

COUNCIL MEETING

APRIL 22, 2019

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: Misty Boes, LaVern Dirx, Jerry Fleshner, Clay Haley (arrived at 5:17 p.m.), Mike Kots and Carolyn Siemann. Absent: None. Mayor Eric Jensen presided and City Attorney Dave Bruner was in attendance.

\* \* \* \* \*

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

\* \* \* \* \*

New employee Street Superintendent Dale Pottebaum was introduced to Council. No Council action taken.

\* \* \* \* \*

Council Member Clay Haley arrived at 5:17 p.m.

\* \* \* \* \*

It was moved by Dirx, seconded by Kots, to approve the following items on the consent agenda: a) minutes of the April 8 and April 15, 2019 Council meetings, as written; b) bills and claims in the amount of \$510,458.82; c) the following licenses and permits: New Class "B" Beer Permit (includes Wine Coolers) with Outdoor Service and Sunday Sales – *Carroll County Softball Association*, Renewal of Class "C" Beer Permit with Sunday Sales – *Sparky's One Stop*, Renewal of Class "E" Liquor License with Carryout Beer, Carryout Wine (includes Native Wine) and Sunday Sales – *Walgreens #10770*, and Renewal of Class "C" Beer Permit with Sunday Sales and Class "B" Native Wine Permit – *Reiling 71 South*; d) the acceptance of the resignation of Jamie Wuebker from the Carroll Volunteer Fire Department and the appointment of Chris Satterwhite to begin duties as a member of the Carroll Volunteer Fire Department. On roll call, all present voted aye. Absent: None. Motion carried.

\* \* \* \* \*

R.T. Schreck, Carroll American Legion, thanked Council during the oral requests for the Council's support of the project of the new flag pole and PA system at the cemetery. No Council action taken.

\* \* \* \* \*

It was moved by Haley, seconded by Fleshner, to approve Resolution No. 19-29, Agreement with Bucko Baseball d/b/a Carroll Merchants for the 2019 baseball season. John Perrin, Carroll Athletic Association Board Member, addressed Council on this issue. On roll call, all present voted aye. Absent: None. Motion carried.

It was moved by Kots, seconded by Haley, to allow the Carroll Merchants Baseball Club to sell and serve alcohol at Merchants Park Baseball Stadium for the Carroll Merchants home baseball games for the 2019 baseball season. On roll call, all present voted aye. Absent: None. Motion carried.

It was moved by Fleshner, seconded by Haley, to approve a new 6-month Class “B” Beer Permit (includes Wine Coolers) with Outdoor Service and Sunday Sales – *Carroll Merchants Baseball Club*. On roll call, all present voted aye. Absent: None. Motion carried.

\* \* \* \* \*

A public hearing was held on April 22, 2019 at 5:25 p.m. at the Adams Elementary School Conference Room to hear comments on the city’s application for a CDBG Housing Rehabilitation Grant Application. The public hearing was opened at 5:25 p.m. by Mayor Jensen. The hearing was pursuant to the citizen participation requirements of Section 508 of the Housing and Community Development Act of 1987, as amended March 25, 1988. The Iowa Economic Development Authority (IEDA) will advise all CDBG applicants and grantees of the requirements, and of acceptable means to amended, to ensure compliance with said requirements by all applicants for and recipients of CDBG funds administered by the State of Iowa. The public was informed that IEDA requires reasonable public access to all local meetings, project records and information relating to the proposed and actual use of CDBG funds. All CDBG related meetings should be conducted in public buildings.

The need for owner-occupied housing rehabilitation has been realized by the City of Carroll through a Housing Needs Assessment. The proposed project will rehabilitate five (5) units to meet the IEDA Housing Quality Standards and be lead safe upon completion. Families may be temporarily displaced during rehabilitation disturbing lead based paint. No businesses will be displaced as a result of this proposed project.

The total project is estimated to be \$221,500 which includes a \$10,000 local match provided by the City of Carroll. Grant administration of \$18,000 and Rehabilitation/Technical Services of \$192,500 are combined for a total CDBG request of \$210,500. The application deadline is May 4, 2019.

A requirement of the CDBG program is that funds must benefit a population of at least 51% of the households that are occupied by low or moderate income families. The City of Carroll’s target area LMI percentage is 60.31% and 100% of housing rehabilitation participants will be low and moderate income. Karla Janning, Region XII Housing Programs Coordinator, addressed Council on this issue.

Mayor Jensen closed said public hearing at 5:32 p.m.

It was moved by Haley, seconded by Siemann, to approve Resolution No. 19-30, Providing Match Funds for the 2019 CDBG Owner-Occupied Rehabilitation Program. On roll call, all present voted aye. Absent: None. Motion carried.

It was moved by Fleshner, seconded by Haley, to approve Region XII as the technical service provider for the 2019 CDBG Owner-Occupied Rehabilitation Program. On roll call, all present voted aye. Absent: None. Motion carried

It was moved by Kots, seconded by Haley, to approve the Administrative Plan for the 2019 CDBG Owner-Occupied Rehabilitation Program. On roll call, all present voted aye. Absent: None. Motion carried.

It was moved by Haley, seconded by Boes, to approve Resolution No. 19-31, Amending Policy No. 0106 – Code of Conduct. On roll call, all present voted aye. Absent: None. Motion carried.

It was moved by Fleshner, seconded by Haley, to approve Resolution No. 19-32, Amending Policy No. 0107 – Equal Opportunity Policy Statement. On roll call, all present voted aye. Absent: None. Motion carried.

It was moved by Kots, seconded by Boes, to approve Resolution No. 19-33, Crowd Management Policy. On roll call, all present voted aye. Absent: None. Motion carried.

It was moved by Haley, seconded by Fleshner, to approve Resolution No. 19-34, Residential Anti-Displacement and Relocation Assistance Plan. On roll call, all present voted aye. Absent: None. Motion carried.

It was moved by Boes, seconded by Kots, to authorize the Mayor to sign the Applicant/Recipient Disclosure/Update Report. On roll call, all present voted aye. Absent: None. Motion carried.

It was moved by Fleshner, seconded by Haley, to authorize the Mayor to sign the Federal Assurances signature page. On roll call, all present voted aye. Absent: None. Motion carried.

\* \* \* \* \*

It was moved by Kots, seconded by Fleshner, to approve Resolution No. 19-35, Declaring an official intent under Treasury Regulation 1.150-2 to issue debt to reimburse the City for certain original expenditures paid in connection with a Fire Pumper Truck and the Street Resurfacing – 2019 Project. On roll call, all present voted aye. Absent: None. Motion carried.

\* \* \* \* \*

It was moved by Haley, seconded by Siemann, to receive the Cemetery Buildings Improvements Report. Craig Erickson, Shive Hattery, Inc. Architect, presented the report to Council. Vicki Gach, Carroll resident, addressed Council on this issue. On roll call, all present voted aye. Absent: None. Motion carried.

\* \* \* \* \*

It was moved by Haley, seconded by Dirx, to receive the Graham Park Master Plan. Craig Erickson, Shive Hattery, Inc. Architect, presented the report to Council. Vicki Gach, Carroll resident, addressed Council on this issue. On roll call, all present voted aye. Absent: None. Motion carried.

\* \* \* \* \*

It was moved by Haley, seconded by Fleshner, to approve Change Order No. 4 to the Carroll Public Library/Carroll City Hall project in the amount of \$38,363.00 and add 11 days to the City Hall portion of the contract and 4 days to the Library portion of the contract. The effect of the proposed Change Order No. 4 on the contract is as follows:

	<u>Cost</u>	<u>City Hall Completion Date</u>	<u>Library Completion Date</u>
Original Contract	\$ 4,526,100.00	August 2, 2019	October 25, 2019
Change Order No. 1 (Approved)	\$ 29,087.00	9 days	0 days
Contract with Change Order #1	\$ 4,555,187.00	August 11, 2019	October 25, 2019
Change Order No. 2 (Approved)	\$ 56,451.00	8 days	11 days
Contract with Change Order #2	\$ 4,611,638.00	August 21, 2019	November 11, 2019
Change Order No. 3 (Approved)	\$ 86,606.00	21 days	25 days
Contract with Change Order #3	\$ 4,698,244.00	September 20, 2019	December 17, 2019

Change Order No. 4 (Proposed) \$ 38,363.00 11 days 4 days  
Contract with Change Order #4 \$4,736,607.00 October 1, 2019 December 19, 2019

On roll call, all present voted aye. Absent: None. Motion carried.

\* \* \* \* \*

It was moved by Kots, seconded by Dirx, to go into closed session at 6:59 p.m. per Iowa Code 21.5(1)(i) – City Manager Annual Review. On roll call, all present voted aye. Absent: None. Motion carried.

\* \* \* \* \*

It was moved by Fleshner, seconded by Haley, to go back into open session at 7:33 p.m. On roll call, all present voted aye. Absent: None. Motion carried.

\* \* \* \* \*

It was moved by Fleshner, seconded by Haley, to adjourn at 7:34 p.m. On roll call, all present voted aye. Absent: None. Motion carried.

---

Eric P. Jensen, Mayor

ATTEST:

---

Laura A. Schaefer, City Clerk