MINUTES OF THE REGULAR CALLED COUNCIL MEETING
OF THE CITY COUNCIL OF THE CITY OF JOURLANTON AT
THE JOURLANTON MUNICIPAL COMPLEX COUNCIL
CHAMBERS AT 1604 HIGHWAY 97 E, JOURLANTON, TEXAS,
78026, ON MAY 15, 2023 AT 6:00 P.M.

Present:
Mayor Robert Williams
Mayor Pro Tem Chester Gonzales
Councilmember Norma J. Ortiz
Councilmember Karen Pesek
Councilmember Raul Morales
Councilmember Patricia J. Elizabeth
Tymrak-Daughtrey
City Manager Bobby J. Martinez
Secretary Debbie G. Molina
Chief Eric Kaiser
Interim City Attorney Tom Cate

CALL TO ORDER, INVOCATION, AND PLEDGES OF ALLEGIANCE
Mayor Williams called the meeting to order at 6:02 p.m. Pastor Brad Troxen from the First Baptist Church gave the Invocation. Council recognized Jourdanton ISD art students who placed at the Strawberry Festival and art teacher Claudia Villarreal. The state powerlifters, and powerlifter coaches James and Dr. Megan Martin were recognized. Trinity Garcia and Jasmine Rodriguez gave the pledges of allegiance.

1.1 HEARING OF RESIDENTS

Council Member Pesek read a letter of concern from citizen named T. L. Hairston regarding streets, annexation, water billing, zoning, code enforcement, and building in flood plains within the city limits. In conclusion, he thanked the Council and City Manager and hoped that they can work together to get these issues addressed. He highly recommended to conduct town hall meetings for the citizens’ feedback. Citizens could also contribute their time.

Citizen Teresa Garvin kindly expressed to the Council that she was interested in becoming a member of the Planning and Zoning Commission. She said she would like to help the citizens for growth of the city.

Tommy Tymrak expressed concerns of dark brown water causing filthy filters. He suggested for the water to be tested. He said there was a lot of lack of knowledge from the Council prior to the meetings. He asked for everyone to research and ask questions. Last, he requested to extend time of minutes to speak for the hearing of the residents.

2.1 Mayor’s Presentation of a Proclamation for the Community Council of South-Central Texas, Inc:

Mayor Williams read a Proclamation for the Community Council of South-Central Texas, Inc.

CONSENT AGENDA ITEMS

3.1 Action to approve the minutes for the Regular Called Meeting March 20, 2023:

A motion was made by Council Member Pesek and seconded by Mayor Pro Tem Gonzales to approve the minutes for the Regular Called Meeting on March 20, 2023. Council Members Pesek, Morales, Ortiz and Mayor Pro Tem Gonzales were in favor. Council Member Tymrak-Daughtrey was opposed. The motion passed.

Mayor Williams moved 5.10 from the City Manager’s reports.

5.10 Interim City Attorney- City Code of Ordinances and Texas Open Meetings Act
Interim City Attorney Tom Cate passed out hand-outs and made a presentation to discuss the powers and duties of the City Manager from the Code of Ordinances. Cate also discussed misconduct violations and Texas Open Meeting Act - TOMA

Mayor Williams read statements of complaint against two councilmembers.

DISCUSSION ITEMS/CONSIDERATION

4.1 Report: Update of the Jourdanton 1909 Founders’ Days:

Jeff Chicoine welcomed everyone to come to the Jourdanton 1909 Founders’ Day on Saturday, May 20, 2023. He stated that the event was free.

4.2 Discussion and possible approval of a Resolution of the City approving the submission of a Detailed Application (Phase1) to the Texas Department of Transportation for a Transportation Alternative (TA) Project also appointing a signatory and match (if applicable):

City Engineer Brady Kosub presented a preliminary map of three city sites where the sidewalks could be built, along State Hwy 97 East, State Hwy 16 South, Champion Drive, and from State Hwy 16 North towards the Jourdanton City Park. Mr. Kosub informed the Council that the submission of a detailed application for a Transportation Alternative (TA) Project grant for five million at no cost to the city with zero percent match. He welcomed the community to come to a town hall meeting on Wednesday, May 17, 2023 to discuss the proposed site plan.

A motion was made by Mayor Pro Tem Gonzales and seconded by Council Member Morales to approve a Resolution of the City approving the submission of a detailed application (phase1) to the Texas Department of Transportation for a Transportation Alternative (TA) project appointing City Manager Bobby J. Martinez and Finance Director Vanessa Alvarado as signatories and match. Mayor Pro Tem Gonzales, Council Members Morales, Pesek and Ortiz were in favor. Council Member Tymrak-Daughtrey was opposed. The motion passed.

4.3 Discussion and possible action on an Ordinance of the City of Jourdanton, amending city Code Appendix A Fee Schedule, Article A7.000 Park and Community Center Fees by Amending Sec. A7.001 Swimming Pool and Park Pavilion; adopting the Hours of Operation and Admission Fees for the Aquatic Center and implementation new charges as shown on the exhibit attached hereto; authorizing the City Manager to order the implementation of the amended fee schedule within and without the city; declaring a public purpose; providing for severability; and setting an effective date:

City Manager Bobby J. Martinez discussed postpone changes to the mentioned facilities.

A motion was made by Council Member Pesek and seconded by Council Member Tymrak-Daughtrey to approve an Ordinance of the City of Jourdanton, amending city Code Appendix A Fee Schedule, Article A7.000 Park and Community Center Fees by Amending Sec. A7.001 Swimming Pool and Park Pavilion; adopting the Hours of Operation and Admission Fees for the Aquatic Center and implementation new charges as shown on the exhibit attached hereto; authorizing the City Manager to order the implementation of the amended fee schedule within and without the city; declaring a public purpose; providing for severability; and setting an effective date. The motion passed unanimously.

4.4 Discussion and possible action to appoint two places on the Jourdanton Planning and Zoning Commission to serve a three-year term beginning on June 1, 2023, through May 31, 2026:

Council Member Tymrak-Daughtrey made a nomination to appoint Linda Casas and Teresa Garvin as planning and zoning members. The motion died for lack of second.

Council Member Pesek made a nomination to appoint Donna Blue and Teresa Garvin as planning and zoning members. Council Member Morales seconded the motion. Council Members Pesek, Tymrak-Daughtrey, and Morales were in favor. Mayor Pro Tem Gonzales and Council Member Ortiz were opposed. The motion passed.
4.5 Consideration, discussion, and possible action authorizing the City Manager to enter into an Agreement with the Jourdanton Volunteer Fire Department:

Mayor Williams announced that the Fire Department's attorney has not gotten back with the city. Mayor Williams said the agenda item is postponed.

4.6 Council discussion and possible action to approve a Resolution by the City of Jourdanton finding that AEP Texas Inc.'s application to amend its distribution cost recovery factors to increase distribution rates within the city should be denied; authorizing participation with the cities served by AEP Texas; authorizing hiring of legal counsel; finding that the city's reasonable rate case expenses shall be reimbursed by the company; finding that meeting at which this resolution is passed is open to the public as required by law; and requiring notice of this resolution to the company and legal counsel:

City Manager Bobby J. Martinez spoke to the Council about the proposed resolution.

A motion was made by Council Member Morales and seconded by Council Member Daughtrey to approve a Resolution by the City of Jourdanton finding that AEP Texas Inc.'s application to amend its distribution cost recovery factors to increase distribution rates within the city should be denied; authorizing participation with the cities served by AEP Texas; authorizing hiring of legal counsel; finding that the city's reasonable rate case expenses shall be reimbursed by the company; finding that meeting at which this resolution is passed is open to the public as required by law; and requiring notice of this resolution to the company and legal counsel. The motion passed unanimously.

4.7 Report Update: The City Manager will enter into an agreement for emergency asphalt roadway maintenance improvements and repairs, not to exceed $25,000:

City Manager Bobby J. Martinez reported to the council plans to implement Phase 1, street repair project this year and receive RFQs for the $25,000 project including engineering fees. Mr. Martinez said he wants to continue to expand the long-term strategy and improve the trust of citizens.

CITY MANAGER REPORTS

(Information provided to City Council. No discussion nor council action expected or required.)

5.1 M & S Engineering
5.2 Freeland Turk Engineering
5.3 GS Engineering
5.4 Nueces River Authority
5.5 Police Department
5.6 Finance Department- Utility Billing
5.7 Municipal Court
5.8 Code Compliance- Code Violations Will Be Posted
5.9 April 2023 Financial and Accounts Payable Report. (unaudited)

The department reports were presented.

MAYOR AND CITY COUNCIL ANNOUNCEMENTS

6.1 Discussion and possible action of social calendar of events and council general announcements/information:

Council Member Tymrak-Daughtrey said she has discovered better attendance of town hall meetings on Mondays rather than Wednesdays. Council Member Pesek wanted the public to know that one of the complaints was about her and she feels that if she is doing something
wrong, she would prefer to be called into the office to be addressed personally. She went on to say she would not be held responsible for employees who left the city. Council Member Tymrak-Daughtrey added that any complaints filed on her better be placed on the agenda.

Council Member Morales announced that boys’ and girls’ baseball teams from Jourdanton ISD qualified for regionals quarter finals. The boys will be playing on May 19, 2023 at Karnes City, TX and the girls will play on Thursday, May 18, 2023 at 6:30 p.m. at San Diego HS, TX. Council Member Ortiz encouraged citizens to come to the town hall meeting on Wednesday, June, 2023. Council Member Gonzales welcomed everyone to Founder’s Day on May 20, 2023. Chief of Police Chief Kaiser said he and five other local officers were invited to the Senate by Senator Pete Flores where he introduced a resolution on the capture of Gonzalo Lopez who murdered families and was stopped Atascosa County.

Executive Session

“Pursuant to Section 551.071 of the Texas Government Code, the City of Jourdanton reserves the right to consult in closed session with its attorney to receive legal advice regarding a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with this chapter”, to include any item listed on this agenda.

7.1

RECONVENE IN OPEN SESSION.

At the conclusion of the closed session, the City Council shall reconvene in open session and may act on any matter lawfully discussed in closed session.

No executive session was conducted.

ADJOURN

A motion was made by Council Member Morales and seconded by Council Member Pesek to adjourn the meeting.

Mayor Williams adjourned the meeting at 8:02 p.m.

Debbie G Molina, City Secretary

Robert A. Williams, Mayor