

**MINUTES
BOARD OF COMMISSIONERS
REGULAR CALLED MEETING
TUESDAY, SEPTEMBER 4, 2018
118 SOUTH CAGE 2nd FLOOR**

The Board of Commissioners of the City of Pharr, Texas, met in a Regular Called Meeting on Tuesday, September 4, 2018 and following is the record of attendance.

BOARD OF COMMISSIONERS PRESENT: Mayor Ambrosio Hernandez
Comm. Eleazar Guajardo
Comm. Ramiro Caballero
Comm. Roberto “Bobby” Carrillo
Comm. Ricardo Medina
Comm. Daniel Chavez (arrived at 4:01 pm)
Comm. Mario Bracamontes

BOARD OF COMMISSIONERS ABSENT: None

STAFF PRESENT: Juan G. Guerra, City Manager
Edward Wylie, Deputy City Manager
Hilda Pedraza, City Clerk
Omar Anzaldua, City Engineer
Gary Rodriguez, Events Ctr. Director
Karla Moya, Finance Director
Yessenia Ennis, HR
Marissa Hernandez, Municipal Court Judge
Leonardo Perez, Fire Chief
Jose Luengo, Police Chief
Melanie Cano, Dev. Services Dir.
Ricardo Pedraza, Public Works Director
Jose Villescas, Public Utilities Director
Sergio Alanis, Parks & Rec. Director
Raul Garza, CDBG Director
Jose Pena, I.T. Director
Luis Bazan, Bridge Director
Sandra Zamora, Purchasing Dir.
Danny Ramirez, Emerg. Comm. Director

CITY ATTORNEY Patricia Rigney, City Attorney

ITEM 1. CALL TO ORDER

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

Mayor Hernandez called the meeting to order at 4:00 p.m. Roll call established a quorum.

B) PLEDGE OF ALLEGIANCE/INVOCATION

Luis Bazan, Bridge Director, led in the pledge of allegiance said the invocation.

Comm. Chavez entered the meeting at this point of the agenda. The time being 4:01 p.m.

ITEM 2. PROCLAMATIONS

A) PROCLAMATION PROCLAIMING NATIONAL DAY OF REMEMBRANCE FOR MURDER VICTIMS

Robert Garcia, President of Families & Friends of Murdered Children, Inc., introduced families of murdered victims and Mario Garza, Liaison at Pharr Police

Department. He stated their purpose was to educate homicide survivors and the public about resources for victim assistance and rights, advocacy and community safety. He extended an invitation to all to attend their 6th Annual National Day of Remembrance for Murder Victims on September 25, 2018 at the Pharr Events Center. The theme for this event would be "Find Strength in unity, Love in fond memories and Hope in the future."

Mayor Hernandez read proclamation proclaiming September 25, 2018 as National Day of Remembrance for Murder Victims and presented proclamation to Robert Garcia.

B) PROCLAMATION PROCLAIMING HUNGER ACTION MONTH

Omar I. Rodriguez and Jacklyn Flores thanked the Commission for supporting the Food Bank. Mr. Rodriguez stated they educate families on self-sustainability by learning to grow their own food and provide a market place to sell fruits and vegetables. He further invited everyone to attend the 13th Empty Bowls Luncheon on September 18, 2018 at the Pharr Events Center.

Mayor Hernandez read proclamation proclaiming September 2018 as Hunger Action Month and presented proclamation to Omar Rodriguez.

ITEM. 3 PUBLIC COMMENTS/PUBLIC HEARINGS

A) PUBLIC COMMENTS

Kenneth Fletcher voiced his concern with legal liability, health and safety issues at 3301 N. Cage Blvd. and stated there was no enforcement on existing laws.

Maralba Perez, 3318 N. Cage Blvd., voiced her concern with semi-trucks parked on no parking zones and pollution caused by her neighbors Central Materials. Lastly, she stated trucks were blocking the entrance to her house.

B) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES

None.

C) PUBLIC HEARING: SOLICITATION OF COMMENTS ON BUDGET FISCAL YEAR 2018-2019 (FINANCE)

Kenneth Fletcher spoke about the budget and voiced his concern with CDBG monies of \$2.2 million and Parks & Recreation receiving less money. He further stated the city should invest in Santa Ana Wildlife Refuge and grow more trees.

ITEM 4. CITY MANAGER'S REPORTS

A) CITY ENGINEER'S REPORT

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

B) CITY EVENTS OF INTEREST

Juan G. Guerra, City Manager, called upon Sergio Alanis, Parks & Recreation Director and Ivan Archer, Aquatics Supervisor.

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Ivan Archer, Aquatics Supervisor, introduced Isaac Velasquez and stated he was recognized as TAAF athlete of the year in our region and had won three gold medals and one silver medal. Lifeguard Jerimiah Galindo was also recognized as an example of the Pharr PRIDE Leadership and core values.

Juan G. Guerra, City Manager, reported on upcoming events at the Pharr Events Center. He further reported a postcard was received from Leticia Palomin recognizing Reynaldo Cano and Francisco Nunez for their work efforts during the past flood experience. On behalf of her parents Juan Cruz and Ofelia Palomin, she thanked them for their persistent in changing the narrative of the city's administration and for building partnerships with the community.

Juan G. Guerra, City Manager, stated Officer Israel de la Rosa and Officer Joseph Garcia participated in the 2018 Annual Mothers Against Drunk Driving Law Enforcement Recognition Luncheon. He stated the officers were recognized for their dedicated efforts to combating impaired driving in Pharr for the year 2017-2018. Officer de la Rosa was also recognized with the Top DWI Enforcer Award and Officer Garcia received the Commitment to Youth Award. He congratulated both officers for a job well done.

At this time, Juan G. Guerra, City Manager, stated they would deviate from the agenda 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 4:53 p.m., Mayor Hernandez stated the commission would be entering into 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 10. RECONVENE

The time being 5:43 p.m., Mayor Hernandez stated the commission would be resuming the open meeting.

ITEM 5. CONSENT AGENDA

- A) APPROVAL OF MINUTES FOR AUGUST 8, 2018 TO AUGUST 10, 2018 BUDGET WORKSHOP; AND AUGUST 13, 2018 REGULAR CALLED MEETING (ADMINISTRATION)**
- B) CONSIDERATION AND APPROVAL, IF ANY, ON HOLD HARMLESS AGREEMENT BETWEEN CITY OF PHARR AND PSJA ISD FOR USE OF EMPTY FIELDS NORTH OF LIBERTY MIDDLE SCHOOL TO BE USED AS LAUNCH SITE FOR LIVE FIREWORKS DISPLAY FOR CITY OF PHARR SALUTE TO VETERANS ON SATURDAY, NOVEMBER 10, 2018 (EVENTS CENTER)**
- C) CONSIDERATION AND ACTION REQUEST FROM PSJA ISD TO WAIVE RENTAL FEES OF THE PHARR EVENTS CENTER FOR WEDNESDAY, SEPTEMBER 12, 2018 FOR THE 24TH ANNUAL BRIGHT SUMMER READER PROGRAM (EVENTS CENTER)**

- D) **CONSIDERATION AND ACTION ON REQUEST FROM ST. MARGARET MARY CATHOLIC CHURCH TO CLOSE THE 100 BLOCK OF WEST JUAREZ BETWEEN CAGE BLVD. AND ASTER STREET FOR THEIR ANNUAL CHURCH FESTIVAL/JAMAICA ON SATURDAY, OCTOBER 6, 2018 AND SUNDAY, OCTOBER 7, 2018 FROM 4:00 P.M. TO 10:00 P.M. (ADMINISTRATION)**
- E) **CONSIDERATION AND ACTION AUTHORIZING CITY MANAGER TO ADVERTISE FOR REQUEST FOR PROPOSALS FOR INSURANCE COVERAGE AND THIRD PARTY CLAIMS ADJUSTING FOR SELF-FUNDED WORKERS COMPENSATION (HR)**
- F) **CONSIDERATION AND ACTION AUTHORIZING CITY MANAGER TO ADVERTISE FOR FORMAL SEALED BIDS FOR PICK-UP OF USED TIRES AND SCRAP REMOVAL SERVICES (PUBLIC WORKS)**
- G) **CONSIDERATION AND ACTION AUTHORIZING CITY MANAGER TO ADVERTISE FOR FORMAL SEALED BIDS FOR A SUPPLY CONTRACT FOR PURCHASE OF TIRES.(PUBLIC WORKS)**
- H) **CONSIDERATION AND ACTION AUTHORIZING CITY MANAGER TO ADVERTISE FOR FORMAL SEAL BIDS FOR A FLEET TIRE REPAIR SERVICE CONTRACT (PUBLIC WORKS)**
- I) **CONSIDERATION AND ACTION ON DEVELOPMENT SERVICES CASES:**
 - 1. RED ROBIN RESTAURANT REQUESTED RENEWAL OF THE 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 LOT 2, PARADISE COMMERCIAL PARK PHASE II SUBDIVISION, PHARR, HIDALGO COUNTY, TEXAS. THE PROPERTY'S PHYSICAL ADDRESS IS 409 SOUTH JACKSON ROAD. CUP#030747

Juan G. Guerra, City Manager, introduced the item and noted a correction on the minutes for Budget Workshop. He stated minutes should read August 8, 2018 to August 10, 2018 and recommended approval of the consent agenda with correction.

Comm. Medina **moved** to approve as recommended. Comm. Guajardo 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 CREATING THE PUBLIC SAFETY COMMUNICATIONS ADVISORY COMMITTEE AND SETTING BY-LAWS (2ND READING) (COMMUNICATIONS)**

Juan G. Guerra, City Manager, introduced the item and stated this was the second reading of the ordinance 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, ON ORDINANCE SETTING FORTH THE PURPOSE OF ESTABLISHING A CURFEW FOR MINORS (2ND READING) (POLICE)**

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Juan G. Guerra, City Manager, introduced the item and stated this was the second reading of the ordinance and recommended approval.

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

C) CONSIDERATION AND ACTION, IF ANY, ON ORDINANCE AMENDING ORDINANCE O-2017-42 (ACQUISITION, DISPOSITION, AND/OR USE OF CITY PROPERTY), BY ADDING A SMALL CELL DESIGN MANUAL (ADOPTION IN FIRST READING) (DEVELOPMENT SERVICES)

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

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

Ordinance No. O-2018-29 is filed with the City Clerk's Office.

D) CONSIDERATION AND ACTION, IF ANY, ON RESOLUTION APPROVING AND ADOPTING A MISSION, VISION AND CORE VALUES STATEMENT FOR THE CITY OF PHARR (ADMINISTRATION)

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

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

Resolution No. R-2018-52 is filed with the City Clerk's Office.

ITEM 6. ADMINISTRATIVE

A) PRESENTATION OF PROPOSED BUDGET FY 2018-2019 (FINANCE)

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

B) CONSIDERATION AND ACTION, IF ANY, ON PROPOSED GOLF COURSE RATES FOR FY 2018-2019 (PARKS)

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

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

C) CONSIDERATION AND ACTION, IF ANY, ON SELECTION OF QUALIFIED FIRMS TO PROVIDE CONSTRUCTION MATERIAL TESTING AND GEOTECHNICAL ENGINEERING SERVICES FOR CONSTRUCTION PROJECTS (PROJECT NO. 1718-01-528-S016-187) (ENGINEERING)

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

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

D) CONSIDERATION AND ACTION, IF ANY, ON SELECTION OF QUALIFIED FIRMS TO PROVIDE PROFESSIONAL SURVEYING SERVICES (PROJECT NO. 1718-01-528-S014-255) (ENGINEERING)

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

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

E) CONSIDERATION AND ACTION, ON SELECTION OF QUALIFIED FIRMS TO PROVIDE PROFESSIONAL ARCHITECTURAL SERVICES (PROJECT NO. 1718-01-528-S017-244). (ENGINEERING)

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

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

F) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO SOLICIT A SCOPE AND FEE PROPOSAL FROM AN ENGINEERING FIRM TO PROVIDE FULL-TIME ON-SITE CONSTRUCTION MANAGEMENT SERVICES FOR THE FY 15 DAP PHARR LPOE-NORTHBOUND LANES EXPANSION AND 2ND BSIF EXIT PROJECT (ENGINEERING)

Juan G. Guerra, City Manager, introduced the item and recommended International Consulting Engineers (ICE).

Comm. Medina **moved** to approve as recommended. Comm. Guajardo seconded the motion and when put to a vote, it carried by a majority vote of five (5) ayes and two (2) abstentions. Comm. Chavez and Comm. Carrillo abstained.

G) CONSULTATION WITH THE BOARD OF COMMISSIONERS ON REVIEW OF THE CITY'S ORGANIZATIONAL STRUCTURE (ADMINISTRATION)

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

ITEM 8. PURCHASING

A) CONSIDERATION AND ACTION, IF ANY, ON AGREEMENT WITH PYRO SHOWS OF TEXAS FOR FIREWORKS DISPLAY FOR THE CITY OF PHARR SALUTE TO VETERANS ON SATURDAY, NOVEMBER 10, 2018 (PROJECT #1718-65-510-IPQ043-001) (EVENTS CENTER)

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, AUTHORIZING CITY MANAGER TO TERMINATE CONTRACT NEGOTIATIONS WITH GARVER, LLC AND NEGOTIATE AND ENTER INTO CONTRACT WITH ANOTHER QUALIFIED FIRM FOR PROFESSIONAL ENGINEERING SERVICES FOR THE EXPRESSWAY TANK REHABILITATION PROJECT (PROJECT #1718-60-582-S011-001) (ENGINEERING)

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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

- C) CONSIDERATION AND ACTION, IF ANY, ON DONATION ACCEPTANCE AGREEMENT (DAA) WITH THE UNITED STATES GOVERNMENT FOR THE PHARR/REYNOSA INTERNATIONAL BRIDGE-NORTHBOUND LANES EXPANSION AND 2ND EXIT TO BORDER SAFETY INSPECTION FACILITY PROJECT (ENGINEERING)**

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

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

- D) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO AMEND CONTRACT WITH HALFF ASSOCIATES, INC. FOR THE FY16 DONATIONS ACCEPTANCE PROGRAM (DAP)-PHARR LPOE CARGO INSPECTION DOCK & COLD INSPECTION FACILITY EXPANSION AND AGRICULTURE LAB & TRAINING CENTER FACILITY PROJECT (PROJECT #1617-01-528-0081B) (ENGINEERING)**

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

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

- E) CONSIDERATION AND ACTION, IF ANY, AUTHORIZING CITY MANAGER TO ACCEPT THE PROPOSAL FROM ALVARADO ARCHITECTS & ASSOCIATES, INC. FOR DESIGN SERVICES (ARCHITECTURAL AND STRUCTURAL) FOR CITY OF PHARR MONUMENTAL SIGN (PROJECT #1718-01-522-IPQ042-001) (PARKS)**

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

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

- F) CONSIDERATION AND ACTION, IF ANY, ON POLICING AGREEMENT BETWEEN THE CITY OF PHARR AND P-SJ-A INDEPENDENT SCHOOL DISTRICT FOR THE "SCHOOL RESOURCE OFFICER PROGRAM" 2018-2019 (POLICE)**

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

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

- G) CONSIDERATION AND ACTION, IF ANY, ON K9 POLICING AGREEMENT BETWEEN CITY OF PHARR AND P-SJ-A INDEPENDENT SCHOOL DISTRICT FOR K9 SERVICES FOR 2018-2019 (POLICE)**

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

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

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H) CONSIDERATION AND ACTION, IF ANY, ON ACCESS EASEMENT AND RELEASE AGREEMENT WITH IDEA PUBLIC SCHOOLS & BOYS AND GIRLS CLUB OF PHARR (LEGAL)

Juan G. Guerra, City Manager, introduced the item and recommended approval subject to Boys & Girls Club also approving agreement.

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

ITEM 11. 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 5:48 p.m.

CITY OF PHARR

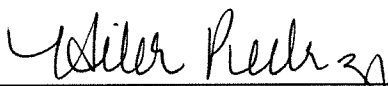


AMBROSIO HERNANDEZ
MAYOR

STATE OF TEXAS
COUNTY OF HIDALGO
CITY OF PHARR

ON THIS THE 4th DAY OF SEPTEMBER 2018 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: September 17, 2018