

Agenda
Medina County Commissioners Court
1100 16th Street, Room 102
Hondo, Texas 78861
April 9, 2007
9:00 a.m.

1. Meeting called to order
2. Discuss and consider approval of March 26, 2007 minutes
3. Discuss and consider approval of certain budget amendments
4. Discuss and consider approval of certain line item transfers
5. Discuss and consider approval of certain bills for payment
6. Discuss and consider approval of certain personnel changes
7. County Auditor monthly report
8. Discuss and consider monthly report submitted by County Treasurer
9. Public Comment


Rec'd

IN MY OFFICE
LISA J. WERNETTE

APR 06 '07 AM -8 55

COUNTY CLERK, MEDINA CO.

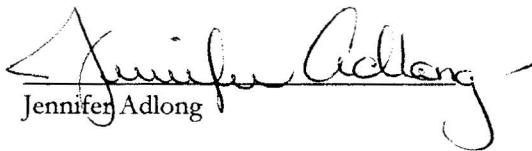
10:00AM

10. Discuss and consider preliminary approval to Mountain Creek Crossing Subdivision; Located in Precinct 1 off of Park Road 37 (Victor Gonzalez, Greater Texas Development, LLC)
11. Discuss and consider subdivision rules amendment regarding street design criteria
12. Public Hearing:
 - A. Reducing speed limit on County Road 672 W
 - B. Establish stop & yield signs in Northridge Subdivision
13. Discuss and consider reducing speed limit on County Road 672 W (Precinct 3)
14. Discuss and consider establishing stop & yield signs in Northridge Subdivision (Precinct 1)
15. Discuss and consider architectural services for restoration/renovation of old jail building on Courthouse grounds
16. Discuss and consider early voting location and time for May 12, 2007 election
17. Discuss and consider polling site for Voting Precincts 8 & 9 for May 12, 2007 election
18. Discuss and consider resolution amending authorized representatives with TexPool
19. Discuss and consider final approval of Contract No. 2006-021655 Change Notice 003B; Bioterrorism Grant (Health Unit)
20. Discuss and consider service agreements: 
 - A. Natalia VFD
 - B. Hondo VFD
 - C. Medina Valley Soil & Conservation District
21. Discuss and consider subdivision rules amendment regarding street design criteria

22. Discuss and consider authorization to advertise bids for removal and replacement of bridges in precinct 3:
 - A. CR 674 over BMA Canal
 - B. CR 674 over Chacon Creek
23. Discuss and consider authorization to advertise time warrant with Hondo National Bank for the purchase of a new Volvo motor grader (Precinct 1)
24. Discuss and consider authorization to advertise sealed bids for the sale of precinct 1 equipment
25. Discuss and consider declaring all out of date county law books unusable and authorize destruction of same
26. Commissioners Court / Court Members Announcements
27. Adjourn

NOTE: Items will not necessarily be dealt with in the order that they are listed

On this 6th day of April 2007, not later than 9:00a.m., this notice was posted on a bulletin board located at the place readily accessible and convenient to the public at the Medina County Courthouse, Hondo, Texas.


Jennifer Adlong

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Ronald J. Ulbrich
Commissioner Precinct No. 1

James E. Barden
County Judge

Arturo Barrientes
Commissioner Precinct No. 3

Beverly Keller
Commissioner Precinct No. 2

Kelly Carroll
Commissioner Precinct No. 4

MEDINA COUNTY COMMISSIONERS' COURT

April 9, 2007

9:00 A.M.

ITEM #1
MEETING CALLED TO ORDER

County Judge James Barden called the meeting to order at 9:00 a.m. and noted that all members were present.

Other officials/department heads in attendance for all or part of the meeting were County Treasurer Cindy Ivy; County Auditor Teresa Martinez and County Clerk Lisa Wernette.

ITEM #2
DISCUSS AND CONSIDER APPROVAL OF March 26, 2007 MINUTES

After review of the minutes, a motion was made by Commissioner Carroll and second by Commissioner Keller to approve the minutes from March 26, 2007 with corrections on item #13 change "precinct" to "precincts" and remove "the" to read "leasing some of the County's voting equipment. Motion carried.

ITEM #3
BUDGET AMENDMENTS

After review of the Budget Amendments presented to increase receipts \$50,000.00 in the Road & Bridge Fund, a motion was made by Commissioner Keller and second by Commissioner Barrientes to approve the Budget Amendments. Motion carried.

ITEM #4
LINE-ITEM TRANSFERS

After review of Line-Item Transfers presented to the Court Members by County Auditor, a motion was made by Commissioner Carroll second by Commissioner Keller the Line Item Transfers were approved. Motion carried.

ITEM #5
DISCUSS AND CONSIDER APPROVAL OF CERTAIN WEEKLY BILLS

Court members reviewed the weekly bills as presented.

After review, a motion was made by Commissioner Carroll and second by Commissioner Barrientes to approve the payment of the weekly bills. The motion carried.

Mention was made that the court recognizes receipt and payment of bills but does not exercise approval authority on pages 38, 39, 43 and 44.

ITEM #6
DISCUSSION AND POSSIBLE ACTION ON GRANTING APPROVAL TO
PERSONNEL CHANGES

Court members reviewed proposed personnel action forms as submitted by County Treasurer/Personnel Director Cindy Ivy. (See attachment)

Item #6 Personnel Changes – Continued

A motion was made by Commissioner Keller and second by Commissioner Carroll to grant approval to the regular personnel action forms as submitted. The motion carried unanimously.

ITEM #7
COUNTY AUDITOR REPORT

Court Members were presented with the County Auditor's Report. Court Members received and discussed this report. No action required.

ITEM #8
DISCUSS AND CONSIDER MONTHLY REPORT SUBMITTED BY COUNTY TREASURER

Upon review of the Monthly Report submitted by County Treasurer a motion was made by Commissioner Carroll second by Commissioner Keller to approve Monthly Report. Motion carried. Commissioner Ulbrich was absent during vote.

ITEM #9
PUBLIC COMMENT

Dora Gonzalez - Neighborhood Watch Group
Sgt. R. J. Donaghue - Hondo
Mary Walpole - Quihi
Terry Monday – LaCoste

Randy Johnson - Helotes
Joe Manak - Quihi
Dr. Bob Fitzgerald – MCEAA
Elizabeth Craft – Hondo Anvil Herald

Randy Johnson stated the Hills of Castle Rock Subdivision has requested a public hearing with TCEQ to oppose SAWS water and sewage because of the high cost of water and sewage. See attachment.

Joe Manak advised the Court Members that the Hills of Castle Rock Subdivision has two applications for drilling a well, but four wells have been drilled. Mr. Manak requested the Court to keep an eye on this.

Dr. Bob Fitzgerald brought to the Court's attention that he had received information on HB3328 concerning land development in certain counties. Judge Barden responded that the Court had written a letter to Rep. King showing support for this bill.

ITEM #10
DISCUSS AND CONSIDER PRELIMINARY APPROVAL TO MOUNTAIN CREEK CROSSING
SUBDIVISION; LOCATED IN PRECINCT 1 OFF OF PARK ROAD 37 (VICTOR GONZALEZ,
GREATER TEXAS DEVELOPMENT, LLC)

Preliminary plans of Mountain Creek Crossing Subdivision; located in Precinct 1 off of Park Road 37 were presented to the Court Members for review by Victor Gonzalez, Greater Texas Development, LLC. This subdivision has 8 lots with 3 listed as commercial. A motion was made by Commissioner Ulbrich second by Commissioner Keller to approve the preliminary plans of Mountain Creek Crossing Subdivision. Motion carried.

ITEM #11
DISCUSS AND CONSIDER SUBDIVISION RULES AMENDMENT REGARDING STREET
DESIGN CRITERIA

Duplicate Item. Will be discussed in Item #21.

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ITEM #12
PUBLIC HEARING

Dora Gonzales stated to the Court Members that the speeding on County Road 672 W was too fast and she felt it should be reduced to 40 mph. She asked when the signs would be placed on this road and Commissioner Barrientes advised her that the signs needed to be ordered and once received would be placed on CR 672 W.

ITEM #13
DISCUSS AND CONSIDER REDUCING SPEED LIMIT ON CR 672W (PRECINCT 3)

After careful review by the Court Members a motion was made by Commissioner Barrientes second by Commissioner Keller to reduce the speed limit on County Road 672 W, Precinct 3, to 40mph. Motion carried.

ITEM #14
DISCUSS AND CONSIDER ESTABLISHING STOP & YIELD SIGNS IN NORTHRIDGE
SUBDIVISION (PRECINCT 3)

Court Members discussed establishing stop signs and yield signs in Northridge Subdivision (Precinct 1). Upon motion of Commissioner Ulbrich second by Commissioner Keller to accept and establish all these signs as presented on the attachment and they are installed by the developers, the following stop signs and yield signs were approved: CR 2471 intersecting with CR 2247 – Stop sign; CR 2471 intersecting with CR 2471 – Stop sign; CR 2472 intersecting with CR 247 – Stop sign; CR 2474 S intersecting with CR 247 – Yield sign and CR 2471 E heading East – Yield sign. Motion carried.

ITEM #15
DISCUSS AND CONSIDER ARCHITECTURAL SERVICES FOR RESTORATION/RENOVATION
OF OLD JAIL BUILDING ON COURTHOUSE GROUNDS

Court Members opened discussion and consideration of Architectural services for restoration/renovation of old jail building on Courthouse grounds. Judge Barden informed Court Members of a proposal for the Pre-designed services at \$5,000 per month, Design construction 10% of construction cost and Contract Administration at \$3000 per month. In order to compare costs from other firms, additional bids and proposals are to be requested by Judge Barden and submitted to the Court Members at a later date.

ITEM #16
DISCUSS AND CONSIDER EARLY VOTING LOCATION AND TIME FOR MAY 12, 2007
ELECTION

Lisa Wernette advised the Court Members Early Voting begins April 30, 2007 – May 8, 2007. A motion was made by Commissioner Carroll second by Commissioner Ulbrich for Early Voting to begin April 30, 2007 through May 8, 2007 with the hours to be the same as the County Clerk's office from 8:00am-5:00pm Monday through Friday plus 9:00am-1:00pm Saturday, May 5, 2007 to be conducted in Hondo at the Courthouse Old Jail Building. Motion carried.

ITEM # 17
DISCUSS AND CONSIDER POLLING SITE FOR VOTING PRECINCTS 8 & 9 FOR May 12, 2007
ELECTION

Court Members were informed of the proposed change in Voting Precincts 8 & 9 for May 12, 2007 Election from Mico Old EMS building to Mico Firehouse. A motion was made by Commissioner Keller second by Commissioner Ulbrich to change Voting Precincts 8 & 9 to Mico Firehouse. Motion carried.

ITEM #18
DISCUSS AND CONSIDER RESOLUTION AMENDING AUTHORIZED REPRESENTATIVES
WITH TEXPOOL

The Resolution amending authorized representatives authorizing Cynthia Ivy as contact person was submitted to the Court Members. After careful review, a motion was made by Commissioner Keller second by Commissioner Carroll to accept the Resolution amending authorized representatives. Motion carried. (See attachment)

ITEM #19
DISCUSS AND CONSIDER FINAL APPROVAL OF CONTRACT NO. 2006-021655 CHANGE
NOTICE 003B; BIOTERRORISM GRANT (HEALTH UNIT)

Contract No. 2006-021655 Change Notice 003B; Bioterrorism Preparedness was reviewed by Court Members. A motion was made by Commissioner Keller second by Commissioner Barrientes to accept Contract No. 2006-021655 with the Department of State Health Services. Motion carried. (See Attachment)

ITEM #20
DISCUSS AND CONSIDER SERVICE AGREEMENTS
A) NATALIA VFD; B) HONDO VFD; C) MEDINA VALLEY SOIL & CONSERVATION
DISTRICT

Court Members were presented Service Agreements reflecting payment as follows: A) Natalia VFD is to be paid the sum of \$5000 for the term of 1 year beginning 1-1-07 through 12-31-07; B) Hondo VFD is to be paid the sum of \$5000 for the term of 1 year beginning 1-1-07 through 12-31-07; C) Medina Valley SWCD #226 is to be paid the sum of \$1000 for the term of 1 year beginning 1-1-07 through 12-31-07. Upon motion of Commissioner Carroll second by Commissioner Keller these agreements were accepted. Motion carried. (See attachment)

ITEM #21
DISCUSS AND CONSIDER SUBDIVISION RULES AMENDMENT REGARDING STREET
DESIGN CRITERIA

Commissioner Keller opened conversation concerning the Subdivision rules regarding street design criteria. Also, additional monitoring of the construction in subdivisions should be taken.

ITEM #22
DISCUSS AND CONSIDER AUTHORIZATION TO ADVERTISE BIDS FOR REMOVAL AND
REPLACEMENT OF BRIDGES IN PRECINCT 3: A) CR 674 OVER BMA CANAL & B) CR
674 OVER CHACON CREEK

Upon motion of Commissioner Barrientes second by Commissioner Carroll and approved by all Court Members, bids and necessary advertising for removal and replacement of bridges on CR 674 over BMA Canal and CR 674 over Chacon Creek should begin. Advertisement should be placed in the paper this week.

ITEM #23

DISCUSS AND CONSIDER AUTHORIZATION TO ADVERTISE TIME WARRANT WITH
HONDO NATIONAL BANK FOR THE PURCHASE OF A NEW VOLVO MOTOR GRADER
(PRECINCT 1)

Commissioner Ulbrich brought to the attention of the Court Members a proposal to purchase a new Volvo motor grader in the amount not to exceed \$168,564.00. Hondo National Bank offered the lowest interest to finance the purchase. A motion was made by Commissioner Ulbrich with a second by Commissioner Barrientes to advertise Time Warrant not to exceed \$168,564.00. Motion carried.

ITEM #24

DISCUSS AND CONSIDER AUTHORIZATION TO ADVERTISE SEALED BIDS FOR THE
SALE OF PRECINCT 1 EQUIPMENT

Court Members discussed the authorization to advertise sealed bids for the sale of Precinct 1 equipment (8 items). Advertisement shall be for two (2) weeks prior to the sale. Upon motion of Commissioner Ulbrich second by Commissioner Barrientes advertisement for sealed bids for the sale of Precinct equipment was approved. Motion carried. (See attachment)

ITEM #25

DISCUSS AND CONSIDER DECLARING ALL OUT OF DATE COUNTY LAW BOOKS
UNUSABLE AND AUTHORIZE DESTRUCTION OF SAME

Court Members opened discussion on the out of date county law books which are unusable and of little or no value. A motion was made by Commissioner Carroll second by Commissioner Keller to declare all out of date county law books unusable and authorize destruction of same. Motion carried

ITEM #26

COMMISSIONERS COURT/COURT MEMBERS ANNOUNCEMENTS

Indigent Healthcare as of March, 2007 has spent \$212,758, thirty percent of the 8% General Tax Levy. Program should be open all year, again.

Road Closures coming up as a result of bridge replacement:

June 1 – January 31, 2008	CR 545
July 1 – November 30, 2007	CR 5711
July 1 – November 30, 2007	CR 6714

ITEM #27
ADJOURN

There being no further business to address, the Honorable James Barden, County Judge, declared the meeting adjourned.

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AGREEMENT

THE STATE OF TEXAS

COUNTY OF MEDINA

This agreement made and entered into by and between MEDINA COUNTY, a body corporate and politic under the laws of the STATE of Texas, hereinafter sometimes called "County", acting herein by and through its County Judge duly authorized to so act by an Order of the Medina County Commissioners' Court and the **NATALIA VOLUNTEER FIRE DEPARTMENT**, duly authorized and existing under the laws of the State of Texas, hereinafter sometimes called "Fire Department", acting herein by and through its President pursuant to a Resolution duly approved by the Fire Department.

WITNESSETH

WHEREAS, Medina County desires to provide fire fighting and fire protection services to certain unincorporated areas of Medina County hereinafter designated to preserve the property of the County and to preserve and protect the public health of the citizens of the County; and

WHEREAS, the Fire Department is willing to furnish fire fighting and fire protection services to said unincorporated areas of Medina County for the consideration hereinafter provided;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS: That in consideration of the mutual covenants, agreements and benefits to both parties, it is AGREED as follows:

I.

During the term of this agreement, the fire department agrees to furnish fire fighting and fire protection services to the unincorporated areas of Medina County in its service area.

II.

Medina County agrees to pay the sum of **\$5,000.00** to the Fire Department for fire fighting and fire protection services to the unincorporated areas of Medina County designated in Paragraph 1 of this agreement. The County agrees that said sum is to be paid to the Fire Department within thirty (30) days after execution of this contract.

III.

The term of this agreement shall be one (1) year beginning January 1, 2007 and ending December 31, 2007.

IV.

It is hereby agreed and understood that the fire fighting and fire protection services to be furnished by the Fire Department under this agreement shall include, but not be limited to the following: An Attempt to Answer all calls for help and assistance in extinguishing fires in the area designated in Paragraph 1 of this agreement; furnishing fire fighting personnel and apparatus to protect persons and property within the said area which are endangered by fires in adjacent areas.

V.

The Fire Department shall observe and comply with all Federal, State, County and City laws, rules, ordinances and regulations in any manner effecting the conduct of the services herein provided of all obligations undertaken by this agreement.

VI.

It is expressly understood that the County has the maximum sum of **\$5,000.00** specifically allocated to fully discharge its obligation under this agreement and it is expressly understood that in no event shall the County be obligated to pay the Fire Department more than the sum of **\$5,000.00** under the terms and provisions of this agreement.

VII.

It is further agreed that in the performance of all obligations undertaken by this agreement, the Fire Department is an independent contractor with the right to supervise, manage, control and direct the performance of fire fighting and fire protection services; the County shall look to the Fire Department for results only and the County shall have no right at any time to direct or supervise the Fire Department or its agents or employees in the performance of such services or as to the manner, means or method in which the services are performed.

VIII.

The Fire Department agrees to furnish the County of Medina, not later than December 1, 2007 a monthly report listing the total number of runs made into the areas of Medina County designated in Paragraph 1 of this agreement for the previous month and such other information relating to fire fighting. Said report shall be signed and certified by an officer of the Fire Department.

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IX.

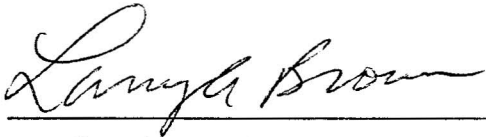
The Fire Department agrees to furnish Medina County a Financial statement not later than May 1, 2007.

X.

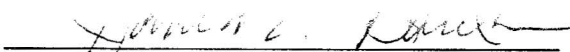
It is understood that **Natalia Volunteer Fire Department** has been classified under the Medina County Volunteer Fire Department Classification Level #3.

If the **Natalia Volunteer Fire Department** believes this classification has been made in error, appeal may be made by giving written notice to the Medina County Commissioners' Court.

Signed this 14 day of, March 2007.



Natalia Volunteer Fire Department


James E. Barden, County Judge
Medina County Commissioners Court

1100 16TH Street, Room 101
Hondo, Texas 78861

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NATALIA VFD TREASURER'S REPORT

1 Jan 06 Thru 31 Dec 06

EXPENSES

UTILITIES

			WEST TEXAS	
CPL	MCI	AT&T	GAS	TOTAL
1437.92	186.02	321.56	310.35	2255.85
GASOLINE	INSURANCE	TRAINING	PER DIEM & MILEAGE	
2121.94	8116.00	9339.94	1586.85	
EQUIPMENT	TRUCKS	MISC	BLDG MAINT	
MAINT/REPAIR/NEW	MAINT/REPAIR			
6749.52	3089.06	8674.75	435.26	
PERSONAL EQUIP	DUES	LOAN PAYMENTS	2-WAY MAILERS	
421.15	645.00	2667.65	644.50	
FUND RAISERS		TOTAL ----	48716.04	
1968.57				

INCOME

2-WAY MAILERS	WATER BILLS	FUND RAISERS
36847.00	11348.12	3196.80
CITY OF NATALIA	MISC	OTHER
4500.00	3049.20	.2575.00 FEMA Grant
		3523.00 Tx Forest Service
		2500.00 Medina County
		300.00 TX. Farm Bureau
		450.00 Hochheim Ins.
		TOTAL ----68289.12

TOTAL INCOME 68289.12 BEGINNING BAL ---MYSB 12635.70
-----LSB 2233.79

TOTAL EXPENSES 48716.04 ENDING BAL ---MYSB 33201.70
-----LSB 2233.79

LOAN BALANCE 10703.00 TOTAL 35435.49