

MINUTES OF THE REGULAR CITY COUNCIL MEETING

September 12, 2022

MEMBERS PRESENT: Mayor Pro tem Lori Shierry
Councilman Randall Barker
Councilwomen Sherrie Williams and Stephanie Wooten

MEMBERS ABSENT: Mayor Ray Schultz
Councilman Jeff Pogatshnik

PERSONNEL: Jerry Flemming, City Manager
Mike McCarty, Public Works Director
Jason Griffin, Parks and Recreation Director
Steve Davis, Police Chief
David Owen, Economic Development Director
Amie Schultz, Library Director
Becky Ferguson, Director of Finance
Greg Polly, Code Enforcement Officer
James Horn, Water/Wastewater Maintenance Supervisor
Sven Herrmann, Acting Streets and Drainage Foreman
Keyton Koch, Laborer
Janice Newman, City Secretary

VISITORS: Steven Parkey Steve Smith
Heather Langford

AGENDA ITEM NO. 1: Call to Order.

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

AGENDA ITEM NO. 2: Invocation.

The City Administrator 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.

No individuals registered to participate in the citizens' input.

AGENDA ITEM NO. 5: General Consent.

- A. Acceptance and Approval of the Minutes of the Regular City Council Meeting of August 22, 2022.
- B. Acceptance and Approval of the Minutes of the Regular Community Development Corporation's Board of Directors' Meeting of August 23, 2022.

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

AGENDA ITEM NO. 6: Public Hearing.

- A. A Public Hearing to Discuss and Consider the City of Iowa Park's Operating Budget for Fiscal Year 2022/2023.

The public hearing opened at 7:02 p.m. The City Manager briefed the Council on the proposed budget which included \$4,824,670.00 in revenues and expenditures in the General Fund and \$4,386,730.00 in revenues and expenditures in the Water and Sewer Fund. The public hearing closed at 7:05 p.m.

- B. A Public Hearing to Discuss and Consider a Proposal to Increase Total Tax Revenue From Properties on the Certified Tax Rolls.

The public hearing opened at 7:05 p.m. This is the first of two public hearings to consider the proposal to increase total tax revenue. The proposed General Fund budget is based on a \$0.72 per \$100.00 valuation. Of that, \$0.0512/\$100 is required for the debt obligation. The second public hearing is scheduled for Monday, September 26, 2022 at 7:00 p.m. The public hearing closed at 7:08 p.m.

AGENDA ITEM NO. 7: Resolution.

- A. A Resolution of the City Council of the City of Iowa Park, Texas Designating the Electra Star News as the Official Newspaper for the City of Iowa Park as Provided by State Law.

Councilwoman Williams pointed out the designation of the official newspaper is required by the City's Home Rule Charter, not State law. Staff will make correction to the resolution. Motion was made by Councilwoman Williams and seconded by Councilman Barker approving and adopting Resolution Number 22-13 designating the Electra Star News as the official newspaper for the City of Iowa Park as provided by the Home Rule Charter. Motion carried with three ayes. (Unanimous)

- B. A Resolution of the City Council of the City of Iowa Park, Texas Accepting and Adopting the Iowa Park Economic Development Corporation's Operating Budget for Fiscal Year 2022/2023.

The Economic Development Corporation's operating budget contains \$263,000.00 in revenues and expenditures. Motion was made by Councilwoman Williams and seconded by Councilwoman Wooten approving and adopting Resolution Number 22-14 accepting and adopting the Iowa Park Economic Development Corporation's operating budget for fiscal year 2022/2023. Motion carried with three ayes. (Unanimous)

- C. A Resolution of the City Council of the City of Iowa Par, Texas Accepting and Adopting the Iowa Park Community Development Corporation's Operating Budget for Fiscal Year 2022/2023.

The Community Development Corporation's operating budget contains \$258,000.00 in revenues and expenditures. Motion was made by Councilman Barker and seconded by Councilwoman Williams approving and adopting Resolution Number 22-15 accepting and adopting the Iowa Park Community Development Corporation's operating budget for fiscal year 2022/2023. Motion carried with three ayes. (Unanimous)

- D. A Resolution of the City Council of the City of Iowa Park, Texas Acknowledging the Intent to Annex Property and Setting a Date, Time, and Place for a Public Hearing on the Proposed Annexation of Certain Property by the City of Iowa Park, Texas and Authorizing and Directing the Mayor to Publish Notice of Such Public Hearing.

This property is owned by Mr. David Parkey. It is 1.05 acre and located just east of the Iowa Park Clinic on SE Access Road. Staff has required an access and utility easement to connect the existing easement to the US 287 right-of-way. The public hearing will be held on Monday, October 10, 2022, at the regular City Council meeting. Motion was made by Councilwoman Williams and seconded by Councilwoman Wooten approving and adopting Resolution Number 22-16 acknowledging the intent to annex property and setting a date, time, and place for a public hearing on the proposed annexation of certain property by the City of Iowa Park, Texas and authorizing and directing the Mayor to publish notice of such public hearing. Motion carried with three ayes. (Unanimous)

AGENDA ITEM NO. 8: Ordinance.

- A. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Sections A9.003(b), A9.008, A9.011, A9.12 and A9.14 of Article A9.000 in Appendix A to Increase the Fees Charged for Connection Fees, Contact Fees, Charges for Resumption of Services, Transfer of Service, Meter Verification and Accuracy Test and Drought Contingency Plan Fees.
- B. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section A9.004 and Section A9.005 of

Article A9.000 of Appendix A to Add Water Rates for Recreation Vehicles Parks.

The City Manager stated the increase in fees were due the rising cost of fuel and material. while the water rates for RV parks is a new fee. The proposed fees and rates will go into effect October 1, 2022. Motion was made by Councilwoman Williams and seconded by Councilwoman Wooten approving and adopting Ordinance Number 1361 Texas amending the Code of Ordinances at Sections A9.003(b), A9.008, A9.011, A9.12 and A9.14 of Article A9.000 in Appendix A to increase the fees charged for connection fees, contact fees, charges for resumption of services, transfer of service, meter verification and accuracy test and drought contingency plan fees and Ordinance Number 1362 amending the Code of Ordinances at Section A9.004 and Section A9.005 of Article A9.000 of Appendix A to add water rates for recreation vehicles parks. Motion carried with three ayes. (Unanimous)

- C. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Article 6.05 Updating the City's Lodging Establishments Article in the Health and Sanitation Code.

Wichita Falls-Wichita County Public Health District has requested minor revision to the City's lodging establishments article. The main changes are to clarify the definition of a lodging establishment, allow for facility provided corded cooking equipment in rooms which have kitchenettes and to clarify bed bug management procedures. Motion was made by Councilwoman Wooten and seconded by Councilman Barker approving and adopting Ordinance Number 1363 amending the Code of Ordinances at Article 6.05 updating the City's lodging establishments article in the Health and Sanitation Code. Motion carried with three ayes. (Unanimous)

- D. An Ordinance of the City of Iowa Park, Texas Rescinding Ordinance Number 1360 and the Temporary Restrictions for Use of Combustible Materials in an Outdoor environment that were Enacted on July 25, 2022.

When asked, the Fire Chief stated he did not recommend rescinding the ordinance to lift the burn ban. The Mayor Pro tem called for a motion. No motion was made. No action was taken.

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

- A. Discuss and Consider Authorizing the Mayor to Execute a Grant Agreement of up to \$85,845.00 for the Tom Burnett Memorial Library Under the Priddy Foundation's Rural Library Technology Replacement/Enhancement Community Impact Program 2022.

The Library Director explained the Library has been awarded a grant to make significant improvements in its computer equipment, software and staff technical capabilities. The grant includes two public use computers, all new monitors, new projector and screen, children's computer, firewall, public Wi-Fi, security cameras, two charging stations, bar code scanner,

labeler, and printers. Motion was made by Councilwoman Williams and seconded by Councilwoman Wooten authorizing the Mayor to execute a grant agreement of up to \$85,845.00 for the Tom Burnett Memorial Library under the Priddy Foundation's Rural Library Technology Replacement/Enhancement Community Impact Program 2022. Motion carried with three ayes. (Unanimous)

B. Discuss and Consider the West Highway Truck Parking Yard Policy.

The City has been allowing parking of commercial vehicles which are not allowed to park in residential zoning districts at former Barbour Trucking yard in the 600 block of West Highway. Staff has proposed a policy addressing rules and regulations for use of the parking yard. It was noted in the policy under definitions, there was not a definition for a recreational vehicle. Staff stated that would be added. Motion was made by Councilwoman Williams and seconded by Councilman Barker approving the West Highway Truck Parking Yard Policy, with the added definition of a recreational vehicle. Motion carried with three ayes. (Unanimous)

C. Discuss and Consider Invitation to Bid on Swimming Pool Deck Extension Project.

The Parks and Recreation Director explained that at the pre-season inspection performed by the Health Department, it was noted two new regulations would be required for the 2023 swim season. The first one is a replacing the two-inch delineator with a four-inch delineator. This is the tile strip that separates the shallow end from the deep end of the pool and will cost \$3,700.00. The other regulation calls for four feet of concrete behind each water feature. There is currently a ten-foot deck around the pool, but the area around the two slides have less than the required four feet. To add concrete around the two slides would cost approximately \$20,000.00. There has previously been discussion of adding an additional six-foot decking around three sides of the pool, which is estimated to cost \$50,000.00. It was noted the area behind the diving boards meets regulations. The Community Development Corporation has allocated up to \$60,000.00 for the improvements. Since this is over \$50,000.00, the City must solicit bids. Bid opening date is set for October 19, 2022. Motion was made by Councilman Barker and seconded by Councilwoman Wooten authorizing the invitation to bid on the Swimming pool Deck Extension Project. Motion carried with three ayes. (Unanimous)

D. Discuss and Consider the Iowa Park Police Department's General Order No. 102.007 Pertaining to TCIC Policy and Guidelines.

The Chief of Police stated that at their last audit, it was recommended their TCIC policy be updated. Motion was made by Councilwoman Wooten and seconded by Councilwoman Williams accepting and approving the Iowa Park Police Department's General Order No. 102.007 pertaining to TCIC Policy and Guidelines. Motion carried with three ayes. (Unanimous)

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

As of September 2, 2022, there were eight active cases in the 76367-zip code.

The meeting adjourned at 7:43 p.m.

PASSED, APPROVED AND ADOPTED this 26th day of September, 2022.

Mayor Ray Schultz

ATTEST:

City Secretary Janice Newman