

Minutes
Special Council Meeting
October 9, 2018

On this 9th day of October, at 6:00 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, Announced, and the following members being

Mayor William L. Herring
Alderman Steve A. Lopez
Alderman David Espinosa
Alderman Cory Thompson
Alderwoman Jennifer Schott

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

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

Others present: Marly Davis, Devine News; Daniel Rothschild, Medina Valley Times; and Debbie Randall.

Mayor William L. Herring, presiding, called the meeting to order.

The first order of business was to discuss and consider authorizing Interim City Administrator to set up a new bank account for 2018 Revenue Bond.

City Accountant, Denise Duffy explained that any bond payment reserves that we have under this 9.9 million dollar project will be paid out of this account. Mrs. Duffy shared that we have the same for the other two bonds and they just need to be separate.

Dora V. Rodriguez, Interim City Administrator/City Secretary shared that it's by the request of the auditors to have a separate account for the 2018 Revenue Bond.

Motion by Alderman Espinosa, seconded by Alderman Lopez to authorize Dora V. Rodriguez, Interim City Administrator/City Secretary to set up a new bank account for 2018 Revenue Bond.

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

Motion carried.

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The second order of business was to discuss and consider approving Proposal for Design Services for renovation of the Devine Golf Course Club House submitted by Thorn-Graves Architects.

Dora V. Rodriguez, Interim City Administrator/City Secretary shared that Mr. Thorn had a prior appointment made several months ago and was not available to attend tonight's meeting. With that said, Dora V. Rodriguez, Interim City Administrator/City Secretary explained that she needed to bring the Proposal for Design Services for renovation of the Devine Golf Course before the Council prior to having any measurements taken. Dora V. Rodriguez, Interim City Administrator/City Secretary stated any design(s) submitted by Mr. Thorn will be brought before Council prior to any changes taking place.

Alderman Thompson had a few comments to consider for approving Proposal for Design Services for renovation of the Devine Golf Course Club House being submitted by Thorn-Graves Architects and he suggested the following:

- Minimum of three meetings with City Staff or what feels comfortable to City Staff
- Add two workshop meetings with City Council to discuss Design and space use of facilities
- Once preliminary measures are complete then Presentation to City Council to be ready to move forward with a decision.

Alderman Thompson asked, "When would the estimated budget be ready?" Dora V. Rodriguez, Interim City Administrator/City Secretary shared that once Thorn-Graves Architects presents the crew measures, figures, and discuss design, then the Council would come up with the estimated budget.

Motion by Alderwoman Schott, seconded by Alderman Thompson to approve Proposal for Design Services for renovation of the Devine Golf Course Club House submitted by Thorn-Graves Architects with the changes addressed by Alderman Thompson.

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

Motion carried.

The third order of business was to discuss and consider request made by TxDot to lower the speed limit on IH-35 during construction.

Mayor William L. Herring shared that the construction on IH 35 will begin in the summer of 2019 and TxDot is requesting permission to complete the project. Tom Cate, City Attorney, shared that TxDot is needing an email from Mayor Herring granting them permission to lower the speed limit on IH 35 during the time that the construction project is taking place due to City of Devine having jurisdiction.

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Motion by Alderman Lopez, seconded by Alderman Thompson to allow TxDot to lower the speed limit on IH-35 during construction.

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

Motion carried.

The fourth order of business was to discuss and consider Section 18 and 98 of the Code of Ordinances.

City Council held a lengthy discussion which was an overview of Section 18 of the Code of Ordinance and the following are a few topics that were discussed:

- Reviewing the standards for residences that have meters and wells on their property
- Policy set in place for removal of meter
- Fees for removal of meter
- Minimum fee per month for meter on property but not in use
- Increases in statements
- Discounts for senior citizens (based on size of meter)
- Back flow preventers
- Consult with Mr. Rodriguez, Texas Water Development Board
- Second 2 inch water meter on property change to ¾ inch water meter to avoid higher price but will pay the labor
- Disconnected meter on property but meter is locked; they will be charged the minimum for the 2nd meter

Motion by Alderman Thompson, seconded by Alderman Espinoza to table Section 18 and 98 of the Code of Ordinances.

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

Motion Carried.

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The fifth order of business was to discuss and consider for Council to adopt the Devine Animal Control Animal Trap Rental Agreement.

Council reviewed two Agreements and selected the one with the checklist.

Motion by Alderman Thompson, seconded by Alderman Lopez to adopt the Devine Animal Control Animal Trap Rental Agreement that includes the checklist.

Agreement attached as Exhibit A

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

Motion Carried.

The sixth order of business was to discuss and consider request from First Baptist Church, Devine, Texas for the street closure of Sayers Drive at the corner of State Highway 173 and Sayers Drive, and the corner of Benton Avenue and Sayers Drive, for their Fall Fun Night on October 31, 2018.

Mayor William L. Herring shared that the First Baptist Church included a map with their request showing where the barricades would be most beneficial for the children and their families.

Motion by Alderman Thompson, seconded by Alderwoman Schott to grant the request from First Baptist Church, Devine, Texas for the street closure of Sayers Drive at the corner of State Highway 173 and Sayers Drive and the corner of Benton Avenue and Sayers Drive, for their Fall Fun Night on October 31, 2018 as noted.

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

Motion Carried.

The seventh order of business was to Discuss and consider Golf Course.

Dora V. Rodriguez, Interim City Administrator/City Secretary shared that Eddie Curiel has only been able to finish the restrooms because we are still waiting on the architect.

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Dora V. Rodriguez, Interim City Administrator/City Secretary informed the Council she had two items that needed to be brought to Council's attention.

- When members are walking into the Club House from the greens, there is an issue with a step that needs repair and Dora V. Rodriguez, Interim City Administrator/City Secretary shared that currently there was a sign put up for members that reads "Watch Your Step." Alderman Lopez inquired there have been any accidents and Dora V. Rodriguez, Interim City Administrator/City Secretary stated that no accident have occurred. Dora V. Rodriguez, Interim City Administrator/City Secretary shared that the Architect will make this item a priority.
- Received call that members were upset about brush area where members clean their boots because they were tripping over it. Dora V. Rodriguez, Interim City Administrator/City Secretary shared that trash cans were placed in that area until the Architect begins work; this area will be a priority.

Alderman Thompson asked for an update on the cross-country meet that was held at the Devine Golf course. Rob Flores, Superintendent of Public Works responded with there were no issues or complaints. Mr. Rob Flores, Superintendent of Public Works continued to share that he received positive feedback from individuals who were present the day of the meet and who hadn't been at the Golf Course in some time. Mr. Flores also shared that the schools were very satisfied with the overall event. Mr. Flores shared that Public Works will be ready for the next meet and will work on improving the needed areas they noticed.

Dora V. Rodriguez, Interim City Administrator/City Secretary shared that Crime Stoppers event will be approaching, and asked Alderman Lopez if there were any changes or updates. Alderman Lopez shared that its going well and he received a \$100 sponsor today and is wanting for more players to come out. Alderman Lopez shared that food and drinks will be provided.

Dora V. Rodriguez, Interim City Administrator/City Secretary shared that there is a list of plates for delivery from businesses that would like a plate delivered to their employees.

Alderman Espinosa asked if there was a way for members to get notifications about upcoming events that will be held at the Golf Course.

Alderman Lopez shared that there will be gifts for players as well.

No Action Taken.

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The eighth order of business was Informational Items.

Mayor William L. Herring shared that he and Ismael Carrillo, Director of Public Works, attended a meeting at 3:00 p.m. in Hondo and they were informed that TxDot will begin road construction beginning at CR 5710 coming up St HWY 173. Mayor William L. Herring advised that TxDot will be working in sections and will not interfere with our Fall Festival Parade.

Ismael Carrillo, Director of Public Works shared that TxDot will remove eight inches of material and replace it with six inches of material.

Mayor William L. Herring shared that Ismael asked about the Walmart ditch, and TxDot advised they would be starting sometime in November or December of 2018 which includes:

- Concrete sides and bottom
- Input gutter
- Install a curb

Mayor William L. Herring stated no response on sidewalk but thinks the sidewalk may have to be paid by the City.

Mayor William L. Herring also shared that in early 2019, TxDot will be resurfacing St Hwy 132 towards Natalia.

Ismael Carrillo, Director of Public Works shared that they mentioned about four corners' drainage.

Mayor William L. Herring shared there will be a meeting, he's not sure on the exact date, but during the week of October. 22-26th, there will be an Asbestos water Progress Meeting so that City Engineer Raul Garcia, Julie Langford and her staff, City Council, and Public Works are on the same page due to it being a large project for the City. Mayor William L. Herring shared that Phase 1 begins March-April 2019.

Alderman Espinosa asked, "How did the concession stand do during the cross-country meet." Dora V. Rodriguez, Interim City Administrator/City Secretary responded with "the concession stand offered a variety of snack items to choose from and raised about \$600."

Alderwoman Schott shared that she was walking on Colonial Parkway near the Reed's home and she believes that due to all the water we have been receiving, the road needs some attention. Dora V. Rodriguez, Interim City Administrator/City Secretary shared that part of the road belongs to the county.

Alderwoman Schott shared that there is a resident on Faye and Windy Knoll Drive with standing water in her backyard. Mayor William L. Herring shared that Ismael Carrillo, Director of Public Works will be taking a look at the property.

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Aldерwoman Schott stated that she would be going back to inform the resident that her property will be looked at by Public Works.

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

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

Motion carried.

Mayor

City Secretary

**DEVINE ANIMAL CONTROL
ANIMAL TRAP RENTAL AGREEMENT**

Name _____ Date _____
Please Print

Address _____
Mailing Address City State Zip

E-mail address _____

Home Phone Number _____ Cell Phone Number _____

**Please read and complete the following form and initial each clause.
This is an agreement to follow all instructions and directives concerning trapping of wild and domestic animals.**

I, the undersigned renter, agree to abide by the terms of the Animal Trap Rental, specifically:

_____ I understand that the loan is to be for a period no longer than **ten** working days from the date of this agreement.

_____ If the trap is lost/stolen/damaged beyond use, I agree to reimburse Animal Control for its current retail value and that failure to return the trap to Animal Control by the due date will result in the immediate deposit of my money to replace the trap.

_____ **I will monitor the trap daily** and contact Animal Control when the animal is trapped that morning or during the business day before **3 p.m.**

_____ I will place the trap in a protected area safe from harsh elements or danger. A trap can be placed in a shed, garage, or under a safe structure, but I understand that I will be responsible to remove the trap from these areas for Animal Control to service the trap. Animal Control typically sets the traps outside where they can be secured with a chain and lock

_____ I will not place my trap in the direct sun, location must remain shaded at all times.

_____ I will not release any animal from the trap.

_____ I agree not to lend the trap to any other persons or remove it from my property.

_____ I understand that a deposit in the amount of **\$40.00 CASH, CHECK or CREDIT CARD** is required and that this lease agreement will be valid for **10 DAYS** from _____

_____ I understand and agree that any violation of this agreement by me will result in immediate removal of the trap by Animal Control.

_____ **I agree to allow Animal Control permission to enter my property to remove trapped animal(s) and the trap, as applicable.**

Renter _____ Date _____
Signature