

MINUTES OF THE REGULAR CITY COUNCIL MEETING

March 27, 2023

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

MEMBERS ABSENT: None

PERSONNEL: Jerry Flemming, City Manager  
Mike McCarty, Public Works Director  
Jason Griffin, Parks and Recreation Director  
Steve Davis, Police Chief  
David Owen, Economic Development Director  
Andy Payne, Fire Chief  
Becky Ferguson, Director of Finance  
Amie Schultz, Library Director  
Greg Polly, Code Enforcement Officer  
Sven Herrmann, Acting Street Foreman  
Robin Morris, Administrative Assistant  
Keyton Koch, Laborer  
Janice Newman, City Secretary

VISITORS: Dolores Hamilton  
Melanie Berend  
Randy Catlin  
Shelby Womack  
David Sherrill  
Thomas Berend  
Valerie Halverson

AGENDA ITEM NO. 1: Call to Order.

The Mayor called the meeting to order at 5:30 p.m.

AGENDA ITEM NO. 2: Invocation.

The City Manager 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 March 13, 2023
- B. Acceptance and Approval of the Minutes of the Board of Adjustment Meeting of March 14, 2023.
- C. Consider the Reappointment of Mr. Glenn Barham as one of the “Cities’ Appointees” to the Wichita-Wilbarger 9-1-1 District Board of Managers.

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: Election Business.

- A. Approve the Appointments of Ms. Maxie Britt as Election Judge and Ms. Suzette Ewell as Alternate Judge for the May 6, 2023, General Election.

Motion was made by Councilwoman Shierry and seconded by Councilwoman Wooten approving the appointments of Ms. Maxie Britt as Election Judge and Ms. Suzette Ewell as Alternate Judge for the May 6, 2023, election. Motion carried with five ayes. (Unanimous)

AGNEDA ITEM NO. 7: Public Hearing.

- A. A Public Hearing to Determine Whether the Specialty Shop (Retail) Structure Located at W 141’ of Block 96, Original Townsite, IP Denver Park & Adjacent Right-of-Way 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 5:33 p.m. This structure, located at 504 East Highway, recently burned. The first floor has not been used for commercial purposes in decades. The second floor was being used as a residence. The fire damaged more than fifty percent of the structure and is not suitable for occupation without substantial improvements. Mr. Josh Slocum, owner of the property, has indicated he did not have insurance on the structure. It was also noted the property is a nonconforming lot in a C-A/R zone. The public hearing closed at 5:34 p.m.

- (i) Action as Result of Public Hearing.

Motion was made by Councilman Pogatshnik and seconded by Councilwoman Williams approving and adopting Council Order Number 23-04 declaring the structure located at 504 East Highway, also known as W 141' of Block 96 of the Original Townsite, IP Denver Park & adjacent right-of-way to the City of Iowa Park, Wichita County, Texas a "*Substandard Structure*" as that term is defined in Section 3.02.001 of the Code of Ordinances and ordering the structures to be abated within forty-five (45) days of the adoption of this Council Order. Motion carried with five ayes. (Unanimous)

AGENDA ITEM NO. 8:     Resolution.

- A. A Resolution of the City of Iowa Park, Texas Accepting the Audit Report From MWH Group P.C. for the Municipal Fiscal Year Beginning October 1, 2021 and Ending September 30, 2022, and Approving Payment of the Invoice for Said Audit.

Ms. Valerie Halverson, Senior Auditor with MWH Group, P.C., briefed the Council on the recently completed audit for fiscal year 2021/2022. She stated it was a smooth audit without any major issues. As in the past, she noted there was deficiency in internal control that is due to the small size of the office staff. At year end, the City was financially sound. Motion was made by Councilwoman Williams and seconded by Councilman Pogatshnik approving and adopting Resolution Number 23-04 accepting the audit From MWH Group P.C. for the municipal fiscal year beginning October 1, 2021, and ending September 30, 2022, and approving payment of the invoice for said audit. Motion carried with five ayes. (Unanimous)

- B. A Second and Final Reading of a Resolution of the City Council of the City of Iowa Park, Texas, to Authorize up to a \$25,000.00 Expenditure by the Iowa Park Community Development Corporation for Improvements to Murphree Park (Part 2) to Enhance a Public Park and Open Space Improvements Within the City of Iowa Park.

Motion was made by Councilwoman Williams and seconded by Councilwoman Shierry approving Resolution Number 23-05 authorizing up to a \$25,000.00 expenditure by the Iowa Park Community Development Corporation for improvements to Murphree Park (Part2) to enhance a public park and open space improvements with the City of Iowa Park. Motion carried with five ayes. (Unanimous)

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

- A. Receive a Status Report From the City Manager on the Design and Construction of New Police and Fire Facilities and Set a Date and Time for Ground-Breaking Ceremonies.

The City Manager stated the construction for the new facilities should start within six weeks. Motion was made by Councilwoman Williams and seconded by Councilman Pogatshnik to have

the groundbreaking ceremonies on April 15, 2023 at 11:00 at the new Fire Department location and 11:30 at the new Police Department location. Motion carried with five ayes. (unanimous)

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

The City Manager explained he authorized the expenditure of \$2,500.00 for the architect to provide basic design services to convert the building into the new City Hall, including Council Chambers, drive-thru window and administrative offices. The architect is currently working with engineers and contractors to develop a proposal for the improvements.

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

The City Manager stated there are currently fifty-three active cases of COVID-19 in Wichita County with one in the 76367 zip code.

AGENDA ITEM NO. 10: Executive Session.

- A. Pursuant to the Texas Government Code, Section 551.072 of the Texas Open Meetings Act for the Purpose of Deliberating the Purchase, Exchange, Leases, or Value of Real Property.

The Council entered into executive session at 6:16 p.m.

The Council reconvened in open session at 6:42 p.m.

AGENDA ITEM NO. 11: Action as Result of Executive Session.

- A. Discuss and Consider the Purchase, Exchange, Lease, or Value of Real Property.

Motion was made by Councilwoman Williams and seconded by Councilwoman Shierry authorizing staff to have 101, 103, 105, 107 and 109 West Cash replated into three lots. Motion carried with five ayes. (Unanimous)

The meeting adjourned at 6:43 p.m.

PASSED, APPROVED AND ADOPTED this 10<sup>th</sup> day of April, 2023.

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Mayor Ray Schultz

ATTEST:

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City Secretary Janice Newman