COUNCIL MEETING

AUGUST 12, 2019

(Please note these are draft minutes and may be amended by Council before final approval.)

The Carroll City Council met in regular session on this date at 5:15 p.m. in the Carroll Community School District Board Room, 1026 N Adams Street (Adams Elementary). Members present: LaVern Dirkx, Jerry Fleshner (arrived at 5:34 p.m.), Clay Haley, Mike Kots and Carolyn Siemann. Absent: Misty Boes. Mayor Eric Jensen presided and City Attorney Dave Bruner was in attendance.

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The Pledge of Allegiance was led by the City Council. No Council action taken.

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It was moved by Haley, seconded by Kots, to approve the following items on the consent agenda: a) minutes of the July 22, 2019 Council meeting, as written; b) bills and claims in the amount of $1,176,636.44; c) Renewal of Class "C" Liquor License with Sunday Sales – *American Legion Post #7*, Renewal of Special Class "C" Liquor License (Beer/Wine) with Sunday Sales – *Hunan Chinese Restaurant, Inc.*, and New Class "B" Beer Permit (includes Wine Coolers) with Class "B" Native Wine Permit and Sunday Sales – *Full Swing Golf*; d) acceptance of the resignations for Volunteer Firefighters Eric Hahn and Andrew Smaldone and the appointment of Jose Rodriguez and Jordan Lickteig to begin duties as members of the Carroll Volunteer Fire Department; e) Change Order No. 1 in the amount of $2,223.00 for the Fire Department Pumper Truck; f) Resolution No. 19-60, Professional Services Agreement with OPN Architects, Inc. in the amount of $4,500.00 for the Exterior East Wall Replacement Design and Construction Administration – Additional Services at the City of Carroll City Hall Located at 627 N. Adams Street; g) Change Order No. 1 in the amount of $5,660.00 for the Carroll Public Library/Carroll City Hall Audiovisual Package; h) Waive the currently retained non-assessed liquated damages in the amount of $11,000.00 and approve payment to the contractor for the Downtown Streetscape Phase 9 Project. On roll call, all present voted aye. Absent: Boes and Fleshner. Motion carried.

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There were no oral requests or communications from the audience.

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Council Member Fleshner arrived at 5:34 p.m.

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It was moved by Haley, seconded by Fleshner to approve the modification to the Downtown Streetscape as detailed in the civil plans dated July 30, 2019 subject to the following conditions: 1) Alternate #5 with the cantilevered garage entries facing Main Street shall be used; 2) Any major modification to the civil plans dated July 30, 2019 for work in the Main Street right-of-way shall be subject to review by the Carroll City Council with any minor modification subject to review by the Carroll City Engineer. The City Manager shall make the determination between major and minor modifications. Carroll County Sheriff Ken Pingrey, Carroll County Board of Supervisor Members Gene Meiners, Rich Ruggles, Neil Bock and Stephanie Hausman, Shive Hattery Project Engineer Monica Converse, and business owner Jacob Fiscus addressed Council on this issue. On roll call, all present voted aye except Kots voted nay. Absent: Boes. Motion carried.

An Ordinance Amending the Code of Ordinances by Amending provisions to removing parking on Main Street from 5th Street to 225 feet north of 5th Street was introduced by Council Member Haley.

It was moved Haley, seconded by Kots, to approve the first reading of said ordinance. On roll call, all present voted aye. Absent: Boes. Motion carried.

It was moved by Haley, seconded by Fleshner, to approve Resolution No. 19-61, Accepting the Record of Resolutions Related to a City Complex Beautification Agreement between Carroll County and the City of Carroll. On roll call, all present voted aye. Absent: Boes. Motion carried.

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It was moved by Kots, seconded by Haley, to approve Resolution No. 19-62, Amendment No. 1 to the Professional Services Agreement with JEO Consulting Group, Inc. in the amount of $89,500.00 for the Water Storage Tower Rehabilitation – 2019 Project. On roll call, all present voted aye. Absent: Boes. Motion carried.

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It was moved by Haley, seconded by Fleshner, to approve Resolution No. 19-63, Setting August 19, 2019 for a Consultation Meeting and September 9, 2019 for a Public Hearing on a Proposed Sixth Amended and Restated Urban Renewal Plan for the Amended and Restated Central Business District Urban Renewal Area. On roll call, all present voted aye. Absent: Boes. Motion carried

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It was moved by Fleshner, seconded by Haley, to waive Purchasing Policy #0501 and approve the purchase of library end panels from Iowa Prison Industries in an amount not to exceed $23,000.00. On roll call, all present voted aye. Absent: Boes. Motion carried.

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It was moved by Haley, seconded by Siemann, to approve Change Order No. 1 in the amount of $34,556.08 to the Carroll Trails Improvement - 2019 Project. The effect of the proposed Change Order No. 1 on the contract is as follows:

	Cost
Original Contract	$ 738,016.66
Change Order No. 1	$ 34,556.08
Contract with Change Order #1	$ 772,572.74

On roll call, all present voted aye. Absent: Boes. Motion carried.

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It was moved by Kots, seconded by Fleshner, to go into Closed Session per Iowa Code 21.5(1)(c) – Strategy with Legal Counsel at 6:56 p.m. On roll call, all present voted aye. Absent: Boes. Motion carried.

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It was moved by Fleshner, seconded by Haley, to go back into open session at 7:47 p.m. On roll call, all present voted aye. Absent: Boes. Motion carried.

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It was moved by Fleshner, seconded by Haley, to adjourn at 7:47 p.m. On roll call, all present voted aye. Absent: Boes. Motion carried.

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Eric P. Jensen, Mayor

ATTEST:

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Laura A. Schaefer, City Clerk