

CITY COUNCIL AGENDA

A Regular Meeting of the City Council of the City of Pearsall, Texas will be held on Tuesday, July 14, 2015 at 7:00 P.M. at the Pearsall City Hall, 215 S. Ash Street, Pearsall, Texas.

COUNCIL MEMBERS

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

- 1. CALL TO ORDER**
- 2. ROLLCALL AND ANNOUNCEMENT OF A QUORUM**
- 3. INVOCATION AND PLEDGE OF ALLEGIANCE**
- 4. 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.*

5. ACTION ON CONSENT AGENDA

All matters on the Consent Agenda are considered to be of a routine nature by the City Council and will be enacted by one motion. There will not be separate discussion of these items. Approval of the Consent Agenda authorizes the Mayor/City Manager to execute all matters necessary to implement each item. Any member of the City Council may remove any item from the Consent Agenda for separate discussion and consideration.

MINUTES

- A. Approve Minutes of the Regular City Council Meeting of June 9, 2015.**
 - B. Approve Minutes of the Special City Council Meeting of June 23, 2015.**
 - C. Approve Minutes of the Special City Council Meeting of June 30, 2015.**
- 6. PRESENTATIONS AND OTHER SPECIAL CONSIDERATION ITEMS**
 - A. SDG Group presentation of Proposed Development Projects by Bob Lyons.**
 - B. Summit Marketing Solutions presentation on proposal for Outdoor Farmer's Market.**
 - 7. EXECUTIVE SESSION In accordance with Texas Government Code Chapter 551, Subchapter D:
SECTION 551.071**

A. Consultation with City's Special Counsel

1. **Discuss and Consider settlement agreement regarding the Concerned Citizens of Pearsall and Henry Martinez v City of Pearsall, et al litigation.**

SECTION 551.074

A. Deliberate about Personnel Matters:

1. **Discuss proposed action by City Council on its findings of a violation by Council Member Odilia Villarreal of the City of Pearsall's Home Rule Charter, Article 3 – City Council, Section 3.06 – No Interference.**

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.

8. **Discuss and Consider Resolution No. 2015-07-01 to approve a settlement and release agreement regarding the Concerned Citizens of Pearsall and Henry Martinez v City of Pearsall, et al litigation and to authorize the Mayor and Mayor Pro-tem to execute said settlement and release agreement.**

Action Item

9. NEW BUSINESS

A. Public Hearings

1. **Open Public Hearing**

- a. **Regarding City Council's findings of a violation by Council Member Odilia Villarreal of the City of Pearsall's Home Rule Charter, Article 3 – City Council, Section 3.06 – No Interference**

2. **Close Public Hearings.**

- B. **Discuss and Consider Resolution No. 2015-07-02 to Censure Council Member Odilia Villarreal in accordance with the City of Pearsall's Home Rule Charter Article 3, Section 3.07 – Council Misconduct. - Action item**

- C. **Discuss and Consider Resolution No. 2015-07-03 to appoint members to the City's Ethics Commission. - Action item**

- D. **Discuss and Consider Resolution No. 2015-07-04 to appoint members to the City's Planning and Zoning Commission. - Action item**

- E. **Discuss and Consider Resolution No. 2015-07-05 to approve Frio County Appraisal District's 2016 Budget. - Action item**

- F. **Discuss and Consider Resolution No. 2015-07-06 to approve a request from the Parks and Recreation Department to hold a Hunter's Paradise Festival on Friday, September 17th through Saturday, September 18th, 2015 and to make expenditures from the Hotel Motel Tax Fund in an amount not to exceed \$40,000.00. -Action item**

- G. **Discuss and Consider Resolution No. 2015-07-07 to approve Templo Calvario Church's request to temporarily close E. Rio Grande Street between North Oak Street and N. Ash Street**

for its Annual Back to School Rally (an Anti-Bullying Event) to be held on August 14, 2015 from 12:00 pm to 10:00 pm. - Action item

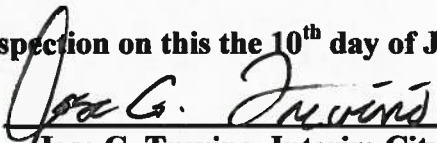
- H. Discuss and Consider Resolution No. 2015-07-08 to adopt its Annual Budget Calendar for the fiscal year beginning October 1, 2015. - Action item
- I. Discuss and Consider Resolution No. 2015-07-09 to declare certain inventoried equipment and supplies that no longer have any applicability and/or usefulness to City operations as surplus property and to authorize the City Manager and/or his designates to hold a City Auction to sell and/or disposed of said surplus property. - Action item
- J. Discuss and Consider Ordinance No. 2015-07-01 to approve contract between the City of Pearsall and selected garbage company for the collection and disposal of solid waste and to award an exclusive franchise agreement. - Action item
- K. Discuss and Consider Ordinance No. 2015-07-02 to amend City Ordinance establishing surety bonding coverage requirements for city employees. - Action item

10. APPROVAL TO PAY BILLS. Action Item

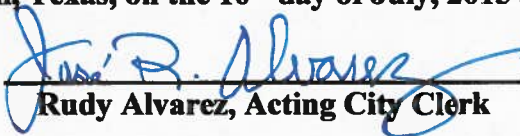
11. GENERAL ANNOUNCEMENTS

12. ADJOURNMENT

Posted for Public Inspection on this the 10th day of July, 2015 at 4:30 p.m.

By: 
Jose G. Trevino, Interim 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 10th day of July, 2015 at 4:30 p.m.

By: 
Rudy Alvarez, Acting 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.