

CITY COUNCIL AGENDA

A Regular Meeting of the City Council of the City of Pearsall, Texas will be held on November 9, 2021 at 6:00 p.m. at the Pearsall City Hall, 214 S. Ash Street, Pearsall, Texas.

Please use the link below to join the webinar:

<https://us02web.zoom.us/j/84131196168>

Or One tap mobile :

US: +13462487799,,84131196168# or +12532158782,,84131196168#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 346 248 7799 or +1 253 215 8782 or +1 669 900 9128 or +1 301 715 8592 or +1 312 626 6799 or +1 646 558 8656

Webinar ID: 841 3119 6168

COUNCIL MEMBERS

Ben Briscoe, Mayor

Julian Hernandez, Mayor Pro Tem

James Leal, Council Member

Sonia Hernandez, Council Member

Brenda Treviño, Council Member

Tiffany Talamantes, Council Member

Lionel Gandara, Council Member

Davina Rodriguez, Council Member

- 1. Call To Order**
- 2. Roll Call and Announcement of a Quorum**
- 3. Invocation and Pledge of Allegiance**
- 4. Citizens to Be Heard**
- 5. Mayor's Message**
- 6. Action to Consent Agenda**
 - A. Discuss and consider city council minutes from April 13, 2021 and city council minutes from June 8, 2021 - September 23, 2021. - Action Item**
 - B. Discuss and consider proclaiming November 8-15 as Mighty Maverick Band Week here in the City of Pearsall.
- Action Item**
- 7. Presentation**
 - A. Presentation of the TDA Form A1024 CDBG Section 3 Program Goals Presentation for the TxCDBG Project 7219321.**
- 8. Public Hearing**
 - A. Open Public Hearing**

On a request for a Conditional Use Permit by Jorge and Petra Ayala to place a 2001 double wide manufactured home. Property's legal description being a 3.803 acre tract, lying in the Pablo Ortiz Survey No. 1439, Abstract No. 530, in the City of Pearsall, Frio County. Property is currently zoned as an A-O; Agriculture Open Space.

B. Close Public Hearing

9. New Business

- A. Consideration and approval of a plan of finance for the issuance of tax-exempt obligation for the refunding of certain currently outstanding obligations and related expenses authorizing city staff, bond counsel and financial advisor to proceed with such financing, and approving other matters incident and related thereto.**
- Action Item
- B. Consideration and approval of an ordinance authorizing the issuance of "City of Pearsall, Texas limited tax refunding bonds" in one or more series, providing for the payment of the bonds by the levy of an ad valorem tax upon all taxable property within the city, authorizing the refunding of certain outstanding obligations, authorizing the execution of a bond purchase agreement, execution of an escrow agreement, delegating to certain city administrative staff and officials the authority to approve all final terms of the bonds, and making other provisions regarding the bonds and matters incident thereto.**
- Action Item
- C. Discussion and action to suspend any necessary provisions to grant required variances to direct the City Manager to assign an address, provide water service and/or issue a building permit to Michelle and Nicolas De Leon, III or their builder for the property located adjacent to 1202 S. Pine. - Action Item**
- D. Discuss and Consider Ordinance No. 2021-11-01 allowing for the placement of a 2001 double wide manufactured home. Property's legal description being a 3.803 acre tract, lying in the Pablo Ortiz Survey No. 1439, Abstract No. 530, in the City of Pearsall, Frio County. Property is currently zoned as an A-O; Agriculture Open Space. - Action Item**
- E. Discuss and consider Resolution No. 2021-11-01, regarding a finance contract for the purpose of procuring "fire truck & equipment" for the Pearsall Volunteer Fire Department. - Action Item**
- F. Discuss and Consider Resolution No. 2021-11-02, regarding a finance contract for the purpose of procuring "vehicles & equipment" for the Pearsall Police Department. - Action Item**
- G. Discuss and Consider authorizing the city manager to purchase vehicles for the City of Pearsall Police Department from Caldwell Country through BuyBoard Purchasing Cooperative. - Action Item**
- H. Discuss and Consider authorizing the city manager to purchase vehicles for the Pearsall Volunteer Fire Department from Caldwell Country through BuyBoard Purchasing Cooperative. - Action Item**

- I. **Discuss and Consider Ordinance No. 2021-11-03, regarding filling vacancies and expired term positions for boards and commissions in accordance with City Home Rule Charter. - Action Item**
- J. **Discuss and Consider Ordinance No. 2021-11-02 Amending the Adopted Budget for the Fiscal Year beginning October 1, 2021 and ratifying payment to KJ Oilfield Services, LLC. - Action Item**

10. Executive Session - In Accordance with Texas Government Code Chapter 551, Subchapter D:

The City Council of the City of Pearsall may at any time during the meeting close the meeting and hold an executive session pursuant to the Texas Open Meetings Act codified as Chapter 551, Texas Government Code which permits closed meetings pursuant to Section 551.071 for purpose of consulting with its attorneys; Section 551.072, deliberating about real property; Section 551.073, deliberating about gifts, and donations; Section 551.074, deliberating about personnel matters; Section 551.076, deliberating about security devices; Section 551.084, regarding exclusion of witness from witness in connection with an investigation; Section 551.086 deliberating, voting, and taking action as a power utility on a competitive matter; Section 551.087 deliberating about economic development negotiations; and Section 551.088, deliberating about test items to discuss and/or deliberate any of the posted matters to be considered during the open meeting. If it does go into Executive Session, the City Council may deliberate in executive session, then reconvene in open session, vote on the matter in open session, and announce it for the City Council minutes.

- A. **Consultation with city attorney regarding a Settlement Agreement with BFI Waste Services of Texas, LP and the City of Pearsall.**
- B. **Consultation with city attorney regarding the Municipal Materials Management Agreement between the BFI Waste Services of Texas, LP (Republic Services) and the City of Pearsall.**
- C. **Discussion regarding Cause No. 2021-CI-13065; City of Pearsall vs. ACI; Bexar County, Texas.**
- D. **Discuss City Manager's quarterly evaluation.**

11. Open Session

- A. **Discussion and consideration regarding a Settlement Agreement with BFI Waste Services of Texas, LP and the City of Pearsall. - Action Item**
- B. **Discussion and regarding the Municipal Materials Management Agreement between the BFI Waste Services of Texas, LP (Republic Services) and the City of Pearsall. - Action Item**
- C. **Discussion and action regarding Cause No. 2021-CI-13065; City of Pearsall vs. ACI; Bexar County, Texas. - Action Item**
- D. **Discuss and consider the City Manager's quarterly evaluation. - Action Item**

12. Staff Report

- A. **October 2021 staff reports to include financial statements as of October 31, 2021.**

13. Review of Bills Paid

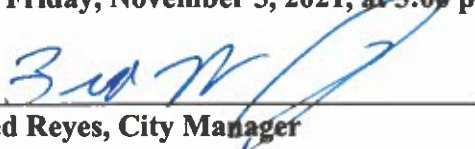
A. October 2021 bills paid

14. General Announcements

15. Adjournment

Posted for Public Inspection on this Friday, November 5, 2021, at 5:00 p.m..

By:


Fred Reyes, City Manager

I certify that the above notice of meeting was posted on the bulletin board of the Pearsall City Hall, 215 S. Ash Street, Pearsall, Texas, on Friday, November 5, 2021, at 5:00 p.m.

By:


Krystal Garcia, City Clerk

This meeting location is wheelchair-accessible. Parking for mobility-impaired persons is available. Any request for sign interpretive services must be made forty-eight hours in advance of the meeting. To make arrangements, call the City Clerk at (830) 334-3676.