

CITY COUNCIL AGENDA

A Special Meeting of the City Council of the City of Pearsall, Texas will be held on Tuesday, December 19, 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 use the link below to join the webinar:

<https://us02web.zoom.us/j/88247323473>

Or One tap mobile :

+13462487799,,88247323473# US (Houston)

+16694449171,,88247323473# US

Webinar ID: 882 4732 3473

COUNCIL MEMBERS

**BEN T BRISCOE
RACHEAL GARZA
TIFFANY TALAMANTES
BRENDA TREVINO**

**JAMES LEAL
SONIA HERNANDEZ
RAMIRO TREVINO
AURORA GARZA**

1. **Call To Order**
2. **Roll Call and Announcement of Quorum**
3. **Invocation And Pledge of Allegiance**
4. **Citizens To Be Heard**
5. **Mayor's Message**
6. **Action to Consent Agenda (All items below are action items)**

6.A Discuss and consider minutes from November 14, 2023, council meeting

7. **New Business (All items below are action items)**

7.A Discuss and consider a contract extension with EMC Strategy Group, LLC for professional consulting services for business and economic development, grant and fund development and governmental relations and external affairs, and authorize the city manager to execute agreement

7.B Discuss and consider amendment to gas sales contract with West Texas Gas

- 7.C Discuss and Consider a Resolution authorizing Professional Service Provider(s) (RFPs) selection for Texas CDBG-MIT Regional Mitigation Program's Method of Distribution Development (CDBG MIT-MOD) Program(s)
- 7.D Discuss and Consider a Resolution Authorizing Request for Qualifications (RFQs) Selection for Engineering and Architectural Services for Texas CDBG-MIT Regional Mitigation Program's Method of Distribution Development (CDBG-MIT-MOD) Program(s)
- 7.E Discuss and consider the request from Benjamin Nieto on behalf of Tiny Blessings Daycare to continue to operate as a Licensed Child-Care Home located at 1004 Nora Street, legally described as Lots 2 & 3, Block 3 Espinosa Addition, currently zoned as an R-1 Single Two-Family Dwelling District
- 7.F Action on the Land Use Variance/Special Exception Application submitted by Mr. Benjamin Nieto for 1004 Nora Street, Pearsall, TX 78061. Property's legal description being Lots 2 & 3, Block 3 Espinosa Addition
- 7.G Consideration and action to adopt Ordinance No. 2023- 12-01 Closing, Vacating and Abandoning Portions of Fairview Avenue and a Twenty Foot (20') Platted Alley in the City of Pearsall; Declaring a Public Purpose; Directing the City Manager and City Attorney to Take All Necessary Action and for related matters
- 7.H Discuss and Consider Ordinance No. 2023-12-02 Amending the Adopted Budget for the Fiscal Year beginning October 1, 2023
- 7.I Discuss and consider authorizing the City Manager to issue an invitation for bid for a Multi-Street Improvement project
- 7.J Discuss and Consider Appointing a Library Advisory Board Member to replace an existing vacancy on the Pearsall Advisory Library Board for two-year terms
- 7.K Discuss and Consider Resolution No. 2023-12-01 approving the Service Provider Agreement between Frio County Emergency Services District No. 1 and City of Pearsall for the provision of emergency protection and other services
- 7.L Discuss and Consider authorization for the City of Pearsall to issue Requests for Proposals (RFPs) for administrative and plan writing services related to the CDBG MIT Local Hazard Mitigation Plans Program
- 8. **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 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.

8.A Discuss and consider for matters related to Lindsey Montgomery v. City of Pearsall, Texas United States District Court Western District of Texas San Antonio Division; Civil Action No. 5:23-cv-271-HJB

8.B Legal consultation with city attorney regarding an agreement between the Pearsall Little League and the City of Pearsall

8.C Legal consultation regarding waiver of utility and garbage fees for City of Pearsall utility customers and residents

8.D Legal consultation with city attorney regarding lease agreement between Rural Texas Broadband and the City of Pearsall

8.E Discussion regarding City Manager Quarterly Evaluation

8.F Discussion regarding Municipal Court Judge Quarterly Evaluation

9. **Open Session (All items below are action items)**

9.A Discuss and consider for matters related to Lindsey Montgomery v. City of Pearsall, Texas United States District Court Western District of Texas San Antonio Division; Civil Action No. 5:23-cv-271-HJB

9.B Discuss and consider agreement between the Pearsall Little League and the City of Pearsall

9.C Discuss and consider waiver of utility and garbage fees for City of Pearsall utility customers and residents

9.D Discuss and consider lease agreement between Rural Texas Broadband and the City of Pearsall

9.E Discuss and consider City Manager Quarterly Evaluation

9.F Discuss and consider Municipal Court Judge Quarterly Evaluation

10. **Staff Report**

10.A November 2023 Monthly Reports

11. **Review of Bills Paid**

11.A November 2023 Bills Paid

12. **General Announcements**

13. **Adjournment**

Posted for Public Inspection on this the 15th day of December, 2023, at 5:30 p.m.

By: 

Federico Reyes, Jr., City Manager

I certify that the above notice of meeting was posted on the bulletin board of the Pearsall City Hall, 214 S. Ash Street, Pearsall, Texas, on the 15th day of December, 2023, at 5:30 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) 334-4160.