

CITY COUNCIL AGENDA

A Regular Meeting of the City Council of the City of Pearsall, Texas, will be held on Tuesday, April 12, 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. ROLLCALL 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. ACTION TO CONSENT AGENDA**
 - A. Approve minutes of the Regular City Council Meeting of March 8, 2016.**
 - B. Approve minutes of the Special City Council Meeting of March 18, 2016.**
 - C. Approve minutes of the Special City Council Meeting of March 21, 2016.**
 - D. Approve minutes of the Special City Council Meeting of March 28, 2016.**

7. PRESENTATIONS

- A. Presentation by City Attorney Monique Diaz on Impact Fees.**

8. OLD BUSINESS

- A. Discuss and Consider Ordinance No. 2016-03-01 to Approve an advertising sign Lease Agreement between SALMON & HAAS as Lessees and the City of Pearsall as Lessor. -Previously Tabled Item**
- B. Discuss and Consider Resolution No. 2016-01-11 to Approve MuniGas cash payment terms. -Previously Tabled Item**

9. NEW BUSINESS

A. Public Hearing

1. Open Public Hearing

- a) On the proposed Conditional Use Permit requested by Jose Villanueva to allow for the placement of a 1982 Single Wide Mobile Home to be located at 221 N. Peach Street, City of Pearsall, Frio County, Texas and subject to the general conditions of Section 23 of the City's Mobil Home Ordinance.**

2. Close Public Hearing

- B. Discuss and Consider Ordinance No. 2016-04-01 to approve Conditional Use Permit requested by Jose Villanueva to allow for the placement of a 1982 Single Wide Mobile Home to be located at 221 N. Peach Street, City of Pearsall, Frio County, Texas and subject to the general conditions of Section 23 of the City's Mobil Home Ordinance. -Action Item**
- C. Discuss and Consider Interlocal Agreement with Frio County to level the practice fields at the intersection of Willow Street and Ward Street. -Action Item**
- D. Discuss and Consider Resolution No. 2016-04-01 appointing 3 members to the HOT Tax Funds Committee. -Action Item**
- E. Discussion and Consider Ordinance No. 2016-04-02 Regulating Billboards on City-owned property. -Action Item**
- F. Discuss and Consider establishing an Ordinance for a three (3) day special use permit for vendors in city limits.**
- G. Discuss and Consider Resolution No. 2016-04-02 to approve a Lease Agreement with Frio County for the use of election voting equipment, supplies, and to authorize the City Manager to execute said lease agreement along with Ballot Service Contract. -Action Item**
- H. Discuss and Consider Resolution No. 2016-04-03 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. -Action Item**
- I. Discuss and Consider Resolution No. 2016-04-04 Approving a request from Immaculate Heart of Mary Catholic Church, to use the Polo Patiño Park for their Parish Festival to be held on June 11, 2016 and to waive all fees. -Action Item**

J. Discuss and Consider extending the existing advertising Lease Agreement between the Brannan, Escobar, & Saldivar, PLLCAS Lessees and the City of Pearsall as Lessor. -Action Item

K. Consideration and action to approve a Contract for Services with LNV, Inc. to conduct an assessment of the sanitary sewer manholes, water mains and gas mains within the City service area. -Action Item

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

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

OPEN SESSION

11. 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."

12. MUNICIPAL COURT JUDGE REPORT

13. CITY MANAGER REPORT

14. FINANCIAL REPORT

15. APPROVAL TO PAY BILLS

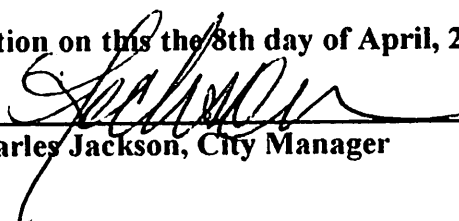
16. City Council Inquiries For Staff And/Or Items For Future Agendas – NO DISCUSSION OR ACTION ON ANY OF THESE ITEMS AT THIS TIME.

17. GENERAL ANNOUNCEMENTS

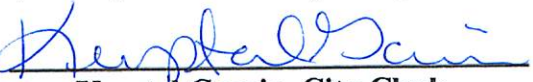
18. ADJOURNMENT

Posted for Public Inspection on this the 8th day of April, 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 8th day of April, 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.