



## City Of Poteet Regular Meeting of the City Council

491 Avenue H, City Hall

Tuesday August 6, 2019

6:30 P.M.

### MINUTES

#### Councilmembers Present:

Mayor Willie Leal Jr.  
Mayor Pro-Tem Nicholas Sanchez  
Councilwoman Denise Sanchez  
Councilman Rick Flores Sr.  
Councilman Rick Castillon  
Councilman Jesse Leal

#### Staff Present:

City Administrator Eric Jiminez  
City Secretary Abigayle Frautschi  
City Attorney Richard Lindner  
Chief of Police Bruce Hickman  
Finance Director Richard Middleton  
Fire Chief Curtis Adams  
Director of Public Works Ruben Quintana  
Utility Supervisor Ruben Quintana Jr.  
Librarian Lisa Burbridge

#### Councilmembers Absent:

None

#### Citizens Present:

Sal Almanza  
Morris Cowley  
Marcus Krempin  
Catarina Martinez  
Steven Estrada  
Diana Leal  
Nicolasa Carrasco  
Carolyn Vasquez  
Laura Cowley  
Candace Perez

Bob Hurley  
Jennifer Hickman  
Amanda Velasquez  
Luis Garcia  
Melissa Garcia  
Diana Guthrie  
Elvia Camarillo  
Tex Horn  
Nadia S. Perez  
Rene Mendiola

Bob Robertson  
Sandra Leal  
Bertha Faz  
Monica Zepeda  
Alice Garcia  
Rachel Leal  
Rudy Pena  
Lisa Wilkins  
Jose A. Saldivar

Lisa Wilkins  
Felicia Leal  
Vanessa Perez  
Marizal Zuniga  
Jennifer Lopez  
Florinda Carrasco  
Sal Almanza  
Morris Cowley  
Cathryn Rodriguez

#### I. CALL TO ORDER

Time: 6:32 P.M.

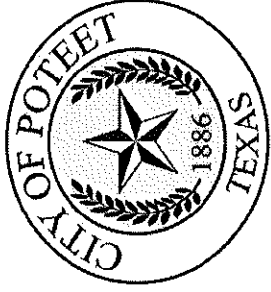
- A. Determination of Quorum
- B. Pledge of Allegiance
- C. Invocation

*Mayor Willie Leal Jr. called the meeting to order at 6:32 P.M. and determined a quorum present with all members present. Mayor Leal led the pledge of allegiance and invocation.*

#### II. CITIZEN COMMENTS (3 MINUTE LIMIT)

Speakers need to complete the supplied form prior to this meeting. Any person who makes personal, disrespectful, slanderous remarks, or who become boisterous while addressing the council or attending a council meeting shall be removed from room if so directed by the Mayor or Mayor Pro-Tem if the Mayor is absent or at the request of the majority of the council. Please be advised that comments will have no action and no discussion at this meeting. (Attorney General Opinion jc-0169). (A speaker signed up may not cede time to another speaker to continue speaking Ordinance # 12012014-01.)

*Pastor Dave Collett signed up to speak to Mayor and Council.*



### III. STAFF REPORTS

- A. City Administrator
- B. Police Department
- C. Municipal Court
- D. Public Works
- E. Finance
- F. Library
- G. Fire Department

*All staff gave reports. City Administrator Eric Jiminez explained that the City will be needing to go out for RFQ for Auditing Firms soon. Also the Wells Fargo bank in Poteet will be closing soon and we will need to start using the Wells Fargo in Pleasanton.*

### IV. NEW BUSINESS

A. Demonstration of new electronic voting machines and discussion on new early voting procedures and county-wide voting. ( Judge Bob Hurley) *Atascosa County Judger Bob Hurley stood and addressed Mayor and Council, stating that the County is looking into buying new machines used for voting. These new machines will convert everything into the electronic machine. There would be no more paper ballots to fill out. He also stated that he would like to try and get two more Early Voting stations in play. He stated that with these new machines it wouldn't matter what polling place the voter goes to, they can still be able to vote. The Machines have the capability if holding ever registered voter in the County, but be able to differentiate each person voting district. In doing this the machine would be able to print out only that specific voter's precinct offices. Judge Hurley stated that Atascosa County currently has 24 polling places and is still looking for 2 more hopefully in Poteet. He also stated that the County will be testing these County Wide Voting Systems in the upcoming November Elections. After explaining all this, Judge Hurley allowed citizens in the audience use a demo machine so that they can get the feel of it.*

B. Discussion / Possible Action on approving or disapproving the 2020 Atascosa Central Appraisal District Budget. (Mayor Willie Leal)

Motion Nicholas Sanchez 2<sup>nd</sup> Rick Castillon

For	Against	Abstain
X		Mayor Pro Tem Nicholas Sanchez
	X	Councilmember Denise Sanchez
X		Councilmember Rick T. Flores Sr.
X		Councilmember Richard Castillon
X		Councilmember Jesse Leal
		Mayor Willie Leal JR (Present but not voting)

*The City of Poteet Representative Salvador Almaza stood and spoke to Mayor and Council. He stated that he doesn't know much about the budgeting process of the Appraisal District but that the Chief Appraiser Michelle Cardenas wasn't able to make the meeting. Mayor and Council had limited questions. Mayor Pro Tem Nicholas Sanchez made a motion to approve the 2020 Atascosa Central Appraisal Districts Budget as presented. Councilman Rick Castillon 2<sup>nd</sup> the vote. Vote Taken, Motion Carried 4-1-0, with Councilwoman Denise Sanchez voting against.*



- C. Discussion / Possible Action on amending “Exhibit A” of Ordinance # 07032018-02 – Building Ordinance Fee Schedule. (*Bill Lay, Building Official*)

Motion Nicholas Sanchez 2<sup>nd</sup> Rick Castillon

For	Against	Abstain	
X			Mayor Pro Tem Nicholas Sanchez
X			Councilmember Denise Sanchez
X			Councilmember Rick T. Flores Sr.
X			Councilmember Richard Castillon
X			Councilmember Jesse Leal
			Mayor Willie Leal JR (Present but not voting)

*Building Official Billy Lay stood and spoke to Council. He stated that when the legislature made changes that City’s could no longer charge for permits using the valuation of a project. When this was brought to the City Council a few months back Council made a motion to adopt some temporary fees until an ordinance could be drafted. Now Mr. Lay presented an Ordinance setting new fees, these fees will be cheaper than the previously proposed ones. He also explained that now the fees are based on square footage and not valuation of projects. Mayor Pro Tem Nicholas Sanchez made a motion to approve the amendment of Ordinance # 07032018-02 Building Ordinance Fee Schedule Exhibit A. Councilman Rick Castillon 2<sup>nd</sup> the motion. Vote Taken, Motion Carried 5-0.*

- D. Discussion / Possible Action on moving the regular scheduled City Council Meeting from October 1, 2019 to October 2, 2019-Wednesday to allow for National Night Out participation. (*Mayor Willie Leal*)

Motion Nicholas Sanchez 2<sup>nd</sup> Denise Sanchez

For	Against	Abstain	
X			Mayor Pro Tem Nicholas Sanchez
X			Councilmember Denise Sanchez
X			Councilmember Rick T. Flores Sr.
X			Councilmember Richard Castillon
X			Councilmember Jesse Leal
			Mayor Willie Leal JR (Present but not voting)

*City Administrator Eric Jiminez explained to Mayor and Council that the Regular Scheduled Meeting for October is on the same day at the City’s event of National Night Out. He is asking that the City Council change the date of the October meeting to the next business day being Wednesday October 2, 2019. Mayor Pro Tem Nicholas Sanchez made a motion to approve moving the October meeting to Wednesday October 2, 2019 for the purpose of allowing all members to participate in the event of National Night Out. Councilwoman Denise Sanchez 2<sup>nd</sup> the motion. Vote Taken, Motion Carried 5-0.*

- E. Discussion / Possible Action on allowing City Administrator Eric Jiminez to negotiate an agreement between the City of Poteet and Sonny Estrada, ACA, for a lease of City owned property, City Municipal Pool/Park property (500 BLK of Ave C West). (*Sonny Estrada, ACA*)

Motion Denise Sanchez 2<sup>nd</sup> Jesse Leal

For	Against	Abstain	
X			Mayor Pro Tem Nicholas Sanchez
X			Councilmember Denise Sanchez
X			Councilmember Rick T. Flores Sr.



X		Councilmember Richard Castillon
X		Councilmember Jesse Leal
		Mayor Willie Leal JR (Present but not voting)

*Sonny Estrada stood and spoke to Mayor and Council asking for permission to utilize the City Municipal Park/Pool Property. He explained that he is the president of the ACA, Atascosa County Aggies, little football league. Mr. Estrada explained that he will be responsible for the maintenance of the property. He is only asking so that his football league to practice and play games on the property. Councilwoman Denise Sanchez made a motion to allow City Administrator and Sonny Estrada president of ACA to get together and come to an agreement for the use of the property. Once and agreement is agreed upon it needs to come back to Council for approval. Councilman Jesse Leal 2<sup>nd</sup> the motion. **Vote Taken, Motion Carried 5-0.***

F. Discussion / Possible Action on the presentation of the findings of the “Junk Vehicle Committee” appointed by City Council (*Mayor Pro Tem Nick Sanchez / Rick Flores Sr.*)

Motion Nicholas Sanchez 2<sup>nd</sup> Rick Castillon

For	Against	Abstain	
X			Mayor Pro Tem Nicholas Sanchez
X			Councilmember Denise Sanchez
X			Councilmember Rick T. Flores Sr.
X			Councilmember Richard Castillon
X			Councilmember Jesse Leal
			Mayor Willie Leal JR (Present but not voting)

*City Council agreed in a previous meeting to create a committee to get together and come up with some proposals for the change of the current ordinance. The committee member came back to Council with 2 proposals. Proposal # 1 was explained by Code Enforcement Officer J. Seda that the process would be to issue a citation and allow the Courts to handle the violation of City Ordinance violation. After that the property owner can get a 10 day notice for a hearing as provided by the Ordinance. Proposal # 2 is to red tag the vehicle for 30 days and if the owner of the vehicle doesn't bring the vehicle into compliance with in the 30 days then a 10 day notice will be issued for a hearing as provided by the Ordinance. Mayor Pro Tem Nicholas Sanchez made a motion to direct City Staff with proposal # 1 and come back to the next Council Meeting. Councilman Rick Castillon 2<sup>nd</sup> the motion. **Vote Taken, Motion Carried 5-0.***

## V. EXECUTIVE SESSION

The City Council of the City of Poteet will convene into closed door executive session to discuss matters authorized by

1. Closed Session pursuant to; Texas Government Code Ann. Sec 551.071 Consultation with Attorney
  - A. Lawsuit: Antonia Navarro VS The City of Poteet
  - B. Texas Commission on Environmental Quality Violation Proposed Agreed Order
2. The City Council of the City of Poteet will reconvene into open session to consider and take appropriate action on the closed session items.  
*The City Council of the City of Poteet convened into closed door session at 7:37 PM to discuss the above mentioned items.*  
*The City Council of the City of Poteet reconvened into open session at 7:57 PM with no action taken in closed session.*  
*There was no action taken in open session. Discussion Only.*



A.) Discussion / Possible Action on item(s) discussed in closed executive session A. Lawsuit: Antonia Navarro VS The City of Poteet.

Motion \_\_\_\_\_ 2<sup>nd</sup> \_\_\_\_\_

For	Against	Abstain
		Mayor Pro Tem Nicholas Sanchez
		Councilmember Denise Sanchez
		Councilmember Rick T. Flores Sr.
		Councilmember Richard Castillon
		Councilmember Jesse Leal
		Mayor Willie Leal JR (Present but not voting)
Absent		

B.) Discussion / Possible Action on item(s) discussed in closed executive session B. Texas Commission on Environmental Quality Violation Proposed Agreed Order.

Motion \_\_\_\_\_ 2<sup>nd</sup> \_\_\_\_\_

For	Against	Abstain
		Mayor Pro Tem Nicholas Sanchez
		Councilmember Denise Sanchez
		Councilmember Rick T. Flores Sr.
		Councilmember Richard Castillon
		Councilmember Jesse Leal
		Mayor Willie Leal JR (Present but not voting)
Absent		

**VI. BOARDS / COMMISSIONS REPORTS**

- A. Library Advisory Board
- B. Park Foundation

**VII. COUNCIL COMMENTS**

- A. Councilmember Nicholas Sanchez
- B. Councilmember Denise Sanchez
- C. Councilmember Rick T. Flores Sr.
- D. Councilmember Richard Castillon
- E. Councilmember Jesse Leal
- F. Mayor Willie Leal Jr.

*Mayor and Council all gave their thanks, and appreciation for all the citizens present at this meeting. Mayor Leal question the Parks Foundation President about items pertaining to the committee. He asked that she get the answers for him for the following meeting.*

**VIII. ADJOURNMENT**

Time: 8:24 PM

Motion Nicholas Sanchez 2<sup>nd</sup> Rick Castillon

For	Against	Abstain
		Mayor Pro Tem Nicholas Sanchez
		Councilmember Denise Sanchez
		Councilmember Rick T. Flores Sr.



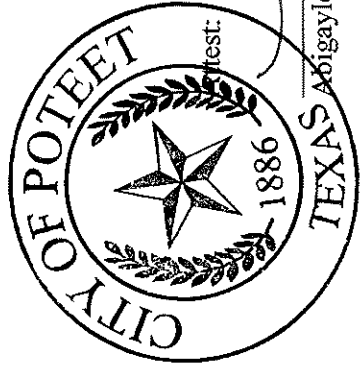
		Councilmember Richard Castillon
		Councilmember Jesse Leal
		Mayor Willie Leal JR (Present but not voting)
	Absent	

*Mayor Pro Tem N. Sanchez made a motion to adjourn the meeting. Councilman R. Castillon 2<sup>nd</sup> the motion. Vote taken, motion carried. 5-0-0.*

*Meeting Adjourned 8:24 P.M.*

All Meetings are preserved in an electronic and hard copy format. Copies are available with an open request after the minutes have been approved by the council.

**PASSED AND APPROVED THIS 3<sup>rd</sup> day of September, 2019.**



Attest:

Abigail Frautschi, City Secretary

Willie Leal Jr., Mayor