

MINUTES OF THE REGULAR CITY COUNCIL MEETING

December 12, 2022

MEMBERS PRESENT: Mayor Ray Schultz
Mayor Pro tem Lori Shierry
Councilmen Randall Barker and Jeff Pogatshnik
Councilwomen Sherrie Williams and Stephanie Wooten

MEMBERS ABSENT: None

PERSONNEL: Jerry Flemming, City Manager
Mike McCarty, Public Works Director (via ZOOM)
Jason Griffin, Parks and Recreation Director
Steve Davis, Police Chief
David Owen, Economic Development Director
Amie Schultz, Library Director
Becky Ferguson, Director of Finance
James Horn, Water & Sewer Maintenance Foreman
Sven Herrmann, Acting Street Foreman

VISITORS: Jack Gilmore Billy Gilmore
Randy Catlin Anthony Inman
Peter Abrigg Vida Cooke
Alisha Miller Joe Ross
Lewis Skinner (via ZOOM)

AGENDA ITEM NO. 1: Call to Order.

The Mayor called the meeting to order at 7:00 p.m.

AGENDA ITEM NO. 2: Invocation.

The Mayor gave the invocation.

AGENDA ITEM NO. 3: Recognition of Special Guest(s)/Action(s).

There were no recognitions at this time.

AGENDA ITEM NO. 4: Citizens' Input.

No individuals registered to participate in the citizens' input.

AGENDA ITEM NO. 5: General Consent.

A. Acceptance and Approval of the Minutes of the Regular City Council Meeting of November 14, 2022.

Motion was made by Councilwoman Williams and seconded by Councilwoman Wooten, accepting and approving the general consent agenda as presented. Motion carried with five ayes. (Unanimous)

AGENDA ITEM NO. 6: Public Appearance.

A. A Public Appearance by Mr. Lewis Skinner Requesting Permission to Store the Christmas Angels in City-Owned Building Located at 105 West Cash.

Lewis Skinner asked the Council for permission to store the Christmas Angels in the storage area behind 105 West Cash. Motion was made by Councilwoman Williams and seconded by Councilman Pogatshnik granting permission to Lewis Skinner to store the Christmas Angels in City-owned building located at 105 West Cash. Motion carried with five ayes. (Unanimous)

- B. A Public Appearance by Mr. Billy Gilmore on Behalf of the Iowa Park Historical Society, to Discuss the Electrical Service for the Museum Facility Located at 109 West Cash.

Mr. Billy Gilmore stated at this time the Historical Society has no means of generating income and is operating solely from donations. He stated they have not been able to find a comparable electrical rate to that of the City. He asked the Council to consider leaving the electricity in the City's name and the Historical Society would reimburse the City. He also asked the City to consider allocating \$100.00 a month for the electricity with the Historical Society paying any difference. Motion was made by Councilwoman Shierry and seconded by Councilwoman Wooten to keep the electricity in the City's name and allocating \$100.00 a month for payment of said bill for one year. Motion carried with five ayes. (Unanimous)

AGENDA ITEM NO. 7: Public Hearing.

- A. A Public Hearing to Determine Whether the Residential Structure Located at Lot 7 & 20' of St – Lot 8 & 20' of St, Block 142 of the Original Townsite to the City of Iowa Park, Wichita County, Texas Should be Declared a "*Substandard Structure*" as That Term is Defined in Section 3.02.001 of the Code of Ordinances and whether Said Structure Should be Abated Accordingly.

The public hearing opened at 7:13 p.m. Ms. Vida Cooke owns this property and stated she is wanting to make repairs and sell. She believed the repairs could be made within a couple of months. It was noted the electrical and plumbing systems have been ripped out. The public hearing closed at 7:26 p.m. Motion was made by Councilwoman Shierry to give Ms. Cooke sixty days to make the necessary repairs to bring the structure to code in order that Ms. Cooke can sell. Motion died for a lack of a second. Councilwoman Shierry again made motion to give Ms. Cooke sixty days to make the repairs to bring the structure to code in order for Ms. Cooke to sell. Motion died for a lack of a second. Motion was made by Councilwoman Shierry to give Ms. Cooke sixty-one days to make the necessary repairs to bring the structure to code in order for Ms. Cooke to sell. Councilwoman Williams seconded the motion. Councilwomen Shierry and Williams voted in favor of the motion. Councilwoman Wooten, Councilmen Barker and Pogatshnik voted against the motion. Motion was made by Councilwoman Wooten and seconded by Councilman Barker to consider this a substandard structure. Motion carried with three ayes with Councilwomen Shierry and Williams voting against the motion.

AGENDA ITEM NO. 8: Ordinance.

- A. An Ordinance of the City Council of the City of Iowa Park, Texas Abandoning 0.26 Acre of the City Right-of-Way in the 400 Block of East Pasadena Street Between Victoria Avenue and Texowa Avenue of the Original Townsite to the City of Iowa Park, Wichita County, Texas.

This is at the site of the proposed new Police Department. Motion was made by Councilwoman Williams and seconded by Councilman Pogatshnik approving and adopting Ordinance #1372 abandoning 0.26 acre of the City right-of-way in the 400 block of East Pasadena Street between Victoria Avenue and Texowa Avenue of the Original Townsite to the City of Iowa Park, Wichita County, Texas. Motion carried with five ayes. (Unanimous)

- B. An Ordinance of the City Council of the City of Iowa Park, Texas Accepting and Approving the Replat of Lots 1 and 2, Block 1, Rose Park to the City of Iowa Park, Wichita County, Texas.

The Planning and Zoning Commission met earlier this evening and the following three proposed ordinances were recommended for the Council to approve. This 0.94-acre lot is located at 402 West Smith, between Smith and West Daisy. Mr. Nicholas Collazo owns this property and plans to develop multi-family housing on the lots. Motion was made by Councilwoman Williams and

seconded by Councilwoman Wooten approving and adopting Ordinance Number 1373 accepting and approving the replat of Lots 1 and 2, Block 1, Rose Park to the City of Iowa Park, Wichita County, Texas. Motion carried with five ayes. (Unanimous)

- C. An Ordinance of the City of Iowa Park, Texas Accepting and Approving the Replat of Lot 10-A, Block 88, Original Townsite to the City of Iowa Park, Wichita County, Texas.

This replat is for three vacant lots at 606, 608 and 610 East Pasadena. There were formerly residential homes located on the lots. However, this property is zoned C-C, Convenience Commercial District which requires 12,000 square per lot and each of these lots are 7,100. Motion was made by Councilwoman Shierry and seconded by Councilwoman Williams approving and adopting Ordinance Number 1374 accepting and approving the replat of Lot 10-A, Block 88, Original Townsite to the City of Iowa Park, Wichita County, Texas. Motion carried with five ayes. (Unanimous)

- D. An Ordinance of the City of Iowa Park, Texas Accepting and Approving the Replat of Lot 1, Block 21-C, Texas Addition to the City of Iowa Park, Wichita County, Texas.

This is the property purchased by Mr. Doug Smith from the City and is located at 711 West Highway and is in the process of building a commercial car wash facility. This proposed replat includes the recently abandon right-of- way, an unopened portion of the Third Street right-of-way. Motion was made by Councilwoman Williams and seconded by Councilwoman Wooten, approving and adopting Ordinance Number 1375 accepting and approving the replat of Lot 1, Block 21-C, Texas Addition to the City of Iowa Park, Wichita County, Texas. Motion carried with five ayes. (Unanimous)

- E. An Ordinance of the City of Iowa Park, Texas Accepting and Approving the Final Plat of Lot 7B, Block G, Original Townsite to the City of Iowa Park, Wichita County, Texas.

This is City owned property located at 400 East Highway and is the site of the proposed new Police Department. This final plat includes the now closed right-of-way. Motion was made by Councilwoman Williams and seconded by Councilman Barker approving and adopting Ordinance Number 1376 accepting and approving the final plat of Lot 7B, Block G, Original Townsite. Motion carried with five ayes. (Unanimous)

- F. An Ordinance of the City of Iowa Park, Texas Amending the Code of Ordinances at Article 5.01 Updating the City's Fire Prevention Code.

This proposed ordinance adds definitions, and regulated burning in addition to uncontained burning, such as garbage and hazardous materials. Motion was made by Councilwoman Williams and seconded by Councilwoman Wooten approving and adopting Ordinance Number 1377 amending the Code of Ordinances at Article 5.01 updating the City's Fire Prevention Code. Motion carried with five ayes. (Unanimous)

- G. An Ordinance of the City of Iowa Park, Texas Rescinding Ordinance Number 1360 and the Temporary Restrictions for Use of Combustible Materials in an Outdoor Environment That Were Enacted on July 25, 2022.

Motion was made by Councilwoman Shierry and seconded by Councilman Pogatshnik approving and adopting Ordinance Number 1378 rescinding Ordinance Number 1360 and the temporary restrictions for use of combustible materials in an outdoor environment that were enacted on July 25, 2022. Motion carried with five ayes. (Unanimous)

AGENDA ITEM NO. 9: City Manager's Report.

- A. Accept, Review and Consider Bids Received From Parties Interested in Purchasing Surplus Properties Under the City's Trusteeship.

The City became the Trustee of a vacant lot located at 802 South Bond Street. This 5,000 square foot lot is nonconforming as to the minimum lot size if 6,000 square feet. This property was put up for bids through Texas Communities Group and one bid was received from Ms. Veronica Harp in the amount of \$500.00. Ms. Harp owns the adjacent property. It was noted all three governing bodies, the City, Iowa Park CISD and Wichita County, must approve the purchase. Motion was made by Councilwoman Shierry and seconded by Councilwoman Williams accepting the bid from Ms. Veronica Harp in the amount of \$500.00. Motion carried with five ayes. (Unanimous)

- B. Discuss and Consider Payment of \$10,566.53 to Gilmore, Inc. for an Engine Rebuild on Unit #1120.

This is the 2008 GMC C6500 dump truck used by Public Works and has been out of service since August 20, 2022. Motion was made by Councilman Pogatshnik and seconded by Councilwoman Shierry approving the payment of \$10,566.53 to Gilmore, Inc. for an engine rebuild on Unit #1120. Motion carried with five ayes. (Unanimous)

- C. Receive a Status Report From the City Manager on the Design and Construction of New Police and Fire Facilities.

Mr. Anthony Inman briefed the Council on the progress for the design and construction of the new police and fire facilities. They are almost to the point for the construction department. Council was given the latest floor plans of the new proposed facilities. Both facilities are being designed to allow future additions if the need arises. They plan to report back with an update on the February 23, 2023 Council meeting.

- D. Receive a Status Report From the City Manager on the Proposed Improvements on City Property Located at 200 East Cash.

Mr. Joe Ross briefed the Council on the plans that he has drawn up converting the former First Christian Church into the new City Hall. The classrooms and dining area will only require minor changes. Most of the big changes will be to the Council Chambers/Municipal Court room and utility billing which will include a drive-thru window. Most of the work on the outside of the building will be focusing on where the front door will be, which should be on the east side of the building where utility billing will be. There will be lots of shared space that will be taken advantage of. There will also be a separate entrance on the back of the building that employees, Councilmembers and Municipal Court Judge will have access to. Once they have a design ready for approval, they will be able to come up with a budget for the cost of renovations..

- E. Discuss and Consider the Local State of Disaster for Public Health Emergency Adopted by City Council on March 23, 2020.

The City Manager stated the numbers are back up. There are currently seventy-seven cases in 76367 zip code.

The meeting adjourned at 8:13 p.m.

PASSED, APPROVED AND ADOPTED this 9th day of January, 2023.

Mayor Ray Schultz

ATTEST:

City Secretary Janice Newman