

COUNCIL MEETING

APRIL 12, 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 April 12, 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. beginning at the Carroll Public Library (118 E. 5th Street) with a tour of the newly remodeled building and then continued their regular meeting at 6 p.m. in the Council Chambers, City Hall, 627 N Adams Street. Members present: Misty Boes, LaVern Dirkx (via Zoom web conferencing), 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 conferencing.

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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 March 22, 2021 Council meeting, as written; b) bills and claims in the amount of \$751,526.55; c) Sidewalk closure request from Kerp’s Bar & Grill, Inc. on 5<sup>th</sup> Street for an event on April 24, 2021, Outdoor Service Endorsement (Special Event on April 24, 2021) – *Kerp’s Bar & Grill, Inc.*, New 5-day Class “C” Liquor License (Kuemper Ball on May 1, 2021) – *Carroll Hy-Vee*; and d) Resolution No. 21-12, Application for Tax Abatement for Tom and Amy Riddle (1737 Pike Avenue) under the Urban Revitalization Plan. On roll call, all present voted aye. Absent: None. Motion carried.

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During the oral requests or communications from the audience, Cecelia Comito and Marilyn Setzler, members of the Carroll Public Library Foundation, and Library Director Rachel Van Erdewyk presented the final donation check to the City Council for the Library Remodel Project. No Council action taken.

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Mayor Jensen read a proclamation declaring April 30, 2021 as Arbor Day in Carroll, Iowa. No Council action taken.

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At 6:05 p.m. Mayor Jensen opened a public hearing on the proposed Olsen's/Carroll County Solid Waste 80/20 annexation. Mayor Jensen closed said public hearing at 6:14 p.m.

It was moved by Haley, seconded by Fleshner, to approve Resolution No. 21-13, Voluntary Annexation of Land Adjacent to the West Boundary of the City of Carroll, Including Land Without the Owner's Consent into the Corporate Limits of the City of Carroll. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Fleshner, seconded by Haley, to approve Resolution No. 21-14, Memorandum of Understanding Between the City of Carroll and the Over-the-Road, City Transfer Drivers, Helpers, Dockman, Warehousement, Inside Workers, State, County & Municipal Employees, Teamsters Local Union No. 238 – Carroll Police Department. 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 Resolution No. 21-15, Agreement with Bolton & Menk, Inc. for Professional Services for the Quiet Zone Study Update at an estimated cost, based on hourly rates, not to exceed \$20,150.00 without prior consent. Jim Leiding, representative from Bolton & Menk, Inc., addressed Council on this issue. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Haley, seconded by Siemann, to approve the conversion of two (2) parking spaces along Vine Street, in the 700 Block North, west side of the street, immediately south of entrance walkway to east entrance door to the Carroll Recreation Center. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Fleshner, seconded by Haley, to approve the restriction of the first-row parking spaces (closest to the Carroll Recreation Center building) in the west parking lot to "No Stadium Parking". On roll call, all present voted aye. Absent: None. Motion carried.

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Council discussed the status of housing in the City of Carroll. No Council action taken.

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It was moved by Kots, seconded by Haley, to go into closed session at 7:46 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 Fleshner, to go back into open session at 7:46 p.m. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Haley, seconded by Siemann, to approve the Settlement Agreement and Release of All Claims with Drake Construction, LLC. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Fleshner, seconded by Haley, to adjourn at 7:48 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