



**CITY OF WHARTON
FINANCE COMMITTEE MEETING**

**Monday, January 10, 2022
5:30 PM**

***CITY HALL 120 EAST CANEY STREET
WHARTON, TEXAS 77488***

**NOTICE OF
CITY OF WHARTON
FINANCE COMMITTEE MEETING**

Notice is hereby given that a Finance Committee Meeting will be held on Monday, January 10, 2022 at 5:30 PM at the Wharton City Hall, 120 East Caney Street, Wharton, Texas, at which time the following subjects will be discussed to-wit:

SEE ATTACHED AGENDA

Dated this 6th day of January 2022.

By: 
Joseph R. Pace, City Manager

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the Finance Committee Meeting is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice on the bulletin board, at City Hall of said City or Town in Wharton, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted on January 6, 2022, at 4:30 p.m. and remained so posted continuously for at least 72 hours preceding the scheduled time of said Meeting.

The Wharton City Hall is wheelchair accessible. Access to the building and special parking is available at the primary entrance. Persons with disabilities, who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's Office at (979) 532-4811 Ext. 225 or by FAX (979) 532-0181 at least two (2) days prior to the meeting date. BRAILLE IS NOT AVAILABLE.

Dated this 6th day of January 2022.

CITY OF WHARTON

By: 
Paula Favors
City Secretary



A G E N D A
CITY OF WHARTON
Finance Committee Meeting
Monday, January 10, 2022
City Hall - 5:30 PM

Call to Order.

Roll Call.

Public Comments.

Review & Consider:

1. Minutes from the meeting held November 22, 2021.
2. Ordinance: An ordinance approving an amendment to the City of Wharton, Texas, Budget for the 2020-2021 Fiscal Year.
3. City of Wharton Personnel Policy Updates:
 - A. Resolution: A resolution by the City Council of the City of Wharton, Texas implementing the requirements of HB 2073 and Chapter 180, Local Government Code establishing a paid quarantine leave policy for City of Wharton's peace officers, emergency medical technicians and/or paid firefighters; providing a severability clause and establishing an effective date.
 - B. Resolution: A resolution by the City Council of the City of Wharton, Texas amending the City's personnel policy – leave time - to implement the requirements of SB 1359 and amendments section 614.015, Local Government Code, establishing a Mental Health Leave Policy for City of Wharton police officers; providing a severability clause and establishing an effective date.

Adjournment.

City of Wharton
 120 E. Caney Street
 Wharton, TX 77488

FINANCE COMMITTEE

Meeting Date:	1/10/2022	Agenda Item:	Minutes from the meeting held November 22, 2021.
<p>Attached are a copy of the draft minutes from the meeting held November 22, 2021.</p>			
City Manager: Joseph R. Pace		Date: Thursday, January 6, 2022	
Approval: 			
Mayor: Tim Barker			

**MINUTES
OF
CITY OF WHARTON
FINANCE COMMITTEE MEETING
120 EAST CANEY STREET
WHARTON, TEXAS 77488
Monday, November 22, 2021 –6:00 p.m.**

City Manager, Joseph R. Pace, declared a meeting of the City Council Finance Committee duly open for the transaction of business at 6:00 p.m.

Committee Members present were: Mayor, Tim Barker; Councilmember, Alice Heard-Roberts and Councilmember, Russell Machann.

Committee Member absent was: None.

City Council Member present was: Councilmember, Terry Freese; Councilmember, Don Mueller; Councilmember, Steve Schneider and Councilmember Clifford Jackson.

Staff members present were: City Manager, Joseph R. Pace; Assistant to the City Manager, Brandi Jimenez; Finance Director, Joan Anandel; Community Development Director, Gwyn Teves and Emergency Medical Services Director Christy Gonzales.

Staff member absent was: None.

Visitors: None.

Public Comments. There were no public comments.

The first item on the agenda was to review and consider minutes from the meeting held November 8, 2021. Councilmember, Russell Machann, made a motion to approve the minutes as presented. Councilmember, Alice Heard-Roberts, seconded the motion. All voted in favor.

The second item on the agenda was to review and consider Resolution: A resolution of the Wharton City Council adopting the City of Wharton Investment Policy after the Annual Review of City of Wharton Investment Policy and setting an effective date. Finance Director, Joan Anandel, stated to the Committee that she had submitted the current City of Wharton's Investment Policy to Mr. James Gilley Jr., Financial Advisor at U.S. Capital Advisors for his review. She stated that she had listed the statutory requirement of Chapter 2256 of the Public Funds Investment Act and had also included three Local Governmental Investment Pools to the List of Broker/Dealers. She stated that at this time, Mr. Gilley sees no other changes needed to the policy. After some discussion, Councilmember, Russell Machann, made a motion to recommend to the City Council to approve the adoption of the City of Wharton Investment Policy after the Annual Review of City of Wharton Investment Policy and to set an effective date. Councilmember, Alice Heard-Roberts, seconded the motion. All voted in favor.

The third item on the agenda was to review and consider Resolution: A resolution of the Wharton City Council authorizing a Loan Agreement with the State Infrastructure Bank Transportation Loan Program through the Texas Department of Transportation for Utility Relocations required by the TxDOT I-69 Expansion Project and authorizing the Mayor of the City of Wharton to execute all documents related to said submission. Finance Director, Joan Anandel, stated to the Committee that the City Staff had received the TxDOT Loan Agreement for the utility relocations for the TxDOT I-69 Project in the amount of \$5,500,000. She stated that the City Staff had sent the Loan Agreement to the City's Bond Counsel, Mr. Tom Sage, with Hunton Andrews Kurth LLC, and also to Mr. James Gilley, Financial Advisor, with U.S.

Capital Advisors for their review. After some discussion, Mayor, Tim Barker, made a motion to recommend to the City Council to authorize the Loan Agreement with the State Infrastructure Bank Transportation Loan Program through the Texas Department of Transportation for Utility Relocations required by the TxDOT I-69 Expansion Project. Councilmember, Alice Heard-Roberts, seconded the motion. All voted in favor.

The fourth item on the agenda was to review and consider Proposed City of Wharton Write Offs:

- A. City of Wharton EMS.
- B. Utilities.

Finance Director, Joan Andel, stated to the Committee that the Utility Department was requesting that uncollected balances from October 2020 through September 2021 be written-off due to non-payment. She stated that the uncollected balances were mainly due to customers who had moved away without finalizing their accounts. She stated that City had applied the customers' deposit to the account but a balance remains unpaid and each of the customers had received a final bill. She stated that the customer was not allowed to open a new utility account in the future until all utility bad debts owed to the City had been cleared. She stated that Ms. Debra Medina, from Prudentia, was recommending that any account that is self-pay and has not had any activity in a year be written off. She stated that the City Staff had checked the utility billing system to see if there were any accounts that could provide current addresses to enable Prudentia to seek further collection on any accounts that were returned with bad addresses. She stated that all of these accounts had been transferred to Linebarger, Goggan, Blair, and Sampson LLC for collection efforts to begin from our outside collectors. After some discussion, Councilmember, Russell Machann, made a motion to recommend to the City Council to approve all proposed City of Wharton Write Offs for the EMS and Utilities Department. Councilmember, Alice Heard-Roberts, seconded the motion. All voted in favor.

The fifth item on the agenda was adjournment.

The meeting adjourned at 6:25 p.m.

Joseph R. Pace, City Manager

City of Wharton
 120 E. Caney Street
 Wharton, TX 77488

FINANCE COMMITTEE

Meeting Date:	1/10/2022	Agenda Item:	Ordinance: An ordinance approving an amendment to the City of Wharton, Texas, Budget for the 2020-2021 Fiscal Year.
<p>Attached you will find a memo from Finance Director, Joan Andel, regarding the amendment to the City of Wharton, Texas, Budget for the 2020-2021 Fiscal Year.</p>			
City Manager: Joseph R. Pace		Date: Thursday, January 6, 2022	
Approval: 			
Mayor: Tim Barker			



City of Wharton

120 E. Caney Street ° Wharton, TX
77488

Phone (979) 532-2491° Fax (979) 532-
0181

MEMORANDUM

To: Mr. Joseph R. Pace, City Manager

From: Joan Andel, Finance Director

Date: January 5, 2022

Re: Budget Adjustments

I would like to present the budget adjustments for FY2021 at the Finance Committee meeting on Monday, January 10, 2022 and if approved by the committee, submit to the City Council the same eveing for their approval.

Should you have any questions, please contact me.

Thank you.

**CITY OF WHARTON, TEXAS
ORDINANCE NO. 2022-XX**

**AN ORDINANCE APPROVING AN AMENDMENT TO
THE CITY OF WHARTON, TEXAS, BUDGET FOR
THE 2020-2021 FISCAL YEAR.**

WHEREAS, The City Council of the City of Wharton, Texas finds and determines it necessary to revise the 2020-2021 budget to better reflect actual revenues and expenditures in operations and activities during the fiscal year; and,

WHEREAS, The City Council finds and determines that these adjustments to the budget are for municipal purposes.

NOW, THEREFORE BE IT ORDAINED by the City Council of the City of Wharton, Texas that the 2019-2020 Budget be amended as per Attachment "A;" and is adopted by the following favorable majority of votes of the members of the City Council of the City of Wharton, Texas in a duly assembled city council meeting by the following majority:

Clifford Jackson Voted
Councilmember District No. 1

Steven Schneider Voted
Councilmember District No. 2

Terry Freese Voted
Councilmember District No. 3

Donald Mueller Voted
Councilmember District No.4

Russell Machann Voted
Councilmember at Large No. 5

Alice Heard- Roberts Voted
Councilmember at Large No. 6

Tim Barker Voted
Mayor

Separability

If any court of competent jurisdiction rules that any section, subsection, sentence, clause, or portion of this ordinance is invalid or unconstitutional, any such portion shall be deemed to be a distinct and independent provision, and any such ruling shall not affect the validity of the remaining portions hereof.

Passage and Approval

PASSED AND APPROVED by the City Council of the City of Wharton, Texas, this 10th day of January 2022.

City of Wharton
Ordinance No. 2021-XX
Page 2 of 2

CITY OF WHARTON, TEXAS

By: _____
TIM BARKER
Mayor

ATTEST:

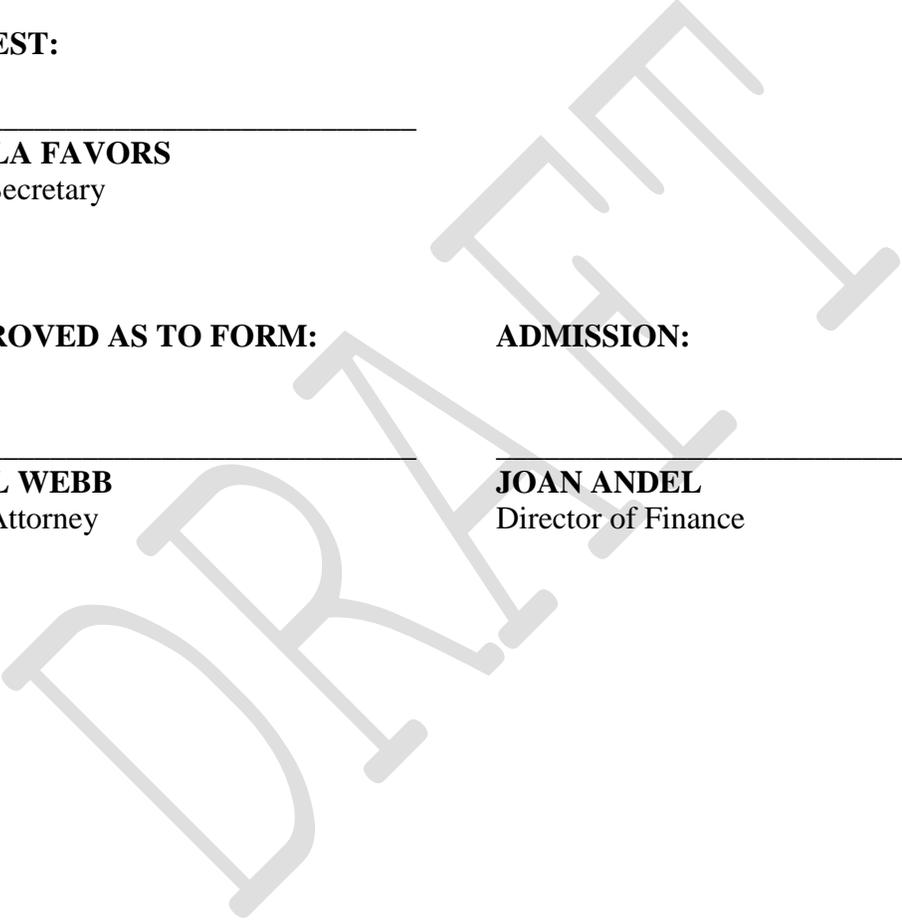
PAULA FAVORS
City Secretary

APPROVED AS TO FORM:

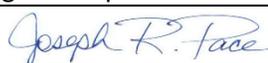
PAUL WEBB
City Attorney

ADMISSION:

JOAN ANDEL
Director of Finance



FINANCE COMMITTEE

Meeting Date:	1/10/2022	Agenda Item:	City of Wharton Personnel Policy Updates: <ul style="list-style-type: none"> A. Resolution: A resolution by the City Council of the City of Wharton, Texas implementing the requirements of HB 2073 and Chapter 180, Local Government Code establishing a paid quarantine leave policy for City of Wharton’s peace officers, emergency medical technicians and/or paid firefighters; providing a severability clause and establishing an effective date. B. Resolution: A resolution by the City Council of the City of Wharton, Texas amending the City’s personnel policy – leave time - to implement the requirements of SB 1359 and amendments section 614.015, Local Government Code, establishing a Mental Health Leave Policy for City of Wharton police officers; providing a severability clause and establishing an effective date.
<p>SB 1359—Mental Health Leave: Senate Bill 1359 requires municipalities to adopt a policy providing mental health leave for peace officers employed by the municipality who have experienced a traumatic event. The bill does not require any specificity with regard to the required policy—the City Staff has drafted a proposed policy with certain practical situations in mind. This bill went into effect September 1, 2021.</p> <p>HB 2073—Paid Quarantine Leave: House Bill 2073 requires municipalities to adopt a policy providing paid leave to peace officers, fire fighters, emergency medical technicians, and detention officers when the employee is ordered to quarantine or isolate due to a possible or known exposure to a communicable disease while on duty. Unlike SB 1359, HB 2073 is quite specific about the provisions necessary to include in the policy and includes definitions for key terms. Our proposed policy reflects these requirements and definitions. This bill went into effect immediately upon its passing, so it is important to expedite this policy.</p> <p>Attached you will find both policies for consideration.</p>			
City Manager: Joseph R. Pace		Date: Thursday, January 6, 2022	
Approval: 			
Mayor: Tim Barker			



City of Wharton

120 E. Caney Street ° Wharton, TX 77488
Phone (979) 532-2491° Fax (979) 532-0181

MEMORANDUM

Date: January 3, 2022

From: Paula Favors, City Secretary

To: Joseph R. Pace, City Manager

Subject: Personnel Policy Updates - SB 1359 – Mental Health Leave & HB 2073 – Paid Quarantine Leave

Please find attached two polices regarding the following:

SB 1359—Mental Health Leave

Senate Bill 1359 requires municipalities to adopt a policy providing for mental health leave for peace officers employed by the municipality who have experienced a traumatic event. The bill does not require any specificity with regard to the required policy—We have drafted a proposed policy with certain practical situations in mind. This bill went into effect September 1, 2021.

HB 2073—Paid Quarantine Leave

House Bill 2073 requires municipalities to adopt a policy providing paid leave to peace officers, fire fighters, emergency medical technicians, and detention officers when the employee is ordered to quarantine or isolate due to a possible or known exposure to a communicable disease while on duty. Unlike SB 1359, HB 2073 is quite specific about the provisions necessary to include in the policy and includes definitions for key terms. Our proposed policy reflects these requirements and definitions. This bill went into effect immediately upon its passing, so it is important to expedite this policy.

Both policies are required to be passed by municipalities in Texas. I am recommending the City Council consider approving the two draft policies effective January 10, 2022.

If you have any questions, please contact Paula Favors at (979) 532-2491 Ext. 225. Thank you.



EMPLOYEE PAID QUARANTINE LEAVE EFFECTIVE JUNE 15, 2021 BY HB 2073

Item-3.

The Employee Handbook of the City of Wharton, Texas dated December 1, 2012 be amended as follows:

Under V. ATTENDANCE/LEAVE

Employee Paid Quarantine Leave (HB 2073), is being created:

W. Employee Paid Quarantine Leave (HB 2073)

Purpose.

The purpose of this policy is to provide for and maintain employment benefits for certain employees who are ordered to quarantine or isolate due to a possible or known exposure to a communicable disease while on duty.

The definition of communicable disease: "Communicable Disease" is defined by Texas Health & Safety Code Section 81.003(1) as an illness that occurs through the transmission of an infectious agent or its toxic products from a reservoir to a susceptible host, either directly, as from an infected person or animal, or indirectly through an intermediate plant or animal host, a vector, or the inanimate environment. *This includes diseases other than COVID-19, including the flu, common cold, tuberculosis and others. See the Department of State Health Services website for a current list of recognized "communicable diseases." This policy is created from the HB 2073 act that went into effect on June 15, 2021.

Applicability.

This policy applies to the following employees of the City of Wharton, Texas.

- a) **Emergency Medical Technician**, means an individual who certified as an Emergency Medical Technician under Chapter 773, Health and Safety Code.
- b) **Fire Fighters**; means a paid employee of a municipal fire department who: (A) holds a position that requires substantial knowledge of firefighting; (B) has met the requirements for certification by the Texas Commission on Fire Protection under Chapter 419, Government Code; and (C) performs a function listed in Section 143.003(4)(A).
- c) **Police Officers**; "Peace officer" means an individual described by Article 2.12, Code of Criminal Procedure, who is elected for, employed by, or appointed by a political subdivision.
- d) **Telecommunicators**; means a person acknowledged by the commission and employed by or serving a law enforcement agency that performs law enforcement services on a 24-hour basis who receives, processes, and transmits public safety information and criminal justice data for



EMPLOYEE PAID QUARANTINE LEAVE EFFECTIVE JUNE 15, 2021 BY HB 2073

Item-3.

the agency by using a base radio station on a public safety frequency regulated by the Federal Communications Commission or by another method of communication.

Conditions.

The paid leave and benefits provided by this policy are only available to an employee who is ordered to quarantine or isolate due to a possible or known exposure to a communicable disease (see definition above) while on duty by his or her supervisor, City of Wharton's Health Director or employee's medical provider. An employee will be required to provide proof of an order to quarantine and may be denied paid leave or benefits if the employee fails to provide proof within a reasonable time. Unless otherwise noted in writing by original medical provider, paid quarantine time should be no longer than 10 workings days per calendar year not to exceed 80 hours.

The City of Wharton will provide eligible employees who are on qualifying COVID-19 quarantine leave with a total of up to 80 hours of paid sick leave. Leave time taken in excess of 80 hours will be deducted from employee's accrued sick, compensatory or vacation time. If employee has no accrued leave time available, absences in excess of 80 hours will be unpaid. Note: The City is providing 80 hours of paid COVID-19 leave total per calendar year, not 80 hours per occurrence.

Benefits.

If an employee is ordered to quarantine under the Conditions section listed above, the employee will receive all employment benefits and compensation for the duration of the leave, including paid leave accrual, pension benefits, and health benefit plan benefits that the employee would customarily be provided on paid leave.

Reimbursement for Expenses.

If an employee is ordered to quarantine under the Conditions section above, the employee may request reimbursement for reasonable costs related to the quarantine, including lodging, medical treatment and transportation by submitting a reimbursement request to Human Resources within five (5) days after returning from the leave ordered under this policy. An employee will be required to provide receipts or proof of payment with the request and may be denied reimbursement that the City deems unreasonable or unrelated to quarantine. Expense Reimbursement Form for HB2073 Leave will be used for reimbursement.

Reasonable costs are listed below:

- 1) **Lodging** – provide detailed explanation and receipts for usage – time limit not to exceed two (2) days at a rate of \$100 per night.



**EMPLOYEE PAID QUARANTINE LEAVE
EFFECTIVE JUNE 15, 2021 BY HB 2073**

Item-3.

- 2) **Transportation** – provide detailed explanation and receipts for usage - cost not to exceed a maximum of \$75.00.
- 3) **Medical treatment** – The City provides insurance benefits to eligible employees to cover the cost of medical treatment. The city’s reimbursable cost for medical treatment will be a maximum of \$500 for calendar year. Detailed expense receipts will be required. If an eligible employee is covered by another agency’s medical insurance while on quarantine leave from City of Wharton’s, then the same maximum amount of coverage listed above will be provided with receipts.

If an eligible employee is on HB 2073 Quarantine Leave from another agency that they work for as well, the City of Wharton’s quarantine leave policy would not apply as it pertains to paid time off, reasonable expenses, etc. as that the eligible employee would already be covered by the other agency.

Effect on Paid Leave Balance.

The City will not reduce an eligible employee’s sick leave, vacation leave, holiday, or other paid leave balance for quarantine under this policy.

PASSED, APPROVED AND ADOPTED by CITY COUNCIL this 10th day of January 2022.

Joseph R. Pace, *City Manager*



PEACE OFFICER MENTAL HEALTH LEAVE JANUARY 2022

Item-3.

The Employee Handbook of the City of Wharton, Texas dated December 1, 2012 be amended as follows:

Under V. ATTENDANCE/LEAVE

Peace Officer Mental Health Leave, is being created:

X. Peace Officer Mental Health Leave

Applicability. This policy applies to all licensed peace officers employed by the City of Wharton. This policy becomes effective as of September 1, 2021, as a result of SB 1359 and will be applicable to any current and new hires after that date.

Definitions:

1. Traumatic event – an event which occurs in the peace officer(s) scope of employment when the officer is involved in the response to, or investigation of, an event that causes the officer to experience unusually strong emotional reactions or feelings which have the potential to interfere with their ability to function during or after the incident.

Traumatic events may include, but are not limited to, the following:

- Major disasters which may include response to weather related events involving multiple casualties; or explosions with multiple casualties; or search and recovery missions involving multiple casualties;
 - Incidents involving multiple casualties which may include shootings or traffic accidents;
 - Line of duty death or suicide of a department member;
 - Death of a child resulting from violence or neglect;
 - Officer(s) involved shooting;
 - Not included in the law are personal trauma, such as family issues.
3. Mental Health Leave – administrative leave with pay granted in response to a traumatic event that occurred in the scope of the peace officer's employment.
 4. Mental Health Professional – a licensed social or mental health worker, counselor, psychotherapist, psychologist or psychiatrist.



PEACE OFFICER MENTAL HEALTH LEAVE JANUARY 2022

Item-3.

Application:

A licensed peace officer is eligible under this policy paid leave for up to three (3) working days (depending on the employees normal working hours), per traumatic event that occurred while on duty, in order for the Peace Officer to seek professional treatment for the handling of the traumatic event in which they were involved, subject to the following conditions:

1. The leave is:
 - a. approved by the Police Chief or
 - b. ordered by a mental health professional; and
2. The leave is taken as a result of a traumatic event (as defined above) that occurred while on duty.

Requesting Mental Health Leave:

An officer directly involved in a traumatic event may request the use of Mental Health Leave. The request shall be made in writing through the chain of command. The request shall be treated as a priority matter and a decision on the granting of the leave shall be made no later than 24 hours following the submission of the request. The request shall be granted unless the chain of command can articulate specific compelling reasons to deny granting the leave.

Anonymity:

Any request for Mental Health Leave shall be treated as strictly confidential by all parties involved and shall not be discussed or disclosed outside the officer's immediate chain of command and the City's Human Resources Department, and only as necessary to facilitate the use of the leave. Any officer or supervisor who becomes aware of behavioral changes and suggests the officer seek Mental Health Leave shall not discuss that matter with any third party. Any breach of this confidentiality shall be grounds for discipline.

Confidentiality may be waived by the officer seeking Mental Health Leave. Confidentiality may be waived under circumstances which indicate the officer is a danger to himself or herself or others and department personnel must confer with mental health professionals.

Mental Health Leave hours will be recorded on the timesheet with a separate code for hours taken, to provide anonymity. These hours taken are not eligible for overtime pay.

However, the City will keep requests to take Mental Health Leave and any medical information related to Mental Health Leave under this policy confidential to the extent allowed by law and separate from the employee's general personnel file. The agency cannot guarantee anonymity of information that is otherwise public or necessary to carry out the agency's duties under the law.



PEACE OFFICER MENTAL HEALTH LEAVE JANUARY 2022

Item-3.

Duration of Mental Health Leave:

An officer directly involved in a traumatic event may request up to three (3) twelve (12) hour shifts off for Mental Health Leave.

Extensions of Mental Health Leave may be available under certain circumstances. Any request for an extension shall be accompanied by documentation from a mental health professional who is counseling the officer. The request may extend the leave by three (3) working days. Each officer may request no more than two extensions, each supported by sufficient documentation by the mental health professional. The Chief shall grant the extension(s) upon the receipt of sufficient documentation explain the need for the extension.

Benefits During Leave:

Mental Health Leave provides that Peace Officers will continue to be eligible for all employment benefits and compensation, including continuing their leave accrual, pension benefits and eligibility for health benefit plan benefits for the duration of the leave. While on paid Mental Health Leave, the Peace Officer will not be required to use any other paid leave type (vacation, sick, holiday, compensatory time).

An employee on Mental Health Leave may not work a second job, including self-employment or participate in volunteer work.

If additional time off is needed, employees may apply for a Leave of Absence or other leave as authorized under the personnel policies.

If a Peace Officer is off work due to Mental Health Leave and the employee qualifies for family and medical leave, it will run concurrently with the Mental Health Leave.

Effect on Paid Leave Balances:

The City's Human Resources department will not reduce an eligible employee's sick leave, vacation leave, holiday, or other paid leave balance for Mental Health Leave taken under this policy as a new code will be created that will be used for this time off. The leave time will not be eligible for overtime calculations.

The eligible employee will need to complete the appropriate Leave of Absence form to document the absence. The form will need to be approved by the Police Chief.

PASSED, APPROVED AND ADOPTED by CITY COUNCIL this 10th day of January 2022.

Joseph R. Pace, *City Manager*

Amendment City of Wharton Personnel Policy– Police Officer Mental Health Leave

**CITY OF WHARTON
RESOLUTION NO. 2022-XX**

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WHARTON, TEXAS IMPLEMENTING THE REQUIREMENTS OF HB 2073 AND CHAPTER 180, LOCAL GOVERNMENT CODE ESTABLISHING A PAID QUARANTINE LEAVE POLICY FOR CITY OF WHARTON'S PEACE OFFICERS, EMERGENCY MEDICAL TECHNICIANS AND/OR PAID FIREFIGHTERS; PROVIDING A SEVERABILITY CLAUSE AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Wharton, Texas is a Home Rule Municipality located in Wharton County, Texas, created in accordance with the provisions of the Texas Local Government Code and operating pursuant to the State of Texas and its Home Rule Authority; and,

WHEREAS, the Texas Legislature enacted House Bill 2073 on June 15, 2021, and it became effective immediately, adding Section 180.008 to the Texas Local Government Code and requiring political subdivisions to develop and implement a paid quarantine leave policy for fire fighters, peace officers, detention officers, and emergency medical technicians who are employed by, appointed by, or elected for the political subdivision and ordered to quarantine or isolate due to a possible or known exposure to a communicable disease while on duty.

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

- Section I.** The foregoing recitals are adopted and incorporated herein for all purposes.
- Section II.** The attached Exhibit A, titled "Paid Quarantine Leave," is hereby adopted in compliance with the requirements of HB 2073 and Chapter 180, Texas Local Government Code.
- Section III.** As provided by HB 2073, this policy is effective immediately as of January 10, 2022.
- Section IV.** That this resolution should become effective immediately upon its passage.

Passed, Approved, and Adopted this 10th day of January 2022.

CITY OF WHARTON, TEXAS

By: _____
TIM BARKER
Mayor

ATTEST:

PAULA FAVORS
City Secretary

EXHIBIT A
PAID QUARANTINE LEAVE POLICY

DRAFT

**CITY OF WHARTON
RESOLUTION NO. 2022-XX**

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WHARTON, TEXAS AMENDING THE CITY'S PERSONNEL POLICY – LEAVE TIME - TO IMPLEMENT THE REQUIREMENTS OF SB 1359 AND AMENDMENTS SECTION 614.015, LOCAL GOVERNMENT CODE, ESTABLISHING A MENTAL HEALTH LEAVE POLICY FOR CITY OF WHARTON POLICE OFFICERS; PROVIDING A SEVERABILITY CLAUSE AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Wharton, Texas is a Home Rule Municipality located in Wharton County, Texas, created in accordance with the provisions of the Texas Local Government Code and operating pursuant to the State of Texas and its Home Rule Authority; and,

WHEREAS, the Texas Legislature enacted Senate Bill 1359 on June 7, 2021, and will become effective September 1, 2021, adding Section 615.059 to the Texas Local Government Code and requiring political subdivisions to develop and implement a paid mental health leave policy for certain public safety personnel employed by the political subdivision who experience a traumatic event in the scope of that employment.

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

Section I. The foregoing recitals are adopted and incorporated herein for all purposes.

Section II. The attached Exhibit A, titled "Mental Health Leave for Peace Officers," is hereby adopted in compliance with the requirements of SB 1359 and Sec. 615.059, Texas Local Government Code.

Section III. As provided by SB 1359, this policy is effective immediately as of January 10, 2022.

Section IV. That this resolution should become effective immediately upon its passage.

Passed, Approved, and Adopted this 10th day of January 2022.

CITY OF WHARTON, TEXAS

By: _____

TIM BARKER

Mayor

ATTEST:

PAULA FAVORS
City Secretary

EXHIBIT A
MENTAL HEALTH LEAVE FOR PEACE OFFICERS POLICY

DRAFT