

**MINUTES OF THE REGULAR CALLED MEETING  
OF THE CITY COUNCIL OF THE CITY OF JOURDANTON  
FEBRUARY 1, 2021 AT THE COUNCIL CHAMBERS AT 6:00 P.M**

*Present:*

*Mayor Robert A Williams*

*Mayor Pro Tem Chester B. Gonzales*

*Councilmember Jack Harrison*

*Councilmember Raul Morales*

*Councilmember Karen Pesek*

*Councilmember Patricia J. Elizabeth*

*Tymrak-Daughtrey*

*City Manager Lamar Schulz*

*Secretary Debbie G. Molina*

*Finance Director Lara Feagins*

*Chief of Police Eric Kaiser*

*City Attorney Dan Santee*

**CALL TO ORDER, INVOCATION, PLEDGES OF ALLEGIANCE**

**Mayor Williams gave the invocation and the Pledges of Allegiance.**

**PRESENTATION**

*1.1 Presentation of a Proclamation for the 2021 Teen Dating Violence Awareness Month:*

**Mayor Williams read a proclamation for the 2021 Teen Dating Violence Awareness Month.**

*1.2 Recognition of the newly elected officers of the Volunteer Jourdanton Fire Department:*

**Mayor Williams recognized President Jeff Rankin and Fire Chief Jay Fojtik of the Jourdanton Volunteer Fire Department.**

**HEARING OF RESIDENTS**

**None.**

**ITEMS CONSIDERATION/DISCUSSION**

*2.1 Discussion and possible action to approve and accept revised plans for the Swimming Pool, Splash Pad & Associated Amenities Project following presentation by Terracon, Inc.*

**Attorney Tiffany Leal from The Chapman Group requested to table agenda item 2.1 to allow more time to review and evaluate.**

**Council Member Pesek made a motion to table agenda item 2.1. Motion was seconded by Council Member Tymrak-Daughtrey. Motion passed unanimously.**

*2.2 Discussion and possible action to approve the Contract Agreement with Guido Construction Company for construction services for the Municipal Swimming Pool, Splash Pad & Associated Amenities Project; authorize City Manager Lamar Schulz and the Chapman Firm to issue notice of award; and authorize Mayor Robert Williams to execute the Contract Agreement upon receipt of required documents from Guido Construction Company.*

**Attorney Tiffany Leal informed the Council that she and City Manager Schulz had negotiated a contract agreement with Guido Construction Company as authorized by the Council at the prior meeting. Leal made a recommendation to approve a contract agreement with Guido Construction Company in the amount of \$2,459,644. Leal said that their professional bond could be placed and get started with the project.**

**Council Member Pesek made a motion to approve a contract agreement with Guido Construction Company for construction services for the Municipal Swimming Pool, Splash Pad & Associated Amenities Project; authorize City**

Manager Lamar Schulz and the Chapman Firm to issue notice of award in the amount of \$2,459,644.; and authorize Mayor Robert Williams to execute the Contract Agreement upon receipt of required documents from Guido Construction Company. Motion was seconded by Council Member Morales. Council Members Pesek, Morales, Harrison, and Mayor Pro Tem Gonzales were in favor. Council Member Tymrak-Daughtrey was opposed. Motion passed.

- 2.3 *Pursuant to Section 551.071 of the Texas Government Code, the City of Jourdanton City Council will convene in executive session for consultation with legal counsel on 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 chapter 551 relating to and for the purpose of attorney-client communications concerning the Municipal Swimming Pool, Splash Pad & Associated Amenities Project.*

Mayor Williams removed agenda item 2.3 as requested by Attorney Tiffany Leal.

- 2.4 *Discussion and possible action on D & D Contractors, Inc. Change Order No 4, in the amount of \$13,581.34:*

City Engineer Jerod Mott presented change order no. 4 in the amount of \$13,581.34 to place an asbestos concrete water main cap for a 350 ft. abandoned line along Peach Street. Mott said that D & D Contractors, Inc. had requested a 14-day extension to finish the project.

Council Member Morales made a motion to approve change order no. 4 in the amount of \$13,581.34 to D & D Contractor, Inc and to grant a 14-day extension to complete the project. Motion was seconded by Mayor Pro Tem Gonzales. Council Member Morales, Mayor Pro Tem Gonzales, Council Members Pesek and Harrison were in favor. Council Member Tymrak-Daughtrey was opposed. Motion passed.

- 2.5 *Discussion and possible action to approve the submission of a preliminary application for the 2021 Transportation Alternatives (TA) Call for Projects seeking funding to add sidewalks on both sides of SH 16 from Tamarac Street to SH 97.*

Kris Knoll from San Antonio Texas Department of Transportation division made a presentation on the 2021 Transportation Alternatives Call for Projects Seeking Funding. Knoll advised the Council that 10.5 million will be available for non-urban areas. The City would be responsible for 20% of the cost of the project. She encouraged the Council to apply for some of these funds to add sidewalks on both sides of SH 16 from Tamarac Street to SH 97.

Council Member Morales made a motion to submit a preliminary application for the 2021 Transportation Alternative (TA) Call for Projects Seeking Funding to add sidewalks on both sides of SH 16 from Tamarac Street to SH 97. Motion was seconded by Council Member Pesek. Council Members Morales, Pesek, Harrison, and Mayor Pro Tem Gonzales were in favor. Council Member Tymrak-Daughtrey was opposed. Motion passed.

- 2.6 *Discussion and possible action to authorize Langford Community Management Services, Inc. to submit a preliminary application for the 2021 Transportation Alternatives (TA) Call for Projects seeking funding to add sidewalks on both sides of SH 16 from Tamarac Street to SH 97.*

Council Member Morales made a motion to authorize Langford Community Management Services, Inc. to submit a preliminary application for the 2021 Transportation Alternatives (TA) Call for Projects seeking funding to add sidewalks on both sides of SH 16 from Tamarac Street to SH 97. Motion passed unanimously.

- 2.7 *Discussion and possible action on a resolution authorizing Bureau Veritas to issue a REScheck Compliance Certificate based upon visual inspection rather than requiring the Blower Vacuum Test and authorizing the City Manager to provide documentation supporting such action.*

Code Compliance Administrative Assistant Melissa Estrada advised the Council that Bureau Veritas stated that a Blower Door/ Envelope Test was needed. Estrada made a recommendation to approve a resolution authorizing the use of the REScheck Compliance Certificate based on a visual inspection rather than requiring the Blower Vacuum Test.

Council Member Morales made a motion to approve a Resolution authorizing Bureau Veritas to issue a REScheck Compliance Certificate based upon visual inspection rather than requiring the Blower Vacuum Test and authorizing the City Manager to provide documentation supporting such action. Motion was seconded by Council Member Harrison. Motion passed unanimously.

- 2.8 *Discussion and possible action to approve a resolution of the City of Jourdanton approving cooperation with the cities served by AEP to review AEP Texas Inc.'s requested final reconciliation of advanced metering costs; hiring legal and consulting services to negotiate with the company and direct any necessary litigation and appeals; finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring notice of this resolution to legal counsel.*

City Attorney Santee advised the Council the purpose of the Resolution is to approve joining Cities in intervening in PUC Docket 51671 regarding under-recovery of Advanced Metering Costs. This would be of no cost to the City.

Council Member Morales made a motion to approve a resolution approving cooperation with the cities served by AEP to review AEP Texas Inc.'s requested final reconciliation of advanced metering costs; hiring legal and consulting services to negotiate with the company and direct any necessary litigation and appeals; finding that the meeting at which this Resolution is passed is open to the public as required by law; requiring notice of this resolution to legal counsel. Motion was seconded by Council Member Pesek. Motion passed unanimously.

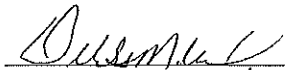
- 2.9 *Discussion and possible action to change the Regular Called Meeting from Monday, February 15, 2021 to Tuesday, February 16, 2021.*

Mayor Pro Tem Gonzales made a motion to change the Regular Called Meeting from Monday, February 15, 2021 to Tuesday, February 16, 2021. Motion was seconded by Pesek. Motion passed unanimously.

#### ADJOURN

Council Member Pesek made a motion to adjourn the meeting. Motion was seconded by Council Member Morales.

Mayor Williams adjourned the meeting at 7:07 p.m.

  
Debbie G. Molina

  
Robert A. Williams, Mayor