

Minutes
Regular Council Meeting
January 19, 2016

On this 19th day of January 2016, at 6:00 p.m., the City Council of the City of Devine convened in a Regular Meeting; the same being opened to the public at their regular meeting place; thereof at City Hall, 303 S. Teel Drive, Devine, Texas. Notice of said Meeting having been prescribed in Chapter 551, Government Code, and Vernon's Texas Codes, Annotated, and the following members being present:

Mayor William L. Herring
Alderman Hal Lance
Alderwoman Kathy Wilkins
Alderman Steve A. Lopez
Alderman David Valdez
Alderman David Espinosa

Thus, constituting a quorum.

Personnel present: Joe Ramos, City Administrator; Dora Rodriguez, Assistant City Administrator/ City Secretary; Tom Cate, City Attorney; Denise Duffy, City Accountant; Mary E. Badillo, Financial Advisor; and Ismael Carrillo, Public Works Director.

Others present: Marly Davis, Devine News; Bonnie Manning, Devine Public Library; Gary and Roselind Pelech, Floresville Texas; Ruby Vera, Natalia, Texas; Troy Martin; Wes Rihn; Sonia J. Lance; Margaret Centilli; Roger C. Gutierrez and Charles West, of Devine, Texas.

Mayor Herring, presiding, called the meeting to order. Mayor Herring also delivered the Invocation and led the Pledge of Allegiance.

The first order of business was Recognition.

Mayor Herring welcomed new City Administrator, Joe Ramos. He also recognized ex-City Administrator, Gary Pelech for his 5 years of service and also Troy Martin for his 25 years of service to the City. Gary Pelech and Troy Martin will both be getting plaques at a later date. Frank Cortinez was also recognized for his outstanding contribution to the Beautification of the City of Devine, however, he wasn't present for his Certificate, so that will also be done at a later time.

The second order of business was the Visitors/Citizens Forum.

- Ms. Ruby Vera, representing ACCOG's Board, County Senior Citizens Board and Medina County Historical Association addressed Council about the event sponsored by Medina County Historical Commission called "Happy Birthday Texas!" She briefly discussed the various events that will be going on that day. She explained she was here today because they're asking each community if they can be a part of this and have their own booth for this

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event. They need to know if the City of Devine can participate by the deadline of January 25, 2016.

- Mr. Charles West then addressed Council about the holes on Rossville Avenue. He said he had brought it up before and they are getting patched up but slowly. He wanted to know when the road would be finished and done completely, and not just partially, since it is the City's responsibility.

Mr. Charles West then went on to his second topic regarding the power lines on Transportation. He stated that it may not be the City's responsibility but they can let the electricity company know that these power lines are so bent, that they are close to busting. That way they can get it fixed before any damages happen.

Mayor Herring thanked Ms. Vera and Mr. West for their comments.

The third order of business was to discuss and consider Approval of Minutes: Regular Meeting, December 15, 2015.

Council reviewed minutes.

Motion by Alderman Lopez, seconded by Alderwoman Wilkins to approve the minutes for Regular Meeting, December 15, 2015.

Ayes	--	All
Nays	--	None

Motion carried.

The fourth order of business was to discuss and consider amending current budget for a new generator for the Waste Water Treatment Plant.

City Administrator, Joe Ramos addressed Council and held lengthy discussion on either repairing the existing backup generator or purchasing a new one. Since this generator is so old, they've had it since 1992, a decision was made to buy a new one and a transfer switch as well. Lengthy discussion was also held on a backup plan.

City Attorney Tom Cate stated that since this was an emergency item, it doesn't require bids.

Motion by Alderman Espinosa, seconded by Alderman Lopez to amend current budget by \$58,772.00 for a new generator for the Waste Water Treatment Plant.

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Ayes	--	All
Nays	--	None

Motion carried.

The fifth order of business was to discuss and consider approving the repair or the purchase of a new motor for the Edwards Well.

City Administrator Joe Ramos addressed Council regarding the motor that gave out for the Edwards Well #1. Discussion was held on buying a new motor for \$18,000 plus versus repairing it for \$9,800 plus (with warranty). It was decided to repair this motor that has been there since 1972 instead of buying a new one.

Motion by Alderman Valdez, seconded by Alderman Espinosa to approve the repair of a new motor for the Edwards Well # and amend the current budget by the sum of \$9,800.00.

Ayes	--	All
Nays	--	None

Motion carried.

The sixth order of business was to discuss and consider approving Agreement between the City of Devine and the Devine Little League Association.

City Attorney Tom Cate addressed Council and stated that there were some changes to the agreement, namely: Item #4. The term of the contract – We've put in an early termination provision; either party to this lease may terminate the lease at any time upon 30 days written notice to the non-terminating party. This is the only provision that was added. The term will be annually.

Motion by Alderwoman Wilkins, seconded by Alderman Lopez to approve Agreement between the City of Devine and the Devine Little League Association.

Agreement between the City of Devine and the Devine Little League Association attached as Exhibit A.

Ayes	--	All
Nays	--	None

Motion carried.

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The seventh order of business was to discuss and consider the following items with the Devine Little League Association regarding installation of new lighting at baseball fields.

- A. Corporate Resolution
- B. Agreement between City of Devine and Devine Little League, Inc.
- C. Promissory Note

Council reviewed and held discussion with City Attorney Tom Cate.

A) Corporate Resolution

Motion by Alderman Espinosa, seconded by Alderman Lopez to approve the Corporate Resolution for Devine Little League, Inc.

Corporate Resolution 1-16 attached as Exhibit B.

Ayes	--	All
Nays	--	None

Motion carried.

B). Agreement between City of Devine and Devine Little League, Inc.

Motion by Alderman Lance, seconded by Alderman Valdez to approve the Agreement between the City of Devine and Devine Little League, Inc.

Agreement attached as Exhibit C.

Ayes	--	All
Nays	--	None

Motion carried.

C). Promissory Note.

Motion by Alderwomen Wilkins, seconded by Alderman Espinosa to approve the Promissory Note for the Devine Little League, Inc.

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Promissory Note attached as Exhibit D.

Ayes	--	All
Nays	--	None

Motion carried.

The eighth order of business was to discuss and consider the City of Devine Police Department Racial Profiling Statistical Report 2015.

Council reviewed.

Motion by Alderman Lance, seconded by Alderman Valdez to approve the City of Devine Police Department Racial Profiling Statistical Report 2015.

Racial Profiling Statistical Report 2015 attached as Exhibit E.

Ayes	--	All
Nays	--	None

Motion carried.

The ninth order of business was to Review Quarterly Investment Report.

Council reviewed report.

The tenth order of business was to discuss the Informational Items, namely:

- O'Reilly's – Coming along great.
- Tractor Supply – They're working with the parking lot and getting other things ready.
- Murphy Gas – They will be starting construction between now to June.
- Four New Employees: Joe Ramos, City Administrator; Javier Midobuche, Code Compliance; Chris Martinez, Police Department; Ezequiel Perez, Police Department.

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There being no further business to come before the governing body, motion made by Alderman Lance, seconded by Alderman Lopez to adjourn the meeting.

Ayes	--	All
Nays	--	None

Motion carried.

Mayor

City Secretary