

**Minutes**  
**Regular Council Meeting**  
**May 20, 2014**

On this 20<sup>th</sup> day of May 2014, 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: Gary Pelech, City Administrator; Dora V. Rodriguez, City Secretary; and Denise Duffy, Accountant.

Others present: Anne Chen, Medina Valley Times; Keyleen Holder, Devine News; Joan Speer, Lytle, Texas; Gregory Hallmark, Bureau Veritas; Charles West, William M. Hales, Kevin & Georgia Hicks, Annie & Michael Mello, Mark Spielman, and Sonia J. Lance, 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 Visitors/Citizens Forum.

Charles West addressed the council about getting Rossville Road fixed. He informed them that they are having a lot of traffic. He got ahold of Texas Department of Transportation (TXDOT) and they informed him that they will be getting equipment to fix the barrier that sits near the access road off of IH-35. He also talked about a fence near Covey Lane that had not been fixed. He feels that the Police needs to patrol a lot more now that the traffic has increased.

Mr. Michael Mello addressed the council about the problem they are having with the drainage from Walmart when it rains. He advised that they were working on the property next door to WOG and had gone to Texas Department of Transportation (TXDOT) to install entrances into the property off of Highway 173. They had asked us to do a flood study on our property where the water would drain onto Highway 173 and go underneath to the property next door. So we did our flood study for them. We were informed by Texas Department of Transportation (TXDOT) that we would need to do a retention pond to catch our water because the existing culvert under Highway 173 would not handle the water that would be coming off our property. So we did this and presented it to Texas Department of Transportation (TXDOT) and now that Walmart has come in and added an extra 15 acres of drainage water onto this bar ditch we have concerns. We have asked for Walmart to give us their engineer plans or give us something in writing saying that they have engineered this and it will handle all the water and that the culvert is big enough and we have not received anything from them. We had some damage occur so if we don't get Walmart to do something before they finish, we will be flooded along with others. Mr. Mello informed the council that this is something they really need to look at.

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Mr. Mark Spielman also addressed the Council on the same subject as Mr. Mello.

The second order of business was Recognition.

The Mayor presented Gina Champion with a Plaque for her service as Councilwoman.

The Mayor announced to Council that Steve Lopez received an award for All State Commander for District 13 VFW.

The third order of business was to Administer Oath of Office to Alderman David Valdez – District #1.

Mayor administered the Oath of Office.

The fourth order of business was to discuss and consider for Council to appoint a New Mayor Pro-Tem for the remaining term of this position that ends May of 2015.

Mayor Herring informed the Council that the procedure that has been established is that the Councilman with seniority be the Mayor Pro-Tem. With this the Mayor asked that Kathy Wilkins be made Mayor Pro-Tem.

Motion by Alderman Valdez, seconded by Alderman Espinosa to make Kathy Wilkins Mayor Pro-Tem for the remainder of the term.

Ayes	--	All
Nays	--	None

Motion carried.

The fifth order of business was to discuss and consider adopting a Proclamation for National Police Week.

Mayor Herring read Proclamation.

Proclamation attached as Exhibit A.

Motion by Alderman Lopez, seconded by Alderman Lance to adopt the Proclamation for National Police Week.

Ayes	--	All
Nays	--	None

Motion carried.

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The sixth order of business was a Presentation by Bureau Veritas on Code Compliance Inspections.

Mr. Gregory Hallmark with Bureau Veritas gave a presentation to Council on the City changing the way we do our inspections and permitting. Mr. Hallmark informed the Council that they have been in business since 1828. He advised that they would assist the City on all inspections. The permits would be e-mailed to them and their turn around for inspections is normally 24 hours. They will do all the plan reviews. He informed the Council that all their inspectors are licensed and that they will deal with the contractors. The City will no longer have to do this.

Mayor thanked Mr. Hallmark for his presentation and told the Council that this is just a presentation and no action is needed. He advised if we have to another meeting for this we can.

The seventh order of business was to discuss and consider Approval of Minutes: Regular Meeting, April 15, 2014; Special Meeting, April 22, 2014 and Special Meeting, May 15, 2014.

Motion by Alderman Lopez, seconded by Alderman Lance to approve Minutes of the Regular Meeting, April 15, 2014; Special Meeting, April 22, 2014 and Special Meeting May 15, 2014.

Ayes	--	All
Nays	--	None

Motion carried.

The eighth order of business was to consider from Joan Speer regarding Oak Drive and Walmart.

Ms. Joan Speer addressed the Council and expressed her concerns over the construction of the street that borders the Rando Property.

No action taken.

The ninth order of business was to discuss and consider request made by Kevin & Georgia Hicks for a variance to place a Travel Trailer on their property while building their new home.

Motion by Alderman Lance, seconded by Alderman Lopez to grant variance to place a Travel Trailer on their property while building their new home, for six months.

Ayes	--	All
Nays	--	None

Motion carried.

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The tenth order of business was Information Items.

Mayor announced the follow:

- We will honor all agreements that the Council has made about Rossville Road staying closed.
- Concerns of the drainage from Walmart. We are meeting with Engineers and we have been informed that they are increasing the number of culverts.
- Scheduling a City Wide Garage Sale at no cost sometime in June.
- Library completed their renovations. Asked for people to stop by and look at it.
- Thanked Councilmen Hal Lance and his wife Sonia for attending the Air Show in Hondo.

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

Ayes	--	All
Nays	--	None

Motion carried.

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Mayor

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City Secretary