

City of Poteet
Regular Meeting of the City Council

491 Avenue H, City Hall

Tuesday January 5, 2021

6:30 P.M.

Minutes

IN PERSON MEETING: The following social distancing protocols will be in effect for City of Poteet City Council meetings.

- 1. The maximum number of occupants allowed at this location is 8 (citizens/public). First come first serve. Those appearing in person to speak at the public hearing will be permitted access to speak when the item is called if maximum occupancy is exceeded.**
- 2. Maintain at least six (6) feet apart from other members of the public and city staff.**
- 3. Mask or Face coverings required and enforced.**
- 4. Sanitize hands upon entering and exiting the building. Sanitizer will be available.**
- 5. Citizens are not allowed to congregate in the lobby, council chambers, or on city property during meetings. A waiting area in the Lobby will be allowed for ONLY those signed up to speak in the Public Hearing.**
- 6. Temperature Checks Upon Entry – all citizens entering will have a no-touch thermometer scan. Individuals whose temperature equals or exceeds 99.6 F will be refused admittance to City Hall**

Meetings will be streamed live and can be viewed on the City of Poteet's Facebook page.

PUBLIC COMMENTS MAY BE SUBMITTED ELECTRONICALLY BY GOING TO THE CITY'S WEBSITE AT: <http://poteettx.org/887/City-Council> and click on the link for the Speaker's Card. You can download the Speaker's Card and email it to the Deputy City Secretary at:

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Non-Discrimination Statement

"This institution is an equal Opportunity provider and employer.

If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form found online at http://www.ascr.usda.gov/complaint_filing_cust.html, or at any USDA office, or call (866) 632-9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter to us by mail at U.S. Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, by fax (202) 690-7442, or email at program_intake@usda.gov." Revised January 2014

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Secretary at (830) 742 - 3574. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28CFR35.102-35.104 ADA Title II]

cgrodriguez@poteettexas.gov. ALL COMMENTS MUST BE SUBMITTED BY 5:00 PM PRIOR TO THE CALL TO ORDER OF THE MEETING SO THEY MAY BE READ INTO THE RECORD BY THE CITY SECRETARY.

OR YOU MAY FILL OUT THE SPEAKER CARD IN PERSON AT THE MEETING. SPEAKER CARDS FILLED OUT IN PERSON MUST BE SUBMITTED TO THE DEPUTY CITY SECRETARY NO LATER THAN 6:25 P.M. PRIOR TO CALL TO ORDER.

I. CALL TO ORDER Time: 6:30p.m.

- A. Determination of Quorum
- B. Pledge of Allegiance
- C. Invocation by Mayor Leal

II. CITIZEN COMMENTS (3 MINUTE LIMIT)

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OR YOU MAY FILL OUT THE SPEAKER CARD IN PERSON AT THE MEETING. SPEAKER CARDS FILLED OUT IN PERSON MUST BE SUBMITTED TO THE DEPUTY CITY SECRETARY NO LATER THAN 6:25 P.M. PRIOR TO CALL TO ORDER.

Speakers need to complete the supplied form prior to this meeting. Any person who makes personal, disrespectful, or 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.)**

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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 Minutes of the December 1, 2020 Regular Meeting
- B. Approve Minutes of the December 15, 2020 Special Meeting

Motion Nicholas Sanchez 2nd Jesse Leal

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

Pro-Tem Nicholas Sanchez makes a motion to approve item as presented. Councilman Jesse Leal 2nd the motion. 4-0-0

IV. NEW BUSINESS

- A. Open Public Hearing on Proposed Annexation of 183 Acres known as Strawberry Fields Subdivision. *(Mayor Willie Leal, Jr.)*

Time: 6:34p.m.

Mayor Leal opens Public Hearing and asks if there are any public comments.

- B. Close Public Hearing on Proposed Annexation of 183 Acres known as Strawberry Fields Subdivision. *(Mayor Willie Leal, Jr.)*

Time: 6:35p.m.

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Mayor Leal closes Public Hearing due to no public comments.

- C. Discussion / Consider and Act on Approval of AN ORDINANCE ANNEXING THE HEREINAFTER DESCRIBED TERRITORY TO THE CITY OF POTEET, ATASCOSA COUNTY, TEXAS, AND EXTENDING THE BOUNDARY LIMITS OF SAID CITY SO AS TO INCLUDE SAID HEREINAFTER DESCRIBED PROPERTY OF 183 ACRES (KNOWN AS STRAWBERRY FIELDS SUBDIVISION) WITHIN SAID CITY LIMITS, AND GRANTING TO ALL THE INHABITANTS OF SAID PROPERTY ALL THE RIGHTS AND PRIVILEGES OF OTHER CITIZENS AND BINDING SAID INHABITANTS BY ALL OF THE ACTS, ORDINANCES, RESOLUTIONS, AND REGULATIONS OF SAID CITY; AND ADOPTING A SERVICE PLAN OR AGREEMENT. *(Mayor Willie Leal, Jr.)*

Motion Nicholas Sanchez 2nd Jesse Leal

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

Pro Tem Nicholas Sanchez makes a motion on adopting to pass as read. Councilman Jesse Leal 2nd the motion. Councilwoman Denise Sanchez will abstain due to having some citizen concerns.

- D. Discussion / Consider and Act on the City Administrator, Eric Jiminez Performance Evaluation performed pursuant to section 5.1 of the City Administrator Contract and Approval of a favorable review with a 4 or above average rating to be given for this performance evaluation period. *(Mayor Willie Leal, Jr.)*

Motion ---- 2nd ----

For	Against	Abstain	
			Mayor Pro Tem Nicholas Sanchez

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			Councilmember Denise Sanchez
			Councilmember Rick T. Flores Sr.
			Councilmember Richard Castillon
			Councilmember Jesse Leal
			Mayor Willie Leal JR (Present but not voting)

No action to be taken according to Section 5.1: Evaluation Process. The Council shall review and evaluate the Administrator’s performance at least once annually, which evaluation shall be completed no later than October 31st of each year unless the parties agree otherwise. The annual performance reviews shall be in writing and in accordance with criteria and format developed jointly by the Council and the Administrator. The Council shall provide the Administrator a reasonable and adequate opportunity to discuss with the Council and/or respond to the Administrator’s evaluation. In addition to categorical evaluation criterion that may be part of the performance evaluation required under this paragraph, the Council shall provide a summative performance rating of 5 = Excellent (almost always exceeds the performance standards); 4 = Above average (generally exceeds the performance standards); 3 = Average (generally meets the performance standard); 2 = Below average (usually does not meet the performance standard); or 1 = Poor (rarely meets the performance standard).

For purposes of making a determination under paragraph 3.2 of this Agreement, if the Council fails to provide the Administrator with the summative performance rating required under this paragraph, the Administrator shall be deemed to have achieved a summative rating for the evaluation period of 4 = Above average (generally exceeds the performance standard).

V. ANNOUNCEMENTS

A. TBD

VI. COUNCIL COMMENTS

- A. Councilmember Nicholas Sanchez
- B. Councilmember Denise Sanchez

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- C. Councilmember Rick T. Flores Sr.
- D. Councilmember Richard Castillon
- E. Councilmember Jesse Leal
- F. Mayor Willie Leal Jr.

VII. ADJOURNMENT Time: 6:40p.m.

Motion Nicholas Sanchez 2nd Jesse Leal

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

Pro Tem Nicholas Sanchez makes a motion to adjourn. Councilman Jesse Leal 2nd the motion.

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted on the bulletin board at City Hall of the City of Poteet, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time; and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.


 Camille Rodriguez, Deputy City Secretary

Posted by Deputy City Secretary Camille Rodriguez, on this 31st day of December, 2020 at 4:56 P.M.

The Poteet City Council reserves the right to adjourn into Executive Session at any time to discuss any of the matters listed on the agenda, as authorized by Texas Government Code 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.0763 (deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), and 551.086 (Economic Development).

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