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 4:00 PM ON
MONDAY, MAY 7, 2018

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

2. PROCLAMATIONS:

A) Proclamation proclaiming Motorcycle Safety Awareness Month.

3. PUBLIC COMMENTS/PUBLIC HEARINGS:

A) 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.*

B) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES: *(Ordinance No. O-2015-28). A registered speaker during the public hearing may not exceed three (3) minutes when addressing the board. A sign-in form for participation in public a hearing shall be promulgated by the city clerk and be made available at the city clerk's office. The public hearing sign-in form shall include the person or entity's name, address, telephone number, other contact information, organization if applicable, and other notices, authorizations, and acknowledgements as may be allowed by law from time to time. No registered speaker may be allowed to address the governing body once the public hearing has closed.*

4. 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.

5. 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 April 16, 2018 Regular Called Meeting. (ADMINISTRATION)

B) Consideration and action on Resolution authorizing Pharr Police Department to participate on the FY 2017 Operation Stone Garden Grant # 3173103. (POLICE)

C) Consideration and action on Memorandum of Understanding between City of Pharr and PSJA ISD for City of Pharr Independence Day Festival on Saturday, June 30, 2018. (EVENTS CENTER)

D) Consideration and action on approving contract with Pyro Shows of Texas for fireworks display for the City of Pharr Independence Day Festival on Saturday, June 30, 2018 at Dr. William Long Elementary. (EVENTS CENTER)

E) Consideration and action on Merchant Service Agreement with EPX for the Toll Collection System. (BRIDGE)

F) Consideration and action on waiving the fees for the Pharr Crime Stoppers Inc. golf tournament. (PARKS)

G) Consideration and action authorizing City Manager to advertise for bids for decorative fence project at Guadalupe Cemetery. (PARKS)

H) Consideration and action on Development Services Cases:

1. Joel Cantu has filed with the Planning and Zoning Commission a request for a Life-of-the-Use Conditional Use Permit to allow an Oversized Storage Unit (12' x 12', 10 feet in height) in a Single-Family Residential District (Small Lots) (R-1A).The property is legally described as being all of Lots 7 & 8, Block 155, Fir Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 916 East Cortez Avenue. CUP#180320

2. Las Pupusas Del Itacate, LLC. has filed with the Planning and Zoning Commission a request for a 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 being 0.054 acres out of Lot 1A, Tim Development Subdivision, Pharr, Hidalgo County, Texas.The property's physical address is 807 South Jackson Road, Suite 6. **CUP#180318**

3. Reyes Garza, d/b/a The Fraternal Order of Eagles of Pharr, Texas, is requesting renewal of the Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption in a Business District (C-2). The property is legally described as Lot 3, Block 58, Pharr Original Townsite Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 305 South Cage Boulevard. **CUP#060312**

4. 1500 Hall Acres, LLC has filed with the Planning and Zoning Commission a request for a change of zone from Agricultural and/or Open Space District (A-O) and General Business District (C) to Single-Family Residential District (R-1). The subject site is located on the north side and within the 1500 block of West Hall Acres Road. The property consists of three (3) tracts which total 13.785 acres, more or less, out of Lots 5 & 6, Block 8, A.J. McColl Subdivision, Pharr, Hidalgo County, Texas. **COZ#180316**

REGULAR AGENDA - OPEN SESSION:

6. ORDINANCES AND RESOLUTIONS:

A) Consideration and action, if any, on Ordinance amending Ordinance Nos. O-90-18 and O-2006-56 for the establishment and administration of Records Management Program. ***(Adoption on 1st Reading)*** (ADMINISTRATION)

B) Consideration and action, if any, on Ordinance relating to On-Site Queuing Requirements. ***(2nd Reading)*** (DEVELOPMENT SERVICES)

C) Consideration and action, if any, on Ordinance amending Ordinance O-2017-41 for budget amendments to the Fiscal Year 2017-2018 Budget. ***(Adoption on 1st Reading)*** (FINANCE)

D) Consideration and action, if any, on Resolution appointing/re-appointing City Clerk and Assistant City Clerk. (ADMINISTRATION)

E) Consideration and action, if any, on Resolution appointing one member to the Parks and Recreation Advisory Board. (PARKS)

7. ADMINISTRATIVE:

A) Consideration and action, if any, on selecting various Engineering Firms to be part of a list of qualified firms to provide Professional Engineering Services for Projects requiring General Civil Engineering, Traffic Engineering, Construction Engineering Inspection, Structural Engineering, MEP, and Electrical Engineering based on the Statement of Qualifications (Project No. 1718-01-528-S002-289). **(TABLED)** (ENGINEERING)

B) Consideration and action, if any, on selecting various Engineering Firms to be part of a list of qualified firms to provide Professional Engineering Services for Water and Wastewater Improvement Projects based on the Statement of Qualifications (Project No. 1718-01-528-S001-362). **(TABLED)** (ENGINEERING)

8. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, authorizing City Manager to negotiate and enter into a contract with The Warren Group Architects, Inc. for Professional Architectural Services for the Conceptual Design and Master Planning of the Fire Fighthers Park adjacent to Fire Station No. 1. (Project #1718-01-522-S007-001) (ENGINEERING)

B) Consideration and action, if any, authorizing City Manager to negotiate and enter into a contract with R. Gutierrez Engineering Corporation for Professional Engineering Services for the addition of a Right Turn Lane and Center Median on Jackson Rd. between Kelly Ave and IH-2 Frontage Rd. (Project #1718-01-528-S006-001) (ENGINEERING)

C) Consideration and action, if any, on award of contract for the City of Pharr International Bridge Facility Expansion and Renovations (Project No. 1718-70-510-C003-393). (ENGINEERING)

D) Consideration and action, if any, authorizing City Manager to enter and negotiate a contract with Ruben Escobar of Diseno, Inc. for Professional Architectural Services for the design of a Downtown Park. (Project #1718-01-522-S005-001) (PARKS)

9. LEGAL:

A) Consideration and action, if any, ratifying Agreement between the City of Pharr and Lot 35 Southgate Subdivision. (ADMINISTRATION)

B) Consultation and update with Legal on the following cases: Gloria Sauceda v. City, CL-17-1659-E; Elijah Smith v. City, C-0407-17-J; Francisco Marin v. City,et al, 18-CV-0002; Gabriel Cabrera v. City, et al, 17-CV-00396; Carlos Mandujano v. City, 18-CV-00003 (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 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 items(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 4th day of May, 2018 at 3:45 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 4th day of May 2018.

HILDA PEDRAZA, TRMC, CMC
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 _____, 20___ by,

_____ Title: _____