

COUNCIL MEETING  
SEPTEMBER 16, 2024

The Carroll City Council met in special session on this date at 5:15 p.m. in the Council Chambers, City Hall, 627 N Adams Street. Members present: Jason Atherton (via Zoom web conferencing), Kyle Bauer, Tom Bordenaro, LaVern Dirks, JJ Schreck (via Zoom web conferencing) and Carolyn Siemann. Absent: None. 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 Bordenaro, seconded by Bauer, to go into closed session at 5:16 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: None. Motion carried 6-0.

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It was moved by Bordenaro, seconded by Bauer, to go back into open session at 5:27 p.m. 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 Bauer, seconded by Siemann, to amend the September 9, 2024, City Council motion to approve a tentative settlement agreement negotiated by Iowa Communities Assurance Pool (ICAP), subject to inclusion of a confidentiality provision. A motion is now made to amend the motion made on this matter on September 9, 2024, to approve the tentative settlement agreement negotiated by Iowa Communities Assurance Pool (ICAP), subject to inclusion of a mutual non-disparagement provision rather than subject to inclusion of a confidentiality provision. The tentative settlement agreement will not be subject to a confidentiality provision. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: None. Motion carried: 6-0.

It was moved by Bauer, seconded by Bordenaro, to authorize the Mayor to execute any settlement documents on behalf of the City to finalize the tentative settlement agreement negotiated by Iowa Communities Assurance Pool (ICAP). 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 Bordenaro, seconded by Bauer, to adjourn at 5:30 p.m. On roll call, all present voted aye. Nays: None. Abstain: None. Absent: None. Motion carried: 6-0.

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Gerald H. Fleshner, Mayor

ATTEST:

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Laura A. Schaefer, City Clerk