

Minutes
Regular Council Meeting
January 20, 2015

On this 20th day of January 20, 2015, 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 Espinosa

Absent being: Alderman David Valdez; thus, constituting a quorum.

Personnel present: Gary Pelech, City Administrator; Ofilia Pedroza, Clerk; and Tom Cate, City Attorney.

Others present: Stacy Cantu, Devine News; and Kevin & Georgia Hicks 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 the Visitor/Citizens Forum.

No one signed up to speak under this item.

The second order of business was Recognition.

There was no recognition at this time.

The third order of business was to discuss and consider Approval of Minutes: Regular Council Meeting, November 18, 2014, and Special/Public Hearing Council Meeting, December 9, 2014.

Council reviewed minutes. Alderman Lopez stated there needed to be a correction to page 5, paragraph 6 of the Regular Meeting Minutes for November 18, 2015, to change the name from Alderman (David) Valdez (who was absent) to Alderman (David) Espinosa.

Motion by Alderwoman Wilkins, seconded by Alderman Lopez to Approve the Minutes for Regular Council Meeting, November 18, 2014, and Special/Public Hearing Council Meeting, December 9, 2014, with a correction to page 5, paragraph 6 of the Regular Council Meeting, November 18, 2014 to change name from Alderman Valdez to Alderman Espinosa.

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Ayes	--	Four
Nays	--	None
Absent	--	One – Alderman Valdez

Motion carried.

The fourth order of business was to discuss and consider Adopting a Resolution authorizing the submission of a Texas Community Development Block Grant Program Application to the Texas Department of Agriculture for the Community Development Fund; and authorized Representative in all matters pertaining to the City’s participation in the Texas Community Development Block Grant Program.

Motion by Alderman Espinosa, seconded by Alderman Lance to adopt a Resolution authorizing the submission of a Texas Community Development Block Grant Program Application to the Texas Department of Agriculture for the Community Development Fund; and authorized Representative in all matters pertaining to the City’s participation in the Texas Community Development Block Grant Program.

Resolution 01-15 attached as Exhibit A.

Ayes	--	Four
Nays	--	None
Absent	--	One – Alderman Valdez

Motion carried.

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

Mayor Herring informed Council they should be familiar with this and said there were only a few changes; namely:

- They will be limited to a maximum of 50,000 gallons of water in any calendar month; the highest they have ever used is 38,000 gallons so they should be alright.
- The contract will be renewed annually from January 1st to December 31st. The reason for this is that they must provide the City with proof of General Liability Insurance each year prior to January 1st.

Council discussed that they are good to go.

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

Agreement attached as Exhibit B.

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Ayes	--	Four
Nays	--	None
Absent	--	One – Alderman Valdez

Motion carried.

The sixth order of business was to discuss and consider request by Kevin & Georgia Hicks to extend variance for building home at 325 Sollock Drive.

Motion by Alderman Espinosa, seconded by Alderman Lopez to grant extending variance for 90 days up to April's Regular Council Meeting, April 21, 2015.

Ayes	--	Three – Aldermen Espinosa, Lopez Alderman Wilkins
Nays	--	One – Alderman Lance
Absent	--	One – Alderman Valdez

Motion carried.

Brief discussion was held after the motion. Alderman Lance felt the house should be ready in two months and wanted it reviewed in March. Mrs. Hicks commented that she would hope her house would be finished by March but weather-permitting. Mayor Herring asked Alderman Espinosa if he wanted to withdraw his motion and Alderman Espinosa's response was "no".

The seventh order of business was to discuss and consider approving an Interlocal Cooperation Contract between the City of Natalia and the City of Devine.

City Council reviewed agreement.

Motion by Alderman Wilkins, seconded by Alderman Espinosa to approve the Interlocal Cooperation Contract between the City of Natalia and the City of Devine.

Interlocal Cooperation Contract attached as Exhibit C.

Ayes	--	Four
Nays	--	None
Absent	--	One – Alderman Valdez

Motion carried.

The eighth order of business was to discuss and consider approval of a Re-subdivision Plat (without vacating) for Original Town of Devine, Block NCB 96A, Lots 1, 2 & 3, which is currently owned by Maricela Billalobos, located in the area of Webb Avenue and Fullerton Drive, and consists of 1.34 acres of land.

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Motion by Alderman Espinosa, seconded by Alderman Lopez to approve the Re-subdivision Plat (without vacating) for Original Town of Devine, Block NCB 96A, Lots 1, 2 & 3, which is currently owned by Maricela Billalobos, located in the area of Webb Avenue and Fullerton Drive, and consists of 1.34 acres of land.

Ayes	--	Four
Nays	--	None
Absent	--	One – Alderman Valdez

Motion carried.

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

Council reviewed report.

Mayor Herring asked what the increase in sales tax has been since Wal-Mart has come in. City Administrator Gary Pelech reported that we went from \$63,000.00 to \$103,000 just in the first month.

The report was for review only.

The tenth order of business was Informational Items.

Mayor Herring and City Administrator Gary Pelech brought up the following:

- The old Edwards Well – One of the valves is not working properly. Mercer Controls is the company that came down to look at it. They brought some parts to fix it but it is past that point. Today, everything was sent to them that they needed, and they will be returning but hopefully we won't have to replace it; the valve costs \$8,000.00. According to City Administrator Gary Pelech, we need to get it back on line and working.
- L. C. Martin Well – We need to get filters for it; there is too much iron in that water, we need to quit using the polimers.
- City Administrator Gary Pelech told Council that it is imperative to have these two wells functioning in case the older three wells in town give out because they are so old.
- Status of new water line running up Rossville Road – City Administrator Gary Pelech informed Council that we had intended to cut in a new valve but because of the way it is situated in there, it was very risky to get it cut out without blocking it and cementing it.
- Hoover Company also thought it was too risky, so we will be putting in an Insert-a-Valve in it. This was supposed to have been done today but it will probably be done tomorrow.
- State highways are getting very bad; there's even a pothole by Wal-Mart already. The State is waiting on getting some money before they can do anything to fix the roads.
- Culvert at Friesenhahn's – Someone is finally working on fixing this.

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There being no further business to discuss before the governing body, motion by Alderwoman Wilkins, seconded by Alderman Lance to adjourn meeting.

Ayes	--	Four
Nays	--	None
Absent	--	One – Alderman Valdez

Motion carried.

Mayor

City Secretary