

# City Of Poteet Regular Meeting of the City Council

491 Avenue H, City Hall  
Tuesday January 8, 2019  
6:30 P.M.

## MINUTES

### Councilmembers Present:

Mayor: Albert Trevino  
Mayor Pro-Tem: Nicholas Sanchez  
Councilwoman: Denise Sanchez  
Councilman: Rick Flores Sr.  
Councilwoman Susanna Perez  
Councilwoman Estella Rocha

### Staff Present:

Director of Public Works: Robert Buentello  
City Secretary: Abigayle Frautschi  
City Attorney: Richard Lindner  
Chief of Police: Bruce Hickman  
Finance Director: Richard Middleton  
Librarian: Lisa Burbridge  
Library Clerk Andrea Faz

### Citizens Present:

Dave Collette	Nicolasa Carrasco	Sherry Valdez	Nadia Peiez
Carolyn Vasquez	Sal Almanza	Isabel Trevino	
Morris Cowley	Diana Guthrie	Elvira Camarillo	
Lisa Wilkins	Cleo Vargas	Julie Hilburg	

### I. CALL TO ORDER

Time: 6:32 P.M.

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

*Mayor Trevino called the meeting to order at 6:32 P.M., and determined a quorum present with all members in attendance. Mayor Trevino then led the pledge of allegiance.*

### 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 Collette stood at the podium and spoke about celebrating December 2018. Mr. Collette stated that the School, Businesses, Poteet ISD, and the Poteet City Officials have worked together to supply the needy with gifts and food for Christmas. Children that do not get much, this year was able to receive gifts. He also wanted to state that the Ministerial Alliance meeting is scheduled for Monday February 4, 2019 at the First Methodist Church at 6:30 P.M.*

### Non-Discrimination Statement

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Revised January 2014

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**III. CONSENT AGENDA**

All of the items on the Consent Agenda are considered to be self-explanatory and will be enacted with one motion. There will be no separate discussion of these items unless a Councilmember or citizen so request. For a citizen to request removal of an item from the Consent Agenda, a speaker card must be filled out and submitted to the City Secretary's Office prior to the call to order.

- A. Approve the Minutes for the November 6, 2018- Regular Meeting

Motion Nicholas Sanchez 2<sup>nd</sup> Rick Flores Sr.

For	Against	Abstain
X		Councilmember Nicholas Sanchez
	X	Councilmember Denise Sanchez
X		Councilmember Rick T. Flores Sr.
X		Councilmember Susanna Perez
X		Councilmember Estrella Rocha
		Mayor Albert Trevino (Present but not voting)

*Mayor Pro Tem Nicholas Sanchez made a motion to approve the Minutes for November 6, 2018 as presented. Councilmember Rick Flores Sr.2<sup>nd</sup> the motion. Vote Taken, Motion Carried with Council Member Denise Sanchez voting against. Ms. Sanchez did not state the reason for voting against. 4-0-1.*

**IV. STAFF REPORTS**

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

*All staff presented reports to Mayor and Council. City Administrator Eric Jiminez reminded Mayor and Council that a water rate increase was approved last meeting. He stated that effective February 1, 2019 the new water and garbage rates will take effect. Chief Hickman stood at the podium and gave the Police Department report, with no incident. City Secretary Abigayle Frautschi stood and gave the Municipal Court report. She stated that the previous Court Clerk Dora Gomez has resigned. She informed Mayor and Council that Yvonne Mejia could possibly fill in from the Police Department. Director of Public Works Bobby Buentello stood and gave his report without incident. Following Mr. Buentello, Finance Director Richard Middleton provided Mayor and Council his finance report. Councilwoman Denise Sanchez questioned a check written to City Administrator Eric Jiminez. The question was answered by Mr. Jiminez stating that the check in question was for training. Ms. Sanchez then continued to question the Direct Energy checks and why the City couldn't consolidate all the checks. City Secretary Abigayle Frautschi explained that the City must write individual checks for individual accounts. Librarian Lisa Burbridge stood and gave her report. Fire Chief Adams was not present at the meeting to provide the Fire Report.*

**V. EXECUTIVE SESSION**

- A. The City Council of the City of Potteet will convene into closed door executive session to discuss the following matters: authorized by
  - 1. Discussion on Complaint Filed against City Administrator, Eric Jiminez by Councilmember Denise Sanchez (as authorized by Texas Gov. Code Ann Sec

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551.074- Personnel Matters and Texas Gov Code Ann Sec 551.071 Consultation with Attorney).

2. Discussion on Annual Performance Evaluation on City Administrator, Eric Jiminez (as authorized by Texas Gov. Code Ann Sec 551.074- Personnel Matters).

*At this time the Mayor read the agenda item to convene into closed door session pursuant Texas Gov Code Ann Sec 551.074-personnel matters and Texas Gov Code Ann Sec 551.071 Consultation with Attorney. City Attorney Richard Lindner stood and recommended that Mayor and Council convene to cover one item at a time. Mr. Lindner also recommended that due to the nature of the first item, neither City Administrator Eric Jiminez, nor Councilwoman Denise Sanchez be allowed in the closed session. City Council convened sat 6:50 P.M.*

B. The City Council of the City of Poteet will reconvene into open session to consider and take appropriate action on the closed session items.

1. Discussion and Possible Action on Complaint filed against City Administrator Eric Jiminez, by Councilmember Denise Sanchez.

Motion Nicholas Sanchez 2<sup>nd</sup> Estella Rocha

For	Against	Abstain	
X			Councilmember Nicholas Sanchez
X			Councilmember Denise Sanchez
X			Councilmember Rick T. Flores Sr.
X			Councilmember Susanna Perez
			Councilmember Estella Rocha
			Mayor Albert Trevino (Present but not voting)

*At 7:18 P.M. City Council reconvened into open session to take action if any on item # 1. City Attorney Richard Lindner recommended that Councilwoman Denise Sanchez not vote on this item. Mayor Pro Tem Nicholas Sanchez made a motion to no longer pursue this complaint. Councilwoman Estella Rocha 2<sup>nd</sup> the motion. Vote Taken, Motion Carried 4-0-0., with Councilwoman Denise Sanchez not voting.*

2. Discussion or Possible Action on Annual Performance Evaluation on City Administrator Eric Jiminez.

Motion Nicholas Sanchez 2<sup>nd</sup> Susanna Perez

For	Against	Abstain	
X			Councilmember Nicholas Sanchez
	X		Councilmember Denise Sanchez
X			Councilmember Rick T. Flores Sr.
X			Councilmember Susanna Perez
X			Councilmember Estella Rocha
			Mayor Albert Trevino (Present but not voting)

*At 7:21 P.M. City Council reconvened back into closed door session to discuss item # 2. City Attorney Richard Lindner recommended that City Administrator Eric Jiminez not be brought into closed doors.*

*At 7:38 P.M. City Council reconvened back into open session to possibly take action on item # 2. Mayor Pro Tem Nicholas Sanchez made a motion to give City Administrator Eric Jiminez a satisfactory rating in his annual performance evaluation and to authorize the Mayor to release the evaluations to City Administrator Eric Jiminez. Councilmember Susanna Perez 2<sup>nd</sup> the motion. Vote Taken, Motion Carried 4-0-1. With Councilmember Denise Sanchez voting against.*

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**VI. BOARDS / COMMISSIONS REPORTS**

- A. Library Advisory Board
  - B. Planning & Zoning Commission
- City Administrator Eric Jiminez spoke to Mayor and Council explaining that the Planning & Zoning Commission is currently working on the City's Master Plan.*

**VII. COUNCIL COMMENTS**

- A. Mayor Albert Trevino
- B. Councilmember Nicholas Sanchez
- C. Councilmember Denise Sanchez
- D. Councilmember Rick T. Flores Sr.
- E. Councilmember Susanna Perez
- F. Councilmember Estella Rocha

*Mayor and Council gave their comments. Mayor Pro Tem Nicholas Sanchez thanked everyone for attending the meeting, Mr. Sanchez made a comment that he would like to bring the allegations of "corruption" to the table and see evidence or proof. Councilmember Denise Sanchez stated that she would like to file a complaint on Councilmember Nicholas Sanchez and she wanted it in the MINUTES. City Attorney Richard Lindner stated that he recommends any items of that manner not be discussed in the Council Comments section. All other Councilmembers thanked everyone for coming.*

**VIII. ADJOURNMENT**

Time: 7:43 P.M.

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

For	Against	Abstain	
X			Councilmember Nicholas Sanchez
X			Councilmember Denise Sanchez
X			Councilmember Rick T. Flores Sr.
X			Councilmember Susanna Perez
X			Councilmember Estella Rocha
			Mayor Albert Trevino (Present but not voting)
Absent			

*Councilmember Nicholas Sanchez made a motion to adjourn the meeting. Councilmember Denise Sanchez 2<sup>nd</sup> the motion. Vote Taken, Motion Carried 5-0-0.*

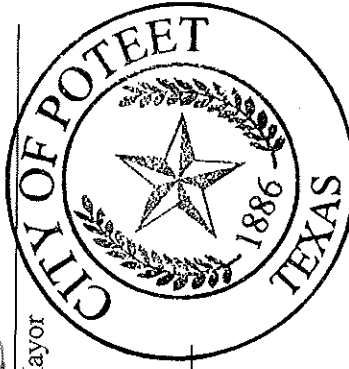

**Meeting Adjourned 7:43 P.M.**

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 5<sup>th</sup> day of February, 2019



Albert E. Trevino, Mayor

Abigayle R. Frautschi, City Secretary

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