

MINUTES OF THE REGULAR CITY COUNCIL MEETING

July 25, 2016

MEMBERS PRESENT: Mayor Ray Schultz
Mayor Pro tem Sherrie Williams
Councilmen Keith Dyer, Tim Sheppard and Brad Wynn

MEMBERS ABSENT: Councilwoman Lori Shierry

PERSONNEL: Jerry Flemming, City Manager
David Sherrill, Public Works Director
Robert Johnson, Chief of Police
Robbie Matthews, Parks and Recreation Director
David Owen, Economic Development Director
Andy Payne, Fire Chief
Charles Dudley, Code Enforcement Officer
Becky Ferguson, Director of Finance
Amie Schultz, Library Director
Janice Newman, City Secretary

VISITORS: Dolores Hamilton David White
Clay Parker Janice Parker
Glen Parker Pat Leath
Mike Leath

AGENDA ITEM NO. 1: Call to Order.

The Mayor called the meeting to order at 7:00 p.m.

AGENDA ITEM NO. 2: Invocation.

Councilman Keith Dyer gave the invocation.

AGENDA ITEM NO. 3: Recognition of Special Guest(s)/Action(s).

There were no recognitions at this time.

AGENDA ITEM NO. 4: Citizens' Input.

Mrs. Pat Leath complained about a neighbor's yard, located at 401 West Aldine. Mr. and Mrs. Billy Armstrong recently rented the home and immediately started pulling out carpet and bathroom fixtures and threw them out in the front yard. They moved in four or five junk vehicles, trailers, and other junk that has filled the front, side and back yard. Mr. Mike Leath asked the Council to drive by the property to take a look at it for themselves. The City Manager informed the Leath's that this property was already being handled through Municipal Court.

AGENDA ITEM NO. 5: General Consent.

- A. Acceptance and Approval of the Minutes of the Regular City Council Meeting of July 11, 2016.

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

AGENDA ITEM NO. 6: Public Hearing.

- A. A Public Hearing to Determine Whether the Wooden/Brick Residential Structure Located at 107 Hope Lane, Also Known as Lot 5, Block 6, Garden Valley 1, 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 7:05 p.m. Glen and Janice Parker were present and stated they have purchased 107 Hope Lane and just pulled a building permit this date to start the repairs. They have secured all windows, doors and the garage. They are asking for sixty (60) days to complete the repairs. The public hearing closed at 7:10 p.m.

- (i) Action as a Result of Public Hearing.

Motion was made by Councilwoman Williams and seconded by Councilman Dyer approving and adopting Council Order Number 16-03, declaring the wooden/brick residential structure located at 107 Hope Lane, also known as Lot 5 Block 6 of the Garden Valley 1 to the City of Iowa Park, Wichita County, Texas “*Substandard Structures*” as that term is defined in Section 3.02.001 of the Code of Ordinances and ordered the structures to be abated within sixty (60) days of the adoption of this Council Order. Motion carried with four ayes. (Unanimous)

- B. A Public Hearing to Determine Whether the 1997 Buick, Bearing Texas Tag Number DB7-N042 and Also Identified by Vehicle Identification Number 1G4HP52K1VH583077, Being Located on the Public Right-of-Way Adjacent to 1006 Lincoln Drive, Should be Abated in Accordance With the Junked Vehicle Regulations Outlined in Section 8.06 of the City’s Code of Ordinances.

The public hearing opened at 7:11 p.m. It was noted the vehicle is owned by Gary Dale McLemore and adjacent to property owned by him and Lavonda Jeanette McLemore. The Code Enforcement Officer stated he had been in contact with Mr. McLemore who stated he would have the vehicle removed. The public hearing closed at 7:14 p.m.

(i) Action as a Result of Public Hearing.

Motion was made by Councilwoman Williams and seconded by Councilman Sheppard approving and adopting Resolution Number 16-11, ordering the abatement, removal and/or destruction of the 1997 Buick 4-door sedan bearing Texas tag number DB7-N042 and also identified by vehicle identification number 1G4HP52K1VH583077, being located upon the public right-of-way adjacent to 1006 Lincoln Drive, within forty-five (45) days from adoption of this resolution. Motion carried with four ayes. (Unanimous)

- C. A Public Hearing to Determine Whether the 1997 Mazda 4-Door Sedan Bearing Texas Tag Number BCG-5367 and Also Identified by Vehicle Identification Number JM1BC1414V0102370, Being Located on Private Property at 906 Van Horn, Should be Abated in Accordance With the Junk Vehicle Regulations Outlined in Section 8.06 of the City's Code of Ordinances.

It was noted this vehicle has been removed from the property.

AGENDA ITEM NO. 7: Resolution.

- A. A Resolution of the City Council of the City of Iowa Park, Texas Authorizing the Submission of a 2016 Texas Criminal Justice Division Grant Application for Funds for the Iowa Park Police Department's "Body-Worn Camera Program".

It was explained this is a 75/25 matching grant for nine Vista body cameras for the patrol officers and sergeants. The City's 25% match is approximately \$2,753.25. Motion was made by Councilman Sheppard and seconded by Councilman Dyer approving and adopting Resolution Number 16-12 authorizing the submission of a 2016 Texas Criminal Justice Division grant application for funds for the Iowa Park Police Department's "Body-Worn Camera Program". Motion carried with four ayes. (Unanimous)

- B. A Resolution of the City Council of the City of Iowa Park, Texas Amending the Utility Fund Operating Budget for Fiscal Year 2015/2016 to Reflect the Adjustment of Expenditures Necessary to Maintain Certain Governmental Services Provided by the City.

The City Manager explained that two submersible pumps are needed for two sewer lift stations, one at the Garden Valley Lift Station and one at the Highway 287 Lift Station. Total cost for the two pumps is \$14,500.00. The sewer sales revenue is over \$30,000.00 more than originally projected due to the recent sewer fee increase. This resolution will reflect an increase to the sewer sales revenue and the Water and Sewer Maintenance Department's machinery and equipment line item. Motion was made by Councilwoman Williams and seconded by Councilman Sheppard

approving and adopting Resolution Number 16-13 amending the Utility Fund operating budget for fiscal year 2015/2016 to reflect the adjustment of expenditures necessary to maintain certain governmental services provided by the City. Motion carried with four ayes. (Unanimous)

AGENDA ITEM NO. 8: Ordinance.

- A. An Ordinance of the City Council of the City of Iowa Park, Texas Submitting a Proposed Amendment of the City's Charter to the Qualified Voters of the City Relating to the Vote Required for the Election of Candidates Running for Mayor and City Council; Calling an Election to Submit That Proposition to the Voters and Establishing Procedures for That Election.

The City Manager stated that during a review of the City's Home Rule Charter, the topic of plurality versus majority vote was discussed. The Charter currently states that candidates must be elected by a majority vote, which means more than fifty percent. If a candidate does not receive a majority of the votes, a run-off election must be held. In every election since the Charter was adopted with three or more candidates for a single office, a run-off election has been required. In each of those elections, the candidate with the most votes in the general election has won the run-off election. Run-off elections typically cost the City an additional \$1,000.00. The proposed charter amendment will be on the November 8, 2016 ballot. Motion was made by Councilman Sheppard and seconded by Councilman Dyer approving and adopting Ordinance Number 1212 submitting a proposed amendment of the City's Charter to the qualified voters of the City relating to the vote required for the election of candidates running for Mayor and City Council; calling an election to submit that proposition to the voters and establishing procedures for that election. Motion carried with four ayes. (Unanimous)

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

- A. Discuss and Consider Authorizing the City Manager to Purchase Two (2) Submersible Sewage Pumps From Triple "D" Pump Company in the Amount of \$14,500.00.

This item authorizes the City Manager to purchase two submersible sewage pumps that will be used at two lift stations located at the Highway 287 Lift Station and at the Garden Valley Lift Station. By purchasing these two pumps, it will give the City a backup pump for emergencies. Motion was made by Councilman Wynn and seconded by Councilman Dyer authorizing the City Manager to purchase two (2) submersible sewage pumps from Triple "D" Pump Company in the amount of \$14,500.00. Motion carried with four ayes. (Unanimous)

- B. Discuss and Consider Proposed Changes to the City of Iowa Park's Employee Pay Scale.

The City Manager explained that beginning December 1, 2016, a new federal mandate becomes effective whereby all employees who earn less than \$47,476.00 annually will be eligible for overtime pay. This will effect two of the four department heads whose salary is under this amount.

The City Manager proposed revising the two pay scales the City uses on “Grade 8” which is the grade level for department heads. The starting salary for a new department head would be \$47,500.00. Motion was made by Councilwoman Williams and seconded by Councilman Dyer approving the changes to the City of Iowa Park’s employee pay scale. Motion carried with four ayes. (Unanimous)

C. Receive a Report on the City’s Current Financial Condition and Future Needs as Dictated by the Home Rule Charter.

The City Manager briefed the Council on the City’s financial condition through the third quarter. The General Fund balance is \$1,809,666.95. The General Fund also has \$531,000.00 invested in certificates of deposit. The Water and Sewer Fund balance is \$1,068,564.71. The total fund balance is \$4,190,581.02.

D. Receive a Report on the City’s Debt Obligations.

The City Manager gave a brief explanation of the City’s debt obligations. The General fund has a total debt obligation of \$508,376.00 which is the Municipal Swimming Pool and Spray Park and is paid by the Community Development Corporation. The Water and Sewer Fund has \$3,577,506.50 in total debt obligation of which \$2,880,799.00 is the Series 2014 Refunding Bond which is the refunding of the Series 2005 Certificates used for the construction of the Highway 287 Water Line. \$696,707.50 is the Series 2014 Taxable Bond which is being used for the construction of the wastewater reuse improvements and will be paid by the Economic Development Corporation.

E. Receive a Report on City’s Vehicles and Heavy Equipment and a Proposed Five-Year Acquisition Plan.

The staff has put together a proposal to start replacing the City’s aging vehicles and equipment. The proposal would use \$153,000.00 from the current fiscal year to purchase/replace a backhoe, three trucks and a utility vehicle. Another \$50,000.00 would be allocated from the current fiscal year to use in fiscal year 2016/2017 as matching funds to acquire a fire engine and lease three police cruisers over three years to help spread out the costs. It was the consensus of the Council to proceed with the five-year acquisition plan.

AGENDA ITEM NO. 10: Executive Session.

A. Pursuant to Texas Government Code, Section 551.072 of the Texas Open Meetings Act for the Purpose of Deliberations About Real Property and More Specifically Defined as Follows:

1. To Discuss and Consider Alternative for Office Space for the Economic Development Office.

The Council entered into executive session at 8:04 p.m.

The Council reconvened in open session at 8:23 p.m.

- (i) Action as a Result of Executive Session.

The Mayor announced there would be no action taken.

The meeting adjourned at 8:24 p.m.

PASSED, APPROVED AND ADOPTED this 8th day of August, 2016.

Mayor Ray Schultz

ATTEST:

City Secretary Janice Newman