

COUNCIL MEETING

JANUARY 25, 2021

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

In support of Iowa Governor Kim Reynolds’ proclamation declaring a State of Public Health Disaster Emergency in Iowa, the current COVID-19 situation made it “impossible and impractical” to meet in one location. Due to this the Carroll City Hall was closed to the public for the January 25, 2021 City Council meeting. However, the meeting was held telephonically or via Zoom web conferencing. The public was able to hear and participate in the Council meeting by calling into a publicly posted phone number.

The Carroll City Council met in regular session on this date at 5:15 p.m. in the Council Chambers, City Hall, 627 N Adams Street. Members present: Misty Boes, LaVern Dirx, Jerry Fleshner, Clay Haley, Mike Kots and Carolyn Siemann. Absent: None. Mayor Eric Jensen presided and City Attorney Dave Bruner was in attendance via Zoom web conference until 5:52 p.m. when he attended in person at City Hall.

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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 January 11, 18 and 20, 2021 Council meetings, as written; b) bills and claims in the amount of \$575,809.19; and c) the Mayoral appointment of John Steffes to the Historical Preservation Commission for a 3-year term expiring December 31, 2023 and Marcie Hircock to the Library Board of Trustees for an unfulfilled 6-year term to expire December 31, 2024 and the Council appointment of Mark O’Leary to the Board of Adjustment for a 5-year term to expire December 31, 2025. On roll call, all present voted aye. Absent: None. Motion carried.

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There were no oral requests or communications from the audience.

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It was moved by Haley, seconded by Siemann, to approve Resolution No. 21-01, Fees and Charges for the City Cemetery. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Haley, seconded by Fleshner, to approve Resolution No. 21-02, Agreement with JEO Consulting Group, Inc. for Professional Services in an estimated amount of \$35,000.00 for the Street Restoration – 2021 Project. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Fleshner, seconded by Kots, to approve the Resolution No. 21-03, Amended Agreement with Shive-Hattery for Professional Services for an additional amount of \$3,200.00 for the Graham Park Creek Improvements – 2020 Project. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Kots, seconded by Siemann, to approve the purchase of a New Holland L334 Skid Steer Loader for use in the Parks Department from Haley Equipment at their bid price of \$62,124.00. On roll call, all present voted aye. Abstain: Haley. Absent: None. Motion carried.

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It was moved by Fleshner, seconded by Kots, to approve the purchase of a John Deere 330G Skid Steer, Four-Wheel Drive Loader for use in the Street Division from Van Wall Equipment at their bid price of \$29,950.00. On roll call, all present voted aye. Abstain: Haley. Absent: None. Motion carried.

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City Attorney Dave Bruner arrived at 5:52 p.m.

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Council discussed and then directed staff to draft an ordinance dealing with drug paraphernalia for consideration at a later Council meeting. No Council action taken.

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Council discussed an annexation request from Olsen’s Outdoor Power. Council directed City staff to begin the process of annexing Ferrellgas, Inc. (19116 Kittyhawk Avenue), Carroll County Solid Waste (19111 Kittyhawk Avenue) and Olsen’s Outdoor Power (19072 Kittyhawk Avenue). No Council action taken.

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It was moved by Haley, seconded by Fleshner, to go into closed session at 6:25 p.m. per Iowa Code 21.5(1)(c) –to discuss strategy with legal counsel in matters that are presently in litigation or where litigation is imminent and where its disclosure would be likely to prejudice or disadvantage the government. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Kots, seconded by Haley, to go back into open session at 7:35 p.m. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Haley, seconded by Kots, to approve the Stipulation and Agreement with Pamela Nieland as discussed in closed session. On roll call, all present voted aye except Siemann voted nay. Motion carried.

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It was moved by Fleshner, seconded by Haley, to adjourn at 7:37 p.m. On roll call, all present voted aye. Absent: None. Motion carried.

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Eric P. Jensen, Mayor

ATTEST:

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Laura A. Schaefer, City Clerk