

CITY COUNCIL MINUTES

A Regular Meeting of the City Council of the City of Pearsall, Texas was held on Tuesday, May 14, 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."

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COUNCIL MEMBERS

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

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

6. Call To Order

Mayor Ben T. Briscoe called the meeting to order at 6:00 PM.

7. Roll Call and Announcement of Quorum

Council Members Present: Mayor Ben T. Briscoe, Council Member Ramiro Trevino, Council Member Aurora Garza, Council Member Brenda Trevino, Council Member Sonia Hernandez, Council Member Racheal Garza was present at 6:15 PM, Council Member Tiffany Talamantes, Mayor Pro Tem James Leal

Council Members Absent: None

Staff Present: City Manager Federico Reyes, Assistant City Manager/Community Development Director Yolanda Moran, City Clerk Krystal Garcia, Utilities Superintendent Rudy Carrizales, Finance Director Monica Yanez, Chief of Police Daniel Flores, Parks and Recreation/Facilities Director Ramiro Otero, City Attorney Bobby Maldonado, Raquel Yanez, Public Works Director Hector Gandara, Public Information Officer Bianca Ramirez

8. Invocation And Pledge of Allegiance

Council Member Aurora Garza led the invocation. Pledge of Allegiance led by all present.

9. Citizens To Be Heard

Jesus Manzanarez spoke regarding the condition of Roosevelt and Chaparral Road and requested an update. Mayor Ben T. Briscoe informed Mr. Manzanarez of the Council's inability to answer questions or speak during the "Citizens To Be Heard" portion of the agenda and directed him to speak with staff.

10. Mayor's Message and Staff Reports

Mayor Ben T. Briscoe provided a recap of the DC trip taken by staff and members of council.

5.A Introduction of new finance director - City Manager

City Manager Fred Reyes introduced the newly hired Finance Director Monica Yanez by reading a short biography of her professional career and achievements.

5.B Police Activity Report, Narcotics Report, Animal Control Officer Report - Chief of Police Daniel Flores

Chief of Police Daniel Flores updated the Council with the statistics for the month of April.

5.C Public Works Department Report - Public Works Director Hector Gandara

Public Works Director Hector Gandara introduced the new format his department would be utilizing for monthly report. Mayor Pro Tem James Leal inquired about the city's wells and street project. Mr. Gandara stated the wells were holding up and the street project was on schedule.

5.D Finance Report - Finance Director Monica Yanez

Finance Director Monica Yanez reviewed the utility report. She stated her department will be providing a 3+ month delinquency versus payments made. Council Member Ramiro Treviño inquired about the utility application process. Mrs. Yanez stated the process is thorough to ensure fraud is not committed as the city would be liable.

5.E Community Development Reports - Assistant City Manager/Community Development Director Yolanda Moran

Assistant City Manager/Community Development Director Yolanda Moran reviewed the library report, code enforcement report, building permit report for the month of April 2024.

5.F Municipal Court Reports - Municipal Court Judge Nicolas DeLeon

Municipal Court Judge Nicolas DeLeon reviewed the OCA report and report the court brought in \$8,385 for the month of April 2024. He informed the Council about the new requirement regarding the city obtaining a juvenile case worker.

5.G Pearsall Volunteer Fire Department Report 1/2023 - 5/2024

Assistant Fire Chief Cano Esquivel reviewed the PVFD report ranging from January 2023 through May 2024. He added the department provides scholarships to local students and is heavily involved in the community.

11. Presentations

6.A A proclamation, proclaiming the month of May 2024 as Community Action Month

Mayor Ben T. Briscoe read the proclamation. Community Council of South Central Texas, Inc representative Kristy Gonzales was present to take pictures with the Council.

6.B Update on Victor Trevino Sports Complex Master Plan

Assistant City Manager/Community Development Director Yolanda Moran reviewed the survey results and the park renderings provided by Debra Dockery.

6.C Presentation on Neighborhood Traffic Calming Program

Assistant City Manager/Community Development Director Yolanda Moran reviewed the draft of the Neighborhood Traffic Calming Project designed to improve neighborhood quality of life by providing traffic calming options on residential streets. Council Member Sonia Hernandez stated she is against the use of speed bumps as it potentially causes damage.

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

7.A Approval of meeting minutes for the April 9, 2024, Regular Meeting

Mayor Pro Tem James Leal motioned to approve, seconded by Council Member Sonia Hernandez. The vote in favor of the motion was unanimous.

8. New Business (Items below are action items)

8.A Discuss and consider the request from Pearsall Rotary for a reduction or waiver of fees associated with the use of the city's civic center to host the Pearsall Rotary Auction on October 2nd, 3rd and 4th

Council Member Tiffany Talamantes Motioned to approve, seconded by Mayor Pro Tem James Leal. The vote in favor of the motion was unanimous. Katie Robert requested a waiver of fees for the use of the civic center. Mayor Pro Tem James Leal stated he would make a personal donation so the city would not have to waive the fees. Other members of council agreed to make personal donations to the organization as well

8.B Discuss and consider interlocal agreement between Frio County, Dilley ISD, Pearsall ISD, the City of Dilley and the City of Pearsall for Emergency Ambulance Services

Council Member Ramiro Treviño motioned to approve, seconded by Council Member Aurora Garza. Mayor Pro Tem James Leal inquired about the County's portion as well as the total cost of the EMS contract as neither were provided in the agreement. He added the County should help with streets and infrastructure. Council Member Ramiro Trevino stated the hospital would be contributing to the contract but was not included in the contract. He added there would be a total of 3 ambulances provided through the contract but during football games it would leave one out of service. Mayor Pro Tem James Leal stated the citizens of Pearsall are taxed 3 times as they pay city, county and ISD taxes. Council Member Tiffany Talamantes stated they get taxed 4 times because they also pay taxes to the hospital. Mayor Pro Tem James Leal recommended an interlocal to cover all issues to include EMS, streets, infrastructure and other matters. Council Member Tiffany Talamantes stated PISD paid and Council Member Racheal Garza added DISD also paid. Mayor Ben T. Briscoe will go to the County and relay the message that the Council wants more of a commitment from the County. Council Member Ramiro Treviño motioned to rescind his motion to approve and made a new motion to table the item, seconded by Council Member Aurora Garza. The vote in favor of the motion was unanimous. Item tabled.

8.C Discuss and consider authorizing the selection of the contractor from the Invitation for Bids received for the Texas Department of Agriculture (TDA) TxCDBG Contract No. CDV21-0495 for sewer system improvements.

Mayor Pro Tem James Leal motioned to approve, seconded by Council Member Brenda Trevino. Garcia & Wright Engineer Raul Garcia stated the low bid came in at \$309,700. He contacted the references listed and they received great reviews. He added the Council needed to hold back on the selection of Avila Construction due to some program requirements. Mayor Pro Tem James Leal inquired how much the grant match was. City Manager Fred Reyes stated the match was \$50,000. Mayor Pro Tem James Leal rescinded his motion to approve, seconded by Council Member Brenda Trevino. The vote in favor of the motion was unanimous.

8.D Discuss and consider Resolution No. 2024-05-01, awarding the city's bank depository contract and authorizing the city manager to execute an agreement for this service

Mayor Pro Tem James Leal motioned to approve, seconded by Council Member Sonia Hernandez. Finance Director Monica Yanez recommended the selection of Security State Bank. The vote in favor of the motion was unanimous.

8.E Discuss and consider authorizing the city manager to negotiate and enter into a contract allowing Elston Johnson & Associates to prepare and submit the City of Pearsall's AWIA Risk & Resiliency assessment

Council Member Aurora Garza motioned to approve, seconded by Council Member Racheal Garza. Public Works Director Hector Gandara stated there is no way around the selection as it is being mandated by the EPA. The cost of the contract is \$46,000. The vote in favor of the motion was unanimous.

8.F Discuss and consider Resolution No. 2024-05-03 appointing qualified individuals to the Ethics Commission

Council Member Tiffany Talamantes motioned to approve, seconded by Council Member Ramiro Trevino. Council did not have recommendations ready for submission and were asked to come with appointments to the June Regular meeting. Mayor Pro Tem Tiffany Talamantes motioned to table, seconded by Council Member Ramiro Trevino. Item tabled.

8.G Discuss and Consider Resolution No. 2024-05-02 authorizing signatories for all of its designated depository bank accounts.

Mayor Pro Tem James Leal motioned to approve, seconded by Council Member Aurora Garza. City Manager Fred Reyes explained the resolution would add on the new finance director. The vote in favor of the motion was unanimous.

8.H Discuss and consider approval of the 2024-2025 fiscal year budget calendar

Mayor Pro Tem James Leal motioned to approve, seconded by Council Member Ramiro Trevino. Finance Director Monica Yanez reviewed the budget calendar. The vote in favor of the motion was unanimous.

8.I Discuss, Consider and Act on the Preliminary Plat legal description being a 2.00-Acre (Called 104.74 Acre) Parcel of Land (Called 2.000) out of the Pablo Ortiz Survey No. 1412, Abstract Number 531, Frio County, Texas Originally described in Warranty Deed Recorded in Vol. 60, Pg. 594, O.P.R.F.C. and Vol. 60, Pg. 600, O.P.R.F.C. of Frio County, Texas.

Council Member Ramiro Trevino motioned to approve, seconded by Council Member Racheal Garza. Assistant City Manager/Community Development Director Yolanda Moran stated she is asking for approval of the preliminary plat with the conditions all comments are met. The vote in favor of the motion was unanimous.

8.J Discuss, Consider and Act on the Final Re-Plat of Lots 3&4 Block "O" of the addition to Pearsall West of I&G.N. RR., Volume P. Page 523 of the Deed Records of Frio County, Texas

Council Member Sonia Hernandez motioned to approve, seconded by Council Member Brenda Trevino. Assistant City Manager/Community Development Director Yolanda Moran stated the council required the applicant to replat to allow the placement of the mobile. The vote in favor of the motion was unanimous.

8.K Discuss, Consider and Act on a Resolution authorizing the submission of a Texas HOME Partnerships Program Application for participation in the HOME Program RSP Application along with the Affirmative Marketing Plan and Waitlist

Council Member Racheal Garza motioned to approve, seconded by Mayor Pro Tem James Leal. Assistant City Manager/Community Development Director Yolanda Moran informed the council section 3 of the resolution calls for a different match amount from the city and referred them to the newly added section 5 of the resolution. She explained the selection process to which Council Members Sonia Hernandez and Aurora Garza inquired if this was allowed as Fair Housing is very particular about processes such as this. Mrs. Moran stated she would follow up with the program and include them in any meetings. The vote in favor of the motion was unanimous.

8.L Discuss and consider Ordinance No. 2024- 05-01, amending Article III of the code of ordinances regulating parades and other similar uses of public places providing standards for issuance hereof and other related matters

Mayor Pro Tem James Leal motioned to approve, seconded by Council Member Brenda Trevino. City Manager Fred Reyes reviewed the changes in the ordinance to have the applications filed with the city clerk's office and include the public works director in the approval process. The vote in favor of the motion was unanimous.

9. Review of Bills Paid

9.A April 2024 Bills Paid

No questions from questions.

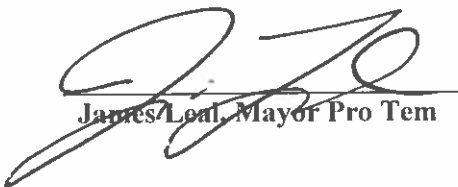
10. General Announcements

City Manager Fred Reyes provided the Pearsall Chambers proposed budget for a 4th of July event for the Council's review.

11. Adjournment

Mayor Pro Tem James Leal motioned to adjourn the meeting at 8:30 PM, seconded by Council Member Tiffany Talamantes. The vote in favor of the motion was unanimous.

Approved this June 11, 2024


James Leal, Mayor Pro Tem

ATTEST:


Krystal Garcia, City Clerk