

MINUTES OF THE REGULAR CITY COUNCIL MEETING

May 14, 2018

MEMBERS PRESENT: Mayor Ray Schultz
Mayor Pro tem Sherrie Williams
Councilwomen Deborah Dyer and Lori Shierry
Councilmen Tim Sheppard and Brad Wynn

MEMBERS ABSENT: None

PERSONNEL: Jerry Flemming, City Manager
Robert Johnson, Chief of Police
David Sherrill, Public Works Director
Jason Griffin, Parks and Recreation Director
David Owen, Economic Development Director
Andy Payne, Fire Chief
Sherry Fowler, Police Sergeant
Amie Schultz, Library Director
Greg Polly, Code Compliance Officer
Taylor Burchett, Police Officer
Derek Vann, Police Officer
Justin Penn, Police Officer
Janice Newman, City Secretary

VISITORS: Dolores Hamilton Lindsey Vann
Billy Harbeck Kaitlynn Harbeck
Jan Mathews Pamela Penn
Ethan Penn Claire Penn
Deanne Schram Eldon Patterson

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 April 23, 2018.
- B. Acceptance and Approval of the Minutes of the Special City Council Meeting of April 30, 2018.
- C. Acceptance and Approval of the Minutes of the Regular Economic Development Corporation's Board of Directors' Meeting of May 1, 2018.
- D. Acceptance and Approval of the Minutes of the Board of Adjustment Meeting of May 7, 2018.

- E. Consider a Request by the Iowa Park Volunteer Fire Department for Permission to Close the Lake Gordon Access Road From the U.S. 287 Access Road to Victoria Street From 5:00 p.m. on Friday, May 25, 2018 Until the End of the Event on Saturday, May 26, 2018 for Their Third Annual Disc Golf Tournament.

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

AGENDA ITEM NO. 6: Oath of Office.

- A. Administer Oath of Office to Patrol Officer Justin Penn.

The City Secretary administered the Oath of Office to Patrol Officer Justin Penn.

AGENDA ITEM NO. 7: Election Business.

- A. Canvass Votes From the May 5, 2018 General Election.

The Council canvassed the votes as follows:

<u>Mayor</u>	<u>Precinct 309</u>		<u>Precinct 310</u>		<u>Total</u>
	<u>EV</u>	<u>ED</u>	<u>EV</u>	<u>ED</u>	
Ray Schultz	160	77	41	9	287
<u>City Council Place 2</u>					
Brad Wynn	122	65	31	8	226
Michael Baker	51	27	12	6	96
<u>City Council, Place 4</u>					
Lori M Shierry	156	78	41	11	286

- A. Declare Winners in the May 5, 2018 General Election.

Motion was made by Councilman Sheppard and seconded by Councilwoman Williams declaring Ray Schultz Mayor, Brad Wynn City Council Place 2 and Lori M. Shierry for City Council Place 4 winners of the May 5, 2018 General Election. Motion carried with five ayes. (Unanimous)

- B. Swear in Newly Elected Members of the City Council.

The City Secretary swore in Mayor Ray Schultz, City Council Place 2 Brad Wynn and City Council Place 4 Lori M. Shierry.

- C. Consider and Approve the Appointment of a Mayor Pro tem.

Motion was made by Councilwoman Dyer and seconded by Councilman Sheppard to appoint Sherrie Williams as Mayor Pro tem. Motion carried with five ayes. (Unanimous)

AGENDA ITEM NO. 8: Appointment.

- A. Discuss and Consider the Re-Appointment of Dan Tompkins as Municipal Court Judge.

The City Manager stated that Judge Tompkins is willing to continue to serve as Municipal court Judge. Motion was made by Councilwoman Williams and seconded by Councilman Sheppard re-appointing Dan Tompkins as Municipal Court Judge. Motion carried with five ayes. (Unanimous)

- B. Discuss and Consider the Re-Appointments of David Padgett, Jonathan Clubb, Barry Watson, Chad Witherspoon, Chris Schlaud and John Campbell to the Planning and Zoning Commission.

Motion was made by Councilman Sheppard and seconded by Councilwoman Dyer re-appointing David Padgett, Jonathan Clubb, Barry Watson, Chad Witherspoon, Chris Schlaud and John Campbell to the Planning and Zoning Commission. Motion carried with five ayes. (Unanimous)

- C. Discuss and Consider the Re-Appointments of Mike Price, Max Henderson, Carmen Lozipone, Kelly Riggs, Gary Bradford, Sherry Little, David Padgett and Lynn Dutton to the Board of Adjustment.

Motion was made by Councilwoman Williams and seconded by Councilwoman Shierry re-appointing Mike Price, Max Henderson, Carmen Lozipone, Kelly Riggs, Gary Bradford, Sherry Little, David Padgett and Lynn Dutton to the Board of Adjustment. Motion carried with five ayes. (Unanimous)

- D. Discuss and Consider the Re-Appointments of Dolores Hamilton, Raymond Forsythe, Arlene Eaton, Cary Waters, Gay Bradford, Jeff Watts and Randy Catlin to the Iowa Park Community Development (4B) Corporation.

Motion was made by Councilwoman Dyer and seconded by Councilman Sheppard re-appointing Dolores Hamilton, Raymond Forsythe, Arlene Eaton, Cary Waters, Gay Bradford, Jeff Watts and Randy Catlin to the Iowa Park Community Development (4B) Corporation. Motion carried with five ayes. (Unanimous)

AGENDA ITEM NO. 9: Public Hearing.

- A. A Public Hearing to Determine Whether the Mobile Home Type Residential Structure Located at 405 E Aldine, Lot 8, Also Known as Lots 2 Thru 6, Block 22 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 7:09 p.m. The owner of the Property, Terry Rogers, was not present. The Code Compliance Officer explained that work has been done and is nearly complete. The public hearing closed at 7:10 p.m.

- (i) Action as a Result of Public Hearing.

Motion was made by Councilwoman Dyer and seconded by Councilwoman Williams approving and adopting Council Order #18-17 declaring the mobile home type residential structure located at 405 E Aldine, Lot 8, also known as Lots 2 Thru 6, Block 22 of the Original Townsite 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 structure to be abated within thirty (30) days of the adoption of this Council Order. Motion carried with five ayes. (Unanimous)

- B. A Public Hearing to Determine Whether the Detached Garage Structure Located at 1001 E Cash, Also Known as Lot 5A, Block 92 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 7:10 p.m. Owners of the property, Billy Charles Harbeck and Kaitlynn Brianne Pecka, were present and stated they plan on tearing down the structure. They asked Council to allow them time. The public hearing closed at 7:13 p.m.

- (i) Action as a Result of Public Hearing.

Motion was made by Councilman Sheppard and seconded by Councilwoman Williams approving and adopting Council Order #18-18 declaring the detached garage structure located at 1001 E. Cash, also known as Lot 5A, Block 92 of the Original Townsite 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 structure to be abated within forty-five (45) days of the adoption of this Council Order. Motion carried with five ayes. (Unanimous)

- C. A Public Hearing to Determine Whether the Mobile Home Type Residential Structure Located at 803 W. Smith, Also Known as 1.319 Acres (Less 0.65ROW), Blocks 19 & 24 of the Tarrant County School Lands 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 7:14 p.m. Bennie Ray Brasher, owner of the property, was not present. The Code Compliance Officer has been in contact and informed the Council that David Ohm has been hired to remove the structure. The public hearing closed at 7:14 p.m.

- (i) Action as a Result of Public Hearing.

Motion was made by Councilman Sheppard and seconded by Councilwoman Shierry approving and adopting Council Order #18-19 declaring the mobile home type residential structure located at 803 W. Smith, also known as 1.319 acres (less 0.65 ROW), Blocks 19 & 24 of the Tarrant County School Lands 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 structure to be abated within forty-five (45) days of the adoption of this Council Order. Motion carried with five ayes. (Unanimous)

- D. A Second Public Hearing to Consider Granting an Extension for the Property Owner to Abate the Manufactured Home-Type Residential Structure Located at 410 N Seneca, Also Known as Lots 1-2-3 & 12.5’ of Adj. St., Block 56 of the Original Townsite to the City of Iowa Park, Wichita County, Texas.

The public hearing opened at 7:15 p.m. Mrs. Janet Mathews, owner of the property was present and stated they have been working on abating the mobile home but needed more time to complete. The public hearing closed at 7:16 p.m.

- (i) Action as a Result of Public Hearing.

Motion was made by Councilwoman Williams and seconded by Councilwoman Dyer approving and adopting Council Order #18-06-A granting an extension for the property owner to abate the manufactured home-type residential structure located at 410 N Seneca, also known as Lots 1-2-3 & 12.5’ Adj. St., Block 56 of the Original Townsite to the City of Iowa Park, Wichita County, Texas within forty-five (45) days from the adoption of this Council Order. Motion carried with five ayes. (Unanimous)

- E. A Second Public Hearing to Consider Granting an Extension for the Property Owner to Abate the Mobile Home-Type Residential Structure Located at 310 E Lafayette, Also Known as Lots 13-14 & W 12.5’ of Lot 15, Block 119 of the Original Townsite to the City of Iowa Park, Wichita County, Texas.

The public hearing opened at 7:16 p.m. Eldon Patterson, owner of the property was present and asked the Council for an extension to abate the structure. His family that lives out of town will be in after school is out for the summer to help with the abatement. The public hearing closed at 7:18 p.m.

- (i) Action as a Result of Public Hearing.

Motion was made by Councilman Sheppard and seconded by Councilwoman Shierry approving and adopting Council Order #18-08-A granting an extension for the property owner to abate the mobile home-type residential structure located at 310 E Lafayette, also known as Lots 13-14 & W 12.5' of Lot 15, Block 119 of the Original Townsite to the City of Iowa Park, Wichita County, Texas within sixty (60) days from the adoption of this Council Order. Motion carried with five ayes. (Unanimous)

- F. A Second Public Hearing to Consider Granting an Extension for the Property Owner to Abate the Mobile Home-Type Residential Structure and Utility Building Located at 607 S Park, Also Known as Lot 16-A Replat, Block 146 of the Original Townsite to the City of Iowa Park, Wichita County, Texas.

The public hearing opened at 7:18 p.m. Bruce and Tammy Hoover, owners of the property were not present but has been in contact with the Code Compliance Officer. He stated Mr. Hoover is doing the work himself and about half of the structure was down. Mr. Hoover had asked for an extension to complete the work. The public hearing closed at 7:19 p.m.

- (i) Action as a Result of Public Hearing.

Motion was made by Councilwoman Shierry and seconded by Councilwoman Dyer approving and adopting Council Order #18-13-A granting an extension for the property owner to abate the mobile home-type residential structure and utility building located at 607 S Park, also known as Lot 16-a replat., Block 146 of the Original Townsite to the City of Iowa Park, Wichita County, Texas within forty-five (45) days from the adoption of this Council Order. Motion carried with five ayes. (Unanimous)

AGENDA ITEM NO. 10: Resolution.

- A. A Resolution of the City Council of the City of Iowa Park, Texas Ordering the Abatement, Removal and/or Destruction of a 1988 Ford Pickup Truck Bearing Texas Tag Number M1V745 and Also Identified by Vehicle Identification Number 1FTHF25M5JKA39150, Located on Private Property Described as 610 East Lafayette, Iowa Park, Wichita County, Texas.
- B. A Resolution of the City Council of the City of Iowa Park, Texas Ordering the Abatement, Removal and/or Destruction of a 2007 Ford Pickup Truck Bearing Texas Tag Number JWV-5686 and Also Identified by Vehicle Identification Number 1FTPW12VX7KD36538, Located on Private Property Described as 610 East Lafayette, Iowa Park, Wichita County, Texas.

These two vehicles are on the same property owned by Cam Eaton. The 1988 Ford pickup shows to be owned by Dallas Eugene and Josie Nicole Slaughter while the 2007 Ford pickup is owned by Tommy Hulse. The Code Compliance Officer stated originally there were three vehicles on the property but one has been removed since the letters were sent. The owners have not made contact with the City. Motion was made by Councilman Sheppard and seconded by Councilman Wynn approving and adopting Resolution Numbers 18-11 and 18-12 ordering the abatement, removal and/or destruction of a 1988 Ford Pickup and a 2007 Ford Pickup located on private property described as 610 East Lafayette, Iowa Park, Wichita County, Texas within forty-five (45) days from the adoption of these resolutions. Motion carried with five ayes. (Unanimous)

AGENDA ITEM NO. 11: City Manager's Report.

- A. Discuss and Consider Authoring the Mayor to Enter Into an Interlocal Agreement With Wichita County Concerning Proceeds From Resale of Trust Properties Within the City of Iowa Park and Its Jurisdictional Boundaries.

B. Discuss and Consider Authoring the Mayor to Enter Into an Interlocal Agreement With Iowa Park CISD Concerning Proceeds From Resale of Trust Properties Within the City of Iowa Park and Its Jurisdictional Boundaries.

The City Manager explained that when the City entered into a contract service agreement with the Texas Communities Group, LLC, they recommended an interlocal agreement between the City, County and the School District. Both the County and School have approved the agreements. Motion was made by Councilwoman Williams and seconded by Councilwoman Shierry authorizing the Mayor to enter into an interlocal agreement with Wichita County and with Iowa Park CISD concerning proceeds from resale of trust properties within the City of Iowa Park and its jurisdictional boundaries. Motion carried with five ayes. (Unanimous)

C. Discuss and Consider Budget Preparation and Approval Schedule for Fiscal Year 2018/2019.

The City Manager stated the estimated appraised value has been submitted by the Appraisal District and reflects approximately a two percent increase. The State requires a City to adopt an annual budget and tax rate on or before September 28, 2018. He also presented a proposed schedule for workshops, public notices and hearings with the first budget workshop on July 30th and the adoption of the budget and tax rate on September 24th. Motion was made by Councilman Sheppard and seconded by Councilwoman Williams approving the budget preparation and approval schedule for fiscal year 2018/2019 as presented. Motion carried with five ayes. (Unanimous)

The meeting adjourned at 7:28 p.m.

PASSED, APPROVED AND ADOPTED this 11th day of June, 2018.

Mayor Ray Schultz

ATTEST:

City Secretary Janice Newman