



**MINUTES OF THE CITY COUNCIL MEETING
OF THE CITY OF PEARSALL
REGULAR MEETING
June 14, 2016**

1. APPROVAL OF AGENDA

2. CALL TO ORDER: called the meeting to order at 6:59p.m.

3. ROLL CALL AND ANOUNCEMENT OF A QUORUM:

COUNCIL MEMBERS PRESENT: Mary Moore, Mayor
Mando Martinez, Mayor Pro Tem
Julian Hernandez, Council Member
Ben Briscoe, Council Member
Brenda Treviño, Council Member-Arrived at 7:11 pm
Toby Lopez, Jr., Council Member
James Leal, Council Member

COUNCIL MEMBERS ABSENT: Alex Hernandez, Council Member

STAFF MEMBERS PRESENT: Charles Jackson, City Manager
Krystal Garcia, City Clerk
Rudy Alvarez, Finance Director
Ruben Frausto, HR Director
Conrad Banda, Utilities Supervisor
Rudy Carrizales, Gas Superintendent
Peter Salinas, Police Captain
Monique Diaz, City Attorney
Rebecca Deleon, Community Development Assistant

Mayor Mary Moore announced that there was a quorum and proceeded with the meeting.

4. INVOCATIONS AND PLEDGE OF ALLEGIANCE:

Invocation Lead by: Dave Richey

Pledge of Allegiance: Lead by all present

5. CITIZENS TO BE HEARD - NONE

6. PRESENTATIONS AND OTHER SPECIAL CONSIDERATION ITEMS

A. Presentation regarding Charter Review Commission.

Mayor Mary Moore presented plaques to the Charter Review Commission Members.

B. Swearing in of currently staffed Pearsall Police Officers.

Judge Noemi Flores swore in all currently staffed Pearsall Police Officers. Police Captain Peter Salinas presented an award to the "Officer of the Quarter" Nick Deleon. He explained the gift presented was purchased by Supervisors. Officer Guerrero presented an

award to Captain Peter Salinas on behalf of the entire Pearsall Police Department for his dedication.

7. OLD BUSINESS

A. Approve Resolution No. 2016-05-04 to Appoint a Mayor Pro-Tem.

Councilman James Leal Motioned to Untable the Item, Second by Councilman Toby Lopez, Jr.. The vote in favor of the Motion was unanimous. Mayor Mary Moore called for a Motion to Open the Floor for nominations. Councilman James Leal Motioned to Open the Floor, Second by Councilman Toby Lopez, Jr.. The vote in favor of the Motion was unanimous. Councilman James Leal asked Councilman Mando Martinez if he would be willing to accept the role of Mayor Pro-Tem. Councilman Mando Martinez announced he would accept the role. Councilman James Leal Nominated Councilman Mando Martinez for Mayor Pro Tem. No other nominations were made. Councilman James Leal Motioned to Cease nominations, Second by Councilman Toby Lopez, Jr. Mayor called for those in favor of Councilman Mando Martinez for Mayor Pro-Tem. The vote was unanimous.

8. ACTION TO CONSENT AGENDA

- A. Approve Minutes for the Regular City Council Meeting of May 10, 2016.**
- B. Approve Minutes for the Special City Council Meeting of May 17, 2016.**
- C. Approve Minutes for the Emergency City Council Meeting of May 23, 2016.**
- D. Approve Minutes for the Special City Council Meeting of May 31, 2016.**

Councilman Ben Briscoe Motioned to Approve all minutes, Second by Councilman Toby Lopez, Jr.. The vote in favor of the Motion was unanimous.

9. NEW BUSINESS

1. Open Public Hearing

Councilman Julian Hernandez Motioned to Open the Public Hearing at 7:13 p.m., Second by Mayor Pro Tem Mando Martinez. The vote in favor of the Motion was unanimous.

- a) Disannexation of a section of Gilliam Road generally southeast of U.S. Interstate Business Highway 35 and northwest from S. Oak Street including certain property to the south of Gilliam Road located in the corporate limits of Pearsall, Texas.**

City Manager Charles Jackson spoke on what steps have been taken to begin the process of disannexing Gilliam Road. Frio County Attorney, James Sindon explained why the previous arrangement of the County and City working together with a grant from TXDOT could not take place. He announced that because Gilliam Road is not a County Road the County would not be able to use grant money toward the project. In the event that the City disannexes the road the County would have funds to make improvements to the road. He inquired if the City has given notice to the current residents down Gilliam Road of the disannexation. City Manager Charles Jackson

stated that the proper notices will be given if the City decides to disannex Gilliam Road. Mayor Called for more comments from the public. No more comments were made.

2. Close Public Hearing.

Councilman James Leal Motioned to Close the Public Hearing at 7:26, Second by Mayor Pro Tem Mando Martinez. The vote in favor of the Motion was unanimous.

B. Discussion and Action on Ordinance No. 2016-06-01, disannexing a portion of Gilliam Road and an adjacent strip of land.

City Manager Charles Jackson advised the Council that they could Table the Item and provide direction for City staff regarding Gilliam Road. Councilman Ben Briscoe requested a map the next time this item is brought up. Councilman James Leal Motioned to go out for (3) three competitive bids to complete a survey on the property adjacent to Gilliam Road. Second by Mayor Pro Tem Mando Martinez. The vote in favor of the Motion was unanimous.

C. Discuss and Action on Ordinance No. 2016-06-02, which provides for the regulation of open air markets.

City Manager Charles Jackson advised the Council that this Ordinance was prepared by the City Attorneys. He went on to explain it covers food vendors and establishes guidelines they must follow to conduct business within city limits. Councilman Julian Hernandez pointed out that the ordinance does not cover flea markets and inquired if it could be included. City Manager Charles Jackson advised the Council that flea markets are subject to state statutes. City Attorney Monique Diaz advised the Council that since the City does not currently have a Code Enforcement Officer, Police Officers can enforce the ordinance. City Manager Charles Jackson clarified the differences between the "Open Air Market" permit and the pending "3 Day Festival Vendor" Ordinance. Councilwoman Brenda Trevino Motioned to Approve Ordinance No. 2016-06-02, Second by Councilman Toby Lopez, Jr.. The vote in favor of the Motion was unanimous.

D. 3 Day Festival Vendor Ordinance No. 2016-06-03.

City Manager Charles Jackson explained the contents of the ordinance. Councilman James Leal Motioned to Approve Ordinance No. 2016-06-03, Second by Councilwoman Brenda Trevino. The vote in favor of the Motion was unanimous.

E. Discussion on banning all street vendors.

City Manager Charles Jackson advised the Council that after looking at surrounding municipalities per the request of Councilman Julian Hernandez and upon the advice of legal counsel the City cannot ban street vendors. City Attorney Monique Diaz provided previously tried cases in which municipalities failed to ban street vendors.

F. Discussion and Action on Ordinance No. 2016-06-04, which provides for the consolidation of previous utility ordinances and providing amnesty options for past due accounts.

City Manager explained the contents of the ordinance along with the options the customers could choose from the program. Councilman James Leal Motioned to Approve Ordinance No. 2016-06-04, Second by Mayor Pro Tem Mando Martinez. The vote in favor of the Motion was unanimous.

G. Discussion and action on draft Code of Ethics.

After a brief review of the draft provided, Councilman Ben Briscoe Motioned to Approve, Second by Councilwoman Brenda Trevino. The vote in favor of the motion was unanimous.

H. Dilapidated Building Report.

Community Development Assistant Rebecca Deleon announced that she was not aware that she was expected to give a report. City Manager Charles Jackson stated the item will be moved to the next meeting.

I. Discuss and Consider Ordinance No. 2016-06-05 to approve the Preliminary/Final Plat of the Carrasco Subdivision; establishing Lot(s) 1 and 2, Block F, Carrasco Subdivision. Property being re-subdivided of lot 1, blk. F, Pearsall Addition '100x150'. City of Pearsall Frio County Texas, located at the corner of North Willow Street and West Brazos Street.

Community Development Assistant Rebecca Deleon stated the Planning and Zoning Board met the night before and approved the plat. Councilman James Leal Motioned to Approve Ordinance No. 2016-06-05, Second by Mayor Pro Tem Mando Martinez. The vote in favor of the Motion was unanimous.

J. Discuss and Consider Approving Surface Pro Tablet Acceptable Use Policy and all forms pertaining to Council Members/ Employee use of Surface Pro Tablets.

Councilman James Leal stated he would like to check with Pearsall ISD and the City of Pleasanton to compare what their policy states. Councilman James Leal Motioned to Table the item for the next meeting. Second by Mayor Pro Tem Mando Martinez. The vote in favor of the motion was unanimous.

K. Discuss and Consider Approving LNV Contract for Services for Conducting Storm Water Pollution Prevention Plan Training.

Councilman Ben Briscoe asked what the training is for. Rick Garcia stated this would give us a certification the City needs. Councilman Ben Briscoe Motioned to Approve, Second by Mayor Pro Tem Mando Martinez. The vote in favor of the Motion was unanimous.

L. Discuss and Consider Approving LNV Contract for Services for Preparing Closure Documentation to submit to TCEQ for Approval.

After a brief explanation of what the contract contained Councilman James Leal Motioned to Approve, Second by Councilman Julian Hernandez. The vote in favor of the Motion was unanimous.

M. Discuss and Consider Approving Resolution No. 2016-06-01 regarding the waiver of fees for the use of the Victor Trevino Complex Baseball Fields for the Pearsall Little League Fundraiser on September 17 and September 18, 2016.

Councilman James Leal Motioned to Approve, Second by Mayor Pro Tem Mando Martinez. The vote in favor of the Motion was unanimous.

N. Consider and act to approve a settlement in the amount of \$500 and authorize the Mayor to sign a Release of Paving Lien in favor of Herbert Ray Mann for Lot Five (5) in Block Twenty (20) of the City of Pearsall, Frio County, Texas, according to a plat of said city recorded in Envelope No. 14 of the Map and Plat Records of Frio County, Texas, and being 522 S. Oak Street, Pearsall, Frio County, Texas; said paving liens are described in a paving lien dated January 4, 1956, recorded in Volume 168, page 372 of the Deed Records of Frio County, Texas, and a paving lien dated April 6, 1967, recorded in Volume 230, Page 249 of the Deed Records of Frio County, Texas.

City Manager, Charles Jackson and Finance Director, Rudy Alvarez explained why the settlement needed to be done. Councilman James Leal Motioned to Approve, Second by Mayor Pro Tem Mando Martinez. The vote in favor of the Motion was unanimous.

10. EXECUTIVE SESSION- In Accordance with Texas Government Code Chapter 551, Subchapter D: Section 551.071 & 551.072

Upon a Motion by Councilman James Leal at 8:16pm, Seconded by Mayor Pro Tem Mando Martinez the Council voted unanimously to enter into Executive Session.

- A. Discussion regarding Cano Esquivel vs. Pearsall Police Department; SOAH Docket No. 407-16-1327-F5. NO ACTION REQUIRED; REPORT ONLY**
- B. Discussion regarding retaining legal counsel for Robert Tobias vs. City of Pearsall, Civil Action No. 13-10-01-414CVF in the 218th District Court, Frio County, Texas.**

Upon a Motion by Councilman Ben Briscoe, Seconded by Councilwoman Brenda Trevino the Council voted unanimously to return to Open Session at 8:36pm.

OPEN SESSION

11. Discuss and Consider retaining legal counsel for Robert Tobias vs. City of Pearsall, Civil Action No. 13-10-01-414CVF in the 218th District Court, Frio County, Texas.

Councilman Ben Briscoe Motioned to retain Bobby Maldonado as legal counsel, Second by Brenda Trevino. The vote in favor of the Motion was unanimous.

12. City Manager's Report.

City Manager Charles Jackson read his Manager's Report to the room.

13. TDLR Report on local electricians.

City Manager advised the Council that he printed out a list of local licensed electricians and previously mentioned electricians were not on it.

14. Post-Election Report from City Clerk, Deputy City Clerk Estrellita Martinez, & Presiding Judge Jesus Cuevas.

City Clerk, Krystal Garcia provided a breakdown of the election process from start to finish.

15. Waste Water Supervisor Report.

Conrad Banda stated the Waste Water Treatment Plant is now at 52.9 percent.

16. Approval to pay bills.

Mayor Pro Tem Motioned to Approve the payment of bills, second by Councilwoman Brenda Trevino. The vote in favor of the Motion was unanimous.

17. City Council Inquiries For Staff And/Or Items For Future Agendas – NO DISCUSSION OR ACTION ON ANY OF THESE ITEMS AT THIS TIME.

Mayor Pro Tem Mando Martinez inquired as to who is in charge. City Manager Charles Jackson stated he would send out an email.

Councilman Julian Hernandez stated he would like to establish better lines of communications between the City Manager and the City Council.

Councilman James Leal stated he would like to discuss the disposition of Roosevelt Road, surplus of City property, and an update on the codification project.

18. General Announcements

Councilman Ben Briscoe announced he would like to place "Discuss of financial reports" on agendas.

9. ADJOURMENT

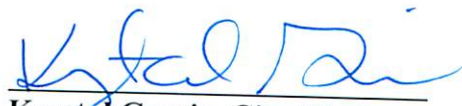
There being no further business before the Council and a Motion by Councilman Toby Lopez, the meeting adjourned at 9:19 p.m.

Approved this 11 day of April 2017.



Mary Moore, Mayor

ATTEST:


Krystal Garcia, City Clerk



**MINUTES OF THE CITY COUNCIL MEETING
OF THE CITY OF PEARSALL
SPECIAL MEETING
June 21, 2016**

- 1. APPROVAL OF AGENDA**
- 2. CALL TO ORDER:** called the meeting to order at 7:01p.m.
- 3. ROLL CALL AND ANOUNCEMENT OF A QUORUM:**

COUNCIL MEMBERS PRESENT: Mary Moore, Mayor
Mando Martinez, Mayor Pro Tem
Julian Hernandez, Council Member
Ben Briscoe, Council Member Arrived at 7:04 pm
Brenda Treviño, Council Member-Arrived at 7:06 pm
Toby Lopez, Jr., Council Member
James Leal, Council Member

COUNCIL MEMBERS ABSENT: Alex Hernandez, Council Member

STAFF MEMBERS PRESENT: Charles Jackson, City Manager
Krystal Garcia, City Clerk
Rudy Alvarez, Finance Director
Conrad Banda, Utilities Supervisor
Rudy Carrizales, Gas Superintendent
Rudy Olivarez, Street Supervisor
Peter Salinas, Police Captain
Bobby Maldonado, City Attorney
Xavier Antu, Public Works Director

Mayor Mary Moore announced that there was a quorum and proceeded with the meeting.

4. INVOCATIONS AND PLEDGE OF ALLEGIANCE:

Invocation Lead by: Dave Richey
Pledge of Allegiance: Lead by all present

5. CITIZENS TO BE HEARD - NONE

6. PRESENTATIONS AND OTHER SPECIAL CONSIDERATION ITEMS

- A. Discussion and Action on Ordinance No. 2016-06-01, disannexing a portion of Gilliam Road and an adjacent strip of land.**
Councilman Julian Hernandez Motioned to Untable the item, Second by Mayor Pro Tem Mando Martinez. The vote in favor of the Motion was unanimous.

City Manager Charles Jackson provided and update to the Council. He advised the County Attorney reached out to him but no progress has been made toward the road being repaired.

Mayor Pro Tem Mando Martinez Motioned to Table the item, Second by Julian Hernandez. The vote in favor of the Motion was unanimous.

B. Dilapidated Building Report.

Mayor Pro Tem Mando Martinez Motioned to Uutable the item, Second by Coucnilman Julian Hernandez. The vote in favor of then Motion was uananimous.

Public Works Director, Xavier Antu advised the Council that notices were sent out to owners of dilapidated building and is awaiting responses to determine who will be sent to Municipal Court. No Action was taken on this item.

C. Discuss and Consider Approving LNV Contract for Services for Preparing Closure Documentation to submit to TCEQ for Approval.

Councilman James Leal Motioned to Uutable the item, Second by Councilman Toby Lopez, Jr. The vote in favor of the Motion was unanimous.

Councilman James Leal asked at the previous City Council meeting the item was entertained if bids could be taken for the service. City Manager, Charles Jackson asked City Attorney Bobby Maldonado to inform the Council why the City could not go out for bids. Mr. Maldonado explained that LNV was selected as the engineer and if the City were to deviate from that, the entire process would have to restart. Public Works Director announced there is a time constraint when this must be done. This being an Exit Interview item that was addressed by TCEQ during their las visit. He further explained that if this is not taken care of in a timely manner it leaves the door open for TCEQ to revoke the City's permit. Councilman James Leal asked what was the lowest price LNV would accept for payment. Robert Viera stated they could drop down the amount to \$3,000 from \$3,500.

Councilman James Leal Motioned to Approve the LNV Contract for Services, Second by Councilman Ben Briscoe. The vote in favor of the Motion was unanimous.

7. NEW BUSINESS

A. Discuss and Consider Approving City sponsorship for the Rodeo Safety Equipment Festival and establishing an amount.

City Manager Charles Jackson advised the Council that he and Mayor met with the individuals that hold the Safety Rodeo every year. He further explained what the Safety Rodeo would consist of and announced an estimate of 40 vendors have signed up and had a discussion with them that in order for the City to consider being a sponsor vendors would have to rent a room. City Manager asked for the Council to Approve the City being a sponsor. He stated that if the Council set the amount at \$15,000 they would be able to stay under that amount. Councilman James Leal gave the directive to work with the company to find out what amount would be needed to sponsor the event. City Manager advised the company does not want money, they are requesting help with bleachers and other items.

Councilman Julian Hernandez Motioned to Approve Sponsorship in the amount of \$15,000, Second by Toby Lopez, Jr. The vote in favor of the Motion was unanimous.

B. Discussion and Appropriate Action regarding expenditures from the \$8,600,000 Certificates of Obligations to finance the construction and improvements for the repair of gas lines, water and sewer improvements, improvement and renovation of “Old City Hall”, repair and replacement of streets, and equipment purchase.

City Manager Charles Jackson and Robert Viera from LNV reviewed the 2016 Bond Issue Project Cost Summary with the Council and how it relates to different upcoming projects and purchases. Projects discussed were the gas line replacement project for the amount of \$350,000, the waste water treatment improvements project for the amount \$1.6 million, the sewer trunk lines/crossing project for the amount of \$900,000, water line crossing project for the amount of \$500,000, the street and utility improvements project for the amount of \$4 million, water valves/looping project for the amount of \$500,000, along with equipment purchases for the amount of \$350,000, and reimbursements from the recent sewer line break for the amount of \$200,000. Mayor Pro Tem Mando Martinez Motioned to “Move Forward”, Second by Councilman Toby Lopez, Jr. Council voted Four (4) in Favor of the Motion, one (1) Against. Councilwoman Brenda Trevino, Mayor Pro Tem Mando Martinez, Councilman Julian Hernandez, and Councilman Ben Briscoe voted For. Councilman James Leal voted Against.

C. Discuss and Consider Ordinance No. 2016-06-06 authorizing the City Manager to hire a Records Management Officer for the Pearsall Police Department.

City Manager Charles Jackson announced that Section 2 of the Ordinance will have to be altered due to a mistake. A period is to be inserted after “\$27,000”. He explained that a second admin is needed due to current staff having to leave the office unattended at times to complete certain job duties. He went on to state the budget would not have to be amended due to the recent vacancy of the sergeant position. Councilman Ben Briscoe Motioned to Approve Ordinance No. 2016-06-06, Second by Councilman Toby Lopez, Jr.. The vote in favor of the Motion was unanimous.

8. EXECUTIVE SESSION- In Accordance with Texas Government Code Chapter 551, Subchapter D: Section 551.071 & 551.072

Upon a Motion by Councilman Ben Briscoe at 8:37pm, Seconded by Councilman Toby Lopez, Jr. the Council voted unanimously to enter into Executive Session.

A. Deliberate the purchase, exchange, lease or value of real property and discuss related legal issues.

Upon a Motion by Councilman Ben Briscoe, Seconded by Councilman Toby Lopez the Council voted unanimously to return to Open Session at 8:36pm.

OPEN SESSION

9. City Council Inquiries For Staff And/Or Items For Future Agendas – NO DISCUSSION OR ACTION ON ANY OF THESE ITEMS AT THIS TIME.

Councilman Julian Hernandez would like to be able to discuss reports rather than just receive them.

10. General Announcements

NONE

9. ADJOURMENT

There being no further business before the Council and a Motion by Councilman James Leal, the meeting adjourned at 8:58 p.m.

Approved this 11 day of April 2017.



Mary Moore, Mayor

ATTEST:



Krystal Garcia, City Clerk



**MINUTES OF THE CITY COUNCIL MEETING
OF THE CITY OF PEARSALL
SPECIAL MEETING
June 28, 2016**

1. APPROVAL OF AGENDA

2. CALL TO ORDER: called the meeting to order at 7:0p.m.

3. ROLL CALL AND ANOUNCEMENT OF A QUORUM:

COUNCIL MEMBERS PRESENT: Mary Moore, Mayor
Julian Hernandez, Council Member
Brenda Treviño, Council Member
Toby Lopez, Jr., Council Member
James Leal, Council Member
Alex Hernandez, Council Member- Arrived at 7:07 pm
Ben Briscoe, Council Member

COUNCIL MEMBERS ABSENT: Mando Martinez, Mayor Pro Tem

STAFF MEMBERS PRESENT: Charles Jackson, City Manager
Krystal Garcia, City Clerk
Rudy Alvarez, Finance Director
T.J. Mayes, City Attorney
Xavier Antu, Public Works Director
Peter Salinas, Police Captain
Rudy Olivarez, Streets Department

Mayor Mary Moore announced that there was a quorum and proceeded with the meeting.

4. INVOCATIONS AND PLEDGE OF ALLEGIANCE:

Invocation Lead by: Dave Richey

Pledge of Allegiance: Lead by all present

5. CITIZENS TO BE HEARD - NONE

6. PRESENTATIONS AND OTHER SPECIAL CONSIDERATION ITEMS

A. Discussion and Action on Ordinance No. 2016-06-01, disannexing a portion of Gilliam Road and an adjacent strip of land.

Councilman James Leal Motioned to Untable the item, Second by Toby Lopez, Jr.. The vote in favor of the Motion was unanimous.

City Manager Charles Jackson provided and update to the Council. He advised the Council that he and City staff attended Commissioners Court for Gilliam Road. City Manager stated it would be best to Table the item again so they can continue reaching out to the County Attorney and staff.

Councilman James Leal Motioned to Table the item, Second by Councilman Julian Hernandez. The vote in favor of the Motion was unanimous.

7. NEW BUSINESS

A. Discuss and Consider Ordinance No. 2006-06-07, providing for a penalty for a violation of the Comprehensive Utility Ordinance No. 2016-06-04.

City Manager Charles stated Ordinance No. 2016-06-04 lacked a Section 7. "Penalties" clause. Councilman James Leal asked what is going to determine what penalty amount will be assessed to individual customers. City Manager Charles Jackson stated a scale can be utilized to determine penalties. Councilman Julian Hernandez Motioned to Table Ordinance No. 2016-06-04 until a penalty scale was determined. Second by Councilman Toby Lopez, Jr.. The vote in favor was unanimous.

B. Discuss and Consider Resolution No. 2016-06-02 Directing the City Manager to develop policies regarding the possession of handguns on City property.

City Manager advised this policy would address guidelines for City Employees being allowed to possess handguns on City property. TJ Mayes advised this resolution would direct the City Manager to develop a policy in accordance with State guidelines. Finance Director Rudy Alvarez stated he did not believe carrying handguns at work would be a good idea. He further expressed that it would create an unsafe workplace, in his opinion. He announced he is against the idea. Mayor Mary Moore stated that if something were to happen with one of the cashiers, Pearsall PD would not be able to respond in time to prevent a fatality. She further stated because the world is changing, we have to change with it. TJ Mayes stated that there is a provision in the Resolution that states both the City Manager and Pearsall PD Department Director must give approval prior to an employee being allowed to carry a handgun. City Manager Charles Jackson advised the Council that at any time the approval of an employee carrying can be revoked with proper reasoning. Councilman Ben Briscoe provided the logic "What does anyone have to fear from an honest man with a gun?". Councilman James Leal Motioned to Approve Resolution No. 2016-06-02, Second by Councilman Ben Briscoe. Council voted Five (5) For, one (1) Against. Councilman James Leal, Councilman Ben Briscoe, Councilman Julian Hernandez, Councilman Toby Lopez, Jr., and Councilwoman, Brenda Trevino voted For. Councilman Alex Hernandez voted Against.

C. Discuss and Consider Ordinance No. 2016-06-10 Regulating Yard Sales within City limits.

City Manager Charles Jackson and City Attorney TJ Mayes reviewed the contents of the ordinance with the Council. Councilwoman Brenda Trevino asked if the fee assessed in the ordinance had been compared to surrounding cities. TJ Mayes stated it had not been. City Manager Charles Jackson stated staff could look into how much surrounding cities charge for a permit. Councilman James Leal Motioned to table the item, Second by Councilwoman Brenda Trevino. The vote in favor of the Motion was unanimous.

D. Discuss and Approve signing a Master Service Agreement and/ or associated Task Order form with LNV. Inc.

Robert Viera from LNV reviewed the Master Service Agreement and the Task Order form along with its contents. Councilman James Leal Motioned to Approve, Second by Councilwoman Brenda Trevino. The vote in favor of the Motion was unanimous.

E. Discussion and Action to Approve LNV Task Orders 1, 2, 3, 4, and/or 5.

Robert Viera from LNV reviewed each of the Task Orders 1, 2, 3, 4, and 5 with the Council and provided the breakdown of services for all. Task Order No. 1 is for Wastewater Treatment Plant Improvements, Task Order No. 2 covers Sewer Trunk Line Improvements, Task Order No. 3 covers Water Line Crossing Improvements, Task Order No. 4 covers Street and Utility Improvements, Task Order No. 5 covers Water Valve and Looping Improvements. Councilman James Leal Motioned to Approve Task Order No. 1 with the stipulation of lowering the 11.5% fee to 10.75%. Robert Viera stated he could lower the "Additional Services" Subtotal from \$22,000 to \$11,000 bring the total fee to \$154,000. Councilman James Leal Motioned to Approve Task Order No. 1 with the total fee of being \$154,000, Second by Julian Hernandez. The vote in favor of the Motion was unanimous. Councilman James Leal Motioned to Table Task orders 2, 3, 4, and 5, Second by Councilman Julian Hernandez. The vote in favor of the Motion was unanimous.

F. Discuss and Approve Surface Pro Agreements.

City Manager Charles Jackson advised the Council that the City Clerk contacted several entities requesting a copy of their tablet agreements only to find out they did not have one in place but requested the one the City is trying to implement. Councilman James Leal Motioned to Approve, Second by Councilwoman Brenda Trevino. The vote in favor of the Motion was unanimous.

G. Discuss and Action to Confirm and Ratify COPsync Software purchase from sole source vendor.

City Manager Charles Jackson advised the Council that the COPsync Software purchase was already approved however per procurement rules the minutes for the meeting approving have to state COPsync Software was purchased from a sole source vendor. Councilman Ben Briscoe Motioned to Confirm and Ratify COPsync Software purchase from sole source vendor, Second by Councilman Julian Hernandez. The vote in favor of the Motion was unanimous.

H. Discussion of City Easement Issue at Roosevelt and Chaparral Road.

City Manager Charles Jackson advised this was one of the items requested to be on the agenda. Councilman James Leal stated that there were some citizens in the audience who wanted to speak on the matter. Mayor asked for comments from the public. Pearsall Citizen Mr. Gale Frasier stated Roosevelt is not a City street and actually stops at Alabama. The rest of the road leading to Chaparral is supposed to be an easement and would like for it to be closed. Councilman James Leal called on Mr. Joe Navarro to confirm the City knew that a portion of Roosevelt belonged to the residents when they built the road. He further stated that if the City plans on leaving it as a road he wants the City to purchase the property from him and place curbs. City Manager Charles Jackson stated there of two options the City could take. The first being to purchase the property from the residents and the second being to stop maintaining the road.

I. Discuss Surplus of City Property.

City Manager Charles Jackson called on Rudy Olivarez to speak on the item. Streets Supervisor Rudy Olivarez stated they have a lot of different items ranging from gas meters, junk metals, to vehicles and would like to start getting rid of it by either auction or recycle center.

J. Discuss establishing a Procurement Policy.

City Manager Charles Jackson provided a framework legal counsel prepared and advised they could take it with them to look over and discuss details at the next meeting. Councilman would to incorporate for "Third Party Contractors" possibly submit RFQ's or go out for bids.

K. Discussion and Appropriate Action regarding an expenditure from the \$8,600,000 Certificates of Obligations for the purchase of a lawn mower for the Parks and Recreation Department.

City Manager Charles Jackson stated a lawn mower was approved as one of the purchases from the \$8.6 million bond. Ramiro Otero gathered together 3 bids for the Council to review. Councilman James Leal recommended Mr. Otero choose another brand because he has been told John Deere's have a lot of issues. Parks and Rec Director Ramiro Otero advised Councilman James Leal that because we have a John Deere dealership they would be able to repair and maintain the lawn mower. Councilman James Leal Motioned to Approve the purchase of a lawnmower from Ag-Pro within Pearsall, Second by Councilman Ben Briscoe. The vote in favor of the Motion was unanimous.

L. Discussion and Appropriate Action on the Creation of a City Master Plan.

City Manager Charles Jackson informed the Council that the City Clerk will be contacting them for a meeting next week. He asked for the City Council Members to come in with ideas they want to incorporate into the plan. Action was not take on this item.

M. Discuss and Consider Authorizing City Manager to Approve Change Orders for Gas Line Project Valve Replacement.

City Manager Charles Jackson the contractor for the project stated there are potentially five (5) valves he will not be able to shut off. The contractor does not want to have to stop to do a change order in the middle of the project. This is just a precautionary measure in the event something needs to be changed it will not have to wait for Council to meet. Councilman James Leal Motioned to Approve Authorizing City Manager to Approve Change Orders for Gas Line Project Valve Replacement as a last resort. Second by Councilwoman Brenda Trevino. The vote in favor of the Motion was unanimous.

N. Discuss Draft Ordinance for signs within City limits.

City Manager Charles Jackson asked legal counsel to review the contents of the draft ordinance with the Council.

O. Discussion of Annexation.

City Manager Charles Jackson advised the Council this was an item requested to be put on the agenda. Councilman James Leal stated that previous Council discussions of annexation they discussed annexing Sand Hollow that was part of the Colonial Grant, to extend close to Ingram Ready Mix, head up to Jack's Produce, and cut across to the Power Plant, down to Horizon West all the way to IH 35, along with the southbound access road all the way down to the hospital. He stated that City Patrolman would then be able to patrol exits from the 99-mile marker to the 104-mile marker. He further explained that the City is already providing Sewer, Water, and Garbage services down Sand Hollow Road. For Horizon West the City is already providing Water and Garbage. For Power Plant Road the City is providing water but once annexed the City will provide Garbage.

8. EXECUTIVE SESSION- In Accordance with Texas Government Code Chapter 551, Subchapter D: Section 551.071

Upon a Motion by Councilman James Leal at 8:51pm, Seconded by Councilman Toby Lopez, Jr. the Council voted unanimously to enter into Executive Session.

- A. Consultation with attorney regarding Cause No. 2015-Ci-11819; styled RAM II General Contractor, Inc. v. City of Pearsall, Robert Viera and LNV, INC.; In the 285th Judicial District Court of Bexar County, Texas.**
- B. Consultation with attorney regarding Robert Tobias vs. City of Pearsall, Civil Action No. 13-10-00414CVF in the 218th District Court, Frio County, Texas.**

Upon a Motion by Councilman James Leal, Seconded by Councilman Toby Lopez the Council voted unanimously to return to Open Session at 9:07pm.

Mayor Moore announced No Action was taken during Executive Session.

OPEN SESSION

- 9. Discussion and Action regarding Cause No. 2015-Ci-11819; styled RAM II General Contractor, Inc. v. City of Pearsall, Robert Viera and LNV, INC.; In the 285th Judicial District Court of Bexar County, Texas.**

Councilman James Leal Motioned to direct the City Manager to negotiate under the terms discussed, Second by Councilman James Leal. The vote in favor of the Motion was unanimous.

- 10. Discussion and Action regarding Robert Tobias vs. City of Pearsall, Civil Action No. 13-10-00414CVF in the 218th District Court, Frio County, Texas.**

No Action was taken on this item.

- 11. Discuss Update on Codification Project.**

City Manager called on City Clerk, Krystal Garcia to speak on the item. City Clerk, Krystal advised the Council that she has spoken with a MuniCode Representative and had been told they were decided whether or not to cancel the project due to the lack of response from the

previous legal counsel. A copy had been sent to the firm and they had not received word back.

12. Report and Discussion on Evidence Room Project.

Now that the two (2) storage containers have arrived the Pearsall Department Police Captain, Peter Salinas, along with a few officers will be cleaning out and organizing a new Evidence Room.

13. City Council Inquiries For Staff And/Or Items For Future Agendas – NO DISCUSSION OR ACTION ON ANY OF THESE ITEMS AT THIS TIME.

Councilman James Leal stated he would like to revisit the appropriations of the CO Bonds and create committees for the projects.

Councilman Toby Lopez, Jr. would like to discuss and possible update the rental fees on the Complex.

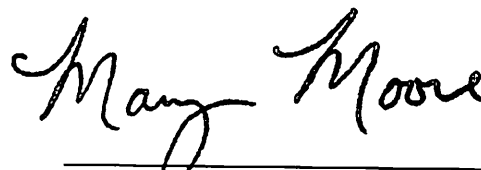
14. General Announcements

City Manager Charles Jackson read the schedule for the 4th of July Celebration.

9. ADJOURMENT

There being no further business before the Council and a Motion by Councilman James Leal, Second by Councilman Toby Lopez, Jr. the meeting adjourned at 9:23 p.m.

Approved this 11 day of April 2017.



Mary Moore, Mayor

ATTEST:



Krystal Garcia, City Clerk



**MINUTES OF THE CITY COUNCIL MEETING
OF THE CITY OF PEARSALL
SPECIAL MEETING
July 5, 2016**

- 1. APPROVAL OF AGENDA**
- 2. CALL TO ORDER:** called the meeting to order at 7:03 p.m.
- 3. ROLL CALL AND ANOUNCEMENT OF A QUORUM:**

COUNCIL MEMBERS PRESENT: Mary Moore, Mayor
James Leal, Council Member
Julian Hernandez, Council Member
Ben Briscoe, Council Member
Toby Lopez, Jr., Council Member
Mando Martinez, Mayor Pro Tem
Brenda Treviño, Council Member

COUNCIL MEMBERS ABSENT: Alex Hernandez, Council Member

STAFF MEMBERS PRESENT: Charles Jackson, City Manager
Krystal Garcia, City Clerk

Mayor Mary Moore announced that there was a quorum and proceeded with the meeting.

4. INVOCATIONS AND PLEDGE OF ALLEGIANCE:

Invocation Lead by: Ben Briscoe

Pledge of Allegiance: Lead by all present

5. COUNCIL WORKSHOP

A. Discuss and Possible Action concerning City Master Plan.

Councilman James Leal Motioned to enter into the Workshop at 7:05pm, Second by Mayor Pro Tem Mando Martinez. The vote in favor of the Motion was unanimous.

City Manager Charles Jackson outlined the basis for a Master Plan. He advised the Council what it is used for, who generally creates it, and what a municipality is able to outline and address within the Master Plan. City Manager recommended adding financial "Reserves" into the plan. Councilman James Leal asked if tonight's workshop is to determine if the City should hire a firm. City Manager Charles Jackson stated he wasn't sure if the City needed to hire a firm but rather allow staff to use this as a learning exercise. Councilman Julian Hernandez added if the City hires a firm, they won't be able to take their time with developing the plan due to possible being pressed for timelines and payments due. He recommends keeping most of the planning in-house. Councilman James Leal would like to keep the County and Pearsall ISD in the loop of what direction the City is headed with the plan. City Manager Charles Jackson suggested starting off by setting a timeframe for the plan. Councilman James Leal said the City should do a 10 year plan at minimum. Tink recommends an even numbered year to end on. The Council decided to

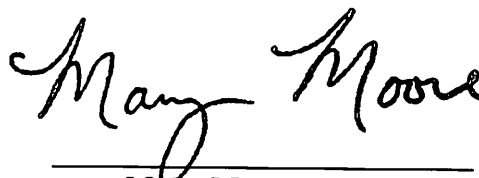
go with the year 2030. City Manager Charles Jackson recommends getting the public involved in the process. Councilman Julian Hernandez said the council needs to look at where they want the city to be like but realistic at the same time. City Manager Charles Jackson asked the council to name items they want to see. Councilman Toby Lopez would like to incorporate downtown revitalization, and ensure that our own departments would be able to make money instead of losing it into the plan. Councilman Julian Hernandez would like to incorporate improvements in infrastructure, build up reserves and restore faith in the City Council from the citizens. Councilman James Leal listed infrastructure. Mayor Mary Moore listed the revitalization of downtown, tax abatement which would allow business owners to not pay taxes for one year but they have to renovate their buildings. Mayor Pro Tem Mando Martinez added economic development, and infrastructure. Councilman Ben Briscoe would like to incorporate infrastructure, keeping the public involved and provide more information to them on the taxes, He would also like to unite the school, city and county to work together. Councilwoman Brenda Trevino would like to incorporate infrastructure, not losing our finances, and bring the pride back. Councilman Julian Hernandez added that people have to be held accountable to the policies in place and believes the communication between city county and school needs to be established. City Manager Charles Jackson stated committees will be formed after public meetings have been held so we can see who gets involved.

6. EXECUTIVE SESSION -In Accordance with Texas Government Code Chapter 551, Subchapter D: NONE

7. ADJOURNMENT

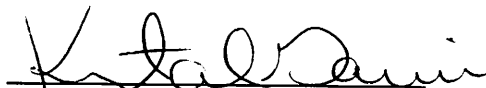
There being no further business before the Council and a Motion by Mayor Pro Tem Mando Martinez, the meeting adjourned at 8:33 p.m.

Approved this 11 day of April, 2017.



Mary Moore, Mayor

ATTEST:



Krysta Garcia, City Clerk



**MINUTES OF THE CITY COUNCIL MEETING
OF THE CITY OF PEARSALL
REGULAR MEETING
July 12, 2016**

1. APPROVAL OF AGENDA

2. CALL TO ORDER: called the meeting to order at 7:03 p.m.

3. ROLL CALL AND ANOUNCEMENT OF A QUORUM:

COUNCIL MEMBERS PRESENT: Mary Moore, Mayor
Mando Martinez, Mayor Pro Tem
James Leal, Council Member
Julian Hernandez, Council Member
Ben Briscoe, Council Member
Brenda Treviño, Council Member-Arrived at 7:11 pm
Toby Lopez, Jr., Council Member

COUNCIL MEMBERS ABSENT: Alex Hernandez, Council Member

STAFF MEMBERS PRESENT: Charles Jackson, City Manager
Krystal Garcia, City Clerk
TJ Mayes, City Attorney
Rudy Alvarez, Finance Director
Xavier Antu, Public Works Director
Rudy Olivarez, Streets Supervisor
Rudy Carrizales, Gas Superintendent
Conrad Banda, Utilities Supervisor
David Medrano, Library Director
Ruben Frausto, Human Resources Director
Peter Salinas, PD Captain
Ramiro Otero, Parks and Rec Director

Mayor Mary Moore announced that there was a quorum and proceeded with the meeting.

4. INVOCATIONS AND PLEDGE OF ALLEGIANCE:

Invocation Lead by: David Medrano

Pledge of Allegiance: Lead by all present

5. CITIZENS TO BE HEARD – Jerry Hedloff spoke during item 7A.

6. PRESENTATIONS

A. Presentation by Mayor Mary Moore.

Mayor Mary Moore presented a plaque to Breyana Segura.

Councilman James Leal requested a moment of silence for the fallen officers in Dallas.

7. OLD BUSINESS

A. Discussion and Action on Ordinance No. 2016-06-01, disannexing a portion of Gilliam Road and an adjacent strip of land.

Councilman James Leal Motioned to Untable the item, Second by Councilman Julian Hernnadez. The vote in favor of the Motion was unanimous.

City Manager Charles Jackson stated the Council would not be able to act on the item but felt they would be able to do so very soon. Mr. Jerry Hedloff said as a resident down Gilliam Road he would like something done with the Road already. City Manager Charles Jackson informed him of what steps the City is trying to take to get the road fixed. Mayor Pro Tem Mando Martinez asked the audience if they understood the process and reiterated it to them.

Councilman Julian Hernandez Motioned to Table the item, Second by Mayor Pro Tem Mando Martinez. The vote in favor of the Motion was unanimous.

B. Discuss and Consider Ordinance No. 2016-06-07, providing for a penalty for a violation of the Comprehensive Utility Ordinance No. 2016-06-04.

Mayor Pro Tem Mando Martinez Motioned to Untable the item, Second by Councilman Ben Briscoe. The vote in favor of the Motion was unanimous.

City Manager Charles Jackson advised the Council that the scaled implemented into the ordinance is \$25 per \$100 up to \$500.

Mayor Pro Tem Mando Martinez Motioned to Approve Ordinance No. 2016-06-07, Second by Councilman Julian Hernandez. The vote in favor of the Motion was unanimous.

C. Discuss and Consider Ordinance No. 2016-06-10 Regulating Yard Sales within City limits.

Councilman Ben Briscoe Motioned to Untable the item, Second by Councilman Toby Lopez, Jr. The vote in favor of the Motion was unanimous.

Legal Counsel stated the edits made were to make the ordinance in accordance with the Texas State Comptroller. City Manager Charles Jackson informed the Council they would have to set the permit fee. The Council decided to set the permit fee at \$10.

Councilman Ben Briscoe Motioned to Approve Ordinance No. 2016-06-10 with the stipulation of the \$10 permit fee, second by Councilwoman Brenda Trevino. The Council voted five (5) For, one (1) Against. Councilman James Leal, Councilman Ben Briscoe, Councilwoman Brenda Trevino, Councilman Julian Hernandez, and Mayor Pro Tem Mando Martinez voted For. Councilman Toby Lopez, Jr. voted Against. Motion Carried.

8. NEW BUSINESS

A. Discuss rates/fee schedule for the Victor Trevino Sports Complex.

City Manager Charles Jackson informed the Council this was an item requested by Council at a prior meeting. Parks and Recreation Director, Ramiro Otero advised the Council that the current fee schedule was developed about 21-22 years ago, and was compared to the rates at the time from surrounding cities. He further explained the process of tournaments held at the complex.

B. Discussion and Appropriate regarding the Appointment of members to the City's Ethics Commission.

City Manager Charles Jackson directed the City Clerk to provide insight to the process of appointing Ethics Commission Members. City Clerk, Krystal Garcia informed the Council the what the Home Rule Charter states. Current Ethics Commission Chairman, Dave Richey explained how many members are lacking in the Commission. City Manager Charles Jackson recommended the Council direct staff to advertise for applications to the Ethics Commission.

Councilman Julian Hernandez Motioned to direct staff to advertise for applications to the Ethics Commission, Second by Mayor Pro Tem Mando Martinez. The vote in favor of the Motion was unanimous.

C. Discuss and Approve Change Orders for Gas Line Project.

D. City Manager Charles Jackson informed the Council the Change Orders address the most pressing issues within the scope of work the Council had previously established. Councilman James Leal Motioned to Approve Change Orders for Gas Line Project, Second by Mayor Pro Tem Mando Martinez. The vote in favor of the Motion was unanimous.

E. Discuss and Approve Ordinance No. 2016-06-08 repealing Ordinance No. 2015-12-05 prohibiting the carrying of firearms on the premises of the City of Pearsall providing enforcement, penalties, and providing the effective date.

City Manager Charles Jackson informed the Council Ordinance No. 2016-06-08 will simply repeal Ordinance No. 2015-12-05 so the City will be in accordance with State Law. He further explained what places prohibit the carrying of a firearm to the Council. Councilman James Leal Motioned to Approve Ordinance No. 2016-06-08, Second by Councilman Toby Lopez, Jr.. The vote in favor of the Motion was unanimous.

F. Discuss establishing rules for "City Council Inquiries" Section of the Council Agendas.

City Manager Charles Jackson informed the Council that a standing resolution already dictates how items are placed in the agenda and believes the "City Council Inquiries" section may be in conflict with it. He further explained the best way to avoid this would be to utilize the same guidelines as the resolution during the "City Council Inquiries" section.

9. EXECUTIVE SESSION- In Accordance with Texas Government Code Chapter 551, Subchapter D: Section 551.071 & 552.072

Upon a Motion by Councilman James Leal at 7:49pm, Seconded by Councilman Julian Hernandez the Council voted unanimously to enter into Executive Session.

- A. Consultation with attorney regarding Cause No. 2015-Ci-11819; styled RAM II General Contractor, Inc. v. City of Pearsall, Robert Viera and LNV, INC.; In the 285th Judicial District Court of Bexar County, Texas.**
- B. Consultation with attorney regarding Robert Tobias vs. City of Pearsall, Civil Action No. 13-10-00414CVF in the 218th District Court, Frio County, Texas.**
- C. Discussion on acquisition of property for a Civic Center.**

Upon a Motion by Councilman James Leal, Seconded by Councilman Ben Briscoe the Council voted unanimously to return to Open Session at 8:27pm.

Mayor Moore announced No Action was taken during Executive Session.

10. OPEN SESSION

- A. Discussion and Possible Action regarding Cause No. 2015-Ci-11819; styled RAM II General Contractor, Inc. v. City of Pearsall, Robert Viera and LNV, INC.; In the 285th Judicial District Court of Bexar County, Texas.**

Councilman James Leal Motioned to direct City Manager to continue negotiations with RAM II, Second by Councilman Julian Hernandez. The vote in favor of the Motion was unanimous.

- D. Discussion and Possible Action regarding Robert Tobias vs. City of Pearsall, Civil Action No. 13-10-00414CVF in the 218th District Court, Frio County, Texas.**

Councilman James Leal Motioned to Table the item due to no update, Second by Mayor Pro Tem Mando Martinez. The vote in favor of the Motion was unanimous.

- E. Discussion and deliberation on possible acquisition of property for a Civic Center.**

Council took no action on this item.

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11. Report and Discussion on former Pearsall Police Department Evidence Room Project.

Pearsall Police Captain, Peter Salinas provided picture packets to the Council of what the former Pearsall Police Department Evidence Room now looks like after he and several officers cleaned it out.

12. City Manager's Report and Discussion

City Manager provided his report including the recent 4th of July event, Manhole Street Project update, Utility Amnesty Program update, Gas Project update, and Pearsall Library Summer Reading Program update.

13. Discussion and Approval to pay bills.

Councilman James Leal asked if local electricians had been contacted to get bids because he noticed South Texas Brush Country Electric was on the bills packet again. Department Heads advised Councilman James Leal that they have called local electricians and they do not want to work with the City. Councilman James Leal asked legal counsel if the City could go out for bids. City Manager Charles Jackson stated in the event in an emergency they cannot wait for bids.

Councilman James Leal Motioned to Approve the payment of the bills, Second by Councilman Toby Lopez, Jr.. The vote in favor of the Motion was unanimous.

14. City Council Inquiries For Staff And/Or Items For Future Agendas -NO DISCUSSION OR ACTION ON THESE ITEMS AT THIS TIME.

Councilman James Leal requested to look into contracting with George Cabasos for softball tournaments. Councilman Julian Hernandez requested on the LNV punch list.

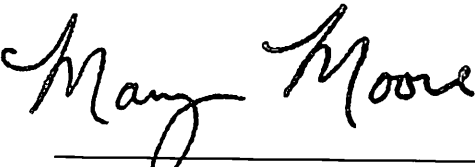
15. GENERAL ANNOUNCEMENTS

City Manager Charles Jackson announced that there will be no meeting next week due to the Amnesty Program finishing up.

16. ADJOURNMENT

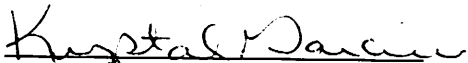
There being no further business before the Council and a Motion by Councilman James Leal, the meeting adjourned at 8:13 p.m.

Approved this 11 day of April, 2017.



Mary Moore, Mayor

ATTEST:



Krystal Garcia, City Clerk



**MINUTES OF THE CITY COUNCIL MEETING
OF THE CITY OF PEARSALL
SPECIAL MEETING
July 26, 2016**

1. APPROVAL OF AGENDA

2. CALL TO ORDER: called the meeting to order at 6:59 p.m.

3. ROLL CALL AND ANOUNCEMENT OF A QUORUM:

COUNCIL MEMBERS PRESENT: Mary Moore, Mayor
Alex Hernandez, Council Member
James Leal, Council Member
Julian Hernandez, Council Member
Ben Briscoe, Council Member
Toby Lopez, Jr., Council Member

COUNCIL MEMBERS ABSENT: Mando Martinez, Mayor Pro Tem
Brenda Treviño, Council Member

STAFF MEMBERS PRESENT: Charles Jackson, City Manager
Krystal Garcia, City Clerk
T.J. Mayes, City Attorney
Ramiro Otero, Parks and Recreation Director
Rudy Alvarez, Finance Director
Xavier Antu, Public Works Director
Rudy Olivarez, Streets Supervisor
Rudy Carrizales, Gas Superintendent
Conrad Banda, Utilities Supervisor
Peter Salinas, Police Captain
David Medrano, Library Director

Mayor Mary Moore announced that there was a quorum and proceeded with the meeting.

4. INVOCATIONS AND PLEDGE OF ALLEGIANCE:

Invocation Lead by: Dave Richey

Pledge of Allegiance: Lead by all present

5. CITIZENS TO BE HEARD -NONE

6. PRESENTATIONS

A. Presentation by Ronald Rocha from Linebarger, Goggan Blair & Sampson, LLP, regarding the City of Pearsall Delinquent Tax Collection Report.

Ronald Rocha and staff from Linebarger Goggan Blair & Sampson, LLP provided a breakdown of the Delinquent Tax Collection Report for the City of Pearsall. He explained the process and general timeline of collecting taxes.

7. OLD BUSINESS

A. Discussion and action on Ordinance No. 2016-06-01, disannexing a portion of Gilliam Road and an adjacent strip of land.

Councilman James Leal Motioned to Untable the Item, Second by Councilman Julian Hernandez. The vote in favor of the Motion was unanimous. City Manager Charles Jackson informed the Council of the County's choice to allow the City to determine the outcome of Gilliam Road. He assured the Council that a decision will be made soon. Councilman James Leal Motioned to Table the Item, Second by Councilman Julian Hernandez. The vote in favor of the Motion was unanimous.

8. NEW BUSINESS

A. Status update on establishing rules for the "City Council Inquires" Section of the Council Agendas.

City Manager Charles Jackson explained to the Council that an update is not yet available. But will be ready for the next Regular Meeting.

B. Discuss and Approve the Pearsall Public Library Long Range Plan.

City Manager Charles Jackson informed the Council that in order for the Library to keep its accreditation, a long-range plan must be in place and called on Library Director David Medrano to speak on the Item. Library Director David Medrano addressed the Council and explained the long-range plan is a licensing requirement. He informed the Council that this is the very first long-range plan as one has never been in place. Councilman James Leal Motioned to Approve the Pearsall Public Library Long-Range Plan, Second by Councilman Julian Hernandez. The vote in favor of the Motion was unanimous.

C. Discuss and Approve Resolution No. 2016-07-01 to declare certain city-owned equipment and property as surplus property and to authorize the City Manager to hold a City Auction of said declared surplus property.

City Manager Charles Jackson informed the Council that the list provided is the next set of vehicles in possession of the Pearsall Police Department. The City wants to auction them off before they begin to deteriorate. Councilman Ben Briscoe Motioned to Approve Resolution No. 2016-07-01, Second by Councilman Toby Lopez, Jr.. The vote in favor of the Motion was unanimous.

D. Discuss and Possible Action for setting a new rate/fee schedule for the Victor Trevino Sports Complex.

Parks and Recreation Director Ramiro Otero made Council aware of the light audit recently completed. It was determined to raise the rates for the lights to \$44/hr. Councilman James Leal suggested setting the rate at \$45/hr. Mr. Otero explained that he wasn't sure what rate the Council wanted to raise the rental fees to. He provided a breakdown of what he believed to be a reasonable rate. Councilman Julian Hernandez stated that before the Council makes a decision they need to see a comparison of last year's activities to this year. Councilman James Leal Motioned to Approve setting a new light fee of \$45/hr., Second by Councilman Julian Hernandez. The vote in favor of the Motion was unanimous.

9. EXECUTIVE SESSION -In Accordance with Texas Government Code Chapter 551, Subchapter D: Section 551.071 & 551.072

Councilman James Leal Motioned to enter into Executive Session at 7:40 pm, Second by Councilman Toby Lopez, Jr.. The vote in favor of the Motion was unanimous.

- A. Consultation with attorney regarding proposed settlement for Cause No. 2015-CI-11819; styled RAM II General Contractor, Inc. v. City of Pearsall, Robert Viera and LNV, INC.; In the 285th Judicial District Court of Bexar County, Texas.**
- B. Consideration to declare a public emergency for the purchase and/or installation of aerators, clarifier, and associated appurtenances at the wastewater treatment plant.**
- C. Discussion on possible acquisition of property for a Civic Center.**

Councilman James Leal Motioned to Return to Open Session at 8:02pm, Second by Councilman Toby Lopez, Jr., The vote in favor of the Motion was unanimous.

Mayor Mary Moore announced that no action was taken during Executive Session.

10. OPEN SESSION

Councilman James Leal Motioned for No Action on Items 10A, 10B, and 10C. Second by Councilman Toby Lopez, Jr.. The vote in favor of the Motion was unanimous.

- A. Discussion and Possible Action regarding proposed settlement for Cause No. 2015-CI-11819; styled RAM II General Contractor, Inc. v. City of Pearsall, Robert Viera and LNV, INC.; In the 285th Judicial District Court of Bexar County, Texas.**
- B. Consideration and Possible Action to declare a public emergency for the purchase and/or installation of aerators, clarifier, and associated appurtenances at the wastewater treatment plant.**
- C. Discuss and deliberation on possible acquisition of property for a Civic Center.**

11. City Council Inquiries For Staff And/Or Items For Future Agendas.

Councilman Julian Hernandez inquired on the status of request for Council's Ethic Training. Councilman James Leal requested an update on all fire hydrants.

12. GENERAL ANNOUNCEMENTS

City Manager Charles Jackson updated the Council on the outcome of the Amnesty Program.

13. ADJOURNMENT

There being no further business before the Council and a Motion by Councilman James Leal, the meeting adjourned at 8:10 p.m.

Approved this 11th day of April, 2017.



Mary Moore, Mayor

ATTEST:



Krystal Garcia, City Clerk