

CITY COUNCIL AGENDA

A Regular Meeting of the City Council of the City of Pearsall, Texas will be held on Tuesday, January 9, 2024, 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/85021644377>

Or One tap mobile :

+13462487799,,85021644377# US (Houston)

+16699009128,,85021644377# US (San Jose)

Webinar ID: 850 2164 4377

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 and Staff Reports**
 - 5.A December 2023 Staff Reports
- 6. Public Hearing**
 - 6.A Open Public Hearing
 - 6.B On a request for a Conditional Use Permit for Cellco Partnership d/b/a Verizon Wireless-Tower Owner for an installation of a new wireless transmission facility and all associated equipment on the ground for Verizon Wireless to be located at N Access IH 35 Pearsall, TX. This property is currently zoned A-O Agriculture and Open Space.
 - 6.C Close Public Hearing
 - 6.D Open Public Hearing
 - 6.E On a request for a Conditional Use Permit for Jose Oscar Leal to place a 15.5'x76' 2011 Fleetwood Manufactured Home on property located at 1953 FM 1581, Pearsall, Texas.

Property's legal description being 1071 BS&F Survey No. 1 Abst. 107, Frio County, Texas. The property is currently zoned as A-O; Agriculture and Open Space.

6.F Close Public Hearing

6.G Open Public Hearing

6.H On a request for a Conditional Use Permit for Jon Walker Martin to place a 32'x76' 2017 Manufactured Home on property located at 229 N. Peach St. and 304 W. Rio Grande Street. Property's legal description being Lot 1 & 2 Block Q, Pearsall, Texas and is currently zoned as R-1 Single and Two Family Dwelling District.

6.I Close Public Hearing

6.J Open Public Hearing

6.K On a request for a Conditional Use Permit for Rodolfo G. Ortegon, Jr. to place a 30'x56' 2021 Manufactured Home on property located at 315 N. Cherry St. being Lots 3&4 Block O of the City of Pearsall, Frio County, Texas and is currently zoned R-1 Single and Two Family Dwelling District.

6.L Close Public Hearing

7. **Action to Consent Agenda (Items below are action items)**

7.A Discuss and consider minutes from the December 19, 2023 meeting

8. **Presentations**

8.A Swearing in of newly hired Pearsall Police Officers

8.B Presentation from Motormouth Entertainment regarding post report from the Hispanic Heritage Festival

8.C Update from Pearsall Police Department regarding police statistics, staffing and related matters

8.D Presentation regarding improvements of ground and elevated storage tanks at the Cherry and Colorado Water Plants

8.E Presentation regarding gas system expenses, revenues and related matters

9. **New Business (Items below are action items)**

9.A CONSIDERATION AND APPROVAL OF A RESOLUTION BY THE CITY COUNCIL OF CITY OF PEARSALL, TEXAS REQUESTING FINANCIAL ASSISTANCE FROM THE TEXAS WATER DEVELOPMENT BOARD FOR THE CITY OF PEARSALL, TEXAS WATER AND WASTEWATER SYSTEM FINDING THAT THE RESOLUTION HAS BEEN CONSIDERED PURSUANT TO THE LAWS GOVERNING OPEN MEETINGS; AND ESTABLISHING AN EFFECTIVE DATE; AND OTHER MATTERS IN CONNECTION THEREWITH

9.B CONSIDERATION AND APPROVAL OF A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF PEARSALL, TEXAS ESTABLISHING THE CITY'S INTENTION TO REIMBURSE ITSELF FOR THE PRIOR LAWFUL EXPENDITURE OF FUNDS FROM THE PROCEEDS OF OBLIGATIONS TO BE ISSUED ON BEHALF OF THE CITY FOR AUTHORIZED PURPOSES, AND OTHER MATTERS IN CONNECTION THEREWITH.

- 9.C Discuss and consider authorizing proposal, venue and dates from Motormouth Entertainment regarding the 2024 Hispanic Heritage Festival
- 9.D Discuss and consider authorizing the city manager to enter into a contract with Capex Resources Group for water, wastewater, and solid waste utility rate analysis services
- 9.E Discuss, Consider and Act on Ordinance No. 2024-01-01 for the Conditional Use Permit for Cellco Partnership d/b/a Verizon Wireless-Tower Owner for an installation of a new wireless transmission facility and all associated equipment on the ground for Verizon Wireless to be located at N Access IH 35 Pearsall, TX. This property is currently zoned A-O Agriculture and Open Space.
- 9.F Discuss, Consider and Act on Ordinance No. 2024-01-02 for the Conditional Use Permit for Jose Oscar Leal to place a 15'x76' 2011 Fleetwood Manufactured Home on property located at 1953 FM 1581, Pearsall, Texas. Property's legal description being 1071 BS&F Survey No. 1 Abst. 107, Frio County, Texas. The property is currently zoned as A-O; Agriculture and Open Space.
- 9.G Discuss, Consider and Act on Ordinance No. 2024-01-03 for the Conditional Use Permit for Jon Walker Martin to place a 32'x76' 2017 Manufactured Home on property located at 229 N. Peach St. and 304 W. Rio Grande Street. Property's legal description being Lot 1 & 2 Block Q, Pearsall, Texas and is currently zoned as R-1 Single and Two Family Dwelling District.
- 9.H Discuss, Consider and Act on Ordinance No. 2024-01-04 for the Conditional Use Permit for Rodolfo G. Ortega, Jr. to place a 30'x56' 2021 Manufactured Home on property located at 315 N. Cherry St. being Lots 3&4 Block O of the City of Pearsall, Frio County, Texas and is currently zoned R-1 Single and Two Family Dwelling District.

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 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.

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

10.B Legal consultation regarding municipal materials management agreement between the City of Pearsall and BFI Waste Services of Texas, LP, a Republic Services Company

11. Open Session (Items below are action items)

11.A Discuss and consider lease agreement between Rural Texas Broadband and the City of Pearsall - Previously Tabled Item

11.B Discuss and consider the municipal materials management agreement between the City of Pearsall and BFI Waste Services of Texas, LP, a Republic Services Company

12. Review of Bills Paid

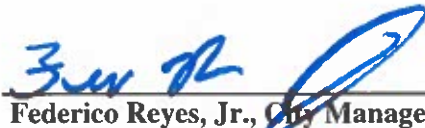
12.A December 2023 Bills Paid

13. General Announcements

14. Adjournment

Posted for Public Inspection on this the 5th day of January, 2024, at 7:15 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 5th day of January, 2024, at 7:15 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.