Minutes of Regular meeting held June 12, 2006

Regular meeting with the following present: Mayor Horace Fincher; Aldermen Mark Bowen, Gerry Elias, Jerry Stone, Sam Cortez; City Secretary Josie Campa; Police Chief Richey Priest; Director of Public Works James McGrath; City Attorney Tom Cate.

Visitors: JoAnn Null, Natalie Spencer, Shawna Lewis, Jay Dahler.

CONSIDER APPROVING MINUTES AND CONSIDER APPROVING PAYMENT OF BILLS

Alderman Elias made the motion that Council approve the minutes of the regular meeting held May 8th and the special meeting held May 22nd and payment of the bills, as presented. Seconded by Alderman Stone. Passed unanimously.

CONSIDER ADOPTING REVISED RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN APPLICATION TO THE TEXAS DEPARTMENT OF TRANSPORTATION FOR ASSISTANCE UNDER THE STATEWIDE TRANSPORTATION ENHANCEMENT PROGRAM PROVIDED BY THE SAFE, ACCOUNTABLE, FLEXIBLE AND EFFICIENT—TRANSPORTATION EQUITY ACT: A LEGACY FOR USERS (SAFETEA-LU) OF 2005

After discussion, Alderman Bowen made the motion that Council adopt the revised resolution to TxDot. Seconded by Alderman Elias. Passed unanimously.

CONSIDER REQUEST FOR PERMISSION TO INCLUDE LYTLE’S ETJ WITHIN MEDINA COUNTY ESD #5-ROY SHEETS

This item was scratched from the agenda since Mr. Sheets was not present.

CONSIDER REQUEST FROM BEXAR COUNTY TO INCLUDE LYTLE IN ITS URBAN COUNTY DESIGNATION FOR FISCAL YEARS 2007, 2008 AND 2009

Mayor told Council that Bexar County makes this request every year and recommended that the city not participate. Alderman Elias made the motion that Council not allow the city to participate in the Bexar County Urban Designation program for the years 2007 thru 2009. Seconded by Alderman Stone. Passed unanimously.

CONSIDER RECOMMENDATION FROM PAPS TO SUPPLEMENT EXISTING CATHODIC PROTECTION SYSTEM

City Secretary Josie Campa and Public Works’ Director James McGrath explained to Council that the people working on the city’s cathodic protection have recommended the city supplement the existing cathodic protection system with two impressed current systems (rectifiers). They said that PAPS has quoted a price of $12,500.00 which does not include what the city will have to do. Ms. Campa told Council she has been told this would last at least fifteen (15) years to twenty (20) years. Mr. McGrath explained what the rectifiers would do to Council. After discussion, Alderman Bowen made the motion that Council approve this project. Seconded by Alderman Dahler. Passed unanimously.

CONSIDER PROPOSAL FROM GAS CONSULTANT TO DEVELOP AND SUBMIT CITY’S PUBLIC AWARENESS PROGRAM TO THE TEXAS RAILROAD COMMISSION AND TxDOT

City Secretary Josie Campa told Council that new regulations require the city to develop and submit a Public Awareness Program for the gas system. She said that the city’s gas consultant Simon Pena has submitted a proposal of $500.00 to perform this work and recommended Council approve this. Alderman Elias made the motion that Council approve Mr. Pena’s proposal and allow him to develop and submit the City’s Public Awareness Program. Seconded by Alderman Cortez. Passed unanimously.
Minutes of Regular meeting held June 12, 2006 (cont.)

CONSIDER PETITION FROM TONY RENDON FOR VOLUNTARY ANNEXATION OF A THIRTY-FIVE (35) ACRE TRACT

Mayor Fincher told Council that Tony Rendon has purchased another 35 acres from Henry Lee Keller and he has petitioned for voluntary annexation, and recommended Council approve this request. After discussion, Alderman Dahler made the motion that Council approve the petition for voluntary annexation from Tony Rendon. Seconded by Alderman Stone. Passed unanimously.

CONSIDER EXTENSION OF CITY'S WATER CERTIFICATE OF CONVENIENCE (CCN)

City Secretary Josie Campa told Council that in order to provide Lake Shore Estates and Mr. Rendon’s additional thirty-five (35) acres with water the city needs to extend and amend its “Certificate of convenience and necessity” (CCN) with TCEQ. She told Council that the City Attorney has already talked to East Medina Water District about this matter. After more discussion, Alderman Bowen made the motion that Council approve the extension the City’s CCN and allow the City Attorney and Mayor to work on getting this done. Seconded by Alderman Elias. Passed unanimously.

CONSIDER BANNING FIREWORKS IN CITY LIMITS FOR THE 4TH OF JULY HOLIDAY DUE TO DROUGHT CONDITIONS

Council discussed the need for banning fireworks in the city limits because of the drought and hazardous conditions. Council discussed who would monitor this and what type of fireworks would be banned. Mayor Fincher told Council he had gotten the city’s annual fireworks’ display approved by the County Fire Marshal and that extra precautions would be taken to prevent fires. Council discussed the time period for the ban on using fireworks in the city. After lengthy discussion, Alderman Dahler made the motion that Council adopt an ordinance banning all fireworks in the city effective immediately until thirty (30) days after the 4th of July, due to extreme drought and hazardous conditions. Seconded by Alderman Elias. Passed unanimously.

CONSIDER EMPLOYMENT STATUS OF DANA CALDWELL

City Secretary Josie Campa told Council that Dana Caldwell has successfully completed her six months probationary period and recommended that she be hired as a regular employee and be given a $1.00 per hour increase in salary and full benefits. Alderman Elias made the motion that Council hire Dana Caldwell as a regular employee and her salary be raised from $7.00 per hour to $8.00 per hour and she be given all benefits. Seconded by Alderman Stone. Passed unanimously.

CONSIDER STREETS FOR REPAVING PROJECT

Mayor Fincher asked Council members to look at the streets in their districts to see which ones need repaving and then they will prioritize the streets at the next regular meeting. The Mayor told the Council that the price for asphalt this year has gone up twenty (20) cents per square foot from last year. No action was taken on this item.

CONSIDER APPOINTMENT OF MAYOR PRO-TEM

After discussion, Alderman Bowen made the motion that Council re-appoint Gerry Elias Mayor Pro-tem. Seconded by Alderman Cortez. Passed unanimously.

CONSIDER APPOINTMENT OF JUDGES FOR MUNICIPAL COURT

Mayor Fincher told the Council that Judges have to be appointed concurrent with the Mayor’s term and said all four judges are willing to serve again. After discussion, Alderman Bowen made the motion that Council reappoint all four judges. Seconded by Alderman Stone. VOTE-For motion Alderman Bowen, Stone, Cortez and Dahler. Alderman Elias abstained. Motion carried.

CONSIDER APPOINTMENT OF DEPARTMENT LIAISONS

Council members discussed the liaisons for the different departments and agreed on the following:

Alderman Jerry Stone-Museum & Police
Alderman Mark Bowen-Gas & Water
Alderman Sam Cortez-Park & Streets
Alderman Erik Dahler-Sewer
Alderman Gerry Elias-E.M.S. & Fire Department
Mayor Horace Fincher-Administration

CONSIDER PRINTING DELINQUENT TAX ROLL IN CITY’S OFFICIAL NEWSPAPER

Mayor Fincher recommended to Council that they have the city’s delinquent tax roll printed in the city’s newspaper once again. Alderman Dahler made the motion that Council have the delinquent tax roll printed in the city’s official newspaper. Seconded by Alderman Elias. Passed unanimously.
Minutes of Regular meeting held June 12, 2006 (cont.)

Council took a short break at 7:25 p.m. and reconvened at 7:37 p.m.

CLOSED MEETING PURSUANT TO SECTION 551.071 TEXAS GOVERNMENT CODE-CONSULTATION WITH CITY ATTORNEY ABOUT CONTEMPLATED LITIGATION

Mayor Fincher announced at 7:38 p.m. that Council would go into closed session as allowed by Chapter 551.071 of the Texas Government Code. The meeting was reopened at 8:02 p.m. Mayor Fincher announced that Council had discussed possible litigation with the City Attorney. Alderman Daher made the motion that the Council authorize the City Attorney to proceed with the discussed matter. Seconded by Alderman Stone. Passed unanimously.

PUBLIC WORKS DIRECTOR'S REPORT

Director of Public Works' James McGrath reported on the following:

1-crew did 197 work orders since last Council meeting;
2-the new roof and porch at the city shop has been completed and crew painted porch and eves;
3-booster pump station is nearly finished, just needs a few minor adjustments;
4-chlorinator had to be replaced;
5-three men attended a gas school in Cotulla on May 30th;
6-gas leak survey has been completed and only one (1) large leak was found along with 4 or 5 minor leaks;
7-cathodic protection survey completed as mentioned previously;
8-crew has been patrolling park more due to vandalism;
9-had three-inch water main break;
10-worked the Frenchie Burke Festival;
11-fourteen (14) water meters were installed; and
12-will need to lay a copper line and cut the street on S. Prairie for the rectifier project.

POLICE CHIEF'S REPORT

Chief Priest reviewed his written report with Council.

The Chief told Council that Gordon Hanson and David Gardner had completed a bicycle patrol course.

CITY SECRETARY'S REPORT

City Secretary Josie Campa reviewed her written report with Council and added that she was working on amendments to budget for July’s meeting.

MAYOR’S REPORT

Mayor Fincher reported the following to Council:

1-phase 1 restrictions will probably be put into place by Friday if it doesn’t rain;
2-still waiting on word from Project Green;
3-will be attending meeting in Falfurrias;
4-Crawford Pharmacy should be getting started;
5-Gary Priest will be getting started on a Motel 6 very soon;
6-property has been purchased for a truck stop;
7-4th of July Fireworks Display should start about 9p.m. at the park, he will be picking up fireworks on June 28th and they will cost $2,000.00; and
8-two judges have completed training.

Meeting adjourned at 8:28 p.m.

[Signature]
Mayor

[Signature]
City Secretary