



**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, NOVEMBER 18, 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 Small Business Saturday.

3. PUBLIC TESTIMONY: *(Ordinance No. O-2019-45). 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. A person may sign up for public testimony beginning at the time the agenda is posted for the meeting. A person may not sign up later than one hour before the posted meeting is scheduled to begin. No registered speaker may be allowed to speak regarding an item once the public testimony portion of the agenda has ended.*

4. PUBLIC HEARINGS:

A) PUBLIC HEARING ON DEVELOPMENT SERVICES CASES: *(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.*

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) Submission of 4th Quarter 2018-2019 City of Pharr Investment Report.
- B) Submission of Sales Tax Collection Report for November 2019.
- C) Submission of Tax Collection Report for October 2019.
- D) 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) Consideration and action on Ordinance amending Ordinance O-2019-18 relating to the number of authorized civil service positions within the Fire and Police Departments. **(2nd Reading)** (HR)
- B) Consideration and action on Resolution entering into an agreement with the Texas Department of Transportation for temporary closure of I-69 C. (S. Cage Blvd.) from Business 83 south to Kelly Ave. for the Annual Christmas Posada from Friday, December 13, 2019 at 12:01 a.m. until Sunday, December 15, 2019 at 7:00 a.m. (PUBLIC WORKS)
- C) Consideration and action authorizing City Manager to enter into an agreement with Progressive Commercial Aquatics Inc. as the Provider of Accu-Tab Blue SI & Accu-Tab Calcium Hypochlorite Feed Systems for the Pharr Aquatic Center through BuyBoard Contract #533-17. (Project #1920-01-522-SP004-001) (PARKS)
- D) Consideration and action on request from the Greater Chamber of Commerce for police assistance for the Caminata de la Paz on Saturday, December 14, 2019 from 9:30 a.m. to 10:30 a.m. (ADMINISTRATION)
- E) Consideration and action authorizing City Manager to advertise for formal sealed bids for the Capital Lease Financing for FY 2019-2020. (FINANCE)

F) Consideration and action on Development Services Cases:

1. CNMK Texas Properties, LLC, d/b/a Cinemark El Centro Mall 16, 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 Lot 3A, Re-plat of Vacated Car-Mel Subdivision, Vacated El Centro Mall No. 3 and 4 Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 600 North Jackson Road. **CUP#131046**
2. Araseli R. Gonzalez, representing Alejandra I. Martinez, owner, has filed with the Planning and Zoning Commission a request for a Change of Zone from Single-Family Residential District (R-1) to Residential Multi-Family High Density District (R-MFHD). The property is legally described as Lots 19 and 20, Beto's Acres Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 225 and 229 West Las Milpas Road. **COZ#191064**
3. Shavi Mahtani/ Domain Development, owner, has filed with the Planning and Zoning Commission a request for a Change of Zone from Agricultural and/or Open Space District (A-O) to Residential Multi-Family District (R-MF). The property is legally described as being a 19.091-acre tract of land, more or less, out of Lot 91, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is physically located within the 400-600 Block of West Minnesota Road. **COZ#190965**

G) PLATS:

1. Rio Delta Engineering, representing Aldo Padron and Eva Maria Padron, owners, are requesting preliminary and final plat approval of the proposed Padron Subdivision. The property is legally described as being a 0.174-acre tract of land out of the east half of the north half of Lot 141, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 200 Block of East Frazier Avenue. **SUB#190821**

REGULAR AGENDA - OPEN SESSION:

7. ORDINANCES AND RESOLUTIONS:

- A) Consideration and action, if any, on Resolution appointing/re-appointing four (4) regular members to the Planning and Zoning Commission. (DEVELOPMENT SERVICES)
- B) Consideration and action, if any, on Resolution revising the City of Pharr Investment Policy. (FINANCE)
- C) Consideration and action, if any, on Resolution authorizing the reimbursement of expenditures on certain City Capital Outlay purchases to include list of approved items for FY 2019-2020 Budget. (FINANCE)

8. CONTRACTS/AGREEMENTS:

- A) Consideration and action, if any, on Interlocal Cooperation Agreement between the City of Pharr (member city of Hidalgo County Library System) and the City of Mission for e-commerce system. (LIBRARY)
- B) Consideration and action, if any, on Interlocal Agreement Extension between City of Pharr and Hidalgo County Head Start Program for center located at 714 Zapata (Las Milpas I Head Start Center). (ADMINISTRATION)
- C) Consideration and action, if any, on Interlocal Agreement Extension between City of Pharr and Hidalgo County Head Start Program for center located at 415 E. Clark (Pharr Head Start Center). (ADMINISTRATION)
- D) Consideration and action, if any, on extension of Professional Service Agreement and Lobbying Services with Border Infrastructure Consulting LLC. (Project #1718-70-510-S029-001) (BRIDGE)
- E) Consideration and action, if any, authorizing City Manager to negotiate a fee, negotiate a warranty and amend the construction manager contract to include additional scope of services for specialized pool inspection services. (ADMINISTRATION)

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:*

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.

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

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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.

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

11. 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 15th day of November 2019 at 3:30 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 15th day of November 2019.


HILDA PEDRAZA, TRMC, OMC
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: _____