

Minutes
Regular Council Meeting
July 15, 2014

On this 15th day of July 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 Espinosa

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

Personnel present: Gary Pelech, City Administrator; Dora V. Rodriguez, Assistant City Administrator/City Secretary; Denise Duffy, City Accountant; Mary Badillo, City Financial Advisor; and Attorney Bobby Jack Rushing, filling in for Tom Cate, City Attorney.

Others present: 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.

No one signed up to speak under this item.

The second order of business was Recognition.

Mayor Herring welcomed two new employees to the City of Devine office staff. First, he welcomed Joanna Muniz of Devine and then he welcomed Flora Rendon also of Devine but who came to us from the Texas Workforce Commission. He also announced the Service Anniversary of Mr. Benny Navarro who has now been with the City of Devine for 20 years.

The third order of business was to discuss and consider Approval of Minutes: Regular Meeting, June 17, 2014 and Special Meeting, June 24, 2014.

City Council reviewed minutes. It was noted that there was an error on Page 10 of the minutes for Special Meeting June 24, 2014. After the fourth order of business, it reads: Mayor Herring asked Darrell Rawlings, Code Compliance Officer, "top" explain what was proposed. It should read "to explain" and the minutes will be corrected.

Regular Meeting Minutes
July 15, 2014
Page 2

Motion by Alderwoman Wilkins, seconded by Alderman Lance to Approve the Minutes for Regular Meeting, June 17, 2014 and Special Meeting, June 24, 2014, with the correction on Page 10.

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

Motion carried.

The fourth order of business was to discuss and consider for the City to Amend the Current Budget for Fiscal Year 2013-2014.

Mary Badillo, City Financial Advisor, addressed City Council as she offered a brief summary of the following pages:

- Page 1 – General Fund (Financial Summary): We are asking for the amended budget to increase revenues by \$26,209.00. Towards the bottom, Total Operating Expenditures: We are proposing a decrease in the Expenses of \$2,770.00.
- Page 2 – Transfers: We are proposing a decrease for the transfers which will give us a net increase of a little less than \$45,000.00; this is just for the General Fund.
- Page 27 – Debt Service Summary: Under Total Operating Revenues, we are proposing an increase of a little less than \$4,000.00; with the Transfers decreasing a little less than \$2,000.00. That is a \$2,000.00 net increase for the Debt Service.
- Page 29 – Sewer/Water Fund: We are proposing a Total Operating Revenue decrease of \$64,000.00. The Operating Expenses increase of \$174,000.00; which leaves us a net decrease of \$262,000.00

Mayor Herring and City Council thanked City Financial Advisor, Mary Badillo for all her hard work and also thanked City Secretary Dora V. Rodriguez and City Accountant Denise Duffy for their hard work on the budget.

Motion by Alderman Lopez, seconded by Alderman Lance to approve Amending the Current Budget for Fiscal Year 2013-2014.

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

Motion carried.

The fifth order of business was to discuss and consider awarding bid to Hoover Construction Co., for the CDBG Grant No. 713129.

City Council reviewed a letter submitted by City Engineer Raul Garcia. A total of five bids were received, and Mr. Garcia recommended that the City award the bid to Hoover Construction Co. in his letter. Council also reviewed the breakdown of the bid tabulation sheet. Mayor Herring explained this will be for a water line going up on Rossville Road up to Covey Lane.

Regular Meeting Minutes
July 15, 2014
Page 3

City Council held brief discussion on Hoover Construction Co. having done a very good job on several other projects for the City.

Motion by Alderman Espinosa, seconded by Alderman Lopez to award bid to Hoover Construction Co., for the CDBG Grant No. 713129.

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

Motion carried.

The sixth order of business was to discuss and consider for the City to enter into an Agreement to purchase a Police Vehicle for the School Resource Officer.

City Council reviewed a breakdown of the cost of the vehicle complete with equipment along with a breakdown of what the School has agreed to pay. City Administrator Gary Pelech informed Council of a change to the school's portion breakdown: Instead of paying a \$5,000.00 down payment, they agreed to pay \$5,000.00 a year for five years, for a total of \$25,000.00. He said we are anticipating their first payment to be at the beginning of the school year. He also told Council that the way this was figured, the vehicle should still have some value to it at the end of five years should they decide to sell it. The vehicle is a Chevrolet Tahoe LS from H.G.A.C. for a total of \$43,641.00 including equipment and an H.G.A.C. fee of \$600.00. All equipment was figured a little high (as brand new) so City Administrator Gary Pelech feels we might be able to save some money on the \$43,641.00. He explained that we could also try going to Brown Chevrolet and if they can beat or meet the price, we might be able to save on the \$600.00 fee. He said this is the first time we have had participation from the school on a vehicle, so the \$25,000.00 coming from them is very helpful and very much appreciated. Mayor Herring added we will certainly try to go with a local dealership if we can.

City Secretary Dora V. Rodriguez will contact the school about an Interlocal Agreement, and we will have Attorney Bobby Jack Rushing draw up the agreement.

Motion by Alderman Lance, seconded by Alderwoman Wilkins for the City to enter into an Agreement with Devine I.S.D. to purchase a Police Vehicle for the School Resource Officer.

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

Motion carried.

The seventh order of business was to discuss and consider adopting an Ordinance authorizing Bureau Veritas North America, Inc., a third party inspection company, to make Code of Ordinance inspections and authorizing permits; establishing inspection and permit fees; providing for a

Regular Meeting Minutes
July 15, 2014
Page 4

severability clause; and providing when this ordinance shall become effective and when Bureau Veritas North America, Inc. can begin.

Mayor read ordinance aloud.

City Administrator Gary Pelech informed Council that Inspector Troy Martin has notified the City that he will be out from July 17th to July 28th, so this could've been an issue had we not done something like this. He said that it certainly makes sense to put it in the hands of a company like this which has the staff ready to do things right away. Administrator Gary Pelech mentioned that he's already had experience with them before. Discussion was held on other nearby cities already using Bureau of Veritas being Pleasanton, Hondo, Floresville, Castroville, LaVernia and some suburbs of San Antonio to name a few. It was mentioned that this could terminate upon receipt of a 30 day written notification by either party. Discussion continued on the transition of getting used to their ways but Council was certain that this will help our Code Compliance Officer, Darrell Rawlings, tremendously by minimizing his current duties.

Brief discussion was held on the effective date being July 15, 2014 or August 1, 2014. Attorney Bobby Jack Rushing explained that the date that Council passes, approves and adopts the Ordinance (today's meeting date) is what goes on the ordinance, but the effective date could be August 1, 2014 to allow time for publication.

Motion by Alderwoman Wilkins, seconded by Alderman Lance to Pass, Approve and Adopt an Ordinance today, July 15, 2014, authorizing Bureau Veritas North America, Inc., a third party inspection company, to make Code of Ordinance inspections for the City of Devine, and to become effective August 1, 2014, the date which they can begin.

Ordinance 07-14 attached as Exhibit A.

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

Motion carried.

The eighth order of business was to review the Investment Report.

City Council reviewed report.

The ninth order of business was Informational Items.

Mayor Herring informed City Council of the following:

- Council members need to start thinking about how they want to ride in the Fall Festival Parade. Do they want to ride together or separately?

Regular Meeting Minutes
July 15, 2014
Page 5

- Wal-Mart will be opening on Wednesday, October 8, 2014 at 7:30 a.m. They will kick off with a 30 minute Grand Opening ceremony and open up for business at 8:00 a.m.
- Wal-Mart will also have a Private “Come and Go” Party for its employees and City Council sometime before the opening date. He will provide more information on that later.
- The City received a nice Thank You card from Marlene Wells, ex-Librarian and long-time member of the Friends of the Library. Her husband passed away recently.

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

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

Motion carried.

Mayor

City Secretary