

COUNCIL MEETING

AUGUST 22, 2022

(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 Council Chambers, City Hall, 627 N Adams Street. Council Members present: Kyle Bauer, Misty Boes, Tom Bordenaro, LaVern Dirkx, JJ Schreck, and Carolyn Siemann. Absent: None. Mayor Mark Beardmore presided and Attorney Jessica Morton attended in the absence of City Attorney Dave Bruner.

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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 Dirkx, seconded by Boes, to approve the following items on the consent agenda: a) minutes of the August 8, 2022 Council meeting, as written; b) bills and claims in the amount of \$502,583.35; c) Licenses and Permits: None; d) Resolution No. 22-71, Accepting the Agreement for Financial Advisory Services with PFM Financial Advisors LLC in the amount of \$18,000 (plus reimbursables) for the Issuance of Approximately \$5,400,000 General Obligation Local Option Sales and Services Tax Bonds, Series 2022A; and e) Resolution No. 22-72, Accepting the Proposal from Certified Testing Services, Inc. for Construction Materials Inspection and Testing for an estimated cost ranging from \$8,900 to \$10,400 for the Carroll Recreation Center Building Improvements Project - 2021. On roll call, all present voted aye. Absent: None. Motion carried.

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DMACC President Rob Denson gave an update about DMACC during the oral requests and communications from the audience.

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It was moved by Dirkx, seconded by Schreck, to approve the second reading and waive the third reading of an ordinance to amend the zoning map and rezone the NW1/4 SE1/4 and the West half of the South 20 Acres of the S1/2 NE1/4 of Section 18, Township 84 North, Range 34 West 5th P.M., Carroll County, Iowa from A-1, Agricultural District to R-3, Low-Density Residential District and the NE1/4 SE1/4 and the East half of the South 20 Acres of the S1/2 NE1/4 of Section 18, Township 84 North, Range 34 West 5th P.M., Carroll County, Iowa from A-1, Agricultural District

to R-4, Medium-Density Residential District. On roll call, all present voted aye. Absent: None. Motion carried.

It was moved by Dirx, seconded by Siemann, to adopt said Ordinance No. 2204. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Schreck, seconded by Bauer, to approve the second reading and waive the third reading of an ordinance amending the Code of Ordinances by amending provisions pertaining to stop or yield required by adding a stop sign on Court Street at the intersection of Second Street. On roll call, all present voted aye. Absent: None. Motion carried.

It was moved by Dirx, seconded by Schreck, to adopt said Ordinance No. 2205. On roll call, all present voted aye. Absent: None. Motion carried.

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An Ordinance pertaining to Solid Waste Collection Fees by adding a section for a fuel surcharge was introduced by Council Member Siemann.

It was moved by Siemann, seconded by Bordenaro, to approve the first reading of the proposed said ordinance. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Siemann, seconded by Boes, to approve Resolution No. 22-73, Directing the Advertisement for Sale of \$5,400,000\* (Subject to Adjustment Per Terms of Offering) General Obligation Local Option Sales and Services Tax Bonds, Series 2022A, and Approving Electronic Bidding Procedures and Distribution of Preliminary Official Statement for the Carroll Recreation Center Building Improvements Project – 2021. On roll call, all present voted aye. Absent: None. Motion carried.

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At 6:05 p.m. Mayor Beardmore opened a public hearing on the Proposed Plans, Specifications, Form of Contract and Estimated Cost for the Wastewater Treatment Plant Vertical Loop Reactor Replacement Air Piping Project. Mayor Beardmore closed said hearing at 6:07 p.m.

It was moved by Siemann, seconded by Schreck, to approve Resolution No. 22-74, Adopting Plans, Specifications, Form of Contract and Estimated Cost for the Wastewater Treatment Plant Vertical Loop Reactor Replacement Air Piping Project. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Bauer, seconded by Siemann, to approve Resolution No. 22-75, Adopting the City of Carroll’s Infill Housing Incentive Program dated August 22, 2022. On roll call, all present voted aye. Absent: None. Motion carried.

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Council conducted an appeal hearing, as requested by dog owners Jared and Sadie Hansen, for a vicious animal order declared by the Carroll Police Department in accordance with City Code Chapters 55 and 56. All witnesses were sworn in by City Clerk Laura Schaefer.

The appeal was convened by Mayor Mark Beardmore. Police Chief Brad Burke, Patricia Roberts and Tadd Haberl gave testimony in favor of the Order.

Jared and Sadie Hansen, with their attorney James Van Dyke, gave testimony against the Order.

The City’s legal counsel, Jessica Morton, called for a roll call vote with an aye vote affirming the vicious animal order and a nay vote overturning the order. On roll call vote: Aye – Boes, Dirx, Schreck and Siemann; Nay – Bauer and Bordenaro. The Council, by a 4-2 vote, affirms the Carroll Police Department’s designation that declares the dog owned by Jared and Sadie Hansen a vicious dog.

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

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Mark E. Beardmore, Mayor

ATTEST:

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Laura A. Schaefer, City Clerk