

Minutes
Regular Council Meeting
September 18, 2012

On this the 18th day of September, 2012, 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, TX. 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

Absent: Alderwoman Champion; thus, constituting a quorum.

Personnel present: Tom Cate, City Attorney, Gary Pelech, City Administrator; Cassandra R. Maldonado, Municipal Court Clerk.

Others Present: Mary Badillo, City Financial Advisor; Sandy Herrera, Devine News; John Obaya, Dorothy Obaya, Johnnell Obaya, John P. Obaya, Victoria Hernandez, Sandra Hernandez Seale, Cindy Alvarado, and Paul Gomez all from Devine, TX.

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 Recognition.

Mayor Herring recognized County Commissioner Jerry Beck and Kyle Saathoff for building the new volleyball court at the corner of Fay Ave. and Warhorse Dr. He also thanked City Secretary Dora V. Rodriguez, City Accountant/Treasurer Denise Duffy and City Financial Advisor Mary Badillo for their hard work on the Budget.

The second order of business was to discuss and consider adopting a Proclamation for the accomplishments of the 2011-2012 Devine High School Arabian Power Lifting Team in their advancement in District, Regional and State Competition.

Mayor Herring read over the proclamation and praised Coach Paul Gomez and the team members that were present.

Proclamation attached as Exhibit A.

Motion made by Alderman Lopez, seconded by Alderwoman Wilkins to adopt the Proclamation.

Ayes	--	Four
Nays	--	None
Absent	--	One (Alderwoman Champion)

Motion carried.

The third order of business was to discuss and consider adopting a Proclamation for Library Card Sign-Up Month.

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Mayor read Proclamation.

Proclamation attached as Exhibit B.

Motion made by Alderman Lance, seconded by Alderman Lopez to adopt the Proclamation.

Ayes	--	Four
Nays	--	None
Absent	--	One (Alderwoman Champion)

Motion carried.

The fourth order of business was to discuss and consider adopting a Proclamation for American Legion Day.

Mayor read Proclamation.

Proclamation attached as Exhibit C.

Motion made by Alderman Lance, seconded by Alderman Lopez to adopt the Proclamation.

Ayes	--	Four
Nays	--	None
Absent	--	One (Alderwoman Champion)

Motion carried.

The fifth order of business was the Visitors/Citizens Forum.

No one signed up under this item.

The sixth order of business was to discuss and consider Approval of Minutes: Regular Council Meeting, August 21, 2012; Special Council Meeting, August 28, 2012; Special Council Meeting, September 10, 2012 and Special Council Meeting/Budget Workshop, September 13, 2012.

Council reviewed minutes.

Motion by Alderwoman Wilkins, seconded by Alderman Lopez to Approve the Minutes for Regular Council Meeting, August 21, 2012; Special Council Meeting, August 28, 2012; Special Council Meeting, September 10, 2012 and Special Council Meeting/Budget Workshop, September 13, 2012.

Ayes	--	Four
Nays	--	None
Absent	--	One (Alderwoman Champion)

Motion carried.

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The seventh 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 authorizing the City Administrator to act as the City's Executive Officer and authorized representative in all matters pertaining to the City's participation in the Texas Community Development Block Grant Program.

Gary Pelech, City Administrator, informed the Council that the City wanted to re-do the water lines on Rossville Road due to plans for future development in that area and they were hoping to get the funding for the project through this grant.

Resolution 9-12 attached as Exhibit D.

Motion by Alderman Lance, seconded by Alderwoman Wilkins to adopt the Resolution.

Ayes	--	Four
Nays	--	None
Absent	--	One (Alderwoman Champion)

Motion carried.

The eighth order of business was to discuss and consider the Annual Report and PILOT Check from the Devine Housing Authority.

Motion by Alderman Valdez, seconded by Alderman Lance to accept the Annual Report and Pilot Check in the amount of \$2,858 from the Devine Housing Authority.

Ayes	--	Four
Nays	--	None
Absent	--	One (Alderwoman Champion)

Motion carried.

The ninth order of business was to discuss and consider Re-appointments for the Housing Authority Board.

List of Local Housing Authority Board of Commissioners attached as Exhibit E.

Motion by Alderman Lopez, seconded by Alderwoman Wilkins to approve re-appointing Juan Billalobos Jr., Sabrina Guerra and Betty Dishman to serve another term on the Devine Housing Authority Board.

Ayes	--	All
Nays	--	None
Absent	--	One (Alderwoman Champion)

Motion carried.

The tenth order of business was to discuss and consider signing the Annual Acknowledgement of Conflict of Interest and Code of Conduct.

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Mary Badillo, City Financial Advisor, informed the Council that it was that time of the year again to read, understand and acknowledge the annual Code of Conduct, Whistle Blower's Policy and Conflict of Interest. She explained that this auditing standard (SAS 99) was developed due to an increase in fraud discovered in the workplace, whether it be corporation, non-profit, or governmental. This was put in place by our auditors, and they will now be investigating if annual confirmation of all above policies were obtained. She discussed in detail and read some of the responsibilities to the City Council, Managers and Staff. City Council then signed their Code of Conduct and Conflict of Interest Policies.

The eleventh order of business was to discuss and consider Amending Current Budget for Fiscal Year 2011-2012.

This item was Tabled until the next meeting.

The twelfth order of business was to discuss and consider adopting Budget for the Fiscal Year 2012-2013.

This item was Tabled until the next meeting.

The thirteenth order of business was to discuss and consider adopting 2012 Tax Rate and Ordinance.

This item was Tabled until the next meeting.

The fourteenth order of business was to Informational Items.

- Devine Acres to hold a Grand Re-opening September 25th.
- The Natalia Centennial Celebration is coming up on September 29th.
- The three new Police vehicles were in.
- South Texas Partnership of Governments Meeting in Somerset September 19th at 10 a.m.
- Reminder that the next Chamber of Commerce was going to be September 19th at noon at Triple C.
- Alderman Lance suggested a FEMA representative come down and speak at the next Elected Officials Meeting.
- Mayor Herring thanked Public Works, Police Department and City Administrator for their help during the recent storm.

There being no further business to discuss, motion by Alderman Lance, seconded by Alderman Lopez to adjourn meeting.

Ayes	--	All
Nays	--	None
Absent	--	One (Alderwoman Champion)

Motion carried.

Mayor

City Secretary