



**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 5:00 PM ON
MONDAY, APRIL 17, 2017**

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. 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.*

3. 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 March 2017 Tax Collection Report.
(FINANCE)

B) Submission of April 2017 Sales Tax Collection Report. (FINANCE)

C) Consultants Quarterly Report. (ADMINISTRATION)

D) City Events of Interest. (ADMINISTRATION)

4. 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 3, 2017 City Commission Regular Called Meeting. (ADMINISTRATION)

B) Consideration and action, if any, on request from PSJA Early College High School for the use of the Tierra del Sol Golf Course and waive green fees for their Bear Scholarship Classic Golf Tournament on May 13, 2017. (PARKS/PAL)

C) Consideration and action, if any, authorizing City Manager to advertise for bids for Proposed Traffic Signal Modifications: Moore Rd. at Cage Blvd. and Jackson Rd. (ENGINEERING)

Consideration and action, if any, on Development Services Cases:

1. John M. Garcia, representing AEP Texas, Inc., has filed with the Planning and Zoning Commission a request for a Life-of-the-Use Special Use Permit to allow a Static Var Compensator (SVC) Station in a Limited Industrial District (L-I). The property is legally described as being a tract of land containing 5.68 acres, more or less, being a part or portion of Lot 93, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 5050 North Cage Boulevard. **SUP#170317**

2. Raul Fong, d/b/a Junction Cafe, 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 1 and the S7' of Lot 2, Block 1, J.T. Doster Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 11 South Cage Boulevard. **CUP#911291**

3. Sergio R. Garcia, d/b/a Aragon Music Hall, 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 Lots 1, 2 & 4, Replat of Lot 1, Mexican Fiesta Subdivision Unit No. 1 and Lot 1, Mexican Fiesta Subdivision Unit No. 2 Pharr, Hidalgo County, Texas. The property's physical address is 1300 West Nolana. **CUP#100313**

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4. Sebastian A. Sobczak, d/b/a La Ofrenda, LLC, 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 Limited Industrial District (L-I). The property is legally described as Lot A, Re-Plat of Lots 9 & 10, Steel Horse Industrial Park Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 5704 North Gumwood. **CUP#130109**

5. Fuera De Lugar, LLC, d/b/a Fuera De Lugar Restaurant, 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 .071 of an acre tract of land, more or less, out of Plaza Sports Center Phase 1 Lot 1 Subdivision, Pharr, Hidalgo County, Texas. The property's physical address is 1101 East Nolana Loop. **CUP#150101**

PLATS:

1. R. Gutierrez Engineering Corporation, representing Cruz Cortez and Enriqueta Cortez, are requesting preliminary plat approval of the proposed Cortez Subdivision. The property is legally described as being a 2.15 acre tract of land out of Lot 125, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 300 Block of East Eldora road. **SUB#151126**

2. Melden & Hunt Inc., representing Tomas Corona, is requesting preliminary plat approval of the proposed Delta Subdivision. The property is legally described as being a re-subdivision of 3.688 acres out of Lot 166, Kelly-Pharr Subdivision, Pharr, Hidalgo County, Texas. The property is located within the 600 Block of East IH-2. **SUB#170205**

REGULAR AGENDA - OPEN SESSION:

5. ORDINANCES AND RESOLUTIONS:

A) Consideration and action if any, on Ordinance amending O-2003-04 (Telephone, Radio, Cellular, Television and/or other Telecommunications Towers and Antennas). 1st Reading (DEVELOPMENT SERVICES)

B) Consideration and action, if any, on Resolution authorizing application submission and commitment of local match for the "Pharr Pedestrian Connections 2017" to the Hidalgo County Metropolitan Planning Organization (HCMPO) for funding assistance made available through the Federal Transit Administration's (FTA) Section 5310 Program. (ENGINEERING)

C) Consideration and action, if any, on Resolution authorizing acceptance of the Hidalgo County Metropolitan Planning Organization's Fiscal Year 2017-2018 Transportation Alternatives Program (TAP) Award for the "Pharr Comprehensive Pedestrian Safety and Wellness Plan" and agreement to local match. (ENGINEERING)

D) Consideration and action, if any, on Resolution authorizing acceptance of the Hidalgo County Metropolitan Planning Organization's Fiscal Year 2017-2018 Transportation Alternatives Program (TAP) Award for the "PSJA Tri-City Pedestrian Safety Improvements Project" and agreement to local match. (ENGINEERING)

E) Consideration and action, if any, on Resolution to acquire property for public use. (DEVELOPMENT SERVICES)

F) Consideration and action, if any, on Resolution for the Victim Coordinator and Liaison Grant. (POLICE)

6. ADMINISTRATIVE:

A) Consideration and action, if any, awarding bid for the Purchase & Delivery of Concrete Mix for Public Works Annual Use FY 2016-2017 Bid No. 1617-01-528-0029. (TABLED) (ENGINEERING)

7. PURCHASING:

A) Consideration and action, if any, authorizing City of Pharr Police Department to purchase two (2) SkyCop Towers from SkyCop Inc. (POLICE)

8. CONTRACTS/AGREEMENTS:

A) Consideration and action, if any, on renewal of contract with Wholesale Chemical Company for polymer for the water and wastewater treatment plant. (PUBLIC UTILITIES)

B) Consideration and action, if any, on co-sponsorship of the International Gaming Expo 2017 and for the use of the Boggus Ford Events Center on July 28, 29 and 30th, 2017.

(INNOVATION & TECHNOLOGY)

C) Consideration and action, if any, and update on project Chili-Dip. (ADMINISTRATION)

9. LEGAL:

A) Consultation with legal concerning Dahlia Street Project. (ADMINISTRATION)

B) Attorney Update on TML-IRP Claim No. 1200193624; Laura Lee Ramirez vs. City of Pharr, et. al. (ADMINISTRATION)

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.*

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 April 13, 2017 at 4:00 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 April 13, 2017.

HILDA PEDRAZA, TRMC
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: _____