

MINUTES OF THE REGULAR CITY COUNCIL MEETING

September 28, 2020

MEMBERS PRESENT: Mayor Ray Schultz
Mayor Pro tem Sherrie Williams (via Zoom)
Councilwomen Kelly Ewing and Lori Shierry
Councilmen Andy Payne and Brad Wynn

PERSONNEL: Jerry Flemming, City Manager
David Sherrill, Public Works Director
Steve Davis, Chief of Police
David Owen, Economic Development Director
Jason Griffin, Parks and Recreation Director
Amie Schultz, Library Director
Becky Ferguson, Director of Finance
Janice Newman, City Secretary

VISITORS: Dolores Hamilton LaVonda McLemore
Michael Baker Andrew C Hambright II

AGENDA ITEM NO. 1: Call to Order.

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

AGENDA ITEM NO. 2: Invocation.

The Mayor gave the invocation.

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

No individuals registered to participate in the citizens' input.

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 September 14, 2020.
- B. Acceptance and Approval of the Minutes of the Regular Community Development Corporation's Board of Directors' Meeting of August 25, 2020.

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

AGENDA ITEM NO. 6: Public Hearing.

- A. A Public Hearing to Consider an Ordinance of the City of Iowa Park, Texas Accepting and Approving the Final Plat of Lots 1-11, Block 1 of the Hawk Place Subdivision, an 84.72 Acre Tract Out of Section 26, Tarrant County School Lands, Wichita County, Texas.

AGENDA ITEM NO. 7: Resolution.

A. A Resolution of the City of Iowa Park, Texas Acknowledging the Intent to Annex Property.

This property is within the City's extraterritorial jurisdiction and adjacent to the city limits. It is located just south of the railroad and east on South Bell Road. The proposed subdivision will have eleven residential lots ranging in size from 5.5 to 12 acres with frontage on South Bell Road.

(i) Action as a Result of Public Hearing.

Motion was made by Councilman Payne and seconded by Councilwoman Ewing adopting Ordinance Number 1296 accepting and approving the final plat of Lots 1-11, Block 1 of the Hawk Place Subdivision, an 84.72 acre tract out of Section 26, Tarrant County School Lands, Wichita County, Texas and Resolution Number 20-23 acknowledging the intent to annex property. Motion carried with five ayes. (Unanimous)

B. A Resolution of the City Council of the City of Iowa Park, Texas Adopting the Operations Budgets for the General Fund and Water and Sewer Fund for Fiscal Year 2020/2021.

The City Manager stated the General Fund has a budget of \$4,146,420.00, which includes a three percent pay increase for all employees, a twelfth police officer, turning a part-time parks laborer into a full-time position, a new police cruiser and a grass fire truck. The Water and Sewer fund has a proposed budget of \$4,075,810.00. Mr. Michael Baker and Ms. LaVonda McLemore voiced their concern over the timing of a pay increase and the proposed tax rate. Motion was made by Councilman Payne and seconded by Councilwoman Ewing approving and adopting Resolution Number 20-24 approving the proposed General Fund operating budget in the amount of \$4,146,420.00 and the proposed Utility Fund operating budget in the amount of \$4,075,810.00 for the fiscal year beginning October 1, 2020 and ending September 20, 2021.. Motion carried with five ayes. (Unanimous)

C. A Resolution of the City Council of the City of Iowa Park, Texas Establishing an Ad Valorem Tax Rate for the Year 2020 on all Property Situated Within the City Limits of Iowa Park, Texas on January 1, 2020.

The approved General Fund budget is based off of a \$0.75 per \$100.00 valuation. The revenues raised from new construction is \$15,894.00. The Motion was made by Councilwoman Williams and seconded by Councilwoman Shierry that the property tax rate be increased by the adoption of a tax rate of \$0.7500 per \$100.00, which is effectively a 3.75 percent increase in the tax rate. Councilwoman Williams stated just to be clear, the actual tax rate is going down by one cent. The increase revenue of \$58,477.00 is due to property appraisal value, not due to an increase in property tax rate. Motion carried with five ayes. (Unanimous)

D. 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 2020/2021.

E. A Resolution of the City Council of the City of Iowa Park, Texas Accepting and Adopting the Iowa Park Community Development Corporation's Operating Budget for Fiscal Year 2020/2021.

The Economic Development Corporation's budget contains revenues and expenditures of \$247,000.00 each. The Community Development Corporation's budget contains revenues and expenditures of \$224,000.00 each. Motion was made by Councilwoman Williams and seconded by Councilman Payne approving and adopting Resolution Number 20-26 accepting and adopting the Iowa Park Economic Development Corporation's operating budget for fiscal year 2020/2021 and Resolution Number 20-27 accepting and adopting the Iowa Park Community Development Corporation's operating budget for fiscal year 2020/2021. Motion carried with five ayes. (Unanimous)

- F. A Resolution of the City Council of the City of Iowa Park, Texas Authorizing and Approving the Write-Off of Bad Debts.

The fiscal year 2019/2020 utility billing write-off is \$5,274.56. Motion was made by Councilman Payne and seconded by Councilwoman Ewing approving and adopting Resolution Number 20-28 authorizing and approving the write-off of bad debts. Motion carried with five ayes. (Unanimous)

- G. A Resolution of the City Council of the City of Iowa Park, Texas, Endorsing, Encouraging, and Supporting the State and Federal Permitting Actions Required for the Proposed Lake Ringgold Reservoir Project to be Located In Clay County, Texas, and Requesting the City of Wichita Falls, Texas, to Undertake the Permitting and Future Construction of Lake Ringgold.

The City Manager explained the City of Wichita Falls is continuing with the permitting of the Lake Ringgold Reservoir Project through the State and Federal regulatory agencies and has requested resolutions of support from the governing bodies of its wholesale customers. Motion was made by Councilwoman Shierry and seconded by Councilwoman Williams approving and adopting Resolution Number 20-29 endorsing, encouraging, and supporting the State and Federal permitting actions required for the proposed Lake Ringgold Reservoir Project to be located in Clay County, Texas, and requesting the City of Wichita Falls, Texas, to undertake the permitting and future construction of Lake Ringgold. Motion carried with five ayes. (Unanimous)

AGENDA ITEM NO. 8: Ordinance.

- A. An Ordinance of the City Council of the City of Iowa Park, Texas Amending the Code of Ordinances by Adding Article 12.06.001 Golf Carts and Off Highway Vehicles and by Adding Article A12.000 Traffic and Vehicles Related Fees; Regulating the Operation of Golf Carts and Off Highway Vehicles Within the City Limits of Iowa Park; Repealing of All Portions of the Code of Ordinances in Conflict; Providing for Published Notice; Providing an Open Meetings Clause; and Providing for Related Matters.

This ordinance allows golf carts and off highway vehicles to operate on city streets at night and allows them to cross highway streets. Motion was made by Councilman Payne and seconded by Councilwoman Ewing approving and adopting Ordinance Number 1297 amending the Code of Ordinances by adding Article 12.06.001 golf carts and off highway vehicles and by adding Article A12.000 traffic and vehicles related fees; regulating the operation of golf carts and off highway vehicles within the city limits of Iowa Park; repealing of all portions of the Code of Ordinances in conflict; providing for published notice; providing an open meetings clause; and providing for related matters. Motion carried with five ayes. (Unanimous)

- B. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section A3.001 of Article A3.000 in Appendix A to Modify the Method Used to Calculate Building Permits and Inspection Fees.
- C. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section A3.002 of Article A3.000 in Appendix A to Increase the Fees Charged for Electric Permits and Inspection Fees.
- D. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section A3.003 of Article A3.000 in Appendix A to Increase the Fees Charged for Mechanical Permits and Inspections Fees.
- E. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section A3.004 of Article A3.000 in

Appendix A to Increase the Fees Charged for Certain Plumbing Permits and Inspection Fees.

- F. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section A3.006 of Article A3.000 in Appendix A to Increase the Permit Fees Charged for the Installation of Signs Adjacent to Highways.
- G. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section A3.007 of Article A3.000 in Appendix A to Increase the Fee Charged for Building Contractor Licensing.
- H. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section A3.009 of Article A3.000 in Appendix A to Increase the Permit Fees Charged for Utility Construction.
- I. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section A4.001 of Article A4.000 in Appendix A to Increase Permit Fees for Peddlers and Solicitors.
- J. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section A4.002 of Article A4.000 in Appendix A to Increase the Permit Fees Charged for Short-Term or Seasonal Business.
- K. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section A4.003 of Article A4.000 in Appendix A to Increase Licensing Fees Charged for the Operation of a Junkyard.
- L. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section A5.001 through A5.004 of Article A5.000 in Appendix A to Increase the Permit Fees and Service Fees Charged for Alarm Systems.

Motion was made by Councilwoman Williams and seconded by Councilwoman Ewing approving and adopting Ordinance Numbers 1298 concerning building permits fees; 1299 - electrical permit fees; 1300 – mechanical permits fees; 1301 – plumbing permit fees; 1302 – signs adjacent to highways fees; 1303 – building contractor licensing fee; 1304 – utility construction permit fees; 1305 – peddlers and solicitors permit fees; 1306 – short term or seasonal business permit fees; 1307 – junkyard licensing fees; and 1308 – alarm systems permit and service fees. Motion carried with five ayes. (Unanimous)

- M. 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 in Appendix A to Implement Rate Changes for Water Services for All Municipal Utility Customers.

The City of Wichita Falls completed their annual Wholesale Water Cost of Service and Rate Study as required by the Wholesale Water Purchase Contract and are increasing the water rates by approximately 4.6 percent effective October 1, 2020. Motion was made by Councilwoman Ewing and seconded by Councilman Payne approving and adopting Ordinance Number 1309 amending the Code of Ordinances at Section A9.004 and Section A9.005 of Article A9.000 in Appendix A to implement rate changes for water services for all municipal utility customers. Motion carried with five ayes. (Unanimous)

- N. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section A9.006 (1) and (2) and Section A9.007 of Article A9000 in Appendix A to Implement Rate

Changes for Sewer Services for All Municipal Utility Customers.

This is a \$0.50 increase to the base rate per month for customers inside the city limits and a \$1.00 increase per month to the base rate for customers outside the city limits. This proposed increase is for ongoing wastewater infrastructure improvements. Motion was made by Councilwoman Williams and seconded by Councilwoman Ewing approving and adopting Ordinance Number 1310 amending the Code of Ordinances at Section A9.006 (1) and (2) and Section A9.007 of Article A9000 in Appendix A to implement rate changes for sewer services for all municipal utility customers. Motion carried with five ayes. (Unanimous)

- O. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Section A9.010 of Article A9.000 in Appendix A to Implement Rate Changes for Bulk Water Sales.

This increase is based on the annual Wholesale Water Cost of Service and Rate Study and to cover the cost of manpower to fill bulk water tanks. Motion was made by Councilwoman Shierry and seconded by Councilman Payne approving and adopting Ordinance Number 1311 amending the Code of Ordinances at Section A9.010 of Article A9.000 in Appendix A to implement rate changes for bulk water sales. Motion carried with five ayes. (Unanimous)

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

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

On March 20, 2020, the Mayor declared a local state of disaster and on March 23, 2020, the Council voted to extend the declaration until further notice. Currently there is one employee out on Covid-19 related leave and is expected to be release tomorrow. City Hall lobby remains closed. Staff does recommend that the declaration remain in effect as long as the State remains in it.

The meeting adjourned at 7:48 p.m.

PASSED, APPROVED AND ADOPTED this 12th day of October, 2020.

Mayor Ray Schultz

ATTEST:

City Secretary Janice Newman