

Minutes
Regular Meeting
June 25, 2019

On this 25th day of June, 2019, 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 Steve A. Lopez
Alderman David Valdez
Alderman David Espinosa
Alderman Cory Thompson
Alderwoman Jennifer Schott

Thus, constituting a quorum.

Personnel present: Dora V. Rodriguez, Interim City Administrator/City Secretary; Denise Duffy, City Accountant; Mary Rodriguez, City Financial Advisor; Tom Cate, City Attorney; Raul Garcia, City Engineer; Ismael Carrillo, Director of Public Works; Ruben Chapa, Superintendent of Devine Municipal Golf Course; and Rob Flores; Superintendent of Public Works.

Others present: Marly Davis, Devine News; Debbie Randall, David Ehlinger, Vickie E. Pumphrey, Joe Munoz, Jeff Wisenbaker, and Richard Malone of Devine, Texas.

Mayor Herring, presiding, called the meeting to order.

Mayor Herring delivered the Invocation and Alderman Lopez led the Pledge of Allegiance.

The first order of business was Recognition.

- Birthdays – Mayor Herring recognized Alderman Valdez whose birthday is today, June 25, 2019. He also recognized Alderwoman Jennifer Schott whose birthday is tomorrow, June 26, 2019.
- Devine Area Health and Hospice Resource – Mayor Herring announced that the Devine Area Health and Hospice Resource gave a check to the Driscoll Public Library for \$2,500, and they also gave the Devine Police Department \$2,500. He thanked them for their generous donations.

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

Mr. David Ehlinger signed up to speak and informed Council he wanted to address Item 15 when it comes up.

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No One else signed up to speak under this item.

The third order of business was to Canvas Election Returns for the June 18, 2019 Special Election for District #2 (*El tercer orden de negocio fue escrutinar los resultados de la Eleccion Especial el dia 18 de Junio del 2019 para Distrito #2.*)

Mayor Herring announced that Alderman Steve Lopez was re-elected with a vote of 41 to 38. He commended Krista Agüero for running, and said that he appreciates her running and hopes to see her again. (*El Alcalde Herring anunció que el Concejal Steve López fue re-elegido con un voto de 41 a 38. Felicitó a Krista Agüero por su candidatura y dijo que aprecia su carrera y espera volver a verla.*)

Council reviewed the election returns. (*El Consejo revisó los resultados electorales.*)

Mayor Herring asked if anyone noticed any problems looking over this. He commented that he knows it has been checked multiple times so he is sure it's correct. (*El Alcalde Herring preguntó si alguien notó algún problema al revisar esto. Comentó que sabe que ha sido revisado varias veces, y está seguro de que es correcto.*)

Motion by Alderman Espinosa, seconded by Alderman Thompson to acknowledge that Council did Canvas the Election Returns for the June 18, 2019 Special Election for District #2. (*Mocionado por Concejal Espinosa y apoyada por el Concejal Thompson para reconocer que el Consejo hizo las devoluciones de las elecciones para la elección especial del 18 de Junio del 2019 para el Distrito #2.*)

Ayes (<i>Voto a Favor</i>)	--	All (<i>Todos</i>)
Nays (<i>Voto en Contra</i>)	--	None (<i>Ninguno</i>)

Motion carried. (*Moción aprobada.*)

The fourth order of business was the Certificate of Election. (*El cuarto orden de negocio fue el Certificado de Elección.*)

Mayor Herring read and signed the Certificate of Election for Steve A. Lopez. (*El Alcalde Herring leyó y firmó el Certificado de Elección para Steve A. López.*)

No action was taken. (*No se tomó ninguna acción.*)

The fifth order of business was to administer the Oath of Office to the newly Elected/Appointed Officer. (*El quinto orden de negocio fue Administrar el Juramento de Oficina para el oficial Nuevo Elegido/Nombrado.*)

City Attorney Tom Cate administered the Oath of Office to Alderman Steve A. Lopez, District #2. (*El Abogado de la Ciudad, Tom Cate, administró el Juramento de Oficina al Concejal Steve A. López, Distrito # 2.*)

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The sixth order of business was to discuss and consider Approval of Minutes: Special Emergency Session, April 30, 2019; Special Council Meeting, May 14, 2019; and Regular Council Meeting, May 21, 2019.

Council reviewed Minutes.

Motion by Alderman Valdez, second by Alderwoman Schott to Approve the Minutes for: Special Emergency Session, April 30, 2019; Special Council Meeting, May 14, 2019; and Regular Council Meeting May 21, 2019.

Ayes	--	All
Nays	--	None

Motion carried.

The seventh order of business was to discuss and consider the Harrison Well/Carrizo Well no longer working.

City Engineer Raul Garcia informed Council of the Harrison Well/Carrizo Well going down, and held lengthy discussion.

Motion by Alderman Lopez, seconded by Alderwoman Schott to approve for the appropriate people to begin the process of drilling a new well.

Ayes	--	All
Nays	--	None

Motion carried.

The eighth order of business was to discuss and consider request by the Greater Devine Chamber of Commerce for the following:

A. Billboard sign.

Chamber of Commerce President Marcus Buckner stated that the billboard sign was an idea he had that would help encourage growth in Devine. He mentioned that he has already looked into how much a billboard sign on IH-35 would cost. He explained that to generate and hang the sign would be \$700 and the monthly rental would be \$500, with a six month term.

Motion by Alderman Espinosa, seconded by Alderman Valdez to bring this item back up during the Budget Workshops.

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Ayes	--	Four
Nays	--	None
Abstain	--	One – Alderman Thompson

Motion Carried.

B. Lights

Chamber of Commerce President Marcus Buckner stated that one of the things he is looking to do is to really enhance downtown. He explained that one of the ideas he had was streaming lights in between the Marken Media building and the Darlene Crain Insurance building on the corner of S. Commercial and College Avenue. Marcus stated that doing so would provide a canopy during the Fall Festival and provide some ambiance downtown. He explained that the Chamber is not looking for money, but only looking for permission to run the lights across buildings.

Lengthy discussion was held.

Motion by Alderman Espinosa, seconded by Alderman Lopez to postpone a decision on the lights between the Marken Media building (Lori Perry's building), and the Darlene Crain Insurance building until Code Compliance Officer Eddie Diaz checks out all the requirements.

Ayes	--	Four
Nays	--	None
Abstain	--	One – Alderman Thompson

Motion carried.

C. Sign on the outside wall of the Community Center

Chamber of Commerce President Marcus Buckner stated the Chamber is trying to put a sign at the end of the Community Center that says "Think Local." He stated that this saying is the motto of the Chamber of Commerce. He explained that he hopes this sign will make people think twice about where they are spending their money. Marcus told Council that the Chamber was just wanting to see if they could get it approved to put a metal sign at the end of the Community Center.

Chamber of Commerce President Marcus Buckner said that the sign would be placed on the wall facing the bank. He stated that there are three lights that should be able to shine onto the sign; however, he is unsure if they are working. He mentioned that there used to be an old Chevy sign there. He stated that the Chamber is looking at purchasing the sign themselves and that they are just looking for approval to hang it in that space; due to it being City property.

Motion by Alderwoman Schott, seconded by Alderman Lopez to hang a sign on the outside wall of the Community Center.

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Ayes	--	Four
Nays	--	None
Abstain	--	One – Alderman Thompson

Motion carried.

D. Planting trees along the railroad tracks on S. Commercial Drive

Mayor Herring inquired if Chamber of Commerce President Marcus Buckner had checked with the railroad about planting trees along the railroad tracks on S. Commercial Drive. Chamber of Commerce President Marcus Buckner stated that he had gotten a hold of the guy who is supposedly in charge of that and that he should be hearing back from him soon. He told Council the railroad stated they had done it before in different places, so he didn't think it would be a problem. Marcus explained that all he said was that planting trees along the railroad tracks, on S. Commercial Drive, is one of those things that he needs to make sure is okay with the City first.

Mayor Herring told Chamber of Commerce President Marcus Buckner that once he gets it in writing, he can come back before Council but, for now, he is going to ask for a motion to postpone a decision on the planting of trees along the railroad on S. Commercial Drive.

Motion by Alderman Espinosa, seconded by Alderwoman Schott to postpone a decision on planting trees along the railroad tracks on S. Commercial Drive.

Ayes	--	Four
Nays	--	None
Abstain	--	One – Alderman Thompson

Motion carried.

Discussion was held after the motion.

E. Removing Handicap Sign on corner of College Avenue and S. Commercial Drive

Chamber of Commerce President Marcus Buckner informed Council that the sign interferes with everyone who tries to take pictures with the color wall. He explained that when they did their grand opening they noticed that the Handicap sign is in bad shape and in the way.

Motion by Alderman Espinosa, seconded by Alderman Valdez to remove the Handicap Sign on the corner of College Avenue and S. Commercial Drive.

Ayes	--	Four
Nays	--	None
Abstain	--	One – Alderman Thompson

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Motion carried.

The ninth order of business was to discuss and consider the following for the Water Meter Project:

A. Devine Trailer Park

Mayor Herring explained that the Devine Trailer Park has individual meters now, unfortunately a lot of them are underneath the trailers. He clarified that neither Hydro Pro nor the City of Devine will have their workers going underneath the trailers.

Mayor Herring told Council that what they are discussing is the trailer park having two Master Meters outside, and whoever owns the trailer park will have to decide how they are going to bill their customers.

City Engineer Raul Garcia briefed Council. He stated that there are three lines connected to the City water line on Transportation Drive. He stated that one of those lines only serves five trailers. He explained that rather than having three lines and three meters, he suggested that the City tie one of the lines in the middle to one of the other lines; therefore, serving those five houses from that line; this way, we would only need two Master meters for the Devine Trailer Park. He told Council that we cannot do it with one meter, we need to have two. Mayor Herring agreed with City Engineer Raul Garcia that we need two meters.

City Attorney Tom Cate added that the City does not own those lines. Alderman Espinosa agreed. He then stated that he knows the water meters at the Devine Trailer Park have been an issue for years. Interim City Administrator/City Secretary Dora V. Rodriguez agreed and explained that the situation has been a nightmare for Public Works.

Interim City Administrator/City Secretary Dora V. Rodriguez asked City Attorney Tom Cate for his help with writing a letter or set up a meeting to let the trailer park know that they can't have individual meters, due to the new meters we are installing. Alderwoman Schott inquired how the park owner can distinguish what each trailer uses. City Attorney Tom Cate stated that he is either going to have to put in his own meter or they are going to have to charge a flat rate to all of the tenants. Interim City Administrator/City Secretary Dora V. Rodriguez informed Council that they used to have a Master Meter a long time ago, and then it changed to individual meters.

Alderman Valdez inquired who the landowner is. Alderman Espinosa stated the park owner is Donald Glick.

Motion by Alderman Valdez, seconded by Alderman Espinosa to approve replacing the individual meters at Devine Trailer Park with Two Master Meters.

Ayes	--	All
Nays	--	None

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Motion carried.

B. Proposed contract changes from Hydro-Pro

Council held lengthy discussion with Interim City Administrator/City Secretary Dora V. Rodriguez; City Engineer Raul Garcia; and City Attorney Tom Cate on the HydroPro contract.

Motion by Alderwoman Schott, seconded by Alderman Lopez to abandon all water meters in Devine Trailer Park.

Ayes	--	All
Nays	--	None

Motion Carried.

Motion by Alderman Thompson, seconded by Alderman Espinosa to approve the proposed contract changes from Hydro-Pro.

Ayes	--	All
Nays	--	None

Motion Carried.

The tenth order of business was to discuss and consider Review and Re-Adoption of Curfew Ordinance.

Interim City Administrator/City Secretary Dora V. Rodriguez stated that she reminded City Attorney Tom Cate that they had to bring this item before Council; it has to be done every three years. She explained that it has to be reviewed and re-adopted. City Attorney Tom Cate agreed. Interim City Administrator/City Secretary Dora V. Rodriguez informed Council that she did give it to the Police Department for them to review. She stated that if Council can remember when they brought this before them, the Police Department made a change on Section 2. She clarified that they put the old Ordinance in the Council's folders and that the amendment to Section 2 was the only change made; this year they had no changes. City Attorney Tom Cate explained the reason we are required to review this is to see if the Ordinance is having the intended effect to keep kids off of the street late at night.

Motion by Alderwoman Scott, seconded by Alderman Espinosa to certify that they did Review and Re-Adopted the Curfew Ordinance.

Ayes	--	All
Nays	--	None

Motion Carried.

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Discussion was held after the motion was made. Interim City Administrator/City Secretary Dora V. Rodriguez inquired if we need to give this Ordinance a number. City Attorney Tom Cate stated, yes. Mayor Herring stated that it would be 6-19, and City Attorney Tom Cate will work on this.

The eleventh order of business was to discuss and consider Renewing Delinquent Tax Collection Contract.

Motion by Alderman Valdez, seconded by Alderman Espinosa to Renew the Delinquent Tax Collection Contract with City Attorney Tom Cate, and making this a rollover contract without having to bring it back before Council for renewal.

Ayes	--	All
Nays	--	None

Motion Carried.

The twelfth order of business was to discuss and consider the following on the Golf Course:

A. Proposals from Architects for the course design and redoing

Superintendent of the Devine Municipal Golf Course Ruben Chapa stated that he talked to John Daniels, from USGA, to get some recommendations on Architects. He explained that John Daniels sent him back a list of three Architects who were later contacted. Ruben Chapa stated that out of the three Architects who were contacted, two came to look at the Devine Municipal Golf Course. He clarified that of the two Architects, one was John Colligan, from Arlington, and the other was Jeffery D. Blume, from Houston. He clarified that they are both very good Architects. Mr. Chapa told Council that, of the two architects, John Colligan impressed him the most, and his recommendation is to go with Colligan Golf Designs.

Mayor Herring reminded Superintendent of the Devine Municipal Golf Course Ruben Chapa and the Council that Council will be choosing an Architect based on qualifications and they cannot give us an amount at this time. He explained that it is similar to what we did with the Devine Municipal Golf Course Clubhouse.

Council held lengthy discussion. Mayor Herring suggested to get two proposals; one for the first seven, and a second proposal to add the other two.

Motion by Alderwoman Schott, seconded by Alderman Espinosa to select Colligan Golf Designs, based on qualifications, to be the Architect to re-design the original golf course nine holes with two bids; one for the first seven and another one for the entire nine.

Ayes	--	All
Nays	--	None

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Motion Carried..

B. Purchase of a new Rough Mower

Council held discussion.

Motion by Alderman Espinosa, seconded by Alderman Lopez to award the purchase of a new Rough Mower to David Shackelford from Austin Turf & Tractor from Marble Falls for the sum of \$64,143.59, and to amend the budget.

Ayes	--	All
Nays	--	None

Motion Carried.

C. Golf Carts from Yamaha

Mayor Herring stated that the Devine Municipal Golf Course started out with 35 carts, then we asked them to take some back, and now we need more. Superintendent of the Devine Municipal Golf Course Ruben Chapa agreed. He explained that back in May for the 4-way Tournament, they had to rent golf carts and the majority of places were renting them for \$80-\$110 a day/per cart with the delivery fee being another \$1,000. He then gave the Council an example. He stated that when he was looking at renting 25 carts, the total came out to \$3,785. Ruben Chapa explained that the "norm" on this is to pass this cost off to the tournament. He stated that once they talked about it at the 4 way tournament, they were unsure if they had the money to cover it.

Motion by Alderwoman Schott, seconded by Alderman Valdez to lease 15 additional Golf Carts from Yamaha, and to amend the budget for the cost of \$941.25 per month.

Ayes	--	All
Nays	--	None

Motion Carried.

D. Setting costs for schools to have practices

Mayor Herring stated that we are currently charging schools \$500 a year and there is a proposal to increase the amount. Superintendent of the Devine Municipal Golf Course Ruben Chapa agreed. He explained that some coaches are asking if their athletes can use the golf course throughout the school year, not just during golf season. Ruben Chapa stated that he met with Interim City Administrator/City Secretary Dora V. Rodriguez and City Accountant Denis Duffy; they figured they could increase the price to \$750.

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Mayor Herring said it would be \$750 for year-round practice. Superintendent of the Devine Municipal Golf Course Ruben Chapa confirmed this to be true. He explained that it would only be Tuesday through Friday; they don't come on weekends or Mondays. Alderwoman Schott inquired what other Golf Courses charge. Ruben Chapa stated they start at \$750 and go to about \$1,000, depending. Interim City Administrator/City Secretary Dora V. Rodriguez asked if Ruben Chapa had talked to any of the coaches about the increase. Superintendent of the Devine Municipal Golf Course Ruben Chapa stated that, yes, he had. He explained that they are willing to pay the extra to allow their athletes to come year-round.

Motion by Alderman Lopez, seconded by Alderman Thompson to increase the cost for schools to practice from \$500 to \$750 a year.

Alderwoman Schott intervened on the voting and asked if they should increase the price to \$800.

A motion was made by Alderman Lopez, seconded by Alderman Thompson to increase the cost for schools to practice from \$500 to \$750 a year.

Motion died due to "no voting."

Motion by Alderwoman Schott, seconded by Alderman Espinosa to increase the cost for schools to practice from \$500 to \$800 a year.

Ayes	--	All
Nays	--	None

Motion Carried.

E. Concessions during tournaments/events

Mayor Herring told Council that we are discussing the amount of things that can be donated.

Superintendent of the Devine Municipal Golf Course Ruben Chapa stated that they believe water can be a donated item, but any Gatorade or soft drinks have to be purchased through the Golf Course. He explained that as far as the beer is concerned, he is recommending the Corkage Fee, which they discussed a few months back, to be at \$350. He stated that if they want to donate 4 cases of beer, then that is what we charge to get that beer donated.

Mayor Herring confirmed that we would be limiting it to 4 cases of beer with a Corkage Fee. Superintendent of the Devine Municipal Golf Course Ruben Chapa confirmed this to be true. He stated that Alsatian's is charging \$350 and Pleasanton is charging \$425. He explained that a lot of golf courses are trying to get away from that because they are losing revenue in beer sales. Ruben Chapa told Council that at the Dean Bate's Tournament, they bought 4 cases the day of the tournament. He explained they ran out of their donated beer, and had to buy another 7 cases from us. He said this was a good deal for the Devine Municipal Golf Course.

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Motion by Alderman Espinosa, seconded by Alderman Thompson to limit donations to 4 cases of beer with a corkage fee of \$350.

Ayes	--	All
Nays	--	None

Motion Carried.

F. Holding National Night Out at our Golf Course on October 1, 2019

Mayor Herring inquired if we could have National Night Out at our Golf Course on October 1, 2019. Superintendent of the Devine Municipal Golf Course Ruben Chapa stated that he talked to the Devine Police Department Monday, and said that we have the area big enough for what they want to do. He explained that they looked at areas where they could put vehicles, and where a helicopter can fly in there. He stated that basically the only thing they talked about was parking, and that they want him to check with the church for additional parking.

Officer Clint Schmelzer stated that they talked about street closures, talking to the church, and that he hopes they have enough parking. Mayor Herring told Council that they had enough parking at the Cross Country Meet and there was a lot of people there. Mayor Herring inquired if the parking was okay. Superintendent of the Devine Municipal Golf Course Ruben Chapa agreed that it is. He stated that they had visitors park in the front and back parking lots, as well as down the street.

Motion by Alderwoman Schott, seconded by Alderman Valdez to hold National Night Out at our Golf Course on October 1, 2019.

Ayes	--	All
Nays	--	None

Motion Carried.

G. Permission to apply for a Liquor License with TABC

The cost for a liquor license would be \$6,000.

Council held lengthy discussion.

Motion by Alderman Espinosa, seconded by Alderman Lopez to start the process to apply for a Liquor License with TABC.

Ayes	--	All
Nays	--	None

Motion Carried.

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H. Approving a Logo

Mayor Herring asked the Council what they thought of the proposed Logos in their council packets. Alderwoman Schott commented that they aren't bad, but it doesn't look as good as she was expecting. Interim City Administrator/City Secretary Dora V. Rodriguez stated that they can bring back more. Alderman Espinosa stated that he thinks they need some more. Council agreed.

Alderman Thompson held lengthy discussion on the given logos not being reflective of the level of excellence we are trying to achieve.

Alderwoman Schott informed Council that they could ask Chamber of Commerce President Marcus Buckner to help with the Logo. She explained that the "Think Local" font that he is using is really nice. Council agreed.

Mayor Herring asked if Alderman Thompson would be able to work with Chamber of Commerce President Marcus Buckner on the Logo. Alderman Thompson stated that he would get with him and then will get with Interim City Administrator/City Secretary Dora V. Rodriguez.

Alderwoman Schott expressed that it would be great to have the Chamber work on this.

Motion by Alderman Espinosa, seconded by Alderman Thompson to postpone any decision on approving a Logo.

Ayes	--	All
Nays	--	None

Motion Carried.

The thirteenth order of business was to discuss and consider Renewing Airport Mowing Contract for the Devine Municipal Airport between Joe Munoz and the City of Devine.

Lengthy discussion was held.

Motion by Alderman Espinosa, seconded by Alderman Valdez to Renew the Airport Mowing Contract for the Devine Municipal Airport between Joe Munoz and the City of Devine.

Ayes	--	All
Nays	--	None

Motion Carried.

The fourteenth order of business was to discuss and consider Proposed Budget for 2020 for the Medina County Appraisal District.

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Mayor Herring confirmed with City Attorney Tom Cate that not every entity has to approve this item for it to go into effect; it can be a majority vote. City Attorney Tom Cates agreed.

Alderman Thompson stated that there are too many discrepancies within Devine. Mayor Herring inquired if it was about the Appraisals of certain houses. Alderman Thompson and the rest of Council agreed. Alderman Thompson stated that he knows that right now we are approving their salaries, and their salaries should reflect their job.

Alderman Thompson explained that it isn't the values that bother him, but the inconsistency between values.

Alderwoman Schott inquired what we can do. City Attorney Tom Cate explained that it is up to the individual property owner to protest, but it costs too much money for people to go fight the Appraisal District; so it's easier for them to let it slide than to protest it. Alderman Thompson clarified that if you want to fight it, you have to get an independent appraiser to appraise your property. City Attorney Tom Cate stated that, at a minimum, it would cost \$400, and your taxes are probably not going to go up \$400.

Motion by Alderwoman Schott, seconded by Alderman Thompson to not approve the Proposed Budget for 2020 for the Medina County Appraisal District.

Ayes	--	All
Nays	--	None

Motion Carried.

The fifteenth order of business was to discuss and consider Adopting a Resolution of the City Council of the City of Devine, Texas authorizing the City of Devine to submit a grant application to the United States Department of Agriculture Rural Development Office for a matching loan/grant for the purchase of an Animal Control Vehicle and a Police Vehicle for the City of Devine and authorizing the Mayor to sign and execute the grant agreement on behalf of the City of Devine.

Motion by Alderman Lopez, seconded by Alderman Thompson to approve Adopting Resolution 6-19A of the City Council of the City of Devine, Texas authorizing the City of Devine to submit a grant application to the United States Department of Agriculture Rural Development Office for a matching loan/grant for the purchase of an Animal Control Vehicle and a Police Vehicle for the City of Devine, and authorizing the Mayor to sign and execute the grant agreement on behalf of the City of Devine

Ayes	--	Five
Nays	--	None

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Resolution attached as Exhibit A.

The sixteenth order of business was to discuss and consider request from G&E Custom Homes for a waiver on street curbing for Libold Drive – Lot 40, Block 1, NCB 139.

Mayor Herring explained that they are asking for a waiver for the reason that no one else has curbs on Libold Drive in that whole area. Code Compliance Officer Eddie Diaz confirmed this to be true.

Motion by Alderman Espinosa, seconded by Alderwoman Schott to approve the request from G&E Custom Homes for a waiver on street curbing for Libold Drive – Lot 40, Block 1, NCB 139.

Ayes	--	Four
Nays	--	None
Abstain	--	One- Alderman Thompson

Motion Carried.

The seventeenth order of business was to discuss and consider hours of operation for the John Curcio Park.

Interim City Administrator/City Secretary Dora V. Rodriguez explained that at the Briscoe Park, you can walk on the trail around the park until the sun goes down; however, you cannot do that at the John Curcio Park due to there being no walking trail, and poor lighting. She told Council that because it is so hidden, kids are hanging out there and doing stuff they're not supposed to be doing. She further added that the Police Department recently had an incident where an individual discharged something at the park.

Interim City Administrator/City Secretary Dora V. Rodriguez stated that after talking to Chief of Police Kandy Benavides and Lieutenant Andrews, they agreed it would be easier for them to enforce the Ordinance once they have a set curfew. Police Officer Clint Schmelzer explained that realistically juveniles are only supported by the ordinance; we cannot enforce the ordinance on 17 and up because they are adults and we cannot enforce the ordinance on them; thus, being why we need to re-adopt the Curfew Ordinance.

Mayor Herring inquired what hours they are wanting. Interim City Administrator/City Secretary Dora V. Rodriguez proposed Dawn to Dusk. Council agreed. City Attorney Tom Cate stated that would make it easier, because there is no excuse of "I don't have a watch, etc."

Motion by Alderman Lopez, seconded by Alderman Thompson to adopt an Ordinance setting the hours of operation for the John Curcio Park from Dawn to Dusk.

Ayes	--	All
Nays	--	None

Motion Carried.

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The eighteenth order of business was to discuss and consider for Council to approve the new and alterations/ additions fee schedule submitted by Bureau Veritas for one and two-family residential dwellings and townhouses.

Code Compliance Officer Eddie Diaz told Council that we were notified by Bureau Veritas, the company that Code Compliance uses for all their permits, that there is a new House Bill 852 that changed the practice of how we charge for permit fees. He explained that before it used to be based on valuation of a project or an estimate. Now with the new bill being signed, they are saying that we no longer have the authority to be asking how much the valuation is. Bureau Veritas is recommending that we use square footage or a trade value fee, so we are still in discussion with the amounts we're going to charge them.

Alderman Thompson stated that he is unsure why they passed this because he believes that the value base fee was the best way of doing it, and continued with a lengthy discussion on this.

Motion by Alderwoman Schott seconded by Alderman Thompson for Council to approve the new and alterations/ additions fee schedule submitted by Bureau Veritas for one and two-family residential dwellings and townhouses.

Ayes	--	All
Nays	--	None

Motion Carried.

The nineteenth order of business was to discuss and consider Appointing a Mayor Pro-Tem.

Mayor Herring informed Council that this position is very important; they will take over if the Mayor is incapacitated, etc. He stated that Alderman Lopez is currently the Mayor Pro-Tem; Council can reappoint him or they can make a motion to appoint someone else.

Motion by Alderman Espinosa, seconded by Alderman Valdez to Re-Appoint Alderman Steve Lopez as Mayor Pro-Tem.

Ayes	--	All
Nays	--	None

Motion Carried.

The twentieth order of business was to discuss and consider Council Appointments.

Mayor Herring stated that most of the time these are routine, but one time it wasn't. He asked Council to take a look at the Appointments. He explained to Council that they can either make a motion to adopt them all at once as listed; one at a time, or by group, etc.

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Interim City Administrator/City Secretary Dora V. Rodriguez reminded Council that the last time they discussed the Airport, they stated they would look at the situation during the next Council Appointments. She clarified that their overall idea was to try and allot five (5) Board Members per Board. She explained she placed this item on the agenda because the City needs to know what the Council wants to do. Alderman Espinosa stated that to his understanding, each Council person was going to nominate someone within their District; totaling with 5 Board Members per Board. He told Council that he would still like to go with that route.

Mayor Herring informed Council that they need a motion to approve everyone as listed, with the exception to the Airport Advisory Board. He explained that Council will then come back and make a motion to limit the Boards with Alderman Espinosa's idea.

Alderman Thompson stated that even though he likes the people on the Council Appointment list, there are people in his District who do not; so when he votes, it shouldn't be taken personally.

Motion by Alderman Espinosa, seconded by Alderman Lopez to approve the list of City Council Appointments with the exception of the Airport Advisory Board.

List of Council Appointments attached as Exhibit B.

Ayes	--	Four
Nays	--	One – Alderman Thompson

Motion Carried.

Discussion was held after the motion by Mayor Herring and Council on the Airport Advisory Board.

Motion by Alderman Espinosa, seconded by Alderman Thompson to postpone any decision until the next meeting and a new Ordinance is created and in line with the other Boards.

Ayes	--	All
Nays	--	None

Motion Carried.

Discussion was held after the motion. City Attorney Tom Cate informed Council that he had just taken a look at the Statute that pertains to the Appraisal District Budget. He asked if Council could go back to Item 16 and put the motion in the form of a resolution – that we resolve a resolution rejecting the budget. He explained that's what the Statute says we have to do; we have to file the Resolution with the Appraisal District telling them that we disapprove their budget. Mayor Herring inquired if they needed to rescind the motion made for Item 16. City Attorney stated, yes, and then we need to ask for a Resolution disapproving the budget.

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Alderman Thompson rescinded his second for Item 16 (which was the fourteenth order of business), seconded by Alderwoman Schott to rescind the motion made to oppose the proposed budget for 2020 Medina County Appraisal District.

Ayes	--	All
Nays	--	None

Motion carried.

Motion by Alderman Thompson, seconded by Alderwoman Schott to resolve by resolution that we opposed the proposed budget for the 2020 Medina County Appraisal District.

Ayes	--	All
Nays	--	None

Motion Carried.

The twenty-first order of business was Informational Items.

The Following items were discussed:

- Alderman Espinosa explained he and Alderman Lopez met with Ernie Morales in the Council Chambers. He then briefed Council that Mr. Morales was appointed to the Financial Committee for the St. Joseph's Catholic Church, and they are ready to move forward and tear down the old church. He explained that they are wanting to build a chapel on the grounds. Alderman Espinosa informed Council that Mr. Morales is wanting to have a meeting with Interim City Administrator/City Secretary Dora V. Rodriguez, Code Compliance, the Mayor, and whoever else is available from Council.

Alderman Espinosa explained that Mr. Morales is wanting clarification on a couple of things. First, he wants to know who condemned the church, the City or the Archdiocese." Interim City Administrator/City Secretary Dora V. Rodriguez stated that the City did not condemn the church. Secondly, if they build the chapel, are they required to have ADA compliant commodes inside the chapel or can they use the ones that are currently on the grounds? So, basically, he just wants a sense of direction. Interim City Administrator/City Secretary Dora V. Rodriguez stated that she has already talked to City Attorney Tom Cate about the situation and that the best thing is for them to all meet. She stated that one of the things they need to look into is the Historical Commission.

Discussion was held on the Old Briscoe Home, when it was demolished.

Alderman Espinosa stated that this is why he feels that a meeting with them will be beneficial so they can be aware of certain things and they can research it on their own.

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Alderman Espinosa and Interim City Administrator Dora V. Rodriguez will get together on a date to schedule a meeting.

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

Ayes	--	All
Nays	--	None

Motion carried.

Mayor

City Secretary