

## City of Wichita Falls City Council Agenda

Stephen Santellana, Mayor Bobby Whiteley, At Large Michael Smith, District 1 DeAndra Chenault, Mayor Pro Tem Jeff Browning, District 3 Tim Brewer, District 4 Steve Jackson, District 5



Darron Leiker, City Manager Kinley Hegglund, 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, September 1, 2020, 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 (<u>https://www.youtube.com/cityofwf</u>)
- 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) (<u>https://www.facebook.com/CityofWF</u>)
- 4. A video of the meeting will be posted on the City's YouTube page (<u>https://www.youtube.com/cityofwf</u>)

## Item #

- 1. Call to Order
- 2. (a) Invocation: Pastor Don Stribling New Hope Presbyterian Church
  - (b) Pledge of Allegiance
- 3. Census Update by Pat Daughtery

## **CONSENT AGENDA**

- 4. Approval of minutes of the August 18, 2020 Regular Meeting of the Mayor and City Council.
- Ordinance
   Ordinance making an appropriation to the Special Revenue Fund in the amount of \$57,950.78 for grant revenue from the Texas Department of Transportation

(TxDOT) for a Comprehensive Selective Traffic Enforcement Program (STEP) Grant for Fiscal Year 2021 and authorizing the City Manager to execute all documents necessary to accept said funds

- 6. Receive Minutes
  - (a) Civil Service Commission, November 12, 2019
  - (b) Planning & Zoning, June 10, 2020
  - (c) Planning & Zoning, July 8, 2020
  - (d) Landmark Commission, August 5, 2020

## **REGULAR AGENDA**

- 7. Public Hearing Public Hearing on the Fiscal Year 2020-21 Proposed Tax Rate
- 8. Ordinances
  - (a) Ordinance adopting the Annual Budget for the fiscal year beginning October 1, 2020 and ending September 30, 2021
  - (b) Ordinance ratifying the increase in property tax revenue as reflected in the Annual Budget for the fiscal year beginning October 1, 2020 and ending September 30, 2021
  - (c) Ordinance levying, assessing, and fixing the tax rate for the use and support of the Wichita Falls Municipal Government and providing for the Interest and Sinking Fund for the 2020-21 fiscal year; and declaring an emergency
  - (d) Ordinance adopting the Five-Year Capital Improvement Plan for the Fiscal Year beginning October 1, 2020 and ending September 30, 2025
  - (e) Ordinance reappointing Mike Whalen and Diane Dockery as Substitute Judges of the Municipal Court for terms of two years
- Resolutions
   Resolution authorizing the purchase of 2,700 replacement DuPont Microfiltration Elements from FilmTec Corporation, in the amount of \$2,235,000
- 10. Other Council Matters
  - (a) Staff Reports COVID-19 Update, Lou Kreidler
  - (b) Items of concern to members of the City Council
- 11. 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 meeting commencing. A three-minute time frame will be adhered to for those addressing their concerns. As comments from the public are not posted agenda items, the Texas Open Meetings Act prohibits City Council members and Staff from discussing or responding to these comments during Council meetings.

12. 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 26<sup>th</sup> day of August, 2020 at 5:30 o'clock p.m.

Mari Balthop City Clerk



City of Wichita Falls City Council Meeting Minutes August 18, 2020



## 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
DeAndra Chenault	-	Mayor Pro Tem
Tim Brewer	-	Councilors
Jeff Browning	-	
Steve Jackson	-	
Michael Smith	-	
Bobby Whiteley	-	
Darron Leiker	-	City Manager
Kinley Hegglund	-	City Attorney
Marie Balthrop	-	City Clerk

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

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## Item 2a – Invocation

Pastor Eric Deluna, Lakeview Church of the Nazarene, gave the invocation.

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## Item 2b – Pledge of Allegiance

Mayor Santellana led the Pledge of Allegiance.

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Item 3-4 – Consent Agenda

8:33 a.m.

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

Moved by Councilor Brewer to approve items on the consent agenda.

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

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

Nays: None

## <u>Item 3 – Approval of minutes of the August 4, 2020 Regular Meeting of the Mayor</u> and City Council

## Item 4 – Receive Minutes

- (a) Landmark Commission, June 23, 2020
- (b) Lake Wichita Revitalization Committee, July 14, 2020

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## Item 5 – Ordinance 47-2020

8:34 a.m.

Ordinance making an appropriation to the Special Revenue Fund for COVID-19 Grant funding in the amount of \$77,063 received from the Department of State Health Services and authorizing the City Manager to execute contract accepting same.

Moved by Councilor Chenault to approve Ordinance 47-2020.

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

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

Nays: None

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## **Item 6 – Public Hearing on the Fiscal Year 2020-2021 Proposed Operating Budget** 8:35 a.m.

CITY COUNCIL MINUTES August 18, 2020 Page 2 Mayor Santellana opened the public hearing at 8:36 a.m. Jessica Williams, Director of Finance/CFO, discussed the proposed 2020-2021 fiscal year budget which is a decrease of 4.97% from the approved 2019-2020 fiscal year budget. Ann Arnold-Ogden, Wichita Falls Alliance for Arts and Culture, addressed the Council to discuss their Memorandum of Understanding with the City, and the proposed funding for their organization. Mr. Leiker discussed the revenue reductions in Hotel Occupancy Tax that required reductions in agency funding. Currently the proposed budget has \$50,000 allocated for the Alliance for Arts and Culture, but that will not be finalized until the Council approves the budget.

Councilor Jackson inquired about the percentage of property tax revenue, and asked if it was possible to break down property tax, property value increases, and sales tax by Council district. Mrs. Williams stated that the information is not gathered by Council districts, and she does not believe that the County has the technology to produce the information in that format. Sales tax revenues by business can be obtained from the Comptroller, but that information is confidential. Councilor Jackson asked about the facilities improvement line item and where that will be spent. Mr. Leiker stated that the majority of this line item will be used for stabilization of city hall, and the remainder for other existing city facilities. Councilor Jackson discussed property appraisal values, and how they have increased. Councilor Brewer stated that the Wichita Falls housing market has exploded, homes for sale are receiving multiple offers above the asking price, property values are based on comparable home sales in the area, and the appraisal district is governed by the state. It was discussed that the overall property value increase is 3.89% which includes new growth. Looking over the past ten years the average property value increase is 2.09% change in property values per year, which is roughly the inflation rate. There was brief discussion regarding the appraisal process, that property values are not controlled by the City, and that the effect of COVID-19 will not be realized in appraisals until next year.

Blake Jurecek, Assistant City Manager, discussed the facilities improvement line item detail regarding pre development costs for the proposed hotel/convention center, and stated the funding source for that is from the 4B Sales Tax Corporation as previously approved by the Council.

Mayor Santellana closed the public hearing at 9:00 a.m.

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## <u>Item 7a – Resolution 71-2020</u>

9:00 a.m.

Resolution expressing the City Council's intent to place a proposal on a future Council agenda approving a property tax rate that exceeds the no new tax rate, but does not exceed the voter-approval tax rate; scheduling one public tax rate hearing, and establishing the date to vote on same.

CITY COUNCIL MINUTES August 18, 2020 Page 3 Moved by Councilor Chenault to approve Resolution 71-2020.

Motion seconded by Councilor Browning.

Mrs. Williams discussed the proposed rate \$0.763323, no-new-revenue rate \$0.744422, the voter approval rate \$0.776452, and how those rates were calculated and certified by the Wichita County Tax Office. Staff recommends the proposed rate of \$0.763323 which is the same as last year's rate. There was brief discussion regarding the changes caused by SB 2. Councilor Jackson stated that he recommends the no-new-revenue rate of \$0.744422, and that the Council could meet to discuss where cuts could be made. A lengthy discussion was held regarding budget cuts, general fund revenues, revenue shortfalls, and how a reduction in the proposed tax rate would affect general fund personnel and services.

Moved by Councilor Smith to amend the main motion to consider adopting a proposed tax rate of \$0.763323 per \$100 of assessed property value, and that a public hearing to discuss the property tax rate be held on September 1, 2020 at 8:30 a.m. in the Council Chambers.

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

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

Nays: None

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## Item 7b – Resolution 72-2020

9:36 a.m.

Resolution authorizing the City Manager to award bid and contract for the 2020 Lift Station 5 and 39 Rehabilitation and Lincoln Street Pump Replacement Project to Bowles Construction Co. in the amount of \$379,390.00.

Moved by Councilor Chenault to approve Resolution 72-2020.

Motion seconded by Councilor Jackson.

Russell Schreiber, Director of Public Works, discussed the project and noted that the approved base bid only includes Lift Station 5 and the Lincoln Street Pump Replacement Project.

Motion carried by the following vote:

CITY COUNCIL MINUTES August 18, 2020 Page 4

> Page 4 of 8 Agenda Item No. 4.

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

Nays: None

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## Item 7c – Resolution 73-2020

9:39 a.m.

Resolution authorizing the City Manager to award bid and contract for the 2020 Sewer Budget Utility Improvements Project Phase I to Insituform Technologies, LLC in the amount of \$493,899.75.

Moved by Councilor Chenault to approve Resolution 73-2020.

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

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

Nays: None

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## Item 7d – Resolution 74-2020

9:41 a.m.

Resolution authorizing the City Manager to make application with the Texas Department of Transportation (TxDOT) for a Comprehensive Selective Traffic Enforcement Program (STEP) Grant for fiscal year 2021.

Moved by Councilor Brewer to approve Resolution 74-2020.

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

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

Nays: None

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## Item 8a – Staff Report – COVID-19 Update, Lou Kreidler

CITY COUNCIL MINUTES August 18, 2020 Page 5

> Page 5 of 8 Agenda Item No. 4.

### 9:44 a.m.

Mrs. Kreidler stated that there have been 203 new cases and two deaths in the last two weeks. This is an average of approximately 14 new cases per day, and is an increase in the number of positive cases. The top three types of spread continue to be close contact, contact, and community spread. For many school districts school has started or will begin soon. The Health Department has been working with each school district and college on their plans to return safely. We want everyone to have a safe school year and it will take all of us being vigilant in monitoring for symptoms and not going to work or sending children to school no matter how minor the symptoms may be. Mrs. Kreidler encouraged everyone to wear a mask, wash their hands, use hand sanitizer, and disinfect surfaces often. A brief discussion was held regarding school district plans, how they will social distance, and how staff will work with the schools. Councilor Browning asked if there had been an increase in cases in the 6-19 age range. Mrs. Kreidler stated that cases in ages 0-5 have decreased from 2% to 1%, ages 6-10 have decreased from 2% to 1%, and ages 11-19 have increased from 7% to 9% in the last 30 day period.

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## Item 8b – Items of concern to members of the City Council

9:47 a.m.

Councilor Smith reminded everyone to take care of their pets and provide water, food, and shade during the summer months, and discussed the opportunity to help our nonprofit organizations through the Texoma Gives campaign. Councilor Smith encouraged everyone to step up and give during this campaign. Councilor Smith discussed the election season and the criteria for voting by mail.

Councilor Browning discussed the concern with school starting and wanted everyone to stay healthy. He encouraged everyone to continue to wear masks and hopes that we can reopen businesses that are still closed in the near future.

Councilor Jackson thanked the Council and Staff for explaining the budget and tax rate process. He wanted citizens to understand the process and how additional cuts would affect police and fire, and he does not think we can afford to cut those departments. Councilor Jackson asked everyone to pray for our community, and he hopes we can reopen Texas soon. He stated this is the City that faith built and asked that we all work together to make it better. He appreciates all of the hard work on the budget and wanted the citizens to understand what position the city is in. He asked for prayers for our country, Wichita Falls, and the military, and asked that God bless America and Wichita Falls.

Councilor Brewer stated he is excited about the housing market being up because that means that we are growing and people want to move to Wichita Falls. He speaks to

> CITY COUNCIL MINUTES August 18, 2020 Page 6

people on a regular basis from out of state or larger cities that want to move to Wichita Falls. He discussed new businesses, employment ads and jobs available. Most people are wearing masks and he wants to stay positive as he sees good things happening in Wichita Falls.

Councilor Whiteley stated that he was contacted this past week regarding a Code Enforcement issue on Andrea Street. He knows staff has been working on this issue, and asked if we are doing everything legally possible to assist with this issue. Mr. Leiker stated that staff would prepare communication to go out to the Council regarding this issue. Councilor Whiteley discussed his concern for the citizens in that area and how issues like this affect property values. He also expressed his concern for the rising cost of health insurance for city employees and retirees. Retirees will have a 12% increase in their insurance costs, and he reiterated that he is not happy with the rise in these costs as these benefits were promised as a condition of employment when they were hired. He hopes that we can find a way to absorb these costs.

Councilor Chenault said good morning and thanked everyone for attending the meeting. She asked that everyone pray for our teachers and students as they get ready to return to school. Councilor Chenault congratulated the Dollar Store on East side for being open three years, and thanked the staff that helped her with this project. The store is doing great things.

Mayor Santellana stated that we are in many seasons; Census season, budget season, election season, and school season. With all of these seasons happening and being involved in all of them, he wanted to thank the staff for all of the wonderful work they do. You are doing a fantastic job with less employees, and he commended employees as he has not heard a single complaint. Mayor Santellana thanked the Councilors for their work and for stepping up and taking care of their citizens, and for everyone that helps him do his job as Mayor, especially during this time with COVID-19.

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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

10:03 a.m.

Sabrina Lewis, 313 Farris, addressed the Council and stated that she is the current reigning Miss Black Texas USA 2020. Ms. Lewis was born and raised in Wichita Falls, and her grandparents live on Farris Street. She expressed her concern about children returning to school during COVID-19. She has spoken with local teachers who expressed concern over not having enough disinfecting supplies, and the availability of masks for all students as children do not have control over their family finances. She asked that the City and citizens make it a priority to donate masks and required supplies to the school district so our teachers and students can be safe during the school year. Ms. Lewis discussed evictions and the reduction in unemployment benefits. She is

CITY COUNCIL MINUTES August 18, 2020 Page 7 unsure if the City has any programs to assist families facing eviction, but asked that the Mayor and Council consider this on a future agenda. Ms. Lewis held a financial literacy class at First Step where she was able to do hands on budgeting with the residents there. She would also like to share financial literacy information with other residents as COVID-19 has affected many families. She discussed the possibility of having a relief fund that people could use to apply for assistance, as Houston had a fund of approximately \$2 million that was depleted quickly the day it was opened. Ms. Lewis' platform is financial literacy and she shares as much information as she can on social media.

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## Item 10 - Adjourn

Mayor Santellana adjourned the meeting at 10:09 a.m.

PASSED AND APPROVED this 1<sup>st</sup> day of September 2020.

Stephen L. Santellana, Mayor

ATTEST:

Marie Balthrop, TRMC, MMC City Clerk

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> > Page 8 of 8 Agenda Item No. 4.

## CITY COUNCIL AGENDA September 1, 2020

**ITEM/SUBJECT:** Ordinance making an appropriation to the Special Revenue Fund in the amount of \$57,950.78 for grant revenue from the Texas Department of Transportation (TxDOT) for a Comprehensive Selective Traffic Enforcement Program (STEP) Grant for Fiscal Year 2021 and authorizing the City Manager to execute all documents necessary to accept said funds.

## **INITIATING DEPT:** Police

## **STRATEGIC GOAL:** Efficiently Deliver City Services

## STRATEGIC OBJECTIVE: Practice Effective Governance

COMMENTARY: The City of Wichita Falls has been invited to participate in a Comprehensive Selective Traffic Enforcement Grant, also known as "STEP", from the Texas Department of Transportation for the fiscal year 2020-21. The Wichita Falls Police Department was awarded a grant totaling \$57,950.78 with the City required to provide a 20.18% match of \$14,651.22, for a total program amount of \$72,602.00. The match will be comprised of in-kind contributions (salary related to grant administration and maintenance costs from vehicles used during STEP enforcement). The purpose of the Comprehensive STEP grant is to focus on the Traffic Safety STEP elements including Occupant Protection, Speed, Intersection Traffic Enforcement, Distracted Driving, and DWI. This will be the eighth year that the Wichita Falls Police Department has participated in this yearlong traffic enforcement campaign. Officers of the department are paid an overtime rate reimbursed by TxDOT for their enforcement efforts. In the previous years of this STEP grant, we have shown to have had a positive effect on the areas involving Occupant Protection, Speed Limit, and Intersection Traffic Control Compliance. TxDOT will have media events to inform the citizens of our increased traffic enforcement efforts. Our participation in the STEP grant no doubt makes the roadways safer for our motoring public.

Staff recommends the City Council approve the ordinance.

## **Police Chief**

## **ASSOCIATED INFORMATION:** Ordinance

Budget Office Review

**City Attorney Review** 

City Manager Approval

Ordinance No. \_\_\_\_\_

Ordinance making an appropriation to the Special Revenue Fund in the amount of \$57,950.78 for grant revenue from the Texas Department of Transportation (TxDOT) for a Comprehensive Selective Traffic Enforcement Program (STEP) Grant for Fiscal Year 2021 and authorizing the City Manager to execute all documents necessary to accept said funds

WHEREAS, the City of Wichita Falls was awarded a TxDOT STEP grant in the amount of \$57,950.78; and,

WHEREAS, the City of Wichita Falls will provide a 20.18% match totaling \$14,651.22; and,

WHEREAS, the purpose of the grant is to focus on the Traffic Safety STEP elements of Occupant Protection, Speed, Intersection Traffic Enforcement, Distracted Driving, and DWI.

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

There is appropriated \$57,950.78 in the Special Revenue Fund for the purpose of selective traffic enforcement as authorized in the grant from the Texas Department of Transportation, and the City Manager is authorized to execute all documents necessary to accept said funds on behalf of the City of Wichita Falls.

PASSED AND APPROVED this the 1<sup>st</sup> day of September, 2020.

MAYOR

ATTEST:

City Clerk

#### MINUTES OF THE FIRE FIGHTERS AND POLICE OFFICERS' CIVIL SERVICE COMMISSION NOVEMBER 12, 2019

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**Commission Members** 

## Present: Jim Heiman Laura Fidelie John Buckley Christi Klyn, Civil Service Director Julia Vasquez, First Assistant City Attorne

Christi Klyn, Civil Scrvice Director	8	
Julia Vasquez, First Assistant City Attorney	ş	
Manuel Borrego, Police Chief	ş	City Administration
Guy Gilmore, Deputy Chief	ş	
R. W. Smith, Deputy Chief	§	
Ken Prillaman, Fire Chief	ş	
Donald Hughes, Assistant Fire Chief	ş	
Brian Lester, HR Supervisor	ş	a fair a suite
Linda Merrill, Recording Secretary	ş	
Timothy "Kyle" Thomas, FEO	8	Wichita Falls Fire Department

#### 1. Call to Order

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Chairman Heiman called the meeting to order at 2:01 p.m.

#### 2. Approval of Minutes (3/29/19)

Ms. Fidelie moved for approval of the minutes. Seconded by Mr. Buckley, the motion carried 3-0.

## 3. Review Appeals of the WFFD Battalion Chief Exam administered on October 29, 2019.

#### a. Question 34 – Source Chapter 9, Page 189, Answer Key B

The Heat Stress Index indicates the apparent temperature of the atmosphere when the actual air temperature is affected by the relative humidity in the air. An apparent temperature of 130 degrees (F) is considered an extreme danger and heat stroke is considered imminent. According to FEMA Publication FA-114/July 1992, you should add to the actual apparent temperature \_\_\_\_\_(1)\_\_\_\_ degrees (F) when protective clothing is worn and add \_\_\_\_\_(2)\_\_\_\_ degrees (F) when in direct sunlight.

A. (1) 20	(2) 20
B. (1)10	(2) 40
C. (1) 20	(2) 10
D. (1) 5	(2) 30

The appellant of Question 34 was not present at the meeting. Chairman Heiman observed that the correct answer [(1) 10 (2) 10] is not provided by the answer key. <u>Mr. Buckley moved</u>

**Civil Service Commission Minutes** 

that the question be removed from the examination. Seconded by Ms. Fidelie, the motion carried <u>3-0.</u>

4. Review Appeals of the WFFD Lieutenant Exam administered on October 30, 2019.

a. Question 72 – Source Chapter 8, Page 167, Answer Key B

In studying learning characteristics, researchers have created four general categories of students based on a student's age. If a student was born in 1963, the student would be classified in the \_\_\_\_\_\_ age group.

- A. Traditionalists
- B. Baby Boomers
- C. Gen Xers

D. Dot coms, Millenniums, or Nexters

FEO Kyle Thomas appealed Question 72, and addressed the Commission. He noted the source material shows persons born between 1946 and 1984 are classified as baby boomers, while those born between 1961 and 1980 are classified as Gen Xers. The year 1963 falls within both of those categories. He therefore asked that both B., Baby Boomers, and C., Gen Xers, be accepted as correct answers.

Ms. Fidelie moved to accept both Answers B. and C. as correct responses to Question 72. Seconded by Mr. Buckley, the motion carried 3-0.

#### 5. Report from Fire Chief

Chief Prillaman said he has been Fire Chief for about four months. He is thrilled to be a part of the Wichita Falls family, and inherited an outstanding organization. The Department is short eight firefighters. The last Fire Academy consisted of 17 applicants, two of which are Vernon College students. (One applicant had dropped out of the process prior to the start of the Academy.) Six graduated in October and went on to a four-week Mini-Academy to learn the City's policies, practices and procedures. They have now been assigned to their duty stations, two to each battalion.

Another Fire Academy will begin on December 3, with a March 27 graduation. They would still be one member short, as there is one pending resignation. This does not account for those who do not complete the Academy, or other as-yet-unknown resignations or retirements.

#### 6. Report from Police Chief

Chief Borrego thanked the Commissioners for their time and effort. The Department's recent Academy graduated 15 members, but the Department is still six members short. Fifty-three showed up for the last testing, which is an extremely low number, but out of which they were fortunate to get good candidates. Another Academy will begin January 6.

There will be another issue for the Commission to address early in the new year. Under a now-lapsed Meet and Confer agreement, the Department had been able to have multiple applicant testing lists at one time. Under this agreement, if there were not enough on the existing

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list, the Department could hire off another list. Without such an agreement in place, the current eligibility list must be exhausted before another test could be given. That agreement lapsed in 2018. They will Meet and Confer with the City Manager to discuss the possibility of entering into a new agreement with the Association, which would then be brought before the Commission.

#### 7. Adjourn

Ms. Fidelie moved to adjourn the meeting at 2:12 p.m. Seconded by Mr. Buckley, the motion carried 3-0.

Keiman Peter Heiman, Chairman

#### MINUTES

## **PLANNING & ZONING COMMISSION**

#### June 10, 2020

PRESENT:	
Jack Browne	◆ Member
David Cook	♦ Vice-Chair
Michael Grassi	<ul> <li>Alternate #2</li> </ul>
Blake Haney	<ul> <li>Member</li> </ul>
Steve Lane	◆ Member
Noros Martin	◆ Member
Mark McBurnett	<ul> <li>SAFB Liaison</li> </ul>
Cayce Wendeborn	Member
Jeremy Woodward	<ul> <li>Alternate #1</li> </ul>
Councilor Whiteley	Council Liaison
James McKechnie, Senior Asst. City Attorney	♦ City Staff
Terry Floyd, Development Services Director	•
Fabian Medellin, Planner III	•
Christal Ashcraft, Development Services Admin. Asst.	•
Pat Hoffman, Property Management Administrator	•
Rita Miller, Neighborhood Services Manager	<b>◆</b>
ABSENT:	
Anthony Inman	<ul> <li>Member</li> </ul>
Krystal James	◆ Chairman
Dan Leslie	<ul> <li>Member</li> </ul>

#### I. CALL TO ORDER

The meeting was called to order by Vice-Chairperson, Mr. David Cook, at 2:00 p.m. Chairperson James proceeded to make the following comments:

- a. This meeting is being televised live on Channel 1300. It will be replayed at 2:00 p.m. daily including Saturday and Sunday until the next live meeting is aired which will be the second Wednesday of next month at 2:00 p.m.
- b. Motions made by the Commission members include all staff recommendations and developmental requirements listed in the staff report. Any deviations will be discussed on a case-by-case basis and voted on accordingly.
- c. Applicants and citizens who wish to address the Commission or answer questions from the Commission members are asked to please speak into the microphone at the podium. This meeting is being taped and there is no microphone to record statements made from the audience.

d. Please silence all cell phones during the meeting. If it is necessary for you to have a cell phone conversation during the meeting, please use the hallway outside this room.

## II. ROLL CALL

Commission Vice-Chairperson David Cook roll called commission and staff members.

#### **III. PUBLIC COMMENTS**

Mr. Cook asked if there were any comments from the public. With no response, Mr. Cook closed public comments.

#### **IV. APPROVAL OF MINUTES**

Mr. Noros Martin made a motion to adopt the March 11, 2020 minutes. Mrs. Cayce Wendeborn seconded the motion. The motion was passed unanimously.

## VII. CONSENT AGENDA

Final Plats:

- 1. West John Thomas Addition, Lot 4, Block 1
- 2. Bluebonnet Section 10

Mr. Michael Grassi recused himself from voting on the consent agenda as there was a conflict of interest involving the Bluebonnet plat. Paperwork was filed with city clerk prior to the meeting. Mrs. Cayce Wendeborn made a motion to approve the consent agenda. Mr. Noros Martin seconded the motion. The motion was passed unanimously.

#### VIII. REGULAR AGENDA

#### 1. Case R 20-03 – 300 Loop 11 & 3320 FM 367:

Public hearing and consideration of a request to rezone +/- 20.77 acres of land located at 300 Loop 11 (Flavis & Loreene Greer Subdivision, Lot 1-B, Block 1), 3320 FM 367 (0.98 Acres of the David Welch Survey A-324) and abutting right-of-way from Multi Family Residential (MFR) to General Commercial (GC) to allow for the expansion of developmental standards and construction of a multi-story assisted and independent living facilities; and amending the Land Use Plan from High Density Residential and Institutional to Commercial.

#### Applicant: April Reinhardt, RDG Planning & Design

- a) Public Hearing
- b) Take Action

Vice-Chairperson David Cook opened the public hearing at 2:03pm and asked staff to present the case. Mr. Fabian Medellin stated planning staff had met with the staff of Texoma Christian Care center and their design team, RDG Planning & Design. They are proposing to demolish several of their southern buildings and construct two new facilities, a short term rehabilitation center and a three-story assisted living facility.

The subject property is located in the northwest area of Wichita Falls at the intersection of Loop 11 and FM 367. The existing zoning for primarily the entire part

of Loop 11 consist of Limited Commercial (LC), General Commercial (GC) and Light Industrial (LI). Mr. Medellin stated the proposal was to extend the General Commercial (GC) from the south to encompass the subject lots as well as amend the land use plan to follow suite with the Loop 11 designation of commercial. The current use of residential care facility is allowed in Multi-Family Residential (MFR) zoning district, however, the scale to which Texoma is proposing to build exceeds the limitations of that zoning district. The proposal for the assisted living facility is three stories with an overall height of 50 feet.

Mr. Medellin advised staff mailed out 22 notices to the surrounding property owners within 200 feet. Responses received back consisted of 7 in favor, 1 in opposition and 0 with no opinion/undecided. Taking into consideration of the current use and the proposed use and adjacent designations of General Commercial (GC) as well as the Land Use Plan of Commercial staff does recommend the approval of the proposed rezoning from Multi Family Residential (MFR) to General Commercial (GC) and amending the Land Use Plan from High Density Residential and Institutional to Commercial.

Mr. Cook asked if the applicant was present and wished to make a presentation. Shelly Wood, Civil Eng. with CPB introduced herself and stated she was there to answer any questions on behalf of April Reindhart. Mr. Cook asked if there were any other public comments. With no response, Mr. Cook closed the public discussion at 2:08 pm and called for a motion. Ms. Cayce Wendeborn made a motion to recommend rezone to City Council, Mr. Jack Browne seconded. Motion passed unanimously with a vote of 8-0.

#### 2. Case R 20-04 – 4400 Kemp Boulevard:

Public hearing and consideration of a request to rezone +/- 1.16 acres of land located at 4400 Kemp Boulevard (Faith Village Subdivision, Section 3, Lot 1-A, Block 74) and abutting right-of-way from Limited Commercial (LC) to General Commercial (GC) to allow for the expansion of land uses and construction of a shopping center with drive through services; and amending the Land Use Plan from Light Commercial to Commercial.

Applicant: Theodore Pantos, TGP Investments Co.

- a) Public Hearing
- b) Take Action

Vice-Chairperson David Cook opened the public hearing at 2:09pm and asked staff to present the case. Mr. Fabian Medellin stated Mr. Pantos after hearing the news that his property at 4400 Kemp Boulevard, formerly Pier1 Imports was closing he sought to fill the vacancy. The existing structure is 9,000 square feet and after consulting with a realtor found it difficult for a single occupant to sign a lease. Mr. Pantos met with staff and proposed to divide the structure into a multi-tenant shopping center with one of spaces having the ability to have a drive thru service. Currently the subject property is zoned as Limited Commercial (LC) which prohibits both of those uses.

The subject property is located on Kemp Boulevard in the retail commercial corridor of Kemp Boulevard located between Midwestern and Southwest Parkway. Located west of Target and the mall, the property is surrounded by right-of-way. The zoning designation for Kemp Boulevard is primarily General Commercial (GC), there is a pocket of Limited Commercial (LC) where the subject property lies. This proposal requests that the designation of General Commercial (GC) to the east be extended to the west to encompass the subject property as well as amend the land use plan to Commercial.

Mr. Medellin stated planning staff notified 26 property owners within the 200 foot notification area. Staff received 1 response in favor, 2 responses in opposition and 1 response with no opinion/undecided. Staff recommended approval of the proposed rezone and amended land use request at 4400 Kemp Boulevard.

Mr. Cook asked if the applicant was present and wished to make a presentation. The applicant was not present. Mr. Cook asked if there were any other public comments. With no response, Mr. Cook closed the public discussion at 2:13 pm. Mr. Noros Martin asked where the proposed drive-in would be located at. Mr. Medellin stated it would be for a bakery with the drive-thru located on the west side of the building. With no further comments Mr. Cook called for a motion. Ms. Cayce Wendeborn made a motion to recommend rezone to City Council, Mr. Jack Browne seconded. Motion passed unanimously with a vote of 8-0.

#### IX. OTHER BUSINESS

#### **City Council Updates**

- a) Plats Bridge Creek Estates Preliminary and Final
- b) C 20-09 1526 Iowa Park Road allow for a convenience store

#### X. ADJOURN

The meeting adjourned at 2:16 p.m.

David Cook, Vice Chairperson

ATTEST:

Terry Floyd, Director of Development Services

Date

19/2020

Date

#### MINUTES

#### **PLANNING & ZONING COMMISSION**

#### July 8, 2020

PRESENT: David Cook Blake Haney Anthony Inman Steve Lane Dan Leslie Noros Martin Mark McBurnett Cayce Wendeborn Jeremy Woodward	<ul> <li>Vice-Chair</li> <li>Member</li> <li>Member</li> <li>Member</li> <li>Member</li> <li>Member</li> <li>SAFB Liaison</li> <li>Member</li> <li>Alternate #1</li> </ul>
James McKechnie, Senior Asst. City Attorney Terry Floyd, Development Services Director Fabian Medellin, Planner III Christal Ashcraft, Development Services Asst. Pat Hoffman, Property Management Administrator Rita Miller, Neighborhood Services Manager	<ul> <li>◆ City Staff</li> <li>◆</li> <li>◆</li> <li>◆</li> <li>◆</li> <li>◆</li> </ul>
ABSENT: Jack Browne Michael Grassi Councilor Whiteley	<ul> <li>♦ Member</li> <li>♦ Alternate #2</li> <li>♦ Council Liaison</li> </ul>

#### I. CALL TO ORDER

The meeting was called to order by Vice-Chairperson, Mr. David Cook, at 2:00 p.m. Vice-Chairperson Cook proceeded to make the following comments:

- a. This meeting is being televised live on Channel 1300. It will be replayed at 2:00 p.m. daily including Saturday and Sunday until the next live meeting is aired which will be the second Wednesday of next month at 2:00 p.m.
- b. Motions made by the Commission members include all staff recommendations and developmental requirements listed in the staff report. Any deviations will be discussed on a case-by-case basis and voted on accordingly.
- c. Applicants and citizens who wish to address the Commission or answer questions from the Commission members are asked to please speak into the microphone at the podium. This meeting is being taped and there is no microphone to record statements made from the audience.

d. Please silence all cell phones during the meeting. If it is necessary for you to have a cell phone conversation during the meeting, please use the hallway outside this room.

## II. ROLL CALL

Commission Vice-Chairperson David Cook roll called commission and staff members.

#### III. PUBLIC COMMENTS

Mr. Cook asked if there were any comments from the public. With no response, Mr. Cook closed public comments.

#### IV. APPROVAL OF MINUTES

Mr. Noros Martin made a motion to adopt the June 10, 2020 minutes. Mrs. Cayce Wendeborn seconded the motion. The motion was passed unanimously.

#### VII. REGULAR AGENDA

## Case C 20-10 – 1704 Grandview West – Carport: Request for a conditional use to allow a carport in the required front setback in a Single Family-2 Residential (SF-2) zoning district.

#### Applicant: Dean Roberts

Ms. Cayce Wendeborn made a motion to approve the case, Mr. Dan Leslie seconded. Mr. Medellin presented the case and stated the applicant, Mr. Dean Roberts, met with staff on his proposal to place a 22 ft. X 21 ft. carport in the front setback of his property at 1704 Grandview West. The subject property is located in northwest Wichita Falls, near the City View Drive and Northwest Freeway intersection.

Mr. Medellin stated the edge of the overhang from the property line would be approximately 2 ft. and the edge of the overhang from the side property would be 7 ft. The overall height will be 8 ft. supported by 4 columns.

Mr. Medellin advised staff notified 24 property owners with no responses received. In a survey of the area, staff found 3 existing carports in the front setbacks, however, those were outside of the notification area.

Staff recommends approval of this Conditional Use carport request for 1704 Grandview West with the following conditions:

1. Further site plan review by planning and building inspections at the time of permitting for construction to verify conformance with Sec. 4220 and all other applicable code and ordinances.

Mr. Cook asked if the applicant was present and wished to make a presentation. Applicant was not present and there was no comment from the general public. Vice-Chairman Cook opened the floor to the Commission for questions and comments, which there were none. Mr. Cook called for a vote. Motion passed unanimously with a vote of 8-0.

 Case P 20-01 – 3003 Holliday Road: Request to modify the Subdivision and Development regulations to allow for a reduction in the lot width minimum.

#### Applicant: Esequiel Costilla

Ms. Cayce Wendeborn made a motion to approve the case, Mr. Noros Martin seconded. Mr. Medellin presented the case and advised Mr. Costilla, owner of a tire shop is the owner of 3003 Holliday Road and would like to develop this property and move his business from its current leased location into a new facility. Mr. Costilla met with staff where the development process was discussed, in which platting the subject property is one of the first steps. A plat was submitted by Proven Surveying, and during the platting process, it was determined that the lot did not meet the minimum 50 ft. width requirement as outlined in the subdivision development regulations as it is 41 ft wide.

Mr. Medellin stated the subject property is located on Holliday Road at the intersection of Holliday and Jacksboro Highway, south of the flea market. 3003 Holliday Road is in the General Commercial (GC) district where a tire shop is an allowed use by right, although, it is still subject to a site plan review. The subdivision development regulations allow for modifications by the Planning and Zoning Commission when deprivation of the use of the land is exhibited based on these considerations:

- 1. There are special circumstances or conditions affecting the land involved such that the strict application of the provisions of this chapter would deprive the applicant of the reasonable use of his land; and,
- 2. The granting of the modification will not be detrimental to the public health, safety or welfare, or injurious to other property in the area; and,
- 3. The granting of the modification will not have the effect of preventing the orderly subdivision of other lands in the area in accordance with the provisions of this chapter; and,
- 4. A more appropriate design solution exists which is not currently allowed in this chapter; and,
- 5. The granting of the modification is harmonious with the engineered design of the infrastructure of any neighboring subdivision.

Mr. Medellin stated if the Commission finds these conditions to be present and strict adherence to the regulations create a deprivation to the use of land, the modification, while in harmony with the intent of the ordinance so as not to create a concern to public health, safety, and welfare, shall be based on the following conclusions:

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- 1. If the applicant complies strictly with the provisions of this chapter, the applicant can make no reasonable use of the property; and
- 2. The deprivation of use relates to the applicant's land, rather than personal circumstances; and
- 3. The deprivation of use is unique to the property, rather than one shared by many surrounding properties; and
- 4. The deprivation of use is not the result of the applicant's own actions or actions of a previous owner or owner's agent.

Mr. Medellin advised staff surveyed the neighboring area and infrastructure is already in place to service those lots with both sewer and water. Staff recommends approval of this request to modify the Subdivision and Development Regulations to allow for the reduction of the lot width requirement to 41.67ft. This reduction will maintain the health, safety, and welfare of the public while preventing the deprivation of use of the property.

Mr. Cook asked if the applicant was present and wished to make a presentation. There was no comment and nothing from the general public. Vice-Chairman Cook opened the floor to the Commission for questions and comments, which there were none. Mr. Cook called for a vote. Motion passed unanimously with a vote of 8-0.

#### VIII. OTHER BUSINESS

#### **City Council Updates**

- R 20-03 300 Loop 11 Rezone from MFR to GC. a)
- b) R 20-04 – 4400 Kemp Blvd. Rezone from LC to GC.

#### IX. ADJOURN

The meeting adjourned at 2:12 p.m.

David Cook. Vice-Chairperson

ATTEST:

Terry Floyd, Director of Development Services

<u>3/12/2025</u> ate

## MINUTES

## LANDMARK COMMISSION

### SPECIAL MEETING

## August 5, 2020

MEMBERS PRESENT: Michele Derr John Dickinson Christy Graham Blake Haney Andy Lee Janel Ponder Smith Marcela Trice Tim Brewer	<ul> <li>Chairperson</li> <li>Member</li> <li>Vice-Chairperson</li> <li>P&amp;Z Liaison</li> <li>Member</li> <li>Member</li> <li>Member</li> <li>Council Liaison</li> </ul>
Terry Floyd, Development Services Director Karen Gagné, Planning Administrator Christal Ashcraft, Development Services Asst.	<ul><li>City Staff</li><li>City Staff</li><li>City Staff</li></ul>
MEMBERS ABSENT: Joel Hartmangruber Nadine McKown	<ul><li>Member</li><li>Member</li></ul>
GUESTS: Katrina Lister Syd Litteken, Architect Jana Schmader John Phillips	1704 Tilden 620 Ohio Street 709 Indiana 1508 Hayes

#### I. Call to Order, Welcome, Introductions

Chairperson Michele Derr called the meeting to order at 11:07a.m. Ms. Derr advised Commission members that while awaiting for applicants to arrive for action items I & II she would address items IV & V.

#### II. Other Business

Chairperson Michele Derr stated the next regularly scheduled meeting would be August 25, 2020 at 12 noon. She also advised the committee they could use 6<sup>th</sup> Street entrance if there was a meeting being held.

## III. New Business

Chairperson Derr asked if anyone had any new business. Mr. Andy Lee gave an update on structures added to the National Register as well as tax credits being utilized.

## IV. Action Item: Design Review - 1704 Tilden Avenue – West Floral Heights Historic District

**Emergency Repairs:** 

- Brick Façade Removal/Repair Due to Deterioration & Separation from Structure
- o Replace with New, Unpainted Locally Sourced Brick
- Front Porch Repair

Ms. Karen Gagné presented the case and stated staff received a phone call from Ms. Lister, the owner of 1704 Tilden with an emergency repair situation. The subject property is located in the southern area of the West Floral Heights Historic District, designated by City Council January of 2005. Constructed in 1920, it was originally a one story home with the second story being added many years ago.

Inventory photos from 2013 showing brick veneer starting to crack on the north side. The latest inventory photos from 2019 show sagging in the front porch and much more separation in the north side and cracks were much more pronounced. Ms. Gagné displayed photos that showed the current deterioration of the structure where mortar and brick veneer had fallen off the home. Ms. Lister, realizing this was an emergency safety issue, contacted a contractor to remove what was falling off and cover with plastic sheeting and scaffolding until this case could be presented before the Landmark Commission for determination on moving forward for repairs and rehabilitation. Current views show the bowing out of the windows, brick veneer missing and falling off. Ms. Lister is requesting to replace all brick veneer, not just what is damaged with unpainted locally sourced brick. Staff felt that was best for the historical integrity of the home, therefore, impacting the front porch and having it removed while replacement veneer is installed and then having it reinstalled/rebuilt.

Ms. Gagné stated whenever a situation is in a grey area, or a question of something that could be administratively approved or something that would require coming before the Landmark Commission, staff contacts the Landmark Chairperson. The emergency request had been considered as well as the brick veneer being a major change to the historic structure. This would be considered a remodel that blends old construction with new construction and per design guidelines would trigger a design review. Ms. Lister wishes to replace the brick with new unpainted brick to try to bring it back to a more historic look. The home was originally unpainted brick and has been found to be a contributing structure to the neighborhood. The deterioration is so bad the brick cannot be rehabilitated or restored and must be replaced.

Mr. John Phillips, member of the volunteer West Floral Heights design review committee, stated he believed the deterioration most likely all started with the second story addition. Mr. Phillips stated he believes the home owner is trying to do what is right and replace all brick veneer and not just replace the damaged patches. Ms. Ponder-Smith stated from pictures you could tell the top of the chimney was not painted and therefore, obviously the original brick was indeed unpainted. Ms. Ponder-Smith asked if the chimney was to be replaced with unpainted brick as well. Chairperson Derr stated the application says the request is to "replace all existing brick with new, unpainted, brick". Ms. Gagné stated Ms. Lister indicated all brick was to be replaced therefore, she assumed the chimney being brick would be replaced as well. Ms. Graham stated she had driven by the property and the chimney has begun to bow and will need to be replaced as well. Ms. Graham made a motion to approve the request replacing all brick veneer including the chimney with matching unpainted brick that matched others in the neighborhood. Windows are not on this design review application and will need to be brought back before the Landmark

Commission for a review. Ms. Gagné advised the applicant is aware. Ms. Ponder-Smith seconded the motion. Motion passed unanimously.

# V. Action Item: Design Review – 615 7<sup>th</sup> Street – Keller-Durrett Hardware Building – Depot Square Historic District (National Register & Wichita Falls Designation)

- New Roof
- Pre-Engineered Structural Framework for Weight Bearing
- Rebuild West Façade Brick
- Rebuild North Façade/7<sup>th</sup> Street New Awning, Door, Windows, Transom Panel & Lighting
- Repair Rear Wall Brick, Windows & Door

Ms. Karen Gagné stated the owner of 615 7<sup>th</sup> Street, a property that was previously declared a safety hazard and slated for demolition, was moving forward with plans to renovate/rehabilitate the shell of the historic structure. Ms. Gagné stated this case was brought before the Landmark Commission May of 2019 with the approval of multiple renovations. With a design review approval, there is also a 12-month expiration from the approval date. In this case, with it being a complex project under a demolition order, working with financing, the owner & architect, and trying to keep this site from becoming a demolished historical structure, there is the option to extend the design review approval. Staff has provided what was previously approved along with what the Commission requested be altered and the new building plans which are essentially the same with the exception of a few minor items.

Ms. Gagné advised with the new plans the façade would still be brick, however, the address number block is another minor detail added that staff believes is logical and blends nicely with the other historical structures downtown that have building names or numbers as well. The design plan for the rear wall is unchanged and remains, exactly as it was approved in 2019. A significant change on the submitted plans that the Commission previously required is the pre-engineered structural steel wall be covered in matching brick. The floor plan also remains unchanged, however, signage has not be proposed and will need to come back to the Landmark in the future when a tenant has been selected.

Ms. Gagné turned the discussion over to Mr. Syd Litteken, the project architect for any questions or comments the Commission may have. Mr. Litteken stated the budget for the project had gone up to just under \$200,000 due to unexpected issues found with the foundation. Permits have been issued for the building and an asbestos report that was requested has been completed. Proven Surveying was working on platting the property so property lines will be accurate.

Chairperson Derr asked if there were any further questions for Mr. Litteken, then asked Ms. Gagné if the Commission was only voting on the extension. Ms. Gagné stated a motion should be made to include the address on the front façade. Ms. Graham made the motion to approve the design review extension and signage. Mr. Andy Lee seconded the motion. Motion passed unanimously.

Ms. Gagné made a procedural note that Ms. Lister was present regarding 1704 Tilden Avenue and had samples of the brick for replacement with her. Chairperson Derr requested

to see brick samples. Mr. John Dickinson asked Ms. Lister if it matched the original color. Ms. Graham asked about when the 2<sup>nd</sup> story addition was made to structure. Ms. Lister stated 1950. Ms. Graham asked if the chimney was added at that time to which Ms. Lister was not sure. Ms. Lister did advise the Commission the chimney brick would be replaced as well as all brick façade.

Ms. Graham made a motion to void original motion. Ms. Ponder-Smith seconded. Motion unanimously approved. Ms. Graham then made a new motion to approve the design review request to replace all brick façade and chimney brick with new matching, unpainted brick. Ms. Graham advised Ms. Lister she would need to bring back a request for the windows for an approval at a later date. Mr. Dickinson seconded the motion. The motion passed unanimously.

Ms. Gagné had one remaining procedural item to discuss with the Commission to update their online training for the Open Meetings Act and Public Information Act. Ms. Gagné stated it was a requirement to have on file and would like to have all courses completed and turned in before the next meeting date of August 25<sup>th</sup>. Ms. Gagné advised Ms. Christal Ashcraft would be sending an email to the Committee with the web address and instructions after the meeting was adjourned.

#### VI. Adjourn

Next regularly scheduled meeting August 25, 2020 Meeting adjourned at 12:08 p.m.

Michele Derr, Chairperson

Date

8-25-20 he

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## CITY COUNCIL AGENDA September 1, 2020

**ITEM/SUBJECT:** Public Hearing on the Fiscal Year 2020-21 Proposed Tax Rate.

## **INITIATING DEPT:** Finance

**STRATEGIC GOAL:** Actively Communicate and Engage the Public

**STRATEGIC OBJECTIVE:** Enhance Public Outreach and Engagement

**COMMENTARY:** This item is to seek public comment on the FY 2020-21 Proposed Tax Rate, which covers the fiscal period beginning October 1, 2020 and ending September 30, 2021.

The current property tax rate for the City of Wichita Falls is \$0.763323 per \$100 of assessed value, and the no-new-revenue tax rate is \$0.744422. The no-new-revenue tax rate is essentially the rate that generates the same tax revenue as the prior year from properties that were on the tax roll in both tax years. The voter-approval rate is \$0.776452.

The proposed FY 2020-21 budget recommends a tax rate of \$0.763323, which is the same tax rate as FY 2019-20 (current year). This tax rate does not exceed the voter-approval tax rate.

The tax rates considered have been calculated and certified by the Wichita County Tax Assessor-Collector, Tommy Smyth, on August 7, 2020.

Staff recommends the City Council open the public hearing to receive comments. The City Council will consider adoption of the FY 2020-21 tax rate later in this agenda.

CFO/Director of Finance

#### **ASSOCIATED INFORMATION:**

Budget Office Review

**City Attorney Review** 

**City Manager Approval** 

## CITY COUNCIL AGENDA September 1, 2020

**ITEM/SUBJECT:** Ordinance adopting the Annual Budget for the fiscal year beginning October 1, 2020 and ending September 30, 2021.

**INITIATING DEPT:** City Manager's Office

## STRATEGIC GOAL: N/A

## STRATEGIC OBJECTIVE: N/A

**COMMENTARY:** The Proposed Budget for the 2020-21 fiscal year was submitted to the City Council on July 15, 2020. A City Council budget hearing was conducted on August 18, 2020, and a public hearing on the property tax rate is scheduled for September 1, 2020. Now, it is time for the City Council to consider adopting the budget and setting out the fiscal appropriations for the ensuing 12 months, beginning October 1, 2020.

The Proposed City Budget for the 2020-21 fiscal year is \$184.4M, which is a decrease of \$9.6M, or 4.97% from the 2019-20 adopted budget. The City's General Fund, representing approximately 44% of the total budget, has proposed expenditures in FY 2020-21 of approximately \$81.7M, or a reduction of approximately \$1.3M from the current year. The proposed budget assumes no change in the current City of Wichita Falls property tax rate of \$0.763323 per \$100 of assessed value. This tax rate does not exceed the voter-approval tax rate.

This ordinance has been prepared to approve the budget for the 2020-21 fiscal year.

Staff recommends approval of the ordinance.

## CFO/Finance Director

## **ASSOCIATED INFORMATION:**

Budget Office Review

**City Attorney Review** 

City Manager Approval

Ordinance No. \_\_\_\_\_

# Ordinance adopting the Annual Budget for the fiscal year beginning October 1, 2020 and ending September 30, 2021

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

1. The budget estimate of the revenues and expenses for conducting the affairs of the City of Wichita Falls for the ensuing year, beginning October 1, 2020 and ending September 30, 2021, as submitted to the City Council by the City Manager, is hereby adopted and approved as the budget estimate of all revenues, expenses as well as the fixed charges against said City for the fiscal year beginning the 1st day of October, 2020, and ending the 30th day of September, 2021.

2. Appropriations are hereby made for such revenues, expenses, and charges for the fiscal year beginning October 1, 2020 and ending September 30, 2021, and such appropriations are to be set up in accounts as submitted to the City Council. Operational control of the budget shall be exercised at the class total level within each Fund, Department, and Budget Unit.

3. The City Manager is authorized to make transfers between items appropriated to the same office, department, or division, where not in contravention of the Constitution and laws of this State or of the City Charter.

4. The projects, programs and benefits, which are included in this budget and for which appropriations are herein made, are hereby approved.

5. The immediate need to continue the normal operation of the business of the City creates an emergency, and in order to protect the public health, welfare, and to preserve the peace, this ordinance shall take effect immediately, and it is so ordained.

PASSED AND APPROVED this the 1<sup>st</sup> day of September, 2020.

MAYOR

ATTEST:

City Clerk

## CITY COUNCIL AGENDA September 1, 2020

**ITEM/SUBJECT:** Ordinance ratifying the increase in property tax revenue as reflected in the Annual Budget for the fiscal year beginning October 1, 2020 and ending September 30, 2021.

**INITIATING DEPT:** City Manager's Office

## STRATEGIC GOAL: N/A

## STRATEGIC OBJECTIVE: N/A

**COMMENTARY:** The Proposed Budget for the 2020-21 fiscal year was submitted to the City Council on July 15, 2020. A City Council budget hearing was conducted on August 18, 2020, and a public hearing on the property tax rate was conducted September 1, 2020.

This budget will raise more total property taxes than last year's budget by \$1,456,768.72, which is a 3.89 percent increase, and of that amount \$236,297.03 is tax revenue to be raised from new property added to the tax roll this year.

This ordinance has been prepared to approve the budget for the 2020-21 fiscal year.

Approval of this ordinance is recommended.

In addition to approving the budget, the Local Government Code requires a second vote on the budget that ratifies the property tax rate included in the budget. As such, a motion is required for this item as follows:

#### Motion:

"I MOVE TO ADOPT THIS BUDGET THAT WILL RAISE MORE TOTAL PROPERTY TAXES THAN LAST YEAR'S BUDGET BY \$1,456,768.72, OR 3.89 PERCENT INCREASE, AND OF THAT AMOUNT \$236,297.03 IS TAX REVENUE TO BE RAISED FROM NEW PROPERTY ADDED TO THE TAX ROLL THIS YEAR."

## CFO/Finance Director

## ASSOCIATED INFORMATION:

Budget Office Review

**City Attorney Review** 

City Manager Approval

Ordinance No. \_\_\_\_\_

## Ordinance ratifying the increase in property tax revenue as reflected in the Annual Budget for the fiscal year beginning October 1, 2020 and ending September 30, 2021

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

1. The City of Wichita Falls, FY 2020-21 Budget is hereby ratified to raise more total property taxes than last year's budget by \$1,456,768.72, which is a 3.89% percent increase, and of that amount \$236,297.03 is tax revenue to be raised from new property added to the tax roll this year.

PASSED AND APPROVED this the 1<sup>st</sup> day of September, 2020.

MAYOR

ATTEST:

City Clerk

## CITY COUNCIL AGENDA September 1, 2020

**ITEM/SUBJECT:** Ordinance levying, assessing, and fixing the tax rate for the use and support of the Wichita Falls Municipal Government and providing for the Interest and Sinking Fund for the 2020-21 fiscal year; and declaring an emergency.

## **INITIATING DEPT:** Finance

#### STRATEGIC GOAL: N/A

## STRATEGIC OBJECTIVE: N/A

**COMMENTARY:** The attached ordinance is required to set the total property tax levy for the 2020-21 fiscal year. The property tax rate is made up of two parts: (1) the rate needed to support Operations and Maintenance of the City's general operations; and (2) the rate needed to pay Principal and Interest on a portion of the City's General Obligation Debt. This Ordinance requires a record vote.

The current property tax rate for the City of Wichita Falls is \$0.763323 per \$100 of assessed value, and the no-new-revenue tax rate is \$0.744422. The no-new-revenue tax rate is essentially the rate that generates the same tax revenue as the prior year from properties that were on the tax roll in both tax years. The voter-approval rate is \$0.776452.

The proposed FY 2020-21 budget recommends a tax rate of \$0.763323, which is the same tax rate as FY 2019-20 (current year). This tax rate does not exceed the voter-approval tax rate.

The tax rates considered in this Ordinance have been calculated and certified by the Wichita County Tax Assessor-Collector, Tommy Smyth, on August 7, 2020.

Staff recommends approval of this ordinance. Approval of this ordinance requires the following motion.

#### Motion:

"I MOVE THAT THE PROPERTY TAX RATE BE INCREASED BY THE ADOPTION OF A TAX RATE OF \$0.763323, WHICH IS EFFECTIVELY A 2.48 PERCENT INCREASE IN THE TAX RATE."

NOTE: This motion references the increase between the total tax rate being adopted, and the no-new-revenue tax rate, per Texas Tax Code.

## **ASSOCIATED INFORMATION:**

Budget Office Review

- ⊠ City Attorney Review
- City Manager Approval

## Proposed Budget Option

Ordinance No. \_\_\_\_\_

Ordinance levying, assessing, and fixing the tax rate for the use and support of the Wichita Falls Municipal Government and providing for the Interest and Sinking Fund for the 2020-21 fiscal year; and declaring an emergency

WHEREAS, the City Council finds that the City Council has performed all legal prerequisites to increasing the tax rate as provided herein, in accordance with Texas Tax Code § 26.05.

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

1. There shall be assessed, levied, and collected on all taxable property in the City of Wichita Falls, Texas, for the year 2020 and following, to-wit:

\$0.722736 on each \$100.00 assessed valuation of all taxable property in the City for the purpose of paying the general governmental operating expenses of the City and for general improvements of said City and its property. THIS TAX RATE WILL RAISE MORE TAXES FOR **MAINTENANCE AND OPERATIONS** THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED BY 2.69% PERCENT AND WILL RAISE TAXES FOR **MAINTENANCE AND OPERATIONS** ON A \$100,000 HOME BY APPROXIMATELY \$18.90.

\$0.040587 on each \$100.00 of assessed valuation of all taxable property in the City for the purpose of paying interest and principal for the redemption of bonds legally issued by said City.

RECAPITULATION OF RATE \$0.722736 for Maintenance & Operations \$0.040587 for Interest and Sinking Fund

Total levy for 2020-21: **\$0.763323** per \$100.00 assessed valuation of all taxable property in the City. This tax rate is the same tax rate that was levied in the prior year.

2. There is also levied an occupation tax on every person, firm or corporation pursuing any of the occupations named in the Charter, ordinances and general laws of Texas as being subject to such a tax by cities, which shall be paid in advance; said occupation tax shall be one-half (1/2) of the state tax for similar occupations.

3. The immediate need to continue the normal operation of the business of the City creates an emergency and in order to protect the public health, welfare, and to preserve

the peace, this ordinance shall take effect immediately, and it is so ordained.

PASSED AND APPROVED this the 1<sup>st</sup> day of September, 2020.

ATTEST:

MAYOR

### CITY COUNCIL AGENDA September 1, 2020

**ITEM/SUBJECT:** Ordinance adopting the Five-Year Capital Improvement Plan for the Fiscal Year beginning October 1, 2020 and ending September 30, 2025

### **INITIATING DEPT:** Finance

### **STRATEGIC GOAL:** Provide Adequate Infrastructure

**STRATEGIC OBJECTIVE:** Complete Signature Public Improvements

**COMMENTARY:** The purpose of the Capital Improvement Plan is to focus on the City's capital budgeting needs over a multi-year basis, as opposed to one year at a time, and to identify potential funding sources to finance those projects. The Capital Improvement Plan for fiscal years beginning October 1, 2020 and ending September 30, 2025 was submitted to the City Council on August 27, 2020, and is included in summary format in the 2020-21 Proposed Budget, presented to Council July 14, 2020. Total expenditures over the five-year period are \$168.8 million.

Approval of this ordinance will adopt the Capital Improvement Plan, as presented by the City Manager. It should be noted, however, that Council adoption of this plan does not mean that all of the projects listed in the plan are approved for funding or obligated by the city. Only the project costs and associated funding sources identified in the 2020-21 fiscal year of the CIP formulate the approved budget for capital improvement projects. The projects listed in the 2020-21 fiscal year, which total \$17.9 million, have approved funding sources and/or the City is firmly committed to undertaking these projects within this fiscal year. The projects listed in the outlying fiscal years are for financial and project planning purposes only. Attached is a summary of the Five-Year Plan.

Staff recommends approval of the ordinance.

CFO/Director of Finance

ASSOCIATED INFORMATION: Ordinance, CIP Cover Memo and Summary

Budget Office Review

**City Attorney Review** 

City Manager Approval

Ordinance No. \_\_\_\_\_

## Ordinance adopting the Five Year Capital Improvement Plan for the Fiscal Year beginning October 1, 2020 and ending September 30, 2025

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

1. The 2021-2025 Capital Improvement Plan, which includes budget estimates of the revenues and expenses for completing capital projects outlined in this plan, as submitted to the City Council by the City Manager and outlined in the attached **Summary of All Capital Project Costs**, is hereby adopted and approved.

2. Project costs and associated funding sources listed in the 2020-21 fiscal year of the Five-Year Capital Improvement Plan formulate the approved capital improvement budget. Project costs and associated funding sources for the remaining fiscal years of the Five-Year Capital Improvement Plan are for planning purposes only, and are not approved for funding by Council adoption of this document.

PASSED AND APPROVED this the 1<sup>st</sup> day of September, 2020.

MAYOR

ATTEST:





City of Wichita Falls, Texas Summary of All Capital Project Costs FY2020/21 - 2024/25

			oje	cted Finan	cia							
		20/21		21/22		22/23		23/24		24/25		Total
Designed Operate												
Project Cost:												
Bldgs and General Facilities	\$	444,440	\$	125,000	\$	880,000	\$	250,000	\$	550,000	\$	2,249,440
Information Technology	\$	519,100	\$	497,000	\$	990,000		1,840,000		2,047,000	\$	5,893,100
Parks and Library	\$	-		4,551,691		6,721,119		10,282,354		6,000,000	\$	27,555,164
Traffic System	\$	197,158	\$	264,800	\$	264,800	\$		\$	264,800	\$	1,256,358
Fleet Replacements	\$	4,421,584		4,699,279		4,140,575		4,316,166	\$	5,638,275	\$	23,215,879
Airports	\$	1,536,110		1,386,110	\$	949,999	•	7,391,111		6,400,000	\$	17,663,330
Transit System	\$	190,000		12,437,213	\$	635,526			\$	595,526	\$	14,478,791
Street System	\$	2,652,000		2,530,000		2,530,000		2,530,000		2,530,000	\$	12,772,000
Water System	\$	3,930,985		5,821,000		8,406,000		6,606,000	\$	4,606,000	\$	29,369,985
Wastewater System	\$	2,308,872		3,316,588		2,940,000		2,390,000	\$	1,940,000	\$	12,895,460
Sanitation System	\$	635,000	\$	910,000	\$	665,000	\$	680,000	\$	695,000	\$	3,585,000
Drainage System	\$	1,016,000	\$	3,925,000	\$	4,200,000	\$	2,280,000	\$	2,768,000	\$	14,189,000
Multi-Purpose Events Center	\$	-	\$	3,230,500	\$	490,000	\$	-	\$	-	\$	3,720,500
· · · · · · · · · · · · · · · · · · ·											\$	-
Total	\$ `	17,851,249	\$	43,694,181	\$	33,813,019	\$	39,450,957	\$	34,034,601	\$	168,844,007
Sources of Funding:												
General Operating Funds	\$	3,293,598	\$	3,171,800	\$	3,674,800	\$	3,044,800	\$	3,344,800	\$	16,529,798
Information Tech Operating Funds	\$	519,100	\$	497,000	\$	990,000	\$	1,840,000	\$	2,047,000	\$	5,893,100
Fleet Operating Funds	\$	2,293,415	\$	2,274,216	\$	2,429,216	\$	2,579,216	\$	2,729,216	\$	12,305,279
Sanitation Operating Funds	\$	2,763,169	\$	3,050,063	\$	2,376,359	\$	2,416,950	\$	3,604,059	\$	14,210,600
Water/Sewer Operating Funds	\$	6,239,857	\$	9,137,588	\$	11,346,000			\$	6,546,000	\$	42,265,445
Stormwater Operating Funds	\$	1,016,000	\$	4,210,000	\$	4,200,000	\$	2,280,000	\$	2,768,000	\$	14,474,000
Water Park Operating Funds	\$	-	\$	-	\$	1,000,000	\$	400,000	\$	-	\$	1,400,000
Airport Operating Funds	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-
CDBG Funds	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-
FAA Grant Funds	\$	1,536,110		1,386,110	\$	949,999	\$		\$	6,400,000	\$	17,663,330
FTA Grant Funds	\$	190,000		12,437,213	\$	635,526	\$	620,526	\$	595,526	\$	14,478,791
4B Sales Tax Revenue Bonds	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-
Certificates of Obligation	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-
Texas Water Development Bond Funds		-	\$	-	\$	-	\$	-	\$	-	\$	-
Private Funds	\$	-	\$	-	\$	-	\$	-	\$	-	\$	-
Cemetery Perpetual Care Funds	\$	-	\$	900,000	\$	350,000	\$	-	\$	-	\$	1,250,000
Undetermined Funds	\$	-	\$	6,630,191	\$	5,861,119	\$	9,882,354	\$	6,000,000	\$	28,373,664
Total	¢	17 951 240	¢	12 604 191	¢	22 912 010	¢	39,450,957	¢	24 024 601	\$	168,844,007
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Undetermine									ned I	unds		
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### CITY COUNCIL AGENDA September 1, 2020

**ITEM/SUBJECT:** Ordinance reappointing Mike Whalen and Diane Dockery as Substitute Judges of the Municipal Court for terms of two years.

**INITIATING DEPT:** Legal

**STRATEGIC GOAL:** Efficiently Deliver City Services

**STRATEGIC OBJECTIVE:** Practice effective governance

**COMMENTARY:** Section 30.00008 of the TEXAS GOVERNMENT CODE authorizes the governing body to appoint one or more qualified persons to serve in the place and stead of the Municipal Judge during any period when the Judge is temporarily unable to act for any reason. Mike Whalen and Diane Dockery have been so appointed, and are currently serving in this capacity. Their terms expire October 1, 2020.

It is recommended that Mike Whalen and Diane Dockery be reappointed as Substitute Judges of the Municipal Court for two years from October 1, 2020.

### **City Attorney**

**ASSOCIATED INFORMATION:** Judge Gillen's Letter Recommending Reappointment; Letters from Whalen and Dockery Requesting Reappointment; Ordinance Attached.

Budget Office Review

City Attorney Review

City Manager Approval



611 BLUFF STREET WICHITA FALLS, TEXAS 76301 (940) 761-7880 WWW.WICHITAFALLSTX.GOV

August 3, 2020

Mayor Stephen Santellana 1300 Seventh Street Wichita Falls, Texas 76301

Dear Mayor Santellana:

Judge Diane Dockery and Judge Michael Whalen have requested reappointment as associate municipal court judges. I strongly recommend that both be reappointed.

Sincerely,

Juny a sell

Larry A. Gillen Municipal Judge

### J. Michael Whalen

Attorney At Law

August 3, 2020

Wichita Falls City Council 1300 7<sup>th</sup> Street Wichita Falls, Texas 76301

To Whom It May Concern:

It has been my distinct honor to serve the City of Wichita Falls as an Associate Municipal Court Judge since 1994. I have been privileged to serve on weekends, holidays, and at the pleasure of presiding Judge Larry Gillen. I understand that my current appointment will expire soon.

I therefore respectfully submit to the Wichita Falls City Counsel my request for reappointment to my current position.

Sincerely,

/s/ J. Michael Whalen Associate Municipal Court Judge



#### REAPPOINTMENT REQUEST: Associate Municipal Court Judge

1 message

Carolyn Dockery <cddoc3@gmail.com> To: linda.merrill@wichitafallstx.gov, "stan.horton" <stan.horton@wichitafallstx.gov>

Fri, Jul 31, 2020 at 8:56 AM

Dear Ms. Merrill,

In response to a forwarded e-mail provided by Judge Gillen, please accept this as my Letter of Request for Reappointment to be considered by the Wichita Falls City Council.

I have held this position continuously since my original appointment in January, 1999, and it continues to be a privilege and honor to work for the City of Wichita Falls, as well as a pleasure working with an excellent court staff.

If you or city officials require further action on my part, please do not hesitate to contact me,

Very truly yours,

Diane Dockery (940) 867-1797 Ordinance No. \_\_\_\_\_

### Ordinance reappointing Mike Whalen and Diane Dockery as Substitute Judges of the Municipal Court for terms of two years

WHEREAS, Mike Whalen and Diane Dockery were reappointed as substitute judges of the Municipal Court by Ordinance No. 38-2018 for two-year terms expiring October 1, 2020; and,

WHEREAS, Mike Whalen and Diane Dockery have agreed to serve additional twoyear terms as substitute Municipal Court Judges, to act in the place and stead of the Municipal Judge during any period in which he is temporarily unable to act for any reason.

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

- 1. Mike Whalen is hereby reappointed as a substitute judge of the Municipal Court for a term of two years from October 1, 2020.
- 2. Diane Dockery is hereby reappointed as a substitute judge of the Municipal Court for a term of two years from October 1, 2020.

PASSED AND APPROVED this the 1<sup>st</sup> day of September, 2020.

ATTEST:

MAYOR

### CITY COUNCIL AGENDA SEPTEMBER 1, 2020

**ITEM/SUBJECT:** Resolution authorizing the purchase of 2,700 replacement DuPont Microfiltration Elements from FilmTec Corporation, in the amount of \$2,235,000.

**INITIATING DEPT:** Public Works

**STRATEGIC GOAL:** Provide Adequate Infrastructure

### STRATEGIC OBJECTIVE: n/a

**COMMENTARY:** The Microfiltration Plant (MF) was brought online in 2008 to treat water from Lake Kemp in response to the 1995-2000 drought. Since 2008, the microfiltration system has allowed the City to integrate Lake Kemp into its water resource portfolio and was a cornerstone treatment process in 2014/2015 that made the Direct Potable Reuse project a success.

The life expectancy of microfiltration elements is 10 years. The existing microfiltration elements have long exceeded that life expectancy through careful operation and maintenance performed by the Water Purification staff. However, they are beginning to exhibit signs of unrecoverable damage from use and are requiring replacement within the immediate future.

Since the existing microfiltration elements are no longer being manufactured, an acceptable replacement element had to be approved by the Texas Commission on Environmental Quality (TCEQ). Water Purification staff has worked with the manufacturer of the microfiltration elements and the TCEQ to acquire necessary regulatory approval for the replacement elements. These elements are the only elements approved by the TCEQ for use in the City's MF Plant, therefore this purchase is a sole source purchase.

Funding for this replacement project is built into the annual Budget Utility Improvement Projects (BUIP) for Utilities, and the current account has adequate funds to pay for this changeout project.

Staff recommends approval of the resolution awarding the purchase of 2,700 DuPont Microfiltration Elements to FilmTec Corporation, at a cost of \$2,235,000.

### **Director, Public Works**

#### **ASSOCIATED INFORMATION:** Resolution, Quote

Budget Office Review

☐ City Attorney Review

City Manager Approval





PAGE 3 OF 6 PAGES AGENDA ITEM NO. 9.



Resolution No. \_\_\_\_\_

### Resolution authorizing the purchase of a 2,700 replacement DuPont Microfiltration Elements from FilmTec Corporation, in the amount of \$2,235,000

WHEREAS, one of the City of Wichita Falls' Strategic Goals is to Provide Adequate Infrastructure; and,

WHEREAS, the City desires to have a reliable microfiltration plant capable of processing water from Lake Kemp; and,

WHEREAS, the City desires to maintain regulatory compliance with federal and state regulations governing the use of microfiltration elements to produce drinking water; and,

WHEREAS, it is in the best interest of the City of Wichita Falls to sole-source the purchase of DuPont microfiltration elements from FilmTec Corporation.

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

City staff is authorized to execute all documents necessary to purchase 2,700 replacement DuPont microfiltration elements from FilmTec Corporation, in the amount of \$2,235,000.00

PASSED AND APPROVED this the 1st day of September, 2020.

MAYOR

ATTEST:

# OUPONT ?

MPS MEM Tewksbury FilmTec Corporation, 558 CLARK ROAD TEWKSBURY MA 01876

Sold-to address: CITY OF WICHITA FALLS 1300 7TH ST WICHITA FALLS TX 76301

### Quotation

07/23/2020 Order Date: Sales Order No.: 10229859 1057792 Customer No.: Customer PO No.: GEC 072320-1 Incoterms (part 1): FOB Free on board Incoterms (part 2): Free on board within 30 days Due net Payment Terms: NEWMAN REGENCY GROUP INC Sales Rep: Contact Person: Gene Cerilli

Module Replacement Project

2700 L10N modules

Freight

Expected Delivery date August 2021.

Valid from date:	07/23/2020
Valid to date:	09/30/2020

Line Item	Material Old Part Number Description	Origin	Qty./UOM	Unit Price	Total Price Currency USD
001000	W3T310693 119221 MODULE, SPARE S10N v2 HTS: 8421990040	AU	2,700 EA	800.00	2,160,000.00
002000	W2T291128 Freight ECCN: EAR99	US	1 EA	75,000.00	75,000.00

Ship-to address CITY OF WICHITA FALLS 4801 BIG ED NEAL DR WICHITA FALLS TX 76310 Net Total

2,235,000.00 USD

Bill-to address CITY OF WICHITA FALLS 1300 7TH ST WICHITA FALLS TX 76301