

Minutes
Special Council Meeting
August 2, 2016

On this 2nd day of August 2016, at 12:00 Noon, the City Council of the City of Devine convened in a Special 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

Absent being Aldermen David Valdez and David Espinosa; thus, constituting a quorum.

Personnel present: Dora V. Rodriguez, Interim City Administrator/City Secretary; Denise Duffy, City Accountant; Tom Cate, City Attorney; and Ofilia Pedroza, UB Clerk.

Others Present: Marly Davis, Devine News; Steven Santana, Medina Valley Times; Rita Parrish, AEP; Ernest Munoz, Larry Stacy and Sonia Lance, Devine, Texas.

Mayor Herring, presiding, called the meeting to order at 12:10 p.m.

The first order of business was to discuss and consider Approving a Language Access Plan as required for participation with the Texas Department of Housing and Community Affairs (TDHCA) Home Program.

Council held discussion.

Motion by Alderman Lopez, seconded by Alderwoman Wilkins to approve a Language Access Plan as required for participation with the Texas Department of Housing and Community Affairs (TDHCA) Home Program.

Ayes	--	Three
Nays	--	None
Absent	--	Two – Aldermen Valdez, Espinosa

Motion carried.

The second order of business was to discuss and consider AEP Lighting Project for Jack Nicklaus.

Rita Parrish with AEP addressed Council and said we are talking about five lights for Jack Nicklaus, two overhead and three underground, for a preliminary cost of \$5,109.05. She said the City would need to do trenching for three underground and get easement approval from the current property owners.

Special Meeting Minutes
August 2, 2016
Page 2

According to Director of Public Works Ismael Carrillo, the City will need to trench and provide the conduit. We will need to rent the equipment for one to three days to do the trenching at \$375.00 per day to cover 236 inches of ground cover. Council held discussion on this.

Council also heard from Mr. Ernest Munoz and Mr. Larry Stacy, residents of Jack Nicklaus, who expressed their concerns over heavy traffic, crime and safety issues in their neighborhood. Mr. Munoz was surprised that the City had granted a variance on the lighting for Phase II, and inquired if the City has anything on record for Phase I; he felt this needs to be researched. Lengthy discussion was held by Council and Interim City Administrator/City Secretary Dora V. Rodriguez, who said she will look into this and then will get back with Rita Parrish.

Motion by Alderman Lance, seconded by Alderman Lopez to postpone discussion on AEP Lighting Project for Jack Nicklaus until we have all the information needed.

Ayes	--	Three
Nays	--	None
Absent	--	Two – Aldermen Valdez, Espinosa

Motion carried.

The third order of business was to discuss and consider settlement of AEP Energy Efficiency Cost Recovery Factor (EECRF) proceeding at the Texas Public Commission.

City Attorney Tom Cate explained to Council that a law firm in Austin representing a group of cities is saying that AEP was originally asking for \$9 Million for cost recovery. He explained that they met with the AEP people and the best that they could work out is \$47,000 off of the \$9 Million. He recommended to Council that they go ahead and approve the settlement.

Motion by Alderwoman Wilkins, seconded by Alderman Lopez to approve settlement of AEP Energy Efficiency Cost Recovery Factor (EECRF) proceeding at the Texas Public Commission.

Ayes	--	Three
Nays	--	None
Absent	--	Two – Aldermen Valdez, Espinosa

Motion carried.

The fourth order of business was to discuss and consider for Council to participate in Go Medina County.

Mayor Herring announced that there have been a series of meetings and the next one is scheduled for September 8, 2016 from 9:00 – 11:00 a.m. in Castroville, Texas.

Special Meeting Minutes
August 2, 2016
Page 3

Council held discussion on this being compared to the IH-35 Corridor on economic development a few years ago. According to Alderman Lopez, that one started out with a bang but nothing was ever done; it was basically a waste of time and the only city that benefited from it was Eagle Pass. Interim City Administrator/City Secretary Dora V. Rodriguez added that Go Medina County is in its very early stages, and they haven't even asked for any dues yet. Since it is in the preliminary stages, she told Council that maybe they want to have someone come down to talk to us to explain everything once it gets off the ground. Council was okay with this. Mayor Herring mentioned that he would be attending their next meeting in Castroville.

Motion by Alderman Lopez, seconded by Alderman Lance to postpone any consideration for Council to participate in Go Medina County.

Ayes	--	Three
Nays	--	None
Absent	--	Two – Aldermen Valdez, Espinosa

Motion carried.

The fifth order of business was to discuss and consider City TIRZ #2.

Mayor Herring announced that he and City Attorney Tom Cate met yesterday with Jerry Beck, County Commissioner Pct. #4, and Lance Elliott, TIF Consultant, and they will now be going to the County Commissioner's Court on August 22, 2016 for a 10:00 a.m. meeting. Mr. Elliott will be presenting what we are asking for percentage-wise. He will start with a high percentage but we will settle for whatever percentage we get. As far as the boundaries of it, Mayor Herring stated that we will take the map that we have.

Motion by Alderwoman Wilkins, seconded by Alderman Lance to proceed with City TIRZ #2.

Ayes	--	Three
Nays	--	None
Absent	--	Two – Aldermen Valdez, Espinosa

Motion carried.

The sixth order of business was EXECUTIVE SESSION: Deliberate about real property pursuant to Section 551.072 of the Texas Government Code.

At 12:35 p.m., Mayor Herring announced to the public that the Council would go into a Closed Session.

At 12:47 p.m., Closed Session was opened to the public.

No action was taken in Closed Session.

Special Meeting Minutes
August 2, 2016
Page 4

The seventh order of business was to RECONVENE into regular session and discuss and consider action, if any, on item discussed in Executive Session.

No Action was taken.

The eighth order of business was Informational Items.

Mayor Herring announced the following:

- Congressman Will Hurd – There will be a Meet & Greet at the Devine Dairy Queen on Monday, August 8, 2016 from 11:00 to 12:00 Noon. Everyone is invited for the opportunity to meet with Congressman Hurd and ask questions or voice their concerns.
- TIRZ #2 – There will be a meeting with Commissioners Court on Monday, August 22, 2016 at 10:00 a.m.

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

Ayes	--	Three
Nays	--	None
Absent	--	Two – Aldermen Valdez, Espinosa

Motion carried.

Mayor

City Secretary