

**CITY OF WINTERS
CITY COUNCIL REGULAR MEETING MINUTES
Monday, September 27, 2021 6:00 p.m.
Council Chambers, City Hall, 310 S Main, Winters, Texas**

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

Call meeting to order: Mayor, Lisa Yates called the meeting to order at 6:00 p.m.

Quorum check.

Present: Mayor, Lisa Yates

**City Attorney, Ken Slimp
Aldерwoman Sandee Schneider
Alderman Mark Burkhart
Aldерwoman Ursula Estrada
Alderman Stephen Joeris
Alderman Clayton Woffenden**

Prayer: Mayor Yates.

Agenda Item # 1: Community input.

There was no community input. Mayor Yates did encourage all to keep Justin Ventress in their thoughts and prayers and reminded all of the benefit being held at the WVFD to benefit Justin's medical expenses.

Agenda Item # 2: D/A from Ed Galvan with Secure Data Technologies, regarding the city's use of VoIP.

Mr. Galvan informed Council that the city is currently running on plenty of megs of Wi-Fi in order to support the proposed VoIP phones for the city. Nextiva would be less expensive than Spectrum which was proposed by Global Data Technologies earlier this year. The proposal of Nextiva is for a 40-month term and would cost the city around \$300 per month with \$799.99 due initially. The agreement would allow for no charges to the city for months two through five and would end up saving the city over \$600 per month over current landline costs. Alderman Mark Burkhart asked if Mr. Galvan recommended this service to which he answered yes. Mr. Galvan stated that he will be able to help tech support with Nextiva as well as the city's current IT representative and states there is no charge for support for Nextiva. Aldерwoman Ursula Estrada made a motion for approval to accept the proposal for Nextiva VoIP. Alderman Mark Burkhart seconded the motion. All in favor, motion carried.

Agenda Item # 3 Discussion from Ed Galvan with Secure Data, on the status of the implementation of credit card machine for all payment types made to the city.

Mr. Galvan stated that of all the credit card options that he has heard from Open Edge is fully compatible with Incode. At the time of meeting Open Edge had not responded with costs to the city for accepting credit card payments. Other companies researched were not compatible with the city's current software and would not be recommended. One of the concerns was that the City would incur the costs of credit card fees unless they are charged back to the customer. Alderman Clayton Woffenden asked if the cost could be charged to the customer instead of the city. Mr. Galvan confirmed that in fact, it could be charged to the customer. Mayor Yates stated that any charges to the customer would have to be transparent. Mr. Galvan stated that some cities smaller than Winters had incurred transaction fees of more than \$30,000 and upwards of \$60,000 in the first year. This item has been tabled until further information is obtained.

Agenda Item # 4 Discussion from James and Miriam Thompson regarding the lift station near Loop 438 in Winters.

Mr. and Ms. Thompson addressed council about recurring issues of sewer backing up into their property at 318 Loop 438 near the city's water plant. Mr. Thompson states the sewer has backed up into their home and they have had to tear out the carpet as the pump on the lift station near their home had backed up and stopped working. He stated further that they had made several calls to the on-call phone for the water department. Ms. Thompson states they were in Abilene at the time of the incident and said she was told there was not an alarm on the lift station near their home. Mr. Thompson stated concerns of the repairman not being licensed and suggests that the city retain the services of a licensed engineer. Michael Blackshear explained that all electrical lines in the lift station are held up with zip-ties and this issue arose after a storm had blown a fuse. Ms. Thompson suggested that the city hire workers who are not on the VFD so that response time would be more expedient. Mr. Thompson asked if the city would pay for the damage caused to the carpet to which Attorney, Ken Slimp encouraged the Thompson's to write a letter to the city claiming the damage and to submit pictures as well to City Hall so that a claim could be filed.

Agenda Item # 5: D/A from Michael Mostad and Mark Bridgeman with the Winters VFD regarding the acceptance of land/BBQ Pit area donated by Kei Antilley, Beverly Awalt and Patsy Kaufman.

Mr. Bridgeman stated that Marvin Bedford donated the land which he believes is Zero S. Frisco between the creek & Paloma, Winters, TX. He believes that it was originally donated in 1994; he states that about three years ago the daughters, afore mentioned, contacted George Mostad stating that they wanted to gift the land to the VFD. Mr. Bridgeman stated he would like to get the ball rolling in accepting the gift and getting the deed set up in the city's name. Attorney, Ken Slimp stated that the daughters want to gift the city, the question being does the city want to accept the gift. Mayor Yates asked who would incur the cost of the transfer/legal fees, Mr. Slimp stated he would draw the deed up at no cost, volunteering his services to the WVFD and the only cost to the city would be a filing fee. Mayor Yates also asked why it would go into the city's name opposed to the WVFD to which Mr. Bridgeman said that the city owns everything the

WVFD has. Mr. Slimp agreed stating that it is not a corporation, it is a volunteer fire department. Mayor Yates, stated she is not opposed, was just curious why the city would take the gift opposed to the VFD. Mr. Bridgeman states that to his knowledge all back taxes have been paid and that if anything is owed, it would be paid by the fire department. Alderwoman Ursula Estrada made a motion to accept the property gifted to the VFD/city. Alderman Clayton Woffenden seconded the motion. All in favor, motion carried.

Agenda Item # 6: Monthly Reports:

- A. City Hall Monthly Report.
- B. Street Department Monthly Report: Street Department Supervisor, David Lara asked council if they could gift a shredder his department has had for 15-20 years to Runnels County Precinct 4, Juan Ornealas. He states that the city does not use it and hasn't in years and it does have a tree growing out of it. Attorney Slimp states that if it was gotten through a grant it would have to be cleared to gift it and it may be considered salvaged equipment. Chief Geyer said that USDA does not care if it is over a certain age and not worth more than \$500. Mayor Yates conveys the desire to table until Ms. Lincoln has checked with the USDA.

Michael Blackshear with the water department explained what happened with the leaks and the need to issue a boil water notice. He states they are short handed and doing their best, he states he is working closely with Jeremiah Gore from eHT and staying in compliance.

Acting City Secretary, Sheila Lincoln informed council that part of the ARP money had been deposited, \$303,290. A list of repairs for the water plant compiled by eHT was given to the council and Michael Blackshear stated that an air compressor went down today and needs to be addressed.

- C. Chief of Police Monthly Report. Chief Geyer states that all of her vehicles have had something go down this month, even the new ones.
- D. Municipal Judge Monthly Report. Judge Humphrey states that the city has a long way to go to collect the monies owed to the Municipal Court and this is a priority.

Agenda Item # 7: Consent Items:

A. Approval of Bills.

Alderwoman Sandee Schneider made a motion to pay the bills. Alderman Stephen Joeris seconded the motion, all in favor. Motion carried.

B. Approval of Minutes for Special Meeting-Budget from August 23,2021.

Aldерwoman Ursula Estrada made a motion to approve the minutes for Special Meeting-Budget from August 23,2021. Aldерwoman Sandee Schneider seconded the motion, all in favor. Motion carried.

Approval of Minutes For Special Meeting- Approving Tax Rate from August 23,2021.

Alderman Mark Burkhart made a motion to approve the minutes for Special Meeting- Approving Tax Rate from August 23,2021. Aldерwoman Sandee Schneider seconded the motion, all in favor. Motion carried.

Approval of Minutes for Regular Meeting from August 23, 2021.

Aldерwoman Ursula Estrada made a motion to approve the minutes from the regular meeting August 23,2021. Alderman Clayton Woffenden seconded the motion, all in favor. Motion carried.

Agenda Item # 8: Adjourn meeting.

Aldерwoman Sandee Schneider made a motion to adjourn the meeting at 7:23 p.m. Alderman Mark Burkhart seconded the motion, all in favor. Motion carried.

Attest:



Sheila Lincoln, Acting City Secretary



Mayor, Lisa Yates

Council Meeting Sign In

Date 9/27/21

Name	Contact Information
<i>Linda Buckley</i>	
Carolyn & Richard DeNigro	325-977-0131
RICHARD K HUMPHREY	325 977 9124
Edward Solvan	325-718-9761
<i>Sharon Miller</i>	
James Thompson	325-977-2552
Miriam Thompson	325-979-1593
STEVE ESQUIVEL	325-439-1178
David Haraji	street Dept.
Michael Black	
Mark Bra	