



**MINUTES OF THE CITY COUNCIL MEETING
OF THE CITY OF PEARSALL
SPECIAL MEETING
January 19, 2016**

CALL TO ORDER, ROLL CALL, AND A QUORUM WAS ANNOUNCED.

COUNCIL MEMBERS :

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

STAFF PRESENT :

Xavier Antu, Interim City Manager
Estrellita Martinez, Deputy City Clerk
Rudy Alvarez, Finance Director
Sylvia Rodriguez, City Attorney
Ruben Frausto, Human Resource Director
David Medrano, Library Director
Henry Martinez, Chief of Police Department
Rudy Carrizales, Gas Superintendent
Rudy Olivarez, Street Supervisor
Conrad Banda, Water Supervisor

With a Roll Call conducted by Deputy City Clerk Martinez concluding with a quorum of the Council Members present, the Regular Meeting of the Pearsall City Council was called to order by Mayor Mary Moore at 7:02 p.m. on Tuesday, January 19, 2016, in the Council Chambers of the Pearsall City Hall, 215 S. Ash Street, Pearsall, Texas.

3.INVOCATIONS AND PLEDGE OF ALLEGIANCE

Invocation By: Ruben Frausto, Human Resource Director
Pledge of Allegiance By: Lead by all in attendance

4.CITIZENS TO BE HEARD

NONE

5.NEW BUSINESS

A. Discuss Charter Section 3.09

City Attorney Sylvia Rodriguez explained the Texas Constitution statute on the Hold-over Provision, and the City's Charter Section 3.09. She also advised that there would be no need for a Special Election and Mayor Pro Tem James Leal still has a fiduciary duty to attend meetings and to participate.

B. Presentation by Bobby Maldonado for a plan of action for Charter Revision.

Mr. Bobby Maldonado presented to the City Council the duties of the Charter Review Commission, and suggested two different election dates that the City Council can choose from in order to submit the charter amendments to the voters for approval.

C. Discuss and Consider Resolution No. 2016-01-04 to take action for possible engagement with legal counsel as necessary.

Mayor Mary Moore called for a motion to Un-table the agenda item, which would then be moved to Executive Session. Mayor Pro Tem James Leal motioned to Un-Table the item, a Second by Councilman Mando Martinez. The vote in favor of the motion was unanimous, so the item was moved to Executive Session.

D. Discuss and Consider Ordinance No. 2016-01-02 to order a General Election for May 7, 2016, for the purpose of electing Four (4) City Council Member Places: Place No.1; Place No. 2; Place No. 3; Place No. 4 pursuant to the Home Rule Charter; ordering the appointing of any early voting ballot board, and setting the rates of pay for election officials.

Interim City Manager Xavier Antu presented to the City Council the calling of the City's General Election, and also for the assignment of the Presiding and Alternate Judge. Interim City Manager Xavier Antu proposed Mr. Jesus Cuevas as Presiding Judge, and Mr. Billy Martinez as Alternate Judge.

Mayor Pro Tem James Leal motioned to Approve Ordinance No. 2016-01-02, Second by Councilman Mando Martinez. The vote in favor or the motion was unanimous.

E. Discuss and Consider Amending Resolution No. 2016-01-05 for the Interim City Manager.

Interim City Manager Xavier Antu explained to the City Council that on the previous resolution the stipend was agreed upon but the terminology of “per month” was not listed.

Councilman Mando Martinez motioned to Approve Amended Resolution No. 2016-01-05, Second by Councilman Ben Briscoe. The vote in favor of the motion was unanimous.

6.EXECUTIVE SESSION – In accordance with Texas Government Code Chapter 551, Subchapter D, Section 551.074

In accordance with Texas Government Code Chapter 551, Subchapter D: Mayor Pro Tem James Leal motioned to go into Executive Session, Second by Council Member Julian Hernandez, all council members were in favor to convene into Executive Session at 7:31 p.m., on January 19, 2016 in the Conference Room of the Pearsall City Hall, 215 South Ash Street, Pearsall, Texas, in order to continue discussing matters pertaining to:

A. Interview applicants for the permanent City Manager position.

Upon the Council’s return to chambers at 9:51 p.m. a motion was made by Mayor Pro Tem James Leal, Second by Councilman Julian Hernandez. The vote in favor of the motion was unanimous.

5.NEW BUSINESS

B. Discuss and Consider Resolution No. 2016-01-04 to take action for possible engagement with legal counsel as necessary.

Mayor Pro Tem James Leal motioned to approve the engagement of Maldonado Morales & Diaz effective February 1, 2016, a Second by Councilman Toby Lopez, Jr.

Mayor Pro Tem James Leal motioned to Approve Resolution No. 2016-01-04, Second by Councilman Toby Lopez, Jr.. The vote in favor of the motion was unanimous.

7.APPROVAL TO PAY BILLS

Mayor Pro Tem James Leal motioned to Approve to pay bills, Second by Councilman Ben Briscoe. The council voted four (4) For; none (0) Against, and (1) Abstain in a decision to Approve to pay bills. Those Council Members voting For: Mayor Pro Tem James Leal, Councilman Ben Briscoe, Councilman Julian Hernandez, and Councilman Toby Lopez, Jr.. Councilman Mando Martinez voted to Abstain.

12.GENERAL ANNOUNCEMENTS

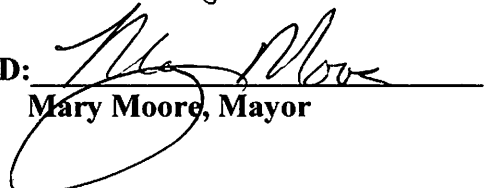
Councilman Ben Briscoe requested to have the Municipal Court Judge Flores to be present at every Regular City Council Meeting. Mayor Pro Tem James Leal requested for city employees that are in attendance at the City Council meetings to no longer congregate behind the utility payment station, they should be seated within the public's seating. Councilman Julian Hernandez requested to have every department head to speak about their department.

ADJOURNMENT

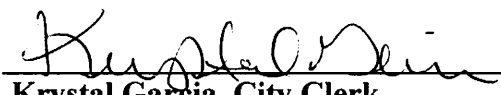
There being no further business before the Pearsall City Council, the meeting was adjourned at 9:58 p.m..

These minutes approved on the 9th day of February 2016.

APPROVED: _____


Mary Moore, Mayor

ATTEST:


Krystal Garcia, City Clerk