



CITY OF ENCINAL
CITY COUNCIL AGENDA
Regular Meeting
Tuesday, August 13, 2019

NOTICE is hereby given of a Regular Meeting of the City Council on Tuesday, August 1, 2019 at 6:30 PM at 701 Berry, Encinal, Texas, for considering the following numbered items. The City Council of the City of Encinal, Texas reserves the right to meet in closed session on any of the items listed below should the need arise and if applicable Pursuant to Authorization by Title 5, Chapter 551, of the Texas Government Code.

Accordingly, the Encinal City Council has rules of courtesy in place for all persons in attendance at its meetings. The Presiding Public Official shall at all times preserve order and decorum, prevent personal references to Council Members or the impugning of persons' motives. Citizens requesting to be heard shall sign in before the meeting is called to order and shall be called upon in the order that they signed in the Presiding Official shall use discretion in time allowed a citizen to be heard

The City of Encinal requires that testimony before the council be given under oath pursuant to Local Government Code 81.030. A person who make a false statement under oath is subject to prosecution under Section 37.02, Penal Code.

Meeting called to order.

1. Pledge of Allegiance.
2. Roll call to establishing a quorum.
___ D. Weikel ___ I. Arizola ___ S. Aldaco ___ B. Renteria
3. Citizens Comments.

Members of the audience are invited to address the Council on any subject not on tonight's agenda. Speakers must come to the podium, state their name and city of residence for the Clerk's record, and limit their remarks to three minutes. As an un-agenized item, no response is required from City staff or the Council and no action can be taken: ***Personal Attacks Will Not Be Allowed by Any Speaker.***

4. Discussion and Action on approving minutes for Regular Meeting dated July 9, 2019.
5. Presentation by United States Census Bureau personnel on the upcoming 2020 census.
6. Discussion of City Managers Report of daily activities, operations of the city and upcoming events of the city. Discussion on the Accounting reports of revenues and expenditures for the city. Discussion of steady state and enhance police patrol activities in the city, and discussion of the ticket counts and collections for the criminal cost reports for the city. Discussion will be in the following order:
 - A. City Manager/ Consultant
 1. Discussion only August Calendar.
 2. Discussion only August Gazette.
 - B. City Consultant
 1. Accounting Report
 - C. Police Chief.
7. Discussion and Action on allowing the Public Work's Department Workers to pick up stray dogs and take them to Dr. Leyendecker and City be responsible for the fee charged to accept dogs.
8. Discussion and Action on creating Work Sessions meeting agendas, dates and times, these meetings will be used to inform council members of complex issues and solutions.

9. Discussion on 2019 City of Encinal Certified Appraisal Data.
10. Discussion and Action on adopting a Taser Usage Policy for the Encinal Police Department.
11. Discussion and Action on approving the purchase of a Taser for the Encinal Police Department.
12. Discussion and Action on Police Department Impound location to be moved to the property adjacent to the old city hall.
13. Discussion and Action on approving AEP Texas Electric Rate Case Denial Resolution.
14. Discussion and Action on approving date and time of 1st City of Encinal Budget Workshop.
15. Discussion and Action on approving the Bills for August 2019.
16. Discussion and Action on Time & Date of next meeting. The next City of Encinal Regular meeting will be held on Tuesday, Sept. __, 2019, at City Hall Chambers, 701 Berry Street, Encinal, Texas at 6:00 p.m.
17. **ADJOURNMENT**

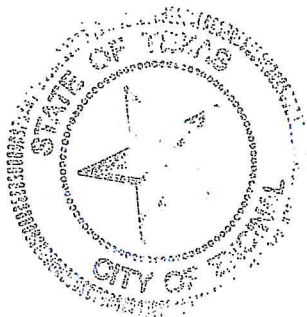
The City Council reserves the right to consider business out of the posted order and the right to adjourn into executive session to discuss items which are not listed as executive session items, but which qualify to be discussed in closed session under Chapter 551 of the Texas Government Code. Entrance and parking spaces for disabled persons are available in front of City Hall. Requests for accommodations or interpretative services must be made 48 hours prior to this meeting. Please contact the City Manager's Office for concerns or requests @ (956) 948-5226.

Certification

I, the undersigned City Manager/Attest City Secretary, do hereby certify that the agenda mentioned above was posted on the Bulletin Board located in the Lobby at City Hall, 701 Berry, Encinal, Texas on Friday, August 9, 2019 @ 12:00p.m.

Nelma Paula

 City Manager/Attest City Secretary



City of Encinal
Regular Meeting Minutes
August 13, 2019

1. **Pledge of Allegiance.** The meeting was called to order at 6:08 p.m. by Mayor Sylvano Sanchez. The Pledge of Allegiance was led by Mayor Sanchez and City Council members.
2. **Roll call to establishing a quorum.** Present were Council Members Debra Weikel, Irma Arizola, Sonny Aldaco and Brianda Renteria.
3. **Citizens Comments.** Mayor Sanchez stated that he had a problem and addressed Chief Vallejo and City Manager Davila and he said he saw 7 tickets here today at the stop sign and I don't know what we have to do but we have to do something because I saw 7 tickets there and we are lacking money here at city hall and they are griping that we don't have money but there is money there and I get upset because people start griping that we ain't got money but there is money there and Councilman Aldaco added that if he is talking about them rolling the stop sign and Mayor Sanchez replied that they roll and pass the stop sign and I seen two trailers and Councilman Aldaco added that he agreed with him on that and Mayor Sanchez added that he saw the two trailers run the stop sign and that is pathetic and Citizen Frank Weikel asked if we had anybody to watch the stop sign and Mayor Sanchez replied that we could have somebody to watch it and Citizen Frank Weikel suggested that somebody park close by and watch them and maybe they will stop, Councilman Aldaco asked how many deputies are on during the day and how many are there at night and Mayor Sanchez replied that one during the day and sometimes two, City Consultant Ashley Eddington told Council that since this portion is for citizens comments would Councilman Aldaco like to take his 3 minutes to speak during this time. Councilman Aldaco stated that he would like to go back and rephrase his question I would like to know the schedule of the police officers because yes because besides him (Mayor Sanchez) seeing what he sees I have also seen that plenty of times and there are vehicles parked out there and there could be some stopped because they had a problem and even though they had an issue that could still be a citation that could be towards the police department and towards Encinal because there are a lot of people rolling past that stop sign and it is not even a stop it is more like a yield and my concern is that I would like to see somebody out there giving citations because honestly sometimes I'm afraid I'm going to get hit and when I am about to take off I see somebody always crossing. Councilwoman Renteria stated that you can't tell a Chief or a deputy to do this to get this or you have to do this in order for money to come in you can't do that.
4. **Discussion and Action on approving minutes for Regular Meeting dated July 9, 2019.** A motion to approve the minutes for Regular Meeting dated July 9, 2019 was made by Councilwoman Renteria and she was seconded on the motion by Councilwoman Arizola, all were in favor, so motion carried. Councilwoman Debra Weikel abstained from voting on this item.
5. **Presentation by United States Census Bureau personnel on the upcoming 2020 census.** David Gomez the Partnership Specialist for the United States Census Bureau stated that as you know in 2020 the census will be taking place and we are going to make every effort to get as accurate count as possible and one of the strategies for the rural communities is a Complete Count Committee and what we do in the Complete Count Committee I would meet with you monthly or with local members of the community to provide you with updates on the census and some of the strategies we can take and to keep you updated of what the census is doing in your area

because we will have census employees working in your area and the reason I am here is because I have been meeting with the Mayor and he feels we should have a committee so that we can get a complete count of your area and I will be doing a quick presentation of what the committee consists of, so the training would be for about 3 hours and I have given you all packets of what the training consists of so that if you want to review it later you can and something that we do to want to make sure is that we get an accurate count as possible and in the Encinal area only about 73% of the people respond to the census so that means that you are all missing about 25% of the population here and in the census tract since Encinal is so small you all only come out as in La Salle County and or as being part of La Salle County you all don't have a map assigned to your area so that is why I am offering for you to have the opportunity to be part of the Complete Count Committee formed because in the census national map with all the committees in the area and you all would come out in that map as well and in larger areas the committee consists of the media, government, business, education and faith based communities and all those different organizations come together to tell us what they can do to give out census information and as you all know the census is about 10 questions long and we come to your house and we ask you certain questions and this time around they changed the format of the census so now for a good portion of it you will not see anybody from the census at your house asking you to fill it out what government and I are relying on is that you will respond to the census on your own and the issue with that is that in areas like here where they might not be the greatest internet connectivity people are not aware of the census so we are going to lose a lot more people than 25% and that is why I want to start this committee where we can spread this information by word of mouth and you all can use your contacts that you know along with the school district and the local businesses here and a flyer might do more good here than sending out a Facebook message and why do we do the census well the census is required by law to be done every 10 years and if people don't respond to the census it states in the constitution that they can be fined now even though that is what it states the census has never fined anyone we just have it on there because it is part of the law and we are not a law enforcement agency and we have never fined anyone in the history of the census but it is important to have it on there so people can know how important it is for them to respond to the census and one of the things I get told a lot in the small cities is why am I going to respond to the census or why am I going to vote if Texas is Republican and there is no way my vote can change anything or vice versa they are Republican and they will say I don't need to vote because Texas is already Republican and this is where the census comes into play and in 2010 Texas grew so much that there were 4 additional seats created for the House of Representatives and that gives people in your area a larger voice and states like New York are losing seats and they have a much larger population than smaller areas so Texas is gaining so much population that it is gaining seats and this is why it is important to get accurate counts it affects funding for our area and this is the one that actually affects us for every person that we count about \$1,578.00 over the 10 years spread out so for one person that we miss it is \$1,578.00 per year and say we miss 10 people per year that would make it \$15,000 that we lost and if we miss 100 people over the ten year period we would lose potentially lose 1.5 million dollars in funding for your area and these dollars go to programs like SNAP, Medicaid, WIC, Transportation, Infrastructure, Education so that is why it is important to get as accurate a count as possible because even though we will estimate how many people are in your area we know that it is never as accurate

as we want it to be and Laredo for example has a population of 265 thousand people and in reality we know there is a lot more people in Laredo using those resources people that don't even live in Laredo and they are coming from across and using the resources here and I am sure that in Encinal you all have a bigger population then what the census has given you credit for especially if people don't respond and the difference between the 2010 census and the 2020 census is that they now want the community to respond on their own by telephone or online and why is this a problem well because the elderly are not going to get on the computer and log in to the computer and fill out the census form people might not have access to internet or they might not have access to electricity or they just don't want to deal with the hassle of going online to fill the census form and the census form is only about 10 questions and it should take about 10 minutes but the hassle now is that people have to go and respond on their own and if people do not respond they will also receive a paper form in the mail that they can then fill out on their own and they have to send it back and even like that we are not going to go and sit with them and make sure that they do it we will just drop off the form and they have to send it on their own and now they are putting more pressure on the person to fill out the form and take it to the post office and for the latter part of the census when the census opens up next year we will be sending people out to the areas if there are a larger amount of people that haven't responded so we will have the census takers in the field a month or so there is a good chance that we are going to miss people in your area and we are trying to avoid that as much as possible and the census opens in March 2020 thru July 1st of 2020 to respond to the census after July 1st 2020 nobody will be able to respond and if you are not counted you will not be counted for the next 10 years or so and one of the things that we like to stress also is that the census is confidential due to the political climate right now we have seen that a lot of people do not want to respond to the census and when they see somebody coming to their door with the US census logo and a federal badge they just don't open the door and that is the issue that we have been seeing when we do the pre-survey so some of the information that we try to pass on is that the census is confidential we will not share this information with anyone and anyone that is a census employee must take an oath for life that they will not disclose any census information to any law enforcement agency and we will not share any information with ICE and we will not share information with customs or border patrol, FBI or CIA we will not share any information with them we do take information from them to make sure that where we send employees is in a safe area your information as a group area will be released but your personal information will not be released it will actually be released in 73 years and that is the statute that we have and the reason it is 73 is because that is the life expectancy of people another way that the census can help you and for example if you are an undocumented citizen and you pay taxes and you have a job here and you don't have any issues with the law you can apply for a citizenship as a legal alien with proof of how long you have lived here and how can I have proof that I have lived here without any problems because your undocumented well the census has that information and if you have lived here for 30 years with no arrests or no tickets or issues and the census has this information that we do not share with anyone unless you call us with your lawyer and ask us to release this information and it can benefit people we don't share this information again this is strictly confidential if I were to go to somebody's house and this person is undocumented and I share that with customs then I am liable for 5 years in jail and a \$250,000 fine and there is little to no incentive for me to report one person and the committee I am trying to create here is

important because the people here know you and people come to you with their concerns and they come to you with their questions and they trust you and this is where I can give you this information and it is going to be coming from a trusted source and I want you all to know that when I am up there at the regional office in Dallas I make sure that the information I am sharing with you is as accurate as possible because it is your voice and your face on the line spreading census information for us so I want to make sure the information is as accurate as possible and like I said it is completely confidential and right now we are in the awareness phase and the education phase was just sending out general census information as of April 2019 we are in the awareness phase that is where I am out in the communities giving out census information the motivation phase starts in March until May of 2020 and that is when we will be doing commercials, newspaper ads and we will be doing radio ads and at the end of July that is the reminder phase so that is when we will actually start sending census employees house to house dropping of the census forms first and later on if we see that it is necessary somebody actually helping them fill out the census and I can't guarantee that everybody is going to get help filling out the census and after July of 2020 we will just give out thank you information to our partners and the public. City Manager Davila asked Mr. Gomez what happens if the people don't fill it out and it is to the city's benefit that everybody get counted so that we can pick up our population so would it be feasible for city employees to help in the census going house by house and we have done it before and we have a binder of information that we did sort of like a census and Councilwoman Renteria was part of that collaboration and Mr. Gomez asked if they had done a mock census and City Manager Davila replied yes and Mr. Gomez stated that for the official census we don't let other employees go house to house filling out the census because the census employees are held to a higher standard of confidentiality then a regular volunteer would so if somebody is going to fill out the form for us it has to be a census employee now if you all want to go house to house and hand out a flyer that lets them know that there is a computer here or a phone where you all can come out and fill out your census form you all can do that but actually filling out the form for them it has to be a census employee and City Manager Davila asked if they made sure that everybody turns in a census form and that is why our population is so low and it hurts us and Mr. Gomez replied that he wants to say they do but they hire somebody for your area and I don't know exactly how many people they will hire enumerators and they are supposed to make sure that everybody is filling out the census but it won't be as many people counted as should be and City Consultant Eddington and you were saying that people can respond by internet, by telephone or by mail and can they come here if we have a computer set up and Mr. Gomez replied yes they can and what the CCC will do is we will come together once a month and I will bring you updates, materials, flyers and you all can pass them out and we can work together to set up a kiosk where the main page can be the census page and somebody can come in here log in the census page and then they just fill out their census form and that is some of the things that we can do and we can also set up the school to be a census area and City Manager added that we can have a computer here also and maybe one at the library also and Mr. Gomez added that is what the committee will do and you all give me the information and I will see how we can put it in place and to make sure the connection is secure and things like that and we also want to make sure we are doing something, City Manager Davila asked if we could help them on the computer and Councilwoman Renteria added if that would be the same thing as filling out the form for them

and Mr. Gomez replied that you could help them with logging in but you can't help them answer the questions so if you want to turn on the computer for them and take them to the website you could and City Manager Davila replied that we have some Spanish speaking only and Mr. Gomez replied that the form is in Spanish and English and if they call they can do it in Spanish as well and they can talk to them in Spanish and City Manager Davila asked how long would it take on the phone and Mr. Gomez replied that the theme that they had was 10 questions in 10 minutes, Clerk Ramirez asked what about the people that can't read or write and Mr. Gomez replied that they had a special operation for that type of population but if we have 5 or 10 people like that I can go out there or send somebody out there and we can get somebody that is designated to do that and they can fill out the form for them especially if it is a smaller population and City Manager Davila added that what if we have a special event going on could you all set up a table and have the people come in and fill out the census right there and then and Mr. Gomez replied that April 1st 2020 is the official census date and around the country there will be events where we will be setting up computers everywhere and have as many people as we can come in and fill out and in if you all want to set up a day I can get enumerators to come down here with me people that are certified to fill out the form and to be here helping them and even though we can't fill it out for them but if they have a question we can help them and Councilwoman Weikel added that she felt that would be better because they would feel safer and trusting with familiar faces versus outsiders and Mr. Gomez added that he can't be on the computer asking them the questions but I can be there next to them filling it out and we try and be as confidential as possible. Mr. Gomez told Council that our response was low and anything over 25% is considered a low response score and you all were at 27% and Councilwoman Weikel asked if we had a goal or something and City Manager Davila replied that we have at least 1,200 people and Councilwoman Weikel asked what we were at right now and City Manager Davila replied that we were at 559 because a lot of people didn't turn it in. Mr. Gomez told Council that if they decide to become census partners we have census materials that you all can go online without having to ask and share information on Facebook, twitter and things you all can print out and give to the schools and the first step is to set up a committee and I will come in once a month and I will give you guys updates and it can be at the city meeting and City Consultant Eddington asked if there was a certain number of people that we need for the committee and Mr. Gomez replied no that there are some cities that only have 3 people and City Manager Davila asked if he could come to the city council meeting and let the councilmembers be on the committee and Mr. Gomez replied that we could do that but we want the committee to be more than just me talking to you for 2 or 3 minutes and also to include the school and the library and the local businesses we want it to be more than just the government and City Manager Davila asked if we are supposed to look for those people and Mr. Gomez replied that it was his job to do that and if you all suggest that I go somewhere and talk to people I will do that and we will be hiring people in the area and we do pay \$15.50 an hour and we will be hiring people that can go door to door and census field managers which coordinate where the people will go and these positions are part time or you can work up to 39 hours and they start in August September and November and then they take a break and work from January to July and the only requirement is that they be 18 and over and that they be a US citizen and these are some of the rules that they will have like public service announcements, advertisements if you all have a local newspaper print materials and flyers and things like that

and if you all decide to have the committee one person would have to be the chair and a co-chair and I don't expect you all to designate monies and larger cities like Houston have a budget for it but Laredo doesn't have a budget for it either but I can bring in flyers and little things like that and we will also have promotional items and I will be your primary contact and I will be here every month to keep you updated and I will also be an advisor just to make sure you all are following the census guidelines also if there is a partner that you would like for me to invite to the committee I can reach out to them and give them census information and I included training manuals in your packets. Councilwoman Weikel asked when the committee would meet, and Mr. Gomez replied that he could have the meetings during the day or evening hours.

6. Discussion of city Manager's Report of daily activities, operations of the city and upcoming events of the city. Discussion on the Accounting reports of revenues and expenditures for the city. Discussion of steady state and enhance police patrol activities in the city, and discussion of the ticket counts and collections for the criminal cost reports for the city. Discussion will be in the following order:

A. City Manager/Consultant

- 1. Discussion only August Calendar.** City Manager Davila told Council that the reason she was here was because she had asked the Doctor to let her come to work today because she has a lot of things to do and plus, we were having a meeting today. City Manager Davila told Council that we had the area health along with other agencies for our 3 on 3 and Area health nurse gave out school supplies that day and the Chief had the 3 on 3 tournament and they had a really good turn out and they had a total of 8 teams and EMS and Fire participated with us and they never let us down and they did a great job with Chief and his officers and we also had one of the band members from the group Siggno he came and played also and he enjoyed it as well and he tries to help out in anything we do and today we had the Veterans come in and Mr. Galvan had called me when I was in Washington and he wanted to know if it would be a good idea to bring the bus and we usually bring them every year and that is a very good benefit for our veterans here and the girls typed up a flyer and yesterday they made sure that everybody knew that the bus was coming today and Mr. Galvan did put a memo together and they had a really good turnout.
- 2. Discussion only August Gazette.** City Manager Davila told Council that the Chief put in his police corner for the public to please stay hydrated and to stay cool and to check on the elderlies and our officers are really good about doing that and if there is food we will have it next week and we didn't put it on there but we will be closed on September 1st for Labor Day and the first day of school is on Monday but the Chief won't be here because he has a training starting on Monday and we had 3 of our officers out last week because they went on the CIT Training and it is a mandatory 40 hour course and 3 of them were in Del Rio for the whole week and Chief and 3 other officers will be in Laredo for the whole week at DPS and they did it like that so that they won't leave the city without any coverage and Naff will be there on the first day of school at 6:30 in the morning and we will start that again and I believe the Constable is getting a new officer a Deputy and I believe he will do a lot for our community and hopefully he will help us with the patrolling at the school and we have a lot of activity with the Police Department and sometimes they have a hard time being there all the time and last year

Chief had to leave a lot of times because he has calls. City Manager Davila told Council that she received a call from Mr. Gil from Lewis Energy and at their industrial park they have a lot of sand and they were supposed to use it for fracking but they didn't use it and they have had it there for about a year and its like 500 something tons of sand and he wanted to know if the city would be able to use it and we thought about putting it where the playground is going to be and where the splash pad is going to be located and City Consultant Eddington had also said we could put it where the picnic tables are located but actually the county employee had a very good idea he said it would be great for a volleyball court area and I think that would be a very good idea and it is a lot of sand that we are getting and maybe I can bring that back to City Council to see if you all would like to approve something like that and I know that we have a baseball park that is in the project but a volleyball thing wasn't and Chief stated that in Carrizo they have a lot of tournaments for volleyball and they also have teams there so maybe people would like to get involved with the young kids to play volleyball and it is just something that I wanted to let you all know about and we have been emailing back and forth and they did tell us that they would deliver the 33 trucks of sand to us, Councilwoman Weikel stated that when she was here in Encinal they wouldn't allow sand because of a health issue and City Manager Davila replied that we would be putting that other thing on top of it and it is like a rubber and it will help with the packing and everywhere and in San Antonio my son plays in a league and it is all sand.

B. City Consultant

1. Accounting Report

- C. Police Chief.** Chief Roy Vallejo stated that earlier they made a comment about the stop sign and sometimes we park there but they won't run the stop sign but if we don't sit there of course they are going to pass it and that is one of the reasons that we keep moving around and another thing on top of the tickets we still have to do reports, turn in drugs, do follow ups and I understand that you want tickets and Mayor Sanchez replied that I don't want tickets I just want something to be done there and City Manager Davila added that she understands what the Chief is saying and we have gotten calls from people that they are passing stop signs and doing this and we have one officer working at one time and I know what Mayor is talking about but if they see the Officers out they won't pass the stop sign and I know that Chief is in here sometimes and they do patrol it and Mayor Sanchez stated that there were 3 officers today, Councilwoman Weikel asked how many Police officers were in the Police force and City Manager Davila replied that sometimes Officer Butterfield works during the week and so does Officer Naff and Chief works all week and City Manager Davila replied that we have 9 officers on the Police Department and Chief Vallejo added that six are paid and the others are reserves and City Manager Davila added that 2 work 24 hours, 2 works 20 and one at 18 and we have 2 at 40 hours a week and Mayor Sanchez is right there were 3 here today and they did go out on calls and when I checked on them they were working on 2 reports that they need to finish and those are going to the D.A.'s office and they were downloading from the body cam and we had our server that was down but the computer guy came in today and yes I understand and yes sometimes I am with the Mayor with the frustration of why do you have to be in here but we can't dictate what they do as a police force because we can get in trouble, Councilman Aldaco stated that in big

towns is there anything we can do to install cameras that can handle that situation if our cops can't be there and City Manager Davila replied that maybe that is something we can look at and Chief Vallejo stated that Laredo used to have them but they got rid of them and the only places that would do that would be the toll roads and City Manager Davila added that the only thing that we can do and we have spoken about this before about the officers and their visibility in town and they need to schedule time for their reports and have the other officer on patrol and vice versa and maybe that is something he can work on today Naff is helping the other guys and since they were gone they didn't do those reports and Chief Vallejo added that in 2017 they had 1,317 tickets and we had an increase in of 400 tickets in 2018 and we are up again this year so I don't understand do you want more and City Manager Davila replied no that what Mayor Sanchez is concerned about safety and not having an accident at that intersection with these 18 wheelers and I don't know if it's because they haven't seen this stop sign before or they are just distracted and Mayor Sanchez added that the 18 wheeler was right behind the other car and City Manager Davila added that Linda had a really bad accident there at that stop sign and I almost got hit too, Citizen Frank Weikel added that maybe they should add lights and City Manager Davila replied that the stop sign has lights and our officers are doing a great job, I can't say they are doing a bad job and Chief Vallejo added that they are working on a case and they have to contact people and respond to dispatch calls as well and Councilman Aldaco added that this goes back to what we were talking about earlier with the census and if we can get an accurate count of people that are in this town won't that help us for the government funding for the police department and City Manager Davila replied yes that would help us and that is why we had Brianda working on that when she worked here and when we brought it to city council that is why we brought it and she worked diligently on it trying to get everybody and it was her and her sister and Vicky and the Judge, they actually worked on trying to get the accurate amount of people that we had and that is how we came to the amount of 1233 and we compared that to utility hook-ups and City Consultant Eddington added that our final figure was 1,288 and City Manager Davila added that is how we figured out how wrong the census numbers were and that is why people need to talk to their neighbors and it is very important that they turn this in and I did want to say that they are going to get another grant through our Stone Guard and the Border Patrol has been pushing for it and they pushed enough to get them a \$40,000 grant for them and it will be more O/T money and City Consultant Eddington added that the Border Patrol requested the Police Department and City Manager Davila added that she understands what the Mayor is talking about it being a safety issue but the report they turn in helps them and they literally requested the Encinal Police Department because they never do that but the reports help and before the reports weren't there for the police department, Councilwoman Weikel asked how far out the city is included and City Manager Davila replied that it includes the whole city and it includes our ETJ whatever is considered to be part of the City of Encinal and it also includes the county and Councilwoman Renteria asked about Martinena and City Manager Davila replied that is not part of the City of Encinal our boundary starts at the 38 mile marker on and Councilwoman Renteria asked if the people that live on Martinena Road don't count as residents of Encinal. Councilwoman Weikel asked if we had any plans to annex or extending the city's boundaries and City Manager Davila replied that we have no

issues on annexing but there is a part of the county but I really can't talk about it because it is the county working on it I will just wait for the county to bring me the paper work and I will bring it to you all. City Manager Davila told Council that she wanted to show them what our Officers deal with because when they are out there they deal with some bad people and Officer Ruiz was recognized in the Border Patrol blotter and she asked Chief Vallejo to explain more and Chief Vallejo said it was a BOSA report and it is a border incident report from the Laredo Sector, Middle Rio Grande Valley Sector and Del Rio Sector it is a big organization and if you get noticed from them it is actually great especially since La Salle County has not been recognized recently and City Manager Davila added that Chief does Joint Meetings and I have listened in the past and our Department has been recognized and he always has something to report. City Manager Davila proceeded to read the plaque to Council. Councilwoman Weikel suggested that we put that on our web page and City Manager Davila replied that we couldn't do that because it is confidential and Chief Vallejo added that we can't advertise it because it is Law Enforcement. Councilman Aldaco asked if the radios they had gotten last time were already in service and Chief Vallejo replied that they are working and that they are so good that La Salle County is jealous and City Manager Davila added that the La Salle County Judge told her that they had made a good choice getting those radios and we also ordered one for the Constable and Chief Vallejo told Council that the Constable could hear them in Vegas and City Manager Davila added that she had it on her phone but it has been removed and I can connect it to talk to them individually and privately on the radio but I don't have the dispatch and Councilman Aldaco added no more dropped calls and Chief Vallejo proceeded to demonstrate to Council and City Manager Davila added that before they didn't get service so they never knew when they had a call out there but now they do and now they can use them as cameras as well and Chief Vallejo added that it has GPS so I can know where the Officers are at and City Manager Davila added that she couldn't thank the County Judge enough because he did pay for the radio tower and for the yearly subscription we only bought the radios and I thought it was only fair that we get the Constable the radio so to me that was ok when Chief came and told me that the Constable wanted one and I told him to order one and Chief Vallejo added that they asked him how he found out about this system and he told them that he had researched it, Councilwoman Weikel asked if all the city cops and the constables have the radios and Chief Vallejo replied that only Constable Maldonado, the officers and DPS Sergeant Rodriguez and City Manager Davila added that Danny the Fire Chief wants to get them also because of their safety issue and Chief Vallejo added that Aransas Pass Police has it and Houston PD also has it and it is the best thing that could have ever happened to us instead of carrying a 5 pound radio on your belt we have the cell phones now and they have Bluetooth if you want to connect it to earbuds and Ricky was in my office and he said that we were way ahead of La Salle County and I was showing him how we do our reports and we have a system for it and City Manager Davila added that if he does get hired by the Constable we could get him one too if you all approve it because he is going to be our Deputy Constable, Councilwoman Weikel asked if he was going to be deputy constable for precinct 2 only and Chief Vallejo replied that he was going to be deputy constable for all the precincts and that they have been able to better communicate with Constable Maldonado now that they have the radios and he added that he had received a call from Sgt. Rodriguez

telling me that he couldn't locate one of my officers that they were in the middle of the brush and your officer is gone and we found his flashlight and his baton and we don't know where he is at so I called him with the radio and he said he was okay that he had just dropped some stuff and that is when the Sergeant said he wished he had one of those radios and Councilwoman Weikel asked if we were paying for all the radios and City Manager Davila replied that we only paid for the phone and County Judge Rodriguez paid for the tower that was installed here at the city and he also paid for the service we just paid for the phone it was \$469.00 and Councilman Aldaco added so we paid for the phone and City Manager Davila added that we paid for him to have the same Kyocera phone that the Chief has and Councilwoman Renteria added that was good since he is our Constable and City Manager Davila added that they have a really good partnership and Chief Vallejo added that he didn't mind him helping us out and us helping him because honestly I never see La Salle over here and City Manager Davila added that the Constable had hired Ricky Galvan and he told us he was going to be in our area all the time and our guys have a lot of help from Border Patrol and Councilman Aldaco added that is why they helped out with the grant and City Manager Davila replied that the people that started coming here before that had meetings with us they ended up being the guys in charge and Chief Vallejo added that they work closely with the Laredo Border Patrol sector.

- 7. Discussion and Action on allowing the Public Work's Department Workers to pick up stray dogs and take them to Dr. Leyendecker and City be responsible for the fee charge to accept dogs.** City Manager Davila told Council that we haven't picked up dogs because I wanted the approval of Council first and we did our research and I had Vicky call Dr. Leyendecker because there is a lot of stray dogs and I know they are tired of them so and sometimes if they belong to someone and they don't want it they have to get us a letter that states please pick up my dog so we will take it and before she was charging us \$45.00 and now she is only going to charge us \$30.00 and with you all's permission if it is ok we can say pick up 10 a month or maybe 15 a month but we are going to be responsible for that and she already told us we could take them in one full cage or kennel and she will take them and as long as they are stray dogs and our Police Department helps us out too and our dog catcher is Josh and Tony and Mr. Aldaco and we can do it with our public works guys but sometimes our Police Department get calls about dogs and the public works guys aren't working so we told him to tell them to wait until Tuesday when we have our City Council meeting and depending on what City Council wants we will do that so it is up to Council but I think that we need to make a decision just because, Councilwoman Weikel asked if the dogs were going to be euthanized and City Manager Davila replied yes that is the only thing we can do because there is no dog pound that will take them and we even tried to go to Cotulla and they didn't want to take them because their dog pound that they have to hold their dogs is very small and Councilwoman Renteria asked if we were going to put it on the Gazette and City Manager Davila added that we were going to put it on the Gazette at the end of August if you all approve this and I will put on there that the City Public Works will be picking up stray dogs so please if you have a dog please keep him in your yard tie them up and follow ordinance number and make sure they are tagged and we are doing this for your safety because we have had a lot of complaints from individuals and we will start picking them up and we won't give you a set date but we will pick up in the month of September and Councilwoman Renteria asked for it to also be posted on the website. A motion to allow the Public Work's Department

Workers to pick up stray dogs and take them to Dr. Leyendecker and City be responsible for the fee charge to accept the dogs was made by Councilwoman Weikel and she was seconded on the motion by Councilman Aldaco, all were in favor so motion carried. Councilman Aldaco stated that he knows we carried it and that we are going to do it is this just going to be during the day or when an officer has an issue with the dog are we going to pay for one of the city workers to go at night and pick up the dog and City Manager Davila replied no unless it bites someone then we will have to get him and put him in a kennel and keep him back there like we did and we will make sure and do something about it the next day and only in case of an emergency and incase it bites someone what happens then is we have to keep them for 3 days and if they think it has rabies then she will have to cut their head off and send it to get tested if it bit someone

- 8. Discussion and Action on creating Work Session meeting agendas, dates and times, these meeting will be used to inform council members of complex issues and solutions.** City Consultant Eddington told Council that they had discussed this at the last meeting and I made a call to TML and spoke to one of the attorneys and she said that yes we could have this but you have to adopt it as two regular meetings so that you don't have to have a super majority to have a special meeting so we would have to actually adopt a resolution to be able to have 2 regular meetings during the month so 1st meeting could be A and 2nd meeting could be B so the first one would be A, a working meeting and the second one would be B, the decision making one so we wouldn't vote or make any decision on the A meeting and you still have a 72 hour requirement and you still have to post it and you would still have the same meeting requirements and City Manager Davila told Council that maybe it would be good to have it the week before that way you can know what is on the agenda or if you have suggestions of what you all want on the agenda that is a better way instead of us having to put everything on the agenda and you don't know what is going to be on the agenda so I would notify one of you that would be a walking quorum and I don't want to do anything to get in trouble so I am very careful with that and sometimes we bring things and I know sometimes it doesn't seem fair about things that are going on out there that we need to put on the agenda so this would probably be the best way so we would need at least 3 of you all to attend at least and City Consultant Eddington added that the reason you don't want to have a special meeting is because you need to have all councilmembers present and City Manager Davila added since we have an open slot and the reason I didn't put it on here is because we are trying to get over this because of the budget and the taxes that have to be approved and we need to do all that and City Consultant Eddington added that according to local Government Code Section 22.03a this is what it is governed by so we would have to put together a resolution for the next meeting and get it passed and the month after that we could start. A motion to approve the creation of Work Session meeting agendas, dates and times, these meeting will be used to inform council members of complex issues and solutions along with the resolution needed was made by Councilwoman Renteria and she was seconded on the motion by Councilwoman Weikel, all were in favor so motion carried.
- 9. Discussion on 2019 City of Encinal Certified Appraisal Data.** City Consultant Eddington told Council that last year we were at around nineteen million and this year we are at twenty four million in taxable value and it is approximately thirty four thousand more if we stay with the same tax rate of property tax revenue and City Manager Davila added that our tax rate is very low we are not the ones that went up on the tax rate like the school district did ours is very low and City Consultant Eddington added that when we do our budget we will be using the net

taxable value and when we adopt the rate you can decide if you want to go up or down and one of the reasons why this is going up is because the previous appraisers and I'm not saying anything bad about them I don't think they had all the properties in the roll and they weren't valuing that correctly and they weren't valuing the reserves correctly either and that is one of the reasons Cotulla had an increase, Councilwoman Weikel asked if for the reserves he meant the oil and gas and City manager Davila replied that the County Judge stated that it was a big increase and he actually told me to look at the tax properties and he did give us those 3 properties and he says there is more that are in the trust of La Salle County and he said that any properties that are in the La Salle County trust he is going to deed those to us also and it is properties that have been lost in taxes, Councilwoman Renteria asked if we could sell those properties and City Consultant Eddington replied that you could sell those properties but you would have to be very careful that they are within the time frame and there is a 2 year time period where the people can redeem those properties and Councilman Aldaco added that if they are not redeemed within two years then we can sell them if they are not usable within the city and City Manager Davila added that she believes the one on the corner that has been cleaned out a lot already maybe we can use it for something.

10. Discussion and Action on adopting a Taser Usage Policy for the Encinal Police Department. City Manager Davila told Council that the policy has already been adopted so this item can be tabled. A motion to table item 10 was made by Councilman Aldaco and he was seconded on the motion by Councilwoman Renteria, all were in favor, so motion carried.

11. Discussion and Action on approving the purchase of a Taser for the Encinal Police Department. Councilwoman Weikel asked if this item hadn't been discussed before and Chief Vallejo replied that they brought back prices for a new taser and Councilman Aldaco added that he didn't like the fact that they were going to buy a refurbished taser and I didn't like that idea and I wanted to know the cost for a new one, Chief Vallejo told Council that Axion gave him a quote of \$2,000 Home and Safety has a new one for \$899.00 and it comes with 4 cartridges and it comes with a warranty in case you get in a fight or it gets lost and Councilman Aldaco asked how much the refurbished one was and Chief Vallejo replied it was \$500 and Councilman Aldaco replied that he would prefer this one, Councilwoman Weikel asked Chief Vallejo how many tasers he needed and Chief Vallejo replied just one for now and City Consultant Eddington added that if he could suggest that they not approve just one so that later we don't have to come back with the same item and let's say we approve up to 4 tasers and then you can just come back to City Council to buy it so you won't have to go thru the same thing over and over and City Manager Davila suggested that they put a cap on how many they can have and I would like to say that I would also like to stress that the Chief have a meeting to show them how to use it and to make sure that they are all certified because I do want to stress that as far as I am concerned I am not for any of this but they are and I just want to say that and Councilman Aldaco stated that is she would rather they use lethal force and City Manager Davila replied no and I am not for any of that because in a strenuous situation and you see it in San Antonio and everywhere they are just going to take it out and use it so I want to make sure he has the training and that every single one of them is properly trained and you can't use it if your not trained and you don't have the certification and I am only saying this because it could become a liability for the city and Councilman Aldaco stated that he understands the situation but I would rather have a taser on me than a handgun and I have the scenarios where they actually pull the handgun instead of the

taser and City Manager Davila added that she has seen where they have actually tasered an old lady, Councilwoman Renteria stated that she saw that video and that the lady was at fault and City Manager Davila replied that you can't say to a Judge the lady was at fault you need to follow the law and if not the city could lose a lot of money and Councilwoman Renteria stated that she wasn't an officer but just by the bodycam video she was at fault, City Manager Davila stated that the city could be sued and Chief Vallejo replied that you can't be sued if you are justified for using it and City Manager Davila replied that if you are not justified for using it you can be sued and Councilwoman Weikel added that if we can't trust our officers then we shouldn't have them and City Manager Davila replied that I always think of what is best for the city and I personally don't like any force period and Councilwoman Renteria added that in their line of duty they have to. City Manager Davila told Council that she has had conversations with Chief Vallejo about holding monthly meetings with his officers because that is very important and if you don't have that communication with them and let them know what they are doing right and what they are doing wrong and I know it is hard for him sometimes because he can't get them altogether at the same time and it is important to stress safety in all situations and I do want Council to be aware of how important it is for you to have the trainings and monthly meetings to keep the officers up to date, Councilman Aldaco asked if all the officers have been certified and Officer Butterfield replied that he was the only one not to be certified yet, Chief Vallejo added that for pepper spray and taser usage you only need to get certified once and Councilwoman Weikel suggested that Chief Vallejo have a Mandatory Safety meeting on taser usage and Chief Vallejo added that in the purchase of the taser there will be two training cartridges available so before they use it we will have a class and to teach them how to use it and how to test it and City Manager Davila added and when to use it and it is more so about when to use it then how to use it, Councilman Aldaco stated that City Consultant Eddington suggested getting 4 tasers and City Consultant Eddington replied that it does not have to be four but at least more than 1 so they don't have to bring it back over and over again, and Councilman Aldaco suggested we approve for 4 and only buy one at a time and City Manager Davila added that if later on we can afford another one we can get one and City Consultant Eddington added that this one is \$899.00 and what if it goes on sale and we have an opportunity to get another one so time period wise say we approve this one today and next week we find out we can buy another one for half price that means we have to come back to you guys and ask if we can purchase the second one because you only approved one, Chief Vallejo told Council that he would only like to have one or two tasers because there is maintenance involved with them and also the purchasing of cartridges and Councilman Aldaco suggested approving two and buying one and City Manager Davila added that Councilwoman Renteria suggested using Sizzle because you make an initial payment of \$224.75 and then they take out the same amount every two weeks so that way you don't pay it all at once so it would be great to do it like that it is just like Nardis and City Consultant Eddington told Councilman Aldaco that they would be approving two and Councilman Aldaco stated he could go forward with approving two and whenever there is a better rate or like a layaway plan to get the secondary and I could agree with that and Councilwoman Weikel asked if the holster would be included. Councilman Aldaco made a motion to purchase two tasers and two holsters for the Police Department and he was seconded on the motion by Councilwoman Weikel, all were in favor, so motion carried.

12. Discussion and Action on Police Department Impound location to be moved to the property adjacent to the old city hall. City Consultant Eddington told Council that they had discussed this during the last meeting and the church has allowed us to use the property adjacent to the old city hall and they have always really allowed us to use it and they are requiring us to put a fence up so since we have to put up a fence and a gate it is a perfect location right next to the old city hall and we have electricity to have cameras to oversee it and lighting and it already has a 6 foot fence and we can add and extension with barbed wire and our public works guys should be able to do it and we actually looked at this when we received approval from the church and we have an estimate of about \$831.00 to buy the material and it is not going to be very expensive to put the fence and the gate there and that was extending the 6 foot fence with the barbed wire and putting a gate in and that would solve the issue of where they are at and we can watch them with the camera and we do have electricity there, Councilman Aldaco asked if we would be getting the power from the old city hall and if we are going to install cameras and City Consultant Eddington replied that we could install 360 degrees cameras at the old city hall, Councilman Aldaco asked if we still had services there like internet and City Manager Davila replied no but we could always put it back, City Consultant Eddington added that we could do the wireless cameras and we discussed this a bit with the EEDC and we are doing some renovations at the old city hall knocking down walls to extend it for the elderly program and any other program and City Manager Davila added that it had been put off for a long time and it had been approved about a year ago and the reason I had put it on here is because they took everything out of there and I wanted City Council to approve what to do with all the stuff that was in there and it is mostly old stuff but I still wanted you all's approval for old furniture and doors and that is why I had put it on here and I didn't know it had been taken off and City Consultant Eddington replied that item was not on there yet and City Manager Davila added that she wanted them to know what was going on at the old city hall and that is why the elderly program is here, Councilman Aldaco asked if there was a price list for the fence and the barbed wire and City Consultant Eddington replied that we priced it at \$831.00 and this was a while back so we need to revamp it and I can't imagine the items going up more than 10 or 15 percent so I figure we could do it for \$1,000 or maybe we can get a better deal and City Manager Davila added that we also have that rent coming in from the lease and we wouldn't be using city funds and Councilman Aldaco asked if we would start right away building the fence and City Manager Davila replied that they would probably start in 3 weeks because they are working on the city hall right now, Councilwoman Renteria asked if the church had any issues having the impounds there and City Manager Davila replied no but the guys have not been picking up impounds lately, and Councilman Aldaco asked if we would be looking at 30 to 60 days for completion. A motion to approve that the Police Department Impound location to be moved to the property adjacent to the old city hall was made by Councilman Aldaco and he was seconded on the motion by Councilwoman Weikel, all were in favor, so motion carried.

13. Discussion and Action on approving AEP Texas Electric Rate Case Denial Resolution. City Manager Davila read the resolution aloud to Council and she said it was to deny them any electrical increase and they want us to pass it so that they can't increase the rates and it is basically so that they won't go up on our rates and the resolution would show that the City Council doesn't want them to go up on their rates and the courts denied their request to higher their rates so if we pass it we are in favor of them not raising the rates, Councilwoman Weikel

asked who was asking to pass the resolution and City Manager Davila replied that it was a law firm that is representing the cities in this area. A motion to approve the AEP Texas Electric Rate Case Denial Resolution was made by Councilwoman Renteria and she was seconded on the motion by Councilman Aldaco, all were in favor, so motion carried.

- 14. Discussion and Action on approving date and time of 1st City of Encinal Budget Workshop.** City Consultant Eddington told Council that the 1st budget workshop would be on August 29th and it would be to discuss grants, current projects and other revenues and we will also be able to go over the taxes and City Manager Davila added that we have to adopt the tax rate that day because they always want it right of way, City Consultant Eddington added that we usually adopt our tax rate after our 2nd budget workshop. A motion to approve the 1st City of Encinal Budget Workshop on August 29th @ 6:00 p.m. was made by Councilwoman Weikel and she was seconded on the motion by Councilman Aldaco, all were in favor, so motion carried.
- 15. Discussion and Action on approving the Bill for August 2019.** City Manager Davila presented the bills to Council and the only bill that has been paid is the light and if you all have any questions I can answer them for you and it is the same ones we have every month and De Lage is our printers, Print Xpress are the cartridges that we use for our printers, Spillman Technologies is for the Police Department Nova System that they use, and the Citizens Bank this is our last payment to them and 1st State Bank of Livingston we only owe \$500.00, the one for La Salle County is for the properties that we received from them, for Cotulla ISD is what we owe them for the 3rd quarter for collecting our taxes, the other one from La Salle is also another property and these will be sent in sequential order because City Consultant Eddington made a new spread sheet for the cash flow so that is how we are paying the bills and paying the taxes, the criminal costs, the 941's and putting away for payroll and putting away for the bills and it has been working out pretty good, Councilman Aldaco asked if it was small printers and City Manager Davila replied that they were commercial printers and we have one in the Police Department and one on this side also, Nardis is the uniforms and the other bullet proof vest because we already paid for 3 bullet proof vests and TML the \$591.00 is the membership for the year, David Monnich that is the apartment, the Benefits Pool that is the insurance, the Encinal Water Supply, the Law Enforcement Systems that is the tickets, Linebarger is the Collections and Linda collects for the city and we changed the system on Linebarger for the collections we asked Linda to wait more months and what they are doing is sending out the vpta's or failure to appear and they send out the courtesy letters, and then they send out the warrants and then Linebarger would send out another letter and it will show that they already have a warrant and that they are on Omnibase and they can't get their license and that is the last straw and now she is waiting four months before she does a collection and we would rather pay 17 cents per stamp and for us to try and collect first, the TML risk pool that is our workmen's comp insurance and that is what we pay every month, the AT&T monthly payment is the maintenance fee that we pay of \$184.00 and they do the maintenance on the phone if something happens, the Allstate is another disability insurance, the Laredo Spring Water, the Frio-Nueces Current, the Applied Concepts is the police radars, the Food Bank, JVC Capital and that is the warrant postcards and Total Paint and Body and before I say anything about this, . City Consultant Eddington will now do a disclosure, City Consultant Eddington told Council that Total Paint and Body is a company that we use to paint our vehicles and he is one of my clients, City Manager Davila told Council that he has to do that disclosure because he is one of his clients and he is out of San Antonio and he has worked on

our police units before and this is the unit that was involved in the accident and that TML came back and said it was a total loss and that they could only give us so much for and maybe you would like to salvage it and get it back and they would give us \$20,350.00 we will give you that for the vehicle but if you want to keep it we will give you \$16,380.00 so City Consultant Eddington asked why don't we take it to Mr. Felan and he can tell us if it is really totaled or not so we did that and he came back with a price of \$14,000 and the vehicle is not totaled and I went and saw it and the frame is not bent and he did take everything apart and he is very particular in his work so he does a very good job and today I called the man from TML and I told him that I didn't agree with his estimate because the adjustor said it was a total loss and I told him if he understood that he was only giving us \$20,000 for a vehicle that cost us \$55,000 and City Consultant Eddington told me to let him know that we had gotten it from a grant and we paid \$55,000 and we are a small city and we can't afford it so this is a grant that they gave us and you deeming it a total loss and that is not to our advantage and he told me that he didn't know that we had equipment in there and I told him it was a police unit so now he comes back to me and asks me why I don't agree with his adjustor and I told him that I didn't agree with him because I felt we were getting cheated out of money to fix it and he told me what I can do now is do a supplement and everything that was damaged like the bumper guard, the lights, the spot lights, the striping everything extra like the radio inside and anything that is extra they will send another check to the city for that apart from the \$16,380.00 and if you get charged storage fees or whatever the mechanic charges you and you can include that as well and I am okay with that and Councilman Aldaco stated that we are going to spend \$14,000 and we are going to get likely reimbursed and City Manager Davila replied that we are going to get \$16,380.00 but Mr. Felan is charging us \$14,000 and if he has a little bit extra on something that came up at least we have the \$2,380 extra that we can use to pay, Councilwoman Weikel asked if with the itemized list that you are going to make with the extras were some of those things really damaged and City Manager Davila replied that the grill guard was damaged, the front lights were damaged, Officer Butterfield stated that there were several lights that were ripped off and I actually drove the car onto the trailer and I could have taken my hands off the steering wheel and it still drove smooth, City Manager Davila added that the mechanic checked the frame and it wasn't bent and he did say he was going to order 4 rims because two of the rims was damaged and get the new tires as well. City Consultant Eddington told Council that since this was from a grant we have an obligation to report a disposition and I have already spoke to the state about it and the form you fill out and she said as long as we are going to get it repaired with the insurance but you still have to submit a form but if we weren't going to get it repaired we would possibly have to have given that \$20,000 check back and have no vehicle. City Manager Davila told Council that the mechanic took it all apart and he only charged us \$250.00 to do that and even if he had said that it was not repairable he would have only charged us \$250.00 and he does store it in his garage every night and he takes it out in the morning to work on other vehicles until Council decides what to do. Councilwoman Weikel stated that she had a question on the AT&T bills and City Manager Davila replied that for the AT&T bills you have the city phones, you have wireless, you have the office phones, landline and you have one for the internet and then you have the maintenance one and that is why they are like that and we actually talked about the phones and we pay \$600 on the landline and I think that is a lot of money but we do have 5 different lines so I don't know if we can go back and talk to them about it but I have been thinking about that with

the landlines and with the AT&T cell phones also and there are different rates that they can give us but I think that they have exhausted the rates on the phones because we have added more phones for the police department, Councilman Aldaco asked if with these new phones they can cut back on the cellphones right and City Manager Davila replied no because that is a part of the cell phones and they are on our plan but they have another system that is for the radios and it is actually an app that they put on and it is called Tango Tango and they don't charge us for the app but the app is on the phone and the reason that you see the big amount on there is because of the phones that were added and we purchased 6 phones at \$479.00 each and Councilman Aldaco stated that the \$2,000 was for the cellphones and City Manager Davila replied yes and usually it is only about five hundred and something correction it is usually about four hundred and something and Councilwoman Weikel asked if we owned those phones and City Manager Davila replied yes after we pay the amount. A motion to approve the bills for August 2019 was made by Councilman Aldaco and he was seconded on the motion by Councilwoman Renteria, all were in favor, so motion carried.

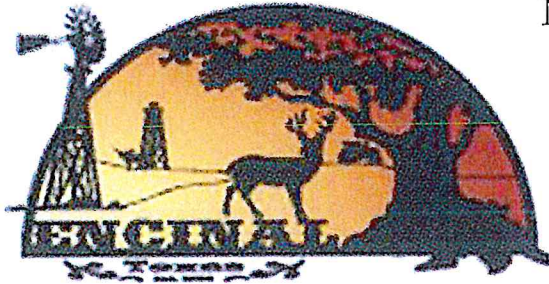
16. Discussion and Action on Time & Date of next meeting. The next City of Encinal Regular meeting will be on Tuesday, Sept. _____, 2019, at City Hall Chambers, 701 Berry Street, Encinal, Texas at 6:00 p.m. A motion to have the next City of Encinal Regular meeting on September 10th, 2019 at 6:00 p.m. was made by Councilwoman Renteria and she was seconded on the motion by Councilwoman Arizola, all were in favor, so motion carried.

17. Adjournment. A motion to adjourn the meeting was made by Councilwoman Weikel and she was seconded on the motion by Councilman Aldaco, all were in favor, so motion carried. The meeting adjourned at 8:02 p.m.

Minutes were approved by Council Member Debra Weikel and a second Motion was made by Council Member Sony Aldaco on this the 10th day of September 2019.



Velma Davila
Velma Davila, City Manager
Attest City Secretary



NOTICE OF 1ST BUDGET WORKSHOP

CITY OF ENCINAL

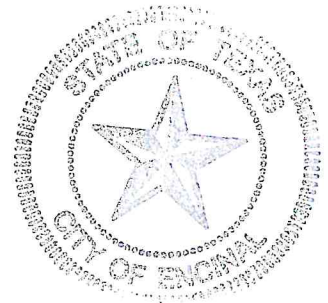
1ST BUDGET WORKSHOP

Thursday, August 29, 2019 @ 6:00 p.m.
City Hall Chamber's Room
701 Berry St., Encinal, Texas 78019

1. Roll Call, Establish Quorum, Call to Order.
2. The City of Encinal will be having their 1st Budget Workshop on the above date, time and location on the 2019-2020 proposed budgets.
3. Discussion on Current Projects, Grants and other Revenues.
4. Adjournment.

(The attached notice was published according to the state law requirements).

Velma Davila/City Manager
Attest: City Secretary



Posted on: Monday, August 26, 2019 @8:00 a.m.

City of Encinal
1st Budget Workshop
August 29, 2019

1. **Roll Call, Establish Quorum, Call to Order.** Mayor Sylvano Sanchez called the Budget Workshop to order at 6:12 p.m. Present were Councilmembers Irma Arizola, Debra Weikel, and Brianda Renteria. Councilmember Sonny Aldaco was absent. The Pledge of Allegiance was led by Mayor Sanchez and City Council.
2. **The City of Encinal will be having their 1st Budget Workshop on the above date, time and location on the 2019-2020 proposed budgets.**
3. **Discussion on Current Projects, Grants and other Revenues.** City Consultant Ashley Eddington told Council that they would be discussing the revenues and I will be going over what is in the budget and on the first page is the summary of the budgets that are included through out the budget and on the first budget worksheet we have the tax analysis, budget worksheet number two we have the property tax analysis, budget worksheet number three is our public works and code compliance analysis, budget worksheet number four is municipal and budget worksheet number five is our franchise tax and each one of those worksheets feeds into the revenue section and you will see the monthly assessment how much per each line item and on the right hand side you will see 2018-2019 and that is the previous years budget and what the difference is and some items changed and some didn't any questions about the overall format. City Consultant Eddington told Council that he wanted to cover the sales tax portion and the total amount of sales tax that we have projected for 2019-2020 is \$413,742.90 and I want to explain how this is done because I use an average in order to extrapolate the figure that we put in the budget so why do we use an average because some times you have spikes and some down and then some spikes so the average gives us a nice steady number whether it is going up or down and once we come up with an average then I add a multiplier to it so what does a multiplier do when we have months that are very high or months that are very low I adjust those I adjust those back down to an average over time so why would we have a high month we may get extra sales tax because somebody had an audit so let's say our normal sales tax was thirty thousand dollars and the audit was another twenty so we are going to get fifty thousand dollars and that is going to eschew our numbers because it is artificially high so I take those high numbers and I average them back down so we have a number one that needs that month average and two that needs the overall average so when you look at that individual budget you will see the multipliers there and those multipliers I use a standard deviation rate for and a statistical analysis and that is what I use to come up with that figure. City Consultant Eddington told Council that next he would be discussing the property tax analysis and this year our taxable value came in at twenty four million and the previous year it was at twenty one million and in the past we have lowered our rates for property taxes but we are proposing to keep them the same so the project sales tax is one hundred sixty eight thousand dollars and that is an increase of twenty five thousand dollars and we have our franchise fees is budget number 5 and they dropped because AEP changed their contract and they changed their agreement about 2 years ago and that contract is designated by the state legislature so they were approved a reduction in rate and we are named in a class action lawsuit where a company is suing them so they will not be able to raise rates and we are hoping that some of those rates can be retroactive and go back to what they were and we have no way to control what money comes in because it is based on the usage so whatever electricity is used we get a certain percentage per kilowatt and that is how we come up with this figure and that figure for the year is thirty three thousand five hundred and ninety two dollars, Councilwoman Weikel asked what you just said how would that play into this it doesn't right and City Consultant Eddington replied that it is included in the budget as part of the franchise fees, Councilwoman Weikel asked where she could find that and City Consultant Eddington replied that she would have to go back to the main number

or you can look at the actual projected amount and it shows the thirty three thousand on the far right. City Consultant Eddington told Council that under City office revenues, licenses and permits, Intergovernmental and charges for services, parking fees and I normally keep those the same because they are very unpredictable and you can't have a specific number of parking tickets that you give out but we anticipate having a certain amount given out and I always put a line item in the budget for it and if it increases as an average then we can increase it and one year we had a lot of permitting and I can't remember the company that was working here but we had about ten to fifteen thousand in permitting and I believe they were doing work for the school. City Consultant Eddington told Council that next we will have public works and sanitation and that is budget worksheet number 3 and there are two discussions that we will have and one is the number itself and again we start with an average and we started with 2015 and it is the best predictable way to forecast this and our total annual public works is \$75,409.85 and we do have a past due amount and we are going to talk more about this with the city council meeting and it is part of the budget and we have a lot of accounts that are past due and we are going to be putting together a program to try and collect those dollars and some of the individuals that owe trash haven't paid for years and it is not fair to the other people that pay their trash so we are going to try and get that figure down some type of regimented way and we will notify them of their amounts and give them an opportunity to come in and pay and possibly get you all to approve a discount to get them to pay a lump sum and I believe that bills that are older than 4 years I don't think you can take those to court and I believe that is what Mr. Caballero had told us before and the problem with the individuals that owe money is that the figures are very small individually so if someone owes eight hundred dollars it sounds like a lot of money but if you take it to court it is not a lot of money so you either have to take a large group at one time which you still have to litigate each individual so it makes it difficult, Councilwoman Weikel asked if there was some way to sell this to a collection agency and just get a percentage and City Consultant Eddington replied that we could look into that but it has to be provable debt and we have some debt from before we started in 2011 that is on the books which is not provable and I would even say that from 2013 forward cause our system was still not one hundred percent and I believe fourteen to nineteen is pretty good records and we have an amount for code compliance and that is a standard figure that we put on there because we do have some code compliance that comes through and that figure is three thousand dollars and next we will look at the municipal and that is worksheet number 4 and it is the same type average to come up with the figures based on actual deposits for municipal and we use an average to come up with the amount that we are going to put in the budget and this year the amount is \$297,190.00 and those are really pure numbers and there is no standard deviation on that we just use the average so the municipal consists of two different figures one is the figure that we are going to collect for the tickets that we issue and those are quote "current" tickets and Councilwoman Weikel asked if he was talking about the police tickets and City Consultant Eddington replied yes and those are current tickets and we also have past due tickets that are 60 to 120 days past due and beyond and we have a collection company that collects those for us and they do a pretty good job and Linebarger is the collection company and we have them scheduled at \$74,000 this year in collections and this figure is going to be updated because we need to run a report but that is pretty close to what it is going to be so we put both of those figures in there and we have changed how we notify individuals and collect monies and we are deferring giving these tickets to the collection companies and we are now sending out these pink slips warning them that if they don't pay they will have a warrant and a lot of people are coming in to pay so if we can go four or five months and still collect from these people we will and what that does for us is it matches the expense with the amount of money we bring in so if we have an officer issue a ticket in January and we are getting paid in January February or March for that ticket so it more closely matches what we paid for that police officer and Councilwoman Renteria added that the money stays here because collections doesn't get it and City Consultant Eddington added that every quarter we have a criminal cost report that is due and it helps us to pay that and it matches the expenses with the report itself versus you collect the money two years later and we have already used those expenses and for municipal we get money just

about every day and the budget that we are now working on a day to day basis we use municipal and our trash dollars and that is how we regulate how we are paying things because those are predictable numbers because you never know when you are going to get money for an impound or things like that but those other numbers are predictable and that is the only section we are going over today because the salary section has not been completed and nothing else on this budget has been completed only the revenue section because I printed this one pretty quickly so the salary section we will be doing at the next budget workshop. City Consultant Eddington told Council that the next budget workshop would be on the 12th and we will go over salaries and other expenses and Mayor Sanchez added that we still have discussion on current projects and City Consultant Eddington replied that would be at the next workshop so we will not be discussing the salaries and that stuff today and Councilwoman Weikel asked if the combined total was \$399,000 and City Consultant Eddington replied that we were only doing the top portion the revenue portion because when I went back and reprinted I didn't segment it I just printed the entire sheet and normally you would have only received this sheet that has the revenue on it so what is on here right now is the stuff for last year just the revenue section is this years and Councilwoman Weikel asked if for the total amount of revenue we would have to add up all these sheets here and City Consultant Eddington replied yes. Councilwoman Renteria asked if there were no projects, grants or anything and City Consultant Eddington replied that it would be at the next budget workshop. Councilwoman Weikel asked if the next one was salaries and City Consultant Eddington added that the next one is salaries and expenses because the projects also come into the expense section of it and to give you an example the overtime grants and we have to talk about the police salaries and when we do the Middle Rio Grande solid waste grants we have to talk about the expenses and those grants themselves are not included in the budget because those grants are not assured, Councilwoman Renteria asked September 12th at 6 and City Consultant Eddington replied that we would have the budget workshop first and then the regular meeting because we would have to approve the property taxes and Councilwoman Renteria added that it would be on the 10th because it is a Tuesday. Councilwoman Weikel asked that would not be a budget that would be a regular meeting and City Consultant Eddington replied that it would be both we would have the budget workshop first and then the regular meeting after that and Mayor Sanchez added that is when we submit the tax rate and City Consultant Eddington replied yes that is when we approve the tax rate. Councilwoman Renteria asked City Consultant Eddington that if that was when we would be able to vote somebody in and City Consultant Eddington replied that she would need to get with City Manager Davila on that.

4. **Adjournment.** A motion to adjourn the budget workshop was made by Councilwoman Arizola and she was seconded on the motion by Councilwoman Weikel, all were in favor, so motion carried. The budget workshop adjourned at 6:44 p.m.

Minutes were approved by Council Member Bryanda Renteria and a second Motion was made by Council Member Arizola on this the 8th day of October 2019.

Velma Davila
Velma Davila, City Manager
Attest City Secretary

NOTICE OF 2nd BUDGET WORKSHOP

CITY OF ENCINAL

2nd BUDGET WORKSHOP
Tuesday, September 10, 2019
@5:00 P.M.

City Hall Conference Room, 701 Berry Street, Encinal, Texas 78019

CITY OF ENCINAL

1. Roll Call, Establish Quorum, Call to Order.
2. The City of Encinal will be having their 2nd Budget Workshop on the above date, time and location on the 2019-2020 proposed budgets.
3. Discussion on, Revenues, Expenditures, Salaries & Contract Pay.
4. Adjournment.

(The attached notice was published according to the state law requirements).



Velma Davila/City Manager
Attest: City Secretary



Posted on: Thursday, September 5, 2019 @5pm

City of Encinal
2nd Budget Workshop Minutes
September 10, 2019

1. **Roll Call, Establish Quorum, Call to Order.** The Budget Workshop was called to order by Mayor Sylvano Sanchez at 5:00 p.m. The Pledge of Allegiance was led by Mayor Sanchez and City Council. Present were Councilmembers Sonny Aldaco, Irma Arizola and Debra Weikel.
2. **The City of Encinal will be having their 2nd Budget Workshop on the above date, time and location on the 2019-2020 proposed budgets.** City Consultant Ashly Eddington told City Council that pages 1, 2, and 3 are the summary of the whole budget and when you get to page 4 you get into the detail of the monthly basis of the revenues and expenses and our debt obligations and on page 5 start our worksheets and this is how we come up with our sales tax numbers on page 5 and page 6 is our property tax analysis which we are going to discuss and page 7 is public works and 8 is municipal and these are our income estimates and page 9 is franchise and on page 10 starts our salaries and page 11 is sanitation and page 13 is professional and contracting and page 14 is city staff and page 15 is municipal, City Consultant Eddington stated that municipal was page 14 and on page 15 we start with the sub budgets and we have the vehicle maintenance budget and page 16 we have our festivals and events and finally page 17 which is our community development. City Consultant Eddington told Council that on the 1st Budget meeting they discussed revenues and does anybody have any questions about that and on the first page you have a summary of the sales tax, property tax and franchise, license and permits, charges, parking fees and municipal, tickets, public works and total revenue is \$1,088,625.96 and our budget is typically right at a million the last two or three years and when we first got here that revenue was around four hundred thousand eight years ago and even when the price of oil dropped our budget was still at about eight hundred thousand. City Consultant Eddington told Council that they would be covering page 3 debt services and the debt services cover the payment for the city hall which is \$71,290.00 and we pay that in two different installments one in February and one in August and the February payment is around \$25,000 and the August payment is around forty six or forty seven thousand and this was originally purchased through bonds for the city hall and the original amount was for one point five million and we have a security bond which is three fifty per year and that is kind of a bond guarantee and that is a small amount but that is what the attorney set it at and then we still have our trash truck that we are paying on and the payment on that is nine forty one per month and we have approximately nine months to go and City Manager Velma Davila added that it is currently not working and City Consultant Eddington stated that we have a certificate of obligation that is \$10,282.00 and I think we finish with that in 2021 and City Manager Davila stated that one was from when Mancha was here and we are having to repay their debt and what they did was use about \$120,000 in funds and it was federal money and not on the federal grant that they were supposed to but for something else so they charged it all back so we have been paying ten thousand something every year since I have been here, Councilwoman Weikel asked what the balance is on that and City Consultant Eddington replied that he would have to go back and see because we deferred it and I need to get a new statement from them and City Manager Davila stated that the balance was about thirty thousand or maybe even less than that and Councilwoman Weikel stated that they have made a lot of payments on it and City Manager

Davila replied that they have probably made like seventy or eighty thousand on it and we are going on 9 years since we started paying on it because we didn't even know we had to pay it, Councilwoman Weikel asked if she knew what kind of federal grant it was and City Manager Davila replied that it was a street grant and I believe that they used it for the Ruth Carr building when they would help out the library and the government charge them back for it. City Consultant Eddington told Council that we have a reserve balance of six percent and it is \$6,848.17 and that number is really an average of the monies in the operating account and it is kind of tough to compute because you are looking at the average of the entire year and through the years it has been five eight and it's been four or its been seven so settled at the average of six percent and I see no reason to change it and then we have our EEDC payments and we are obligated to pay 25% of our sales tax and their share is \$103,435.73 leaving us with a fund balance of \$3,852.23 and our published tax rate is .679100 over hundred provided that city council approves it and that tax rate started in the .sevens about 5 years ago and every year we have brought the tax rate down or maintained the tax rate and we have not raised the tax rate and our taxable value is twenty four point seven million giving us a total property tax of \$168,248.00 and this is an accounting lesson and the reason it is in this section is because this has to do with M&O maintenance and operations and that has to do with debt services and that is why it is stated in the debt services because primarily the monies you bring in from property taxes they must be used in part on debt it is part of the requirement, Councilwoman Weikel stated that if all of it and City Consultant Eddington replied no not all of it and as your debt drops and your taxes stay the same that means that you have more for M&O and if you get to the point where you are using everything for M&O then you don't have enough debt so you have to go out for bonds or buy something new, Councilwoman Weikel asked what the ratio for M&O was and City Consultant Eddington replied that he believed it was forty one percent and something else and so it is forty one percent towards debt and twenty six percent towards operations so let me read it differently because that is going to be confusing so sixty percent goes to debt and thirty nine percent goes to M&O and the forty one and twenty six that I quoted you is for the tax because the tax has to be apportioned and City Manager Davila added that they ask for that when you send it to Cotulla ISD when we approve the resolution for the tax rate and they need that and they want it so it will be easier for them, Councilwoman Weikel asked City Consultant Eddington to repeat it again because she wanted to make sure she had it right and Clerk Ramirez stated that it was sixty percent debt and thirty nine percent M&O and Councilman Aldaco asked where the one percent went to and City Consultant Eddington replied if he wanted the complete number and that would be 60.86 and 39.13 percent and the first one is for debt and the second one is for M&O maintenance and operation so I would like to draw your attention to the capital assets regarding the garbage truck which is in the garage \$12,000 and that is proposed and we put that in there because our trash truck is getting older and it is going to need some repair or we are going to have to buy a new one so we went ahead and put it in the budget, Councilwoman Weikel stated that was for a purchase of a new one and City Manager Davila replied that would be brought up during the Council meeting if you approve it and City Consultant Eddington added that for capital assets we have to get approval not just for the budget but when you bring it before City Council for capital assets but if we don't have it in the budget then we have to do a budget realignment and since we know we have to buy a new truck or do something with it we went ahead and put it in there, Councilwoman Weikel stated

that she had some more questions but that she would wait till later because I think it is a good to have it as a backup but you will fix this one and City Manager Davila replied that we would fix it but we don't know how much damage has been done to it but we will discuss it during the city council meeting and City Consultant Eddington added that when we get to our maintenance budget I put in five thousand dollars for the repair of the older truck and City Manager Davila added that is why he put it in the budget because we don't have to come back and reallocate money and City Consultant Eddington added that five thousand for that repair is not necessarily a capital purchase that needs to be approved per say but we always bring it to Council anyway but the \$12,000 is an actual capital purchase which has to be approved by City Council. City Consultant Eddington told Council that we have already talked about the revenue as I discussed before unless you all have to ask questions if not we can start with page 10 which is the salaries and we will start with the police budget and one thing that is not included in our operating budget are the dollars that we get reimbursed and one those dollars are not assured unless we work them and if we don't work them we can't put them in the budget and if we can look at the money but if we don't work it then we can't put it in the budget and it is an item that doesn't affect our budget because they are paying for it so overtime that is worked is reimbursed by a particular entity so that is not included in here, Councilwoman Weikel asked if we get any grants for their overtime and City Consultant Eddington replied yes we have an overtime grant from the Governor's office for eighteen thousand and we will talk about Stone Garden also so police budget is number 11 so please turn to page 11 and everyone got a raise except for City Manager Davila and I am just saying overall everyone for the budget got a raise except City Manager Davila, Councilman Aldaco asked if sanitation was the city workers is the guys that work on there and City Manager Davila replied yes and he can go over what they were making before that way you can know what they were making last time and what they are making now and City Consultant Eddington stated that sanitation one was making \$12.50 and they got \$1.50 raise and number two was making \$11.50 and he got a \$1.00 raise and sanitation number 3 was making \$10.00 and they are making \$12.00 now so they got a \$2.00 raise and sanitation four is a part time position and I say it is a new position but it was in the budget last year but we didn't use it and City Manager Davila added that even though you see the 30 hours they don't always put the 30 hours they probably do 27 or 28 and some of them don't want to stay here all the time they just do what they have to do and leave and City Consultant Eddington added that the hours on here are more of an average than an actual because you may have one week they work 32 hours because of some event and next week they will work 25 hours and Councilman Aldaco stated that it averages out and Councilwoman Weikel stated or the truck is down and City Manager Davila added that at least once a week we are having them work on the city hall and the next day work on the outside and hopefully the Welcome to Encinal sign will be done soon the guy came today and he is already having everything made for it and City Consultant Eddington added that he was really good he was the one who put the playground equipment together. City Consultant Eddington stated that the next budget was 12 professional and contracting, City Manager Davila stated that you see attorney because our City Attorney Mr. Caballero would be coming back today he is back from his leave and Councilwoman Weikel asked if he wouldn't be coming to the council meetings and City Manager Davila replied yes he is coming and you all have to approve his return back and we just suggest but it would be up to you all if you want to accept his return from leave and Councilwoman Weikel asked if he would

always come to the meetings and City Manager Davila replied yes so if I understood you correctly he won't be coming to our meetings and City Consultant Eddington replied that he wouldn't be coming to our EEDC meetings unless we need him, Councilman Aldaco asked how long he was gone and City Manager Davila replied that he was gone since last year and he started the leave because of medical reasons because his wife had some medical issues and then he worked with the City of Laredo so there was an issue as to if he could work with us and now he got the go ahead that he could and we need him and he has known everything that has happened here and City Consultant Eddington added that he is the one that says you can't talk about that. City Consultant Eddington stated the next one is page 13 city staff so for city staff clerk number one is open, Councilwoman Weikel asked if she could ask a question on 12 who are the auditors and City Consultant Eddington replied that it was Ben De La Garza and Councilwoman Weikel asked if they did the audit twice in December and October and City Consultant Eddington replied that the total was \$8,000 and City Manager Davila replied that he must spread it out so that we don't have to pay it all at once and I used to love Mr. Flores because he only charged us \$3,000. City Consultant Eddington stated that for city staff office clerk number one is not filled and City Manager Davila stated that used to be Monik and Monik had another baby so she did come back and ask if she could work from home and it is city government and you can't take documents home so there is no way we can accommodate that and I didn't want to lose her but she didn't have anybody to take care of her kids, Councilman Aldaco stated that she didn't live here anymore and City Manager Davila replied that was the problem she lives in Uvalde and it was dangerous for her to commute and then Damiana which is another clerk that I don't have I actually told the Judge to hire her so that she could make more money because he was supposed to leave her here for twenty hours and he was going to give her twenty hours and not start until October but the Judge took her before and its not like she wanted to leave but you always want them to progress, City Consultant Eddington added that the reason we left it in the budget was because if we do get somebody later on and City Manager Davila added that right now Linda and Vicky are doing a great job and they are both cross trained and we all work together and we were fine when we had all four but they might be a bit stressed right now but I think they will be ok and I think its good if we can save some money and we are also saving money with the police department and we are cutting the Chief's hours to 32 and the rest putting them on overtime so we are able to save money and also save money on the fringe benefits and on those 8 hours that I am saving we don't have to pay social security or Medicare and Councilman Aldaco stated that those 8 hours you are getting from the grant and City manager Davila replied yes and he is getting more from the grant and as an example he works 70 hours a week 32 of that would be regular pay and the rest will be overtime and we get that reimbursed at the end of the month and it is going to work out great like that and my other officers instead of working 12 hours or 10 hours they get 2 that go straight to the grant and we are trying to save money on the salaries so that we don't have to pay that much on the 941's, Councilwoman Weikel asked how long she thought these grants would work and City Manager Davila replied that we had a lot of money and City Consultant Eddington added that one set of the grants is from Homeland Security and this is our fourth one and City Manager Davila added that one was for \$18,000 and the other one we got is for \$39,000 and the other one that we are a friendly force with La Salle County which we will talk about in a little bit is for \$50,000 and it works out pretty good and I do want to give kudos to City Consultant Eddington

because we are working with La Salle County and they have their own people that do their budgets and we turned in ours on time and it was fine and theirs got sent back 5 times, Councilwoman Weikel asked if it was from the Sheriff's department and City Manager Davila replied that whoever Judge has that does their budgets and City Manager Davila proceed to read Council a letter from Border Patrol and Chief Deputy from La Salle approached me and asked if we could help them because the man that was doing the budget wasn't doing what he was supposed to and it states that Encinal PD Ashley Eddington was able to provide the correct budget for La Salle County and I will provide this information to my superiors at Laredo Sector for further review and thank you for completing this task in a timely manner and for working together as a team so I continually tell City Consultant Eddington that we appreciate him because he has his own formulas and he asked me if he could just send him the formulas and I said no sir Mr. Eddington does not provide his spreadsheets to anyone and I can honestly say it is a hard budget to do and you cannot be off not even by one dollar because they will not approve it. City Consultant Eddington stated that clerk number 2 received a \$2.00 raise and they were making thirteen and now they are at fifteen and the shift differential incentive has to do with the changing of if anybody gets a step up in raise wise or it covers vacation pay or sick leave we put that differential in there, City Manager Davila added that we also give them a cost of living at the end of the year and Councilwoman Weikel asked if that was like a bonus and City Manager Davila replied that we give the cost of living that the counties give and City Consultant Eddington added that it is already added in the budget so we don't have to go back and redo it, Councilwoman Weikel asked how do you decide that how does that one work and City Manager Davila replied that you separate it by the years that they have been here and the different positions that they hold , Councilwoman Weikel asked if the got it around Christmas time and City Manager Davila replied that they get it during Christmas or during November for thanksgiving and Black Friday. City Consultant Eddington stated that page 14 was the Municipal and we have one clerk and she got a raise of \$2.36, Councilwoman Weikel asked if we only have the two clerks now is that the other part of their salary then, City Manager Davila replied no not really because we only gave five dollars for that and it was two for one and three for the other one for their raises, Councilwoman Weikel asked if that was another person and City Manager Davila replied that was for the summer when we get college kids and things like that and that is for that just incase we hire somebody but we hardly ever do and it does have a zero on it and Councilwoman Weikel stated that she was talking about the top one the BR and City Manager Davila stated that was Linda Ramirez and City Consultant Eddington replied that we only have one clerk for municipal and Councilwoman Weikel stated so that includes that on that salary too then and City Manager Davila replied that we gave Linda a raise this year and they are the only two clerks that got a raise what clerks are you talking about and Councilwoman Weikel stated that she saw the other salary with the city and City Manager Davila replied that she is not on there she is on municipal and City Consultant Eddington added that we put the extra clerks so that we don't have to come back to you and City Manager Davila added if we decide we need to hire someone later we can come back to you and say we are thinking about hiring but we don't have to do a budget reallocation and add money in there for payroll and we still come back to you even though we don't have to but we do and City Consultant Eddington added have you ever heard when the government says that they cut all this it's because they had 50 people on the roster and they only hired twenty so they are cutting the people who are not working when

they talk about cutting the budget well you are cutting something that you are not paying so it is the same thing here we allocated on the budget just in case and City Manager Davila stated that I think Councilwoman Weikel got confused because we have that separate, city is one budget and municipal has another budget and Councilwoman Weikel stated that is why she got confused because she thought it was a third person but I get it now, Councilwoman Weikel stated so there is one clerk with the city and one clerk with municipal and City Manager Davila replied yes and Councilman Aldaco stated that going back on to the 13 payroll that means that you have 3 vacant positions and City Consultant Eddington replied only if there is a dollar amount and City Manager Davila replied there is only one vacant position and we only have 16 hours available and we highered Vicky's hours too like Linda to 36 because we are open half a day on Friday's. City Consultant Eddington stated the next budget is 15 and vehicle number 6 is the one I was talking about for the major repair and these are kind of estimates on the maintenance of the vehicles and some will take more and some will take less and we like to try and get an average of what they are doing so I stick a dollar amount for what these little changes will be for the time period and then we just portion it out per month so we may not spend \$11,000 we may spend more than \$11,000 it just depends on what happens with the vehicles and last year we had to do a large repair on the cylinders for the trash truck and luckily we had put the money on the budget for it and the same thing with this something is bound to happen and we put it in there to make sure that we can do it and if it is something that is more than the amounts that can't be moved within the budget we come back to you guys and Councilman Aldaco stated if number 6 was for the trash truck is this number for when we take it to somebody that is certified to fix it and are these actual numbers for Lewis and City Manager Davila replied that we are not taking it to them anymore we are going to continue to take it to San Antonio where we took it last time where they fixed the solenoids on it because this time it went in for a filter and it ended up with a busted engine and the guys were there standing when the guy from Lewis was pressing on the gas and he broke whatever it was in there and City Consultant Eddington added that the other part of that is saying changing the oil, the guys can change the oil so they can do some of those things themselves and City Manager Davila added that Josh was good about changing the oil on the vehicles we just bring him whatever he needs. City Consultant Eddington stated that budget 16 was festivals and events and our Cinco de Mayo budget is \$8,500 and lets talk about what that really means and City Manager Davila added that she always stays under budget because I get a lot of donations and City Consultant Eddington added that if you notice there are no revenue dollars for Cinco de Mayo so when I look at this number I look at it as a net number and money that we pick up from entry fees vendors and minus what we spent we always make a profit or we didn't make a profit the first year and City Manager Davila stated that is how we are doing the welcome sign because we only had \$5,000 and we spent \$7,100 but that is okay it's worth it because it was hard to find somebody to build it and City Consultant Eddington added that we have to put in the money for the budget and what if it rains that day or what if we don't have many people so that \$8,500 is for the Cinco de Mayo and we normally make money but we still need a budget to make sure we don't spend too much and then we have \$350 for Easter and these are arbitrary numbers and for the parade and pageant \$500 and that is mostly trophies and we get a lot of donations and thanksgiving for when we have the thanksgiving dinner and for veterans day \$150 and I don't know if we have to buy all of the flags and we usually get donations and City Manager Davila added that this year

we didn't we ordered them and our guys put them up, Councilwoman Weikel asked if that included buying a new flag because that one gets torn up and City Manager Davila replied that we have already put up so many flags and City Consultant Eddington added that it was because it is on the north corridor, Councilwoman Weikel asked how much was allocated every year for flags, and Councilman Aldaco asked how many have you bought so far and City Manager Davila stated that some of them are donated by the Congressman's office and that one was about \$66 so we probably use about 5 a year, City Consultant Eddington stated that next we had national night out and our 3 on 3 basketball, Councilwoman Weikel asked if there was anyway to add more to the veterans day and City Manager Davila replied that she could add more and Councilwoman Weikel asked if we would discuss it now and City Manager Davila replied that you would have to talk about it now because then you have to approve the budget and Councilwoman Weikel replied that where would it come from, City Consultant Eddington stated that we still had \$3,852.23, Councilwoman Weikel stated that the idea she had because we have gone out of town and more and more people are doing it when it is a holiday they have this rod on the ground and it is a good sized flag and I don't know what it costs and City Consultant Eddington asked if it was like a pennant flag and Councilwoman Weikel stated that she would try and get pictures so maybe we can't do it this year and City Consultant Eddington stated that we had room and we can move it from \$150 to \$500 and Councilwoman Weikel stated that it would not just be for veterans day we could use it for Labor Day as well for fourth of July and memorial day and City Consultant Eddington stated if she wanted to move it from \$150 to \$500 or do you think it is more than \$500 so we can put the \$500 in and if we find it is more we can always allocate dollars from another part of the budget because we have room in the budget for it, Councilman Aldaco stated so we are going to allocate \$500 for the veterans up from the \$150. City Consultant Eddington told Council that for the national night out and the 3 on 3 we usually get donations and this year we got donations from the 3 on 3 and people donate and during the 3 on 3 we give out school supplies, Councilwoman Weikel stated that usually goes over very well at least with the kids. City Consultant Eddington stated that budget 17 was the elderly program and the amount allocated is \$7,500 and what usually happens with the elderly we as staff we donate monies and gifts and there are other entities that donate as well so this is just a baseline figure, Councilwoman Weikel asked how much does it cost to run the elderly program and I think it is a wonderful thing but I am just curious and City Consultant Eddington replied that the \$7,500 is the baseline and it is probably more like \$9,000 but where does the other \$2,000 come from it comes from donations so I think that the \$7,500 is good, Mayor Sanchez stated that it was going to end whenever the county finishes with the building and City Consultant Eddington replied that he wasn't sure about that so that is why I put it in the budget and do you know when they are going to be done with the building Mayor and Mayor Sanchez replied that it would be done by December, City Consultant Eddington said that if we no longer have it then we will just reallocate those dollars. Councilman Aldaco stated that he did not see the bus that we use for the elderly in the budget and City Manager Davila replied that we haven't fixed it and City Consultant Eddington replied that the bus was not on this, Councilman Aldaco stated that it wasn't in it and City Consultant Eddington replied that when we get to the point where we are going to repair it we can allocate the funds from another part of the budget. Councilwoman Weikel stated that what was on page 15 the city owned all this stuff and I haven't seen that hummer in a long time and City Manager Davila stated that actually the hummer is going to be

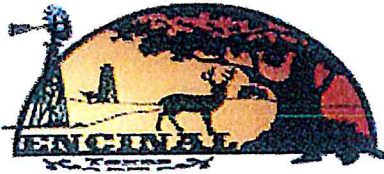
taken to Southwest High School and they are going to fix it for free and Chief Vallejo added that they have an auto mechanic shop there and they are always looking for projects and they are looking to help us out and Councilman Aldaco asked what they were going to do to it and Chief Vallejo replied that they want to get it up and running and they also have a paint shop so I asked them if they could paint it and they said yes and it is so that the kids can get experience on working on vehicles and painting vehicles and I did let them know if they needed parts they could contact us.

3. Discussion on Revenues, Expenditures, Salaries & Contract Pay.

- 4. Adjournment.** A motion to adjourn the Budget Workshop was made by Councilwoman Weikel and she was seconded on the motion by Councilman Aldaco, all were in favor, so motion carried. The Budget Workshop was adjourned at 5:55 p.m.

Minutes were approved by Council Member Sonny Aldaco and a second Motion was made by Council Member Velma Davila on this the 8th day of October 2019.

Velma Davila
Velma Davila, City Manager
Attest City Secretary



CITY OF ENCINAL
CITY COUNCIL AGENDA
Regular Meeting
Tuesday, September 10, 2019

NOTICE is hereby given of a Regular Meeting of the City Council on Tuesday, September 10, 2019 at 6:00 PM at 701 Berry, Encinal, Texas, for considering the following numbered items. The City Council of the City of Encinal, Texas reserves the right to meet in closed session on any of the items listed below should the need arise and if applicable Pursuant to Authorization by Title 5, Chapter 551, of the Texas Government Code.

Accordingly, the Encinal City Council has rules of courtesy in place for all persons in attendance at its meetings. The Presiding Public Official shall at all times preserve order and decorum, prevent personal references to Council Members or the impugning of persons' motives. Citizens requesting to be heard shall sign in before the meeting is called to order and shall be called upon in the order that they signed in the Presiding Official shall use discretion in time allowed a citizen to be heard

The City of Encinal requires that testimony before the council be given under oath pursuant to Local Government Code 81.030. A person who make a false statement under oath is subject to prosecution under Section 37.02, Penal Code

Meeting called to order.

1. Pledge of Allegiance.
2. Roll call to establishing a quorum.
___ D. Weikel ___ I. Arizola ___ S. Aldaco ___ B. Renteria
3. Citizens Comments.

Members of the audience are invited to address the Council on any subject not on tonight's agenda. Speakers must come to the podium, state their name and city of residence for the Clerk's record, and limit their remarks to three minutes. As an un-agenized item, no response is required from City staff or the Council and no action can be taken:
Personal Attacks Will Not Be Allowed by Any Speaker.

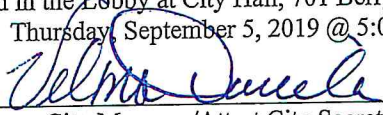
4. Discussion and Action on approving minutes for Regular Meeting dated August 13, 2019.
5. Discussion of City Managers Report of daily activities, operations of the city and upcoming events of the city. Discussion on the Accounting reports of revenues and expenditures for the city. Discussion of steady state and enhance police patrol activities in the city, and discussion of the ticket counts and collections for the criminal cost reports for the city. Discussion will be in the following order:
 - A. City Manager/ Consultant
 1. Discussion only August Calendar.
 2. Discussion only August Gazette.
 - B. City Consultant
 1. Accounting Report
 - C. Police Chief.
 1. Approval of Frago and Friendly Force grants from the Operation Stonegarden (OPSG).
 2. Discussion on meeting with U.S. Border Patrol Laredo Sector to be held on Friday, September 13, 2019 at Freer Border Patrol Station in Freer. Texas.
6. Discussion and/or possible action to authorize the City of Encinal to enter into an interlocal agreement with La Salle County Judge Joel Rodriguez/La Salle County Commissioner's for condemnation of a property for a public road that will service law enforcement and emergency services in the City of Encinal.
7. Discussion and Action on accepting Legal Counsel letter to return from leave.

8. Discussion and Action on Property Tax Rate.
9. Discussion and Approval of 2019-2020 Ad-valorem Tax Rate for the City of Encinal.
10. Discussion and Action on approving Resolution No. 09102019 City of Encinal Tax Rate.
11. Discussion and Action on getting permission to negotiate the purchase of a trash truck for not more than \$15,000.
12. Discussion and Action on approving the City of Encinal Budget for Fiscal Year 2019-2020 to include special projects, professional and non-professional contracts & community service.
13. Discussion and Action of the appointment of City Council Member.
14. Discussion and Action on approving the Bills for September 2019.
15. Discussion and Action on Time & Date of next meeting. The next City of Encinal Regular meeting will be held on Tuesday, October __, 2019, at City Hall Chambers, 701 Berry Street, Encinal, Texas at 6:00 p.m.
16. **ADJOURNMENT**

The City Council reserves the right to consider business out of the posted order and the right to adjourn into executive session to discuss items which are not listed as executive session items, but which qualify to be discussed in closed session under Chapter 551 of the Texas Government Code. Entrance and parking spaces for disabled persons are available in front of City Hall. Requests for accommodations or interpretative services must be made 48 hours prior to this meeting. Please contact the City Manager's Office for concerns or requests @ (956) 948-5226.

Certification

I, the undersigned City Manager/Attest City Secretary, do hereby certify that the agenda mentioned above was posted on the Bulletin Board located in the Lobby at City Hall, 701 Berry, Encinal, Texas on Thursday, September 5, 2019 @ 5:00p.m.



City Manager/Attest City Secretary



City of Encinal
Regular Meeting Minutes
September 10, 2019

On September 11, 2019, I Linda Ramirez went back and listened to the minutes for possible revisions, I heard them and after listening to them I found that for the two items in question they were stated as written in the minutes.

1. **Pledge of Allegiance.** Mayor Sylvano Sanchez called the meeting to order at 6:00 p.m. The Pledge of Allegiance was led by Mayor Sanchez and City Councilmembers.
2. **Roll call to establishing a quorum.** Present were Councilmembers Debra Weikel, Irma Arizola and Sonny Aldaco, Councilwoman Brianda Renteria was absent.
3. **Citizens Comments.** City Manager Velma Davila recognized and welcomed all those present. Edward Aldaco addressed City Council and told them that he lived with his mom Elida Aldaco and that he and his wife are both retired and we came here to Encinal in April and first of all let me say that everybody has been great and everybody has been so friendly and my wife was worried coming to a small town but I can't even tell you how welcome we feel here and how happy we are here it has just been a joy and everybody has been so pleasant and that is something we are not used to and the only concern that we have and since me and my wife have been coming here for years is the stray dogs and I am sure you guys have heard many stories and on the corner there is gentleman that has 3 dogs that are always loose and now there is a total of 4 dogs and they almost bit me a few times and they have almost bit people that have visited us and it is not just a matter of if they are going to bite somebody it is when are they going to bite somebody and they are very aggressive and it has just gotten worse and worse and we are pleased to see that there is going to be some action taken and that is the only concern that we have but again I do want to say how great everybody here has been so friendly and so nice and it's a small town and it is not what we are used to but it has been great. City Manager Velma Davila replied that we can't comment during the citizens comments and I know our attorney is here and just for the future we are not allowed to comment during the citizens comments but I am going to comment as a citizen too because we had Ms. Aldaco also and she is here that she has been worried about the stray dogs also and we have to as a city and I think Mr. Caballero can correct me if I am wrong we have to follow different protocols and different rules and things that we have to do so we decided to put it in the Gazette and everybody should be getting the Gazette because they should be paying for the trash and we put it on the Gazette so that everybody could know that we are giving you a chance and if it is your dog tie it up and we have an ordinance and we are going to follow the ordinance and we are going to pick up dogs and we don't have an animal shelter because when we had an animal shelter and we were picking up dogs people were calling and complaining and calling the state saying that we were doing something wrong which we weren't we had the cages and we were feeding them and giving them water and we even have our police officers and they were wonderful and they would go and feed them and they made sure that they had water and we even had some stolen from there and we had dog food stolen so we had different things that were going on so it is either good that we do or bad that we don't so we are trying our best so this way we are going to pick them up and we are going to hold them for 3 hours and we are going to feed them and

give them water and keep them tied under the shade and we are going to take pictures and putting them of Facebook so that everyone can know and if they do not have a tag or collar we are taking them in and they are going straight to the vets and she takes care of them over there and we don't have control over that but we don't have a holding place for them either, Citizen Frank Weikel suggested giving the dogs to the animal lovers and City Manager Davila replied that we tried, Citizen Frank Weikel stated that they should put the dogs in a cage and give them to them and I know we had trouble with the animal lovers before and City Manager Davila replied that was the problem with the animal lovers here everybody is an animal lover but they don't take care of their animals and we will by the end of the month pick up the dogs and we will continue to do that every month and I am going to follow whatever the attorney tells us and if we are doing the right thing and if they have no collar or anything we will take them in and we have spoken to the people and we have given them code enforcement tickets and they come and talk to the Judge and they tell him that they are going to have them inside their fences and that they are going to tie them up and they don't do it and we have had instances where the dog has bitten someone and we have to take them to the vet and she has to euthanize them and she has to send off their heads and they are quick to bash us on Facebook but we have to follow the rules and we will take care of that and I am sorry that you all are having that issue and thank you for coming and we welcome you to the City Council meetings every month and we also invite you to our functions.

4. ***Discussion and Action on approving minutes for Regular Meeting dated August 13, 2019.*** A motion to approve the minutes for Regular Meeting dated August 13, 2019 was made by Councilwoman Weikel and she was seconded on the motion by Councilman Aldaco, all were in favor, so motion carried.
5. ***Discussion of City Managers Report of daily activities, operations of the city and upcoming events of the city.*** Discussion on the Accounting reports of revenues and expenditures for the city. Discussion of steady state and enhance police patrol activities in the city, and discussion of the ticket counts and collections for the criminal cost reports for the city. Discussion will be in the following order: Mayor Sanchez asked Council if they could make a motion to move up item 7 before item 5. A motion to move up item 7 Discussion and Action on accepting Legal Counsel letter to return from leave was made by Councilwoman Weikel and she was seconded on the motion by Councilman Aldaco, all were in favor, so motion carried. City Manager Davila welcomed back City Attorney Juan B Caballero and before you is the letter from Mr. Caballero requesting to return from leave. Councilwoman Weikel asked clarification on Mr. Caballero's return and if it would be retroactive to August or from today forward and City Manager Davila replied that he did give it to us back then and Councilwoman Weikel added that when is it effective and City Attorney Caballero replied that he was available to return as of August which is when I wrote the letter so I am making it effective to when I wrote it but it is up to what you all want and City Manager Davila added that we didn't have a council meeting so that we could bring it to you all for approval and we weren't going to have one until today and Councilwoman Weikel asked how do we make the motion for it to be effective as of today or do we go retro and City Consultant Ashley Eddington suggested we go effective as of when the letter was written and City Manager Davila added that he has helped us with things even though he was not active with us and Councilwoman Weikel added that she just wanted to clarify that, a motion to approve the Discussion and Action on accepting Legal Counsel letter to return from

leave effective August 2019 was made by Councilwoman Weikel and she was seconded on the motion by Councilwoman Arizola, all were in favor, so motion carried. Mayor Sanchez welcomed Mr. Caballero back. Mayor Sanchez requested a motion to return it item 5. A motion to return to item 5 was made by Councilman Aldaco and he was seconded on the motion by Councilwoman Arizola, all were in favor, so motion carried.

A. City Manager/Consultant

1. Discussion only August Calendar. City Manager Davila told council that you have the calendar there and it does have the National Night Out and everything that is happening in September.
2. **Discussion only August Gazette.** City Manager Davila told Council that on the September Gazette we have where the public works is going to pick up stray dogs and I did want to mention something on that just so that everyone knows when we pick up the stray dogs the city is going to take the responsibility to pay the fees for taking them to the vet and we also have the food bank and hopefully when we call on Monday there will be food available and we have been having a shortage of food at the food bank so hopefully we can have it this month, our Chief of Police will be having National Night Out on September 26th so we do welcome everyone and we get donations for this event and Chief is pretty good about getting donations and we buy prizes to give out to the people and we will have 3 big prizes for an adult and two for the kids one for a boy and one for a girl and it is a great event where you will see law enforcement from all over and we will be doing a balloon release for the fallen officers and for the current officers as well and we just attended the memorial for Trooper Moises Sanchez and it was sad and at the same time it was a great feeling because you see all of law enforcement coming together and we always pray for our officers because they always do a great job and even though sometimes we don't like to get stopped and get tickets and Mayor Sanchez also puts up a corner on there about the hot weather so to take precautions and drink plenty of water and to stay cool and if you know of anyone that needs any type of services and or is in need of any help please just give us a call at City hall. City Manager Davila told council that the tv they see in front of us belongs to the workforce from Middle Rio Grande and what this is every Tuesday they have a live webinar comes on and you can see different places where they have jobs where they are seeking employees to go work at their different places of employment and I think it will be helpful for a lot of our citizens that want to get jobs because it is not just here locally it is everywhere and for the oilfield and I am not too sure as to what is going to be available and I believe that in a couple of weeks they are going to be having a lot of job openings and just in case you all know of anybody that wants to come we will have that available.

B. City Consultant

1. Accounting Report

- C. **Police Chief.** City Manager Davila told Council that she wanted to mention something that we might have to bring back and it does have to do with the Police Chief, we had gone out for bids and we did award the bid to Red McCombs for the police unit that we got in the grant and it seems like this gentleman from Red McCombs has taken forever it just seems to me that every time I call him or I go talk to him he tells me he is going to send me something and this is a grant that we received and we need to spend the funds and it has been since

March and I know this is not an action item I do want you all to be aware of it because I think I need to bring it back in October to see if we can go out for bids again or we had approved the buy board and I don't know if we can do that or if we have to put it out for bids again. Police Chief Roy Vallejo stated that a gentleman came from Wayland and if you are on the buy board you don't have to put out for bids because they work for a state contractor and City Manager Davila added that we do have an interlocal with the buy board and Chief Vallejo added that the only thing you have to do is tell them what you need and there is a place in the valley called Fleet Service and they give you a vehicle with lights and sirens ready to go and they do everything there even the decals and they don't take 3 or 4 months you will have it in like 2 weeks, City Consultant Eddington added that as far as the grant is concerned we have I believe \$56,000 for this grant so if we pick up a vehicle that is less than that the question would be what would happen to the residual funds we would probably have to request the state for us to use those funds to maybe purchase vehicle number two and Chief Vallejo added that if you give them a number they will fix a vehicle to that number and City Consultant Eddington so they would want to use the whole amount and Chief Vallejo replied that they would put the cage, and City Attorney Caballero asked if there was a requirement on the grant to go out for bids and City Manager Davila replied yes it did and it did go out for bids but I think that to be on the safe side and I think that if we bring it back in October and send them a letter to see if we can go out for bids again and put it for like a week or two and then maybe have a special meeting and award the bid because it has been since March and I believe he is trying to fool us saying that they don't have any 2019's anymore we only have 2020's but we awarded it to him in March and the other vehicle we had the one we had the accident in and Councilwoman Weikel asked if this was a verbal agreement that we had and City Manager Davila replied no that we had all the paper work and Councilwoman Weikel asked if she had gone to his boss about it and City Manager Davila replied that he was the main boss in the commercial area but I feel that he has too much on his plate and we did call him again yesterday and right now we only have two units and they are getting bad, Chief Vallejo added that on one of the Crown Victoria's the suspension is going out and it is overheating and City Manager Davila added that we are going to receive more funding for another grant worth \$112,000 for 2 more units, Councilman Aldaco asked if he was awarded this bid, and City Manager Davila replied yes he was awarded the bid in March, and Councilman Aldaco asked what his excuses were and City Manager Davila replied that he states that he can't get any 2019's and that he has to get new fleet 2020's and they are being built right now and they have a big demand for the them and City Consultant Eddington replied that we should get back to what the grant may require and the grant required us to go out for bids and procurement requires us to go out for bids if it is over fifty thousand so I think we have to follow that protocol and City Attorney Caballero added that depending on the specific language for the grant you might have to rebid it and City Consultant Eddington added that you have to remember we did best value so we can do best value again and City Manager Davila added what if we have another bid can we go with that one and City Attorney Caballero added that this one has proven to be unreliable so you can go with the second one and City Consultant Eddington added that we didn't have a second bid on this one and the other part of the protocol is to notify this individual that he has a certain amount of days to perform and if he doesn't

perform then we would have to put it out again and Councilwoman Weikel added that we would have to put a deadline and City Manager Davila added that she believed that would be the best thing we could do because our officers do need vehicles that are safe and City Consultant Eddington added that we have another bid of \$114,000 coming in which if this works with the buy board maybe that is the best thing going forward and Chief Vallejo added that they have 2019 and 2020 vehicles already set up with lights and ready to go and all you have to do is install your radio and radar and decals which they do as well and you get your vehicle in two weeks and Councilwoman Weikel asked if we are getting two vehicles one with the buy board and one with the bid and City Manager Davila explained that we have one vehicle that was bid out and awarded already and so that is one grant and we just won another grant with two vehicles for \$114,000 and Councilman Aldaco added that we are getting a total of 3 vehicles and City Manager Davila replied yes and we should have already had this other one and the next one we should already have the money released in the next month or so and they might tell us why haven't you spent this one and I am afraid that we are going to lose it and Chief Vallejo added that there are other agencies that have already received their vehicles and City Manager Davila added that it was Red McCombs a big dealership and City Consultant Eddington added that we would write the letter and have Mr. Caballero approve the letter and change it to whatever way it needs to let this individual know that if they don't perform within a reasonable amount of time.

1. *Approval of Frago and Friendly Force grants from the Operation Stonegarden (OPSG).*

City Manager Davila told Council that we have 3 grants that we have applied for and City Consultant Eddington does all of our grants so and one of the grants is HSGD and that is the Homeland Security Grant and it is an overtime grant and it is the third year in a row that we get this grant and our officers are able to work more hours and they are able to supplement what they make to work this over time grant and they can actually make more money by doing that and they have been doing a great job working and I don't think there has been a time when our officers haven't been involved in a pursuit or they stop a vehicle that is carrying illegals. Chief Vallejo told Council that before he started that Encinal was not even on the map and I don't think that Encinal knew what Stone Garden was or overtime grants and we did the research and City Consultant Eddington did the paper work so now we have the overtime grant and now we have the Border Patrol agents, DEA, FBI always fighting for our stats and it got to the point that La Salle county was not providing stats and on Tuesdays we have joint meetings and they ask what we had going on that week and City Manager Davila added that she has been with him on those calls and I don't believe there has been a time where they haven't mentioned one of our officers and Chief Vallejo added that it all started with the bi reports and those are the border incident reports and we started doing those even before we got grants and I applied for Stone Garden and that is one we are doing later but with this homeland security grant these guys work the hell out of these grants and it is free money so they pay us to get stats for them and we have border patrol agents fighting over us and whoever gets here first gets it so that is one of the grants and they work 44 and 35 and what people don't know here is that where we are located we are considered to be in a box which is 133, 83, 44 and 35 and that is the box and it is the main trafficking area and it is said to say but it goes through our town and City Manager

Davila added that our truck stops are being used as exchange zones and we had one of our officers working on Saturday and he started work in the morning at 9 and he called me at about 1130 and he found some illegals in a tractor trailer and the gentleman got arrested for several things and Chief Vallejo added that he had warrants and was under the influence of cocaine and City Manager Davila added that they wouldn't take him at the jail so he had to take him to Pearsall Hospital and wait for him to detox there all night and we didn't have anyone to release him and La Salle County didn't have any one to release him either so he worked a total of 25 hours and then he went in to work as EMS and Fire at noon and it is really hard for our officers not being to help him in any way but we make sure to stay in touch with him through out the night and making sure that he is fine and in the morning when he was out he let us know and the next grant that we got and it is from the Stone Garden but it is called Frago money and this was a stone garden grant that was given to La Salle County Sheriff's office and they sent it back so we took advantage of that and when I went to Washington I was able to speak to the head of the Department for the Stone Garden program and what Chief was saying about the bi reports and he is right and right away he told me I know your stats and I have seen your bi reports so when he told me that I was floored and he told me that our department was doing really good so he knew how are department was compared to the other department and when we did this one of the gentlemen that is in charge of this and he actually started coming here last year and we were doing some joint work with the Border Patrol cleaning up the cities and things like that and we were attending different meetings at TAMIU and stuff like that and he became the head honcho of this grant and he told me if you don't have a friendly force and the County is supposed to sponsor us as a friendly force and we have been trying to get friendly force form Webb County and La Salle for four years and they wouldn't get us, Councilwoman Weikel asked what that meant and City Manager Davila replied that it means that friendly force is money given to Counties for Sheriff's office and they pick the people that they want to give the money to and I understand why Webb County couldn't help us because they have all the constables, the police department and themselves so they have to spread that money around and we could have gotten on with La Salle County but they never added us on and Chief Vallejo added that it is called piggy backing and City Manager Davila added that they could ask for \$150,000 for them and ask for \$50,000 for us as an example but they were trying to keep all that so this time they couldn't get it and they sent it back so we got \$34,708.91 plus the fringe benefits which was \$5, 206.00 so it was a total of thirty nine thousand something and you could see the letter there and the fringe benefits is the social security, Medicare and workman's comp and we will have a hissen access and what that means is that every time the officers work over time we have to input it right away in the system and if you don't follow these procedures you can lose the grant because you have to report the stats that they do that night or the day that they worked so hissen is the access that you get to go in there and Chief Vallejo added that it is a daily activity report so if the guys are working on a Friday or Saturday she is going to have to work on Saturday so she can turn in the stats and City Manager Davila said it wasn't a problem because the guys would just send it to her and this is not a bother because this is for them and on Friday we will be traveling to Freer and they

are going to teach us how to do those dar reports and how to get on the hissen system and how to gain access and we have to create an account for it and Chief Vallejo added that it was a great thing for the City of Encinal because this small town does better than the Sheriff's office stats wise and again it's because we are stuck in this box here and all the traffic runs through here and they see that and I know you have these many officers and now they give us overtime to see how much more we can do and City Manager Davila added that about 2 weeks ago on Sunday morning and Butterfield had just come in and they called him that a vehicle had passed the check point so it was coming on the 32 mile marker and then it got off on the access road and Butterfield was on the access road trying to meet up with them and they almost hit him head on so they came northbound came into the median and then they came southbound and came into our town and our town was going crazy with DPS troopers, Border Patrol and our officer and the helicopter and they caught them all here at family dollar at Patricia's and here and they were in an expedition and that is why I want you all to know that our officers are always busy and if you don't see them in town or checking who ran the stop sign it's because they are always busy and the Border Patrol is always calling them and telling them to be on the lookout and they work great with our Constable and they have a great partnership and Chief Vallejo added that with the Stone Garden they are going to put us where they want us at so if we need to go and work 83 we are going to have to go and if we have to go and work 133 we are going to have to go and Councilwoman Weikel asked if 133 was Artesia and Chief Vallejo replied yes so we will be providing stats for them and that is what they want and Councilwoman Weikel stated that she ran into an officer at Dollar General and he told her that there was a lot of movement on 44 and I didn't ask him what kind of movement and City Manager Davila replied that is what he meant and Chief Vallejo added that it is getting worse and worse and they are saying that they are going to be opening a chapter for Los Bandidos in Cotulla and City Manager Davila added that all this is happening because they took off a lot of military to build that wall and because of that there is more leeway for them to cross now and besides the thirty nine thousand we got for the Stone Garden and for the 2019-2020 we got to piggy back of La Salle County to work in partnership and City Consultant Eddington helped them with their budget so we will be getting fifty thousand dollars for that and they are getting one hundred and twenty three thousand and Chief Vallejo added that and we are trying to keep the traffic away from the city and we are trying to catch them outside of here and City Manager Davila added that she was speaking to the Commissioner today and he wanted to know how we could stop the chases through Encinal Boulevard and I told him that our officers know that they have to pull back and Border Patrol knows that also and those vehicles trying to get away from the law there is no way for us to stop them and they can back off here and there will be somebody else to try and catch them later on. Councilwoman Weikel thanked Chief for doing his job and being proactive. City Manager Davila told Council that Chief has done a great job since we hired him and even though he is young he has still done a great job and I commend him for it and our main concern is always their safety. Councilwoman Weikel told Chief to let all his men and lady know that we appreciate them.

2. *Discussion on meeting with U. S. Border Patrol Laredo Sector to be held on Friday, September 13, 2019 at Freer Border Patrol Station in Freer, Texas.*
6. *Discussion and/or possible action to authorize the City of Encinal to enter into an interlocal agreement with La Salle County Judge Joel Rodriguez/La Salle County Commissioner's for condemnation of a property for a public road that will service law enforcement and emergency services in the City of Encinal.* City Manager Davila told Council that they had attended a Commissioner's Court meeting yesterday because the County Judge Joel Rodriguez and there has been discussion about this item before about streets being closed off and our Commissioner Joaquin Alba spoke to the Judge about the property that belongs to Springer because of some residents that live on that street want that street open and the city had been in litigation before I came along and eighty thousand dollars after that they made a big attorney bill to try and fight to open up that street and it never happened but we still got stuck with that eighty thousand dollar bill that we had to pay back and they are taking over everything and they are the ones who are going to pay the attorneys and we just have to draw up an interlocal agreement and say that we are giving La Salle County permission to start condemnation and all the attorney fees they are going to be responsible for, City Attorney Caballero asked City Manager Davila who has to do the finding of necessity and City Manager Davila replied that they do, Councilwoman Weikel asked where that road is exactly and City Manager Davila replied that it was the street where the Valles and Alaniz families live and Mr. Springer fenced it in and it is at the end of Buena Vista street and it heads out to Krueger road and it is going to be done for law enforcement purposes because there is no way a fire truck can go thru there and not even an ambulance, Councilwoman Weikel asked where this was located and City Manager Davila explained that it was behind Mr. Mancha's house and we currently don't have all the required verbiage for the interlocal yet and if you all approve it we can get that started and we do have to give them permission to do that they can't just start condemnation and the County is the one working on it because it was brought to Commissioner's court by Commissioner Alba, Councilwoman Weikel stated that she knew of other places in town that have been closed and City Manager Davila added that she knew about some of the alleys been closed off, City Manager Davila explained to Council that they are doing condemnation and it has nothing to do with us but we can go in there and bring it to City Council and ask permission to start opening up all the alleys because a lot of them have been closed up over time and Councilwoman Weikel asked if we would fall under the same thing because we need these roads open for emergency services it is not just one and City Manager Davila replied that I believe that the county is doing this one because it falls into the county area also and these other ones we could probably start the process ourselves if they don't want to let us open it then we would have to start the process of and this for sure is going to be a big one and it is definitely something we don't have money for and not something we could fight for it is going to be a big battle. A motion to authorize the City of Encinal to enter into an interlocal agreement with La Salle County Judge Joel Rodriguez/La Salle County Commissioner's for condemnation of a property for a public road that will service law enforcement and emergency services in the City of Encinal was made by Councilwoman Weikel and she was seconded on the motion by Councilwoman Arizola, all were in favor, so motion carried. Councilwoman Weikel asked to have a bit more information on the condemnation and City Manager Davila replied that for the condemnation they (the County) is going to have to do all the process and all the litigation including the engineering and we are not

doing anything on it but we can bring you back information on it and what the process of condemnation on it is, Councilwoman Weikel stated that she would like to know what road it was because I am kind of curious and City Manager Davila proceeded to show Councilwoman Weikel on the map.

- 7. Discussion and Action on accepting Legal Counsel letter to return from leave. Item was discussed above.**
- 8. Discussion and Action on Property Tax Rate.** City Consultant Eddington told Council that we had our budget workshop earlier and we discussed the property tax rate our taxable value for this year is twenty four million seven hundred seventy four thousand and forty five dollars and our tax rate is .679100 over one hundred and that gives you a total tax collection of one hundred sixty eight thousand and two hundred and forty one dollars and sixty three cents and our tax rate since we have been here has either gone down or stayed the same and we did that because we want to make sure and give our citizens a break with their taxes and we also want to remain competitive with the other small cities around us so I am asking for approval on that tax rate for 2019-2020. A motion to approve the Property Tax Rate was made by Councilwoman Weikel and she was seconded on the motion by Councilwoman Arizola, all were in favor, so motion carried.
- 9. Discussion and Approval of 2019-2020 Ad-valorem Tax Rate for the City of Encinal.** City Consultant Eddington told Council that this was the same tax rate that we had just approved it just has to be approved separately. City Manager Davila added that we must do it separately because if they request it from CISD I will have it because they have done that to me before. A motion to approve the 2019-2020 Ad-valorem Tax Rate for the City of Encinal was made by Councilwoman Weikel and she was seconded on the motion by Councilman Aldaco, all were in favor, so motion carried.
- 10. Discussion and Action on approving Resolution No. 09102019 City of Encinal Tax Rate.** City Consultant Eddington told Council that now that we have approved the tax rate, we must now approve the resolution to accept the tax rate. A motion to approve Resolution No. 09102019 City of Encinal Tax Rate was made by Councilwoman Weikel and she was seconded on the motion by Councilwoman Arizola, all were in favor, so motion carried.
- 11. Discussion and Action on getting permission to negotiate the purchase of a trash truck for not more than \$15,000.** City Consultant Eddington told Council that Chief Vallejo and Mayor Sanchez went to Laredo to GM Trucks and Equipment and they took a look at another truck that we may purchase and if you all remember I did put in the budget an amount for a capital purchase. Chief Vallejo told Council that he was aware that the City needed a trash truck and I found one in Laredo and it is a 2001 Peterbilt and believe it or not that vehicle cost \$9,000 and City Manager Davila added that believe it or not he is not just a Police Chief but he does everything, Chief Vallejo told Council that he actually drove the truck and Councilman Aldaco asked how it drove and Chief Vallejo replied that it drove beautiful, Councilman Aldaco asked how the back part of the truck worked and Chief Vallejo replied that the ac worked the transmission sounds good and it turns on quickly and the solenoid for the hydraulic system is out but before we get this vehicle we asked if they could fix the solenoid and we also told them about the tires so I test drove it and the air brakes work great so it came out to ten thousand dollars and he actually wanted to paint it for us and it also has two fuel tanks and it also has hydraulic rollers to pick up dumpsters, Councilwoman Weikel asked what kind of warranty would we have for it and Chief Vallejo replied that there was no warranty it is sold as is, Councilman Aldaco asked how many miles it had and Chief Vallejo replied that it had 116,000

and it has a diesel engine, Councilman Aldaco stated that if we make this purchase they will fix the solenoid and brand new tires anything else, Councilman Aldaco asked Chief Vallejo if the brakes worked and Chief Vallejo replied that the brakes work and so do the air brakes, City Manager Davila told Council that at the same time this is going on I am speaking with a City Councilmember from Laredo and they have trash trucks that they can donate to us, Councilwoman Weikel asked if we could trade in our truck, City Manager Davila added that Mayor Sanchez is going to have someone come and check our sanitation truck, Chief Vallejo suggested that we use the old truck for parts for the one we want to purchase because they are the same parts, City Manager Davila told Council that she was going to emphasize to the guys the maintenance on that new truck and they do have the maintenance logs made available to them, Councilwoman Weikel asked how much the rate was and City Manager Davila replied that they are requesting \$3,000 down and \$1,200 a month for 6 months, City Consultant Eddington told Council that he had not made the calculations but that we are paying some interest on it, City Manager Davila said the interest was \$1,200. A motion to approve the negotiation of the purchase of a trash truck for not more than \$15,000 was made by Councilwoman Weikel and she was seconded on the motion by Councilwoman Arizola, all were in favor, so motion carried.

- 12. Discussion and Action on approving the City of Encinal Budget for Fiscal Year 2019-2020 to include special projects, professional and non-professional contracts & community service.** City Manager Davila told Council that they did not have Mr. Caballero's and the Chief's because I didn't know how to make the Chief's and the Chief's will be for the 36 months also if it gets approved and so is Mr. Caballero's, City Consultant Eddington told Council that these were the same numbers that were included in the budget and City Manager Davila added that these were the same ones we do every 2 or 3 years, Councilwoman Weikel asked if when you extend them do you just piggyback and they keep accumulating or do they terminate like every two years and City Manager Davila replied that they terminate every two or three years and that is why you have to bring them back, City Manager Davila advised Councilman Aldaco that he would have to abstain from voting on Vicky's and City Manager Davila advised Councilwoman Arizola that she would have to abstain from voting on Linda's and if you all do approve these and if you could approve Chief's at his rate for 36 months as the budget states and Mr. Caballero's because I didn't do theirs and I don't know how to do the Chiefs and the reason you don't see Judge Cortez' contract is because his has been approved for 3 years already and he is approved through the Municipal League so his is approved separately and what is on these contracts is the same thing that is on the budget what they make and the only thing that is added on there is insurance and our staff does need insurance and they have their 7 percent so that is why it states that they will get full benefits, Councilwoman Weikel stated that it was a lot to read and City Manager Davila replied that it was the same ones and I didn't change anything but the dates and I changed their amounts to whatever they would be making now, City Manager Davila approached Councilwoman Weikel and explained what she was stating earlier about the changes and she also explained the same thing to Councilman Aldaco and Councilwoman Arizola, Councilwoman Weikel asked if there were only four contracts and City Manager Davila replied yes because I didn't do Chief's or Mr. Caballero's and Mr. Caballero's would be like City Consultant Eddington's and Chief's would be like mine and it would be for 36 months as well, Councilwoman Weikel stated that we don't have the Chief's and City Manager Davila replied that she didn't know how to do that one and that Mr. Caballero would have to do that one and the amount that would be on there would be the amount that you approved on the budget and his 3 week vacation, Councilwoman Weikel stated that she was kind of glancing at it and one of the things that sticks out at me is that Linda and Vicky have that termination in there and City Manager Davila replied that they didn't have the termination clause on there, Councilwoman Weikel stated that maybe she was reading it wrong but it is on Vicky's and it is under nineteen and maybe you can just explain it to me and I am looking at

nineteen and it goes on about causes for termination shall mean fraud embezzlement and it has this whole list of things but I don't see it on all of the other contracts and City Manager Davila replied that Linda's definitions is under eighteen and if you are talking about nineteen on Vicky's, Linda's is on eighteen and Councilwoman Weikel stated that the list under 19 and they are not on the other ones only on this one, City Manager Davila stated that before the contracts were at will and before they were at will but now we made them a binding contract and I will go ahead and go and reprint this one and that was before when they weren't binding and now you are giving them a two year contract and they were at will before, Councilwoman Weikel asked what about the other two and City Manager Davila replied that she was going to take it off and Councilwoman Weikel stated that it didn't have it and City Manager Davila stated she was going to take it off because it shouldn't be on there or do you want it on there, City Manager Davila asked City Attorney Caballero if she should put it on there and Mr. Caballero replied that it was just a cause for termination and it gives you definitions and Councilwoman Weikel stated that it protects the city and City Attorney Caballero stated that she could add it to all of them and that would give you what you can terminate people for. There was a pause in the discussion while City Manager Davila made new copies of the contracts. Councilman Aldaco stated that the only thing that was added was what she requested, and Clerk Ramirez replied yes. Councilwoman Weikel stated that she wasn't very happy with it and the verbiage in it and the way it is worded so like for example on 11 on the termination it states employer may only terminate this agreement by giving employee two weeks' notice and paying severance pay equal to the salary due employee by the term of this agreement and maybe I am reading it wrong and you could explain it to me better, City Attorney Caballero asked Councilwoman Weikel what contract she was referring to and Councilwoman Weikel replied that it was City Consultant Eddington's and I would just like some clarification on that one and City Manager Davila replied that when Mr. Caballero drew these up years ago and when we are doing our jobs and we give our all to the city and then you have election time come and then they want to terminate you for no reason but they must have cause to terminate you and you just can't say I don't like you and I am not the Mayor or the city council member that used to be here well that is what that verbiage is for and Councilwoman Weikel replied that there was no clause in there about that and I have no gripe and I am very pleased with you all I am just saying that as a protection for the city and City Manager Davila replied that we need protection for us too in other words why do we want a contract, Councilman Aldaco stated that all four contracts have different terminations and City Manager Davila replied that they should all be the same and before that the other ones were at will and I decided why are they going to be at will I think we should have one same contract for all so which one tell me the verbiage on which one, Councilwoman Weikel stated that she was still with Mr. Eddington and I am just using this one as an example not that anything, Councilman Aldaco stated that between hers (City Manager Davila) and Ashley's (City Consultant Eddington) they are almost identical but they are worded different and I know I am not supposed to be looking at the other one's and City Manager Davila replied that he could look at all of them and Councilman Aldaco stated that between Vicky's (Clerk Rodriguez) and hers (Clerk Ramirez) they are worded differently and it is not the same thing and City Manager Davila replied that they should be the same and Councilman Aldaco replied that was what he was thinking that they should be identical and City Manager Davila replied that which was the verbiage that was not right and Councilman Aldaco replied that the only thing he could find for termination for Linda (Clerk Ramirez) and it is item 14 and City Manager Davila replied that Vicky's (Clerk Rodriguez) was binding so it is saying that you just cant fire her and Councilman Aldaco stated that if 14 goes with 15 and City Manager Davila replied that what should have been added for Linda is the same thing as Vicky's which says that notwithstanding any term or condition expressed or implied in this agreement to contrary the employee may not have the authority to enter into contract without the employer's written consent for or on behalf of the employer without first obtaining the express written consent of the employer meaning that this contract is binding so say it was for Vicky it means she can't go to another contract with someone else unless she comes and notifies us ahead of time and Linda should have that too, City Attorney Caballero suggested that we pass the budget and the budget already has the

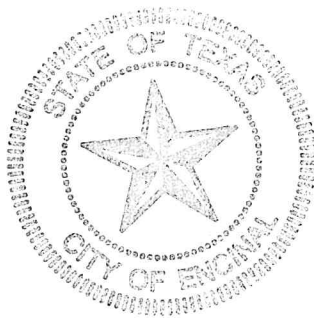
salary amounts in it and I didn't type these but let's work on the verbiage and the typing if you tell us what your concerns are and City Manager Davila added that we could bring them back in October and that way Mr. Caballero will have a chance to look at all of them and then we can send them to you all ahead of time and you all can have a chance to look at them and Councilwoman Weikel added that she was totally for protecting you all but I also want to protect the City and City Manager Davila added that these were copies that were used every year and City Attorney Caballero asked her to detail her concerns and City Manager Davila suggested going thru each one, Councilman Adlaco stated that he believed that everybody's termination should be identical and it doesn't matter if your higher or lower everybody's termination should be identical, City Consultant Eddington stated that there were professional and nonprofessional contracts hence the difference in them and City Manager Davila stated that is why they were different was because some were professional and the others were nonprofessional and before they didn't get the contract but last time we wanted them to have the same contract and feel secure because I don't feel that they should be worried about losing their jobs and I don't think that is fair and Councilwoman Weikel agreed with them wanting to feel secure and Councilman Aldaco stated that he agreed with that they all should have contracts and City Manager Davila replied that maybe the verbiage was off because I was doing these and Mr. Caballero wasn't here and I was trying to make them the same as last year and Councilwoman Weikel added that she just wanted something added on and City Manager Davila replied that she had already added what you said and Councilwoman Weikel stated so that it will protect the city and City Manager Davila stated that she (Councilwoman Weikel) was right we can all have contracts but if you do these things you can still get fired and you are not going to get compensated so that was perfect to add that and Councilman Aldaco is worried about the termination clause and City Attorney Caballero if they had specific questions on 11 or specific concerns and Councilwoman Weikel stated that was what she had just mentioned that there is a part that protects the city and City Manager Davila stated that it was on 19 and Councilwoman Weikel stated that she wanted to make sure the employees felt protected at the same time and City Attorney Caballero stated that it was just a general term saying that without having specific authority they can't enter into any agreements with the city but not all the contracts have the same numbers and City Manager Davila replied that the binding part of the contract has to stay on there because I can leave if I want to there I can't just leave you because I have a binding contract so the 14 has to stay on there because it binds the city to the employee and Councilwoman Weikel stated that was what she wanted I want you all protected and I want the city protected and Vicky and I both have that one and I don't know why Linda has that and Councilwoman Weikel stated that maybe it is time to update them and make sure there is protection both ways and City Manager Davila stated that she was going to email them to Mr. Caballero and we will just wait on that. City Manager Davila stated that if they have any questions that they could email or text City Attorney Caballero. A motion to approve the City of Encinal Budget for Fiscal Year 2019-2020 to include special projects, & community service and in October bring back the professional and non-professional contracts after Mr. Caballero looks over them to be approved was made by Councilwoman Weikel and she was seconded on the motion by Councilwoman Arizola, all were in favor so motion carried.

- 13. Discussion and Action of the appointment of City Councilmember.** City Manager Davila told Council that the only reason we are tabling this item is because Councilwoman Renteria had requested that this item be put on the agenda and she is not present today. Councilwoman Weikel asked if there was somebody and City Manager Davila replied yes but we consulted with the Attorney General's office and it states why and now I know why Mr. Caballero stated that there could be a conflict and the Attorney General has an opinion on it and City Attorney Caballero stated that it was called the Doctrine of Incompatibility and City Manager Davila stated that say if you have somebody in the County that is a Public official so we bring a lot of things sometimes for the county and sometime against the county and these officials are paid thru the county so they are not going to be unbiased about it and they might not want to vote against the county because so you would put a conflict of interest into both of them and I know that Ms. Renteria wanted the Constable and he had put his application but he is an elected official

through the County and there is an incompatibility there and we do have two other candidates but if you all know of anybody that is interested we still have one slot available. A motion to table the appointment of a City Councilmember was made by Councilwoman Weikel and she was seconded on the motion by Councilman Aldaco, all were in favor, so motion carried.

- 14. Discussion and Action on approving the Bills for September 2019.** City Manager Davila told Council that they have the bills before them and they are the same reoccurring bills of every month and the only reason we don't make copies is because they have our account numbers on them, Councilwoman Weikel asked how much the total amount was and City Manager Davila replied that the amount was \$15,157.00 and they haven't all come in and I don't why and they are usually the same amount and you are going to see in there the amount for Mr. Felan and that is for the vehicle and where it says Total Paint and Body we only owe \$7,000 but we got that money from the insurance for the vehicle that was in an accident and we got \$16,000 for that and Councilman Aldaco asked when they would be bringing that vehicle back and City Manager Davila replied that it should be ready in a couple of week, City Manager Davila told Council that there is an upcoming conference for elected officials sponsored by TML and maybe it would be a good idea if the newly elected members attended and it would be good if you all attended so that you all can learn a little more about city government. Mayor Sanchez reminded the Councilmembers to do their Open Meetings Act training. A motion to approve the Bills for September 2019 was made by Councilwoman Arizola and she was seconded on the motion by Councilman Aldaco, all were in favor, so motion carried.
- 15. Discussion and Action on Time & Date of next meeting. The next City of Encinal Regular meeting will be on Tuesday, October __, 2019, at City Hall Chambers, 701 Berry Street, Encinal, Texas at 6:00 p.m.** A motion to have the next City of Encinal Regular meeting on Tuesday, October 8, 2019 at 6:00 p.m. was made by Councilman Aldaco and he was seconded on the motion by Councilwoman Arizola, all were in favor, so motion carried.
- 16. ADJOURNMENT.** A motion to adjourn the meeting was made by Councilwoman Arizola and she was seconded on the motion by Councilman Aldaco, all were in favor, so motion carried. The Meeting adjourned at 7:57 p.m.

Minutes were approved by Council Member I. Arizola and a second
Motion was made by Council Member S. Aldaco on this the 12th day of
November 2019.



Velma Davila
Velma Davila, City Manager
Attest City Secretary



CITY OF ENCINAL
CITY COUNCIL AGENDA
Regular Meeting
Tuesday, November 12, 2019

NOTICE is hereby given of a Regular Meeting of the City Council on Tuesday, November 12, 2019 @6:00 PM at 701 Berry, Encinal, Texas, for considering the following numbered items. The City Council of the City of Encinal, Texas reserves the right to meet in closed session on any of the items listed below should the need arise and if applicable Pursuant to Authorization by Title 5, Chapter 551, of the Texas Government Code.

Accordingly, the Encinal City Council has rules of courtesy in place for all persons in attendance at its meetings. The Presiding Public Official shall at all times preserve order and decorum, prevent personal references to Council Members or the impugning of persons' motives. Citizens requesting to be heard shall sign in before the meeting is called to order and shall be called upon in the order that they signed in the Presiding Official shall use discretion in time allowed a citizen to be heard

The City of Encinal requires that testimony before the council be given under oath pursuant to Local Government Code 81.030. A person who make a false statement under oath is subject to prosecution under Section 37.02, Penal Code.

Meeting called to order.

1. Pledge of Allegiance.
2. Roll call to establishing a quorum.

___ B. Renteria—Mayor Pro-Tem ___ I. Arizola ___ S. Aldaco ___ D. Weikel

Citizens Comments.

Members of the audience are invited to address the Council on any subject not on tonight's agenda. Speakers must come to the podium, state their name and city of residence for the Clerk's record, and limit their remarks to three minutes. As an un-agenized item, no response is required from City staff or the Council and no action can be taken: **Personal Attacks Will Not Be Allowed by Any Speaker.**

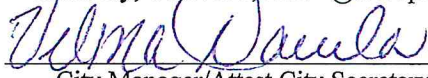
3. Moment of silence and reflection on Sergeant Oscar Silva Jr.'s passing.
4. Swearing-In of Officer Pablo Balboa and welcome to the Encinal Police Department.
5. Discussion and Action on approving minutes for September 10, 2019 and October 8, 2019.
6. Discussion of City Managers Report of daily activities, operations of the city and upcoming events of the city. Discussion on the Accounting reports of revenues and expenditures for the city. Discussion of steady state and enhance police patrol activities in the city, and discussion of the ticket counts and collections for the criminal cost reports for the city. Discussion will be in the following order:
 - A. City Manager/ Consultant
 1. Discussion only November Calendar.
 2. Discussion only November Gazette.
 - B. City Consultant
 - C. Police Chief
7. Discussion and Action on approving Resolution No. 11122019. A Resolution on the adoption of the City of Encinal Investment Policy under Chapter 2256 of the Texas Government Code, the Public Funds Investment Act.
8. Discussion and Action on approving the Bills for November 2019.
9. Bid opening for Justice Assistance Grant (JAG) 3392003.

10. Discussion and Action on adopting a Pursuit Policy for the Encinal Police Department.
11. Discussion and Action on approving Resolution No. 10122019-A. A Resolution for Homeland Security for Operations Stonegarden (OPSG) Grant #3927601 in the amount of \$39,915.24.
12. Discussion and Action on awarding Bid for Justice Assistance Grant (JAG) 3392003 for \$114,542.00 to best value.
13. Discussion and Action on correcting Resolution No. 09102019 City of Encinal Tax Rate.
14. Discussion and Action on Time & Date of next meeting. The next City of Encinal Regular meeting will be held on Tuesday, December ___, 2019, at City Hall Chambers, 701 Berry Street, Encinal, Texas at 6:00 p.m.
15. **ADJOURNMENT**

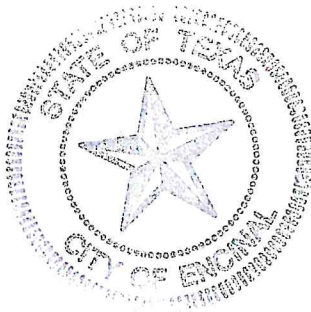
The City Council reserves the right to consider business out of the posted order and the right to adjourn into executive session to discuss items which are not listed as executive session items, but which qualify to be discussed in closed session under Chapter 551 of the Texas Government Code. Entrance and parking spaces for disabled persons are available in front of City Hall. Requests for accommodations or interpretative services must be made 48 hours prior to this meeting. Please contact the City Manager's Office for concerns or requests @ (956) 948-5226.

Certification

I, the undersigned City Manager/Attest City Secretary, do hereby certify that the agenda mentioned above was posted on the Bulletin Board located in the Lobby at City Hall, 701 Berry, Encinal, Texas on Thursday, October 7, 2019 @ 5:00p.m.



City Manager/Attest City Secretary



City of Encinal
Regular Meeting Minutes
November 12, 2019

1. **Pledge of Allegiance.** The Pledge of Allegiance was led by Mayor Sylvano Sanchez and City Councilmembers.
2. **Roll call to establishing a quorum.** Present were Councilmembers Brianda Renteria, Irma Arizola and Sonny Aldaco, Councilmember Debra Weikel arrived at 6:13 p.m.
3. **Moment of silence and reflection of Sergeant Oscar Silva Jr's passing.**
4. **Swearing-In of Officer Pablo Balboa and welcome to the Encinal Police Department.** A motion to table the item was made by Councilwoman Renteria and she was seconded on the motion by Councilwoman Arizola, all were in favor, so motion carried.
5. **Discussion and Action on approving minutes for September 10, 2019 and October 8, 2019.** City Manager Davila explained that the reason we were bringing these back to you all is because it was correct what she had put on there because I did say TML but it is TMCEC which stands for Texas Municipal Courts Education Center so I made a mistake and said TML but I meant the TMCEC but it was the wrong thing on there and Clerk Ramirez stated that City Attorney Caballero clarified that at the last meeting. A motion to approve the September 10, 2019 Regular Meeting Minutes was made by Councilwoman Arizola and she was seconded on the motion by Councilman Aldaco, they were both in favor, so motion carried, Councilwoman Renteria abstained from voting on the item as she wasn't present for that meeting. A motion to approve the Regular Meeting Minutes for October 8, 2019 was made by Councilwoman Renteria and she was seconded on the motion by Councilwoman Arizola, all were in favor, so motion carried.
6. **Discussion of City Managers Report of daily activities, operations of the city and upcoming events of the city. Discussion on the Accounting reports of revenues and expenditures for the city. Discussion of steady state and enhance police patrol activities in the city, and discussion of the ticket counts and collections for the criminal cost reports for the city. Discussion will be in the following order:**
 - A. **City Manager/Consultant**
 1. **Discussion only November Calendar.** City Manager Davila told Council that the only thing that she would be adding to the calendar is that they have before them is that the County is going to be closed the 27th, 28th and 29th and I don't believe that the city can be off so many days so I put that we were going to be off the 28th and the 29th and if that is okay with you all unless you all want to approve Wednesday Thursday and Friday we will keep it like that and Councilman Aldaco replied if there was any issue not to have those days off and City Manager Davila replied that it was an option and you all decide that and I do believe the County has them off and Councilwoman Renteria added that the County does have them off and City Manager Davila stated that I had already put it so that they could get off but I have to bring it to you all because we were trying to follow the County but for December that is too many days for us to be off all week long but we will go back to that one in December so then we will do Wednesday Thursday and Friday and are you all ok with that and Councilman Aldaco replied that he was ok with that and that he agreed with letting them be off Wednesday Thursday and

Friday, and City Manager Davila added that the Elderly Christmas and City Council Party would be on December 10th and it is the same day as the Council meeting, and Councilwoman Renteria added that it would be the same time as today and Councilman Aldaco stated like today during the day and City Manager Davila stated that for the food bank we have our Thanksgiving Angel Drive that we do and we are going to do it the same day as the Food Bank and I believe they are sending us 48 turkeys so we will probably end up going and buying at least 30 more and that day we will not be holding any boxes and we will not have any deliveries for that day and City Manager Davila stated that she would make exceptions only for the elderly that don't drive or that we know don't have a vehicle but if you have a family member that comes to the food bank you can have them pick up their turkey and Councilwoman Renteria stated that it is kind of sad because some people can't afford it and City Manager Davila added that we still give it to them but sometimes we have people that are just a block away and we have to take it to them well that is just too much and also people that can't come out of the house at all that somebody has to come and pick it up for them different things like that and I did have a question there is an elderly that called us and told us that she is going to be out of town and she wanted us to hold her turkey and I am caught in between because I am trying to follow the rules and I feel bad because what if she doesn't have a turkey that day and we don't want to hold it and Councilman Aldaco stated so she will be out when you are giving them out and Councilwoman Renteria asked if she thinks she needs the turkey and City Manager Davila replied yes and I am thinking that in cases like that it is okay to make an exception especially if they are elderly and Councilwoman Renteria added that it is kind of sad that some people that come can afford it and City Manager and you know that they come and some people that can't come and they have kids and that maybe the only turkey that they are going to make that day and we do have another option we are going to give out 25 meals for our thanksgiving angel drive so if you know of anybody please let us know because we haven't made the list yet and we donate ourselves for this each of our staff brings for two families and it is going to be about 25 or 30 however many we make but if you all know of people that need and extra box for that thanksgiving angel drive please call and let us know.

2. Discussion only November Gazette.

B. City Consultant

C. Police Chief

- 7. Discussion and Action on approving Resolution No. 11122019.** A Resolution on the adoption of the City of Encinal Investment Policy under Chapter 2256 of the Texas Government Code, the Public Funds Investment Act. City Consultant Ashley Eddington told Council that at the last meeting they had approved the policy of investment so now we are approving the resolution it is just the second step of that and the resolution is required by Chapter 2256. A motion to approve Resolution No. 11122019 was made by Councilwoman Renteria and she was seconded on the motion by Councilwoman Arizola, all were in favor, so motion carried.
- 8. Discussion and Action on approving the Bills for November 2019.** City Manager Davila told Council that the bills aren't paid yet, and you have a list of the bills and City Consultant Eddington created a spreadsheet so that Vicky could put them all separately and together. A

motion to approve the Bills for November 2019 was made by Councilwoman Renteria and she was seconded on the motion by Councilwoman Arizola, all were in favor, so motion carried.

9. ***Bid opening for Justice Assistance Grant (JAG) 3392003.*** City Manager Davila told Council that we had only received one bid and I will let Mayor Pro Tem Renteria open it and before you have where we put it in the paper and it was done for two weeks and we followed every single policy and procedure that we had to for the bid and City Consultant Eddington stated that it was the one for \$114,000 for the purchase of two vehicles and City Manager Davila stated that he had sent several, Mayor Pro-Tem Renteria opened the bid and read the first one and stated that it said that it was bid number two and the first bid is for a 2020 Tahoe 2 wheel drive for \$113,611 and City Manager Davila asked if it was for two or for one and Mayor Pro Tem Renteria responded that it was for 2 Tahoe's and then the 2nd bid is the same 2 2020 Tahoe's for \$113,481 for 2 and Councilman Aldaco stated that they sound about the same and City Consultant Eddington asked how much was it for the first one and City Manager Davila replied that the first one was \$113,611.54 and Mayor Pro Tem Renteria stated that this one was four hundred and eighty one and city Consultant Eddington stated that these bids are accepted as best value no lowest bid and Mayor Pro Tem Renteria stated that a truck would be better and City Manager Davila stated that in these things I know he put on there for Tahoe's but if he could work in something where he can give a Tahoe and a truck we can work with the guy as long as it is the same price so he has given us the bid on two Tahoe's and maybe we can talk to him and he is the only one who actually put in a bid and we do have to approve the \$113,481.34 and the bid was for \$114,540.00 so it was underbid so that was pretty good and Mayor Pro Tem Renteria stated that maybe we could squeeze in a truck and Councilman Aldaco stated that the Tahoe's are a little bit more expensive and City Manager Davila stated that this was just the bid opening and later we can talk about that and Mayor Pro Tem stated that for this area it would be better if they had a truck and City Manager Davila stated that the bid was for \$113,481.34 for 2 2020 Tahoe's 2 wheel drive.

10. ***Discussion and Action on adopting a Pursuit Policy for the Encinal Police Department.*** A motion to table the item was made by Councilman Aldaco and he was seconded on the motion by Councilwoman Renteria, all were in favor, so motion carried.

11. ***Discussion and Action on approving Resolution No. 10122019-A.*** A Resolution for Homeland Security for Operations Stonegarden (OPSG) Grant#3927601 in the amount of \$39,915.24. City Consultant Eddington told Council that this resolution is required by the Governor's office for receiving the over time grant and it is through the Stonegarden division of FRAGO five one program for thirty nine thousand dollars and we are already working that program and this is just a final step and I need a signed resolution so we can continue to participate in the program and I need an approval on that. A motion to approve Resolution No. 10122019-A, a Resolution for Homeland Security for Operations Stonegarden (OPSG) Grant#3927601 in the amount of \$39,915.24 was made by Councilman Aldaco and he was seconded on the motion by Councilwoman Renteria, all were in favor, so motion carried.

12. ***Discussion and Action on awarding Bid for Justice Assistance Grant (JAG) 3392003 for \$114,542.00 to best value.*** City Manager Davila told Council that she would suggest that they state that they give the Chief the authority to work with him to see if we can get a Tahoe and a truck or the 2 Tahoe's but not to exceed that amount. City Manager Davila told City Consultant Eddington that Councilwoman Renteria was asking if it is the \$113,000 or the \$114,000 and City


Consultant Eddington stated that since it is the same person that sent 2 bidS and they are under the \$114,000 that we work on negotiating both bids but not to exceed the \$114,000 so we could accept either or bid because they are for \$114,000 and City Manager Davila added that it equals to the same thing with the two Tahoe's so you would just say to work with the same one if you all want to give us the authorization because it is the same bidder. Councilwoman Renteria made a motion to award the Bid for Justice Assistance Grant (JAG) 3392003 and to work with Defender Supply as long as it does not exceed the \$114,542.00 and she was seconded on the motion by Councilwoman Arizola, all were in favor, so motion carried.

13. Discussion and Action on correcting Resolution No. 09102019 City of Encinal Tax Rate. City Consultant Eddington told Council that this was just a correction due to a clerical error on the fee itself and nothing has changed and City Manager Davila added that the point where it should have been .67 I put 67.9 instead of .67 and City Consultant Eddington added that we will keep the previous one that we had approved also and we will mark this one as revised. A motion to approve Resolution No. 09102019 City of Encinal Tax Rate was made by Councilwoman Renteria and she was seconded on the motion by Councilman Aldaco, all were in favor, so motion carried.

14. Discussion and Action on Time & Date of next meeting. The next City of Encinal Regular meeting will be held on Tuesday, December __, 2019, at City Hall Chambers, 701 Berry Street, Encinal, Texas at 6:00 p.m. A motion to have the next City of Encinal Regular meeting on Tuesday December 10, 2019 at 6:00 p.m. was made by Councilwoman Renteria and she was seconded on the motion by Councilman Aldaco, all were in favor, so motion carried.

15. ADJOURNMENT. A motion to adjourn the meeting was made by Councilwoman Arizola and she was seconded on the motion by Councilwoman Renteria, all were in favor, so motion carried. The meeting adjourned at 6:22 p.m.

Minutes were approved by Council Member Bruanda Renteria and a second Motion was made by Council Member Arizola on this the 14th day of April 2020.



**Velma Davila, City Manager
Attest City Secretary**