

COUNCIL MEETING

OCTOBER 24, 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 Dirx, JJ Schreck, and Carolyn Siemann. Absent: None. Mayor Mark Beardmore 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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New employees Municipal Service Worker Eric Steinkamp, Water Plant Operator Tim Stork and Aquatics and Fitness Program Specialist Trent Steffes were introduced to Council. No Council action taken.

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It was moved by Bauer, seconded by Schreck, to approve the following items on the consent agenda: a) minutes of the October 10, 2022 Council meeting, as written; b) bills and claims in the amount of \$545,265.17; c) Licenses and permits: Renewal of Class "C" Liquor License with Outdoor Service and Sunday Sales - *Rancho Grande*, Renewal of Class "E" Liquor License with Class "C" Beer Permit and Class "B" Wine Permit – *Fareway Stores, Inc. #409*, Renewal of Class "C" Beer Permit with Class "B" Wine Permit and Sunday Sales – *Hy-Vee Fast & Fresh*, Renewal of Class "C" Liquor License with Catering Privilege and Sunday Sales – *Hy-Vee Market Café*; d) Resolution No. 22-94, Tax Abatement Applications under the Carroll Urban Revitalization Plan; and e) Change Order No. 2 to the Graham Park Drainage Ditch #77 Improvement Project in the amount of (\$4,174.25). The new contract amount with change orders is \$219,202.75. 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 Dirx, seconded by Siemann, to approve the second reading and waive the third reading of ordinance amending the Code of Ordinances by amending provisions pertaining

to Standard Penalty (Chapter 1, Section 14). On roll call, all present voted aye. Absent: None. Motion carried.

It was moved by Dirkx, seconded by Schreck, to approve said Ordinance No. 2207. 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 all-terrain vehicles, golf carts, off-road utility vehicles and snowmobiles was introduced by Council Member Bauer.

It was moved by Bauer, seconded by Bordenaro, 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 Siemann, seconded by Boes, to approve Resolution No. 22-95, Application for the Destination Iowa Grant – Economically Significant Development for Merchants Park and if the grant is awarded, commit \$100,000 in American Rescue Plan Act (ARPA) Funds, \$100,000 in Hotel/Motel funds, and \$153,080 in Local Option Sales Tax funds. Chris Whitaker, Region XII representative, addressed Council on this issue. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Dirkx, seconded by Bauer, to approve Resolution No. 22-96, Baseball Stadium Lease Agreement with the Merchants Baseball Club for the 2023 Carroll Merchants Baseball season. Chris Whitaker and Murray the Merchant, Merchants Baseball Club representatives, addressed Council on this issue. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Bordenaro, seconded by Bauer, to approve Resolution No. 22-97, An Engagement Agreement with Ahlers & Cooney P.C. for the Agreement to Reinstitute the 704 Development Corp. Development Agreement. On roll call, all present voted aye. Absent: None. Motion carried.

It was moved by Bordenaro, seconded by Schreck, to approve Resolution No. 22-98, Fixing November 14, 2022, as the Date for a Public Hearing on the Proposal to Enter into an Agreement to Reinstitute the Agreement for Private Development with 704 Development Corp., and Providing for the Publication of Notice Thereof. On roll call, all present vote aye. Absent: None. Motion carried.

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It was moved by Siemann, seconded by Bauer, to approve Resolution No. 22-99, Engagement Agreement with Ahlers & Cooney, P.C. for Urban Renewal Plan and Development Agreement with Overland Property Group, LLC for the Villas at Governors Field Urban Renewal Plan. 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. 22-100, Obligating Funds from the Central Business District Urban Renewal Tax Revenue Fund for Appropriation to the Payment of Annual Appropriation Tax Increment Grant to Biokinometrics Holdings, LLC and DMBA Properties & Consulting, Inc. for FY 2024. 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 Resolution No. 22-101, Partial Self-Funding Administration Proposal from Employee Benefit Systems for the City's health insurance benefits at a quoted fee of \$7.00 per participating employee per month and a one-time setup fee of \$500 to be effective January 1, 2023. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Dirx, seconded by Bauer, to postpone the discussion of the City Manager Job Description and Position Profile until after the closed sessions at the end of the meeting. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Siemann, seconded by Dirx, to approve Change Order No. 2 in the amount of \$6,068.00 for the Carroll Recreation Center Improvements Project – 2021. The new contract price with change orders is \$6,300,932.00. Brad Rodenburg, RDG representative, addressed Council on this issue. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Boes, seconded by Schreck, to set November 14, 2022, as the date for the public hearing for the FY 2022/2023 Budget Amendment #1. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Bordenaro, seconded by Bauer, to go into closed session at 6:07 p.m. pursuant to Iowa Code 20.17(3) for union negotiations. On roll call, all present voted aye. Absent: None. Motion carried.

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Council Member Boes departed at 6:44 p.m.

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It was moved by Bordenaro, seconded by Schreck, to go back into open session at 6:47 p.m. On roll call, all present voted aye. Absent: Boes. Motion carried.

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Council recessed from 6:47 p.m. until 6:54 p.m.

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It was moved by Dirxx, seconded by Bauer, to go into closed session at 6:54 p.m. pursuant to Iowa Code 20.17(3) for union negotiations and Iowa Code 21.9 for strategies in matters relating to employment conditions of employees of the governmental body who are not covered by a collective bargaining agreement. On roll call, all present voted aye. Absent: Boes. Motion carried.

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Council Member Boes returned at 7:58 p.m.

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It was moved by Bauer, seconded by Bordenaro, to go back into open session at 8:28 p.m. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Bordenaro, seconded by Dirxx, to approve the City Manager position profile and job description, as amended. Elizabeth Hansen, Midwest Municipal Consulting, LLC President, and Jeff Cayler, incoming Interim City Manager, addressed Council on this issue. On roll call, all present voted aye. Absent: None. Motion carried.

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It was moved by Bordenaro, seconded by Schreck, to adjourn at 9:12 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