

**MINUTES OF SPECIAL MEETING
CITY OF DILLEY
MAY 20, 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, PW DIRECTOR JIMMY ORANDAY, CITY ATTORNEY BOBBY MALDONADO

CITIZENS PRESENT: BRYAN RAMIREZ, AYL A GARCIA, NOELIA RODRIGUEZ, EMMA GARCIA COMMISSIONER PCT. #4 JOSE ASUNCION

1. CALL MEETING TO ORDER

Meeting was called to order @ 6:06P.M. followed by the Pledge of Allegiance

2. ROLL CALL

All council present to include City Attorney Bobby Maldonado

3. CITIZENS TO BE HEARD

No citizen comments were made.

4. DISCUSS/CONSIDER & ACT ON SCHEDULING A JOINT CITY OF DILLEY AND FRIO COUNTY PRECINCT 4 TOWN HALL MEETING

Commissioner Jose Asuncion brought forward a proposal to city council to entrain the possibility of a joint town hall meeting open to citizens to bring forward any complaints/issues they would like to see addressed

Motion made by Council Member Place 5 Joe Garcia to approve a joint town hall meeting between the City of Dilley City Council & Commissioner Precinct 4 Jose Asuncion on June 22, 2019 from 11: 30AM-3PM at the City Hall Convention Center located at 116 E. Miller Dilley, Texas

Motion seconded by Council Member Place 2 Joanne Rodriguez

All in favor

5. DISCUSS/CONSIDER & ACT ON APPROVING RESOLUTION NO. 19-05-20, A RESOLUTION OF THE CITY OF DILLEY AUTHORIZING INTERVENTION IN AEP TEXAS INC.'S REQUESTED RATE CHANGE PROCEEDING BEFORE

THE COMMISSION; APPROVING COOPERATION WITH THE CITIES SERVED BY AEP TEXAS; HIRING LLOYD GOSSELINK ATTORNEYS AND CONSULTING SERVICES TO NEGOTIATE WITH THE COMPANY AND DIRECT ANY NECESSARY LITIGATION AND APPEALS; REQUIRING REIMBURSEMENT OF CITES' RATE CASE EXPENSES; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPENED TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL
LEGAL COUNSEL BOBBY MALDONADO EXPLAINED THE PURPOSE OF THE RESOLUTION THAT WAS BEING BROUGHT FORWARD FOR CITY COUNCIL CONSIDERATION.

Motion made by Council Member Place 5 Joe Garcia to approve Resolution No. 19-05-20, as presented

Motion seconded by Mayor Pro-tem Everardo Castillo, JR

All in favor

Motion carries unanimously

6. DISCUSS/CONSIDER & ACT ON AUTHORIZING ALCOHOL SALES AT THE FOURTH OF JULY FESTIVAL

Mr. Bryan Ramirez was seeking alcohol sale approval from City Council, he approached the dais to inform council of his proposal. City Council had questions regarding the security of festival and the sale of alcohol. Mr. Ramirez informed council if the sale was approved there would be TABC regulations enforced and it would be controlled sale monitored by a TABC certified staff of his. Mr. Ramirez stated he had spoken to Interim Chief Fonseca and that Interim Chief Fonseca had reached out to the Pearsall Police Dept & would provide him a list of off duty personnel. Mr. Jordan wanted for the record to reflect that Interim Chief Fonseca has not committed to a security team and the City of Dilley Police Department would not be security at the Fourth of July Festival.

Motion made by Council Member Place 3 Alicia Machado to approve the sale of alcohol with agreement that donation will be made back to City

Motion seconded by Council Member Place 5 Joe Garcia

In favor of motion Council Member Place 3 Alicia Machado, Council Member Place 5 Joe Garcia, Council Member Place 2 Joanne Rodriguez, Mayor Pro-tem Everardo Castillo, Jr.

Motion opposed by Council Member Place 1 Alexandria Inocencio

Motion carries 4-1

7. DISCUSS/CONSIDER & ACT ON AWARDING SWIMMING POOL CONCESSION STAND BID

Mayor Obregon opened bids submitted. One bid was submitted by Juanita Duran for the Monthly rent of \$150.00

Motion made by Mayor Pro-tem Everardo Castillo, Jr to approve the bid submitted by Juanita Duran for a monthly rent of \$150.00

Motion seconded by Council Member Place 2 Joanne Rodriguez

All in favor
Motion carries unanimously

8. DISCUSS/CONSIDER & ACT ON POOL OPENING DAY

Motion made by Council Member Place 5 Joe Garcia to set the pool opening day on Memorial Day, Monday May 27, 2019 from 1PM-5PM & 6PM-10PM

Motion seconded by Council Member Place 2 Joanne Rodriguez

All in favor

Motion carries unanimously

9. DISCUSS/CONSIDER & ACT ON CREATING A HIRING/FIRING POLICY

Human Resource Manager Raquel Yanez explained to City Council the current policy created by administration and that was in place, according to the directive city council gave Interim City Administrator in September of 2018 and currently in practice. Mayor Obregon asked legal counsel about who had authority to hire and fire, Mr. Maldonado replied that under General Law Type A, the City Council has the authority unless they delegate it. Mr. Jordan replied to the Council that as of September of 2018 the city council had delegated the authority to hire & fire personnel below department heads to the City Administrator. Council Member Place 2 Joanne Rodriguez questioned if the past practice was that city council hired and terminated personnel, she wanted to know when the policy changed and why was it changed. Interim City Admin Mr. Jordan informed Council woman Rodriguez that he requested the authority from council and it was approved.

Motion made by Council Member Place 3 Alicia Machado to create a policy and bring back to city council for final review and approval

Motion seconded by Council Member Place 1 Alexandria Inocencio

All in favor

Motion carries unanimously

10. DISCUSS/CONSIDER & ACT ON AUTHORIZING CITY ATTORNEY TO PROCEED WITH COURT ORDER TO OPEN BALLOT BOX TO COMPLY WITH SECTION 87.0431 OF THE TEXAS ELECTION CODE

Council was informed by City Secretary that rejected ballots by mail had not been processed correctly by Election Judge and were placed in secure ballot box for 60 days and needed to be processed correctly to comply with section 87.0431 of the Texas Election Code and only way to comply was to proceed with court order to obtain permission to open box and copy rejected envelopes so that notices could be sent out. Mayor Obregon questioned City Secretary is this process had to do with an open record filed by Gilbert Ortiz and City Secretary replied no, it is strictly to comply with the Texas Election Code.

Motion made by Council Member Place 3 Alicia Machado to authorize City Attorney to proceed with court order to open ballot box to comply with Section 87.0431 of the Texas Election Code

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

All in favor
Motion carries unanimously

11. 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 @ 7:35p.m.

A. HIRING A CITY ADMINISTRATOR

12. OPEN SESSION - TAKE ACTION ON ITEMS DISCUSSED IN EXECUTIVE SESSION
Reconvene to open session @ 8:17P.M.

A. HIRING A CITY ADMINISTRATOR

Motion made by Council Member Place 2 to table item
Motion seconded by Mayor Pro-tem Everardo Castillo Jr.
All in favor
Motion carries

13. ADJOURNMENT

Motion made by Mayor Pro-tem Everardo Castillo, Jr. to adjourn meeting
Motion seconded by Council Member Place 3 Alicia Machado
All in favor
Motion carries


Mayor


City Secretary