

**Minutes
Special Meeting
September 1, 2009**

On this 1st day of September 2009, at 7:00 p.m., 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 thereof, being present:

Mayor Jerry Beck
Alderman John Ramirez
Alderman Frank Cortez, III
Alderman David Espinosa
Alderman Hal Lance
Alderwoman Marina M. Antu

Thus, constituting a quorum.

Personnel Present: Dora V. Rodriguez, Interim City Administrator/City Secretary; Ofilia Pedroza, Assistant City Secretary; Nancy Pepper, City Treasurer; Rob Flores, Chief of Police; Billy Grote, Director of Public Works; and Ismael Carrillo, Superintendent of Public Works.

Others present: James LaCombe-Medina Valley Times; Chris Davis and Wayne Dishman-First Baptist Church.

Mayor Jerry Beck, presiding, declared the meeting opened.

At 7:02 p.m., Mayor Beck declared a Public Hearing on the Service Plan for the Voluntary Annexation of the Paradigm Subdivision – Lot 2 and Part 1, located on State Highway 132.

There were no comments from the public.

At 7:03 p.m., Mayor Beck closed the Public Hearing on the Service Plan for the Voluntary Annexation of the Paradigm Subdivision – Lot 2 and Part 1, located on State Highway 132 to the public.

The first order of business was to discuss and consider a Noise Variance for the First Baptist Church to hold a Concert on October 9, 2009.

Mr. Chris Davis addressed City Council and said they are planning on holding a back to school bash on October 9, 2009. They will have a free concert for the youth outside on the church parking lot, and they will be using speakers. It will be held around 7:00 to 9:00 p.m. Mr. Davis was asked if he will require any street closures but he said he didn't think so. Interim City Administrator Dora V. Rodriguez advised him that if he did decide to need to close the streets, he would need to contact our police department in writing.

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Motioned by Alderman Ramirez, seconded by Alderman Espinosa to grant Noise Variance for the First Baptist Church to hold a Concert on October 9, 2009.

Ayes	--	All
Nays	--	None

Motion carried.

The second order of business was to discuss and consider approving for Public Works to create a drainage ditch while resurfacing Bluebonnet that will extend beyond the city limits.

Mayor Beck commented that it was “no man’s land.” Interim City Administrator Dora V. Rodriguez told Council that City Attorney Tom Cate informed her that from looking at the deeds, it is a public right-of-way which means that there is nothing for Mr. Nowlin to sign. She said everything is good to go, and Public Works has been informed so they will get going with what they need to do. However, we still need Council’s blessing.

Motioned by Alderman Espinosa, seconded by Alderman Ramirez to approve for Public Works to create a drainage ditch while resurfacing Bluebonnet that will extend beyond the city limits.

Ayes	--	All
Nays	--	None

Motion carried.

The third order of business was Calling for a Public Hearing on the Proposed Budget for FY 2009-2010 and Calling for a Public Hearing on the Proposed Tax Rate for FY 2009-2010.

Interim City Administrator Dora V. Rodriguez told Council that the Budget is balanced. Loraine Neuman has calculated an effective tax rate of .5774 for the new fiscal year; however Council is proposing a tax rate of .5900. She said we will have the Public Hearing for the Budget on September 8th, and the Public Hearing for the Tax Rate will be on September 8th and 15th.

Mayor Beck announced that our next Regular Council Meeting for September 15th will be held at the Community Center so that we can accommodate for the recognition of our Little League girls that went to State. There’s going to be a crowd. He said the coaches will be awarding trophies to the girls that night.

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

Mayor

City Secretary