

COUNCIL MEETING

SEPTEMBER 9, 2024

(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: Jason Atherton, Kyle Bauer, Tom Bordenaro, JJ Schreck, and Carolyn Siemann. Absent: LaVern Dirx. Mayor Jerry Fleshner 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 Atherton, seconded by Bordenaro, to approve the following items on the consent agenda: a) minutes of the August 26, 2024 meeting, as written; b) bills and claims in the amount of \$1,729,706.25; c) Licenses and permits: None; d) Resolution No. 24-74, Authorizing Advancement of Costs for an Urban Renewal Project and Certification of Expenses Incurred by the City for the City match to the Emergency Community Catalyst Building Remediation Grant for 504 N. Adams Street; and e) Resolution No. 24-75, Supplemental Agreement for Additional Services #1 with Snyder & Associates, Inc. for a decrease in the amount of \$6,200.00 for the US 30 Traffic Signal Improvements – 2024 Project. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: Dirx. Motion carried 5-0.

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Marci Wernimont addressed Council during the oral requests and communication from the audience. No Council action taken.

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It was moved by Atherton, seconded by Bordenaro, to approve the second reading and waive the third reading of an ordinance for the division of revenues under Section 403.19, Code of Iowa, for the Echo Urban Renewal Plan. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: Dirx. Motion carried 5-0.

It was moved by Bordenaro, seconded by Schreck, to adopt said Ordinance No. 2415. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: Dirx. Motion carried 5-0.

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It was moved by Schreck, seconded by Siemann, to approve Resolution No. 24-76, Setting Public Hearing Date for September 23, 2024, for the Not to Exceed \$1,655,000 General Obligation Urban Renewal Capital Loan Notes for the CBD Street Resurfacing – 2024 Project and design services for the US 30 Traffic Signals Project and directing City Clerk to publish said notice. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: Dirx. Motion carried 5-0.

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It was moved by Atherton, seconded by Bordenaro, to approve Resolution No. 24-77, Curriculum and Brand Licensing Agreement with Can Play Adapted Programs. Melissa Clarke-Wharff, Founder of Can Play Adapted Programs, addressed Council on this issue. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: Dirx. Motion carried 5-0.

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It was moved by Bordenaro, seconded by Schreck, to approve Change Order No. 1 for the Renovations at Merchants Park Project in a credit amount of (\$3,088.00). The effect of the change order on the contract price is as follows:

Original Contract	\$1,307,800.00
Change Order No. 1	<u>(3,088.00)</u>
Contract with Change Order	<u>\$1,304,712.00</u>

On roll call, all present voted aye. Nays: None. Abstain: None. Absent: Dirx. Motion carried 5-0.

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It was moved by Bordenaro, seconded by Atherton, to go into closed session at 5:38 p.m. per Iowa Code 21.5(1)(c) to discuss strategy with counsel in matters where the litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: Dirx. Motion carried 5-0.

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It was moved by Atherton, seconded by Bordenaro, to go back into open session at 6:06 p.m. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: Dirx. Motion carried 5-0.

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It was moved by Bordenaro, seconded by Atherton, to approve a Settlement Agreement Negotiated by Iowa Communities Assurance Pool (ICAP) subject to the inclusion of a confidentiality provision. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: Dirx. Motion carried 5-0.

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It was moved by Bordenaro, seconded by Atherton, to adjourn at 6:08 p.m. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: Dirx. Motion carried 5-0.

ATTEST:

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Laura A. Schaefer, City Clerk