Minutes of Regular meeting held May 9, 2005

Regular meeting with the following present: Mayor Horace Fincher; Aldermen Mark Bowen, Gerry Elias, A.Jay Frausto, Erik Dahler; City Secretary Josie Campa; Police Chief Richard Priest; City Attorney Tom Cate.


APPROVE MINUTES AND APPROVE PAYMENT OF BILLS
City Secretary Josie Campa added two bills to the list presented. The first bill was from Troy Martin for building inspections totaling $630.00 and the second bill for legal fees from Tom Cate totaled $1,285.23. Alderman Elias made the motion that Council approve the minutes of the regular meeting held April 11th, the special meeting held April 18th and payment of the bills, as presented. Seconded by Alderman Frausto. Passed unanimously.

CONSIDER REVISED PLANS FOR BENTON STREET DRAINAGE PROJECT AND CALLING FOR BIDS ON SAID PROJECT
Paul Boedeker, engineer for Hunter Associates presented revised plans for the Benton Street drainage project. Mr. Boedeker explained the changes to Council and said he broke the project into two proposals, so that if the prices are too high, the city could go on and do one part of the project. Mayor Fincher told Council that the Council needs to authorize advertising for bids for this project, so we can try to get the project done this summer. Alderman Bowen made the motion that Council authorize advertising for bids on the said drainage project. Seconded by Alderman Frausto. Passed unanimously.

CONSIDER NOISE ORDINANCE-OLGA SHARER
Olga Sharer requested Council consider a noise ordinance mainly due to her neighbor playing loud music. She said she has talked to her neighbor but he refuses to work with her. She told Council she has had to call our police since the neighbor refused to turn down the music.

Maria Barany told Council she has lived in Lytle since 1986 and has seen a lot of changes in the city. She told Council that she wants Lytle’s high standards to remain in tact and therefore, feels the Council needs to enact a noise ordinance. She explained problems with some of her neighbors and their loud music. She told Council that she had called the Medina County Sheriff’s office and the Lytle Police on a few occasions. She told Council that she had been told that without an ordinance there was little that could be done. She asked Council to please consider enacting a noise ordinance. After discussion, Alderman Frausto made the motion that Council adopt a noise ordinance. Seconded by Alderman Dahler. Passed unanimously.
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CONSIDER REQUEST FROM NATIONAL CITY MORTGAGE COMPANY FOR REFUND OF OVERPAYMENT OF TAXES
City Secretary Josie Campa told Council that National City Mortgage Company has requested refunds on two overpayments made on taxes. She told Council that since the requests total more than $500.00 the request has to be sent to the governing body. After discussion, Alderman Elias made the motion that Council grant the request from National City Mortgage Company and they be refunded the overpayments in taxes totaling $1,930.26. Seconded by Alderman Bowen. Passed unanimously.

CONSIDER ADOPTING ORDINANCE CONCERNING AUTHORIZING INTERVENTION IN AEP TEXAS CENTRAL COMPANY’S TRUE-UP PROCEEDING TO BE FILED AT THE PUBLIC UTILITY COMMISSION
Alderman Dahler made the motion that Council adopt Ordinance No. 293. Seconded by Alderman Elias. Passed unanimously.

CONSIDER REPLACING FENCING AT SEWER PLANT
Mayor Fincher told Council that he had gotten prices on replacing the fence at the sewer plant. He said that M W Services had quoted a price of $3,552.02 for materials and labor. After discussion, Alderman Elias made the motion that Council accept the proposal from M W Services for $3,552.02 and that the budget be amended. Seconded by Alderman Frausto. Passed unanimously.

CONSIDER STREETS FOR REPAVING PROJECT
Mayor Fincher told Council it is the time of the year for looking at the city streets for prioritizing streets for the repaving project. He asked each Council member to take a look at the streets in their districts in time for the next Council meeting. No action was taken on this item.

CONSIDER NEW SOFTWARE FOR MUNICIPAL COURT
City Secretary Josie Campa told Council that effective August 31st, OCA will not be making enhancements to the municipal court program. She said she had checked with surrounding cities and most have Hill Country Software and Support because it cost less than half of what INCODE’s program costs. She said the City of Devine is really happy with Hill Country and recommended Council approve the proposal from Hill country for $7,795.00. Alderman Dahler made the motion that Council accept the proposal from Hill Country Software and Support for $7,795.00 contingent upon it providing annual maintenance for this program for the next five years. Seconded by Alderman Bowen. Passed unanimously.

POLICE CHIEF’S REPORT
Police Chief Richard Priest reviewed his written report with Council.

The Chief told Council that so far in May there has been no property crime.

CITY SECRETARY’S REPORT
City Secretary Josie Campa reported on the following items:

1-Current ad valorem taxes collected last month was $1,318.77 which brought fiscal year total to $259,860.34 or 92.81%;
2-Delinquent taxes totaled $6,410.18, or 75.41% of the budgeted amount;
3-Motel tax collected for quarter ending March 31st totaled $6,343.44;
4-Sales tax for April totaled $20,729.75 bringing fiscal year total to $227,152.34; and
5-Mayor Fincher’s presentation at AACOG on April 15th brought a preliminary score of 329.33 which ranked sixth (6th) out of twenty-five.

MAYOR’S REPORT
Mayor Fincher reported on the following items:
1-TX DOT completed survey on FM 2790 East and says speed limit is correct;
2-TX DOT says traffic is not enough to warrant red lights at IH 35 and FM 2790 East, but he will send another letter;
3-TCEQ will be inspecting sewer plant and it is looking good and only one item is needing to be done;
4-signs called for by TCEQ and Homeland Security Department for “No Trespassing” have been placed at wells, sewer plant, gas substation and booster pump stations;
5-Water Vulnerability Plan has been completed and sent to Washington;
6-railroad crossing arms are being placed at last crossing in city on N. Benton Street; and
7-glad to see all the Boy Scouts attending the Council meeting.
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Meeting adjourned at 7:40 p.m.

Mayor

City Secretary