

REGULAR SESSION – JUNE 18, 2018

The City Council met in regular session at 7:00 p.m. on June 18, 2018 in the City Hall Council Chambers. Mayor Kelly B. Shaw called the meeting to order and on roll call the following members were present: Shirley Clark, Joe Gezel, Bob Kling, Greg Marchant, John Parker and Greta Southall.

Item E – Resolution approving agreement and contract for fire protection and emergency response services for Palmyra township was pulled from the consent agenda

The consent agenda consisting of the following was approved on a motion by Parker and seconded by Kling. On roll call the vote was, AYES: Kling, Clark, Marchant, Gezel, Southall and Parker. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

Approval of agenda

June 4 and 13, 2018 Minutes

Resolution No. 2018-114 setting July 16, 2018 as a public hearing and first consideration of a request from Jake Doering to rezone Lot 21, Quail Meadows Plat 1 from M-1 (Limited Industrial) to R-3 (Mixed Residential) – the complete resolution may be viewed at the City Clerk's Office

Resolution No. 2018-115 setting July 2, 2018 as a public hearing and first consideration of a request from Barbara Yearous to amend R-1 (Single Family Residential Zoning 165.09 #4 Special Exception Uses and Structures) – the complete resolution may be viewed at the City Clerk's Office

Home Base Iowa Initiative Application from Donald Stalter and authorization of a handwritten warrant in the amount of \$1,500

Two-year maintenance bond in an amount of \$3,500 from Vanderpool Construction for paving patch (350 sf) in connection with the Des Moines Metro Opera Rehabilitation of Administrative Building and Addition

Claims on the computer printout for June 18, 2018 and the May 2018 receipts

The following amended resolution stating the tax levy as \$.6075 for the agreement and contract for fire protection and emergency response service with Palmyra Township was approved on a motion by Southall and seconded by Parker. On roll call the vote was, AYES: Parker, Kling, Clark, Marchant, Gezel and Southall. NAYS: None. Whereupon the Mayor declared the motion carried and the following resolution duly adopted.

RESOLUTION NO. 2018-116
RESOLUTION APPROVING AGREEMENT AND CONTRACT
FOR FIRE PROTECTION AND EMERGENCY RESPONSE SERVICE
WITH PALMYRA TOWNSHIP

(The complete resolution may be viewed at the City Clerk's Office)

The May 2018 City Treasurer report was approved on a motion by Marchant and seconded by Kling. On roll call the vote was, AYES: Gezel, Southall, Parker, Kling, Clark and Marchant. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

Council member Clark reported on the Hometown Pride Committee meeting.

Council member Kling reported on the BRAVO meeting.

Mayor Shaw reported on the Metro Advisory Committee meeting.

Council Member Clark introduced the following Resolution entitled "RESOLUTION DETERMINING THE NECESSITY AND FIXING DATE FOR A PUBLIC HEARING (July 16, 2018) ON THE MATTER OF THE ADOPTION OF A PROPOSED AMENDED AND RESTATED 1998 CITYWIDE URBAN REVITALIZATION PLAN", and moved its adoption. Council Member Marchant seconded the motion to adopt. The roll was called and the vote was, AYES: Marchant, Gezel, Southall, Parker, Kling and Clark. NAYS: None. Whereupon, the Mayor declared the Resolution duly adopted as follows:

RESOLUTION NO. 117
RESOLUTION DETERMINING THE NECESSITY AND FIXING DATE FOR A
PUBLIC HEARING (July 16, 2018) ON THE MATTER OF THE ADOPTION OF A
PROPOSED AMENDED AND RESTATED 1998 CITYWIDE URBAN
REVITALIZATION PLAN

(The complete resolution may be viewed at the City Clerk's Office)

A motion was made by Kling and seconded by Southall to approve the following resolution entitled, "RESOLUTION AUTHORIZING REPAYMENT OF INTERNAL LOAN TO FUND URBAN RENEWAL PROJECT COSTS." On roll call the vote was, AYES: Clark, Marchant, Gezel, Southall, Parker and King. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2018-118
RESOLUTION AUTHORIZING REPAYMENT OF INTERNAL LOAN TO FUND URBAN
RENEWAL PROJECT COSTS

(The complete resolution may be viewed at the City Clerk's Office)

Council member Kling introduced the following resolution entitled, "RESOLUTION APPROVING PARTIAL PAYMENTS IN ACCORDANCE WITH THE DEVELOPMENT AGREEMENT BETWEEN THE CITY OF INDIANOLA AND I-STREET HOLDINGS, LLC OF INDIANOLA." Council member Clark seconded the motion to adopt. On roll call the vote was, AYES: Clark, Marchant, Gezel, Southall, Parker and King. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2018-119
RESOLUTION APPROVING PARTIAL PAYMENTS IN ACCORDANCE WITH THE
DEVELOPMENT AGREEMENT BETWEEN THE CITY OF INDIANOLA AND
I-STREET HOLDINGS, LLC OF INDIANOLA

(The complete resolution may be viewed at the City Clerk's Office)

Marchant moved and Southall seconded to approve the following resolution entitled, "RESOLUTION APPROVING PARTIAL PAYMENTS IN ACCORDANCE WITH THE DEVELOPMENT AGREEMENT BETWEEN THE CITY OF INDIANOLA AND PEOPLES COMPANY OF INDIANOLA." On roll call the vote was, AYES: Gezel, Southall, Parker, Kling, Clark and Marchant. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2018-120

RESOLUTION APPROVING PARTIAL PAYMENTS IN ACCORDANCE WITH THE
DEVELOPMENT AGREEMENT BETWEEN THE CITY OF INDIANOLA AND PEOPLES
COMPANY OF INDIANOLA

(The complete resolution may be viewed at the City Clerk's Office)

City Manager Ryan Waller presented a Strategic Plan Update.

Council member Parker moved and Southall seconded to open the hearing in accordance with Indianola Code of Ordinance Chapter 56.05 "Seizure, Impoundment and Disposition of Vicious Animals". On roll call the vote was, AYES: Kling, Clark, Marchant, Gezel, Southall and Parker. NAYS: None. Whereupon the Mayor declared the motion carried unanimously. Police Officer Hackett spoke regarding his June 2, 2018 Indianola Police Department Incident Report of a child that had been attacked by a dog at 910 West Detroit Avenue. A motion was made by Parker and seconded by Kling to receive the full Indianola Police Department Incident Report of June 2, 2018 regarding the incident at 910 West Detroit Avenue (pages 109-136 of the June 18, 2018 Council Packet). The person owning, keeping, sheltering, or harboring the animal in question was given a seventy-two (72) hours' written notice of the time and place of the hearing. On roll call the vote was, AYES: Kling, Clark, Marchant, Gezel, Southall and Parker. NAYS: None. Whereupon the Mayor declared the motion carried unanimously. Those speaking in support of the animal being destroyed in a humane manner were: Mike Bowlin, 7521 Kennedy Street, Indianola, Iowa; Wendy Mallory, 501 W. 4th Street, Indianola, Iowa; and Kevin Petersen, 910 West Detroit, Indianola, Iowa. Mr. Petersen also requested the City Council consider a Pit Bull Ordinance. Those speaking against the animal being destroyed in a humane manner were: Scott Miller and Linda Miller of 912 West Detroit Avenue, Indianola, Iowa. A motion was made by Marchant and seconded by Parker to close the hearing. On roll call the vote was, AYES: Gezel, Southall, Parker, Kling, Clark and Marchant. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

Council member Parker moved and Kling seconded to determine the animal to be vicious and ordered the person owning, sheltering, harboring or keeping the animal to cause it to be destroyed in a humane manner. The order shall immediately be served upon the individual or entity against whom issued in the same manner as the notice of hearing. The order shall be complied with within three (3) days of its issuance. On roll call the vote was AYES: Kling, Clark, Marchant, Gezel, Southall and Parker. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

The following resolution entitled, "RESOLUTION APPROVING AMENDMENT NUMBER ONE TO THE PROFESSIONAL SERVICE AGREEMENT FOR THE MORLOCK SANITARY SEWER IMPROVEMENTS – CONSTRUCTION PHASE SERVICES" was approved on a motion by Southall and seconded by Marchant. On roll call the vote was, AYES: Parker, Kling, Clark, Marchant, Gezel and Southall. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2018-121

RESOLUTION APPROVING AMENDMENT NUMBER ONE TO THE PROFESSIONAL SERVICE
AGREEMENT FOR THE MORLOCK SANITARY SEWER IMPROVEMENTS – CONSTRUCTION
PHASE SERVICES

(The complete resolution may be viewed at the City Clerk's Office)

It was moved by Clark and seconded by Parker to approve change order number three in an amount of \$11,435.00 for the Morlock Lift Station and Force Main Improvement Projects. On roll call the vote was, AYES: Marchant, Gezel, Southall, Parker, Kling and Clark. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

It was the consensus of the Mayor and Council to hold a special council meeting on June 26, 2018 at 10:00 a.m. to approve the fiscal year end claims.

Clark moved and Kling seconded to approve the following resolution entitled, "RESOLUTION APPROVING SALARIES." On roll call the vote was, AYES: Marchant, Gezel, Southall, Parker, Kling and Clark. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2018-122
RESOLUTION APPROVING SALARIES

(The complete resolution may be viewed at the City Clerk's Office)

Council member Southall update the Mayor and Council regarding the following items the City Council Administrative and Policy Committee had discussed:

- Changing the second council meeting to 6:00 p.m. and holding the council study committee meeting directly after the council meeting – this will be placed on the July 2, 2018 council agenda
- A Noise ordinance
- An ATV ordinance

Mayor Shaw stated the regulation for shooting fireworks would be July 3 from 9 a.m. to 10 p.m.; July 4th from 9 a.m. to 11 p.m.; and July 5 from 9 a.m. to 10 p.m.

Meeting adjourned at 7:58 p.m. on a motion by Marchant and second by Parker.

Kelly B. Shaw, Mayor

Diana Bowlin, City Clerk