

**Written Minutes for the
Regular City Council Meeting
Held on October 18, 2018
7:00 PM
Elmendorf City Hall
8304 FM 327
Elmendorf, Texas 78112**

ORIGINAL

At any time during the City Council Meeting, the City Council may meet in executive session for consultation concerning attorney-client matters (real estate, litigation, contracts, personnel, and security).

I. City Council will convene for a Regular City Council Meeting at the Elmendorf City Hall at 7:00 pm October 18, 2018.

Call to Order

The meeting is called to order at **7:00 PM** by Mayor Gonzales.

Pledge of Allegiance

Invocation

by Chaplain David Kirk

Roll Call

Mayor	Michael J. Gonzales	Present
Alderman Place 1	Tracy Riojas	Present
Alderman Place 2	R.M. "Andy" Anderson	Absent
Alderman Place 3	Hipolito "Polo" Maldonado	Present
Alderman Place 4	Richard B. Rodriguez	Absent
Alderman Place 5	Linda Pena Ortiz	Present

Also, present City Administrator Cody Dailey, City Secretary Roxanne De Leon, Chief Marco Pena, Water Supervisor Stephen Mayfield, Sergeant David Reyes, Officer Leroy Garcia, Officer Anthony Vain, Officer Scarborough, Municipal Court Clerk Angie Mojica, Water Clerk Jennifer Rodriguez, Maintenance David Battiest and Frankie Murillo. Reserve Officers Fernando Palomo and Eduardo Corona, and Chaplain David Kirk. Water Operator Shawn Cooper is not present due to family illness.

Citizens Participation

Laura Wright-Wallace Asks why a citizen from Elmendorf is not a member of ESD #10. City Administrator Cody Dailey assures Ms. Wright-Wallace that he will look into it and report back.

II. Mayor and City Council Comments

Alderman Maldonado Feels bad that two members of council did not show. The city has a good staff and they deserve a salary increase.

III. General Business – Consent Agenda

1. Adoption and approval of the city council minutes from September 18, 2018.
2. Adoption and approval of the city council minutes from September 20, 2018.
3. Approval of the previous month's bills paid and financial reports.

Alderman Ortiz motions to approve all three General Business – Consent Agenda items. Alderman Riojas seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to approve all three General Business – Consent Agenda items is passed on a unanimous vote with all three (3) councilmembers in favor.

Alderman Ortiz motions to adjourn into closed session for items #4 through #16. Alderman Maldonado seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to adjourn into closed session for items #4 through #16 is passed on a unanimous vote with all three (3) councilmembers in favor.

City Council adjourns for closed session at 7:11 PM.
City Council reconvenes to open session at 11:24 PM.

IV. General Business – Individual Consideration

- Discuss and possible action regarding the placement of unpermitted, private wells within the city limits of Elmendorf. The foregoing agenda item (#4) is specifically identified for a potential closed session in accordance with TOMA section 551.074 (litigation and certain consultation with attorney).

Alderman Riojas motions to deny the current three (3) private wells due to not being permitted correctly, direct staff to amend ordinance to allow domestic wells within the city limits but not in our CCN. Alderman Ortiz seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to deny the current three (3) private wells due to not being permitted correctly, direct staff to amend the ordinance to allow domestic wells within the city limits but not in our CCN is passed on a unanimous vote with all three (3) councilmembers in favor.

- Discuss and possible action regarding the review and potential salary adjustment of employee Frank Murillo. The foregoing agenda item (#5) is specifically identified for a potential closed session in accordance with TOMA section 551.074 (deliberations on certain personnel matters).

Alderman Ortiz motions to increase the salary of maintenance employee to the pay rate of \$15.00 an hour. Alderman Maldonado seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to increase the salary of maintenance employee to the pay rate of \$15.00 an hour is passed on a unanimous vote with all three (3) councilmembers in favor.

- Discuss and possible action regarding the review and potential salary adjustment of employee David Battiest. The foregoing agenda item (#5) is specifically identified for a potential closed session in accordance with TOMA section 551.074 (deliberations on certain personnel matters).

Alderman Ortiz motions increase the salary of maintenance employee David Battiest to the pay rate of \$21.00 per hour. Alderman Maldonado seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to increase the salary of maintenance employee David Battiest to the pay rate of \$21.00 per hour is passed on a unanimous vote with all three (3) councilmembers in favor.

- Discuss and possible action regarding the review and potential salary adjustment of employee Shawn Cooper. The foregoing agenda item (#5) is specifically identified for a potential closed session in accordance with TOMA section 551.074 (deliberations on certain personnel matters).

Alderman Riojas motions to increase the salary of water operator Shawn Cooper to the pay rate of \$22.00 per hour when obtaining the Class C water license; \$23.00 per hour when obtaining the Class B water license. Alderman Maldonado seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to increase the salary of water operator Shawn Cooper to the pay rate of \$22.00 per hour when obtaining the Class C water license; \$23.00 per hour when obtaining the Class B water license is passed on a unanimous vote with all three (3) councilmembers in favor.

- Discuss and possible action regarding the review and potential salary adjustment of employee Jennifer Rodriguez. The foregoing agenda item (#5) is specifically identified for a potential closed session in accordance with TOMA section 551.074 (deliberations on certain personnel matters).

Alderman Maldonado motions to increase the salary of water clerk Jennifer Rodriguez to the pay rate of \$17.75 per hour upon completion of her probationary period. Alderman Ortiz seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to increase the salary of water clerk Jennifer Rodriguez to the pay rate of \$17.75 per hour upon completion of her probationary period is passed on a unanimous vote with all three (3) councilmembers in favor.

- Discuss and possible action regarding the review and potential salary adjustment of employee Angie Mojica. The foregoing agenda item (#5) is specifically identified for a potential closed session in accordance with TOMA section 551.074 (deliberations on certain personnel matters).

Alderman Ortiz motions to increase the salary of court clerk Angie Mojica to the pay rate of \$21.00 per hour. Alderman Maldonado seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to increase the salary of court clerk Angie Mojica to the pay rate of \$21.00 per hour is passed on a unanimous vote with all three (3) councilmembers in favor.

- Discuss and possible action regarding the review and potential salary adjustment of employee Richard Scarborough. The foregoing agenda item (#5) is specifically identified for a potential closed session in accordance with TOMA section 551.074 (deliberations on certain personnel matters).

Alderman Ortiz motions to increase the salary of police officer Richard Scarborough to the pay rate of \$20.00 per hour. Alderman Maldonado seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to increase the salary of police officer Richard Scarborough to the pay rate of \$20.00 per hour is passed on a unanimous vote with all three (3) councilmembers in favor.

- Discuss and possible action regarding the review and potential salary adjustment of employee Anthony Vain. The foregoing agenda item (#5) is specifically identified for a potential closed session in accordance with TOMA section 551.074 (deliberations on certain personnel matters).

Alderman Ortiz motions to increase the salary of police officer Anthony Vain to the pay rate of \$20.00 per hour. Alderman Maldonado seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to increase the salary of police officer Anthony Vain to the pay rate of \$20.00 per hour is passed on a unanimous vote.

12. Discuss and possible action regarding the review and potential salary adjustment of employee Leroy Garcia. The foregoing agenda item (#5) is specifically identified for a potential closed session in accordance with TOMA section 551.074 (deliberations on certain personnel matters).

Alderman Ortiz motions to increase the salary of police officer Leroy Garcia to the pay rate of \$21.00 per hour. Alderman Maldonado seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to increase the salary of police officer Leroy Garcia to the pay rate of \$21.00 per hour is passed on a unanimous vote with all three (3) councilmembers in favor.

13. Discuss and possible action regarding the review and potential salary adjustment of employee David Reyes. The foregoing agenda item (#5) is specifically identified for a potential closed session in accordance with TOMA section 551.074 (deliberations on certain personnel matters).

Alderman Ortiz motions to increase the salary of Sergeant David Reyes to the pay rate of \$27.00 per hour. Alderman Maldonado seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to increase the salary of Sergeant David Reyes to the pay rate of \$27.00 per hour is passed on a unanimous vote with all three (3) councilmembers in favor.

14. Discuss and possible action regarding the review and potential salary adjustment of employee Stephen Mayfield. The foregoing agenda item (#5) is specifically identified for a potential closed session in accordance with TOMA section 551.074 (deliberations on certain personnel matters).

Alderman Ortiz motions to increase the salary of Water Supervisor Stephen Mayfield to \$70,000.00 annually. Alderman Maldonado seconds and a vote is called.

Yay	Nay	Abstain

Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to increase the salary of Water Supervisor Stephen Mayfield to \$70,000.00 annually is passed on a unanimous vote with all three (3) councilmembers in favor.

15. Discuss and possible action regarding the review and potential salary adjustment of employee Marco Pena. The foregoing agenda item (#5) is specifically identified for a potential closed session in accordance with TOMA section 551.074 (deliberations on certain personnel matters).

Alderman Ortiz motions to increase the salary of Police Chief Marco Pena to \$80,000.00 annually. Alderman Maldonado seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to increase the salary of Police Chief Marco Pena to \$80,000.00 annually is passed on a unanimous vote with all three (3) councilmembers in favor.

16. Discuss and possible action regarding the review and potential salary adjustment of employee Cody Dailey. The foregoing agenda item (#5) is specifically identified for a potential closed session in accordance with TOMA section 551.074 (deliberations on certain personnel matters).

Alderman Maldonado motions to increase the salary of City Administrator Cody Dailey to \$110,000.00 annually. Alderman Ortiz seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to increase the salary of City Administrator Cody Dailey to \$110,000.00 annually is passed on a unanimous vote with all three (3) councilmembers in favor.

17. Discuss and possible action regarding the review and potential salary adjustment of employee Roxanne De Leon.

Alderman Maldonado motions to increase the salary of City Secretary Roxanne De Leon to \$63,000.00 annually. Alderman Ortiz seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to increase the salary of City Secretary Roxanne De Leon to \$63,000.00 annually is passed on a unanimous vote with all three (3) councilmembers in favor.

18. Discuss and possible action regarding the review of the starting salaries of any unfilled positions.

Alderman Ortiz motions for the position of water operator to be set at the pay rate of \$21.00 per hour; the general clerk position at the pay rate of \$12.00 per hour; the starting officer positions at the pay rate of \$18.00 per hour; the investigator position at the pay rate of \$23.00 per hour. Alderman Maldonado seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion for the position of water operator to be set at the pay rate of \$21.00 per hour; the general clerk position at the pay rate of \$12.00 per hour; the starting officer positions at the pay rate of \$18.00 per hour; the investigator position at the pay rate of \$23.00 per hour is passed on a unanimous vote with all three (3) councilmembers in favor.

19. Discuss and possible action regarding Ordinance 10-18-2018-1, amending the fiscal year 2018 – 2019 official budget, adopted by ordinance number 9-20-2018-1, to accommodate any salary adjustments approved at this meeting and creating a city infrastructure fund, providing a cumulative clause, providing a severability clause; and providing an effective date.

Alderman Riojas motions to approve Ordinance 10-18-2018-1, amending the fiscal year 2018 – 2019 official budget, adopted by ordinance number 9-20-2018-1, to accommodate any salary adjustments approved at this meeting and creating a city infrastructure fund of \$12,000.00 monthly, providing a cumulative clause, providing a severability clause, and providing an effective date. Alderman Ortiz seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		
Alderman Maldonado		
Alderman Ortiz		

The motion to approve Ordinance 10-18-2018-1, amending the fiscal year 2018 – 2019 official budget, adopted by ordinance number 9-20-2018-1, to accommodate any salary adjustments approved at this meeting and creating a city infrastructure fund of \$12,000.00 monthly, providing a cumulative clause, providing a severability clause, and providing an effective date is passed on a unanimous vote with all three (3) councilmembers in favor.

V. Adjournment

Alderman Ortiz motions to adjourn the Regular City Council Meeting. Alderman Riojas seconds and a vote is called.

Yay	Nay	Abstain
Alderman Riojas		

Alderman Maldonado		
Alderman Ortiz		

The motion to adjourn the Regular City Council Meeting is passed on a unanimous vote with all three (3) councilmembers in favor.

Regular City Council Meeting is adjourned at:

11:50 PM

The minutes were passed and approved on:

November 15, 2018



Mayor Mike Gonzales

Attest: 

City Secretary Roxanne De Leon