

CITY COUNCIL AGENDA

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

COUNCIL MEMBERS

**George Cabasos, Mayor
Odilia Villarreal, Mayor Pro Tem
Alex Hernandez, Council Member
Margarita Ariza, Council Member
James Leal, Council Member
Mando Martinez, Council Member
Roy Trevino, Council Member
Vacant, Council Member**

- 1. CALL TO ORDER**
- 2. ROLL CALL 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 January 13, 2015.**
 - B. Approve Minutes of the Regular City Council Meeting of February 10, 2015.**
 - C. Approve Minutes of the Regular City Council Meeting of March 10, 2015.**
- ## **6. PRESENTATIONS AND OTHER SPECIAL CONSIDERATION ITEM**
- A. Proclamation declaring Saturday, April 25, 2015 as Arbor Day in the City of Pearsall.**

7. NEW BUSINESS

- A. Discuss and Consider Resolution No. 2015-04-07 to approve to accept nominations appointing a qualified individual to serve the unexpired term for Place Three (3) on the City of Pearsall City Council in accordance with Section 3.09 of the Pearsall Home Rule Charter and upon receiving nominations, appoint by majority vote a qualified individual to serve the unexpired term of Place Three (3) on the City of Pearsall City Council. – Action Item
 - B. Discuss and Consider Resolution No. 2015-04-01 to approve amendment to Resolution No. 2013-11-11 Policies and Procedures for Boards and Commissions Section 2 Member Eligibility. Action Item.
 - C. Discuss and Consider Resolution No. 2015-04-02 to approve a Lease Agreement with Frio County for the use of election voting equipment and supplies and to authorize the City Manager to execute said lease agreement Action Item.
 - D. Discuss and Consider Resolution No. 2015-04-03 to approve proposal by City's Engineers, LNV Engineering, to develop Gilliam Road Project design and specification plans for roadway construction. Action Item.
 - E. Discuss and Consider Resolution No. 2015-04-04 to ratify an approval of a request by the local American Cancer Society for public use of the City's golf carts during their annual Relay for Life Activities. -Action item
 - F. Discuss and Consider Resolution No. 2015-04-05 to appoint a Municipal Judge. -Action item
 - G. Discuss and Consider Resolution No. 2015-04-06 to authorize the establishment of a Citizens Advisory Committee to advise the City Council regarding the long-range planning activities and needs of the community. -Action item
 - H. Discuss and Consider Ordinance No. 2015-04-01 to approve an advertising Lease Agreement between the Brannan, Escobar, & Saldivar, PLLC as Lessees and the City of Pearsall as Lessor. Action Item.
 - I. Discuss and Consider Ordinance No. 2015-04-02 to amend the City's Noise Ordinance No. 2008-04-040 to provide for the administration and enforcement of acceptable noise levels from idling of commercial motor vehicles in residential areas within the City limits of the City of Pearsall. -Action item
 - J. Review and Consider Mr. Ernest Smith's request that the City honor Home Rule Charter Article 2, Section 2.02, Paragraph 35.
 - K. Review and Consider Ms. Paula Kothman's request that the City consider that the next independent audit of the City be a forensic audit.
8. EXECUTIVE SESSION – In accordance with Texas Government Code Chapter 551, Subchapter D:

SECTION 551.071

- A. Consultation with City Attorney regarding an update on pending claims and litigation:
 - 1. Florencio P. Saucedo v. City of Pearsall; EEOC No. 451-2013-00418 Amended
 - 2. Cathleen Taylor v. City of Pearsall
 - 3. Robert Tobias v. City of Pearsall
 - 4. Yolanda Salinas v. City of Pearsall
 - 5. Concerned Citizens of Pearsall, ET AL v. City of Pearsall, ET AL

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.

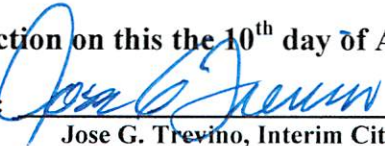
9. APPROVAL TO PAY BILLS. Action Item

10. GENERAL ANNOUNCEMENTS

A. Arbor Day 2015 Celebration at Centennial Park on Saturday, April 25, 2015 from 8:00 am to 3:00 pm.

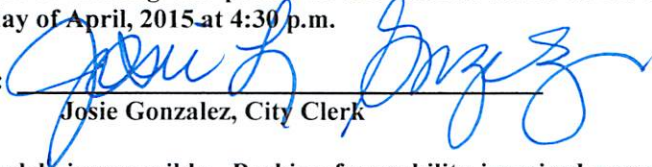
11. ADJOURNMENT

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

By: 

Josie Gonzalez, 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.