

**Minutes**  
**Regular Council Meeting**  
**February 21, 2017**

On this 21<sup>st</sup> day of February 2017, 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

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

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

Others present: Steven Santana, Medina Valley Times; Vickie Pumphrey, Airport Manager; Mike Partin, Todd Tope, David Ehlinger, Charles O. West, Frank Hopkins, David Hopkins, Daniel Carbajal, Mireya Vanderslice, Roy Vanderslice, Brittany Gray, James Evans, IT; and Sonia J. Lance, of Devine, Texas.

Mayor Herring presiding, called the meeting to order. He also delivered the Invocation and led the Pledge of Allegiance.

The first order of business was the Visitor/Citizens Forum.

- Brittany Gray, representing WMBA in San Antonio, presented the idea to Council about possibly doing a City of Devine Night at one of their team games at the AT&T Center. She talked about having a pre-game event and just a fun night. She invited the council members to participate in half-court contests.
- Charles O. West – Spoke to Council about a street light that he had brought to our attention still being on 24 hours a day, in the Housing area. He said nothing has been done and wanted to know who pays the bill.
- Sonia J. Lance – Told Council she would like to see a different minister give the Invocation each time that we have a meeting. She also would like to have a different council member give the Pledge of Allegiance each time we have a meeting.

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The second order of business was Recognition.

- Liz Jass – Mayor Herring recognized Liz Jass for coming down from City of Castroville in the evenings to help out with court records and tickets while Alma Rios-Flores, our Municipal Court Clerk, was out for surgery.

The third order of business was to discuss and consider Approval of Minutes: Regular Council Meeting, January 24, 2017; and Special Meeting, February 16, 2017.

Council reviewed minutes.

Motion by Alderman Lopez, seconded by Alderman Lance to approve minutes for Regular Council Meeting, January 24, 2017; and Special Meeting, February 16, 2017.

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

Motion carried.

The fourth order of business was to discuss and consider request to place manufactured home at 521 Mesquite Avenue.

Mike Partin and Todd Tope addressed City Council regarding an alternate route, which is not in the floodplain, to gain access entry to the manufactured home. Mr. Tope informed Council that they had obtained permission from Mr. Morgan (the house on the corner) for an easement along the fence line.

According to City Engineer Raul Garcia, that would be fine. He stated that the access is really for in case we have a flood and we need to get emergency vehicles in there. He said that the easement is still needed and felt that we should contact the fire department regarding the width of the easement to find out if their vehicles would be able to go in and out. He added that the driveway can be used anytime they want as long as it's not flooded, and the easement would be used for emergencies only.

City Engineer Raul Garcia suggested that in order for them to get their permit, they need to have the floodplain line delineated in the plat and make sure that the building is outside the floodplain. Discussion was held on them already having done this and turning in elevation certificates. Mr. Garcia emphasized that he needed a drawing showing the width of the easement and the line showing where the floodplain is, just for the record. He said the drawing also needs to show where the house is going to be located, and they need to show the easement on the drawing.

City Attorney Tom Cate advised Mr. Partin and Mr. Tope that they will not be allowed to place the manufactured home until this documentation requested by Mr. Garcia is turned in. Mr. Tope told

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Council that he could probably get it done in a day or two but was concerned that they would have to wait another month for Council approval. According to City Attorney Tom Cate, it could still be approved contingent upon them supplying documentation to the City.

Discussion was held on this being a very simple thing for their surveyor to do this. City Attorney Tom Cate added that once their surveyor provides a better description of the easement, for example, a 30 foot easement, it would be to their benefit. He also said they would need to get it acknowledged so they can get it recorded in the real property records, at the County. He told them that this would need to be done before the manufactured home can be brought in, and it would be to their benefit and for their protection.

Motion by Alderwoman Wilkins, seconded by Alderman Valdez to grant the request to place manufactured home at 521 Mesquite Avenue with the understanding that the manufactured home cannot be moved in until all documentation required by City Engineer Raul Garcia regarding the floodplain line and the width of the easement meeting the requirements of the Volunteer Fire Department, is turned in to the City.

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

Motion carried.

The fifth order of business was to discuss and consider ratification and confirmation of award of Financial and Project Management Services Contract and Engineering Services and Design Engineering Services Contract for the 2017-2018 Texas Water Development Fund Project.

City Attorney Tom Cate explained that the purpose of this agenda item is just to ratify and confirm what we did last week, correcting the typo on the agenda which stated the Texas Community Development Fund Project. He said this will make it clear that it's the Water Development Fund Project and not the Community Development Fund Project.

Motion by Alderman Lance, seconded by Alderman Lopez to approve the ratification and confirmation of award of Financial and Project Management Services Contract and Engineering Services and Design Engineering Services Contract for the 2017-2018 Texas Water Development Fund Project.

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

Motion carried.

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The sixth order of business was to discuss and consider Presentation by Raul Garcia, City Engineer, for Texas Water Development Board Application.

City Engineer Raul Garcia addressed City Council as he handed out two exhibits for them to review. He pointed out that these exhibits show the different types of pipeline materials that are in the City as best as the memory of Public Works Director Ismael Carrillo can serve; there are still a few lines that are unknown. He said the lines shown in red are asbestos cement lines; we have 61,000 feet of AC pipe in the City of Devine. We also have about 32,000 cast iron pipes in the system which are shown in yellow, and about 88,000 feet of PVC pipes which are shown in green; giving us a total of about 34 miles of pipes in the city. He added that about 50% of the pipes in the City are either cast iron pipes or asbestos pipes.

City Engineer Raul Garcia informed Council that Langford and Associates is helping the City in applying for funding for the Texas Water Development Board. He explained that normally the Texas Water Development Board is a low interest loan program. However, he said, if the improvements meet certain conditions, the loan could be forgiven, but we will not know that until it actually happens. He explained that we need to submit the pre-application by March 3, 2017.

City Engineer Raul Garcia then referred Council to the second exhibit which he said was an aerial of the transmission lines from the Edwards Well to the plant. He explained that right now we have a 10" asbestos cement pipe from Well #1 all the way down to the water plant, which is around 31,000 feet (close to six miles in length); this is shown in red on the exhibit. He explained that the lines shown in yellow are the lines that we have been constructing, little by little, as PVC pipes (which started at the well), and right now we have around 13,500 feet to go, or about 2 ½ miles to get to the plant to complete the PVC 12" transmission pipe project. He explained that we've only been constructing about one to two and one-half miles at a time, as we get funding from the State.

According to City Engineer Raul Garcia, he included the completion of the PVC transmission pipe and the replacement of the asbestos cement pipe from the well to the plant. He told Council that right now he has a very rough estimate of \$7 Million in order to do all of that.

The seventh order of business was to discuss and consider Workforce Solutions Work Experience/Subsidized Employment Agreement.

Council heard from Mr. Daniel Carbajal, the business representative for Atascosa, Medina and Frio Counties for Workforce Alamo. He explained that Workforce Alamo is trying to focus on having employers and agencies hire clients that are in their program. He told Council that the agreement is not financial or mandatory, but is just asking the City to consider hiring their clients. He explained that if the City chooses to hire one of their clients, then Workforce Solutions pays 100% of their wages for the first six weeks. He said the idea is to get the training done within that six month period, and then the City would take over. Mr. Carbajal told Council that the City has previously signed this agreement, and Workforce Alamo has worked with the City of Devine before; when we have hired individuals from their program.

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Motion by Alderman Valdez, seconded by Alderman Lance to approve the Workforce Solutions Work Experience/Subsidized Employment Agreement.

Agreement attached as Exhibit A.

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

Motion carried.

The eighth order of business was to discuss and consider presentation by James Evans on changing our website from contract to in-house with new design features.

Mr. James Evans gave Council a Power Point presentation as he compared the current website we have now to the new one we'd like to have. He told Council that we are currently paying an average of \$7,200 a year for the current website that we have right now. He described our current website as not being mobile friendly. He said it is technically a late-90's, early-2000 site, and showed examples on the screen. He then presented the new site to Council and showed examples of how it is more mobile friendly to use and up-to-date. He told Council that the new site would only cost the City about \$200 a year.

Motion by Alderwoman Wilkins, seconded by Alderman Lopez to approve the changing of our website from contract to in-house with new design features.

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

Motion carried.

The ninth order of business was to discuss and consider awarding Competitive Award Contract through the Texas Department of Housing and Community Affairs (TDHCA) – HOME Program.

Interim City Administrator/City Secretary Dora V. Rodriguez informed Council that the only bid received was from Langford and Associates. She told Council that right now they will work on two homes but according to Ms. Karen Rego, she will try to shoot for four homes, depending on the money that is available. She added that Langford and Associates has been working with us since 2005.

Motion by Alderman Valdez, seconded by Alderwoman Wilkins to award the Competitive Award Contract through the Texas Department of Housing and Community Affairs (TDHCA) – HOME Program to Langford and Associates.

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

Motion carried.

The tenth order of business was to discuss and consider adopt a Resolution of the City Council of the City of Devine, Texas, authorizing approval for the Management Contract Award for the HOME Program through the Texas Department of Housing and Community Affairs for the approved Competitive Award Home (HRA) Contract 2016-0039.

Motion by Alderman Lopez, seconded by Alderman Lance to adopt Resolution 2-17 of the City Council of the City of Devine, Texas, authorizing approval for the Management Contract Award for the HOME Program through the Texas Department of Housing and Community Affairs for the approved Competitive Award Home (HRA) Contract 2016-0039 to Langford and Associates.

Resolution attached as Exhibit B.

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

Motion carried.

The eleventh order of business was to discuss and consider adopting a Resolution of the City Council of the City of Devine, Texas, authorizing approval for the Management Contract for the Home Program through the Texas Department of Housing and Community Affairs for the RSP Home (HRA) Agreement Contract 2017-0002.

Motion by Alderwoman Wilkins, seconded by Alderman Valdez to adopt Resolution 2-17A of the City Council of the City of Devine, Texas, authorizing approval for the Management Contract for the Home Program through the Texas Department of Housing and Community Affairs for the RSP Home (HRA) Agreement Contract 2017-0002.

Resolution attached as Exhibit C.

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

Motion carried.

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The twelfth order of business was to discuss and consider for the City to re-do the sidewalk in front of 210 S. Bright Drive.

Mayor Herring informed Council that this is the small building next to The Devine News which was purchased by Maria Rodriguez. She is wanting to know who fixes the sidewalk.

City Attorney Tom Cate informed Council that since we do not have an ordinance that says that the property owner is responsible for the maintenance of the sidewalks, it is going to be the City's responsibility since it is in our right-of-way to maintain it.

Motion by Alderman Lance, seconded by Alderman Lopez to postpone for the City to re-do the sidewalk in front of 210 S. Bright Drive, until we come back with quotes, and hold a special meeting.

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

Motion carried.

Some discussion was held after the motion. City Attorney Tom Cate stated that because he didn't think the total cost would be over \$50,000, we're not required to get three quotes but he advised that we might get better prices if we did. Interim City Administrator/City Secretary informed Council that Director of Public Works Ismael Carrillo is already getting three quotes anyway.

The thirteenth order of business was to discuss and consider for the City to pay TCEQ or do a SEP Application for the amount of \$699.

Mayor Herring stated that this has to do with the asbestos in our water lines. This is on the violation we received from the bad report in July. He added that personally, he feels it would be easier to pay the \$699 than to go through all the paperwork for SEP.

Interim City Administrator/City Secretary Dora V. Rodriguez clarified that it would cost \$699 regardless whether we do the SEP or pay the violation to TCEQ. She explained that it's just a matter of who we are going to pay the violation to. She told Council that she, Director of Public Works Director Ismael Carrillo and City Engineer Raul Garcia are all recommending that we just pay TCEQ the \$699 instead of trying to do an SEP Application to pay another vendor to do some kind of environmental for the community. It's going to take a lot of work to do that.

Motion by Alderman Lopez, seconded by Alderman Valdez to pay TCEQ the amount of \$699 for the violation received in July on the asbestos problem.

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

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Motion carried.

The fourteenth order of business was to discuss and consider Appointing Grace (Desi) McElwee to fill Paul Noak's vacancy on the Library Board.

Interim City Administrator/City Secretary Dora V. Rodriguez informed Council that Barbara Moore and the Friends of the Library are recommending Grace (Desi) McElwee to fill the position.

Motion by Alderman Lance, seconded by Alderwoman Wilkins to Appoint Grace (Desi) McElwee to fill Paul Noak's vacancy on the Library Board.

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

Motion carried.

The fifteenth order of business was to discuss and consider the Airport Restrooms.

Council reviewed price quotes provided by Director of Public Works Director Ismael Carrillo. The prices he provided were from Lowes for \$595; Devine Lumber \$344.98 and Home Depot for \$408.33.

Director of Public Works Ismael Carrillo informed Council that he was satisfied with the quote from Devine Lumber, which covers the lights and urinal.

Motion by Alderwoman Wilkins, seconded by Alderman Lopez that we purchase supplies from Devine Lumber for the repair of the Airport Restrooms, for \$344.98 by Devine Public Works, and to amend the budget for that amount.

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

Motion carried.

The sixteenth order of business was to discuss and consider authorizing the Interim City Administrator/City Secretary to submit a Project Information Form (PIF) to the Texas Water Development Board.

Interim City Administrator/City Secretary Dora V. Rodriguez informed Council that when they met with Judy Langford on Friday, they found out that this is needed for part of this grant that we are trying to apply for on the asbestos lines; she said that this is just part of what needs to be done.

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Motion by Alderman Lance, seconded by Alderman Lopez to authorize the Interim City Administrator/City Secretary to submit a Project Information Form (PIF) to the Texas Water Development Board.

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

Motion carried.

The seventeenth order of business was to discuss and consider the City of Devine Racial Profiling Statistical Report 2016.

Council reviewed the report and held brief discussion. City Attorney Tom Cate informed Council that this report will be going to the State. Interim City Administrator/City Secretary Dora V. Rodriguez informed Council that she would include this report and last year's report at the next council meeting so that Council could see the comparisons.

Motion by Alderwoman Wilkins, seconded by Alderman Lance to accept the City of Devine Racial Profiling Statistical Report 2016.

Report attached as Exhibit D.

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

Motion carried.

The eighteenth order of business was Executive Session: Consultation with attorney about contemplated litigation. Section 551.071 Texas Government Code.

At 7:03 p.m., Mayor Herring announced to the public that the Council would go into a Closed Session.

At 7:10 p.m., Closed Session was opened to the public.

No action was taken in Closed Session.

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

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Motion by Alderman Valdez, seconded by Alderman Lopez to allow our City Attorney, Tom Cate, to respond to the letter received from the lawyer of Mr. Joe Ramos regarding the two items discussed in Closed Session.

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

Motion carried.

The twentieth order of business was the Executive Session: Pursuant to Section 551.072 Texas Government Code to deliberate the purchase, exchange, lease, or value of real property.

At 7:12 p.m., Mayor Herring announced to the public that the Council would go into a Closed Session.

At 7:37 p.m., Closed Session was opened to the public.

No action was taken in Closed Session.

The twenty-first order of business was to RECONVENE into Regular Session and discuss and consider action, if any, on item discussed in Executive Session.

Motion by Alderman Lopez, seconded by Alderman Valdez to approve for our City Attorney, Tom Cate, to make an offer and to act pursuant to the instructions that were discussed in Closed Session.

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

Motion carried.

The twenty-second order of business was Informational Items.

Mayor Herring discussed the following items:

- New employees – Justin Newman was hired for our Wastewater Treatment Plant and Emilio Rodriguez, for our Street Department.
- Audit – We received another A+ rating from our auditors. Our auditor, Steve Horton, will be here at our March meeting to discuss the audit.
- Tyler Lawrence – Our Animal Control Officer and his wife, Patsy, welcomed the birth of their new baby boy, Tanner Lawrence. Congratulations.

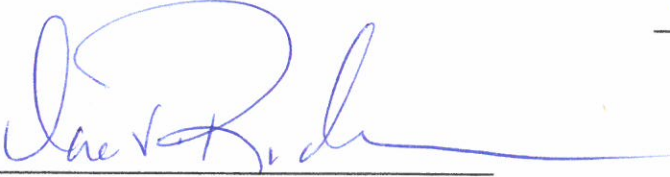
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- Election – Interim City Administrator/City Secretary Dora V. Rodriguez announced that we won't be having anyone running in the Mayor's race or District #2; only District #5 will be having an election; we have three candidates running. She added that today at 5:00 p.m. was the deadline for a write-in at the School. Geri Woods was supposed to call but we didn't hear anything, so it looks like we won't be having a joint election with the school.
- Mayor Herring announced that his grandson won first place for an essay he wrote for Congressman Henry Cuellar, and will be going to Washington D.C. and will get to go on the floor of the U.S. House of Representatives with Congressman Henry Cuellar. He also won 4<sup>th</sup> place out of 258 kids at a Shooting Contest.
- Happy Birthday to Alderman Hal Lance.

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


Ayes	--	All
Nays	--	None

Motion carried.



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City Secretary



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Mayor

**EXHIBIT A**  
**WORKFORCE SOLUTIONS**  
**WORK EXPERIENCE/SUBSIDIZED EMPLOYMENT**  
**AGREEMENT**

*I. Parties to the Agreement*

**Workforce Solutions**  
**1499 Hillcrest Dr.**  
**San Antonio, Texas 78228**  
**(210) 438-0581**

**Contact Person:**

**Work Experience Site:**

**Address:**

**City:**

**State:**

**Zip:**

**Phone:**

**Assigned Work Experience Supervisor's Name:**

**Effective date of Contract:**

This agreement is made between Workforce Solutions Alamo, and \_\_\_\_\_; hereafter, referred to as "employer", for Work Experience/Subsidized Employment participation.

For Office Use Only:

Industry: \_\_\_\_\_

Contract #: \_\_\_\_\_

Revised January 9, 2017

## *II. Purpose of the Program*

The purpose of the Workforce Solutions Work Experience/Subsidized Employment activity is to provide opportunities to customers with limited or no work experience and effective comprehensive services that improve leadership abilities and provide customers with exposure to the world of work, these services will improve the employability of customers to ensure self-sufficiency is achieved.

This program serves adults ages 18 and older. Wages are paid by Workforce Solutions except in the case of the Subsidized Employment program, where a reimbursement is made based on wages paid to the participant by the employer. The employer is not required to retain the customer upon completion of the program, but a positive employment outcome is desired.

## *III. Employer Conditions and Requirements*

The following responsibilities are made a part of this agreement.

1. Employer's assigned supervisor(s) must go through a supervisor's orientation.
2. Submit a written job description/expected performance (will become part of agreement).
3. Provide supervision and if required, safety training and essential equipment to perform the work.
4. Accurately report work hours using the Work Experience Alamo - Payroll Timesheet.
5. Evaluate each customer's performance.
6. Contact Workforce Solutions contact person when customer or training related problems occur.
7. Notify Workforce Solutions if or when change in supervision occurs.
8. An Employer:
  - May not displace a current employee to replace with a Work Experience/Subsidized Employment customer (including partial displacement such as reduction in the hours or overtime work, wages, or employment benefits).
  - May not assign customers to perform work that: a.) engages in political patronage, lobbying or other political activities; b.) are of a religious or anti-religious organization; or c.) partake in any tasks not allowed under Child Labor Laws.
  - Must comply with the Non-Traditional Employment Act of 1991.
  - May not compromise existing contracts for services or collective bargaining agreement, and the Work Experience/Subsidized Employment customer may not be inconsistent with the terms of any collective bargaining agreement without the written concurrence of the labor organization.
  - Shall not use a customer to fill a job opening (1) when another individual is on layoff from the same or substantially equivalent job, or (2) when the employer has terminated the employment of any regular employee or otherwise reduced its workforce with the intention of filling the vacancy so created by utilizing Work Experience/Subsidized Employment.
  - No employer officer or employee will allow the placement of a member of his/her immediate family under his/her supervision. Immediate family includes: wife, husband, mother, father, brother, sister, son, daughter, brother-in-law, sister-in-law, aunt, uncle, cousin, nephew, niece, step-parent or step-child.
  - May not create jobs for customer in a promotional line that will infringe in any way upon the promotional opportunities of currently employed individuals.
  - A Work Experience/Subsidized Employment customer will not be denied training or other job opportunities and benefits because of race, color, sex, national origin, disability, political affiliation or beliefs, or age.
  - Shall comply with the Americans with Disabilities Act (ADA), and the Drug Free Work Place Act.
  - A Work Experience/Subsidized Employment customer shall not participate in activities that occur in a casino or other gambling establishments, aquarium, zoo, golf course, or swimming pool.

## *V. Workforce Solutions' Responsibilities*

Workforce Solutions will:

1. Provide group or individual orientation to employer's assigned supervisor(s), prior to the assignment of a customer.
2. Provide customer compensation for hours worked.
3. Provide coverage under Texas Workers Compensation.
4. Determine accomplishments to be achieved by customer, in coordination with employer
5. Conduct a survey for compliance with the ADA.
6. Assign a single point of contact assigned to this agreement for questions/concerns.

## *VI. Termination of Customer*

Customer(s) must adhere to Employer's personnel policies. An employer can request that a customer be terminated, for just cause, at any time. Workforce Solutions is available at all times should problems arise, and will attempt to resolve the problem to the employer's satisfaction.

## *VII. Accidents (Worker's Compensation)*

Workforce Solutions covers the customer's worker's compensation insurance in the event an accident occurs on the employer's work-site. In case of an accident, the employer must ensure medical services are rendered immediately and notify emergency contact persons. Employer must also notify Workforce Solutions and Unique HR Risk Management Department (800) 824-8367 within 24 hrs of any accident. After hours or on weekends, call (361) 877-3357.

## *VIII. Customer Evaluations*

Workforce Solutions and worksite supervisor will conduct a joint evaluation of customer's performance every ninety days while enrolled in the program.

### **PROCEDURES FOR EVALUATION:**

1. The same supervisor must evaluate the customer throughout the work experience period, unless a change in supervisors occurs and is documented.
2. Customer must remain performing the same work throughout the evaluation period.
3. A final evaluation must be completed for each participant at the conclusion of their employment experience.

## *IX. Monitoring Activities*

Workforce Solutions will monitor work site for:

1. Procedures and/or controls to record and maintain accurate time and attendance records.
2. Completed evaluations.
3. General work conditions (safety, sanitary, etc.).

4. Supervisor to customer ratio (if applicable) and presence of supervision.
5. Status of work-site as an equal employment opportunity employer, and compliance with ADA.

### ***X. Customer Compensation***

1. Workforce Solutions will provide customer compensation for hours worked directly to the participant.
2. Workforce Solutions does not pay overtime or Holiday hours for customers.
3. Customers will be compensated in accordance with the Fair Labor Standards Act.

### ***XI. Other***

1. All forms incorporated herein by reference shall be construed as part of this agreement.
2. Workforce Solutions reserves the right to remove customers from Employer's worksite(s) if any EEOC violations occur.

### ***Termination of Agreement***

This agreement is in effect, when the signatures of duly authorized representatives of the Work Site Training Provider and Workforce Solutions are affixed, and shall be in force until terminated in writing by either party.

\_\_\_\_\_  
Employer Authorized Signature/Date

\_\_\_\_\_  
Workforce Solutions Authorized Signature/Date

\_\_\_\_\_  
Authorized Representative  
(Type/Print Name/Title)

\_\_\_\_\_  
Workforce Solutions Authorized Representative  
(Type/Print Name/Title)

RESOLUTION 2-17

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEVINE, TEXAS, AUTHORIZING APPROVAL FOR THE MANAGEMENT CONTRACT AWARD FOR THE HOME PROGRAM THROUGH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE APPROVED COMPETITIVE AWARD HOME (HRA) CONTRACT 2016-0039:

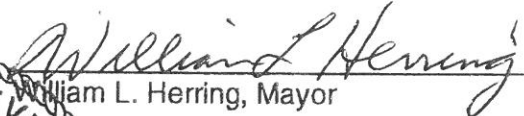
WHEREAS, the City of Devine advertised for REQUEST FOR PROPOSALS in accordance with all state and federal procurement laws; and

WHEREAS, the PROPOSAL DEADLINE WAS 10 A.M. FEBRUARY 13th, 2017. THERE WAS ONE PROPOSAL RECEIVED FROM LANGFORD COMMUNITY MANAGEMENT SERVICES.

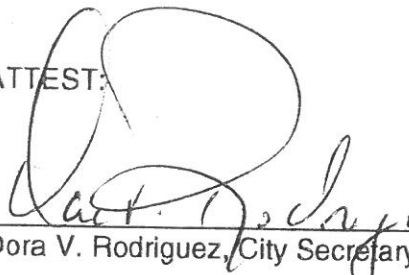
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DEVINE, TEXAS;

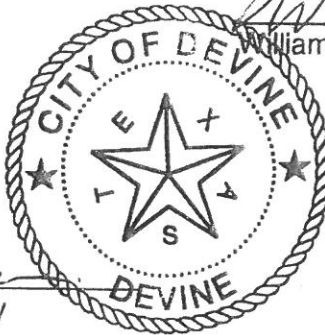
The City of Devine awards the MANAGEMENT CONTRACT FOR THE NEW HOME COMPETITIVE AWARD CONTRACT 2016-0039 TO LANGFORD COMMUNITY MANAGEMENT SERVICES.

Passed and approved this 21st day of February, 2017.

  
\_\_\_\_\_  
William L. Herring, Mayor

ATTEST:

  
\_\_\_\_\_  
Dora V. Rodriguez, City Secretary



RESOLUTION 2-17A

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DEVINE, TEXAS, AUTHORIZING APPROVAL FOR THE MANAGEMENT CONTRACT FOR THE HOME PROGRAM THROUGH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE RSP HOME (HRA) AGREEMENT CONTRACT 2017-0002:

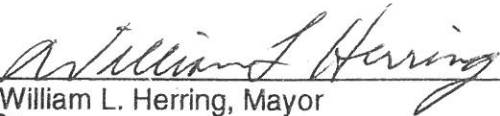
WHEREAS, the City of Devine advertised for REQUEST FOR PROPOSALS in accordance with all state and federal procurement laws; and

WHEREAS, the PROPOSAL DEADLINE WAS 10 A.M. FEBRUARY 13th, 2017. THERE WAS ONE PROPOSAL RECEIVED FROM LANGFORD COMMUNITY MANAGEMENT SERVICES.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DEVINE, TEXAS;

The City of Devine awards the MANAGEMENT CONTRACT FOR THE NEW HOME RSP AGREEMENT CONTRACT 2017-0002 TO LANGFORD COMMUNITY MANAGEMENT SERVICES.

Passed and approved this 21st day of February, 2017.

  
William L. Herring, Mayor

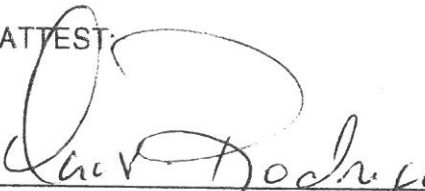
ATTEST:  
  
Dora V. Rodriguez, City Secretary



EXHIBIT D

**RACIAL PROFILING ANALYSIS**

**January 2016 - December 2016**

DEVINE POLICE DEPARTMENT  
 303 S. TEEL DRIVE  
 DEVINE, TX 78016

Race/Ethnicity	Contacts		Searches		Consent Searches		PC Searches		Custody Arrest	
	N	%	N	%	N	%	N	%	N	%
Caucasian	445	40.2%	5	25.0%	1	33.3%	4	23.5%	10	18.5%
African American	13	1.2%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Hispanic	644	58.2%	15	75.0%	2	66.7%	13	76.5%	44	81.5%
Asian	4	.4%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Native American	0	0.0%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
Middle Eastern	1	.1%	0	0.0%	0	0.0%	0	0.0%	0	0.0%
<b>Total</b>	<b>1107</b>		<b>20</b>		<b>3</b>		<b>17</b>		<b>54</b>	

**Racial Profiling Report  
(Tier 2)  
January 2016 - December 2016**

**DEVINE POLICE DEPARTMENT**

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**Gender:**

- 1. 482 Female
- 2. 628 Male
- 3. 1110 Total

**Race or Ethnicity:**

- 4. 13 African
- 5. 4 Asian
- 6. 445 Caucasian
- 7. 647 Hispanic
- 8. 1 Middle Eastern
- 9. 0 Native American
- 10. 1110 Total

**Race or Ethnicity known prior to stop?**

- 11. 2 Yes
- 12. 1108 No
- 13. 1110 Total

**Reason for stop:**

- 14. 6 Violation of law other than traffic
- 15. 1 Pre-existing knowledge (i.e. warrant)
- 16. 854 Moving Traffic Violation
- 17. 249 Vehicle Traffic Violation (Equipment, Inspection, or Registration)
- 18. 1110 Total

**Search Conducted?**

- 19. 20 Yes
- 20. 1090 No
- 21. 1110 Total

**Reason for search:**

- 22. 3 Consent
- 23. 0 Contraband/evidence in plain sight
- 24. 6 Probable cause or reasonable suspicion
- 25. 2 Inventory search performed as a result of towing
- 26. 9 Incident to arrest/warrant
- 27. 20 Total Must equal #19

**Contraband discovered?**

28. 13 Yes

29. 7 No

30. 20 Total Must equal #19

**Description of Contraband:**

31. 12 Illegal drugs/drug paraphernalia

32. 0 Currency

33. 1 Weapons

34. 0 Alcohol

35. 0 Stolen property

36. 0 Other

37. 13 Total Must equal #28

**Arrest result of stop or search:**

38. 54 Yes

39. 1056 No

40. 1110 Total

**Arrest based on:**

41. 10 Violation of the Penal Code

42. 37 Violation of a Traffic Law

43. 2 Violation of City Ordinance

44. 5 Outstanding Warrant

**Street address or approximate location of the stop:**

45. 994 City Street

46. 113 US Highway

47. 0 County Road

48. 3 Private Property or Other

**Written warning or a citation as a result of the stop:**

49. 1108 Yes

50. 2 No

51. 1110 Total