



**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, OCTOBER 7, 2019**

The City of Pharr has called this meeting as allowed pursuant to Texas law, city charter, and city ordinances. 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 board.

B) Pledge of Allegiance/Invocation.

2. PROCLAMATIONS:

A) Proclamation proclaiming Red Ribbon Week.

3. PUBLIC TESTIMONY: (Ordinance No. O-2019-30). A person intending on addressing the governing body may speak at a scheduled meeting of the governing body following registration with the presiding clerk and prior to the scheduled meeting. A registered speaker may speak only on items on the agenda and may not exceed 1.5 minutes when addressing the board regarding an agenda item. A registered speaker may not donate time to another speaker. A sign-in form for public testimony shall be promulgated by the presiding clerk and be made available at the city clerk's office. No registered speaker may be allowed to speak regarding an item once the public testimony portion of the agenda has ended.

4. PUBLIC HEARINGS: (Ordinance No. O-2019-31). A registered speaker during the public hearing may not exceed 1.5 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.

A) Public Hearing on Development Services Cases

5. 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.

6. 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 19, 2019 Regular Called Meeting.
(ADMINISTRATION)

B) Consideration and action ratifying Resolution No. R-2019-48 requesting financial assistance from the Texas Water Development Board.
(ADMINISTRATION)

C) Consideration and action ratifying Resolution No. R-2019-49 requesting financial assistance from the Texas Water Development Board.
(ADMINISTRATION)

D) Consideration and action on Hold Harmless Agreement between the City of Pharr and Pharr San Juan Alamo ISD for fireworks display for the City of Pharr Salute to Veterans in the empty fields of Liberty Middle School on Saturday November 9, 2019. (EVENTS CENTER)

E) Consideration and action on Agreement between Pharr Police Department and RING, LLC for Law Enforcement Neighbors program. (POLICE)

F) Consideration and action authorizing the Pharr Police Department to apply for the 2019-2020 TXDOT STEP Impaired Driving Mobilization Grant # 2020-PharrPD-IDM-00003. (POLICE)

G) Consideration and action on Development Services Cases:

1. O & C Bar B Que, LLC, d/b/a Bar B Cutie Smokehouse, is requesting 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 being Lot 2B, Pharr Commercial Park Phase II Subdivision, Pharr, Hidalgo County, Texas. The property is physically located at 1933 West Interstate 2. **CUP#160633**
2. Macumba Paradise, LLC, , d/b/a La Cabaña Sinaloense, is requesting 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 being 0.102 acres, more or less, out of Lot 97, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is physically located at 1209 East Nolana Loop. **CUP#160736**
3. Tropical Island is requesting renewal of the Conditional Use Permit to allow the sale of alcoholic beverages for on-premise consumption in a Heavy Commercial District (H-C). The property is legally described as being all of Lot B-1, Northpoint Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 1911 North Veterans Boulevard. **CUP#180858**
4. Tropical Island #2 is requesting 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 being all of Lot 2-B, Jackson Ridge Court Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 1801 West Ridge Road. **CUP#180857**
5. Cesar Alejandro Villarreal has filed with the Planning and Zoning Commission a request for a Change of Zone from Neighborhood-Commercial District (N-C) to Single-Family Residential District (R-1). The property is legally described as being Lot 1, Los Ranchitos Subdivision No.#2, Pharr, Hidalgo County, Texas. The property's physical address is 7408 South Naranja Lane. **COZ#190856**

REGULAR AGENDA - OPEN SESSION:

7. ORDINANCES AND RESOLUTIONS:

- A) Consideration and action, if any, on Ordinance amending Ordinance O-2019-30 pertaining to public testimony. **(1st Reading)** (ADMINISTRATION)
- B) Consideration and action, if any, on Ordinance amending Ordinance O-2017-35 adding an Adverse Incident Pay Policy to the Personnel Policy Manual. **(2nd Reading)** (HR)
- C) Consideration and action, if any, on Ordinance repealing Ordinances O-2011-27 and O-2011-52 renaming Newcombe Ave. to its original street name Park Ave. **(2nd Reading)** (DEVELOPMENT SERVICES)

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D) Consideration and action, if any, on Ordinance amending Ordinance No. O-2018-37 (rental of city facilities). (***3rd and Final Reading***) (PARKS)

E) Consideration and action, if any, on Resolution in Support of Proposition 8. (ADMINISTRATION)

F) Consideration and action, if any, on Resolution appointing/reappointing two (2) regular members and two (2) alternate members to the Planning and Zoning Commission. (DEVELOPMENT SERVICES)

G) Consideration and action, if any, on Resolution appointing/re-appointing four (4) members to the Tax Increment Reinvestment Zone #1. (ADMINISTRATION)

H) Consideration and action, if any, on Resolution appointing/re-appointing four (4) members to the Tax Increment Reinvestment Zone #2. (ADMINISTRATION)

I) Consideration and action, if any, on Resolution appointing/re-appointing one (1) member to the Civil Service Commission. (HR)

8. ADMINISTRATIVE:

A) Consideration and action, if any, on petition received by the City of Pharr to contract the City of Pharr's Election with Hidalgo County Elections Department. (LEGAL)

B) Consideration and action, if any, on acceptance of the Las Milpas Road Left Turn Lanes Construction Project and Release of Final Payment and Retainage in the amount of \$27,541.10. (Project #1819-39-510-C009-516) (ENGINEERING)

C) Consideration and action, if any, amending design-build Downtown Gateway and Lighting Improvements Project contract with International Consulting Engineers (ICE) for the installation of various City Hall and Gateway Monument sign lighting and controls systems (Project No.1819-39-510-S026-001). (ENGINEERING)

9. PURCHASING:

A) Consideration and action, if any, authorizing City Manager to purchase various lighting components for the lighting of City Hall and the Downtown Gateway Monument Project, through a TIPS Cooperative Contract. (Project No. 1819-01-528-P024-001) (ENGINEERING)

10. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, on Interlocal agreement between the Pharr Police Department and South Texas Auto Theft Task Force for mutual aid (burglary and theft of motor vehicle) law enforcement task force. (POLICE)

B) Consideration and action, if any, ratifying First Amendment to Interlocal Agreement between the City of Pharr and the Pharr-San Juan-Alamo School District for the natatorium. (ADMINISTRATION)

C) Consideration and action, if any, on Memorandum of Understanding between the City of Pharr the the Texas Parks and Wildlife Department for a \$5,000,000 grant for the development of a Multi-Specialty Facility in the City of Pharr. (ADMINISTRATION)

D) Consideration and action, if any, on soliciting a scope and fee proposal from an Engineering Firm on the approved Engineering Service Pool list and authorizing City Manager to negotiate and enter into an agreement for Professional Traffic Engineering Consulting Services regarding the I-2/I-69 Interchange Project.(Project #1920-01-528-S001-001) (ENGINEERING)

E) Consideration and action, if any, on soliciting a scope and fee proposal from the approved list of Water/Wastewater Engineering Service Pool and authorizing City Manager to negotiate and enter into an agreement for Professional Engineering Services for the design of a new Raw Water Reservoir Project. (Project #1920-01-528-S002-001) (ENGINEERING)

F) Consideration and action, if any, on soliciting a scope and fee proposal from the approved Engineering Service Pool list and authorizing City Manager to negotiate and enter into an agreement for Professional Engineering Services for the design of the South Region Interceptor Project. (Project #1920-01-528-S003-001) (ENGINEERING)

G) Consideration and action, if any, on soliciting a scope and fee proposal from and Engineering Firm on the approved list of Engineering Service Pool and authorizing City Manager to negotiate and enter into an agreement for Professional Engineering Services for the design of a North/South Roadway (North Canna St). connecting FM 495 to West Bound IH-2 Frontage Rd. (Project #1920-01-528-S004-001) (ENGINEERING)

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H) Consideration and action, if any, on soliciting a scope and fee proposal from an Engineering Firm on the approved Engineering Service Pool list and authorizing City Manager to negotiate and enter into an agreement for Professional Engineering Services for the design of a North/South Roadway (North Fir St). connecting FM 495 to West Bound IH-2 Frontage Rd. (Project #1920-01-528-S005-001) (ENGINEERING)

I) Consideration and action, if any, authorizing City Manager to award a Supply Contract for the Purchase and Delivery of Aluminum Sulfate Liquid Polymer Blend and Liquid Ammonium Sulfate. (Project #1819-60-582-SP005-011) (PUBLIC UTILITIES)

J) Consideration and action, if any, authorizing City Manager to award a Supply Contract for the Purchase and Delivery of Polymer. (Project #1819-60-584-SP004-011) (PUBLIC UTILITIES)

K) Consideration and action, if any, authorizing City Manager to award Alvarado Architects design services and construction management for the golf course renovation project. (PARKS)

L) Consideration and action, if any, authorizing City Manager to enter into a contract for event planning services for the City of Pharr Christmas Posada. (ADMINISTRATION)

M) Consideration and action, if any, authorizing City Manager to negotiate and enter into contracts for city events and festivals. (ADMINISTRATION)

11. 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 Board 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.

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Pursuant to Section 551.072, the Board 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 Board 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 Board 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 Board 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 Board 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.

12. RECONVENE: *into Regular Session, and consider action, if necessary on any items(s) discussed in closed session.*

13. 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.

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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 October, 2019 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 October, 2019.


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: _____