

City of Wichita Falls City Council Agenda



Stephen Santellana, Mayor
Bobby Whiteley, Mayor Pro Tem/At Large
Michael Smith, District 1
Larry Nelson, District 2
Jeff Browning, District 3
Tim Brewer, District 4
Steve Jackson, District 5



Darron Leiker, City Manager
Kinley Heggland, City Attorney
Marie Balthrop, City Clerk

Notice Of Regular Meeting Of The Mayor And City Council Of The City Of Wichita Falls, Texas, To Be Held In The City Council Chambers, Memorial Auditorium, 1300 Seventh Street, Tuesday, January 4, 2022, Beginning At 8:30 A.M.

This meeting can be accessed and viewed at the following locations:

- 1. The video may be livestreamed on the City's YouTube page (<https://www.youtube.com/cityofwf>)**
- 2. A livestream will be shown on the Spectrum/Time Warner Cable Channel 1300**
- 3. A livestream will be shown on the City's Facebook page (City of Wichita Falls, Texas Government) (<https://www.facebook.com/CityofWF>)**
- 4. A video of the meeting will be posted on the City's YouTube page (<https://www.youtube.com/cityofwf>)**

Item #

- 1. Call to Order**
- 2. (a) Invocation: Pastor Tim Puckett
Heritage Church**
(b) Pledge of Allegiance
- 3. Presentations**
 - (a) Employee of the Month – Corey LaPlante, Police Department**
 - (b) Proclamation – Eagle Scout Day, Northwest Texas Council Boy Scouts of America**

CONSENT AGENDA

4. Approval of minutes of the December 21, 2021 Regular Meeting of the Mayor and City Council.
5. Receive Minutes
 - (a) Animal Shelter Advisory Committee, July 7, 2021

REGULAR AGENDA

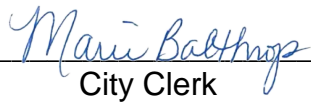
6. Ordinances
 - (a) Ordinance appropriating \$3,278.50 of grant funds pursuant to the FY 2021 Patrick Leahy Bulletproof Vest Partnership Grant, appropriating said funds to the Special Revenue Fund, and authorizing the City Manager to execute all documents necessary to accept and share said funds.
7. Resolutions
 - (a) Resolution amending the bid for the purchase of a 5-yard dump truck and two crew trucks to Lonestar Truck Group in the amount of \$7,800.00.
 - (b) Resolution amending the bid for the purchase of thirteen fire apparatus and loose equipment to Siddons-Martin Emergency Group, LLC through The Buyboard Purchasing Cooperative in the amount of \$2,110.74.
8. Other Council Matters
 - (a) Announcements concerning items of community interest from members of the City Council. No action will be taken or discussed.
9. Comments from the public to members of the city council concerning items that are not on the city council agenda. People wishing to address the council should sign up prior to the start of the meeting. A three-minute time frame will be adhered to for those addressing their concerns. Since comments from citizens are not posted agenda items, the City Council is prohibited from deliberating or taking any action, other than a proposal to place the item on a future agenda. Staff may provide factual statements in response to inquiries or recite existing policy.
10. Adjourn

Spanish language interpreters, deaf interpreters, Braille copies or any other special needs will be provided to any person requesting a special service with at least 24 hours' notice. Please call the City Clerk's Office at 761-7409.

Every item on this agenda shall be considered a public hearing. Regardless of the agenda heading under which any item is listed, any word or phrase of any item listed on this agenda shall be considered a subject for consideration for purposes of the Texas Open Meetings Act and other relevant law, and City Council may deliberate and vote upon any such subject and resolutions related thereto. Resolutions, ordinances, and other actions concerning any word, phrase, or other subject may be voted upon, regardless of any language of limitation found in this agenda or any document referring to such action. Any penal ordinance, development regulation or charter provision of the City of Wichita Falls or item which is funded by the current or next proposed City of Wichita Falls budget, including, without limitation, any street, water pipe, sewer, drainage structure, department, employee, contract or real property interest of the City of Wichita Falls, may be discussed and deliberated, and the subject is hereby defined as such without further notice. Any item on this agenda may be discussed in executive session if authorized by Texas law regardless of whether any item is listed under "Executive Sessions" of this agenda, regardless of any past or current practice of the City Council. Executive sessions described generally hereunder may include consideration of any item otherwise listed on the agenda plus any subject specified in the executive session notice. Executive sessions described generally hereunder are closed meetings, may include consideration of any item otherwise listed on the agenda plus any subject specified in the executive session notice, and may include items under Texas Government Code Sections 551.071, 551.072, 551.073, 551.074, 551.076, 551.084, and/or 551.087.

CERTIFICATION

I certify that the above notice of meeting was posted on the bulletin board at Memorial Auditorium, Wichita Falls, Texas on the 29th day of December, 2021 at 4:00 o'clock p.m.



City Clerk

CITY COUNCIL AGENDA
January 4, 2022

ITEM/SUBJECT: Employee of the month.

INITIATING DEPT: Police

COMMENTARY: Presentation of the Employee of the Month Award (plaque, letter of appreciation, dinner for two and check for \$100) to Corey LaPlante.

☒ Director of Human Resources

ASSOCIATED INFORMATION: Narrative

☐ Budget Office Review:

☒ City Attorney Review:

☒ City Manager Approval

**Employee of the Month
January 2022**

Name: Corey LaPlante

Department: Police

Hired: October 13, 2008

Present Position: Police Officer II (On-Site Accident Investigation)

Narrative: Officer Corey LaPlante began his police career with the WFPD on October 13, 2008. He is currently assigned to the Accident Investigation Unit as an on-site investigator. Officer LaPlante is an exceptional officer who is unafraid of challenges and who strives to complete difficult assignments to the absolute best of his ability.

Officer LaPlante was instrumental in the department's recent transition to load-bearing vests. He took on the task of contacting manufacturers, meeting with representatives, and testing equipment to ensure quality and function.

Officer LaPlante also took it upon himself to ensure the successful implementation of electronic ticket writer devices. He worked with members of the City's IT Department to test the functioning and efficiency of the ticket writers. He also produced a slide show of training manual for the devices, and then he personally ensured that all police personnel were trained in their use.

Officer LaPlante worked with the IT Department to put the Brazos accident/citation system in place. This system has greatly streamlined the accident and citation process for the WFPD. Officer LaPlante ensured that every officer and supervisor was properly trained in this system by taking numerous phone calls each day from officers, and came in early for his shifts to ensure that supervisors were trained in report approval. Officer LaPlante personally built templates for every major intersection in our city to save time for officers in the field.

Family: Married to Karea LaPlante, with whom he has two children, Elliott and Chloe.

Hobbies: When not on duty, Officer LaPlante enjoys spending time with his family, woodworking, and tending to his flock of backyard chickens.

Closing: Officer LaPlante is a standout officer well worthy of being named Employee of the Month. His accomplishments do not end at those discussed today: his dedication to his work, his teammates, and the citizens of Wichita Falls is unmatched.



City of Wichita Falls
City Council Meeting
Minutes
December 21, 2021



Item 1 - Call to Order

The City Council of the City of Wichita Falls, Texas met in regular session on the above date in the Council Chambers of the Memorial Auditorium Building at 8:30 o'clock a.m., with the following members present.

Stephen L. Santellana	-	Mayor
Bobby Whiteley	-	Mayor Pro Tem/At-Large
Tim Brewer	-	Councilors
Jeff Browning	-	
Steve Jackson	-	
Larry Nelson	-	
Michael Smith	-	
Darron Leiker	-	City Manager
Kinley Heggland	-	City Attorney
Marie Balthrop	-	City Clerk

Mayor Santellana called the meeting to order at 8:30 a.m.

Item 2a – Invocation

Reverend Michael Hansen, First Presbyterian Church, gave the invocation.

Item 2b – Pledge of Allegiance

Mayor Santellana led the Pledge of Allegiance.

Item 3-5 – Consent Items

8:33 a.m.

Darron Leiker, City Manager, gave a briefing on the items listed under the Consent Agenda.

Moved by Councilor Browning to approve the consent agenda.

Motion seconded by Councilor Smith and carried by the following vote:

Ayes: Mayor Santellana, Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley

Nays: None

Item 3 – Approval of Minutes of the December 7, 2021, Regular Meeting of the Mayor and City Council

Item 4a – Resolution 161-2021

Resolution authorizing the City Manager to purchase replacement firefighter turnout gear from Casco Industries, Inc. in the amount of \$65,148.00.

Item 4b – Resolution 162-2021

Resolution authorizing the purchase of a John Deere 310L Backhoe Loader for the Cemetery Division through the Sourcewell Purchasing Cooperative from Yellowhouse Machinery Co. in the amount of \$107,850.00.

Item 4c – Resolution 163-2021

Resolution authorizing the purchase of two (2) John Deere 524P Wheeled Loaders for the Street Department through the Sourcewell Purchasing Cooperative from Yellowhouse Machinery Co. in the amount of \$370,000.00.

Item 4d – Resolution 164-2021

Resolution authorizing the purchase of a John Deere 620G Motor Grader for the Street Department through the Sourcewell Purchasing Cooperative from Yellowhouse Machinery Co. in the amount of \$270,000.00.

Item 5 – Receive Minutes

- (a) Wichita Falls Park Board, October 28, 2021
- (b) Lake Wichita Revitalization Committee, November 9, 2021
- (c) Planning & Zoning Commission, November 10, 2021

(d) Landmark Commission, November 23, 2021

Item 6a – Ordinance 65-2021

8:35 a.m.

Ordinance making an appropriation to the Special Revenue Fund for HIV/STD-DIS Prevention Services grant funding in the amount of \$199,939 received from the Department of State Health Services and authorizing the City Manager to execute contract accepting same.

Moved by Councilor Brewer to approve Ordinance 65-2021.

Motion seconded by Councilor Browning and carried by the following vote:

Ayes: Mayor Santellana, Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

Item 6b – Ordinance 66-2021

8:37 a.m.

Ordinance modifying the appropriations in the Water & Sewer Fund budget for the 2021-22 fiscal year to allow for emergency repairs to the 9th Street Elevated Storage Tank and declaring an emergency.

Moved by Councilor Browning to approve Ordinance 66-2021.

Motion seconded by Councilor Smith and carried by the following vote:

Ayes: Mayor Santellana, Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

Item 6c – Ordinance 67-2021

8:42 a.m.

Ordinance authorizing the carry-forward of capital and related funds from the 2020-21 Budget to the 2021-22 budget as part of the 2020-21 fiscal year-end closing process.

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December 21, 2021

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Moved by Councilor Browning to approve Ordinance 67-2021.

Motion seconded by Councilor Brewer and carried by the following vote:

Ayes: Mayor Santellana, Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

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Item 6d – Ordinance 68-2021

8:45 a.m.

Ordinance amending Section 2 of Ordinance No. 49-2021, the fee schedule applied to Development Services operations; providing for severability; providing that such ordinance shall not be codified; and providing an effective date.

Moved by Councilor Brewer to approve Ordinance 68-2021.

Motion seconded by Councilor Smith.

Terry Floyd, Director of Development Services, discussed the proposed fee changes. It was noted that there are no automatic increases in future years, and Council will consider fees on an annual basis. This Ordinance will be effective beginning March 1, 2022, to protect bids that have already been submitted. There was a brief discussion regarding the timeline of receiving a permit, and Mr. Floyd stated that complete applications are processed relatively quickly.

Michael Grassi, #7 Amber Valley, Government Affairs Liaison for the Texas Homebuilders Association, addressed the Council and stated that the association is not in favor of the proposed increase. He expressed concerns over the lack of continued discussion regarding these fees since they were last presented in November, comparisons made to other cities, problems with these comparisons, costs associated with issuing permits, and case law that requires permit fees to be revenue-neutral. He also asked if the costs to provide services are relevant to the permit fee increases. Mr. Grassi stated that the number of permits issued for new homes is down, but the staffing levels had not decreased from 2006 levels when new home permits were up substantially. They are not opposed to an increase, but they want to ensure the fees are appropriate and revenue-neutral.

There was a lengthy discussion regarding several issues including, fees being revenue-neutral, stakeholders' meeting discussions, fees not being reviewed since 2010, the cost to outsource permit and inspections services, comparisons with peer cities, increased cost of services due to inflation and personnel costs. Additionally, concern was expressed

over the amount of time that stakeholders and the Council have had to review the proposed changes.

Councilor Smith called for a vote.

Motion seconded by Councilor Browning and the motion to call for a vote carried by the following vote:

Ayes: Mayor Santellana, Councilors Brewer, Browning, Nelson, Smith, and Whiteley.

Nays: Councilor Jackson.

The main motion carried by the following vote:

Ayes: Mayor Santellana, Councilors Brewer, Browning, and Smith

Nays: Councilors Jackson, Nelson, and Whiteley

(Although the electronic voting system showed Councilor Smith as a Nay and Councilor Nelson as an Aye, it was confirmed after the meeting that the equipment was programmed incorrectly with Councilor Nelson's vote showing under Councilor Smith and vice versa. The vote, as stated above, is correct. All votes were unanimous before and after this item, so no other votes were affected).

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Item 7a – Resolution 165-2021

9:37 a.m.

Resolution approving the transfer of various aged receivable accounts to dormant status as part of the City's fiscal year-end closing process.

Moved by Councilor Brewer to approve Resolution 165-2021.

Motion seconded by Councilor Browning and carried by the following vote:

Ayes: Mayor Santellana, Councilors Brewer, Nelson, Jackson, Smith, and Whiteley

Nays: None

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Item 7b – Resolution 166-2021

9:40 a.m.

Resolution authorizing the City Manager to execute Professional Services Agreement with Biggs & Mathews, Inc. for engineering services for the 9th Street Elevated Water Storage Tank Replacement in the amount of \$525,000.00.

Moved by Councilor Brewer to approve Resolution 166-2021.

Motion seconded by Councilor Browning and carried by the following vote:

Ayes: Mayor Santellana, Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley

Nays: None

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Item 7c – Resolution 167-2021

9:43 a.m.

Resolution authorizing the City Manager to reject bids for a Trailer-Mounted Tier 3 Portable Generator.

Moved by Councilor Browning to approve Resolution 167-2021.

Motion seconded by Councilor Whiteley and carried by the following vote:

Ayes: Mayor Santellana, Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley

Nays: None

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Item 7d – Resolution 168-2021

9:45 a.m.

Resolution authorizing the purchase of a Bulk Refuse Collection Truck for the Sanitation Collection Division through the Houston-Galveston Area Council (H-GAC) Purchasing Cooperative from Bruckner Truck Sales, Inc. in the amount of \$182,577.00.

Moved by Councilor Brewer to approve Resolution 168-2021.

Motion seconded by Councilor Browning.

Hayden Hansen, 6907 Seymour Hwy, asked how many units are in service and stated that two units are in service.

Motion carried by the following vote:

Ayes: Mayor Santellana, Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley

Nays: None

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Item 7e – Resolution 169-2021

9:48 a.m.

Resolution authorizing the purchase of a 15-Yard Dump Truck for the Street Department through the Houston-Galveston Area Council (H-GAC) Purchasing Cooperative from Bruckner Truck Sales, Inc. in the amount of \$170,442.00.

Moved by Councilor Browning to approve Resolution 169-2021.

Motion seconded by Councilor Smith and carried by the following vote:

Ayes: Mayor Santellana, Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

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Item 8a – Staff Report – Solid Waste Presentation, Russell Schreiber

9:51a.m.

Russell Schreiber, Director of Public Works, gave a presentation regarding commercial solid waste collection services. Per City Charter Section 148, the City is the sole provider of solid waste collection services inside city limits. The City provides this service at cost and expends hundreds of millions of dollars to do so. The City has historically allowed third-party services for temporary roll-offs for construction/demo waste, compactors, and industrial hazardous wastes, even though this is not explicitly identified in the Ordinance. After reviewing commercial accounts, staff found several accounts that are receiving illegal roll-off services and that third-party services have infiltrated solid waste services, eroding City revenues. Conservatively, the City would have received approximately \$100,000 in revenue for the 31 illegal third-party containers, which could have reduced the previous 6% rate increase. Staff has contacted the 31 customers and informed them of the requirement for city-provided services. Staff also had a meeting with third-party companies, and they did not want to comply. Staff investigation found that city solid waste services will cost customers significantly less than the amount they are currently paying. Mr. Schreiber compared roll-off services in other cities which have varying options. He proposed the following options:

Options I and II would both bring the City back into compliance with TCEQ and EPA regulations, help protect the City's commercial revenue, and reduce future rate increases. These options would require the City to purchase additional equipment and acquire additional staff.

Option II adds a third-party franchise fee, which would ensure compliance and help cover the cost of wear and tear on the street system. The additional revenue generated will go towards significant capital improvements needed over the next several years.

Options III and IV would allow roll-off services to continue through third-party companies, which has been a convenience to some commercial customers. Still, they would dramatically erode commercial revenue, require frequent rate increases, and violate TCEQ and EPA regulations.

Staff strongly recommends Option II as it requires franchise fees for third-parties, ensuring compliance, protecting revenues, and generating revenue for future capital improvements. Start-up costs of approximately \$600,000 would be needed for additional equipment and staff. This amount is available in fund balance, and services would be operational in 4-6 months.

Councilor Whiteley stated that almost every slide included TCEQ regulations and asked about the possibility of fines. Mr. Schreiber noted that there could be fines imposed on the City for TCEQ violations.

Councilor Nelson asked if we would have enough land to store the additional equipment.

Councilor Brewer asked about no profit being made for providing this service. Mr. Leiker discussed how Water, Sewer, and Solid Waste are all operated as Enterprise funds and only generate enough revenue to cover the cost of services, including equipment replacement.

Councilor Browning asked for ample time for Council to review the options. Mr. Schreiber stated that this Ordinance may be ready in late February and asked Council for feedback on the proposed options.

Mayor Santellana agreed with Option II.

Mr. Schreiber explained why the City pays a 6% fee from Solid Waste to Streets, which covers the costs of damages caused by City trucks. Currently, third-party providers are not paying the separate franchise fees to cover this cost, which is unfair to taxpayers.

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Item 8b – Announcements concerning items of community interest from members of the City Council. No action will be taken or discussed.

10:24a.m.

Councilor Jackson wished everyone a Merry Christmas and Happy New Year and prays that this new year is better than the last.

Councilor Brewer asked Lou Kreidler about the pet situation. Ms. Kreidler stated that they had a Home for the Holidays event, but there are no other giveaways over the holiday season.

Councilor Smith discussed a headline in the Fort Worth paper regarding climate change and cold weather. He asked Council to think of any questions they may have or concerns for the City Manager and Director of Public Works to address possible weather scenarios.

Councilor Browning wished everyone a Merry Christmas and Happy New Year.

Councilor Whiteley gave kudos to Downtown Development for the City Lights Parade. Last week he accepted a gift from the Daughters of the American Revolution, and he congratulated staff regarding the Vietnam Memorial statue at Lake Wichita. He wished everyone a Merry Christmas.

Councilor Nelson thanked everyone for attending, wished everyone a Merry Christmas, stated Russell did a great job today, and he enjoyed the parade. He wished everyone a Happy New Year.

Mayor Santellana discussed the revealing of the WFTX sign at Park Central, and he congratulated Jana Schmader and her staff for this project and the parade. He expressed his pride in the Hirschi Huskies for their successful season and other area teams. The City is wrapping up a busy year and going into an eventful new year with the hotel project. He expressed his gratitude to the staff for all they have accomplished this year and hopes that citizens recognize they are good stewards. He wished everyone a Merry Christmas.

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Item 9 – Comments from the Public to Members of the City Council Concerning Items That Are Not on the City Council Agenda

9:49 a.m.

Kerry Wylie, 6907 Seymour Highway, On-Site Solutions, stated that their intent was not to be illegal, but that they are efficient, safe, tarp their loads, and in 6 ½ years of business, they have paid the landfill over \$2 million. He asked that the City work with the third-party providers to continue their services.

Hayden Hansen, 6907 Seymour Highway, On-Site Solutions, discussed the private solid waste meeting and statements regarding illegal services. There were some discrepancies in the information they were provided at the meeting and what had been discussed today. He discussed TCEQ regulations and asked how the City regulates the

CITY COUNCIL MINUTES

December 21, 2021

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type of trash put in containers, and indicated there are some problems with no lids and holes in city containers. Mr. Hansen stated that they are willing to work with and help the City, and they would like to be included in the decision. He also does not want to see every roll-off provider out of service.

Shawn McCullar, 7001 Jacksboro Highway, Wichita Waste Management, stated that all of the companies work together to provide a service to the City.

He explained that these businesses were built over the last 20 years, and the City has continued to allow the roll-off trash service, but now the City wants to enforce regulations that will decrease his business revenue. Mr. McCullar discussed additional costs to the City if these third-party companies are not allowed to provide services and possible revenue lost to the City if changes are made. He also proposed the Ordinance state that all waste collected in the City limits must be taken to the City landfill. He explained that both the City and the companies are in the wrong under the current ordinance. Mr. McCullar noted businesses that the City could not handle but third-parties can. If the City takes away the core business and shuts down roll-offs, it will have to start hauling the industrial waste.

Tanner Wachsmen, 5689 Black Stone Drive, President of North Texas Home Builders Association, discussed how this ordinance change would directly impact contractors. He explained that there would be an increase in service requirements from the City should they take over all roll-offs. He discussed increased wait times and problems with processing the requests for pickup if the City were to assume the service. Mr. Wachsmen asked that they postpone any changes as there is currently discussion in the Texas Supreme Court regarding how franchise fees are collected. He also requested that the City hold additional meetings with stakeholders to determine how this could impact the community and housing affordability.

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Item 10 – Executive Session

10:46 a.m.

City Council adjourned into Executive Session at 10:46 a.m. in accordance with Texas Government Code §551.074.

Mayor Santellana left the meeting at 10:46 a.m.

City Council reconvened at 11:04 a.m.

Mayor Pro Tem Whiteley reconvened in open session and announced that no votes or polls were taken.

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Item 11 – Appointments to Boards and Commissions

Moved by Councilor Smith to make the following appointments to the **Airport Board of Adjustments**:

Place 4 – reappoint Lawrence Cutrone, term to expire 12/31/2023

Place 5 – reappoint Debra Carr, term to expire 12/31/2023

Place 6 – reappoint Mark McBurnett, term to expire 12/31/2023

Motion seconded by Councilor Brewer and carried by the following vote:

Ayes: Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

Moved by Councilor Smith to make the following appointment to the **Animal Shelter Advisory Committee**:

Place 4 – Amber Browning, term to expire 12/31/2023

Motion seconded by Councilor Brewer and carried by the following vote:

Ayes: Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

Moved by Councilor Smith to make the following appointments to the **Emergency Medical Services Advisory Board**:

Place 6 – reappoint John Hilmi, MD, waiver of term limit, term to expire 12/31/2023

Place 7 – reappoint Nancy Berend, waiver of term limit, term to expire 12/31/2023

Motion seconded by Councilor Browning and carried by the following vote:

Ayes: Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

Moved by Councilor Smith to make the following appointment to the **Lake Wichita Revitalization Committee**:

Place 11 – Rick Hernandez, term to expire 07/31/2027

Motion seconded by Councilor Brewer and carried by the following vote:

Ayes: Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

Moved by Councilor Smith to make the following appointments to the **Landmark Commission**:

Place 1 – reappoint Andy Lee, waiver of term limit, term to expire 12/31/2024

Place 6 – reappoint Marcela Medellin, term to expire 12/31/2024

Place 7 – reappoint Christy Graham, waiver of term limit, term to expire 12/31/2024

Place 8 – reappoint Nadine McKown, term to expire 12/31/2024

Motion seconded by Councilor Brewer and carried by the following vote:

Ayes: Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

Moved by Councilor Smith to make the following appointments to the **Park Board**:

Place 2 – reappoint Patrick Hearn, term to expire 12/31/2024

Place 4 – reappoint Sandy Fleming, waiver of term limit, term to expire 12/31/2024

Place 5 – reappoint Jim Heiman, waiver of term limit, term to expire 12/31/2024

Place 7 – Dorcas Chasteen, term to expire 12/31/2024

Motion seconded by Councilor Brewer and carried by the following vote:

Ayes: Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

Moved by Councilor Smith to make the following appointments to the **Planning and Zoning Commission**:

Place 2 – reappoint Blake Haney, term to expire 12/31/2023

Place 3 – reappoint Cayce Wendeborn, term to expire 12/31/2023

Place 4 – Move Wayne Pharries from Place 10 – Alternate, term to expire 12/31/2022

Place 5 – reappoint Noros Martin, term to expire 12/31/2023

Place 7 – reappoint Michael Grassi, term to expire 12/31/2023

Place 10 – Anthony Vidmar, term to expire 12/31/2023

Place 12 – Mark McBurnett, term to expire 12/31/2023

Motion seconded by Councilor Browning and carried by the following vote:

Ayes: Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

Moved by Councilor Smith to make the following appointments to the **Tax Increment Financing District, Reinvestment Zone #2 Board:**

Place 1 – Whitney McCullar, term to expire 12/31/2023

Place 2 – reappoint Jim Chandler, waiver of term limit, term to expire 12/31/2023

Chair for 2022 – Ben Filer

Motion seconded by Councilor Brewer and carried by the following vote:

Ayes: Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

Moved by Councilor Smith to make the following appointments to the **Tax Increment Financing District, Reinvestment Zone #3 Board:**

Place 2 – reappoint Whitney McCullar, term to expire 12/31/2023

Chair for 2022 – Kenneth Haney

Motion seconded by Councilor Brewer and carried by the following vote:

Ayes: Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

Moved by Councilor Smith to make the following appointments to the **Tax Increment Financing District, Reinvestment Zone #4 Board:**

Place 1 – reappoint Ben Filer, waiver of term limit, term to expire 12/31/2023

Place 2 – reappoint John Dickinson, waiver of term limit, term to expire 12/31/2023

Place 3 – reappoint Jeff Marion, term to expire 12/31/2023

Chair for 2022 – Ben Filer

Motion seconded by Councilor Brewer and carried by the following vote:

Ayes: Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

Moved by Councilor Smith to make the following appointments to the **Water Resources Commission:**

Place 1 – reappoint Shane FitzHenry, term to expire 12/31/2023

Place 4 – reappoint Glenn Barham, term to expire 12/31/2023

Place 5 – reappoint Roberto Huezo, term to expire 12/31/2023

Motion seconded by Councilor Browning and carried by the following vote:

Ayes: Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

Moved by Councilor Smith to make the following appointments to the **Wichita County-City of Wichita Falls Health District Board:**

Place 1 – reappoint Paris Ward, term to expire 12/31/2023

Place 3 – Jared Harlon, DVM, term to expire 12/31/2023

Place 4 – reappoint Melissa Plowman, term to expire 12/31/2023

Motion seconded by Councilor Brewer and carried by the following vote:

Ayes: Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

Moved by Councilor Smith to make the following appointments to the **Zoning Board of Adjustment:**

Place 1 – reappoint Steven Young, term to expire 12/31/2023

Place 3 – reappoint Dave Waddell, term to expire 12/31/2023

Place 4 – Move Kerry Maroney from Place 9 – Alternate 4 to Place 4, term to expire 12/31/2023

Place 5 – reappoint Tyson Traw, waiver of term limit, term to expire 12/31/2023

Place 9 Alternate 4 unexpired term – Rick Hernandez, term to expire 12/31/2022

Place 10 – reappoint Mark McBurnett, term to expire 12/31/2023

Chair for 2022-2023 – Tyson Traw

Motion seconded by Councilor Browning and carried by the following vote:

Ayes: Councilors Brewer, Browning, Jackson, Nelson, Smith, and Whiteley.

Nays: None

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Item 12 – Adjourn

Mayor Pro Tem Whiteley adjourned the meeting at 11:19 a.m.

PASSED AND APPROVED this 4th day of January 2022.

Stephen Santellana, Mayor

ATTEST:

Marie Balthrop, TRMC, MMC
City Clerk

THE ANIMAL SHELTER ADVISORY COMMITTEE (ASAC) MINUTES

July 7, 2021

Animal Services Center
1207 Hatton Road
Wichita Falls, Texas

COMMITTEE MEMBERS PRESENT:

Nicki Bacon	Animal Shelter Administrator
Leslie Harrelson	Public Citizen
Marvin Peevey	Animal Welfare Organization
Angela Bakken	Local Rabies Control Authority

COMMITTEE MEMBERS ABSENCE:

Bryan Wade, D.V.M	Veterinarian
Steve Jackson	City Council Liaison

OTHERS PRESENT:

Lou Kreidler	Director of Public Health
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I. CALL TO ORDER

Nicki Bacon, Chair, called the meeting to order.

II. REVIEW & APPROVAL OF FEBRUARY MINUTES

The minutes from the ASAC Meeting from April 16, 2021, were distributed and reviewed. Mr. Peevey made the motion to accept these minutes with a second by Mrs. Harrelson. The motion was carried.

III. OLD BUSINESS

None

IV. NEW BUSINESS

Ms. Bacon continued with the shelter update and shelter numbers. Ms. Bacon proceed informing the committee at the last Animal Shelter Advisory Committee (ASAC) meeting on April 16, 2021. She advised the committee that the shelter was at a 74% live outcome rate. On June 14, 2021 that was reduced to 70%, and to date the shelter was at a 66% live outcome rate. Ms. Bacon informed the committee that they saw an uptake in both kitten and puppies in spring, contributing to the live outcome numbers. Ms. Bacon praised the rescues for pulling all those animals. Ms. Bacon also mentioned that she had noticed an increase in the number of animals brought into the shelter. Ms. Bacon continued that in April's meeting, she informed the committee that the shelter brought in 511 total cats and dogs, and as of today, the shelter has brought in 1189 cats and dogs.

Mrs. Bacon informed the committee that animal services had returned 25% of cats and dogs to their owners, decreasing from 33% last month. Dogs and cats transferred to rescue were 29%, increasing 4% from June. The number of adoption rose 13% from June, making the total 151. Ms. Bacon stated that she hoped that the Clear the Shelter event in August would help to improve those numbers. Ms. Bacon stated that even though the 66% isn't bad, seeing the live outcome percentage in the seventies is better.

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Mrs. Krielder replied that animal services had a huge influx of animals since July. Mrs. Bacon stated that animal services are so full they were putting out kennels. We have also had a lot of calls from owners wanting to reclaim their animals. Even the owners were on Facebook asking the community for help to get their animals home, and the community has responded, which is great.

Ms. Bacon moves to the next item on the agenda, the discussion of emergency animal sheltering. Ms. Bacon reminded the committee that they are still working on the issue. That emergency animal sheltering is an extensive process. She informed the committee that she was working with Mr. Daniel Gonzales, the Emergency Preparedness Coordinator, and they have a meeting scheduled for later in July. Ms. Bacon stated that she would get those changes done. Mrs. Krielder also informed the committee that they are working on ordinance changes and are currently working on the dog park ordinance. Mrs. Krielder informed the committee that they have the dog park ordinance ready and will go over it today. She then advised that she wanted to set up a meeting with Mrs. Harrelson and go over the proposed ordinance changes. Mrs. Krielder stated that the next Board of Health meeting was in September, and her plan would then be to have another ASAC meeting before the Board of Health. Mrs. Harrelson asked if it would give them enough time to rally and lobby the city council members. Mrs. Krielder replied we could plan it that way.

Ms. Bacon moved on to the next order of business, the dog park ordinance. Ms. Bacon informed the committee that they should have a copy of the proposed dog ordinance with their proposed changes. The changes included adding the animal control aspect into the dog park ordinance. It was mostly with parks and recreation and needed to have some animal control aspects included in the oversight of the park. Ms. Bacon continued that most of the changes made were verbiage. Some of the changes were dogs wearing their collars or harness, having current rabies vaccinations, the sizes of the animal, and not bringing animals to the park that has a previous bite history. Mrs. Harrelson asked you had to add that shoes must be worn. Ms. Bacon replied yes.

Mrs. Krielder stated that clarifying language was added to the ordinance and to item B on the last page. The item stated that it was a tobacco-free area. Mrs. Harrelson replied that all city facilities are smoke-free. Mrs. Krielder replied that parks are not part of the smoke-free ordinance, and not all of the city is smoke-free. Mrs. Krielder continued that the Health Department, Animal Services, and the Library are all non-smoking. Mrs. Harrelson asked what parts of the city were? Mrs. Krielder replied all the rest. Mrs. Harrelson asked the Police Department, and the Fire department; are not smoke-free. Mrs. Krielder replied that the inside of the building was smoke-free. Mrs. Harrelson replied they have designated smoking areas. Mrs. Krielder replied yes. But like with animal services, you can't smoke, dip, chew, or vape anywhere on the property, same with the Health Department. Other city properties are not that way; for example, you can go to the Multi-Purpose Event Center (MPEC), which has a designated smoking area outside. You can go to the Memorial Auditorium and smoke outside the doors as long as it's within 20 feet. Mrs. Bakken replied I thought you couldn't smoke at the parks. Mrs. Bakken replied I thought it stated that you couldn't smoke at kid functions. Mrs. Krielder replied that it's in any place with stands, bleachers, or where people gather. So if you are in a pavilion, those are smoke-free. Mr. Peevey replied on the back page; item A does mention tobacco. He also stated that he was glad to see that food was included. Mrs. Krielder stated that they did take the section on dog treats out. Because you have citizens training their dogs at the park, and in the ten years that the park has been open, there has not been a single issue. Mrs. Krielder stated that when they originally did the

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ordinance ten years ago, our fear was there would be dogs that got aggressive because one person had treats and another person did not, but there hasn't been an issue. Ms. Bacon stated that on page three, they did change the wording. It originally stated that if an animal bites or scratches a person or another dog, it needed to be reported within 24 hours of the incident. We have changed the 24 hours to immediately after a bite or scratch occurs. Mrs. Kreidler replied that there weren't any huge changes to the ordinance. Mrs. Harrelson replied that there shouldn't be any trouble getting the ordinance passed.

Mrs. Harrelson motioned to take the dog park ordinance to the city council with a second by Mr. Peevey. The motion was carried.

Ms. Bacon moved on to the next agenda item, the revision on the current animal control ordinances. Ms. Bacon stated that she, Mrs. Bakken, and Mrs. Diann Bowman, the Animal Care and Adoption Coordinator, were going back and reviewing them and comparing them to some other states and that there was some language that they have found that they liked so they will be going back and looking where they can include some of that language. Ms. Bacon stated that they decided to remove the microchip requirement for owned animals on those adopting from animal services. It was more of a barrier when it came to adoptions, and they did add the rewording for the enclosures so that it must have three solid sides, a solid attached roof with no gaps, openings, and shall have a solid floor. Ms. Bacon said we would like to review it one final time then send it to the Animal Shelter Advisory Committee and the Board of Health. Mr. Peevey asked if they would ever get it passed about the dogs in the back of trucks, not on leashes more because of it being a safety issue. If a driver hits their brakes with a dog in the back of the truck, it could become a projectile and injure somebody. Mrs. Kreidler replied that the only way for that to pass is if it is in the ordinance with something more controversial and gets overlooked. Mrs. Harrelson replied that it wasn't something that she was ready to give up on and since the last ordinance in 2019, she's been collecting data because that was the biggest reason for their no, was they did have enough proof of it being an issue in town. That Mayor Stephen Santellana didn't have a problem with it, but he didn't think it warranted an ordinance change. Mrs. Harrelson informs the committee that she has about five people collecting data of animals in the backs of trucks inside the city limits. She can prove that there are around 12 animals in the back of trucks a month in Wichita Falls. I know that that's not a huge number, but that's just the data from a few of my people collecting that information. Mrs. Harrelson also stated that she has photos of the animal in the middle of summer in the heat and February during the freeze. Mr. Peevey replied I get worried because they are on Southwest Parkway and Kell, and they are driving so fast, and if I'm behind them and they fall out, I'm going to be the one to hit them or run over them.

Mrs. Kreidler replied that sometimes the animals are even riding on the toolboxes. Mrs. Harrelson replied that she believed that people's mindsets have shifted regarding dogs in the back of trucks. Even the Police Association of Texas supports not having your dogs in the back of pickup trucks. The veterinarians would typically get behind it because they see the ramifications, and most dogs survive. Mrs. Harrelson continued that is another issue that since most dogs survive, the veterinarian says they do not see that much of it because those animals that do die are on the street and are not getting taken to their clinic. We will just have to try to combat some of the naysayers. We will just keep trying. Mrs. Bacon replied I think the good news is that the overhaul that we did on the ordinances in 2019 was a lot and the ordinances are even more stringent than a lot of other cities in Texas. Mr. Peevey asked how the

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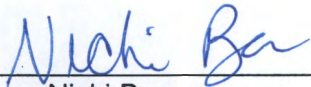
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responsible pet ownership classes were going. Ms. Bakken replied that they had a class yesterday, and three people showed up.

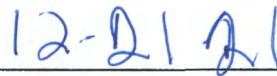
Mrs. Kreidler asked if they were writing citations when people didn't show up. Ms. Bacon replied yes, but it's for running at large. Mrs. Kreidler replied that they were told they could write them because they had proof that they were supposed to be at class because of the sign-up sheets. Ms. Bacon replied for the class. Mrs. Kreidler replied yes, but we can revisit that. Ms. Bacon replied that she had sent a couple of tickets over for people not showing up to class, and they got sent back. Ms. Bacon informed the committee that they are also billing them their original fees if they do not show up since they were given reduced fees. Mrs. Harrelson replied that's understandable. Mrs. Kriedler stated they should be issued a citation too. Ms. Bacon replied for the class. Mrs. Kreidler replied yes, they were mandated to come to class and failed to show up. Ms. Bacon replied that's true. She then asked the committee if they had any additional questions.

ADJOURN

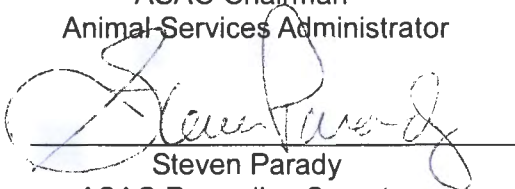
No date was set for the next meeting. Mrs. Harrelson made the motion to adjourn. Mr. Peevey seconded the motion to adjourn. The motion carried all were in favor.



Nicki Bacon
ASAC Chairman
Animal Services Administrator



Date



Steven Parady
ASAC Recording Secretary
Animal Services Sr. Admin Clerk



Date

CITY COUNCIL AGENDA
January 4, 2022

ITEM/SUBJECT: Ordinance appropriating \$3,278.50 of grant funds pursuant to the FY 2021 Patrick Leahy Bulletproof Vest Partnership Grant, appropriating said funds to the Special Revenue Fund, and authorizing the City Manager to execute all documents necessary to accept and share said funds.

INITIATING DEPT: Police

STRATEGIC GOAL: Efficiently Deliver City Services

STRATEGIC OBJECTIVE: Practice Effective Governance

COMMENTARY: The Patrick Leahy Bulletproof Vest Partnership Grant notified the City of Wichita Falls that it has been awarded \$3,278.50. The Police Department intends to use these funds to assist in the purchase of bulletproof vests for officers. Staff estimates the grant will pay for four (4) new vests out of the 40 planned for replacement this year.

Staff recommends approval of the ordinance.

☒ **Police Chief**

ASSOCIATED INFORMATION: Ordinance

☒ **Budget Office Review**

☒ **City Attorney Review**

☒ **City Manager Approval**

Ordinance No. _____

Ordinance appropriating \$3,278.50 of grant funds pursuant to the FY 2021 Patrick Leahy Bulletproof Vest Partnership Grant, appropriating said funds to the Special Revenue Fund, and authorizing the City Manager to execute all documents necessary to accept and share said funds

WHEREAS, the City of Wichita Falls has been notified that it has been awarded \$3,278.50 in grant funding from the Patrick Leahy Bulletproof Vest Partnership Grant; and,

WHEREAS, the City of Wichita Falls will use these funds to purchase bulletproof vests for the Wichita Falls Police Department.

NOW, THEREFORE, BE IT **ORDAINED** BY THE CITY COUNCIL OF THE CITY OF WICHITA FALLS, TEXAS, THAT:

The City Manager is hereby authorized to accept grant funding for bulletproof vests from the FY 2021 Patrick Leahy Bulletproof Vest Partnership Grant in the amount of \$3,278.50.

PASSED AND APPROVED this the 4th day of January, 2022.

MAYOR

ATTEST:

City Clerk

CITY COUNCIL AGENDA
January 4, 2022

ITEM/SUBJECT: Resolution amending the bid for the purchase of a 5-yard dump truck and two crew trucks to Lonestar Truck Group in the amount of \$7,800.00

INITIATING DEPT: Aviation, Traffic, & Transportation

STRATEGIC GOAL: Efficiently deliver City services

STRATEGIC OBJECTIVE: Practice effective governance

COMMENTARY: On November 2, 2021, the City Council awarded the bid for one 5-yard dump truck and two crew trucks to Lonestar Truck Group in the amount of \$283,550.00. These purchases were made through a bid process. Lonestar was the lowest bid on the two crew trucks, and Lonestar was also selected for the 5-yard dump truck bidder because they were a local bidder within 5% of the low bid. The budget for these three units was \$284,000, and there was savings of \$450 over the budgeted amount with the selection of Lonestar. The next lowest bidder for these three units was Sam Pack's Five Star Ford in the total amount of \$281,904.

Lonestar Trucking Group has notified the City that there has been a \$2,600 surcharge per unit (\$7,800.00 total) that was not considered in the original bid because 2023 model surcharge pricing was not yet available when bids were submitted.

Staff recommends approval of the amendment of \$7,800.00 for a final contract amount of \$291,350.00. Given the 5% local preference, the amended amount remains below the Sam Pack bid of \$295,999.20. However, City Council also has the option of rejecting the bids for these three units and beginning the bid process over again. If approved, the \$7,800.00 will come from savings in the FY 2022 Fleet Maintenance capital equipment account.

☒ **Director, Aviation, Traffic, & Transportation**

☒ **Finance**

ASSOCIATED INFORMATION: Resolution

☒ **Budget Office Review**

☒ **City Attorney Review**

☒ **City Manager Approval**

Resolution No. _____

Resolution amending the bid for the purchase of a 5-yard dump truck and two crew trucks to Lonestar Truck Group in the amount of \$7,800.00

WHEREAS, the City Council awarded a bid to Lonestar Truck Group to purchase one 5-yard dump and two crew trucks through a low bid process in the amount of \$283,550.00; and,

WHEREAS, Lonestar Truck Group has notified the City of an additional surcharge that totals \$7,800.00; and,

WHEREAS, the City Council desires to amend the amount of \$283,550.00 by \$7,800.00 to a final contract amount of \$291,350.00.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WICHITA FALLS, TEXAS, THAT:

The amendment is hereby approved, with changes thereto in a form approved by the City Attorney, and the City is authorized to increase the contract with Lonestar Truck Group in an amount of \$7,800.00.

PASSED AND APPROVED this the 4th day of January, 2022.

MAYOR

ATTEST:

City Clerk

CITY COUNCIL AGENDA
January 4, 2022

ITEM/SUBJECT: Resolution amending the bid for the purchase of thirteen fire apparatus and loose equipment to Siddons-Martin Emergency Group, LLC through The Buyboard Purchasing Cooperative in the amount of \$2,110.74.

INITIATING DEPT: Aviation, Traffic, & Transportation

STRATEGIC GOAL: Efficiently deliver City services

STRATEGIC OBJECTIVE: Practice effective governance

COMMENTARY: On November 2, 2021, the City Council awarded the bid for thirteen (13) fire apparatus and loose equipment to Siddons-Martin Emergency Group in the amount of \$9,920,692.31. That resolution included the purchase of eight engines/pumpers, two ladder trucks, two squads, and one rescue unit for a total of thirteen units. In addition, the bid included \$570,000 in loose equipment for these apparatus. This purchase was made through the Buyboard Purchasing Cooperative. The numbers used to develop the estimate of \$9,920,692.31 did not include a formal quotation from the Buyboard Purchasing Cooperative. Once the formal application was made to Buyboard, the final price increased by \$2,110.74 to an amount of \$9,922,803.05.

The final breakdown (per class and increase/decrease in total cost) of the \$2,110.74 from the final Buyboard quote is as follows:

• Squads (2)	\$999.10
• Pumpers (8)	\$4,668.72
• Rescue (1)	(\$101.95)
• 100 ft. Aerial	(\$21.37)
• 107 ft. Aerial	(\$433.76)
• Buyboard Estimate	<u>(\$3,000.00)</u>

Total Amended Amount: \$2,110.74

Staff recommends amending the cost of the awarded fire apparatus purchase by the amount of \$2,110.74. The final cost would increase by \$2,110.74 to \$9,922,803.05. This amendment would also avoid removing any loose equipment from the original purchase to meet the November 2nd awarded amount of \$9,920,692.31. The \$2,110.74 will be covered by savings from the FY 2022 Fleet Maintenance Capital account.

☒ **Director, Aviation, Traffic, & Transportation**

☒ **Fire Chief**

☒ **Finance**

ASSOCIATED INFORMATION: Resolution

☐ **Budget Office Review**

☒ **City Attorney Review**

☒ **City Manager Approval**

Resolution No. _____

Resolution amending the bid for the purchase of thirteen fire apparatus and loose equipment to Siddons-Martin Emergency Group, LLC through The Buyboard Purchasing Cooperative in the amount of \$2,110.74

WHEREAS, the City Council awarded a bid to Siddons-Martin Emergency Group to purchase eight Pierce custom fire pumpers, two Pierce custom ladder trucks, two Ford Skeeter squads, one Pierce custom rescue, and assorted loose equipment through the Buyboard Cooperative Purchasing Program in the amount of \$9,920,692.31; and,

WHEREAS, the final Buyboard quote increased by \$2,110.74; and,

WHEREAS, the City Council desires to amend the amount of \$9,920,692.31 by \$2,110.74 to a final contract amount of \$9,922,803.05.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WICHITA FALLS, TEXAS, THAT:

The amendment is hereby approved, with changes thereto in a form approved by the City Attorney, and the City is authorized to increase the contract with Siddons-Martin Emergency Group, LLC in an amount of \$2,110.74.

PASSED AND APPROVED this the 4th day of January, 2022.

MAYOR

ATTEST:

City Clerk