

CITY COUNCIL AGENDA

**A Regular Meeting of the City Council of the City of Pearsall, Texas will be held on
December 14, 2021 at 6:00 PM 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/84772442093>

Or One tap mobile :

US: +13462487799,,84772442093# or +16699009128,,84772442093#

Or Telephone:

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

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

Webinar ID: 847 7244 2093

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. Presentation**
 - A. Discuss the Pearsall Police Departments utilization of tasers, policy regarding the utilization of tasers and related matters.**
 - B. Presentation of post report for the Hispanic Heritage Festival.**
- 7. Public Hearing**
 - A. Open Public Hearing**

On a request for a Conditional Use Permit by Anatalio Nickles & Ana Medellin to place a 2021 Single Wide 16' X 64 manufactured home. Located at 137 S. Garcia. Property is currently zoned as an R-1; single & two family dwelling district.
 - B. Close Public Hearing**
 - C. Open Public Hearing**

On a request for a Conditional Use Permit by Gilbert Huerta for Eduardo Meza to place a 2007 Single Wide 14' x 66' manufactured home. Property's legal description being Lot 13, Block 1, Mercer Addition, City of Pearsall, Frio County, Texas. Property is currently zoned as R-1; Single & two family dwelling district.

D. Close Public Hearing

8. Action to Consent Agenda

- A. Discuss and consider October 12, 2021, October 26, 2021 and November 9, 2021 meeting minutes. - Action Item**

9. New Business

- A. Discuss/Consider donation of \$2,500 to the Maverick Scholarship fund from proceeds of the 2021 Hispanic Heritage Festival.
- Action Item**
- B. Discuss/consider authorizing the city manager to enter into and execute Task Order #21-01 with CDM Smith Inc. - Action Item**
- C. Discuss/Consider authorizing the city manager to award, negotiate and enter into a contract for energy consultant services for the City of Pearsall. - Action Item**
- D. Discuss and consider Ordinance No. 2021-12-04 amending ordinance 2011-12-140 related to the composition of the City of Pearsall, Texas Tax Increment Reinvestment Zone board of directors and related matters. - Action Item**
- E. Discuss and consider the appointment of qualified individuals to all applicable City of Pearsall's Boards and Commissions. - Action Item**
- F. Discuss/Consider change order #1 to Brush Disposal Contract. - Action Item**
- G. Discuss and Consider Ordinance No. 2021-12-03 Amending the Adopted Budget for the Fiscal Year beginning October 1, 2021. - Action Item**
- H. Discuss/Consider authorizing the city manager and city attorney to draft By-laws for the "Greater Pearsall Chamber of Commerce" and authorize the mayor to establish and execute a campaign promoting this initiative.
- Action Item**
- I. Discuss/Consider ratifying a letter of endorsement for the Pearsall Volunteer Fire Department for the acquisition of equipment from the United States Forest Service.
- Action Item**
- J. Discuss/Consider authorizing the city manager to negotiate a one year extension of the event coordinator contract with Motor Mouth Entertainment Services for the 2022 Hispanic Heritage Festival. - Action Item**

- K. Discuss and Consider Ordinance No. 2021-12-01 allowing for the placement of a 2021 Single Wide manufactured home. Property's legal description being Lots 8 & 9, Block 4, Frio Heights Addition. Property is currently zoned as an R-1; Single & Two Family Dwelling District. -Action Item**
- L. Discuss and Consider Ordinance No. 2021-12-02 allowing for the placement of a 2007 Single Wide manufactured home. Property's legal description being Lot 13, Blk 1, Mercer Addition. Property is currently zoned as an R-1; Single & Two Family Dwelling District. - Action Item**
- M. Discuss and consider setting a date, time, and place for a public hearing on a request for Conditional Use Permit for Gabriel Menchaca at 1609 S. Willow. - Action Item**
- N. Discuss and Consider Resolution No. 2021-12-01, a resolution declaring certain city property surplus and authorizing the city manager to sell and/or dispose of said property. - Action Item**
- O. Discuss and consider authorizing the City of Pearsall's participation in the Low Income Household Water Assistant Program. - 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. Confer with Frio County Appraisal District and (District's) (County's) (City's)(ISD's) Attorney regarding pending litigation, specifically South Texas Electric Coop v. Frio County Appraisal District.**
- D. Discussion regarding the sale, conveyance and/or disposition of a 2.755 acre tract of land, more or less, in the City of Pearsall, Frio County, Texas and being out of the Pablo Ortiz Survey No. 1411, Abstract No. 530.**
- E. Discuss economic development negotiations concerning a 9.27 acre tract of land located in the Pablo Ortiz Survey 1412, Abstract 531, Frio County Pearsall, TX.**
- F. Discussion regarding the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of the City Manager.**

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. Consider amended contract with other Taxing Units concerning sharing costs of litigation. - Action Item**
- D. Discuss/Consider sell, conveyance and/or disposition of a 2.755 acre tract of land, more or less, in the City of Pearsall, Frio County, Texas and being out of the Pablo Ortiz Survey No. 1411, Abstract No. 530. - Action Item**
- E. Discuss and consider economic development negotiations concerning a 9.27 acre tract of land located in the Pablo Ortiz Survey 1412, Abstract 531, Frio County Pearsall, TX.
- Action Item**
- F. Discuss and consider the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of the City Manager. - Action Item**

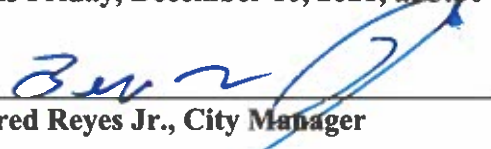
12. Staff Report

13. Review of Bills Paid

14. General Announcements

15. Adjournment

Posted for Public Inspection on this Friday, December 10, 2021, at 5:30 pm.

By: 
Fred Reyes Jr., 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, December 10, 2021, at 5:30 pm.

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.