

# City of Encinal, Texas

## Regular Meeting

*NOTICE is hereby given of a Regular Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Tuesday, January 10, 2012. At 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of 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.*

1. Call to Order.
2. Pledge of Allegiance.
3. Roll Call and Certification of Quorum.
4. Citizens Comment
5. Discussion and possible action to approve December 13, 2011 Minutes.
6. Discussion and possible action to Award Professional (Engineering) Services contract for 2011 CDBG Street Improvements.
7. Discuss and take action on Ordinance #03-7-005 To Be Enforced by City Police Officers. To keep clean of debris & obstructing view for traffic safety purposes & health. Also to enforce ordinance on abandoned houses, buildings & structures that may be of public nuisance.
8. Discuss the TCLOES Audit on January 4, 2012 & current changes within the Police Department by Police Chief Juan J. Davila.
9. Discuss changes within the City Departments:
  - A. Municipality
  - B. General Administrative & Accounting Policies.
10. Adjournment



### CERTIFICATION

I CERTIFY THAT THE ABOVE NOTICE OF THIS REGULAR MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Friday, January 6, 2012.

  
\_\_\_\_\_  
City Manager

City of Encinal

Regular Meeting Minutes

January 10,2012

1.Call to Order.

Meeting was called to order by Mayor Sanchez at 5:02 p.m.

2.Pledge of Allegiance.

Council Member Frank Weikel led the Pledge of Allegiance for the meeting.

3.Roll Call & Certification of Quorum.

Present were Josie PonceDeLeon, Rosa Rivera, Frank Weikel, and Irma Arizola. Absent was council member Antonio Nieto. A quorum was formed by the council members present.

4.Citizens Comments.

Present was citizen Anselma Aldaco. Mrs. Aldaco came before council and asked to be put on the next agenda with some items of concern. Also, Mr. Javier Mancha questioned about the light pole on Tejas Ave.

The light pole has been installed, but supposedly in the wrong place. It will be corrected. There was also a mention about the speed zone on Main Street. Obviously nothing can be resolved, so Council Member Frank Weikel, will try to set up a meeting with State Representative Tracy King.

5. Discussion and Possible Action to approve December 13, 2011 Minutes. After closely reviewing the minutes by City Council Members, a motion was made by City Council Member Frank Weikel and a second motion was made by City Council Member, Irma Arizola. All members present were in favor, therefore the motion carried.

6. Discussion and Possible Action To Award Professional Engineering Services Contract for 2011 CDBG Street Improvements. Erica Bustamante from Middle Rio Grande was present and spoke about the three options we had for the Qualifications. First there is Hugo Seca, Second TEC Engineering Consultants and Third Garcia Engineers. Ms Bustamante recommended Hugo Seca for the project. Ms Bustamante was asked by Council Member Rosa Rivera if Seca was the one that was last year to work on the Berry Street paving project and Ms Bustamante responded yes. After discussion a motion to award the contract to Hugo Seca was made by Council Member Josie Ponce De Leon and a second motion was made by Council Member Irma Arizola. All members were in favor so the motion carried.

7. Present was Chief of Police, Juan Davila. He spoke about the abandoned houses and how they make it easier for criminal activity to occur. Abandoned houses also make hiding places for illegal aliens. The abandoned houses are also a hazard for children playing in these areas. Also of concern was abandoned vehicles. Chief Juan Davila also so that we must be reactive and not pro active. Also present was Asst. Chief Ochoa, spoke about enforcing the owners to clean up their lots of high weeds and old tires that attract rats, mice, snakes, and spiders. Council Member Josie Ponce De Leon asked when the enforcement would take place and Chief Davila responded immediately. After discussion a motion was made by City Council Member Frank Weikel to accept

Ordinance 03-7-005 and a second motion was made by Council Member Rosa Rivera . All members were in favor so motion carried.

8. Again present was Chief Davila and he spoke about the TCLOES audit conducted on the department on January 4, 2012. It was very hard to pass and audit but Encinal Police Dept. passed. Audits consist of Physical, Drug Tests, Mental & Health Exams. Files were all in order. Asst. Chief Ochoa explained what is an audit and where he comes from, which is Corpus Christi, that the police dept there had failed and that the Encinal Police Dept. passed . Members of the Council were very impressed so there were no more questions. End of Discussion.

9. A. Present was Judge Hector Cortez and spoke about Educating the City as far as getting it cleaned up. Doing that through Community Service. Getting Community Support. No Questions, so continue with B.

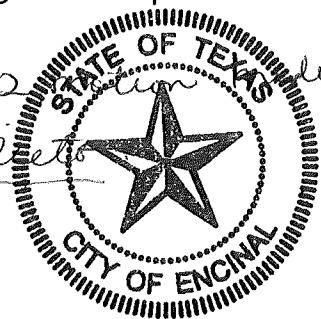
B. Present was City Manager Velma Davila to speak to Council about the packet she came up for the Members of Council. The Packet contains all the Sanitation Accounts of paying and non-paying customers. Velma is working on trying to get everything together, example were the new 2012 Quickbooks. Also present was Ashley Eddington and he spoke about the Budget and how we need to get everything in compliance that is needed to record all transactions, because the way it was done before, it was all done manually. Ashley thinks that it is a very good idea to use Quickbooks.

Adjournment

A motion was made by Frank Weikel to close the meeting at 6:50 p.m.

Approved on 23<sup>rd</sup> day of January, 2012  
Frank Weikel, Seconded by Antonio Nieto

Velma Davila  
City Manager



## City of Encinal, Texas

### Special Meeting

NOTICE is hereby given of a Special Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Monday January 23, 2012. At 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of 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.

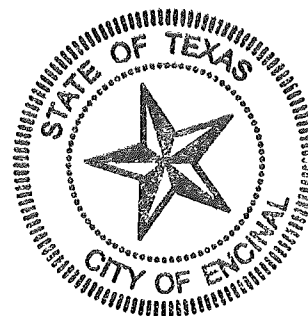
1. Meeting called to order to determine if a quorum is Present.
2. Pledge of Allegiance.
3. Citizens Comments.
4. Consideration and Approval of a Plan of Finance to Address the City's current Operating Expenses and Purchase of Equipment, Retention of Bond Counsel and Financial Advisor to Assist City Staff to Implement the Plan of Finance, and Approving other matters Incident and Related THERETO.
5. Discuss and Take Action to approve minutes from 1-10-2012 meeting.
6. Discuss Hecho en Encinal Letter.
7. Discuss formation of 501C3 and other information acquired for EMS Services in Encinal, Texas.
8. Discuss Texas Fleet Services obtained for purpose of Fuel Management
9. Adjournments.

#### CERTIFICATION

I CERTIFY THAT THE ABOVE NOTICE OF THIS SPECIAL MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Friday, January 20, 2012 at 10 a.m.



City Manager



City of Encinal  
Special Meeting Minutes  
January 23, 2012

1. Meeting called to order to determine if a quorum is present. Meeting was called to order by Mayor Sanchez at 5:00 p.m. City Council Members present were Antonio Nieto, Irma Arizola, Rosa Rivera, and Frank Weikel. Absent was City Council Member Josie Ponce de Leon, due to a relative being ill in Chicago.
2. Pledge of Allegiance: Led by Frank Weikel.
3. Citizen Comments: Present was citizen Anselma Aldaco, all she had to say was that she was ready to start cleaning the City.
4. Considering and approval of a Plan of Finance to address and purchase of equipment, retention of Bond counsel and Financial advisor to assist City Staff to Implement the plan of finance and other matters. Present were Mr. Tijerina and Mr. Aguilera from Escamilla, Poneck & Cruz (Attorney and Counsel). The firm is dedicated to providing comprehensive professional service to its clients and also advice in the Bond buyers municipal market place. Bond attorneys will make presentation to the City Council and conduct workshops for City Personnel regarding the use of City funds to provide bond materials and presentation to the public at no additional cost to the firm's standard bond council fee. In the last five years their firm has completed over 210 transactions as counsel for over 7.2 billion in financing for different municipalities, counties, and school districts. Mr. Tijerina and Mr. Aguilera come highly recommended by Joe D. Ochoa from USDA. It's all about options is what Mr. Tijerina mentioned. After discussion a motion was made by City Council member, Frank Weikel to assist City staff to implement the plan of finance and a second motion was made by City Council member, Antonio o Nieto.

5. Discuss and take action to approve minutes from January 10, 2012. While council members were reviewing the minutes, Mayor Sylvano Sanchez mentioned to the citizens and council members that there was a correction o Ms. Velma Davila hiring, that she was brought in as an interim City Manager and not as City Manager. After closely reviewing the minutes a motion was made by City Council Member, Frank Weikel to approve the minutes and a second motion was called by City Council Member Antonio Nieto. All members of council present were in favor, therefore the motion carried.

6. Discuss Hecho en Encinal letter. Javier Mancha from EEDC spoke about the progress of Hecho en Encinal at the moment the facility is being used for viewing movies, the use of computers and by the Girl Scouts. Interim City Manager Velma Davila asked Mr. Mancha, what are the hours of operations and as far as his knowledge its open 3 times a week about 3 hours a day. Mayor Sanchez and Mr. Weikel also questioned Mr. Mancha about the sign for the organization, which we donated \$1500.00. Mr. Mancha said that he was going to look into it. Another issue that came up was that Hecho en Encinal is still in need of funding in the amount of \$15000.00. EEDC is paying part of it and discussion was brought up by Interim City Manager Velma Davila that there may be a possibility that we would be able to help them out with half of that amount. City of Encinal would consider but nothing was agreed upon.

7. Discuss formation of 501c3 and other information acquired for EMS services in Encinal. City Council member Frank Weikel got firsthand experience with this issue because during the night his wife Debra got ill and needed emergency services, after calling 911 he was told that the patient would have to be transported to Dilley not Laredo. Mr. Weikel was very upset about the situation, his only other option would be to drive the patient to the Webb County line and that they would be able to pick up a patient there. Mr. Santos was present and also mentioned that he knew of certain companies operating out of Laredo and option would be to put a ½ cent increase in Sales Tax so funds could be made available. Interim City Manager Velma Davila mentioned that she may know a private entity out of Laredo that might be able to work with us. City Council Member Frank Weikel just wants something to get done about this issue. Mr.

Mancha will see if he can set up a meeting with County Commissioner's Canales and Richard Garza. End of discussion.

8. Discuss Texas Fleet Services obtained for purpose of Fuel Management. Interim City Manager Velma Davila brought up the discussion that the reason was because the Police Dept. was using the City credit card for gas. We are trying to control expenses and we would be able to get daily reports on each card. Also mentioned was that we have 3 police vehicles at the moment and one being worked on. Council agreed that this card would be a very good idea to implement.

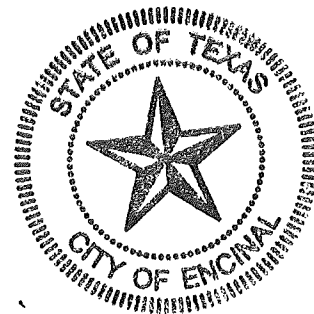
9. Adjournment. A motion to adjourn was made by City Council Member Rosa Rivera and a second motion was made by Antonio Nieto. Adjournment was made at 6:30 pm.

Minutes approved by Frank Weikel and a second motion by Antonio Nieto

On this the January 23, 2012

City Secretary

Armando Aguirre





# City of Encinal, Texas

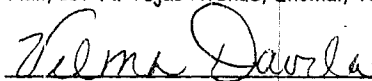
## City Council Meeting

**NOTICE** is hereby given of a Regular Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Monday February 6, 2012. At 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of 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.

1. Meeting called to order to determine if a quorum is Present.
2. Pledge of Allegiance.
3. Citizens Comments.
4. Discuss and Take Action to approve minutes from 1-10-2012 meeting.
5. Discussion and possible action on resolution to untagger City Election terms, thereby holding all City Elections in May of Odd numbered years.
6. Discussion and possible action on resolution allowing holdover of terms of the Mayor and City Council members as may be necessary pursuant to and in compliance with Senate Bill 100.
7. Discussion and take action on Ordinance No. 02062012 for speed limit on BI 35 B (Main Street).
8. Discussion and presentation from Raymond Ruiz regarding Land Reform & platting matters.
9. Adjournments.

### CERTIFICATION

I CERTIFY THAT THE ABOVE NOTICE OF THIS REGULAR MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Friday, February 2012.

  
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City Manager



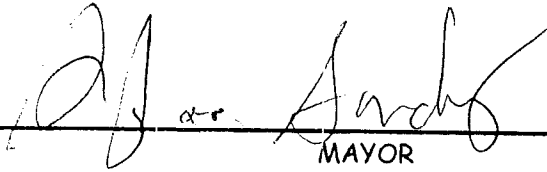
ADDENDUM

City Council Regular Meeting  
February 6, 2012  
107 N. Tejas, Encinal, Texas  
5:00 p.m.

9. Discussion on Fire and Emergency Response for the Community.
10. Discuss and take action to apply to EDA for federal funding on public works and economic assistance programs.
11. Discuss and take action to hire a grant writer to assist with these items.
12. Adjournments.

CERTIFICATION

I certify that the above notice of this Addendum was posted on the public bulletin board at City Hall, 107 n. Tejas Ave., Encinal, Texas on Friday 3, 2012 at 10:45 a.m.



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MAYOR

City of Encinal, Texas

Regular Meeting Minutes

For Monday February 6, 2012

1. Meeting called to order to determine if a quorum is present. Meeting called to order at 5:05 pm. Present were City Council Members Josepha Poncedeleon, Rosa Rivera, and Antonio Nieto. Mr. Frank Weikel came in a bit late and Mrs. Irma Arizola was absent due to an illness.

2. Pledge of Allegiance

Pledge of Allegiance was led by Mr. Frank Weikel.

3. Citizen Comments

Mrs. Mancha wanted to know the updated on the street light on Hwy 44 and Tejas St. It was explained to her that it has been reported and it will be installed soon.

4. Discuss and take action to approve minutes for January 10, 2012.

First motion to approve minutes was made by City Council Member Antonio Nieto and second motion was made by City Council Member Rosa Rivera. All City Council Members were in agreement so motion carried.

5. Discuss and possible action on resolution allowing holdover of terms of the Mayor and City Council Members as may be necessary pursuant to and in compliance with Senate Bill 100. The purpose of this resolution would be to hold all city elections in May of odd numbered years. Present was our City Attorney Juan Caballero. He spoke about passing the resolution to unstagger the elections. The purpose was to help the military that were overseas and give them time to vote. Caballero also explained that the voting units would be \$7,000 a year and that

elections would be on a 4 year term holding over. It has to be posted right now for a 4 year term. After discussion was made on the item a motion was made by City Council member Frank Weikel and a second motion was made by Council member Antonio Nieto. All were in favor, motion carried.

6. Discussion and possible action on resolution allowing holdover of terms of the Mayor and City Council members as may be necessary pursuant to and in compliance with Senate Bill 100. Item number 6 was discussed during item number 5; all were in favor so motion carried.

7. Discussion and take action on Ordinance No. 02062012 for speed limit on BI 35 B (Main Street).

Mr. Arizola from Tx. Dot came and said that they had already surveyed Main Street and he mentioned that it will remain as it is, the speed limit being 45 miles per hour. Another concern brought up by Interim City Manager Velma Davila was the school zone. There needs to be signs posted. Mr. Caballero, the City Attorney mentioned that this would be the 1<sup>st</sup> reading for Ordinance 02062012. All Council members were in favor so motion carried.

8. Discussion and presentation from Raymond Ruiz regarding Land Reform & platting matters.

Item number 8 was tabled and moved to the last item on the agenda. A motion was made by Frank Weikel and second motion made by Rosa Rivera to table the item. All Council members were in favor so motion carried.

9. Discussion on Fire and Emergency Response for the Community.

10. Discuss and take action to apply to EDA for federal funding on public works and economic assistance programs.

11. Discuss and take action to hire a grant writer to assist with these items.

Mr. Javier Mancha from EEDC was present and he spoke about FEMA and Homeland Security. He said that Financial Grants help Fire Fighters by offering grants; a good thing about this is that we already have a Volunteer Fire Department in the City which consists of 20 volunteers. Mayor Sanchez mentioned that items 9 and 11 are covered together. The grant writer for the City of Encinal was not present. Council member Frank Weikel mentioned that Mr. Santos, the grant writer does get paid in a monthly basis. Item number 10 was tabled and a motion was made by Council member Frank Weikel and seconded by Council member Antonio Nieto, motion carried.

Return to number 8

Mr. Ruiz from Ruiz & Associates and he spoke about how it's real important that the City be platted. The Plat would consist of new block numbers; he also stated that each lot would have a value. Mr. Ruiz said that it was a long process but it must be done. Mayor Sanchez asked Mr. Ruiz why it is so important that the City be platted. Mr. Ruiz responded by saying that it is very important because of future business coming to the City. Mr. Ruiz also mentioned that we have a half mile radius for involuntary annexation. Discussion was made as to how the City would have to pay Ruiz & Associates for their services. There are three methods available to the City. The first would be by General funds, and the second is by Sales Tax, and the third would be by looking for different types of funding. There was also discussion about scheduling a platting workshop. The item was tabled for future discussion. All Council members were in favor.

12. Adjournments

A motion to adjourn the meeting was made by Council member Antonio Nieto and second by Rosa Rivera at 6:30 pm.

Minutes approved by Rosa Rivara and a second motion made  
by Frank Weikel

On this the 21<sup>st</sup> day of Feb of 2012

Attest  
City Secretary  
J. Davila



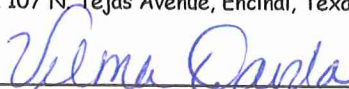
## City of Encinal, Texas Special Meeting

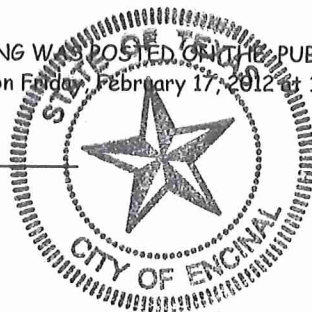
NOTICE is hereby given of a Special Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Tuesday February 21, 2012. At 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of considering the following numbered items. The City Council of the City of Encinal, Texas reserves the right to meet in closed session on any of the items listed below

1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Consent Agenda
  - A. Approval of minutes of meeting held on February 6, 20112
4. Reports
  - City Manager's Report
5. Open Forum:
  - A. Individuals and Committees
6. Discussion and approval for Ruiz & Associates to go forward with the City's Land Reform & platting matters.
7. Discussion and 2<sup>nd</sup> reading to take action on Ordinance No. 02062012 for speed limit on BI 35 B (Main Street).
8. Discussion and presentation on WTE (Waste to Energy) from OVPI, Inc. and the impact it can have on the City of Encinal. (Possible Closed Session Pursuant to Texas Government Code, Section 551.071.)  
  
\*\*Reconvened from Closed Session, the City Council may take any action on this item, as discussed in Closed Session.
9. Adjournment

### CERTIFICATION

I CERTIFY THAT THE ABOVE NOTICE OF THIS SPECIAL MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Friday, February 17, 2012 at 10 a.m.

  
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City Manager



# City of Encinal, Texas

## Special Meeting MINUTES

*NOTICE is hereby given of a Regular Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held **Tuesday February 21, 2012 at 5:00p.m.** at 107 N. Tejas, Encinal, Texas, for the purpose of 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.*

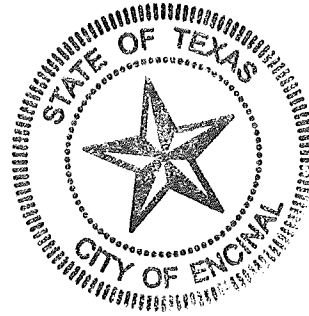
1. Call to Order by Sylvano Sanchez , Mayor and let the record show that a Quorum of City Council Members are present, that this meeting has been duly called , and that notice of this meeting has been posted in accordance with the Texas Open meetings Act, Texas Government Code Chapter 551.  
Meeting was called to order by mayor Sylvano Sanchez. Present was City Council member , Rosa Rivera , Josie Poncedeleon , Irma Arizola , and Frank Weikel. City Council Member , Antonio Nieto walked in late.
2. Pledge of Allegiance.  
Led by Citizen, Anselma Aldaco.
3. Consent Agenda
  - A. Approval of Minutes of Meeting held on February 6, 2012  
After closely reviewing Minutes by City Council Members , a motion was made by council member , Rosa Rivera and a second motion was by council member, Frank Weikel , all members present were in favor therefore motion carried.
4. Reports  
City Managers Report.  
City Manager, Velma Davila starter of by saying that there are several Items , to be discuss including EMS Donations from local Businesses also spoke about the 1<sup>st</sup> Annual Cancer Awareness Softball Awareness Softball Tournament, its going good Ms Davila mention, she also About how we may call the school, about organizing a contest in Two Or Three weeks to Judge the students on who can come up with the Logo for the teams . also City Manager , Velma Davila spoke about Light Pole on 44 @ Tejas St. AEP has already Sent us a BILL and all We need to do is send Payment. Mr. Mancha from EEDC has agreed To help out the City with half the bill and EEDC has also Agreed to To help pay with half of the City of Encinal , City Attorney Fees. After No further discussion , Item was Closed.
5. Open Forum:
  - A. Individuals and committees.  
No Comments from Citizens.



6. Discussion and Approval for Ruiz & Associates to go forward with the City's land Reform and Platting Matters.  
It was brought up by Mayor and City Council that this Item was going to be Table due to Attorney not being Present. A motion was made by City Council Member, Josie Poncedeleon to table Item And a second Motion was followed by City council Member, Frank Weikel, all were In favor, therefore motion carried.
7. Discussion and 2<sup>nd</sup> Reading to take action on Ordinance No. 02062012 for speed limit on BI 35 B (main street).  
Discussion was brought up by that the City Attorney, Juan Caballero is not present but that this is the second reading for Ordinance 02062012. A motion was City Council Member, Frank Weikel and a Second Motion was made by Antonio Nieto on the Second reading. All members present were in favor, therefore motion Carried.
8. Discussion and presentation on WTE (waste to Energy) from OVPI And the impact it can have on the City of Encinal (Possible Closed Session Pursuant to Texas Government Code, Section 555.071)  
\*\*Reconvened from Closed Sessio, the City Council may take any Action on this item, as discussed in closed session.  
After discussion members of Council decided not to go to Closed Session. Osvaldo Vasquez Perez from OVPI & Associates International It's a Sustainable approach for Deriving Energy from Solid Waste Using advanced Technology. OVPI is a Waste to Energy Corporation Whose mission is to help Communitys achieve a Substanable Future Through the used of a combination of Innovatives Technologists and To convert and Recycle Solid waste and Scrap tires to generate Energy Resources. Mr. Osvaldo Perez mention that close to his Heart, because his mom was born in this Small town of Encinal.  
Also present was Ernest Gerlach, he spoke about OVPI on how it is a Great Company. Were not asking Encinal for Funding he mention We just want the approval to go ahead, an ( Interconnecting Agreement) . EPI would actually need about 40 to 50 Acres. All we need is to Agree to Agree by the Citizens of Encinal, Most likely we will be setting a Public hearing very soon. After discussion a motion was by Council Member, Frank Weikel and a second motion was made Council Member, Antonio Nieto to continue a second meeting for Public. All members present were in favor therefore Motion was Carried. Council woman Josie Poncedeleon wanted to know if there Would be any costs for the City if this project went forward and the response was no, the City would not have to pay for this project to go forward. Minutes amended this the 6<sup>th</sup> day of March 2012 to be able to correct a prior omission.
9. Adjournment  
A motion was made by City Council member, Frank Weikel and a and a second motion was made by City council Member, Rosa

Rivera to close Meeting @ 6:30 P.M.

A motion to Approved minutes was made by City Council Member ,  
Rosa Rivera and a second motion was made by City Council  
Member , Antonio Nolas on this 29 Day of ~~March~~ April, 2012.



Armando Aguirre

A handwritten signature in cursive script, appearing to read "Armando Aguirre".

Armando Aguirre City Secretary

## City of Encinal, Texas Regular Meeting

**NOTICE** is hereby given of a Regular Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Tuesday, March 6, 2012. At 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of 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

1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Consent Agenda
  - A. Approval of minutes of meeting held on February 12, 2012
4. Reports
  - City Manager's Report
5. Open Forum:
  - A. Individuals and Committees limited to Three (3) minutes.
6. Update on Tejas street light. Light will be up and running by March 19, 2012.
7. Discussion on Sales Tax check for June 2011 for EEDC.
8. Discussion and action to remove EEDC members due to violation of Open Meetings Act.
9. Discussion and possible action to approve a security light fixture on French & Holcomb.
10. Discussion and possible action to approve Ordinance No.     for \$3.00 Technology Fund added to Municipal Court fines
11. Discussion and possible action to approve Ordinance No.     for \$4.00 Security Fund added to Municipal Court fines.
12. Discussion and possible action on Ruiz & Associates City's Land Reform & Platting contract. (Possible Closed Session Pursuant to Texas Government Code, Section 551.071)

13. Discussion on City's Financial Report from our Consultant Ashley Eddington.

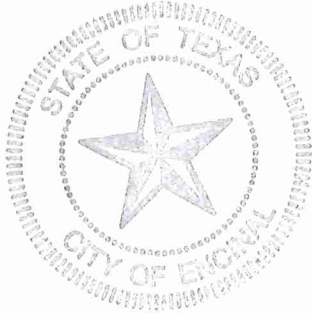
14. Adjournment

**CERTIFICATION**

I CERTIFY THAT THE ABOVE NOTICE OF THIS Regular MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Friday, March 2, 2012 at 10 a.m.

*Velma Davila*

\_\_\_\_\_  
City Manager



City of Encinal

Regular Meeting Minutes

Tuesday March 6, 2012

1. Call to order. Meeting was called to order by Mayor Sylvano Sanchez and let the record show that a quorum is present. This meeting has been duly called and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551. Meeting was called to order at 5:01 p.m. Present were Council Members Antonio Nieto, Frank Weikel, and Josie Poncedeleon. Council Members Rosa Rivera and Irma Arizola were both absent due to an illness.
2. Pledge of Allegiance. Pledge of Allegiance was led by members of council.
3. Consent Agenda A. Approval of Minutes of Meeting held on February 12, 2012. After reviewing the minutes, City Council Member Josie Poncedeleon mentioned that the minutes had to be corrected because there was an item missing, so item number 3 was tabled by City Council Member Frank Weikel and a second motion to table was made by City Council Member Antonio Nieto. All members present were in favor so motion carried.
4. Reports. City Manager Reports. City Manager Velma Davila started by saying that after careful consideration the Mayor and City Council have agreed to work with OVPI in moving forward with the Waste to Energy project in Encinal. City Manager Velma Davila also mentioned that the City Council and Mayor Sanchez were thankful to know that they were not liable in any way for providing funding for this project. Ms. Davila also brought up the part-time sanitation worker position that has been posted. We need a sanitation worker for when Nicolas Fernandez is out sick or for when he needs a personal day off. New hires will go thru a back ground check and drug and alcohol screening. Ms. Davila mentioned that a letter was sent to TXDOT concerning the BI 35 (Main Street) for a light to be installed for a Child crossing. The letter was addressed to Mr. Magee. The request is being made due to an increase in traffic in this area and the growth of our City stemming from the Eagle Ford

Shale Oil & Gas Boom. Another item of interest was the Fire and Response Grant Program that has been applied for by the City, if this item is granted it would create jobs for one full time and two part time Firefighters. To conclude Ms. Davila mentioned that that we got a call from a concerned citizen about needing a security light on the corner of Holcomb and French Streets because there seems to be a lot of activity going on around there at night. City Manager Ms. Davila brought up the idea that maybe we could remove the light fixture that is currently located on HWY44 and Tejas Street and move it to this location. Item will be brought up again in the future.

5. Open Forum. A. Individuals and committee limited to three minutes. City Manager Ms. Davila just wanted to let the community that there will be a committee meeting for the festival that will be held on July 7<sup>th</sup>. Ms. Davila will let us know on a later date when and where.
6. Swearing in of Police Officer's by Judge Hector Cortez & Recognition of Municipal Court Clerk Melanie Davila, Judge Hector Cortez and the Police Department for their one year anniversary with the City of Encinal by City Council Members. City Manager Velma Davila announced that it has been a year since the Police Department started in Encinal. First to be sworn in by Judge Cortez and presented with a certificate by Council Member Frank Weikel and Council Woman Josie Poncedeleon was Luxsandra Guerra, second was Municipal Court Clerk Melanie Davila, third was Police Chief Juan Davila and fourth was Captain Randy Spring. The other officers were not present. Congratulations to the Encinal Police Department.
7. Discussion and approval of Letter of Agreement with OVPI- Waste to Energy. City Manager Velma Davila presented a copy of the letter that will be sent to OVPI. It's a Letter of Commitment to agree to move forward. Ms Davila read the letter to the members of Council and citizens present. A motion to send OVPI the letter was made by City Council member Frank Weikel and a second motion was made by City Council member Antonio Nieto. All were in favor so motion carried.
8. Discussion and approval on Sales Tax check for June 2011 for EEDC. It was brought up by Ms. Davila that the City owes EEDC a check for the month of June 2011. After going back and reviewing the bank statements it showed that

the City does in fact owe EEDC a check. A motion was made to cut the check to EEDC was made by Council Member Antonio Nieto and a second motion was made by Josie Poncedeleon. All Council Members were in favor, motion carried.

9. Discussion and action to remove EEDC members due to violation of Open Meetings Act. We need to discuss the By-Laws of the EEDC. This item was tabled for a future time. A motion to table was made by City Council Member Josie Poncedeleon and a second motion was made by Council Member Antonio Nieto. All were in favor, motion carried.
10. Discussion and possible action to approve a security light fixture on the corner of French and Holcomb Street. City Manager Velma Davila brought up the discussion that we are in need of a light on the corner of French and Holcomb Streets. One option would be to move the fixture that is at HWY 44 to Holcomb and French Street. After further discussion a motion was made by Council Member Frank Weikel to possibly move the fixture and a second motion was made by Council Member Antonio Nieto. All were in favor, motion carried.
11. & 12. Brought up into discussion was the fact that Ordinance 03062012 and Ordinance 03062012B had already been passed back in 2004 so therefore a motion was made to keep Ordinances in place was made by Council Member Frank Weikel and a second motion was made by Council Member Josie Poncedeleon. All Council members were in favor, motion carried.
12. Item 13: City Council Members, Mayor Sylvano Sanchez, City Manager Velma Davila, and City Attorney Juan Caballero went into Executive session to discuss possible action on Ruiz & Associates Land Reform & Platting contract. Meeting went into Executive session at 5:39 p.m. A motion was made by Council Member Antonio Nieto and a second motion was made by Josie Poncedeleon to go into executive session. All Council Members were in favor, motion carried. Meeting reconvened to regular session at 5:59 p.m.
13. Ramon M. Ruiz from Ruiz & Associates Surveying, Inc. was present and state for the record that he was not here to sell anything. He presented members of Council a Schedule of Events starting April 13, 2009 to August 8, 2011. The City has to determine which direction it wants to take. He asked the Council: Do we

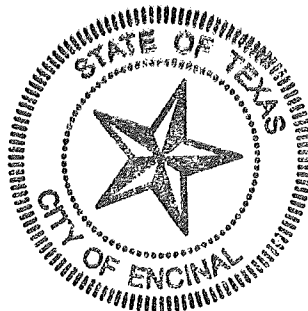
keep going forward? Or do we just stop the process? It's a big decision that the City has to make. Mr. Ruiz went on to say that he needs an answer. City Attorney Juan Caballero commented that it's not that we don't want to Plat the City, it's just a matter of having the funds available for a project like this one. Mr. Ruiz next question was: now what? City Manager Velma Davila stated that Mr. Juan Caballero and she could meet with Mr. Ruiz and his legal counsel in San Antonio.

14. Discussion on City's Financial Report from our Consultant Ashley Eddington. Ashley Eddington spoke about the City of Encinal Financial Report. The first item brought up was the Sanitation status; we are at 85% in the collection of our monthly sanitation account. Mr. Eddington noted that we have had an increase of people coming in to pay on their accounts, but we still have a past due balance amount of \$41,000.00 that is from customers that have never paid for their sanitation services. Mr. Eddington also mentioned that right now our Contract Labor amount is very low and he said that was very good. City Manager Velma Davila mentioned that the City of Encinal now has a Savings Account and the City currently has \$25,000.00 in this account. Mr. Eddington said that he is currently working on the 2010 & 2011 Budget. Mr. Eddington stated that new policies have been established to have better control of money coming in to the City. To conclude Mr. Eddington stated that there would be new policies as the need arises. There were no questions from members of Council so the item was closed.

15. A motion to adjourn was made by Council Woman Josie Poncedeleon and a second motion was made by Antonio Nieto at 6:50 p.m.

Minutes approved this 24<sup>th</sup> day of March, 2012 by Council Member Rosa Rivera And Council Member Antonio Nieto second the motion.

*Velma Davila*  
City Secretary - Attest





## City of Encinal, Texas Regular Meeting

**NOTICE** is hereby given of a Regular Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Tuesday, April 24, 2012. At 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of 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

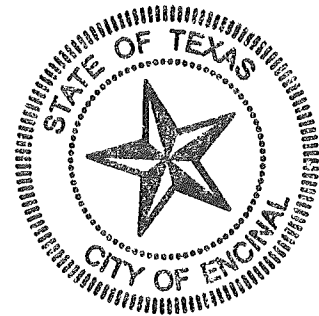
1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Consent Agenda
  - A. Approval of minutes of meeting held on February 21, 2012
  - B. A. Approval of minutes of meeting held on March 6, 2012
4. Open Forum:
  - A. Individuals and Committees limited to Three (3) minutes.
5. Discussion and Action regarding Section 23.024 dealing with Eligibility for office as Council Members. (Possible Closed Session Pursuant to Texas Government Code, Section 551.071).
6. Reports  
City Manager's Report
7. Discussion and Action for hiring Maintenance Person for Sanitation Department.
8. Discussion and Action for City Council requesting Internal Audit of Encinal Economic Development Council (EEDC).
9. Discussion of City Staff request for financial information and documentation from the Encinal Economic Development Council for Internal Audit and the proposed action for Financial request dated April, 2012.
10. Discussion and Action regarding continued employment by the City of Richard Santos.

11. Discussion and action to approve application for a solid waste treatment grant and to approve resolution authorizing the filing of the grant application with the Middle Rio Grande Development Council for a regional solid waste grants program grant; authorizing Velma Davila/City Manager to act on behalf of City of Encinal in all matters related to the application; and pledging that if a grant is received City of Encinal will comply with the grant requirements of the Middle Rio Grande Development Council, the Texas Commission On Environmental Quality and the State of Texas.
12. Discussion and approval to accept Leave of Absence not to exceed 180 days for Municipal Court Clerk, Melanie Davila. Also to award her with a small gift showing our appreciation for her hard work and dedication to the City.
13. Discussion and Approval to advertise for Part-Time Municipal Court Clerk.
14. Adjournment

#### CERTIFICATION

I CERTIFY THAT THE ABOVE NOTICE OF THIS REGULAR MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Thursday, April 19, 2012 at 5 p.m.

  
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City Manager



**City of Encinal, Texas**

**Regular Meeting Minutes**

**Tuesday April 24, 2012**

1. **Call to Order.** Meeting was called to order by Mayor Sylvano Sanchez at 5:00 p.m.
2. **Roll Call & Pledge of Allegiance.** Present were all Council members: Antonio Nieto, Rosa Rivera, Frank Weikel, and Irma Arizola. Pledge of Allegiance was led by Mayor Sanchez.
3. **Consent Agenda.** Item #3 was tabled to move up item #5 on the agenda. A motion was made by Frank Weikel and a second motion was made by Irma Arizola to be able to discuss Item 5 regarding Section 23.024 dealing with eligibility for office as council members. This item was discussed during executive session. After reconvening Council Member Antonio Nieto made a motion to continue with item 3 and a second motion was made by Rosa Rivera to continue with the items on the agenda. After reviewing the minutes for meetings held in February 21, 2012 and March 6, 2012 a motion was made by Rosa Rivera to accept the minutes as stated and a second motion was made by Antonio Nieto. All Council Members were in favor so motion carried.
4. **Open Forum: Individuals & Committees.** A concern was brought up by Citizen Alicia Dominguez that there was a need for a security light at the Villa de Reposo; Mayor Sanchez responded that he would contact Robert Diaz from CSA to discuss this matter. Citizen Anselma Aldaco requested to be put on the agenda to discuss various items including getting help to clean up the City. Aldaco said she has been volunteering for the past 12 years to help clean the City.
5. **Discussion and Action regarding Section 23.024 dealing with eligibility for office as Council Members.** This item was discussed above.
6. **Reports: City Manager Reports.** City Manager Velma Davila discussed the bank accounts the City has and the balances therein. City Manager Davila spoke about the upcoming trip that Mayor Sanchez, Captain Guerra, and herself would be making to Seattle Washington to acquire items for the Police Department such as police radios, scanners and the like. Ashley Eddington spoke to the Council members about the breaking down the budget so that he could start preparing for the upcoming budget in July.
7. **Discussion and Action for hiring Maintenance Person for Sanitation Department.** City Manager Davila said that the City John Deere tractor was now repaired and that there was a need to hire someone to help clean the City up. This person was to work from Tuesday thru Friday. City Attorney Juan Caballero asked if this position was posted and City Manager

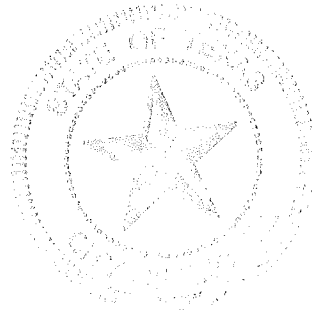
Davila responded yes that it had been posted. After further discussion it was decided to hire Leopoldo Aldaco as the Maintenance person and his pay would be \$9.50 per hour. The City Manager Velma Davila commented that his job description would be: Off on Mondays, and on Tuesday, Wednesday & Thursday he would be cutting grass around our City streets only not personal properties. Then on Friday he is to take our Sanitation truck and trailer and target areas of the City that need to be cleaned. Pick-up all the debris around town and again emphasized that his job is only to cut grass and pick up trash along our streets not trash from our communities households. There was a vote to accept the hiring of Leopold Aldaco as the maintenance person Frank Weikel made the motion to accept and Antonio Nieto seconded the motion, all Council Members were in favor so motion carried.

8. **Discussion and Action for City Council requesting internal Audit of Encinal Economic Development Council.** City Attorney Caballero stated that it was necessary to have audits in place to be able to apply for grants. He also stated that this item is included in the EEDC's bylaws. A motion was made to accept the Audit for the EEDC to take place, Frank Weikel made the motion and he was seconded by Irma Arizola, all were in favor so motion carried.
9. **Discussion of City Staff for financial information and documentation from the EEDC for Internal Audit and the proposed action for financial request dated April 2012.** No action need for this item, same as above.
10. **Discussion and Action regarding continued employment by the City of Richard Santos.** Council Member Frank Weikel asked Richard Santos if he had gotten the City other grants besides the one for the New City Hall, and Richard Santos stated that he cannot request grants for the City unless he is directed to do so by the City Council. Richard Santos stated that he was employed by the EEDC to help local businesses. Santos stated that he had brought the BCL to help local businesses apply for loans. Mayor Sanchez asked Mr. Santos if he was employed by the City or EEDC and Santos stated that he is a paid Consultant for the EEDC. So no action taken in this item.
11. **Discussion and action to approve application for a solid waste treatment grant.** City Manager Velma Davila stated that the City had applied for a Solid Waste treatment grant that would help the City hire a Code Enforcement Officer to help clean up the City. City Manager Velma Davila stated that the City was awarded the grant from Middle Rio Grande in the amount of \$16,896 and that this money was going to be used to start enforcing the Citizens to start complying with cleaning up their yards and lots. Citizen Beca Martinez said that we had missed an infrastructure grant because the City had not applied for it; she said that Joe De Ochoa had given her this information. Citizen Anselma Aldaco said that she had acquired documents during Javier Mancha's term that belonged to the City and that she had possession of these documents that had delinquent sanitation accounts. The application for the Solid Waste treatment grant was approved by Frank Weikel and second motion was made by Rosa Rivera.

12. **Discussion and approval to accept leave of absence of Melanie Davila.** City Manager Davila stated that she would like to appreciate the help Melanie had provided the Municipal Court during the time she was working for the court. A motion was made by Rosa Rivera to accept the leave of absence of Melanie Davila and a second motion was made by Irma Arizola.
13. **Discussion and approval to advertise for Part-Time Municipal Court Clerk.** City Manager Velma Davila stated that at this time the position vacated by Melanie Davila as Municipal Court Clerk has been posted and during the mean time Arnold Garay, a student interested in becoming a police officer will be taking Melanie's place for now. Arnold has been helping the Court for awhile now and he is familiar with the system and how it works. A motion was made to post the position for Part-Time Municipal Court Clerk by Frank Weikel and a seconded by Antonio Nieto; all Council Members were in favor so motion carried.
14. **Adjournment.** A motion to adjourn was made by Antonio Nieto at 6:25 p.m. and a seconded by Frank Weikel.

Minutes approved this 15<sup>th</sup> day of May 2012 by Council Member F. Weikel and Council Member A. Nieto second the motion.

Armando Arguine  
City Secretary



## City of Encinal, Texas Regular Meeting

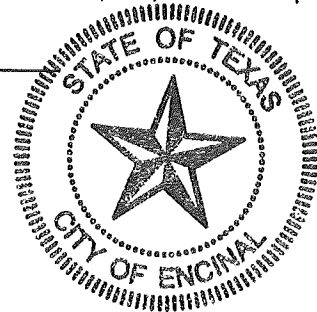
NOTICE is hereby given of a Regular Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Thursday, May <sup>15</sup>~~10~~, 2012. At 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of considering the following numbered items. The City Council of the City of Encinal, Texas reserves the right to meet in closed session on any of the items listed below

1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Consent Agenda
  - A. Approval of minutes of meeting held on April 24, 2012
4. Open Forum:
  - A. Individuals and Committees limited to Three (3) minutes.
5. Reports
  - City Manager's Report
  - Texas 1033 Surplus Property Program—Department of Justice
6. Discussion and Action to withdraw advertisement for Municipal Court Clerk.
7. Discussion and action on dissolution of clean up committee till further notice.
8. Discussion and action from Community member on different issues of the City.
9. Adjournment

### CERTIFICATION

I CERTIFY THAT THE ABOVE NOTICE OF THIS REGULAR MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Monday, May 7, 2012 at 4 p.m.

  
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City Manager



## City of Encinal, Texas

### Regular Meeting Minutes

May 15, 2012

Notice is hereby given of a Regular Meeting of the City Council of the City of Encinal, County LaSalle, State of Texas, to be held Tuesday May 15, 2012 @ 5:00 p.m. at 107 N. Tejas, Encinal, Texas for the purpose of 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.

1. Call to order. Meeting was called to order by Mayor Sanchez at 5:00 p.m.
2. Roll Call. Pledge of Allegiance. Present were Council Members: Rosa Rivera, Antonio Nieto, and Frank Weikel. Linda went to pick up Council Member Irma Arizola. Pledge of Allegiance was led by all the members of Council. Council Member Irma Arizola walked in at 5:05 p.m.
3. Consent Agenda. Approval of Minutes of meeting held on 4-24-2012. Minutes were revised by all members of Council and a motion was made by City Council Member Frank Weikel to approve the minutes as stated he was seconded on the motion by Council Member Antonio Nieto, all were in favor so motion carried.
4. Open Forum: Individuals & Committees. No comments from the public at this time.
5. Reports: City Manager's Report. Texas 1033 Surplus Property Program-Department of Justice-Seattle Conference. Velma Davila started by saying that they had gone to the meeting in Washington. So far the Police Department has received \$56,000 in items from this program. Items such as 2 generators, a forklift, night vision camera and various supplies for the department. This property will belong to the Police Department after one year has elapsed. Velma also mentioned that now that they will be able to start the Code Enforcement by the Encinal Police Department with the grant that was given to the Police Department by Middle Rio Grande. Officer Luxsandra Guerra said that she had also placed an order for office equipment such as computers, printers, desks, and telephones.

6. Discussion and Action to withdraw advertisement for Municipal Court Clerk. Mayor explained that we have someone within the City that is already qualified for this position: Linda Ramirez. Linda already knows the system. Mayor Sanchez asked the Council if they would like to keep Linda as the Municipal Court Clerk. After careful consideration the Council decided that they would accept to appoint Linda to Municipal Court Clerk. A motion was made by Frank Weikel to approve the appointment and seconded by Rosa Rivera. Council Member Irma Arizola abstained from voting. All were in favor so motion carried.
7. Discussion and Action on Clean-Up Committee. Citizen Anselma Aldaco was present and she started by saying that it was up to the Council if they still wanted her on the Clean-Up Committee. The City is not responsible for cleaning up private property stated City Manager Davila. City Attorney Juan Caballero state that there is a process that must be followed when addressing issues about abandoned properties, he said that you must notify the property owner and give them a chance to take care of the problems before the city steps in. Aldaco also mentioned that a certain Rodriguez had gotten many open top containers. The City Manager stated that starting on June 1<sup>st</sup> the Encinal Police Department will start their Code Enforcement program. City Manager also addressed the issue of loose dogs in the streets of the City, she said that she had been on the phone all last week trying to get the surrounding area Cities to try and help us with this problem, to no avail.
8. Discussion and Action from Community members concerns on different issues of the City. Mrs. Javier Mancha was concerned about the loose horses in the City. A concerned resident from Villa de Reposo was concerned about weeds growing along the fence line at their property. Mayor Sanchez advised the resident that those issues should be brought to the attention of Mr. Diaz of the CSA because he would be able to address all their concerns. The resident also had concern with the grass growing alongside IH-35 and Mayor Sanchez said that TX-DOT was in charge of taking care of this. City Council Member Rivera was concerned about the lack of Stop signs throughout the City and she said if there was anything that could be done about this. City Manager Davila stated that she had been discussing the same concern with Mayor Sanchez and that they would soon be working to resolve this issue by ordering new Signs and having them installed. Javier



Mancha asked the Council if they had seen the movie "Money Ball" the movie. He stated that it was about baseball and the different levels of teams that are involved in it; he recommended that everybody watch this movie because it tells us how we are located at the bottom of the pole. Mr. Mancha also stated that it would be a good idea if the EWSC and the City of Encinal would be joined together to form one Municipality or one Corporation, he stated that the EWSC was established in circa 1968-1969 and that the City of Encinal was established about 10 years later in 1978 and since then they have remained separate entities. Javier Mancha stated that if we are going to grow as a community we must unite together to bring in more funds for the City. City Attorney Juan Caballero mentioned that there is a way to get the EWSC to join with the City and that would be by having all members of the corporation to vote in favor of such a proposition. City Manager Velma Davila brought up the fact that the City Attorney is currently working on a 10 percent annexation of the properties along side IH-35 and HWY 44.

9. Discussion and Action on Ruiz & Associates Contract regarding Land Reform. This item was moved into closed session for further discussion. Item Tabled.

10. Take Action on Agenda Item 9 on Ruiz & Associates. Item Tabled

There was a Motion to reconven by Council Member, Antonio Nieto and seconded motion was made by Council Member, Frank Weikel @ 6:31 P.M.

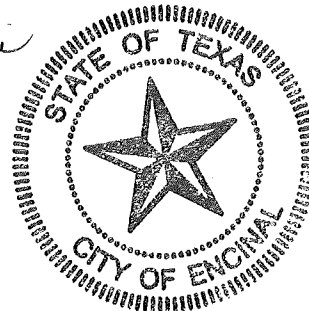
11. Adjournment.

Motion was made to adjourn at 6:32 p.m. Motion was made by Council Rosa Rivera, and a second Motion was Followed by Council Member, Irma Arizola. Motion Carried.

Minutes approved by Council Members Nieto and seconded by Council Member Arizola, on this 19<sup>th</sup> June May, 2012.

Armando Aguirre

Attest City secretary Davila




## City of Encinal, Texas Regular Meeting

**NOTICE** is hereby given of a Regular Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Tuesday, June 19, 2012. At 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of 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

1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Consent Agenda
  - A. Approval of minutes of meeting held on April 24, 2012
4. Open Forum:
  - A. Individuals and Committees limited to Three (3) minutes.
5. Reports  
City Manager's Report
6. Discussion on Financial Report provided by City Consultant (presented by City Manager).
7. Discussion and action to hire CPA Jorge Flores to perform audit's for Fiscal Year 2010 & 2011.
8. Discussion and Action on Ruiz & Associates Contract regarding Land Reform. (Possible Closed Session Pursuant to Texas Government Code, Section 551.071).
9. Take action on Agenda Item 9 on Ruiz & Associates.
10. Adjournment.

### CERTIFICATION

I CERTIFY THAT THE ABOVE NOTICE OF THIS REGULAR MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Tuesday, June 14, 2012 at 5p.m.

  
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City Manager



## City of Encinal, Texas Regular Meeting

NOTICE is hereby given of a Regular Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Tuesday, June 26, 2012. At 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of 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

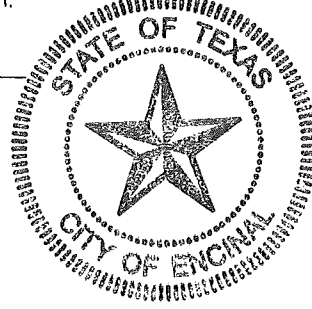
1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Consent Agenda
  - A. Approval of minutes of meeting held on <sup>May 15</sup> ~~April 24~~, 2012
4. Open Forum:
  - A. Individuals and Committees limited to Three (3) minutes.
5. Reports  
City Manager's Report
6. Discussion on Financial Report provided by City Consultant (presented by City Manager).
7. Discussion and action to hire CPA Jorge Flores to perform audit's for Fiscal Year 2010 & 2011.
8. Discussion of Chief of Police status and possible action. (Possible Closed Session Pursuant to Texas Government Code, Section 551.071).
9. Action taken on Agenda item #8.
10. Discussion and Action on Ruiz & Associates Contract regarding Land Reform. (Possible Closed Session Pursuant to Texas Government Code, Section 551.071).
11. Take action on Agenda Item 9 on Ruiz & Associates.
12. Adjournment.

### CERTIFICATION

I CERTIFY THAT THE ABOVE NOTICE OF THIS REGULAR MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on

Thursday, June 21, 2012 at 10:30am.

  
City Manager



City of Encinal  
Regular Meeting Minutes

June 26, 2012

1. Call to Order. Meeting was called to order by Mayor Sylvano Sanchez at 5:01 p.m. present were Council Members: Rosa Rivera, Irma Arizola, and Antonio Nieto. Mayor Sanchez advised Council Members that Council Member Frank Weikel was running a little bit late but that he would be here. After roll call Mayor Sanchez determined that there had been a quorum established and the meeting could proceed.
2. Pledge of Allegiance. Pledge of Allegiance was led by Council Members.
3. Consent Agenda. Approval of minutes for meeting held on April 24, 2012. The consent agenda was tabled due to the fact that there was a mix up on the date of the minutes being approved. A motion was made by Council Member Antonio Nieto to table the approval of the minutes and a second motion was made by Council Member Irma Arizola. All Council Members were in favor so motion carried.
4. Open Forum: A. Individuals and Committees limited to three (3) minutes. There were no citizen comments.
5. Reports. City Manager's Report. The City Manager Velma Davila was not present due to the fact that she was ill. The City Consultant Ashley Eddington was present and ready to discuss the City Manager's Report. The items of discussion were Payroll reports and Bank Balances for the past couple of months. Mr. Eddington also discussed the City Of Encinal Revenue and expenditures by Class. The Members of Council were asked to review the reports and Mr.

Eddington asked them if they had any questions on the reports. Mayor Sanchez asked Members of Council if they had any questions concerning the reports and the reply was no. Mayor Sanchez announced that Council Member Frank Weikel had walked into the meeting at 5:06 p.m.

6. Discussion of Financial Report provided by the City Consultant (presented by City Manager). This item was discussed during item 5.
7. Discussion and action to hire CPA Jorge Flores to perform audit's for Fiscal Year 2010 & 2011. Mayor Sanchez explained to members of Council the need to hire Mr. Jorge Flores to do our audits for the 2010 and 2011 years, because there is a need for them for any grant monies the City is applying for. As of this time the Front Street Project must have a current audit as part of the agreement to go forward with the project. An Audit conducted by Mr. Flores would include examining the evidence supporting the amounts and disclosures in the Financial Statements. The Audit would also include and understanding of the Entity and its environments including internal controls. Mayor Sanchez went on to explain that Jorge has done our previous audits. After further discussion there was a motion made by City Council Member Antonio Nieto to go ahead and hire Jorge Flores to conduct the audit, and a second motion was made by Council Member Frank Weikel. All were in favor so motion carried.
8. Discussion of Chief of Police status and possible action. (Possible Closed Session Pursuant to Texas Government code, Section 551.071). There was a motion on this item to go into Executive (Closed) Session. The first motion was made by Council Member Frank Weikel and a second motion was made by Council Member

Irma Arizola. The Executive Session started at 5:10 p.m. Council reconvened at 5:28 p.m., at this time Council decided to table any action on this item for a later time. The motion to table the item was made by Council Member Rosa Rivera and a second motion was made by Frank Weikel.

9. Action taken on Agenda item #8. Same as in item #8.
10. Discussion and Action on Ruiz & Associates Contract regarding Land Reform. (Possible Closed Session Pursuant to Texas Government Code, Section 551.071). Mr. Ruiz from Ruiz & Associates was present and started off by saying that we need to get to the source of things. Mr. Ruiz spoke about this item for the first time when he first met Mayor Sanchez back in 2009 when he was recommended to the City by Joe de Ochoa from the USDA. Mr. Ruiz went on to say that the City of Encinal was incorporated back in 1978. Mr. Ruiz explained to the members of Council how important it is for the City of Encinal to be platted, so that the City could have control of the Right of Ways. Mr. Ruiz went on to say that the lack of action that has been taken on this matter, tells him that the Land Reform Project has been placed at the very bottom of the City's payment obligations list. After further discussion by the Council they decided that they would continue to pay Mr. Ruiz & Associates the sum of \$5,000.00 every month. There was no need to make a motion for this item because there had already been an agreement to make these monthly payments to Mr. Ruiz.
11. Take Action on Agenda Item 9 on Ruiz & Associates. There was no action on this item because it was the same as item 10.

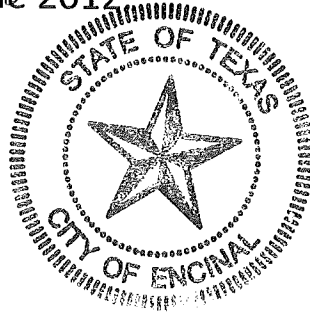
12. Adjournment. A motion to adjourn the meeting was made by Council Member Antonio Nieto and a second motion made by Frank Weikel. Meeting was adjourned at 6:42 p.m.

Minutes approved by Council Member A. Nieto and second motion made by Council Member F. Weikel on this the 13<sup>th</sup> day of ~~June~~ <sup>July</sup> 2012

Armando Aguirre

*Armando Aguirre*  
City Secretary

Attest



## City of Encinal, Texas Regular Meeting

**Notice** is hereby given of a Regular Meeting of the City Council of the City of Encinal, County/La Salle, State of Texas, to be held Wednesday, July 11, 2012, at 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of 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

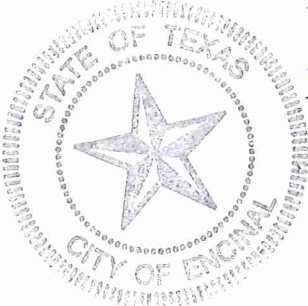
1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Consent Agenda
  - A. Approval of minutes of meeting held on May 15, 2012 & June 26, 2012
4. Open Forum:
  - A. Individuals and Committees limited to Three (3) minutes.
5. Reports  
City Managers Report
6. Discussion and consider action to retain Capex Consulting, LLC as Project Consultant and Hejl, Lee & Associates, Incorporated as Project Engineer to assist the City of Encinal for IH35 project  
With the following:
  - A. Texas Department of Agriculture Texas Capital Fund Program grant application.
  - B. Texas Department of Transportation Advanced Funding Agreement.
  - C. Economic Development Agency Funding Application,
  - D. Other funding programs to be identified by Capex and Hejl Lee & Association.  
**"Capex and Hejl Lee acknowledge that payment by the City of Encinal for services Rendered will be contingent on the receipt of funding commitments from the various Funding sources identified."**
7. Discussion and approval to accept Resignation letter of Chief Juan Davila.
8. Adjournment.

### CERTIFICATION

I CERTIFY THAT THE ABOVE NOTICE OF THIS REGULAR MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on  
Thursday, July 5, 2012 at 2:00pm.



City Manager





## ***City of Encinal***

### ***Regular Meeting Minutes***

***July 11, 2012***

1. Call to order by Sylvano Sanchez, Mayor. Establish if there is a quorum present. Meeting called to order by Mayor Sanchez at 5:05 p.m., roll call was taken by Mayor Sanchez at this time and there were three Council Members present: Antonio Nieto, Frank Weikel, and Irma Arizola. After roll call Mayor Sanchez stated that there was in fact a quorum present and that the meeting could proceed. Mayor Sanchez also noted that Council Member Rosa Rivera was absent because her sister was having a surgery.
2. Pledge of Allegiance. Pledge of Allegiance was led by Mayor Sanchez and Council Members.
3. Consent Agenda. Approval of minutes from meetings held on May 15, 2012 and June 26, 2012. A motion to approve the minutes was made by Council Member Antonio Nieto and he was seconded by Frank Weikel. All Council Members were in favor so motion carried
4. Open forum. Individuals and Committees limited to three (3) minutes. There were no comments at this time.
5. Reports: City Manager's Report. City Manager Velma Davila asked Council Members if they had received the fund balance report at their last meeting. City Manager Davila told the Council that she and Mayor Sanchez have been talking to Burke & Company about doing a project for a City Park that would have a water park and regular park for families to be able to enjoy. She also mentioned that they were thinking of placing the park at either the property that is owned by the EEDC or the property that the City has on Berry Street. Manager Davila also discussed with the Council that she is currently working on a letter about Alfredo R. Valles, a local citizen that has helped out the City in the past without being compensated for his work. She explained that there are people talking about this so therefore she will enumerate the number of ways that Mr. Valles has helped the City. Manager Davila also mentioned that just recently the City Landfill had been vandalized and that Mr. Valles again had offered to help the City in repairing the damage done to the gate at the City Landfill. Manager Davila explained to Council that the way the City would compensate Mr. Valles for helping mend the Landfill gate would be by trading his services for payment on his sanitation account. There was also some discussion on the Front Street project, Manager Davila was showing Council how much it cost to include drainage and gutters on the former street project that the City

had across town. She mentioned that on the current Front Street Project there were no plans to include the former so she wanted to know if it was possible to pave a longer section of the street, as it stands the current project would be from Encinal Boulevard all the way to the edge of Highway 44. There was some discussion between Council Members and the City Manager about the termination of City Secretary Armando Aguirre, City Manager Velma Davila clarified to the members of Council that the Secretary had not been terminated but that Mr. Aguirre had abandoned his job.

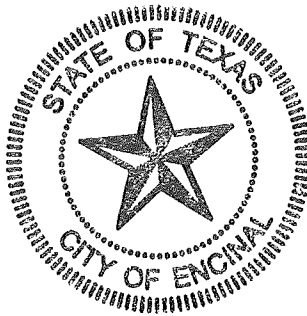
6. Item 6 was tabled due to the fact that there was a gentleman that was to be here and he was running late. Council Member Frank Weikel made a motion to table the item and he was seconded by Antonio Nieto. All Council Members were in favor so item was tabled.
7. Discussion and approval to accept Resignation letter of Chief Juan Davila. A letter from Chief Davila was read to the Members of Council and the letter states that Chief Davila is requesting 3 months' severance pay, 6 months insurance and for the City of Encinal to keep his Peace Office License on file for 1 year. A motion to accept the resignation was made by Council Member Frank Weikel and he was seconded by Irma Arizola. All Council Members were in favor so motion carried.
8. Return to Item 6. Discussion and consider action to retain Capex Consulting, LLC as Project Consultant and Hejl, Lee, and Associates, Incorporated as Project Engineer to assist the City of Encinal for IH35 Project with the following: A. Texas Department of Agriculture Texas Capital Fund Program grant application. B. Texas Department of Transportation Advanced Funding Agreement. C. Economic Development Agency Funding Application. D. Other funding programs to be identified by Capex and Hejl Lee and Associates. "Capex and Hejl Lee acknowledge that payment by the City of Encinal for services rendered will be contingent on the receipt of funding commitments from the various funding sources identified. Mr. Daniel Hejl has worked in Maverick and LaSalle Counties; he is currently working on the Gardendale Project located a few miles from Cotulla. He explained that the Texas Capital Fund is used to create jobs. The IH35 Project would consist of paving approximately .07 miles located on the east side of IH35. City Manager Davila asked Mr. Hejl that one of the conditions of the project would be that the property owners Becca Martinez and Hector Hall that are located at this access road must annex their property to the Encinal City limit before any application is submitted. City Manager Davila asked Mr. Jeff Snowden if the first application would only cover the 10 acres belonging to Becca Martinez and not the property belonging to Hector Hall and if so how would this benefit the City. Mr. Jeff Snowden stated that this project would fund the access road and provide water lines to both properties. Mr. Snowden said that he was here to protect the City's interest. The City Manager stated that the City will not approve any application to be submitted unless both property

owners, Mrs. Martinez and Mr. Hall both agree to the Voluntary Annexation because the City will have to invest some money on this project as well. Council Member Frank Weikel made a motion to approve hiring Jeff Snowden to start the application process for the Texas Capital Fund and he was seconded by Council Member Irma Arizola. Mr. Snowden was approved to administer the application process "only", if any and other changes that arise if the application is approved he is to work closely with the City Manager so that she will be able to keep the Council informed of how the project is doing and any financials will be handled by the City Accountant.

9. Adjournment. Council Member Irma Arizola made a motion to adjourn the meeting and she was seconded by Council Member Antonio Nieto. The meeting adjourned at 6:50 p.m.

Minutes were approved by Council Member Mr. Weikel and a second motion was made by Council Member Mrs. Rivera on this the 8<sup>th</sup> day of August 2012.

Velma Davila, City Manager  
Velma Davila



**City of Encinal, Texas  
Special Meeting**

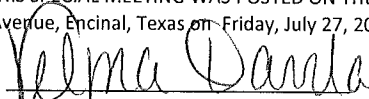
**NOTICE** is hereby given of a Special Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Tuesday, July 31, 2012. At 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of considering the following numbered items. The City Council of the City of Encinal, Texas reserves the right to meet in closed session on any of the items listed below.

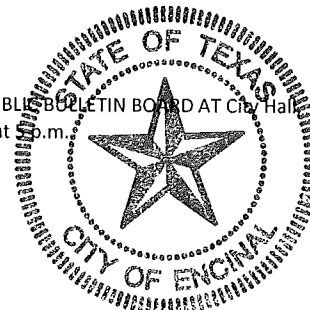
Accordingly, the Encinal City Council has rules of courtesy in place for all persons in attendance at its meetings. The Presiding Public Official shall at all times preserve order and decorum, prevent personal references to Council Members or the impugning of persons' motives. Citizens requesting to 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 citizen shall make every effort to be brief, get to the point, and to limit speaking time to no more than 3 minutes. Personal Attacks Shall Not Be Allowed By Any Speaker.

1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Consent Agenda
  - A. Approval of minutes of meeting held on July 17, 2012
4. Open Forum:
  - A. Individuals and Committees limited to Three (3) minutes.
5. Reports  
City Manager's Report
6. Discussion and Action to amend CDBG Front Street Improvement project contract.
7. Discussion and Action to approve City of Encinal employee's Personnel Policies for all departments.
8. A public hearing will be held to discuss the acceptance of voluntary annexation on a 50 acre tract of land. Action will be taken on whether or not to grant said request.
9. Introduction, discussion, possible action and first reading of AN ORDINANCE #081412 ALTERING AND EXTENDING THE BOUNDARY LIMITS OF THE CITY OF ENCINAL, ANNEXING A TWENTY TWO POINT THIRTY TWO (22.32) ACRE TRACT OF LAND AND ANNEXING A TWENTY SEVEN POINT SIXTY EIGHT (27.68) ACRE TRACT OF LAND BOTH LOCATED ON HWY 44 EAST OF INTERSTATE 35, FURTHER DESCRIBED BY METES AND BOUNDS IN ATTACHMENT "A".
10. Discuss in closed sessions and possible action regarding correspondence from Webb County Employees Association and circumstances surrounding such correspondence. (Possible Closed Session Pursuant to Texas Government Code, Section 551.071).
11. Discussion in closed session and possible action regarding the arrest and surrounding circumstances of Mr. Liggins arrest and complaint by Ms. Le Horne. (Possible Closed Session Pursuant to Texas Government Code, Section 551.071).
12. Adjournment

**CERTIFICATION**

I CERTIFY THAT THE ABOVE NOTICE OF THIS SPECIAL MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Friday, July 27, 2012 at 5:00 p.m.

  
City Manager



City of Encinal  
Special Meeting Minutes  
For July 31, 2012

1. *Call to order by Sylvano Sanchez, Mayor.* The meeting was called to order by Mayor Sanchez at 5:05 p.m. Mayor Sanchez did a roll call to determine if there was a quorum present. Present were Council Members Rosa Rivera, Antonio Nieto, and Frank Weikel. Mayor Sanchez mentioned that Council Member Irma Arizola was running late. After roll call Mayor Sanchez determined that there was a quorum so that the meeting could proceed. Council Member Irma Arizola arrived at the meeting at 5:30 p.m. At the opening of the meeting Mayor Sanchez mentioned to the public that he wanted everyone to be aware of the "Rules of Courtesy" for City Council Meetings posted on the agenda.
2. *Pledge of Allegiance.* The Pledge of Allegiance was led by Citizen Anselma Aldaco.
3. *Consent Agenda.* Approval of minutes of meeting held on July 17, 2012. City Manager Davila asked Council to table Item 3 because the date was wrong for the Minutes that were to be approved, they should have been for July 11, 2012 not July 17, 2012. A motion to table the item was made by Council Member Antonio Nieto and he was seconded by Rosa Rivera. All were in favor so motion carried.
4. *Open Forum: A. Individuals and Committees limited to three (3) minutes.* Mayor Sanchez asked the public if there were any comments. Council Member Rosa Rivera wanted to say Thank You to the Mayor for sending Mr. Aldaco to mow the grass at the Villa de Reposo Apartments. Mrs. Rivera said that Mr. Aldaco had done a great job. She also mentioned that she was happy to see that there were more Stop signs around town.
5. *Reports. City Manager Report. A.* City Manager Davila wanted to advise Council on a system available to the Police Department called Cop Sync. She stated that this system cost \$19,190.00 but it would be paid over a 4

year period, with the first year payments at about \$667.00 dollars a month. This program would let officers print out tickets, it would let them have a camera to record all their stops, and it would even be able to connect with the Hill Country software that is in use by the Municipal Court. This software could be transferred in between units. The City Manager also mentioned that the Police Department also has some laptops that they can use that they had gotten from the LESO program. **B.** City Manager Davila also spoke about getting a visit from two gentlemen from Lewis Energy. She was able to meet with Robert Hunter and Mark Marlowe and they said that they wanted to offer the City their assistance with getting our Police units running, they would be willing to let the mechanics from Lewis Energy to check our units and fix things that were needed on them and that they would provide this service to the City without charge. Manager Davila also mentioned that they had even offered to check our Sanitation truck as well. **C.** Manager Davila said that there are plans to hold a School Supply Drive to help the students going back to school. She said this project would be a joint venture with the Encinal Water Supply Corporation. EWSC has agreed to donate \$250.00 to the City to help buy the supplies. She mentioned that the City Clerk and the girls from the EWSC would get together to see what day they could go buy the school supplies. Mayor Sanchez asked if there was a School Supply list available, City Clerk answered that they would get the list when they kids registered next week. Council member Frank Weikel asked if we knew how many kids the school would have this year and Manager Davila answered that Principal Debra Weikel had said that they would have about 158 students enrolled this school year. **D.** City Manager Davila said that the Code Compliance budget had been approved with Mario Chavez from MRGC. She said that one of the first things they would like to do with this grant is to install a camera at the landfill to find out who has been dumping trash illegally there. Citizen Anselma Aldaco mentioned that she had gotten a prescription bottle belonging to someone illegally dumping there. Manager Davila praised the Sanitation workers for doing an a great job picking up brush and leaves from around town. Manager Davila also mentioned that Mr. Aldaco had cleaned a resident's property because

there was a concern with all the brush that was located at her lot and that the homeowner couldn't afford to pay to have it cleaned up. **E.** City Manager Davila mentioned that the City had a meeting with our Texas Senator Judith Zaffirini who stopped by the City Hall on Monday July 30, 2012 to talk with the Mayor and those present that day. Senator Zaffirini discussed the issues that they City is currently having concerning the Platting of the City; overall it was a good and informative meeting. **F.** The City Consultant Ashley Eddington discussed with Council that the Budget process has begun and that there will have to be two Budget workshops in August to begin preparing for our Budget in September. He stated that there will be two meetings in August to prepare a Preliminary Budget for Public viewing and for any citizen suggestions and then there will be a public hearing in September to approve the final Budget. **G.** City Manager Davila said she wanted to mention that there had been a letter sent to customers a couple of months ago regarding Ordinance 03-07-005 Nuisance Ordinance , this Ordinance was sent to several Property Owners in Encinal including Greg Springer. City Attorney Juan Caballero stated that Greg Springer's lawyer had made a Public Records request concerning the Ordinance and Caballero said that City Manager Davila had put together the documents that were needed and he went ahead and forwarded them to the attorney.

6. *Discussion and action to amend CDBG Front Street improvement project contract.* City Manager Davila stated that they had a conference call regarding the contract to pave Front Street and to see if it could be amended to include curbs and gutters. Manager Davila said that Ms. Bustamante from Middle Rio Grande advised against this because the City could lose the Contract if it was amended. Frank Weikel made a motion to table the item and he was seconded by Antonio Nieto. All were in favor of tabling the item so motion carried.
7. *Discussion and Action to approve City of Encinal employee's Personnel Policies for all departments.* City Manager Davila mentioned that some issues have come up regarding certain employees that don't want to take orders from the City Manager. Manager Davila stated that she wants the

best for the City and believes that it is important to implement the Policies and Procedures to include everyone that works for the City and the Police Department as well. Council Member Frank Weikel said he wanted to make sure that all employees understand the policy and what it means. Frank Weikel acknowledged the presence of County Commissioner Richard Garza present at the meeting. A motion to approve the implementation of the Policy was made by Frank Weikel and he was seconded by Rosa Rivera. All were in favor so motion carried.

8. *A public hearing will be held to discuss the acceptance of voluntary annexation on a 50 acre tract of land. Action will be taken on whether or not to grant said request. Attorney Juan Caballero said that Bekalar has volunteered to annex her property which is located off of IH 35 and it's a total of 50 acres and we have to have a public hearing, which is what this is, the Citizens will be able to express whether they want to accept this request. Mayor Sanchez asked Council if they would like to accept the request at this time and Frank Weikel made a motion to accept the request and he was seconded by Antonio Nieto. All were in favor of motion so motion carried.*
9. *Introduction, discussion, possible action and first reading of AN ORDINANCE #081412 ALTERING AND EXTENDING THE BOUNDARY LIMITS OF THE CITY OF ENCINAL, ANNEXING A TWENTY TWO POINT THIRTY TWO (22.32) ACRE TRACT OF LAND AND ANNEXING A TWENTY SEVEN POINT SIXTY EIGHT (27.68) ACRE TRACT OF LAND BOTH LOCATED ON HWY 44 EAST OF INTERSTATE 35, FURTHER DESCRIBED BY METES AND BOUNDS IN ATTACHMENT "A". There was no action needed on this item at this time.*
10. *Discuss in closed sessions and possible action regarding correspondence from Webb County Employees Association and circumstances surrounding such correspondence. (Possible Closed Session Pursuant to Texas Government Code, Section 551.071).*
11. *Discussion in closed session and possible action regarding the arrest and surrounding circumstances of Mr. Liggins arrest and complaint by Ms. Le Horne. (Possible Closed Session Pursuant to Texas Government Code, Section 551.071). A motion to go into executive session to discuss items 10*



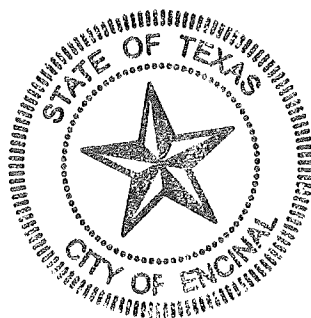
& 11 was made by Frank Weikel and he was seconded by Antonio Nieto. The meeting went into executive session at 5:32 p.m. A motion to come back after executive session was made by Frank Weikel and he was seconded by Antonio Nieto, the meeting resumed at 6:00 p.m.

12. *Adjournment.* A motion to adjourn the meeting was made by Irma Arizola and she was seconded by Frank Weikel. Meeting was adjourned at 6:01 p.m.

Minutes were approved by Council Member Weikel and a second motion was made by Council Member Mrs. Ruvera on this the 8<sup>th</sup> Day of August 2012.

Velma Davila, City Manager

Velma Davila



**City of Encinal, Texas  
Special Meeting**

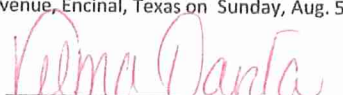
NOTICE is hereby given of a Special Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Wednesday, August 8, 2012, At 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of considering the following numbered items. The City Council of the City of Encinal, Texas reserves the right to meet in closed session on any of the items listed below.

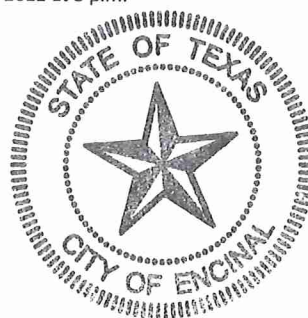
*Accordingly, the Encinal City Council has rules of courtesy in place for all persons in attendance at its meetings. The Presiding Public Official shall at all times preserve order and decorum, prevent personal references to Council Members or the impugning of persons' motives. Citizens requesting to 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 citizen shall make every effort to be brief, get to the point, and to limit speaking time to no more than 3 minutes. Personal Attacks Shall Not Be Allowed By Any Speaker.*

1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Consent Agenda
  - A. Approval of minutes of meeting held on July 11, 2012 & July 31, 2012
4. Open Forum:
  - A. Individuals and Committees limited to Three (3) minutes.
5. Reports  
City Manager's Report
6. Introduction, discussion, possible action and second reading of AN ORDINANCE #081412 ALTERING AND EXTENDING THE BOUNDARY LIMITS OF THE CITY OF ENCINAL, ANNEXING A TWENTY TWO POINT THIRTY TWO (22.32) ACRE TRACT OF LAND AND ANNEXING A TWENTY SEVEN POINT SIXTY EIGHT (27.68) ACRE TRACT OF LAND BOTH LOCATED ON HWY 44 EAST OF INTERSTATE 35, FURTHER DESCRIBED BY METES AND BOUNDS IN ATTACHMENT "A".
7. Discuss in closed sessions regarding complaint filed by Police Officer (Possible Closed Session Pursuant to Texas Government Code, Section 551.071).
8. Adjournment

**CERTIFICATION**

I CERTIFY THAT THE ABOVE NOTICE OF THIS SPECIAL MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Sunday, Aug. 5, 2012 at 3 p.m.

  
\_\_\_\_\_  
City Manager



City of Encinal  
Special Meeting Minutes  
August 8, 2012

1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551. Council Members present were Irma Arizola, Antonio Nieto, Rosa Rivera, and Frank Weikel. All members of Council were present and Mayor Sanchez stated that there was a quorum
2. Pledge of Allegiance. Pledge of Allegiance was led by Linda Ramirez.
3. Consent Agenda. Approval of Minutes of Meetings held on July 11, 2012 & July 31, 2012. The motion to approve the minutes was made by Council Member Frank Weikel and a second motion was made by Council Member Rosa Rivera. All Members were in agreement so motion carried.
4. Open Forums: Individuals and Committees limited to Three (3) minutes. Mayor Sanchez made a comment to Members of Council about donating some of the old computers and printers to the Good Will in Laredo since the computers and printers are obsolete, Council agreed. Citizen Greg Springer presented a letter to Council sent to his family. Mayor Sanchez asked Mr. Springer if he would like to speak and Mr. Springer responded that he would like for Council to finish reading and stated that would be the "polite" thing to do. Springer asked Mayor Sanchez: what makes you think it's (property) in the City Limits? And Mayor Sanchez answered it is. Springer asked why does the map you sent says it's adjacent to the City Limits. Springer asked if there was any documentation that it (property) wasn't part of the original City, so it had to have been annexed, do you have any documentation on that? Mayor Sanchez stated that he presented

the resolution to her when the City was incorporated in 1978. In 1978 when the City became a City and it was adopted and presented to the County. Springer stated that the City can't take property and not notify the owners. Mayor Sanchez told Springer to talk to the lawyer (referring to City Attorney Juan Caballero). City Attorney Juan Caballero asked Mr. Springer why don't you tell us what you want to tell us and then we will look at it and we will get your answer. Springer asked Caballero if he had read the letter. Caballero answered yes I read your letter but I'd like you to explain your position and then we will respond to you. Springer: the problem is its (property) outside the City Limits and your ordinance has no validity there. Caballero stated number one we're not making any threats to you yet, I don't know if it's rude but you're not stating your position and immediately wanting an answer. Springer: so you got no documentation? Caballero stated that's not what we're saying; we didn't know you were coming so how do you expect us to have things ready to answer your arguments. Springer: so you're saying that the City doesn't have here in the City Hall documentation? Caballero: look you have three minutes we're not gonna be argumentative with you if you want to say something, say it, we'll get you your answer then we can move on , we'll mail you an answer, we're not going to give it to you right now. Springer: is the City Council in agreement that's the proper attitude to have? Caballero: it's not a matter of attitude. Springer: have you guys decided that he's (Caballero) going to respond for any questions I give to you today? Frank Weikel said yes, he's our City Attorney. Caballero: that's correct. City Manager Davila: I have a map that shows you're in the City Limits of Encinal. Springer: you have a map? The map doesn't mean anything. Springer: there has to be documentation of the City being incorporated or annexed at some point in time. Springer: what you have done is send me a letter claiming, well inferring that its (property) in the City Limits and you sent a map that says it's outside the City Limits. City Manager Davila: I'm looking at the map, to be able to answer you, you would have to be on our agenda in order for you to discuss this; Springer: you have to be on the agenda to take action; Caballero: the three minutes are for you to state whatever you want to

state; it does not require an answer from us; I already told you we were not gonna give it to you right now, your coming to state a position, we'll research it and get back with a response or you could have Ms. Marroquin write us another letter like you did the first time, standing there and grinning that's not rude thought, right? Springer: the problem I have is that the City and the Mayor have been engaged in illegal activity against Springer Ranch Limited on a number of occasions and so I really don't find the humor in your continued attacks upon Springer Ranch Limited. City Manager Davila: Sir with all due respect I was the one who sent this letter out, you weren't the only one we sent a letter to, it's actually to be honest with you we're doing it for the safety of the citizens because if there is a fire, with all this brush and all these weeds we just want safety for the citizens, this was not an attack to you individually, we'll have everything you requested. Springer: City Ordinance covers agricultural property? Davila: need to address that with the City Attorney, can't give you an answer right now, we will research it and get back with you.

5. Reports: City Manager's Reports. No reports prepared for Special Meeting.
6. Introduction, discussion, possible action and second reading of AN ORDINANCE #081412 ALTERING AND EXTENDING THE BOUNDARY LIMITS OF THE CITY OF ENCINAL, ANNEXING A TWENTY TWO POINT THIRTY TWO (22.32) ACRE TRACT OF LAND AND ANNEXING A TWENTY SEVE POINT SIXTY EIGHT (27.68) ACRE TRACT OF LAND BOTH LOCATED ON HWY 44 EAST OF INTERSTATE 35, FURTHER DESCRIBED BY METES AND BOUNDS IN ATTACHMENT "A". A motion to accept the voluntary annexation was made by Frank Weikel and Antonio Nieto seconded the motion, all were in favor so motion carried. The next step in the process would be to publish the voluntary annexation in the local newspaper which would be the Frio Nueces Current and send a Copy of the Ordinance to the Tax Assessor Collector.
7. Discuss in closed sessions regarding complaint filed by Police Officer (Possible Closed Session Pursuant to Texas Government Code, Section 551.071). Frank Weikel made a motion to go into closed session and he was seconded by Irma Arizola. Council went into closed session at 5:23 p.m. At

5:47 p.m. Antonio Nieto made a motion to return from closed session and he was seconded by Frank Weikel.

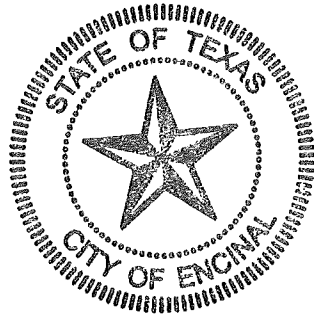
8. Adjournment. A motion to adjourn the meeting was made by Irma Arizola at 5:50 p.m. she was seconded by Frank Weikel.

Minutes were approved by Council Member Mr. Nieto

And a second motion was made by Council Member Mrs. Rivera on this the 20th day of August, 2012.

Velma Davila

Velma Davila  
City Manager



# NOTICE OF 1<sup>st</sup> BUDGET WORKSHOP

The City of Encinal

1<sup>st</sup> Budget Workshop

Tuesday, August 21, 2012 - 5:00 p.m.

City Hall Conference Room, 107 N. Tejas, Encinal, TX 78019

## MEETING FOR CITY STAFF AND CITY COUNCIL ONLY

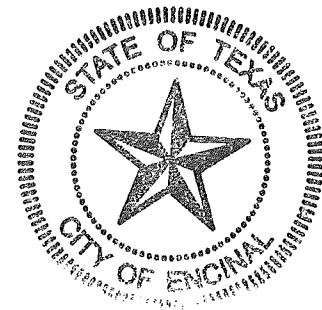
1. Roll Call, Establish Quorum, Call to Order
2. The City of Encinal will be having their 1<sup>st</sup> Budget Workshop on the above date, time, and location on the 2012-2013 proposed budget.
3. Adjournment

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



V. Davila/City Manager

Posted on: Saturday, August 18, 2012 at 3:30 PM



## City of Encinal, Texas Regular Meeting

NOTICE is hereby given of a Regular Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Thursday, September 20, 2012. At 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of 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.

**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 citizen shall make every effort to be brief, get to the point, and to limit speaking time to no more than 3 minutes. Personal Attacks Shall Not Be Allowed By Any Speaker.**

\*\*\*\*\*

1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Consent Agenda
  - A. Approval of minutes of meeting held on August 8, 2012
4. Open Forum:
  - A. Individuals and Committees limited to Three (3) minutes.
5. Reports
  - City Manager's Report
6. Discussion and Action for hiring Maintenance Person for Sanitation Department.
7. Discussion on Assessment requested by EEDC to hire Crane Engineering.
8. Discussion regarding any monetary donation for Hecho in Encinal by the City.
9. Discussion and Action to approve an RFQ for "Sidewalk Project" 0.2 miles on both sides of Encinal Blvd. for purpose of providing a safe pathway for our children & citizens.
10. Discussion and Action to approve the City of Encinal 2012 Building, Mechanical, Plumbing & Electrical Code Books.
11. Discussion of 1<sup>st</sup> reading of Ordinance No. 2012-0926 regarding Building, Mechanical, Plumbing & Electrical Permit Fee's.



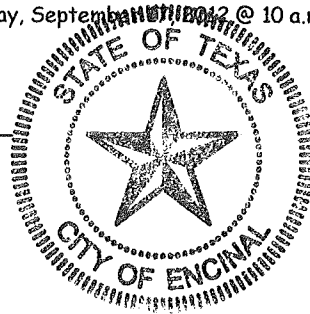
12. Discussion and Action to approve  $\frac{1}{2}$  of funding from EEDC for Sanitation Department Trash Truck.
13. Discussion of Voluntary Annexation of remaining 331.281 acre of Beckalar, Inc.
14. Discussion and take action on the 2012/2013 Budget.
15. Discussion and take action on tax rate of 0.7771 to stay the same as 2011/2012 for 2012/2013.
16. Adjournment

**CERTIFICATION**

I CERTIFY THAT THE ABOVE NOTICE OF THIS REGULAR MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Monday, September 10, 2012 @ 10 a.m.



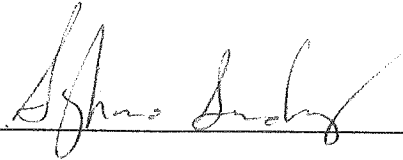
City Manager



September 19, 2012

ADDENDUM:

Discussion and approval of letter for Falcon National Bank.

A handwritten signature in black ink, appearing to read "Sylvano Sanchez", is written over a horizontal line.

Mayor Sylvano Sanchez

## City of Encinal

### Regular Meeting Minutes

September 20, 2012

1. Call to Order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551: After Roll Call it was determined that there was a quorum established. Council Members present were Antonio Nieto, Rosa Rivera and Irma Arizola. Mayor Sanchez mentioned that Mr. Frank Weikel was absent because he had a doctor's appointment in Corpus Christi.
2. Pledge of Allegiance: Pledge of Allegiance was led by Judge Hector Cortez.
3. Consent Agenda. Approval of minutes of meeting held on August 8, 2012: A motion to approve the minutes was made by Antonio Nieto and he was seconded by Rosa Rivera, all were in favor of the motion so motion carried.
4. Open Forum. Individuals and Committee limited to Three (3) minutes: Citizen Alicia Dominguez stated that she wanted to know what was being done about the trucks at the Love's. She mentioned that she had almost been run over by one of these Semis's and she stated that "No cops" showed up. Manager Davila asked if she had called the City Hall. Citizen Dominguez stated that her friend had called 911 and that nobody came to the scene. Citizen Dominguez said that her car's front end was all messed up. Citizen Dominga Martinez stated that she was with Ms. Dominguez at the time and that a Border Patrol had shown up when they called 911. Manager Davila explained to the Citizen that there is always an officer on duty but that it is not their job to be traffic control officer for Love's. Officer Gaytan told the Citizens that he had spoken to the manager at Love's about the need for traffic control for the Love's and the manager told him that it wasn't necessary and that he said that the truckers communicate through their radios and help each other that way. City Manager Davila stated that

TX Dot had been contacted about the issue at the Love's and that there had been a study conducted by TX Dot and they concluded that they could not place a light there at that 4 way stop. Citizen Jennifer Almendariz presented an ordinance dealing with the leash laws to Council. She explained that she had given it to Chief Ibarra to examine and wanted to know if it was a good idea. Manager Davila told the citizen that there was an ordinance for this problem and that the officers were in fact enforcing it. Citizen Almendariz said that her proposed ordinance would be for dangerous dogs and or dogs that chase you and adding restrictions to owners who don't comply with these. Citizen Almendariz stated that she would like to get this proposed ordinance added to the agenda and City Manager Davila replied that they would put it on the next meeting's agenda. Citizen Javier Mancha stated that he had spoken with veterinarian Leyendecker and that she told him that the pound or animal shelter in Laredo had been shut down and that the City of Laredo is currently in the process of opening their own shelter. City Manager Davila replied to Citizen Mancha by telling him that she has spoken to the City of Laredo about helping with the dog problem in Encinal but that they have very limited space so they can't help Encinal. Citizen Christina Maldonado asked Manager Davila if they have spoken to the people in Cotulla. Manager Davila said that she has tried to get help from the surrounding areas to no avail. Manager Davila stated that the City does have an ordinance for the Leash Law, Citizen Almendariz said that her proposed ordinance was better because it would go beyond that and make a dog that chases you a dangerous dog and the owner would have to keep the dog confined and it would mean that the Police Officers would be the animal control authority. Citizen Almendariz stated that she had submitted the Ordinance to Chief Ibarra and was waiting to hear back from him on this matter. Manager Davila told Citizen Almendariz that she would read her proposed ordinance and she would put her on the agenda for the next meeting.

5. Reports. City Manager's Reports: City Manager Davila told Council that she had written Armando Garza a letter of appreciation for letting the City dispose of branches at his property. City Manager Davila shared copies of

the Food Banks shipping list with Council and citizens because she received a complaint from a Citizen who told her that not all items received from the food bank were distributed to the Citizens. Manager Davila stated that she had given the order not to hand out items if not all Citizens were going to get the item. Manager Davila said that the County does the food distribution differently; they do a first come first serve approach. Manager Davila said that she had the officers and Judge Cortez verify the items that were not given out and they were left inside the City Hall.

6. Discussion and Action for hiring Maintenance Person for Sanitation

Department: City Manager Davila asked Council if they could table this item because the City has purchased a Sanitation truck and she needs to find out if the person who drives this truck must have a CDL. Citizen Christina Maldonado stated that he was an animal control officer in Cotulla, and if the City could help make new kennels and work together for the safety of the citizens and kids. A motion to table the item was made by Antonio Nieto and he was seconded by Rosa Rivera.

7. Discussion on assessment requested by EEDC to hire Crane Engineering:

President Javier Mancha from the EEDC told Council that this assessment is need for the infrastructure of the community of Encinal it would help not only the water, sewer but also the ETJs. Once that assessment is done, the City, the Water Corporation and the County should be able to go after other funding. This should have been done like 6 or 7 years ago, I think we should move ahead and do it ourselves. Once the assessment is done an engineer seal is placed on it and we can use it for things like the Mechanical Plant that the Water Corporation needs and the fire suppression system that is required by the State. Mancha stated that Crane Engineering has worked with the City in the past. Mayor Sanchez said that at the EWSC meeting the night before there had been a discussion of doing an assessment for the water corporation, Council Member Nieto stated that they had in fact gotten confirmation that there would be an assessment done after they finish with the current project. City Manager Davila said that she had spoken to Council Member Frank Weikel and that Mr. Weikel was in favor of the assessment, because it would not only help the Water

Corporation but the street improvements as well. Manager Davila suggested to Mr. Mancha that he set up a presentation for the Council by Crane Engineering so that they could make a decision based on that. Council Member Rosa Rivera asked why the water wanted the City's help if they never wanted to help the City. Council Member Antonio Nieto stated that the water is not requesting this assessment. Mr. Mancha said that this was an economic issue and that our problem right now is that our ETJ is eating up our infrastructure. Mr. Mancha stated that when the County put in that 500 person facility nobody thought about what it would do to the City's infrastructure when you have a pond system and you really need a Mechanical Plant and this happened about 10 years ago. Mr. Mancha stated that the City and the Water Corporation are two separate entities but that we are one community and this would benefit everyone including the County. Mr. Mancha said that we are currently imploding and it becomes a burden on our infrastructure and this is why it is an economic issue.

8. Discussion regarding any monetary donation for Hecho en Encinal by the City: Manager Davila stated that Mr. Weikel had mentioned something about the EEDC donating \$7500.00 to Hecho en Encinal or something to that effect. Mayor Sanchez questioned Mr. Mancha about a sign that the City had donated money for and it has yet to be placed. Mr. Mancha said that the money was given to Alexander Memorial Library and they were supposed to put up the sign. Mr. Mancha said he spoke to Janet Kreuger and that she was going to ask CJ who works at Alexander Memorial about the sign. Mr. Mancha stated that they were also trying to do an ADA ramp but they were waiting on a donation from Lewis Energy and they have some funding but not all of it. Hecho en Encinal was requesting \$15,000.00 from the City and half of it would be paid by the EEDC and it was agreed that each party would donate \$7500.00, but it was only a verbal agreement there had never been an actual vote on it. City Manager Davila stated that the City was going to pay for everything? Mr. Mancha stated that Hecho was a good non-profit organization for the community because they have a library, they have computers for public use, they help the Girl Scout troops,

and the Ladies Auxiliary. Manager Davila asked Mr. Mancha if it was possible for somebody from Hecho to come to one of the meetings and explain to the Council what services are being provided by them to the City. A motion to table the item for further discussion was made by Antonio Nieto and he was seconded by Rosa Rivera, all were in favor so motion carried.

9. Discussion and Action to approve an RFQ for "Sidewalk Project" 0.2 miles on both sides of Encinal Blvd. for purpose of providing a safe pathway for our children & citizens: A motion to publish the RFQ was made by Antonio Nieto and was seconded by Irma Arizola; all Council Members were in favor so motion carried.
10. Discussion and Action to approve the City of Encinal 2012 Building, Mechanical, Plumbing, & Electrical Code Books. City Manager Davila stated that with these books she can do the permits for any expansions or additions to current businesses or new businesses as well. These Code Books will also let us charge the permit fees. City Manager Davila said that right now she is able to charge some of the permits but not all of them. Council Member Nieto said that if we adopted these mechanical books we would have to hire an inspector to verify the plans. Manager Davila stated that was not necessary because you could always get the money from the planning fees. City Manager Davila said that it she had spoken to a Mr. Benny Salinas who actually does the inspections for LaSalle and the surrounding areas and he would be hired as a Contractor to check only electrical or plumbing matters. County Commissioner Richard Garza asked if they didn't need anybody oversee this. Manager Davila responded that this person would be a private contractor. Mayor Sanchez stated that with all the annexation there will also be a lot of new businesses and we are going to need those books. Mr. Mancha asked if this gentleman was a Certified Inspector and the answer was yes. A motion to accept the Mechanical books was made by Rosa Rivera and seconded by Irma Arizola. All members were in favor so motion carried.
11. Discussion of 1<sup>st</sup> reading of Ordinance No. 2012-0926 regarding Building, Mechanical, and Plumbing & Electrical Permit Fee's: A motion to table this

item was made by Antonio Nieto and he was seconded by Rosa Rivera, all were in favor so motion carried.

12. Discussion and Action to approve  $\frac{1}{2}$  of funding from EEDC for Sanitation Department Trash Truck: Manager Davila stated that the cost of the new Sanitation Truck was \$34,940 and that it was a 2000 Peterbuilt. Manager Davila explained that the City had gotten a loan from Falcon National Bank to pay the remainder of the amount; she also said that the purpose of the purchase of the Sanitation truck was to offset the Costs paid to Southern Sanitation every month. A photo of the new Sanitation truck was handed out to Council Members by Consultant Ashley Eddington. The truck was purchased at Auction from the City of San Antonio. A motion to accept the check from EEDC was made by Rosa Rivera and seconded by Irma Arizola; all were in favor so motion carried.
13. Discussion of Voluntary Annexation of remaining 331.281 acres of Bekalar, Inc.: Mayor Sanchez stated that this item had to be tabled because we didn't have all the necessary information for it. A motion to table the Voluntary Annexation was made by Antonio Nieto and he was seconded by Rosa Rivera, all were in favor so motion carried.
14. Discussion and take action on the 2012/2013 Budget.
15. Discussion and take action on tax rate of 0.7771 to stay the same as 2011/2012 for 2012/2013: Mayor Sanchez stated that items 14 and 15 go together. Citizen Javier Mancha had a question about the way the Sales Tax and Ad Valorem taxes were going to be used for the different departments of the City like the sanitation, police department and the like. Consultant Ashley Eddington responded by saying that the Budget was broken down by Classes. Citizen Dominga Martinez stated that she would like the Police Department to patrol the Villa De Reposo apartments because there has been a lot of drinking going on across the street and where they live also. After reviewing the Budget a motion to approve it was made by Antonio Nieto and he was seconded by Rosa Rivera, all were in favor so motion carried.
16. Addendum to the agenda, Discussion and approval of letter for Falcon National Bank: Mayor Sanchez introduced Resolution # 9202012 a Loan



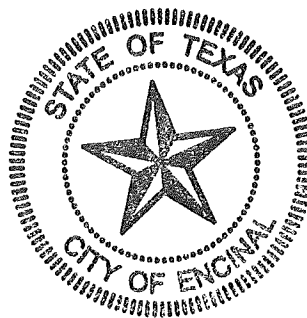
Agreement between the City of Encinal and Falcon National Bank whereas; This City of Encinal authorizes Mayor Sylvano Sanchez to enter into a loan agreement to purchase a Sanitation truck for the Public Works Department. Sylvano Sanchez is the Mayor of the City of Encinal; his term is up for re-election on May of 2013. The City will honor any note signed by Mayor Sylvano Sanchez and in the event that a new mayor is elected the City will still be liable for any note that the City enters into. Be it therefore resolved by the City Council of the City of Encinal, that the City will honor any and all loan agreements entered into by Mayor Sylvano Sanchez. A motion to approve the Addendum was made by Antonio Nieto and he was seconded by Irma Arizola, all were in favor so motion carried.

17. Adjournment: Before adjourning the meeting Council Member Rosa Rivera thanked the Mayor and Council for the pretty flowers sent to her last week. Council Member Rosa Rivera wanted to know who to call in case of an emergency, Manager Davila said you can call 911 and they will dispatch one of our officers. There was a lot of discussion as to the rules and regulations of the Villa de Reposo apartments which are regulated by CSA. Meeting was adjourned at 6:20 p.m.

Minutes were approved by Council Member Rosa Rivera and a second Motion was made by Council Member Irma Arizola on this the 9<sup>th</sup> day of October, 2012.



Velma Davila, City Manager



## City of Encinal, Texas Regular Meeting

**NOTICE** is hereby given of a Regular Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Tuesday, October 9, 2012. At 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of 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.

**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 citizen shall make every effort to be brief, get to the point, and to limit speaking time to no more than 3 minutes.**  
**Personal Attacks Shall Not Be Allowed By Any Speaker.**

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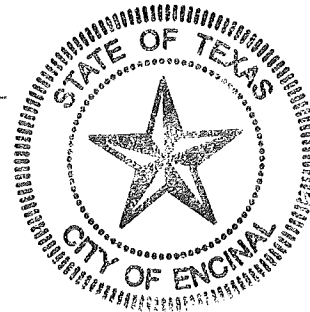
1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Consent Agenda
  - A. Approval of minutes of meeting held on September 20, 2012
4. Open Forum:
  - A. Individuals and Committees limited to Three (3) minutes.
5. Reports  
City Manager's Report
6. Presentation from Crane Engineering to City Council regarding Assessment for the City of Encinal.
7. Discussion and Action on Assessment requested by EEDC to hire Crane Engineering.
8. Presentation from Hecho in Encinal on the organization & projects funded by City of Encinal & EEDC
9. Discussion of 1<sup>st</sup> reading of Ordinance No. 2012-0926 regarding Building, Mechanical, Plumbing & Electrical Permit Fee's.
10. Discussion of Voluntary Annexation of remaining 331.281 acre of Beckalar, Inc.
11. Discussion and Action on letter to Encinal Water Supply regarding Lift Station on East Side of IH 35.

12. Discussion and Action on Adopting Dangerous Dog Law for the City of Encinal.
13. Presentation and Action from EEDC President for New Business Signs.
14. Discussion on request by County Commissioner Garza on Light fixture on Carr St./Encinal Blvd.
15. Adjournment

**CERTIFICATION**

I CERTIFY THAT THE ABOVE NOTICE OF THIS REGULAR MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Thursday, October 4, 2012, @ 10 a.m.

  
\_\_\_\_\_  
City Manager



*City of Encinal*  
*Regular Meeting Minutes*  
*October 9, 2012*

1. **Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.** After Roll Call Mayor Sanchez stated that all members of Council were present so there was a quorum present.
2. **Pledge of Allegiance.** The Pledge of Allegiance was led by Council Member Frank Weikel.
3. **Consent Agenda A. Approval of minutes of meeting held on September 20, 2012.** Mayor Sanchez asked Council members that he would like to move up Item number 10 on the agenda, the discussion of Voluntary Annexation of remaining 331.281 acres of Beckalar, Inc. A motion to move up item 10 was made by Frank Weikel and he was seconded on the motion by Antonio Nieto. Mayor Sanchez stated that Mr. Marc Shaw was going to do a presentation on behalf of Bekalar, Inc. regarding the annexation of the remaining 331.281 acres. City Manager Velma Davila stated that she would like to present Marc Shaw with a letter of support from the City. Marc Shaw stated that he represents Becca Martinez, and he has been studying that land for the past 5 months, we have come to the conclusion that we are going to develop that property. Mr. Shaw stated that they wanted the City to annex the property so that it could become a revenue stream for the City; we are here to join you and become a part of the City. I have worked very closely with the Mayor. Mr. Shaw stated that his function in the organization was as Capital Formations Strategist, he's the guy that has to find the money to do everything. Mr. Shaw stated that he has researched North Dakota and the mistakes that were made there; he stated that the Eagle Ford Shale is fairly new and that he wants to make sure those same mistakes are not made here in Encinal. Mr. Shaw state that their intention was to build rock solid housing on this property that would be new and affordable. Mr. Shaw stated that the development around the property would be Commercial investments. The intention is to build apartments, townhomes and single family dwellings, and an RV park. They would also like to place an industrial park on this property that would produce Lexicon Powerblock. This industrial park would be the first in the United States to manufacture this product. Mr. Shaw stated that he would also like to place an excavation site on the industrial park. Mr. Shaw said that the first houses set up in the area would be manufactured homes made by Clayton, the same ones that make the Palm Harbor Homes. Mr. Shaw stated that all the homes would be pre-leased. Mr. Shaw thanked the Mayor and the City Manager for helping him push this project forward. Mr. Shaw mentioned that he saw the construction of a sewer line by the Love's truck stop and he said he didn't have anything to do with that that was done before he got involved. Citizen Glen Beal asked Mr. Shaw if he was going to develop all this land why didn't they develop a sewer

system that would be up to state standards. Mr. Shaw answered that he would like to have the opportunity to build a sewer system if he was allowed to bid on that project. Citizen Glen Beal stated that Encinal has a reputation for always getting ripped off. Mr. Shaw told Mayor Sanchez that he would like to present him with a Signed letter from Becca Martinez for the annexation of her property. City Manager Davila stated that Mr. Shaw would be attending the Encinal Water Supply Corporations meeting on October 17<sup>th</sup>, and Mr. Shaw stated that he would not be able to make it to the board meeting but that Becca Martinez would be present at it. Mario Chavez from Middle Rio Grande stated that he thought it was important to have a good infrastructure for the type of project that is being built. Citizen Beal asked about the new housing project that Lewis Energy is undertaking and how that would impact the new development across town. Mr. Shaw mentioned that Becca Martinez was willing to donate 2 to 3 acres of land to the Encinal Cemetery Association as long as anybody that was a resident of Encinal could be buried there regardless if they had the money to buy a plot or not. Citizen Nell Kennedy asked Mr. Shaw if these apartments were going to have their own private security and Mr. Shaw answered that yes the development he is working on will have security. City Manager Davila stated that with the addition of Ms. Martinez 331 acres the City of Encinal would now total 700 acres. City Attorney Juan Caballero said that we need the annexation so that the City could keep growing and that the land we annex be developed. Mayor Sanchez thanked Mark Shaw for a great presentation. Mayor Sanchez asked Council for a motion to return to item ③ A motion to return to item 3 was made by Frank Weikel and he was seconded by Rosa Rivera. After reviewing the minutes from September 20, 2012 a motion to approve them was made by Rosa Rivera and she was seconded by Irma Arizola.

4. **Open Forum: A. Individuals and Committees limited to Three (3) minutes.** During this time Mayor Sanchez wanted the public to know that he had spoken to the CSA director Robert Diaz about the situation at the Villa de Reposo and the problems they are having there with all the guys getting drunk and partying. City Manager Davila said that the Police department has increased patrol in the area and hopes that will hinder some of the behavior.
5. **Reports: City Manager's Reports.** City Manager Davila stated that they had a pre bid conference for the Front Street Project; Friday will be the opening and awarding of the Bids. She also mentioned that the bidders have 90 days to complete the project. City Manager Davila wanted to recognize the efforts of Citizens Mr. & Mrs. Jose Gonzalez that reside at Rancho Encinal for their generosity in donating supplies for the Children's Halloween Party that will be held at the City Hall. City Manager Davila submitted the monthly Bills to Council for their review. Mayor Sanchez addressed Council and told them that he knew that they had some questions regarding the former Chief Juan Davila's presence with the Police Department and he wanted to clarify to them that Juan Davila was not re-hired but that he was working his reserve hours that are required by TCLOSE. City Manager added that all Reserve Police Officers are required to work a certain amount of hours a month in order to keep their Peace Officer's License active. City Manager Davila wanted to reassure Council that Juan Davila is not getting paid by the City and that the City is not providing him with fuel for his personal vehicle. Council Member Weikel asked Ms. Davila how long was Davila's contract for and she replied that Council had approved a one year contract for former Chief Davila to keep his Peace Officer's License active and that

would be until July 2013. City Manager Davila stated that Juan Davila is a Certified Peace Officer. Council Member Frank Weikel asked Ms. Davila if former Chief Davila could put in his reserve hours somewhere else. Council Member Weikel asked that since the former Chief had moved to San Antonio couldn't he do his reserve hours over there, City Manager Davila replied that he couldn't do his reserve hours somewhere else. Council Member Frank Weikel made a comment that former Chief Davila had been let go because he had gotten a DWI and Mayor Sanchez told Mr. Weikel that those charges against Chief Davila were dropped and City Manager Davila confirmed the Mayor's comments adding that Chief Davila was going to have his record expunged. City Attorney Juan Caballero told Council that he would contact the District Attorney's Office and would get more information for them. Commissioner Ricardo Garza asked if the City would be liable if the former Chief put in his hours?, and City Manager Davila said no because he is a Reserve Officer with the City Of Encinal and he is not getting paid and all reserve officers must put in their hours or the Police Chief would be in violation with TCLOSE. Council Member Frank Weikel if the new officers being hired are having background checks and City Manager Davila replied that yes all new hires are getting a background check. There was a discussion amongst the public about whether or not Constable Maldonado was a Certified Peace Officer or not. City Manager Davila stated that she had put out an RFQ for the sidewalk along Encinal Boulevard for the safety of the children that walk to and from school. Manager Davila stated that she had posted the RFQ in the newspaper and the bidding would close on the 31<sup>st</sup>. Citizen Nell Kennedy commented that the signs for "no trucks allowed" in the Berry Street area are gone and City Manager Davila responded that they were aware of the issue and that TX. Dot had been advised of this already. City Manager Davila stated that the new Sanitation Truck is currently in operation and the new pick up schedule is Mondays and Thursdays for businesses and residents. City Manager Davila stated that the City has received a truck from Chesapeake Energy to be used by the Code Enforcement officers. The City Manager stated that the City of Encinal Police Department is going to start a DARE program at the School which will last for about 8 weeks and they will have a graduation ceremony at the end. City Manager Davila said that Encinal Elementary teacher Marissa Nieto had approached her and was talking to her about having a 5k run sponsored by the Student Council and it would be the first week in November. City Manager spoke about the Maintenance Department always doing the landscaping at the Villa de Reposo and we had never been compensated for it but now the CSA has agreed to pay for the services the Maintenance Department perform there. City Manager Davila spoke about creating a fund for the Villa de Reposo residents from the money that the CSA is paying for the landscaping services, these funds would be available to the residents to help pay for utility bills or for help with the payment of their monthly rent.

6. **Presentation from Crane Engineering to City Council regarding Assessment for the City of Encinal.** Eddie Garza from Crane Engineering told Members of Council that he would like to do a study of Encinal's infrastructure; he said he has been working with Encinal and La Salle County since 1999. Mr. Garza mentioned that he had worked with TX Dot on a street improvement project and during this time he also worked on creating and recreating street plats. Mr. Garza spoke about having adequate fire protection for the City by making sure that we had the needed space between fire hydrants as well as the correct size of pipes. Mr. Garza stated that they were

the engineers that had platted Rancho Encinal. Mayor Sanchez asked Mr. Garza is the Rancho Encinal subdivision platted with metes and bounds and officially recorded, Mr. Garza responded that the plats are recorded but they are not by metes and bounds. Mr. Garza stated that there are about 4 different areas within the City of Encinal that need to be replatted. Mayor Sanchez asked Mr. Garza if his platted maps were officially sealed and recorded by the court; Mr. Garza replied that he was not platting land. Council Member Weikel mentioned that the City of Encinal was platted back in 1979 and Mayor Sanchez responded that it was platted to establish City Limits. Mayor Sanchez stated that the City had five years to use Colonia funds to Plat the City but that it was never accomplished. Mayor Sanchez stated that he had visited Mr. Garza's office and had seen a map that they had but the map did not have metes and bounds; Mr. Garza said that his maps were for study and research only not Official platted maps but were being used to construct streets in the City. Mr. Garza stated that he was never retained to plat the City of Encinal. Citizen Glen Beal asked if the City is currently doing anything about the platting issue, and Attorney Caballero responded that the City is working on it but some issues have come up with that project. City Manager Davila stated that currently there are no grants for platting but that we are trying to go around it and apply for a grant for infrastructure which we could use for the Land Reform. City Attorney Caballero mentioned that 3 years ago a Land Reform grant had made it to the Governor's office but that the Governor had refused to sign it at the last minute. There was some discussion as to how you can get a guaranteed deed for property owned here in Encinal and the conclusion was that you would have to get a certified surveyor to plat your property and have him record it for you. Mr. Garza from Crane Engineering spoke about the need to have an assessment to study the need for the existing infrastructure and the needs for water, sewer, streets and drainage. City Manager Davila stressed that this study is for infrastructure and any information gathered for the Encinal Water Supply Corporation will be shared with them but the Corporation is an entity of itself and the City cannot speak for them. Mr. Garza submitted a Contract to the Council.

7. **Discussion and Action on Assessment requested by EEDC to hire Crane Engineering.** City Attorney Caballero suggested that before we accept the contract he would like to consult with Council and Mr. Mancha and so that he could have a chance to take a look at some of the items on the Contract. EEDC President Javier Mancha stated that the EEDC has already approved it and now it would be up to the City. City Manager Davila stated that the Study could be approved by Council but that they would like City Attorney Caballero to take a look at the Contract before it would be signed and approved. Council Member Frank Weikel made a motion to let the City Attorney review the Contract before the City would sign it; he was seconded on his motion by Councilman Antonio Nieto. City Manager clarified that Council had approved the assessment but that the Contract would be reviewed by the City Attorney before it could be signed and approved.
8. **Presentation from Hecho en Encinal on the organization & projects funded by City of Encinal & EEDC.** EEDC President Mancha stated that Janet Kreuger apologized for not being able to attend, but that she would make time for the next scheduled Council meeting. Mancha wanted to update Council on the proposed sign that Hecho was supposed to place with funding from the City and EEDC and he said that they were still waiting on some negotiations from Lewis Energy.

City Manager Davila mentioned that if it would be possible to get the County involved in donating money to the Hecho en Encinal Program. Mancha stated that he wanted it to be clear that the money donated to Hecho was not being used for Payroll, but to refurbishing the building itself. Council Man Frank Weikel made a motion to table the item and he was seconded by Councilwoman Rosa Rivera, all were in favor so motion carried.

9. **Discussion of 1<sup>st</sup> reading of Ordinance No. 2012-0926 regarding Building, Mechanical, Plumbing & Electrical Permit Fee's.** City Manager Davila explained to the public that these are International ICC codes that are used for plumbing, building and electricity that are needed for the new infrastructure. Attorney Juan Caballero suggested that Council Members review the ordinances since this was the first reading. City Manager Davila stated that The City Inspector will be Mr. Salinas from Laredo and he will be a Contractor meaning that the City will not have to pay him a salary but from the money collected from the permit fees.
10. **Item 11. Discussion and Action on letter to Encinal Water Supply regarding Lift Station on East Side of IH35.** There was some discussion about the need for a Lift Station on Highway 44 and Mayor Sanchez stated that there are 2 businesses located there that needed this. City Manager Davila spoke about the possible development of a 100 room hotel located off Highway 44. EEDC President Javier Mancha stated that the lift station would benefit the existing businesses as well as help the City collect Ad Valorem taxes since this area will be annexed to the City. City Manager Davila stated that the City could apply for a Texas Capital Fund loan to help the EWSC for the Lift Station on the East Side of IH 35. Irma Arizola made a motion to have the City Attorney draft a letter to the EWSC requesting the Lift Station and he was seconded by Frank Weikel.
11. **Item 12. Discussion and Action on Adopting Dangerous Dog Law for the City of Encinal.** City Attorney Juan Caballero stated that this was the first reading of this ordinance and that this ordinance is repealing a previous ordinance and that he had modeled this ordinance from the City of Laredo. City Attorney Caballero stated that this ordinance would not only address the dog problem but other animals as well, he noted that there have been concerns about horses roaming loose. Attorney Caballero stated that this ordinance is repealing and replacing Ordinance 4-5-93. City Manager Davila stated that there was some concern regarding the keeping of 4-H animals within the city limits and she mentioned that this was something that was very common in her hometown because there were a lot of kids that have projects like this as well. Citizen Nell Kennedy asked what is being done about the dogs. City Manager Davila stated that the officers were giving out citations and they are also trying to address the loose animals in town. City Manager Davila stated that they have not been successful in getting any help from animal control anywhere. Mayor Sanchez addressed County Commissioner Garza and asked him that he had been told by County Judge Rodriguez that he would help the City build something for the city and he would like to have a reply from him. Commissioner Garza replied that he would be glad to bring this issue up before Commissioner's Court.
12. **Item 13. Presentation and Action from EEDC President for new Business Signs.** EEDC Board Member mentioned that he would like to help new and existing business with infrastructure by helping them with new signs for their businesses and help beautify Main Street as well. Mancha stated that there would be a cap of \$12,000 for the spending for the year. City Manager Davila

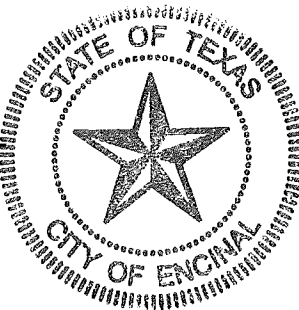


stated that there would be an application for local business owners so that they could apply for this grant being offered by EEDC.

13. **Item 14. Discussion on request by County Commissioner Garza on Light fixture on Carr St. /Encinal Blvd.** City Manager Davila stated that this item had to be brought before Council because light poles installed by AEP cost the City \$1600. City Manager Davila presented Commissioner Garza with a list of all street lights located on County property. City Manager Davila stated that the City pays AEP \$1700.00 every month for these light fixtures. City Manager Davila stated that we could possibly speak with Mark Ochoa the engineer for AEP and see what can be done about this.
14. **Item 15. Adjournment.** A motion to adjourn the meeting was made by Council Member Antonio Nieto and he was seconded by Frank Weikel.

Minutes were approved by Council Member Mrs. Rivera  
and a second Motion was made by Council Member Mrs. Arizola  
on this the 17<sup>th</sup> day of October, 2012.

  
\_\_\_\_\_  
Velma Davila, City Manager



## City of Encinal, Texas Special Meeting

NOTICE is hereby given of a Special Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Wednesday, October 17, 2012. At 10:00 AM at 107 N. Tejas, Encinal, Texas, for the purpose of 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.


**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 citizen shall make every effort to be brief, get to the point, and to limit speaking time to no more than 3 minutes. Personal Attacks Shall Not Be Allowed By Any Speaker.**

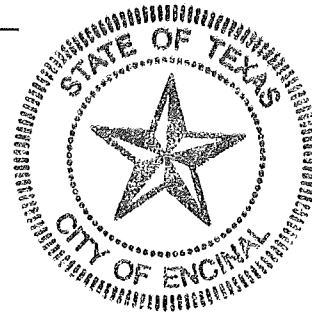
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1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Consent Agenda
  - A. Approval of minutes of meeting held on October 9, 2012
4. Open Forum:
  - A. Individuals and Committees limited to Three (3) minutes.
5. Reports
  - City Manager's Report
6. Discussion of and Approval on Final Reading of Ordinance No. 2012-10-24-A, 2012-10-24-A1, 2012-10-24-B, 2012-10-24-B1, 2012-10-24-C, 2012-10-24-C1, 2012-10-24-D & 2012-10-24-D1 regarding Building, Mechanical, Plumbing & Electrical Permit Fee's.
7. Discussion and Approval on final reading on Voluntary Annexation from Beckalar Holdings, Inc. of remaining 331.281 acre of Beckalar, Inc.
8. Discussion and Action on final reading on Ordinance No. 2012-10-09A Adopting Dangerous Dog Law for the City of Encinal.
9. Adjournment

CERTIFICATION

I CERTIFY THAT THE ABOVE NOTICE OF THIS SPECIAL MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Friday, October 10, 2012, @ 11 a.m.

  
\_\_\_\_\_  
City Manager



## City of Encinal

### Special Meeting

October 17, 2012

- 1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.** Meeting was called to Order by Mayor Sanchez at 10:03 a.m. present were Council Members Weikel, Nieto, and Rivera. Mayor Sanchez stated that Council woman Arizola was absent because she was at work. Mayor Sanchez stated that there was a quorum.
- 2. Pledge of Allegiance.** The Pledge of Allegiance was led by Councilman Frank Weikel.
- 3. Consent Agenda. A. approval of minutes of meeting held on October 9, 2012.** A motion to approve the minutes was made by Frank Weikel and a he was seconded by Council woman Rosa Rivera, all were in favor so motion carried.
- 4. Open Forum: A. Individuals and Committees limited to Three (3) minutes.** Citizen Anselma Aldaco commented that she hadn't been at the previous meeting but that her name was mentioned on the Crane Engineering Contract; she asked Council Member Weikel and Javier Mancha why they hadn't put their names on there? Aldaco stated that she was the Chair Person but why hadn't they put their names on there, she stated that she wasn't here at that meeting and that she was not all for that (Contract). Aldaco went on to state that we should all consult together and do what we're going to do together, I was not here because I was sick but I don't approve of that because it says my name without my approval, I am the chair person but it should say the name of all three of us. Frank Weikel apologized to Aldaco for her being ill, and we just went on with the meeting. City Attorney Juan Caballero let Aldaco know that the Contract was not finalized yet. Attorney Caballero stated that he still needs to negotiate terms

of payment on the Contract. Citizen Rudolph Rocha asked if former Chief Juan Davila was still on the City payroll. City Attorney answered no. Citizen Rocha stated that if Chief Davila has to put in his hours extra hours to keep his license you know what they caught him dirty already three times I think the Mayor should pull his license he shouldn't have his license cause he's been dirty three times and I can prove it he shouldn't have his license City Attorney Caballero replied that the City Council has already made their decision, Rocha stated he's been caught dirty three times in this town and other towns Attorney Caballero stated that unless you can prove it and Rocha stated that he can prove it, Attorney Caballero stated that one of the requirements of our meetings is that there is not going to be any personal attacks on anybody what you need to do if you have a concern about something illegal you need to go ahead and do it. City Manager Davila stated that she would present Mr. Rocha with a drug test that former Chief Davila was sent to answer your question, he was sent on a random drug test. Citizen Rocha stated that they should pull his (Chief Davila) license because he has been dirty three times Attorney Caballero warned Mr. Rocha to be careful what he said because you could be liable for slander. City Manager told citizen Rocha to be very careful at the Love's Truck Stop because he could be run over. Javier Mancha from the EEDC stated that he would like to set up a meeting with the County Judge to discuss economic issues and other issues like Law Enforcement and the assessment with Mr. Garza. Mr. Mancha stated that the County Judge said that Mancha was nobody but the former Mayor. Mancha stated that he is helping out with the economic development, he stated that he was a concerned citizen and that he's always put the community first, the kids, and the elderly. I think it's sad that our County Judge Joel Rodriguez, an elected official is acting that way, just wanted to let the council know that stated Mancha. Mancha stated that he had met with County Commissioner Garza and he advised the City Manager that we should have a meeting with both commissioners the north and south the La Salle and Webb County commissioner as well, Mayor Sanchez stated that the Webb Commissioner was Galo. Councilman Weikel stated that John Galo was a friend of his. Mancha discussed the side road that is by

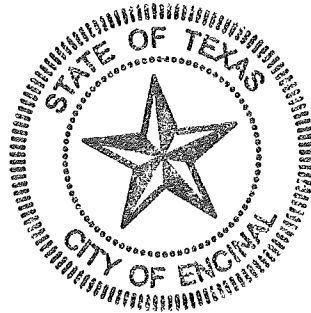
the Encinal cemetery and that a section of it is in Webb County. Mancha stated that if they can't pave three quarters of a mile there's an issue because there is taxes to be collected. Mancha stated that another concern was the ballpark for Encinal. Commissioner Garza stated that we only needed one ball park, and that the County Judge had said that he couldn't find any land so he suggested that the one we have get renovated. City Manager Davila asked Commissioner Garza if that the one he (Judge Rodriguez) spoke about at the Town Hall meeting that wasn't the one for Encinal. Garza responded that it was half that size. Javier Mancha stated that we don't have enough land for this project, but that he and Commissioner Garza were working on it but that they needed to get approval from the County Judge and the Commissioner's Court and that he would not move forward economically before he knows how much funding they are going to put in, all we need to know is how much funding they are going to put in and we can do it ourselves. Commissioner Garza stated that he had discussed the assessment with Mr. Mancha and that he suggested that if they needed help that they could ask the County Judge because that's what they do in Cotulla and he usually gets the money from the Fund 40. Garza stated that the Fund 40 is money that is made from the prison or Emerald. City Manager Davila asked Commissioner Garza if she had to request to be on the Commissioner's Court agenda. Attorney Caballero suggested that the request be made in writing. Commissioner Garza suggested that Mayor Sanchez call the County Judge.

5. **Reports: City Manager's Report.** Manager Davila stated that they were going to re-bid the Front Street project because it was over-bid. Manager Davila showed the Council the new Logo that will go on all City vehicles. Mayor Sanchez mentioned that the Logo was done by EEDC.
6. **Discussion of and Approval on Final Reading of Ordinance No. 2012-10-24-A, 2012-10-24-A1, 2012-10-24-B, 2012-10-24-B1, 2012-10-24-C, 2012-10-24-C1, 2012-10-24-D, & 2012-10-24-D1 regarding Building, Mechanical, Plumbing & Electrical Permit Fee's.** A motion to approve the Ordinance's was made by Frank Weikel and he was seconded by Antonio Nieto, all were in favor so motion carried.

7. **Discussion of and Approval on final reading on Voluntary Annexation from Bekalar Holdings, Inc., of remaining 331.281 acres of Bekalar, Inc.** A motion to approve the annexation was made by Frank Weikel and he was seconded by Rosa Rivera, all were in favor so motion carried.
8. **Discussion and Action on final reading on Ordinance No. 2012-10-09A Adopting Dangerous Dog Law for the City of Encinal.** A motion to approve the Ordinance was made by Frank Weikel and seconded by Antonio Nieto.
9. **Adjournment.** A motion to adjourn the meeting was made by Antonio Nieto and he was seconded by Rosa Rivera. The meeting ended at 10:30 a.m.

Minutes were approved by Council Member Mr. Weikel and  
a second Motion was made by Council Member Mrs. Rivera on this  
the 7<sup>th</sup> day of November, 2012

V. Davila  
Velma Davila, City Manager



## City of Encinal, Texas Emergency Meeting

NOTICE is hereby given of a Emergency Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Wednesday, October 18, 2012. At 10:45 AM at 107 N. Tejas, Encinal, Texas, for the purpose of 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.

**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 citizen shall make every effort to be brief, get to the point, and to limit speaking time to no more than 3 minutes. Personal Attacks Shall Not Be Allowed By Any Speaker.**

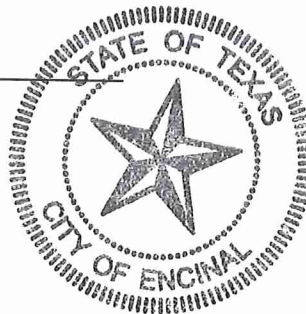
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1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Open Forum:
  - A. Individuals and Committees limited to Three (3) minutes.
4. Discussion of and Action on concern of demolition of James Mercantile Building by Mrs. Dawson.
5. Adjournment

### CERTIFICATION

I CERTIFY THAT THE ABOVE NOTICE OF THIS EMERGENCY MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Friday, October 18, 2012, @ 9 a.m.

  
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City Manager





City of Encinal  
Emergency Meeting

October 18, 2012

1. **Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.** Council Members present are Irma Arizola, Rosa Rivera, and Frank Weikel. Mayor Sanchez stated that Councilman Antonio Nieto was absent because he was at dialysis. Mayor Sanchez said the time was 10:55 a.m.
2. **Pledge of Allegiance.** Pledge of Allegiance was led by Councilman Frank Weikel.
3. **Open Forum: A. Individuals and Committees limited to three (3) minutes.** Mayor Sanchez stated that this was a closed session because of what we're discussing right now.
4. **Discussion of and Action on concern of demolition of James Mercantile Building by Mrs. Dawson.** Cathy Dawson stated that she would like to know if she can purchase the building or stop the demolition of it. Ms. Dawson stated that it was a Historical site and that it was not certified right now and she would like to activate a preservation Ordinance and that the site was contaminated, and it poses a risk to the City. Carlos Cassiano, owner of the James Mercantile asked her if she had proof it was contaminated? Mr. Cassiano stated that he had proof it was not contaminated. Ms. Dawson asked him if he had a TCEQ permit and he answered no. There was some clarification made as to why the City had not purchased the James Mercantile building in the past but it was not because it was contaminated, it was because federal grants don't allow you to purchase property that

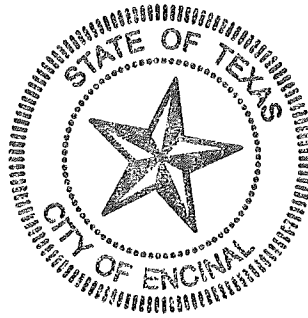
contain underground storage tanks stated City Manager Davila. There were words being exchanged back and forth and City Attorney Juan Caballero suggested that both sides state their positions and then we can meet in closed session. Ms. Dawson stated that she just wanted to stop the demolition of the building and that she had her attorney file a temporary injunction. City Attorney wanted to clarify if Ms. Dawson's attorney was filing the injunction in La Salle County and Ms. Dawson answered yes. Mr. Cassiano started by saying that she (Ms. Dawson) didn't have proof about anything she was stating. Mr. Cassiano stated that an engineer had conducted a study of the property and that soil samples were taken as well to check if there were any asbestos present and none were found on the property. Mr. Cassiano stated that he filed a form with Austin to demolish the property, he also stated that her (Ms. Dawson) claim that it was a historical site were not true. Mr. Cassiano stated that the building was hazardous and there have been thefts there as well, the roof is falling down, and the walls are cracked. Mr. Cassiano stated that he was concerned that if the roof fell it could hurt somebody and he would be liable for it. City Attorney Caballero asked Mr. Cassiano if he had a purchaser for the building. Mr. Cassiano responded that no he didn't. Mr. Cassiano went on to state that this property had been for sell and there were people interested in it but it all came to nothing, nobody could buy it. Attorney Caballero asked Mr. Cassiano how much he wanted for the land. And he replied that he wanted one hundred and fifty thousand dollars. Attorney Caballero asked Mr. Cassiano if he would be willing to stop further demolition for one day. And he replied that they would not be working today. Mr. Cassiano went on to state that he would have to be convinced that they have the right to stop me. Ms. Dawson stated that the only reason the building was not historical was because it had not been registered. Attorney Caballero stated that he wanted to help both sides come to an agreement. Mr. Cassiano told Ms. Dawson that he would not continue the demolishing of the building at night. Attorney Caballero stated that Council would meet in closed session to determine if any action would

have to be taken. Councilman Weikel stated that he had seen Mr. Cassiano's papers and they are from the state and that there were no hazardous materials. Mr. Weikel wanted to know if we voted for something historical, would that make his house historical because it's more than fifty years old. Attorney Caballero stated that would be discussed during closed session. Ms. Dawson asked for clarification on why the City couldn't purchase this property. City Manager Davila stated that all the tanks would have to be removed. Mayor Sanchez stated that an environmental study had been done on the property. Attorney Caballero went on to clarify that the property was not hazardous and that the City had applied for a loan from USDA and that as long as the tanks were there the City couldn't get the loan. Mayor Sanchez went on to say that if it was a private entity they can do what they want but since it's a City they must follow all state and federal regulations. Council withdrew to Executive session on a motion made by Councilman Frank Weikel and seconded by Irma Arizola. Council returned to open session at 11:22 a.m. Councilman Weikel made a motion to not take any action pending the litigation in this matter he was seconded by Councilwoman Rosa Rivera. Attorney Caballero stated that at this point the City would not do anything but wait and see what the District Court would do. Attorney Caballero explained to Ms. Dawson that her lawyer would have to deliver the injunction to the District Judge, and he needs to explain why he needs the injunction, the Judge will either set a bond or not set a bond and decide whether he wants to hold the demolition or not and the injunction would be to keep the status quo until he has a chance to look at it, basically an injunction or restraining order, generally you would have to have a hearing within fourteen days and the Judge can decide whether or not a restraining order should be turned into an injunction. There was some discussion between Ms. Dawson and Mr. Cassiano regarding the demolition of the building in question.

5. **Adjournment.** A motion to adjourn the meeting was made by Councilman Frank Weikel and he was seconded by Councilwoman Rosa Rivera, all were in favor so the motion carried.

Minutes were approved by Council Member Mr. Weikel  
and a second Motion was made by Council Member Mrs. Rivera on  
this the 23<sup>rd</sup> day of November, 2012.

J. Danla  
City Manager



## City of Encinal, Texas Regular Meeting

NOTICE is hereby given of a Regular Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Wednesday, November 7, 2012. At 5:00 PM at 107 N. Tejas, Encinal, Texas, for the purpose of 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

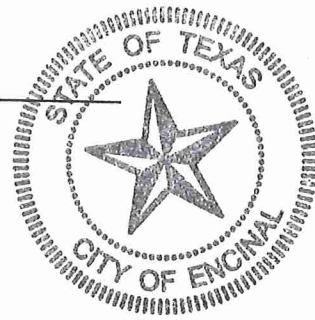
1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Consent Agenda
  - A. Approval of minutes of special meeting held on October 17, 2012
  - B. Approval of minutes of emergency meeting held on October 18, 2012.
4. Open Forum:
  - A. Individuals and Committees limited to Three (3) minutes.
5. Reports
  - A. City Manager's Report
  - B. Approval of Bills
  - C. Accountants Report
6. Discussion and Action for Executive Contracts (Possible Closed Session Pursuant to Texas Government Code, Section 551.071).
7. Discussion and Action regarding Code Enforcement Officer's responsibility and duties to replace the Clean-up Committee. (Possible Closed Session Pursuant to Texas Government Code, Section 551.071).
8. Discussion and Action on Monetary amount for employee's for Thanksgiving Holiday..
9. Discussion on donations received for Christmas Presents for Encinal Elementary School and Possible Elderly gifts.
10. Discussion and Action to approve Final Ordinance 20121107 on the Sub-Division Rules & Regulations.
11. Adjournment

**CERTIFICATION**

I CERTIFY THAT THE ABOVE NOTICE OF THIS REGULAR MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Thursday, November 1, 2012 at 10 a.m.

*T. Davila*

City Manager



*City of Encinal*  
*Regular Meeting Minutes*  
*November 7, 2012*

1. **Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 555a.** Call to Order was made at 5:01 p.m. by Mayor Sanchez and all Council Members were present.
2. **Pledge of Allegiance.** Pledge of Allegiance was led by Councilman Frank Weikel.
3. **Consent Agenda. A. Approval of minutes of special meeting held on October 17, 2012. B. Approval of minutes of emergency meeting held on October 18, 2012.** There was an explanation given to Councilman Antonio Nieto regarding the emergency meeting held for the demolition of the Mercantile meeting. A motion to accept the minutes for October 17, 2012 was made by Frank Weikel and he was seconded by Rosa Rivera. A motion to accept the minutes for October 18, 2012 was made by Frank Weikel and he was seconded by Rosa Rivera.
4. **Open Forum: A. Individuals and Committees limited to Three (3) minutes.** Citizen Anselma Aldaco presented council with a letter. Citizen Aldaco went on to say that her fingers would do the walking and her attorney would do the talking, she went on to say that nobody hired her to clean the City and one of the items on

the agenda was that she was going to be fired, and she wanted to know when she was hired and when was she going to get fired. Aldaco went on to say that the City Manager lied to her about cleaning up the alley, that Sandy Ramirez still had all the feces in the alley. City Manager Davila stated that the officers had gone by the residence, Aldaco responded by saying that they are not doing their jobs. Manager stated that we would discuss on agenda item.

**5. Reports: A. City Manager's Report B. Approval of Bills C.**

**Accountants Report.** City Manager Davila discussed the plans for the Veterans Day Celebration to be held on Friday November 9. Manager Davila went on to say that the Halloween Celebration had been a big success. Davila told Council about the cleaning of the Cemetery and she mentioned that there were a couple of Citizens who weren't happy with this but that overall the Cemetery was cleaned up by the City Sanitation workers with the help of the County as well. Councilwoman Irma Arizola mentioned that she was given a compliment from some out of town folks visiting the Cemetery and that they had never seen it so clean. City Manager Davila stated that the officers had held a bucket brigade to help the Garcia family and that the officers had raised \$300.00 and they called Mr. Jose Garcia, Jr. to come and see how much money was collected. The City also donated \$250.00 to the Garcia family as well. Manager Davila stated that she had received a couple of call from Citizens wanting to know what the money was for. City Manager Davila told Council that the San Antonio Food Bank would be donating 8 turkeys and 120 hams to the Community and she would like to know how Council would like to have these distributed. City Manager Davila stated that the



annexation had already been recorded and that she would be sending the forms to Austin. Davila told Council that TX Dot had contacted her via email to let her know how much the IH 35 access road would cost, and that she had let the parties involved know about this. Manager Davila presented Council with the Monthly bills to be approved by them before she pays for them. City Accountant Ashley Eddington presented Council with a Budget to Actual worksheet. Manager Davila stated that it was very expensive to publish the annexations.

6. **Mayor Sylvano Sanchez asked Council if he could attend a motion to move up item numbers 8, 9, 10.** A motion to move up Items 8, 9 and 10 was made by Councilman Antonio Nieto and he was seconded by Frank Weikel.
7. **Item 8 Discussion and Action on Monetary amount for employees for Thanksgiving Holiday.** A motion to give all City employees \$25.00 gift cards was made by Councilman Antonio Nieto and he was seconded by Frank Weikel. Manager Davila invited all Council members and their families to the City Thanksgiving Luncheon on Thursday November 19<sup>th</sup> at 11:30.
8. **Item 9. Discussion on donations received for Christmas Presents for Encinal Elementary School and possible Elderly gifts.** Manager Davila stated that we would not be using any money from the City only the amount being donated, she said that we have had some good donations so far, Mr. Tenery from Tenery Welding donated \$1000.00.
9. **Item 10. Discussion and Action to approve Final Ordinance 20121107 on the Sub-Division Rules and Regulations.** A motion to approve the Ordinance was made by Frank Weikel and he was

seconded by Councilwoman Rosa Rivera, all were in favor so motion carried.

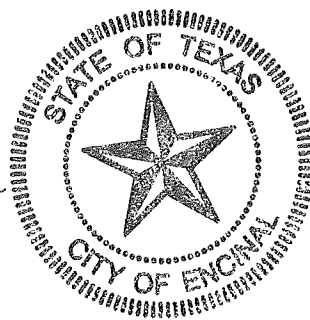
6. Mayor Sanchez requested a motion from Council to go into executive session to discuss items 6 & 7. **Item 6 Discussion and Action for Executive Contracts (Possible Closed Session Pursuant to Texas Government Code, Section 551.071)**. A motion to go into executive session was made by Councilman Antonio Nieto and he was seconded by Rosa Rivera, all were in favor so motion carried. Council moved into executive session at 5:35 p.m. A motion to return from executive session was made by Frank Weikel and he was seconded on the motion by Antonio Nieto at 5:46 p.m. Discussion and Action for Executive Contracts (Possible Closed Session Pursuant to Texas Government Code, Section 551.071) Mayor Sanchez requested a motion from Council for the "At Will Employment" Contract Form for the Sanitation workers. A motion to approve this was made by Councilman Frank Weikel and he was seconded by Antonio Nieto, all were in favor so motion carried. The next one was an "At Will Employment" Contract for Police Officers. A motion to accept was made by Councilwoman Rosa Rivera and she was seconded by Frank Weikel, all were in favor so motion carried. The next one was a "2 Year Term Contract" for Linda Ramirez. A motion to accept was made by Antonio Nieto and he was seconded by Rosa Rivera. Councilwoman Irma Arizola abstained from voting on this item, the rest of the Council were in favor so motion carried. The next one was a "2 Year Term Contract" for Velma Davila. A motion to accept was made by Rosa Rivera and she was seconded by Frank Weikel, all were in favor so motion carried. The next one was a "1 Year Agreement for Services" for Ashley Eddington. A motion to

accept was made by Frank Weikel and he was seconded by Irma Arizola, all were in favor so motion carried. The next one was a "1 Year Agreement for Services" for Juan B. Caballero, City Attorney. A motion to accept was made by Antonio Nieto and he was seconded by Irma Arizola, all were in favor so motion carried. The last one is a "1 year term agreement" for Judge Hector Cortez, a motion to accept was made by Frank Weikel and he was seconded by Councilwoman Irma Arizola, all were in favor so motion carried.

**11. Adjournment.** A motion to adjourn was made by Irma Arizola and she was seconded by Frank Weikel.

*Minutes approved on December 11, 2012  
motion made by Mr. Antonio Nieto  
and seconded by Mrs. Rivera.*

*D. Davis*  
\_\_\_\_\_  
*City Manager*



**City of Encinal, Texas  
Regular Meeting**

NOTICE is hereby given of a Regular Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Tuesday, December 11, 2012. At 5:30 PM at 107 N. Tejas, Encinal, Texas, for the purpose of 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.

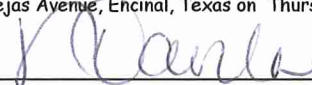
Accordingly, the Encinal City Council has rules of courtesy in place for all persons in attendance at its meetings. The Presiding Public Official shall at all times preserve order and decorum, prevent personal references to Council Members or the impugning of persons' motives. Citizens requesting to 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 citizen shall make every effort to be brief, get to the point, and to limit speaking time to no more than 3 minutes. **Personal Attacks Shall Not Be Allowed By Any Speaker.**

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1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Consent Agenda
  - A. Approval of minutes of meeting held on November 7, 2012
4. Open Forum:
  - A. Individuals and Committees limited to Three (3) minutes.
5. Reports
  - EEDC Report
  - City Manager's Report
  - Accountant's Report
6. Discussion and Approval on Budget Re-allocation submissions.
7. Discussion and Approval on Resolution regarding Federal Disaster Mitigation Act of 2000 and FEMA.
8. Discussion to approve the presentation to the EWSC from City Consultant Mr. Ashley Eddington regarding Mechanical plant.
9. Discussion and Action on Christmas gifts for employees.
10. Adjournment

**CERTIFICATION**

I CERTIFY THAT THE ABOVE NOTICE OF THIS REGULAR MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Thursday, December 6, 2012 @ 1p.m.

  
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City Manager

**MERRY CHRISTMAS & HAPPY NEW YEAR**



City of Encinal

Regular Meeting Minutes

December 11, 2012

1. **Call to Order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.** Council Members present were Frank Weikel, Irma Arizola, Rosa Rivera and Antonio Nieto. After Roll Call, Mayor Sanchez determined that there was in fact a quorum as all Council Members were present.
2. **Pledge of Allegiance.** Pledge of Allegiance was led by Mayor Sanchez and members of Council.
3. **Consent Agenda.** A. Approval of minutes of meeting held on November 7, 2012. A motion to approve the minutes as stated was made by Council Member Antonio Nieto and he was seconded by Ms. Rosa Rivera, all were in favor so motion carried.
4. **Open Forum: A. Individuals and Committees limited to Three (3) minutes.** Citizen Dominga Martinez from the Villa de Reposo thanked the Mayor and City Council Members for sending someone to mow the lawn at the apartments and that it looked a lot better, but that it still needed some work. Citizen Anselma Aldaco mentioned that the City had no water at this time, and that there is still some work to be done about the stray dogs in town. The City Manager and members of Council also mentioned the breaking of windows at the new apartments located at Berry Street. City Manager Davila mentioned an incident that had been reported on South Nogalitos Street, she stated that there had been a report filed with the Police Department about a stray bullet at a home in that part of town. Mayor Sanchez mentioned that the house belonged to Georgie Gonzalez. Council Member Antonio Nieto told Council and those present that he had heard gun shots by his house on Bermuda Street and that he had also found a dead bird on his own backyard.
5. **Reports: EEDC report, City Managers Report, Accountant Report.** City Manager Davila said that there would be no EEDC report at this time because there was some confusion as to the date they were going to have the EEDC meeting. City Manager Davila stated that she had gotten a new CPL light Contract because the City had been having very high light bills the last couple of months. She stated that she called CPL and told them that she was going to change providers because the bills lately had been very high. She went on to say that when she contacted CPL they informed her that the reason that the bill has been very high is because the City had not set up a contract with them and now the City would be getting a much better rate. City Manager Davila told Members of Council that the City had purchased a new Time Clock for the employees. Manager Davila wanted Council to know that our State Representative Ryan Guillen had set up a conference call with TX Dot regarding the Access Road project. She went on to say that Representative Guillen was working hard to help us get funding from TX Dot for this project that the City is working on. City Manager Davila stated that on Monday, December 17 we would

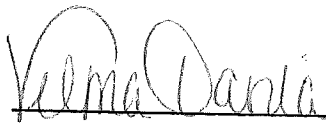
be handing out gifts to the elderly and stockings to the toddlers in the City. Manager Davila stated that on December 21 we would be distributing gifts to all the 159 Encinal Elementary students, she said that anybody who would like to join us, that they would be welcome. City Manager Davila went on to say that on December 20<sup>th</sup> we would be having our monthly Food Bank and that this time we were going to have pork, beef, turkey, and chicken, and of course all the regular things that we order from the Food Bank every month. Manager Davila told Council that we would be having the employees Christmas Party on the 20<sup>th</sup> as well; the party will be from 6 to 8 pm. City Manager Davila announced that Rosa Rivera our Council woman will be resigning from City Council because she will be leaving the City of Encinal. Manager Davila read a letter from Councilwoman Rivera regarding her departure and Ms. Rivera's well wishes for the City in the future. City Manager Davila mentioned the annexations that were done in August and October will be on the tax rolls this coming year 2013. City Manager Davila presented Council with the monthly bills for their approval and she said that she was only lacking the EEDC which should be about \$9,000.00. City Manager Davila said that she had a conference call with Erica Bustamante from Middle Rio Grande regarding the Front Street Paving Project and a bill that the City received for \$5,000 from Geo Tech and that Engineer Seca had charged the City for writing a check to Geo Tech in the amount of \$3,000 so Erica will try to get 3 different bids for Geo Tech and once we finish with that we can start with the bids because he is going to give new specs. City Accountant Ashley Eddington has a Budget to Actual Report for the Council. Mr. Eddington discussed the large amount of property taxes that were deposited and some of the amounts were being kept in reserve, Mr. Eddington also mentioned that the Municipality had gone over their budget amount for the month and that the same thing could be said about the Salaries for the month. Councilman Frank Weikel asked Mr. Eddington if we were still in the "black" and Mr. Eddington replied yes we were.

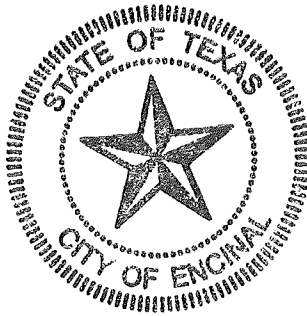
6. **Discussion and Approval on Budget Re-allocation submissions.** Mr. Eddington stated that he did not have any Re-allocation submissions at this time, that there had been some discussion as to some software for the Police department. Manager Davila said that the software for the Police Department would be for the officers and they would have be able to print the tickets from the computer, she said that this software also has a GPS tracking device for the unit if the officers would be in trouble they could be tracked like this. No action on item.
7. **Discussion and Approval on Resolution regarding Federal Disaster Mitigation Act of 2000 and FEMA.** Mayor Sanchez stated that this was a resolution that had to be passed to be able to receive aid from FEMA if a disaster were to happen. We would qualify for federal funds in the event of a disaster. A motion to approve the resolution was made by Councilman Frank Weikel and he was seconded by Antonio Nieto, all were in favor so motion carried.
8. **Discussion to approve the presentation to the EWSC from City Consultant Mr. Ashley Eddington regarding Mechanical plant.** Mr. Eddington asked to be placed on the EWSC agenda to discuss the possibility of entering into a joint venture with the Water Supply Corporation regarding the building of a Mechanical plant. The City and the EWSC would apply for a Texas Capital Grant Fund together and this would benefit all the Citizens of Encinal. The Texas Capital Grant Funds is a grant that the Water Supply would not have to pay it back if it's approved. Mr. Eddington stated that there are a lot of Investors interested in coming to the City but that if our

water and sewer capacity can't meet their demands then they can't come into this City. There was a comment made by a Citizen of merging the Water to the City and Manager Davila responded that is not what the City wants, we would like to work with the Water Corporation on this issue. Mayor Sanchez asked Mr. Eddington about the job creation contingency and Mr. Eddington responded that for every \$25,000 funded you would have to create jobs, not necessarily at the mechanical plant, but in the city. Mr. Javier Mancha from the EEDC mentioned that there were some new businesses coming into town and that one of their first question was about the City's infrastructure. Mr. Mancha said that one of the businesses was a hotel and that the other was a Car Wash. Mr. Eddington also mentioned the possibility of the waste water being sold for either irrigation or fracking. A motion to approve the presentation of Mr. Eddington to the EWSC was made by Councilman Frank Weikel and he was seconded by Councilwoman Irma Arizola.

9. **Discussion and Action on Christmas gifts for employees.** Manager Davila suggested giving the employees a check and she said that it would be for the Police Officers, the Sanitation workers and the Municipal Clerk; Ms. Davila would not be included in this. Mayor Sanchez asked Council how much they would like to give the employees. Councilman Antonio Nieto suggested that the employees be given \$100. A motion to approve the \$100 gift checks was made by Councilman Antonio Nieto and he was seconded by Frank Weikel, all were in favor so motion carried.
10. **Adjournment.** A motion to adjourn the meeting was made by Councilwoman Rosa Rivera and she was seconded by Irma Arizola, the meeting ended at 6:10 p.m.

Minutes were approved by Council Member Frank Weikel  
and a second Motion was made by Council Member Rosa Rivera  
on this the 28<sup>th</sup> day of January 2013.

  
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Velma Davila, City Manager



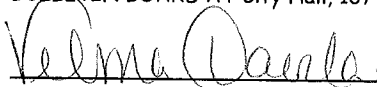
## City of Encinal, Texas Special Meeting

**NOTICE** is hereby given of a Special Meeting of the City Council of the City of Encinal, County / La Salle, State of Texas, to be held Monday December 17, 2012. At 5:30 PM at 107 N. Tejas, Encinal, Texas, for the purpose of 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

1. Call to order by Sylvano Sanchez, Mayor and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551.
2. Pledge of Allegiance.
3. Open Forum:
  - A. Individuals and Committees.
4. Discuss and Nomination of New City Council Member.
5. Discussion and action to Appoint New City Council Member.
  
6. Adjournment

### **CERTIFICATION**

I CERTIFY THAT THE ABOVE NOTICE OF THIS SPECIAL MEETING WAS POSTED ON THE PUBLIC BULLETIN BOARD AT City Hall, 107 N. Tejas Avenue, Encinal, Texas on Friday, December 14, 2012, 12:00 p.m.

  
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City Manager





City of Encinal

Special Meetings Minutes

December 17, 2012

1. **Call to Order by Sylvano Sanchez, Mayor** and let the record show that a quorum of City Council Members are present, that this meeting has been duly called, and that notice of this meeting has been posted in accordance with the Texas Open Meetings Act, Texas Government Code Chapter 551. Mayor Sanchez did the roll call and determined that all Council Members were present.
2. **Pledge of Allegiance.** The Pledge of Allegiance was led by Council.
3. **Open Forum: A. Individuals and Committees.** No comments at this time.
4. **Discuss and Nomination of New City Council Member.** Councilwoman Rosa Rivera made a motion to nominate Joe Garcia, Jr. to serve on the Council and she was seconded by Councilman Frank Weikel, all were in favor so motion carried.
5. **Discuss and action to Appoint New City Council Member.** A motion to appoint Joe Garcia, Jr to serve on the Council was made by Councilman Frank Weikel and he was seconded by Councilwoman Rosa Rivera, all were in favor so motion carried. Mayor Sanchez welcomed Joe Garcia, Jr. to the Council.
6. **Adjournment.** A motion to adjourn the meeting was made by Councilwoman Rosa Rivera and she was seconded by Councilman Frank Weikel. The meeting was adjourned at 5:35 p.m.

Minutes were approved by Council Member Frank Weikel  
and a second Motion was made by Council Member Rosa Rivera  
on this the 28<sup>th</sup> day of January 2013.

Velma Davila  
Velma Davila, City Manager

