

**MINUTES OF SPECIAL MEETING
CITY OF DILLEY CITY COUNCIL
JUNE 25, 2019**

COUNCIL PRESENT: MAYOR MARY ANN OBREGON, MAYOR PRO-TEM EVERARDO CASTILLO, JR. COUNCIL MEMBER PLACE 1 ALEXANDRIA INOCENCIO, COUNCIL MEMBER PLACE 2 JOANNE RODRIGUEZ, COUNCIL MEMBER PLACE 3 ALICIA MACHADO, COUNCIL MEMBER PLACE 5 JOE GARCIA

COUNCIL ABSENT: NONE

STAFF PRESENT: INTERIM CITY ADMIN DAVID JORDAN, CITY SECRETARY JUANITA FONSECA, FINANCE DIRECTOR IRMA RODRIGUEZ, HR MANAGER RAQUEL YANEZ, MUNICIPAL JUDGE LAURO FLORES, PW DIRECTOR JIMMY ORANDAY, POLICE SECRETARY ANA AGUILAR, POLICE RESERVE MATTHEW MARTINEZ, CITY ATTORNEY BOBBY MALDONADO

CITIZENS PRESENT: COMMISSIONER PCT. 4 JOSE ASUNCION, EDDIE INOCENCIO, ARMANDO ROMO, EMMA GARCIA,

1. CALL MEETING TO ORDER
Meeting was called at 6:32P.M.

PLEDGE OF ALLEGIANCE

2. ROLL CALL
All council present

3. CITIZENS TO BE HEARD
No citizen comments were made

4. CONSENT AGENDA: DISCUSS/CONSIDER & ACT ON THE FOLLOWING ITEM(S):

- A. APPROVE MINUTES OF THE APRIL 9, 2019 - REGULAR MEETING
MAY 14, 2019 - REGULAR MEETING
MAY 20, 2019 - SPECIAL MEETING

Motion made by Council Member Place 3 Alicia Machado to approve the minutes with correction to citizens present on the May 14, 2019 Regular Meeting from Juanita Castillo to Juanita Olivarez
Motion seconded by Mayor Pro-tem Everardo Castillo, Jr.
All in favor

Motion carries unanimously
Items 14 & 15 Moved next on the agenda

B. REVIEW OF CITY BILLS FOR APRIL & MAY, 2019

C. EMPLOYEE INCENTIVES FOR THE MONTHS OF MAY & JUNE, 2019

Motion made by Mayor Pro-tem Everardo Castillo, Jr to approve consent agenda
Item B as presented, Item C no action due to no certificates to present

Motion seconded by Council Member Place 5 Joe Garcia

All in favor

Motion carries unanimously

5. DEPARTMENT REPORTS - (SUBMITTED FOR INFORMATIONAL PURPOSES ONLY)

A. LIBRARY REPORT

B. COURT REPORT

C. FIRE REPORT

D. CITY ADMIN REPORT

E. CITY SECRETARY REPORT

F. FINANCE REPORT

G. HUMAN RESOURCES REPORT

H. POLICE DEPARTMENT REPORT

I. PUBLIC WORKS REPORT

No action informative department reports

6. DISCUSS/CONSIDER & ACT ON NATIONAL NIGHT OUT PRESENTATION

Mrs. Ana Aguilar, Police Secretary informed city council of the process to prepare for the National Night Out event, she stated that the event would take place on October 1, 2019. She mentioned she had two bands lined up for the event already and was waiting for the presentation and council approval to proceed with the signing of the contracts.

Motion made by Mayor Pro-tem Everardo Castillo, Jr. to proceed with whatever needed to continue with the National Night Out presentation

Motion seconded by Council Member Place 5 Joe Garcia

All in favor

Motion carries unanimously

7. DISCUSS/CONSIDER & ACT ON SAFETY RESOURCE OFFICER

Interim City Admin David Jordan informed city council that the school had approached the city to entertain the idea of a Security Resource Officer. He stated that the proposal was for the city and school to pay 50/50 percentages and the SRO

would be employed by the city and staffed at the school during the school year, once school year ended SRO would then work for the city as a regular patrolman. Motion made by Council Member Place 5 Joe Garcia to approve the proposal for a Security Resource Officer and to have City Attorney draw up contract with requirements as to how the position would function and to incorporate into the contract the 50/50 percentage by both the City & School District
Motion seconded by Council Member Place 2 Joanne Rodriguez
All in favor
Motion carries unanimously

8. DISCUSS/CONSIDER & ACT ON ADOPTING A HIRING & SEPARATION OF EMPLOYMENT POLICY

Human Resources Manager Raquel Yanez explained the policy to city council stating that she had sent out the copies for review three or four weeks prior to the meeting. Mayor Obregon asked if council had any questions and no questions were asked.

Motion made by Council Member Place 2 Joanne Rodriguez to approve the hiring & separation of Employment policy as presented with the understanding that if any changes are made a MOU (Memorandum of Understanding) be sent to city council to keep them informed of changes

Motion seconded by Council Member Place 5 Joe Garcia

All in favor

Motion carries unanimously

9. DISCUSS/CONSIDER & ACT ON ADOPTING ORDINANCE NO. 19-06-25, AN ORDINANCE OF THE CITY OF DILLEY, TEXAS BY WAIVING LATE FEE PENALTIES ON PUBLIC UTILITY SERVICES RECONNECTION FEE TO ELIGIBLE ELDERLY RESIDENTIAL CUSTOMERS, BY PROVIDING SAVINGS, CUMULATIVE REPEALER AND SEVERABILITY CLAUSES; AND BY PROVIDING AN EFFECTIVE DATE

Council Member Place 5 Joe Garcia informed city council that this item was placed on agenda as per his request, he felt that if elderly citizens didn't make payment on the account it was because they didn't have the funds and waiving the reconnect fee would help them. Council expressed that they agreed with the ordinance but wanted to limit the account to just the primary account. City Secretary suggested that language be added to the ordinance to limit the applications to just one account because currently the ordinance did not state a limit. Mr. Maldonado stated that city staff could make that determination. Mrs. Machado questioned the process asking if they were delinquent would they still be disconnected, and City Secretary replied that the process would still be followed if the account was delinquent, they would still have to make payment, however the reconnect fee would be waived when reinstating.

Motion made by Mayor Pro-tem Everardo Castillo, Jr. to adopt Ordinance No. 19-06-25 as presented to include that only one account, the Primary residential account

could apply for the waiver and for Ordinance to become effective after its publication as required

Motion seconded by Council Member Place 1 Alexandria Inocencio

All in favor

Motion carries unanimously

10. DISCUSS/CONSIDER & ACT ON RESCINDING ACTION TAKEN TO
AUTHORIZE INTERIM CITY ADMINISTRATOR TO HIRE/FIRE &
DISCIPLINE BELOW ADMINISTRATIVE LEVEL

Mayor Mary Ann Obregon informed council that she felt that the council was elected to do a job and under the General Law the power to hire and fire lied with the city council and it was changed and the people elected them to do a job and they should hire & fire. Council Member Machado stated that she wasn't follow with what the Mayor was trying to say. Mayor Obregon then told her that like before the council had the authority and that is the way it should be. Council Member Place 2 Joanne Rodriguez then made a motion.

Motion seconded by Council Member Place 2 Joanne Rodriguez to rescind action take to authorize Interim City Administrator to hire and fire and discipline below administrative level, and give that power back to the council

Motion seconded by Council Member Place 2 Alicia Machado

In favor of motion Council Member Place 2 Joanne Rodriguez, Council Member Place 3 Alicia Machado & Council Member Place 5 Joe Garcia

Motion opposed by Council Member Place 1 Alexandria Inocencio & Mayor Pro-tem Everardo Castillo, Jr.

Motion carries 3-2

11. DISCUSS/CONSIDER & ACT ON WATER RATE STUDY

Communities unlimited was not available for presentation of the water rate study. Council was asked to review the rate study and provide feedback prior to the next meeting.

Motion made by Council Member Place 3 Alicia Machado to table item

Motion seconded by Mayor Pro-tem Everardo Castillo

All in favor

Motion carries unanimously

12. DISCUSS/CONSIDER & ACT ON OFFERING SWIMMING LESSONS AT THE
DILLEY PUBLIC POOL

Council entertained different ideas and fees for the swimming lessons to be offered at the pool. Idea was to set fee at an affordable price for the larger families to also have an opportunity to send their children to swimming lessons.

Motion made by Council Member Place 3 Alicia Machado to set lifeguard lessons at a fee of \$5.00 a week per child

Motion seconded by Mayor Pro-tem Everardo Castillo, Jr.

All in favor
Motion carries unanimously

13. DISCUSS/CONSIDER AND ACT ON INCREASING COUNCIL PAY

Council entertained the idea of increasing pay due to council pay being tax deducted to comply with audit. Council Member Place 5 Joe Garcia will no longer receive pay due to being a state employee. Mr. Garcia can be reimbursed for expenses as long as receipts are provided.

Motion made by Council Member Place 3 Alicia Machado to increase Mayor pay by \$20.71 for a total of \$270.71 & increase Council pay by \$16.57 for a total of \$216.57, to be effective beginning the month of June, 2019

Motion seconded by Council Member Place 5 Joe Garcia

All in favor

Motion carries unanimously

14. DISCUSS/CONSIDER & ACT ON HWY 85 CONSTRUCTION

Mr. Raymond Quigg with Anderson Columbia (ACCI) gave city council a presentation of the two phases of construction he had bided on and had been awarded. He informed city council of the traffic being rerouted to avoid heavy traffic on city streets. The only city streets affected on the east side of town would be South Commerce by the Pitstop and E Harris from Dilley Feed to Hwy 81 S. He also informed city council that any damages to city streets would be paid by Anderson Columbia (ACCI). A letter would be generated and sent to Mr. Jordan to be kept on file in the event there were any damages.

Motion made by Council Member Place 3 Alicia Machado to approve the Hwy 85 Construction with changes made to the detour route as stated and letter to be filed with Mr. Jordan confirming ACCI would be responsible for any damages on city streets

Motion seconded by Council member Place 5 Joe Garcia

All in favor

Motion carries unanimously

15. DISCUSS/CONSIDER & ACT ON AWARDING BID FOR 12" WATER MAIN REPLACEMENT PROJECT

Mr. Armando Guerra of Premier Engineering informed council of bids received for the phase 1 of the CDBG Contract. He presented a letter of recommendation based on the lowest bid received. Seven bids were received with M& C Fonseca being the lowest bidder and the recommended contractor by Premier Engineering for Phase 1 of the CDBG project.

Motion made by Mayor Pro-tem Everardo Castillo, Jr. to approve M&C Fonseca as the contractor for the Phase 1 of the CDBG Project with a bid in the amount of \$251, 735.00

Motion seconded by Council Member Place 5 Joe Garcia

All in favor
Motion carries unanimously

****Back to Item 4-B on the agenda ****

16. EXECUTIVE SESSION - CALLED PURSUANT TO THE TEXAS GOVERNMENT CODE CHAPTER 551, SUBCHAPTER D, SECTIONS 551.071 CONSULTATIONS WITH ATTORNEY & 551.074 PERSONNEL MATTERS TO DISCUSS & CONSIDER THE FOLLOWING ITEM(S):

Item closed to executive session @ 8:07P.M.

- A. DELIBERATION REGARDING HIRING OF A CHIEF OF POLICE
- B. DELIBERATION REGARDING THE REVIEW OF APPLICATIONS SUBMITTED FOR CITY ADMINISTRATOR

17. OPEN SESSION - TAKE ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION

Reconvened to open session @ 9:20P.M.

- A. ACTION REGARDING THE HIRING OF A CHIEF OF POLICE

Motion made by council member place 2 Joanne Rodriguez to hire Armando Romo as the chief of police with a salary of \$65,000

Motion seconded by Mayor Pro-tem Everardo Castillo, Jr.

All in favor

Motion carries unanimously

- B. Action regarding the review of applications submitted for City Administrator

Motion made by Mayor Pro-tem to have

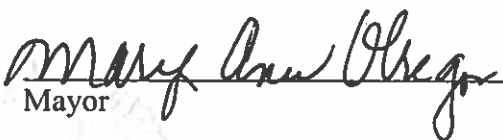
18. ADJOURNMENT

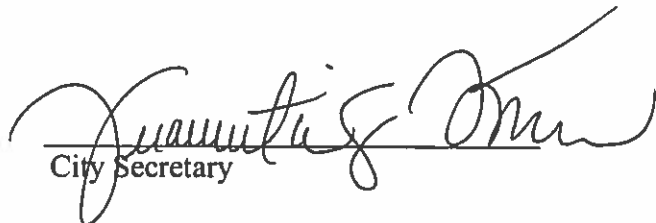
Motion made by Council Member Place 5 Joe Garcia to adjourn meeting

Motion seconded by Mayor Pro-tem Everardo Castillo, Jr.

All in favor

Motion carries unanimously


Mayor


City Secretary