

COUNCIL MEETING

JUNE 28, 2021

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

In support of Iowa Governor Kim Reynolds' proclamation dated April 30, 2021 declaring a State of Public Health Disaster Emergency in Iowa, the City limited the public audience in the Council Chambers for the June 28, 2021 meeting to eight (8) individuals (excluding the Mayor, Councilmembers and City staff) to follow the social distancing practices recommended in her proclamation. However, the meeting was held telephonically or via Zoom web conferencing for those individuals in excess of this limit and for those individuals who wish to attend remotely. 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. Council Members present: Misty Boes, LaVern Dirx, Jerry Fleshner (arrived at 5:20 p.m.), Clay Haley, Mike Kots and Carolyn Siemann. Absent: None. Mayor 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 June 14, 2021 Council meeting, as written; b) bills and claims in the amount of \$594,657.16; c) licenses and permits: Renewal of Class "B" Beer Permit with Sunday Sales – *Pizza Hut* and Renewal of Class "C" Beer Permit with Sunday Sales – *Drees Oil Company, Inc.*; d) the renewal of the following cigarette permits: Casey's General Store #3082, Casey's General Store #3025, Dollar General #2756, Don Roy's Inc. dba Ossy's/Piranha Club, Drees Oil Co., Inc., Fareway Stores, Inc. #409, Golf Services, LLC, Hy-Vee, Hy-Vee Fast and Fresh, Kimmes Carroll Country Store 1, Kimmes Carroll Country Store 2, Kimmes Country Store #15, Sparky's One Stop #25, Sparky's One Stop #29, The Vaped Ape, Walgreens #10770, Wal-Mart Supercenter #1787, Aqua Vape Lounge and Wendl's Weapons; e) receipt of the Civil Service Eligibility List certifying the following as eligible candidates for appointment to the position of police officer: George Athan, Ex'Avier Bill, James Heller, and Nathan Kult; f) Resolution No. 21-37, Requesting Funding from the American Rescue Plan Act; g) acknowledgement of the Water System Risk and Resilience Assessment; h) Change Order No. 1 to the Downtown Streetscape Phase 10 project in the amount of \$18,390.19; i) Resolution No.

21-38, Revised Merchants Park Lease with Iowa High School Athletic Association for the 2021 Boy's Baseball State Tournament. On roll call, all present voted aye. Absent: Fleshner. Motion carried.

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There were no oral requests or communications from the audience.

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At 5:17 p.m. June 28, 2021, Mayor Jensen opened a public hearing for the rezoning request of property legally described as the North 72 feet of Lot 1 and the North 72 feet of the East 10 feet of Lot 2, Block B, Seventh Street Addition to Carroll, Carroll County, Iowa (711 N West Street) from B-2, General Business District to RB-1, Residential-Business Transitional District. Mayor Jensen allowed time for citizens to speak or present evidence in favor of the application. No evidence was presented in favor. Mayor Jensen allowed time for citizens to speak or present evidence in opposition of the application. No evidence was presented in opposition of the application. City Manager Mike Pogge-Weaver presented the Planning and Zoning Commission's recommendation. The public notice of the public hearing for the City Council and Planning and Zoning Commission was properly made in a timely fashion and proof of publications are on file in the City Clerk's office. Mayor Jensen then requested further evidence from others. No further evidence was presented. The Council was then given the opportunity to ask questions of any of the witnesses or evidence. Mayor Jensen then closed the public hearing at 5:22 p.m. Council Member Fleshner arrived during the public hearing at 5:20 p.m.

It was moved by Kots, seconded by Haley, that upon consideration of all the evidence contained in the record of the public hearing dated June 28, 2021, including the fact that there was no opposition to the application; that all proper procedures and notices were followed; and rezoning is consistent with the City's Comprehensive Plan, the application to rezone the area legally described as: the North 72 feet of Lot 1 and the North 72 feet of the East 10 feet of Lot 2, Block B, Seventh Street Addition to Carroll, Carroll County, Iowa (711 N West Street) with an underlying zoning of B-2, General Business District to RB-1, Residential-Business Transitional District be approved; that the City Clerk prepare detailed minutes of the public hearing and retain and preserve any and all written evidence and exhibits presented; that an ordinance amending the zoning map be presented to the Council for passage and approve the first reading of said ordinance. On roll call, all present voted aye. Absent: None. Motion carried.

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An Ordinance Amending the Code of Ordinances by Amending Provisions Pertaining to Sanitary Service Charges was introduced by Council Member Haley. It was moved by Haley, seconded by Siemann, to approve the first reading of said ordinance. 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. 21-39, Accepting the Professional Engineering Services Agreement in the amount of \$8,800.00 from Veenstra & Kimm, Inc. for the Wastewater Treatment Plant Rerating of Treatment Capacity for BOD, TSS and TKN. On roll call, all present voted aye. Absent: None. Motion carried.

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At 5:30 p.m. Mayor Jensen opened a public hearing on the Corridor of Commerce Plan 2.0 – Highway 30 Corridor Plan. Charlie Cowell, RDG Planning and Design Urban Planning, presented the Corridor of Commerce Plan 2.0 to Council. Mayor Jensen closed said public hearing at 6:03 p.m.

It was moved by Fleshner, seconded by Haley, to approve Resolution No. 21-40, Adopting the Corridor of Commerce Plan 2.0 – Highway 30 Corridor Plan. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Dirx, seconded by Kots, to accept the bid from Van Wall Equipment for the purchase of a 100” mower for the golf course in the amount of \$31,975.49. On roll call, all present voted aye. Absent: None. Abstain: Haley. Motion carried.

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It was moved by Kots, seconded by Haley, to accept the bid from H2I Group for the purchase of ceiling suspended basketball hoops for the Carroll Recreation Center in the amount of \$20,600.00. 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 6:16 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