

CITY COUNCIL AGENDA

A Regular Meeting of the City Council of the City of Pearsall, Texas will be held on Tuesday, February 14, 2023 at 6:00 PM at the Pearsall City Hall, 214 S. Ash Street, Pearsall, Texas.

"In accordance with TEX. GOV'T CODE § 551.127, please be advised that members of the governing body may participate in a meeting via video conference call. A quorum of the city governing body will be present at the posted physical location of the meeting."

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/81610575462>

Or One tap mobile :

US: +13462487799,,81610575462# or +16699009128,,81610575462#

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 +1 719 359 4580 or +1 253 205 0468 or +1 253 215 8782 or +1 669 444 9171 or +1 309 205 3325 or +1 312 626 6799 or +1 360 209 5623 or +1 386 347 5053 or +1 507 473 4847 or +1 564 217 2000 or +1 646 558 8656 or +1 646 931 3860 or +1 689 278 1000 or +1 301 715 8592 or +1 305 224 1968

Webinar ID: 816 1057 5462

COUNCIL MEMBERS

Ben Briscoe, Mayor

Davina Rodriguez, Mayor Pro Tem

James Leal, Council Member

Ramiro Trevino, Council Member

Sonia Hernandez, Council Member

Racheal Garza, Council Member

Tiffany Talamantes, Council Member

Lionel Gandara, 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. Presentation from Children's Alliance of South Texas regarding services offered by the organization.**
 - B. Presentation by the Frio Chamber of Commerce on progress and future plans.**
 - C. Presentation from CDM Smith regarding the BI-35 Sanitary Sewer & Lift Stations Project.**
- 7. Public Hearing**
 - A. Open Public Hearing**

On a request for a Conditional Use Permit for Gary Hernandez to place a 76 x 15.5 2022 Manufactured Home on his property located at 1406 E. Haynes. Property's legal description being Lot 3, Blk 1 Echo Acres and is currently zoned as A-O; Agriculture and Open Space.
 - B. Close Public Hearing**

C. Open Public Hearing

On a request for a Conditional Use Permit for Ariel Manzanares to place a 52 x 30 2022 Manufactured Home on her property located at N. Roosevelt. Property's legal description being 530 1411 Ortiz Pablo Sub. 30 AKA Lot 12 Barkley Acres Tract B and is currently zone as A-O; Agriculture and Open Space.

D. Close Public Hearing

8. New Business

- A. Discuss and consider task order for the design of the BI-35 Sanitary Sewer & Lift Stations Project. - Action Item**
- B. Discuss and consider authorizing the city manager to award, and negotiate a contract with Albert Martinez, DBA Motormouth Entertainment, for event coordinator services for the Hispanic Heritage Festival. - Action Item**
- C. Discuss and consider a request from the Frio Pioneer Museum for City Sponsorship for the 24th Annual Frio Pioneer Day event to be held on April 25, 2023. - Action Item**
- D. Discuss and consider a request from Novela Gonzales for waiver of fees for the use of the City of Pearsall Convention and Civic Center to host an Easter event for the public, scheduled for April 1, 2023. - Action Item**
- E. Discuss and consider amending the variance recommended by the Planning & Zoning Commission and approved by the Pearsall City Council on January 10, 2023, for Destiny Guerra's property located at 906 West San Antonio Street.**
- F. Discuss and Consider Ordinance No. 2023-02-01 allowing for the placement of a 76 x15.5 2022 Manufactured Home on Gary Hernandez's property located at 1406 E. Haynes. Property's legal description being Lot 3, Blk 1 Echo Acres and is currently zoned as A-O; Agriculture and Open Space. - Action Item**
- G. Discuss and consider Ordinance No. 2023-02-02 allowing for the placement of a 52 x 30 2022 Manufactured Home on Ariel Manzanares' property located at N. Roosevelt. Property's legal description being 530 1411 Ortiz Pablo Sub. 30 AKA Lot 12 Barkley Acres Tract B and is currently zone as A-O; Agriculture and Open Space. - Action Item**
- H. Discuss and consider Resolution No. 2023-02-01, authorizing the submission of an application for financial assistance to the Office of the Governor for the Pearsall Police Vehicle Project - Action Item**
- I. Discuss and Consider Ordinance No. 2023-02-03 Amending the Adopted Budget for the Fiscal Year beginning October 1, 2022. - Action Item**
- J. Discuss and consider the Land Use Variance/Special Exception Application submitted by Kids Are First, Inc. for 803 W. Frio. and to request permission for the placement of a perimeter fence around the property as per section 2A of their lease agreement with the City of Pearsall. - Action Item**
- K. Discuss and consider Ordinance 2023-02-04 amending the Personnel Manual to include an Employee Dating Policy and a Sexual and other Unlawful Harassment and Complaint/Investigation Policy. - Action Item**

- L. Discuss and consider Ordinance No. 2023-02-05, amending Ordinance No. 2011-12-140 related to the City of Pearsall, Texas Tax Increment Reinvestment Zone Board of Directors and related matters. - **Action Item**
- M. Discuss and consider setting a date, time, and place for a public hearing on a request for Conditional Use Permit for Jane Adrian at 231 N. Garcia St. - **Action Item**
- N. Discuss and Consider Ordinance No. 2023-02-06, ordering a General Election for May 6, 2023 for the purpose of electing a Mayor and (3) City Council Member Places: Place No. 5; Place No. 6 and Place No. 7. - **Action Item**

9. **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. Discussion regarding the sale, lease, exchange or value of N50 of 14 Thru 16 Blk 5 Pearsall, TX, also described as 213 South Oak.
- B. Discussion regarding the sale, lease, exchange or value of Lot 13 Blk 5 Pearsall, TX.
- C. Discussion regarding the purchase, exchange, lease or value of real property legally described as 530 1411 ORTIZ PABLO.
- D. Legal consultation with city attorney regarding the conveyance of a gas transmission line to the City of Pearsall from West Texas Gas.
- E. Legal consultation with attorney regarding property legally described as 1411 Ortiz Pablo Addition.

10. **Open Session**

- A. Discuss and consider the sale, lease, exchange or value of N50 of 14 Thru 16 Blk 5 Pearsall, TX, also described as 213 South Oak. - **Action Item**
- B. Discuss and consider the sale, lease, exchange or value of Lot 13 Blk 5 Pearsall, TX. - **Action Item**
- C. Discuss and consider the purchase, exchange, lease or value of real property legally described as 530 1411 ORTIZ PABLO. - **Action Item**
- D. Discuss and consider the potential conveyance of a gas transmission line to the City of Pearsall from West Texas Gas. - **Action Item**
- E. Discuss and consider property legally described as 1411 Ortiz Pablo Addition. - **Action Item**

11. **Staff Report**

- A. January 2023 Staff Reports

12. **Review of Bills Paid**

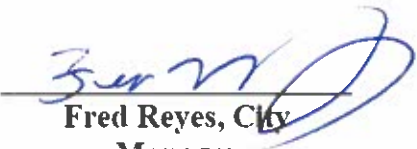
- A. January 2023 Bills Paid

13. General Announcements

14. Adjournment

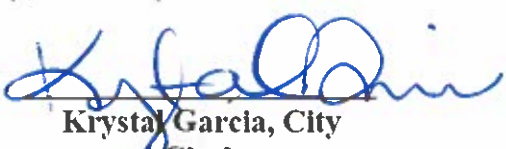
Posted for Public Inspection on this Friday, February 10, 2023, at 5:00 PM.

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, February 10, 2023, at 5:00 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.