they would deviate from the agenda and go to Item 3. There was no objection.

ITEM 3. CITY MANAGER'S REPORTS

B) CITY ENGINEER'S REPORT (ENGINEERING)

Juan G. Guerra, City Manager, introduced the City Engineer's Report and stated any questions could be entertained at this time. There were no questions.

ITEM 4. PUBLIC COMMENTS/PUBLIC HEARINGS

A) PUBLIC COMMENTS

Juan Guerra, City Manager, introduced the item.

Kenneth Fletcher stated this was a traditional time to complain about excessive noise and lights from Costco. He further thanked the Commission for voting down the Resolution from AEP which might of been an additional fee to the citizens. Lastly, he mentioned all ordinances need to be complied with in order to get an alcohol permit and state licenses.

Juan G. Guerra, City Manager, called upon Crisanto Garcia. Mr. Garcia was not present.

Thomas Rey Garcia stated two months ago he was told to start working on a Resolution so that the City of Pharr could start planning and developing a cost effective and model curbside recycling program. He explained the Resolution would establish a recycling program, awareness and education, and establish an Interlocal Green Commission to include city officials, school leaders and business owners. Mr. Garcia recommended that the City of Pharr enter into a partnership with PSJA ISD to secure resources, physical space, funding and grants, and overall support. Lastly, he stated that he hopes the city takes a proactive approach to this Resolution and the Commission considers passing this Resolution.

Lorena Singh, Parks and Recreation Advisory Board member, reported April 23, 2017 thru April 29, 2017 was National Volunteer Week and wanted to recognize several individuals who chose to volunteer their time for the betterment of the community. Ms. Singh stated in 2016 they started the Adopt a Park Program and with the help of some youngsters, they adopted Jones Box Park. She stated every weekend they cleaned the park from 6:00 p.m. to 8:00 p.m. and mentioned these volunteers gave the City of Pharr 35 community hours. In addition, in 2016 they created the first community garden in the City of Pharr and stated Texas A&M Agricultural Life Extension Program and Roel Garza from Parks & Recreation Department provided the support and materials needed to get this project moving. Ms. Singh further stated 17 young ladies from Buell High School along with their progressive principal were eager to learn about gardening and started making what began an idea a reality. Lastly, she encouraged the City Commission, the Mayor and city leaders to connect with our volunteers in order to see more involvement in labor in community service. She thanked them because without their social participation, our city cannot move forward.

B) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES:

No action was taken on this item.

At this time, Mayor Pro-Tem Elizondo stated today would be his last meeting and thanked his supporters and his constituents for the 9 years he has been in office. He

stated when he was elected he came in with the right intentions and never abused his power at the City of Pharr. He also stated his decision was in the best interest of the City of Pharr and the city was in a better place, and continues to be on the right track. Lastly, he thanked some people whom he got close to and have been supportive.

Mayor Hernandez stated it takes a great man to run for public office. He stated it was a great sacrifice undertaken by his family and the person running for office. Mayor Hernandez commented there was no doubt in his mind that Mayor Pro-Tem Elizondo has done exactly what he has stated. Mayor Hernandez also stated he always had the City of Pharr's best intentions and he always voted his conscience. He further thanked Mayor Pro-Tem Elizondo for his service.

Commissioner Carrillo echoed Mayor Hernandez comments and thanked Mayor Pro-Tem Elizondo for the great job he has done for our community and expressed that he was very proud of him.

The time being 5:46 p.m., Commissioner Carrillo left the meeting.

At this time, Mayor Hernandez, stated they would deviate and go into closed session. There was no objection.

ITEM 9. 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. IN ACCORDANCE WITH THE FOLLOWING BELOW

The time being 5:47 p.m., Mayor Hernandez stated the commission would be entering closed session in accordance with Chapter 551 of the Texas Gov't. 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 10. RECONVENE

The time being 6:09 p.m., Mayor Hernandez stated the commission would be resuming the open meeting.

ITEM 8. LEGAL

A) DISCUSSION AND POSSIBLE ACTION ON POTENTIAL LITIGATION. (HR)

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

B) DISCUSSION AND ACTION, IF ANY, ON LETTER FROM CTL CAPITAL CONCERNING ELECTRICAL SUBSTATION (ADMINISTRATION)

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

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

C) DISCUSSION AND ACTION, IF ANY, ON POTENTIAL LITIGATION CONCERNING TEXAS RESOURCE CONSULTANTS, LLC. (ADMINISTRATION)

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

ITEM 11. ADJOURNMENT

There being no other business to come before the board, Comm. Elizondo moved to adjourn. Comm. Medina seconded the motion and when put to a vote, the motion carried unanimously. Meeting adjourned at 6:10 p.m.

CITY OF PHARR



AMBROSIO HERNANDEZ
MAYOR

STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR

ON THIS THE 1st DAY OF MAY 2017 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: May 15, 2017