

Minutes of Regular Meeting

The City Council of The City of Pearsall

A Regular Meeting of the City Council of the City of Pearsall, Texas will be held on Tuesday, April 13, 2021, at 7:00 PM at the Pearsall City Hall, 214 S. Ash Street, Pearsall, Texas.

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/89246278348>

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Webinar ID: 892 4627 8348

1. Call To Order

Mayor Mary Moore called the meeting to order at 7:02 PM.

2. Roll Call and Announcement of a Quorum

Council Members Present: Mayor Mary Moore, Mayor Pro-Tem Julian Hernandez, Council Member James Leal, Council Member Sonia Hernandez, Council Member Brenda Trevino, Council Member Abel Nieto, Council Member Davina Rodriguez (arrived at 7:16 pm)

Council Members Absent:

Staff Present: City Manager Federico Reyes, City Clerk Krystal Garcia, Finance Director Santos Alarcon, Chief of Police Humberto Torralba, Public Works Director Hector Gandara, City Attorney Bobby Maldonado, Parks and Recreation Director Ramiro Otero, Customer Service Representative/ Camera Technician Clint Frausto

3. Invocation and Pledge of Allegiance

Invocation led by Mayor Mary Moore. Pledge of Allegiance led by all.

4. Citizens to Be Heard

Breyana Segura spoke regarding her request for the housing assistance program records.

5. Presentation

A. Introduction and swearing in of newly hired Pearsall PD Officer(s).

City Clerk Krystal Garcia swore in Officer Jeremy Martinez. Chief of Police Humberto

Torralba presented Officer Martinez with his badge.

B. Pinning of badge for newly promoted City of Pearsall Police Sergeant.

Chief of Police Humberto Torralba announced Jeremy McGhee earned his rank as Sergeant.

C. Update on maintenance and rehabilitation of city water tanks.

Public Works Director Hector Gandara provided before and after pictures of the renovation for both inside and outside of the elevated water tanks. He also reviewed the City of Pearsall maintenance program. Councilwoman Sonia Hernandez asked if the cleaning of the tanks would come out cleaner. City Manager Fred Reyes stated the water quality should improve.

D. Update on paving improvements and Victor Trevino Sports Complex.

Parks and Recreation Director Ramiro Otero updated the council on the paving improvements to the jogging trail and parking lot at the sports complex. He stated a 2-inch overlay was done on the jogging trail and a 2 1/2 overlay was done on the parking lot. He presented before and after pictures of the project.

6. New Business

A. Consideration and action to adopt Resolution No. 2021-04-04 Of The City Council Of The City Of Pearsall, Texas Approving A Contract With D. Austin Colina & Associates For Administration Services Regarding The Texas Community Development Block Grant Program Administered By The Texas Department Of Agriculture. - Action Item

Mr. Austin Colina provided a brief background of him and his company and assured the council he was knowledgeable in this field. Councilman James Lea motioned to approve, second by Councilwoman Sonia Hernandez. The vote in favor of the motion was unanimous. (Councilwoman Davina Rodriguez was not present for the vote)

B. Discuss and Consider a Resolution No. 2021-04-01 authorizing the submission of an application for a grant from the Texas Community Development Block Grant (TxCDBG) Program, and designating authorized representatives and the city's participation in the TxCDBG program. - Action Item

City Manager Fred Reyes stated \$50,000 was budgeted for the item. Austin Colina stated \$70,000 was not necessary for the cities contribution and recommended changing it from the dollar amount to 5%. Councilman James Leal motioned to approve Resolution No. 2021-04-01 with the change of removing the dollar amount of \$70,000 to 5% as recommended by Mr. Austin Colina, second by Councilman Abel Nieto. The vote in favor of the motion was unanimous,

C. Discuss and Consider adopting a Citizen Participation Plan (CPP) for the Texas Community Development Block Grant project. - Action Item

Councilman James Leal motioned to approve adopting a Citizen Participation Plan (CPP) for the Texas Community Development Block Grant project, second by Councilwoman Sonia

Hernandez. The vote in favor of the motion was unanimous.

D. Proclaim April as Fair Housing Month. - Action Item

Mayor Pro Tem Julian Hernandez read the proclamation. Mayor Pro Tem Julian Hernandez motioned to approve proclaiming April as Fair Housing Month, second by Councilman James Leal. The vote in favor of the motion was unanimous.

E. Discuss and Consider selection of an engineer/engineering firm for the application for a grant from the 2020/2021 Texas Community Development Block Grant Program and implementation of the approved project, and authorize negotiation for services. - Action Item

Mr. Austin Colina provided a quick overview of the submissions from engineering forms. Councilman James Leal asked how the board was selected. Mr. Colina stated the requirements were a minimum of 3 individuals, one being a city official. Councilman James Leal motioned to select Garcia & Wright Engineers & Surveyors, second by Councilman Abel Nieto. The vote in favor of the motion excluded Councilwoman Sonia Hernandez and Mayor Pro Tem Julian Hernandez. Motion passed.

F. Discuss and Consider Resolution No. 2021-04-02, Designating Authorized Signatories For Contractual Documents And Documents For Requesting Funds Pertaining To The Texas Community Development Block Grant Program (Txcdbg) Contract Number 7220114. - Action Item

Councilman James Leal Motioned to approve Resolution No. 2021-04-02, Designating Authorized Signatories For Contractual Documents And Documents For Requesting Funds Pertaining To The Texas Community Development Block Grant Program (Txcdbg) Contract Number 7220114, Second by Mayor Pro Tem Julian Hernandez. The vote in favor of the motion was unanimous.

G. Discuss, Consider and Approve Resolution No. 2021-04-03 adopting required CDBG Civil Rights policies. - Action Item

Councilman James Leal motion to approve Resolution No. 2021-04-03 adopting required CDBG Civil Rights policies, second by Councilman Abel Nieto. The vote in favor of the motion was unanimous.

H. Discuss and Consider approving the Joint Election Agreement and Election Ballot Service Contract with Frio County to be Administered by the Frio County Election Administrator's Office. - Action Item

City Clerk Krystal Garcia informed the council the agreement and contract were the same as years prior. Councilman James Leal motion to approve the Joint Election Agreement and Election Ballot Service Contract with Frio County to be Administered by the Frio County Election Administrator's Office, second by Councilman Abel Nieto. The vote in favor of the motion was unanimous.

I. Discuss and Consider approving the Lease Agreement of Electronic Voting Equipment with Frio County. - Action Item

Councilman James Leal motioned to approve the Lease Agreement of Electronic Voting Equipment with Frio County, second by Councilwoman Sonia Hernandez. The vote in favor of the motion was unanimous.

- J. Discuss and consider Ordinance No. 2021-04-01, to rescind or amend portions of Ordinance No. 2020-02-01 setting stop signs at certain intersections; setting a penalty for violations; and repealing ordinances in conflict.**

- Action Item

Public Works Director Hector Gandara displayed a map detailing the problematic areas and recommended the stop signs located at the intersection of Pecan/E. Park and Pecan/E. Fairview be removed. Mayor Pro Tem Julian Hernandez stated Chief Torralba should be asked if the recommendation was a good idea. Councilman James Leal recommended placing speed humps in the area where the stop signs would be removed. Mayor Pro Tem Julian Hernandez motioned to approve Ordinance No. 2021-04-01, to rescind or amend portions of Ordinance No. 2020-02-01 setting stop signs at certain intersections; setting a penalty for violations; and repealing ordinances in conflict, second by Councilwoman Brenda Trevino. All council members, excluding Councilman James Leal, were in favor of the motion. Motion passed.

7. Executive Session

Councilwoman Sonia Hernandez motion to enter into Executive Session at 8:25 pm, second by Councilwoman Brenda Trevino. The vote in favor of the motion was unanimous.

- A. Discussion regarding Cause No. 9454; Lance Elliott vs. City of Pearsall; In the County Court of Frio County, Texas.**

- B. Discuss performance evaluation of city manager.**

8. Open Session

Councilwoman Brenda Trevino motion to return from Executive Session at 9:55 p.m., second by Councilman Abel Nieto. The vote in favor of the motion was unanimous.

- A. Discussion and action regarding Cause No. 9454; Lance Elliott vs. City of Pearsall; In the County Court of Frio County, Texas.**

- Action Item

Councilman James Leal motioned to align with legal counsel's recommendation and to direct the city manager to proceed with recommendation, second by Councilwoman Sonia Hernandez. The vote in favor of the motion was unanimous.

- B. Discuss and consider performance evaluation of city manager. - Action Item**

Mayor Pro Tem Julian Hernandez motioned to extend city manager's employment by another year. Councilman James Leal inquired if the contract was up for approval or if it was just the

performance. It was clarified that it was just the performance aspect being acted upon. Mayor Pro Tem Julian Hernandez rescinded his motion. Councilman James Leal motioned to bring the item back for action at the next regular meeting to discuss details and negotiate, Second by councilman Abel Nieto. The vote in favor of the motion was unanimous.

9. Review of Bills Paid

A. March 2021 Bills
No discussion

10. General Announcements

City Clerk Krystal Garcia announced details for upcoming early voting dates.

11. Adjournment

Councilwoman Brenda Trevino motioned to adjourn the meeting at 9:59 pm, second by Councilman James Leal.

Approved this November 9, 2021.



Ben T. Briscoe, Mayor

ATTEST:



Krystal Garcia, City Clerk