

- A. Acceptance and Approval of the Minutes of the Regular City Council Meeting of December 12, 2022.
- B. Acceptance and Approval of the Minutes of the Planning and Zoning Commission Meeting of December 12, 2022.
- C. Approve the Re-Appointment of Mr. Dan King as the City's Joint Representative to the EMS Advisory Board.

Motion was made by Councilwoman Williams and seconded by Councilman Pogatshnik accepting and approving the general consent agenda as presented. Motion carried with four ayes. (Unanimous)

AGENDA ITEM NO. 6: Oath of Office.

- A. Administer the Oath of Office to Reserve Police Officer Dustin K. Arledge.

The City Secretary administered the Oath of Office to Reserve Police Officer Dustin K. Arledge.

AGENDA ITEM NO. 7: Public Hearing.

- A. A Public Hearing to Determine Whether the Residential Structure Located at Lot 7 & 20' of St – Lot 8 & 20' of St., Block 142 of the Original Townsite to the City of Iowa Park, Wichita County, Texas Should be Declared a "*Substandard Structure*" as That Term is Defined in Section 3.02.001 of the Code of Ordinances and Whether Said Structure Should be Abated Accordingly.

The public hearing opened at 7:03 p.m. Ms. Vida Cooke, owner of the property located at 609 South Colorado, appeared before the Council and asked for forty-five days to allow her time to repair and remodel the structure and then try to sell the property. She said she also has someone interested in buying the property "as is". She stated she has contractors ready to start work. The public hearing closed at 7:09 p.m.

- (i) Action as Result of Public Hearing.

Motion was made by Councilwoman William and seconded by Councilman Pogatshnik approving and adopting Council Order Number 23-01 , declaring the structure located at 609 South Colorado, also known as Lot 7 & 20' of St – Lot 8 & 20' of St., Block 142 of the Original Townsite to the City of Iowa Park, Wichita County, Texas a "*Substandard Structure*" as that term is defined in Section 3.02.001 of the Code of Ordinances and ordering the structures to be abated within forty-five (45) days of the adoption of this Council Order. Motion carried with four ayes. (Unanimous)

AGENDA ITEM NO. 8: Ordinance.

- A. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section 9.02.006 Increasing the Number of Consecutive Workdays Required for Employees to Provide Their Department Head With a Doctor's Certified Written Statement as a Result of Illness or Injury, or to Care for a Souse, Son, Daughter or Parent who has a Serious Health Condition.

It was explained that if an employee is off work due to illness or injury, the first five days of missed work comes off their personal leave then switches over to major medical leave. The current ordinance requires an employee to have a doctor's statement after three missed days of work. Staff is recommending changing the requirement of a doctor's statement from three days to five days. Motion was made by Councilwoman Williams and seconded by Councilwoman Wooten approving and adopting Ordinance Number 1379 amending the Code of Ordinances at Section 9.02.006 increasing the number of consecutive workdays required for employees to provide their department head with a doctor's certified written statement as a result of illness or injury, or to care for a spouse, son, daughter or parent who has a serious health condition. Motion carried with four ayes. (Unanimous)

- B. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section 9.02.022 to Allow City Council to Reimburse Members of the Iowa Park Volunteer Fire Department Mileage for the Use of Their Personal Vehicles in Response to Emergency Calls.

The City Manager explained the current ordinance provides an attendance stipend to volunteers who respond to emergency calls. In September, 2020, the City Council replaced that policy with a Reimbursement Policy for use of personal vehicles to respond to calls for fires and/or medical emergency services. This ordinance will reflect the current policy. Motion was made by Councilwoman Williams and seconded by Councilman Pogatshnik approving and adopting Ordinance Number 1380 amending the Code of Ordinances at Section 9.02.022 to allow City Council to reimburse members of the Iowa Park Volunteer Fire Department mileage for the use of their personal vehicles in response to emergency calls. Motion carried with three ayes. Councilwoman Wooten abstained.

AGENDA ITEM NO. 9: City Manager's Report.

- A. Discuss and Consider the West Highway Truck Parking Yard Policy.

The Council recently adopted the West Highway Truck Park Policy. That policy stated that no vehicle, commercial or private, may be parked in the yard for more than seventy-two consecutive hours without permission of the City Manager. Several persons that have utilized the yard stated they are on the road four to six days at a time and home four to six days at a time, while others have utilized the year for long-term parking of three to six months. The long-term storage has not been approved. Councilwoman Williams and Councilman Barker stated they have no problem with

storage but wants to limit it to no more than two weeks. Motion was made by Councilwoman Williams and seconded by Councilman Barker to allow up to two weeks parking in the West Highway Truck Parking Yard. Councilman Pogatshnik and Councilwoman Wooten voted against the motion. Mayor Schultz broke the tie by voting in favor of the motion to allow up to two weeks parking. Motion carried with three ayes.

B. Discuss and Consider Vacancies on Boards and Commissions of the City of Iowa Park.

Mr. Jonathan Clubb has resigned from the Planning and Zoning Commission and submitted Ms. Serena Criswell's name as a possible replacement. Ms. Criswell indicated she is willing to serve on the Commission. Mr. Nathan Gilbert has resigned from the 4A Board and Board President Max Henderson has submitted Mr. Steve Moody as a possible replacement. Motion was made by Councilwoman Williams and seconded by Councilman Pogatshnik approving the appointment of Mr. Steve Moody to the 4A Board of Director's and Ms. Serena Criswell to the Planning and Zoning Commission. Motion carried with four ayes. (Unanimous)

C. Discuss and Consider Texas Municipal Retirement System (TMRS) Benefits for Part-time Employees.

The City Manager explained that staff was recently made aware of a law that requires all employees who work 1,000 hours or more per year to be members of the retirement system. The City currently has four part-time employees that work 1,000 plus hours per year that have not been contributing to the retirement system. The City is now required to pay for the missed payments for the past four years. Staff has estimated the grand total due to TMRS is \$31,128.24, with \$19,194.09 being the City's share based off the current contribution rate of 9.65%, and the employee share of \$11,934.15 based off their contribution rate of 6%. Staff is asking Council to consider paying the four part-time employees share, which is \$2,237.00 to \$4,560.00 per employee. Motion was made by Councilwoman William and seconded by Councilwoman Wooten approving the payment of both the City share and employee share of TMRS for the four part-time employees. Motion carried with four ayes. (Unanimous)

D. Discuss and Consider a Proposed Expenditure of \$28,634.00 to Replace HVAC System (Four 5-Ton 3-Phase Condensers, Coils and Furnaces; and One 3-Ton 3-Phase Condenser, Coil and Furnace) at the Recreational Activities Center Located at 806 North Third Street.

Three proposals were received for the replacement of the HVAC system at the RAC.

Thompson Heating & Air Conditioning	\$28,634.00
Guyette Air Conditioning & Heating Co.	\$31,000.00
Allen Leek Air Conditioning	\$34,000.00

It was noted that \$30,000.00 had been budgeted. Motion was made by Councilwoman Wooten and seconded by Councilman Barker accepting and approving the proposal from Thompson Heating

& Air Conditioning in the amount of \$28,634.00 for the replacement of HVAC system (four 5-ton 3-phase condensers, coils and furnaces; and one 3-ton 3-phase condenser, coil and furnace) at the Recreational Activities Center located at 806 North Third Street. Motion carried with four ayes. (Unanimous)

E. Discuss and Consider Repairs to the JLG Model 600S Aerial Lift in the Amount of \$12,006.12.

The Parks and Recreation Director explained that during a routine safety inspection considerable work was identified and will be required to be fixed prior to it passing inspection. ACSO submitted a proposal of \$12,006.12 to make the necessary repairs. Motion was made by Councilwoman Williams and seconded by Councilman Pogatshnik approving the repairs to the JLG Model 600S Aerial Lift in the amount of \$12,006.12. Motion carried with four ayes. (Unanimous)

F. Discuss and Consider the Local State of Disaster for Public Health Emergency Adopted by City Council on March 23, 2020.

As of Friday, January 6, 2023 there were 286 active cases in Wichita County with 22 of those in the 76367 zip code.

AGENDA ITEM NO. 10: Executive Session.

A. Pursuant to the Texas Government Code, Section 551.072 of the Texas Open Meetings Act for the Purpose of Deliberating the Purchase, Exchange, Lease, or Value of Real Property.

The Council entered into executive session at 7:53 p.m.

The Council reconvened in open session at 8:18 p.m.

AGENDA ITEM NO. 11: Action as Result of Executive Session.

A. Discuss and Consider the Purchase, Exchange, Lease or Value of Real Property.

The Mayor announced no action would be taken.

The meeting adjourned at 8:18 p.m.

PASSED, APPROVED AND ADOPTED this 23rd day of January, 2023.

Mayor Ray Schultz

ATTEST:

City Secretary Janice Newman