



CITY OF WINTERS, TEXAS
310 S. MAIN ST. WINTERS, TX
REGULAR MEETING MINUTES

April 3, 2023, 6:00 p.m.

***NOTE: D/A on this agenda stands for Discussion/Action.**

Call meeting to order. Mayor Burkhart called the meeting to order at 6:00 p.m. and a quorum was established. In attendance were Mayor Mark Burkhart, City Attorney Ken Slimp, Alderman Jimmy Butler, Alderman Mike Neal, Alderwoman Zan Jamieson, Alderwoman Ida Rodriguez. Alderwoman Ursula Estrada arrived at 6:03 p.m.

Pledge of Allegiance -US and Texas Flag

Alderwoman Zan Jamieson opened in prayer.

Agenda Item 1. Community Input. N/A.

Agenda Item 2. Approval of Minutes from February 27, 2023, Alderman Mike Neal made a motion to approve the minutes from February 27, 2023. Alderwoman Ida Rodriguez seconded the motion, all in favor. Motion carried. Ayes 4, Noes 0.

Alderman Mike Neal made a motion to approve the minutes from March 4, 2023, Alderwoman Ida Rodriguez seconded the motion opening the floor for discussion. Alderman Mike Neal stated that the Personnel Policy is on the agenda and asked why the Policy and Procedures revisions for the Police Department, as discussed on March 4, 2023 were not on there. City Secretary Sheila Lincoln answered that Chief Geyer stated that she had been busy and had not yet had the chance to address it. Mr. Neal asked that it be put on the next agenda. After discussion, the council voted to approve the minutes. Ayes 5, Noes 0.

Agenda Item 3. Department Reports:

*City Secretary: Sheila Lincoln

* Atmos Rider GCR -Rate Filing for March 2023. No discussion

* Texas Trust Opioid Settlement. The Texas Trust Opioid Settlement made a check payable to the City of Winters in the amount of \$1,955.57.

* Per Cheryl with Merritt, McLane & Hamby, P.C. the annual audit scheduled for next month has been rescheduled for the week of June 20, 2023. The council questioned the change of date for the annual audit, it is the understanding of the office that due to staffing and scheduling conflicts the audit was rescheduled. Alderwoman Ida Rodriguez asked what the repercussions

are for not having the audit done within the 180 days after the FYE. Alderman Jimmy Butler explained that it could hinder future assistance for the city and that the state sets the time frame for audits.

* Water Department: Supervisor, Michael Blackshear, not present. No discussion.

A. Water Usage

B. Sewer Status- CDBG status email

C. Projects, New/ Ongoing.

*Street Department: Supervisor, David Lara, not present. No discussion.

A. Projects

*Police Department: Chief Paula Geyer, not present. No discussion.

A. Statistics

*Code Enforcement: Bobby Sanders, discussed status report for the month.

A. Animal Control- 11 dogs, 6 cats and 8 incident reports.

B. Citation Statistics- 2 citations.

*City Judge: Greg Nichols, states he is learning the curve is great and he will be out due to knee surgery for a couple of weeks.

A. Citation Statistics.

*Airport Manager: Richard Humphrey, not present. No discussion.

A. Projects

B. Events

Agenda Item 4. Approval of Bills. Alderwoman Zan Jamieson made a motion to pay the bills. Alderman Jimmy Butler seconded the motion. All in favor, motion carried. Ayes 5, Noes 0.

Agenda Item 5. Council's Report:

A. Mission, Vision, and Goal Setting.

Agenda Item 6. Old Business:

A. Consider and take possible action to approve revised Tax Abatement Policy to include *Inconsistencies*. Alderman Jimmy Butler made a motion to approved the Tax Abatement Policy to include *Inconsistencies* statement along with the original corrections. Alderwoman Ursula Estrada seconded the motion, all in favor. Motion carried. Ayes 5, Noes 0.

B. Consider and take possible action to approve Resolution 2023-03 Personnel Policy for the city of Winters. Alderwoman Ursula Estrada made a motion to approve Resolution 2023-03 Personnel Policy for the city of Winters. Alderman Mike Neal seconded the motion, all in favor. Motion carried. Ayes 5, Noes 0.

Agenda Item 7. New Business:

- A. Consider and take possible action to recognize April as National 9-1-1 Education Month Proclamation.

Alderman Mike Neal made a motion to recognize April as National 9-1-1 Education Month. Alderwoman Zan Jamieson seconded the motion, all in favor. Motion carried. Ayes 5, Noes 0.

- B. Consider and take possible action to sell property at 307 Paloma to Avery Barney.

Alderman Mike Neal made a motion to sell the property at 307 Paloma to Avery Barney. Alderwoman Ida Rodriguez seconded the motion, after discussion and input from city Attorney, Ken Slimp, who stated that the city would have to advertise and take bids in order to sell the property, the council agreed that the property is not for sale at this time. Ayes 0, Noes 5.

C. Consider and take possible action regarding notice from the Public Utility Commission 2023 Consumer Price Index (CPI) Adjustment to Municipal Telecommunications Right-of-Way Access Line Rates.

Alderman Jimmy Butler made a motion to accept the Consumer Price Index (CPI) rate increase of 4.2883% from the Public Utility Commission. Alderwoman Zan Jamieson seconded the motion, all in favor. Motion carried. Ayes 5, Noes 0.

D. Consider and take possible action to approve the Amended and Restated Land Lease Agreement for Tower Site ("Amended Lease").

Alderman Jimmy Butler made a motion to approve the Amended and Restated Land Lease Agreement for Tower Site ("Amended Lease"). Alderwoman Ursula Estrada seconded the motion, opening the floor for discussion. Alderman Jimmy Butler stated there should be at minimum, an increase paid to the city to match that which was just accepted by the city from the PUC (4.2883%). Attorney Ken Slimp stated that the city is in the third extension of the first lease which should end mid-2026. Alderwoman Ida Rodriguez suggested an initial increase of at least \$1,000 then the additional 4.2883 % annually. Alderman Jimmy Butler suggested that the city look at initial rates compared to today's rates with inflation as a starting point then an annual increase with at least as much as the CPI increases. Alderman Mike Neal made a motion to amend the original motion to approve and to table this agenda item until the suggested changes were proposed to attorneys for West Central Wireless. Alderwoman Ursula Estrada seconded the motion to table, all in favor. Motion carried. Ayes 5, Noes 0.

Agenda Item 8. Adjourn.

Alderwoman Ursula Estrada made a motion to adjourn the meeting. Alderwoman Zan Jamieson seconded the motion, all in favor. Motion carried. Meeting adjourned at 6:35 p.m.

Mark Burkhart
Mark Burkhart, Mayor

ATTEST:

Sheila Lincoln
Sheila Lincoln, City Secretary



