

COUNCIL MEETING

MAY 22, 2023

(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, Carolyn Siemann and JJ Schreck. 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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It was moved by Bordenaro, seconded by Schreck, to approve the following items on the consent agenda: a) minutes of the May 8, 2023 Council meeting, as written; b) bills and claims in the amount of \$578,010.67; c) Licenses and Permits: Renewal of Class “C” Retail Alcohol License – *Brothers on Main*, Renewal of Class “C” Retail Alcohol License – *Casey’s General Store #3025*, Outdoor Service (June 10, 2023 – Ronald McDonald House Fundraising Event & July 24, 2023 – RAGBRAI) – *Kerps Bar & Grill*, New 5-day Special Class “C” Retail Alcohol License with Outdoor Service (August 9, 2023 – Chamber Night Shift) – *Top of Iowa Lucky Wife*, New 5-day Class “C” Retail Alcohol License with Outdoor Service (July 24, 2023 – RAGBRAI) – *Carroll Moose Lodge #273*, Resolution No. 23-32, Allowing Lucky Wife Wine Slushies to Sell Alcoholic Beverages in Rolling Hills Park and New 5-day Special Class “C” Retail Alcohol License – *Lucky Wife Wine Slushies*; and d) Council appointments: Cynthia Scaturico – Parks, Recreation and Cultural Advisory Board (3-year term to expire 5-31-26), Joshua Sporrer – Parks, Recreation and Cultural Advisory Board (3-year term to expire 5-31-26) and Chad Ross – Parks, Recreation and Cultural Advisory Board (3-year term to expire 5-31-26). On roll call, all present voted aye. Nays: None. Abstain: None. Absent: None. Motion carried 6-0.

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There were no oral requests or communications from the audience.

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An Ordinance Amending the Code of Ordinances by Amending Provisions Pertaining to Street Grades for Adams Street from U.S. Hwy 30 to north of 13<sup>th</sup> Street was introduced by Council Member Siemann.

It was moved by Siemann, seconded by Boes, to approve the first reading and waive the second and third readings of said Ordinance. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: None. Motion carried 6-0.

It was moved by Dirx, seconded by Siemann, to adopt said Ordinance No. 2303. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: None. Motion carried 6-0.

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At 5:20 p.m. Mayor Beardmore opened a public hearing on the Proposed Plans, Specifications, Form of Contract and Estimated Cost for the Adams Street Reconstruction Project. Mayor Beardmore closed public hearing at 5:30 p.m.

It was moved by Bordenaro, seconded by Siemann, to allocate Water Utility Funds and Sewer Utility Funds and re-allocate the Sewer Utility/TIF Streetscape Phase 11 Funds to the Adams Street Reconstruction Project and approve Resolution No. 23-33, Adopting Plans, Specifications, Form of Contract and Estimated Cost for the Adams Street Reconstruction Project. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: None. Motion carried 6-0.

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At 5:44 p.m. Mayor Beardmore opened a public hearing on the proposed Eighth Amended and Restated Urban Renewal Plan for the Central Business District Project Area. Mayor Beardmore closed public hearing at 5:46 p.m.

It was moved by Bordenaro, seconded by Schreck, to approve Resolution No. 23-34, Determining an Area of the City to be an Economic Development and Blighted Area, and that the Rehabilitation, Conservation, Redevelopment, Development or a Combination Thereof, of Such Area is Necessary in the Interest of the Public Health, Safety or Welfare of the Residents of the City; Designating Such Area as Appropriate for Urban Renewal Projects; and Adopting the Eighth Amended and Restated Urban Renewal Plan for the Central Business District Project Area. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: None. Motion carried 6-0.

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It was moved by Dirx, seconded by Seimann, to approve Resolution No. 23-35, Determining the Necessity and Fixing a Date for a Public Hearing on the Matter of the Adoption of a Proposed 2023 Amendment to the Carroll Urban Revitalization Plan. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: None. Motion carried 6-0.

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It was moved by Dirx, seconded by Bordenaro, to allocate a minimum of \$100,000 of American Rescue Plan Act (ARPA) funds, \$100,000 of Hotel/Motel funds and \$153,080 of

Local Option Sales Tax funds towards the Merchants Park Baseball Stadium Project – 2023 and approve Resolution No. 23-36, Professional Services Agreement with Shive-Hattery, Inc. to provide design phase services in the amount of \$69,500.00 for the Merchants Park Baseball Stadium Project – 2023. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: None. Motion carried 6-0.

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At 6:02 p.m. Mayor Beardmore opened a public hearing on the FY 2022/2023 Budget Amendment #2. Mayor Beardmore closed said public hearing at 6:04 p.m.

It was moved by Schreck, seconded by Bauer, to approve Resolution No. 23-37, Amending the Current Budget for the Fiscal Year Ending June 30, 2023. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: None. Motion carried 6-0.

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Council conducted an appeal hearing, as requested by dog owner Madeilline Preston, for a vicious animal order declared by the Carroll Police Department in accordance with City Code Chapters 55 and 56. Council Member Kyle Bauer recused himself from the appeal hearing due to a conflict of interest. All witnesses were sworn in by Deputy City Clerk Deb Goetzinger.

The appeal was convened by Mayor Mark Beardmore. Police Chief Brad Burke, Police Officer Matt Kennebeck and Marlene Leonard gave testimony in favor of the Order.

Madeilline Preston and Billie Martin gave testimony against the Order.

It was moved by Schreck, seconded by Siemann, to affirm the Carroll Police Department's order that designated the dog owned by Madeilline Preston a vicious dog. On roll call vote: Ayes: Boes, Bordenaro, Dirx, Schreck and Siemann. Nays: None. Abstain: Bauer. Absent: None. Motion carried 5-0.

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It was moved by Bordenaro, seconded by Bauer, to adjourn at 6:29 p.m. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: None. Motion carried 6-0.

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Mark E. Beardmore, Mayor

ATTEST:

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Laura A. Schaefer, City Clerk