

CITY COUNCIL AGENDA

A Regular Meeting of the City Council of the City of Pearsall, Texas, will be held on Tuesday, May 10, 2016 at 7:00 P.M. at the Pearsall City Hall, 215 S. Ash Street, Pearsall, Texas.

COUNCIL MEMBERS

Mary Moore, Mayor
James H. Leal, Council Member
Alex Hernandez, Council Member
Vacant, Council Member
Mando Martinez, Council Member
Julian Hernandez, Mayor Pro Tem
Ben Briscoe, Council Member
Toby Lopez, Jr., Council Member

1. APPROVAL OF AGENDA
2. CALL TO ORDER
3. ROLL CALL AND ANNOUNCEMENT OF A QUORUM
4. INVOCATION AND PLEDGE OF ALLEGIANCE
5. CITIZENS TO BE HEARD

In accordance with Section 3.12 of the Pearsall Municipal Charter: "All meetings of the City Council, and all committees thereof shall be opened to the public, and the rules of the Council shall provide that citizens of the City shall have a reasonable opportunity to be heard at any such meetings, in regard to any matter there considered. Any such meetings shall comply with all applicable laws of the State of Texas."

Accordingly, the Pearsall City Council has rules of courtesy in place for all persons in attendance at its meetings. The Presiding Public Official shall at all times preserve order and decorum, prevent personal references to Council Members or the impugning of persons' motives. Citizens requesting to be heard shall sign in before the meeting is called to order and shall be called upon in the order that they signed in. The Presiding Official shall use discretion in time allowed a citizen to be heard. The citizen shall make every effort to be brief, get to the point, and to limit speaking time to no more than 3 minutes.
Personal Attacks Shall Not Be Allowed By Any Speaker.

6. OLD BUSINESS

- A. Discuss and Consider Resolution No. 2016-03-01 to Approve a contract for the purpose of financing "Copsync Hardware and Software". -Previously Tabled Item
- B. Discuss/consider & act 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." -Previously Tabled Item

7. ACTION ON CONSENT AGENDA

- A. Approve Minutes of the Regular City Council Meeting of April 12, 2016.

8. NEW BUSINESS

- A. Discuss and Consider Ordinance 2016-05-01 to approve the Final Plat of the Villarreal Subdivision; establishing Lot (s) 1 and 2, Block 112, Villarreal Subdivision, being a re-subdivision of the Southwest 125' x 125' of Block 112, of the Pearsall Addition, according to a map or plat recorded conveyed in Volume 66, Page 858 of the Deed Records of Frio County, Texas. -Action Item
- B. Discuss and Consider Ordinance 2016-05-02 to approve the Final Plat of the Joe Ayala Subdivision; establishing Lot (s) 1 and 2, Block 113, Joe Ayala Subdivision, being a re-subdivision of the Northeast 65' x 135' of Block 113, of the Pearsall Addition, according to a map or plat recorded conveyed in Volume 21, Page 684 of the Deed Records of Frio County, Texas. - Action Item
- C. Consideration and Approval of Ordinance No. 2016-05-03 Authorizing the issuance of "City of Pearsall, Texas combination tax and limited pledge revenue certificates of obligation, series 2016;" providing for the payment of the certificates by the levy of an Ad Valorem Tax upon all taxable property within the city and further securing the certificates by a lien on and limited pledge of the pledge revenues of the City' WATER AND WASTEWATER SYSTEM; PROVIDING THE TERMS AND CONDITIONS OF THE CERTIFICATES AND RESOLVING OTHER MATTERS INCIDENT AND RELATING TO THE ISSUANCE, PAYMENT, SECURITY, SALE, AND DELIVERY OF THE CERTIFICATES, AUTHORIZING THE EXECUTION OF A PAYING AGENT/REGISTRAR AGREEMENT, AND AN INVESTMENT LETTER OF PURCHASER; AND PROVIDING FOR AN EFFECTIVE DATE. -Action Item
- D. Discuss proposed ordinance setting the amount for requirements to go for RFP, RFG, and/or bids for special services, services, equipment or parts needed.
- E. Discuss requiring public procurement for all expenditures exceeding \$5,000.
- F. Discussion on proposed three (3) day special use permit for vendors within city limits.
- G. Discussion on proposed Utility Ordinance with one-time Amnesty Provision.
- H. Discuss and/or Approve Interlocal Maintenance Agreement with Pearsall ISD, and Frio County for the Pearsall Public Swimming Pool. -Action Item
- I. Discuss and Consider Resolution No. 2016-05-01 to approve a request form the Parks and Recreation Department to coordinate and Sponsor the fourth of July Celebration; to approve street closures; and to expend funds not to exceed \$15,000 for planned event activities. -Action Item
- J. Discuss and Consider setting a date for a Public Hearing regarding the De-Annexation of Gilliam Road. -Action Item
- K. Discuss and Consider Resolution No. 2016-05-02 Allowing City Council to Direct City Manager to continue with Impact Fee Ordinance.
- L. Discuss previously Approved Ordinance No. 2015-12-05, Resolution No. 2015-12-13, and Resolution No. 2015-12-14.

9. EXECUTIVE SESSION -In Accordance with Texas Government Code Chapter 551, Subchapter D: Section 551.071, 551.072 & 551.074

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.

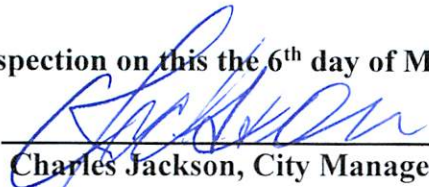
- A. Deliberate the purchase, exchange, lease or value of real property and discuss related legal issues.
- B. Consultation with attorney regarding Cause No. 2015-CI-11819; styled RAM II General Contractor, Inc. v. City of Pearsall, Robert Viera and LNV, INC.; In the 285th Judicial District Court of Bexar County, Texas
- C. Consultation with Attorney regarding Tammy S. Frausto vs. City of Pearsall. Civil Action No. 15-09-00347CVF, in the 81st District Court, Frio County, Texas.
- D. Consultation with Attorney regarding Yolanda Salinas vs. City of Pearsall, Civil Action No. 14-03-00091 in the 218th District Court, Frio County, Texas.
- E. Robert Tobias vs. City of Pearsall, Civil Action No. 13-10-00414CVF in the 218th District Court, Frio County, Texas.
- F. Paul A. Zepeda vs. City of Pearsall, Civil Action No. 15-09-00351CVG in the 218th District Court, Frio County, Texas.
- G. Discuss and Consider the Vehicle Allowance Clause of the City Manager's Contract.
- H. Discussion of Pearsall Police Department former evidence room and related issues.

OPEN SESSION

- 10. Discuss/consider & act 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." -Action Item
- 11. Consideration and action regarding Pearsall Police Department former evidence room and related issues. -Action Item
- 12. Discuss and Consider the Vehicle Allowance Clause of the City Manager's Contract. -Action Item
- 13. City Manager's Report.
- 14. Waste Water Supervisor Report.
- 15. Approval to pay bills. -Action Item
- 16. City Council Inquiries For Staff And/Or Items For Future Agendas – NO DISCUSSION OR ACTION ON ANY OF THESE ITEMS AT THIS TIME.
- 17. General Announcements
- 18. Adjournment

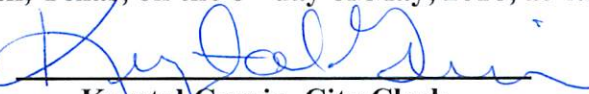
Posted for Public Inspection on this the 6th day of May, 2016, at 4:30 p.m.

By:


Charles Jackson, 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 the 6th day of May, 2016, at 4:30 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) 334-3676.