

COUNCIL MEETING
JULY 24, 2006

The Carroll City Council met in regular session on this date at 5:15 p.m. in the Council Chamber of the Farner Government Building. Members present: Eich, Eifler, Scharfenkamp and Siemann. Absent: Wellendorf and White. Mayor Christensen presided and City Attorney Van Dyke was in attendance.

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It was moved by Scharfenkamp, seconded by Eifler, to approve the minutes of the July 10, 2006 meeting as written. All present voted aye. Absent: Wellendorf and White. Motion carried.

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It was moved by Scharfenkamp, seconded by Eifler, to approve the bills and claims in the amount of \$606,473.68. All present voted aye. Absent: Wellendorf and White. Motion carried.

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It was moved by Scharfenkamp, seconded by Eifler, to approve a new Class "C" Liquor License for JOKITA, Inc. d/b/a Denny's Restaurant and Lounge. All present voted aye. Absent: Wellendorf and White. Motion carried.

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It was moved by Scharfenkamp, seconded by Eifler, to accept the bid from Schenkelberg Implement of Carroll, Iowa for a 72-inch Front Mount Mower for the Golf Course at the bid amount of \$5,700, which includes a trade allowance of \$13,900. All present voted aye. Absent: Wellendorf and White. Motion carried.

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At 5:16 p.m., Mayor Christensen opened a public hearing on the rezoning request from 704 Development, Gene E. & Loa Dawn Vincent and Harry D. & Verna E. Frank. The request was to rezone the area from A-1, Agricultural District, to B-2, General Business District. Curt Ward, representative for Wal-Mart, addressed the Council on this issue. Mayor Christensen closed said hearing at 5:17 p.m.

An Ordinance Amending the Zoning Map to Rezone Property Legally Described as Part of the SW1/4 of the SW1/4 lying East of a line lying 40.00 feet East of and parallel to the West line of the East 355 feet of Lot 3 of the irregular survey of the SW1/4 of Section 14, T84N R35W, and the northerly extension of said line and all of the SE1/4 of the SW1/4 of Section 14, T84N, R35W, all in Carroll County, Iowa, excepting therefrom U.S. Highway 30 right of way, was introduced by Councilmember Scharfenkamp.

It was moved by Scharfenkamp, seconded by Eich, to waive the first reading of said Ordinance. On roll call, all present voted aye. Absent: Wellendorf and White. Motion carried.

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At 5:18 p.m., Mayor Christensen opened a public hearing on the Plans, Specifications and Form of Contract on the Carroll Police Department Renovation Project. Mayor Christensen closed said hearing at 5:20 p.m. It was moved by Eifler, seconded by Eich, to approve Resolution No. 0634, Adopting the Plans, Specifications and Form of Contract for the Carroll Police

Department Renovation Project – 2006. On roll call, all present voted aye. Absent: Wellendorf and White. Motion carried.

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It was moved by Eich, seconded by Eifler to accept the report of bid opening and approve Resolution No. 0635, Making Award of the Construction Contract for the Carroll Police Department Renovation Project – 2006 to Badding Construction Company at the base bid price plus alternate #2 (paint garage) in the amount of \$635,880 and establish a contingency fund of \$50,000 for this project. On roll call, all present voted aye. Absent: Wellendorf and White. Motion carried.

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It was moved by Siemann, seconded by Eifler, to accept the bid from Rueter's Red Power of Carroll, Iowa to replace three (3) mowers for the Parks Department that were destroyed by fire. Rueter's bid was:

- Two (2) 72-inch Outfront Mowers in the amount of \$23,702
- One (1) 60-inch Outfront Mower in the amount of \$11,286

All present voted aye. Absent: Wellendorf and White. Motion carried.

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It was moved by Eich, seconded by Scharfenkamp to accept the Public Improvements in the Northridge Fourth Subdivision for maintenance and care, subject to maintenance bond provisions. All present voted aye. Absent: Wellendorf and White. Motion carried.

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It was moved by Eich, seconded by Siemann, to adjourn until Thursday, July 27, 2006 at 5:15 p.m. to discuss the remaining items on the agenda. All present voted aye. Absent: Wellendorf and White. Motion carried.

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The Council reconvened on July 27, 2006 at 5:15 p.m. in the Council Chamber of the Farner Government Building. Members present: Eich, Eifler, Scharfenkamp, Wellendorf and White. Absent: Siemann. Mayor Christensen presided and City Attorney Van Dyke was in attendance.

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Troy Weary with Alliant Energy addressed the Council on the events that occurred on July 20, 2006 in regards to the operations of Alliant Energy. No Council action taken.

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Mayor Christensen opened a public hearing at 5:20 p.m. on the rezoning request from the City of Carroll for property in the two-mile area. The request was to rezone the area from A-2, Agricultural District, to R-2, Low-Density Residential District. Mayor Christensen closed said hearing at 5:34 p.m.

An Ordinance Amending the Code of Ordinances to Rezone Property Legally Described as the S1/2 of Section 7, T84N, R34W and the W1/2 of the SW1/4 of Section 8, T84N, R34W and the NW1/4 of the NW1/4 of Section 17, T84N, R34W and the E1/2 of Section 18, T84N, R34W except Lot C of the SE1/4 and the S 13 acres of the N fractional 1/2 of the SW fractional 1/4 of Section 18, T84N, R34W (all of Section 18, T84N, R34W not within the corporate city limits of the City of Carroll) all in Carroll County, Iowa was introduced by Councilmember White. It was moved by White, seconded by Scharfenkamp, to waive the first reading of said Ordinance. On roll call, all present voted aye. Absent: Siemann. Motion carried.

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Mayor Christensen opened a public hearing at 5:36 p.m. on the rezoning request from Frank D. and Vickie L. Jorgensen. The request was to rezone the area from A-2, Agricultural District, to B-2, General Business District. Frank Jorgensen addressed the Council on this issue. Mayor Christensen closed said hearing at 5:39 p.m.

An Ordinance Amending the Code of Ordinances to Rezone Property Legally Described as Lot 3 of the SW1/4, Except the East 355 feet, Section 14, T84N, R35W, Carroll County, Iowa was introduced by Councilmember Wellendorf. It was moved by Wellendorf, seconded by White, to waive all three readings of said Ordinance. On roll call, all present voted aye. Absent: Siemann. Motion carried.

It was moved by Wellendorf, seconded by White, to adopt said Ordinance No. 0608. On roll call, all present voted aye. Absent: Siemann. Motion carried.

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An Ordinance Amending the Code of Ordinances of the City of Carroll, Iowa by Amending Provisions Pertaining to the Street Grades for the Northridge Fourth Subdivision was introduced by Councilmember White. It was moved by White, seconded by Eich, to waive all three readings of said Ordinance. On roll call, all present voted aye. Absent: Siemann. Motion carried.

It was moved by White, seconded by Eich, to adopt said Ordinance No. 0609. On roll call, all present voted aye. Absent: Siemann. Motion carried.

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An Ordinance Amending the Code of Ordinances of the City of Carroll, Iowa by Amending Provisions Pertaining to the Diagonal Parking on a portion of Clark Street south of Bluff Street was introduced by Councilmember White. It was moved by White, seconded by Scharfenkamp, to waive all three readings of said Ordinance. On roll call, all present voted aye. Absent: Siemann. Motion carried.

It was moved by White, seconded by Scharfenkamp, to adopt said Ordinance No. 0610. On roll call, all present voted aye. Absent: Siemann. Motion carried.

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It was moved by White, seconded by Wellendorf, to accept the Certificate of Substantial Completion for the Recreation Center Roof Repair. All present voted aye. Absent: Siemann. Motion carried.

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It was moved by Wellendorf, seconded by Eich, to approve Change Order No. 2 to the Middle Raccoon River Streambed Stabilization Project in the amount of \$1,074.50. The effect of the proposed Change Order on the Contract cost is as follows:

Original Contract Price	\$517,134.50
Previous Change Order	(209,639.00)
Proposed Change Order	1,074.50
Contract Price with Change Orders	<u>\$308,570.00</u>

All present voted aye. Absent: Siemann. Motion carried.

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It was moved by Eich, seconded by Wellendorf, to approve the Treatment Agreement accepting the General Electric Company soil remediation discharge to the sanitary sewer system and Wastewater Treatment Plant. All present voted aye. Absent: Siemann. Motion carried.

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It was moved by Wellendorf, seconded by White, to accept the Certificate of Substantial Completion for the Carroll Fire Station. All present voted aye. Absent: Siemann. Motion carried.

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City Manager Gerald Clausen gave an update on a plan for the Parks Department after a fire destroyed the Parks maintenance garage on July 13, 2006. No Council action taken.

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It was moved by Scharfenkamp, seconded by Eich, to reconsider the first reading of the Ordinance to rezone the area legally described as Part of the SW1/4 of the SW1/4 lying East of a line lying 40.00 feet East of and parallel to the West line of the East 355 feet of Lot 3 of the irregular survey of the SW1/4 of Section 14, T84N R35W, and the northerly extension of said line and all of the SE1/4 of the SW1/4 of Section 14, T84N, R35W, all in Carroll County, Iowa, excepting therefrom U.S. Highway 30 right of way, and waive all three readings of said Ordinance. The Ordinance rezoned the area from A-1, Agricultural District, to B-2, General Business District. The rezoning request was from 704 Development, Gene E. and Loa Dawn Vincent and Harry D. and Verna E. Frank. On roll call, all present voted aye. Absent: Siemann. Motion carried.

It was moved by Eich, seconded by Scharfenkamp, to adopt said Ordinance No. 0611. On roll call, all present voted aye. Absent: Siemann. Motion carried.

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It was moved by Wellendorf, seconded by Scharfenkamp to adjourn at 6:15 p.m. All present voted aye. Absent: Siemann. Motion carried.

Dr. Robert Q. Christensen, Mayor

ATTEST:

Laura A. Schaefer, City Clerk