

Regular Session – September 21, 2020

The City Council met in regular session at 6:00 p.m. on September 21, 2020, in the City Hall Council Chambers. Mayor Pro Tem Southall called the meeting to order and on roll call the following members were present: Heather Hulen, John Parker, Bob Kling, Gwen Schroder (via phone), Greta Southall, Greg Marchant. Absent: Mayor Kelly B. Shaw.

Council Member Hulen requested that Item 5B, Claims on the computer printout for September 21, 2020 be pulled from the consent agenda.

Council Member Marchant moved to approve the consent agenda and Kling seconded the motion. On roll call, the vote was AYES: Hulen, Parker, Kling, Schroder, Southall and Marchant. NAYS: None. Whereas the Mayor Pro Tem declared the motion carried unanimously. The consent agenda was as follows:

- Approval of agenda
- Resolution 2020-205 approving monthly transfers for September 2020.
- September 8, 2020 Minutes.
- Resolution 2020-206 setting dates of a consultation and a public hearing on a proposed Amendment No. 3 to the Hillcrest/Downtown Unified Urban Renewal Plan in the City of Indianola, State of Iowa.
- A renewal Special Class C Liquor License with outdoor sales privilege for St Thomas Aquinas Church, located at 210 R63 Hwy, Indianola.
- A renewal Class C Liquor License with catering, outdoor service and Sunday sales privileges for Los Padrinos LLC, dba El Padrino Mexican Restaurant, located at 200 S Jefferson Way.
- Approval of an event application from Indianola Parks & Recreation for the Children's Costume Party on October 31, 2020 from 6:00 a.m. to 1:00 p.m.
- Approval of an event application from Thrive Church for the Hillbilly Hike Half Marathon on November 7, 2020 from 6:00 a.m. to 9:00 a.m.
- Approval of an event application from Emerson PTO and waiver of the late submission fee.
- Approval of a noise permit for Express Yourself Dance Studio and waiver of the late submission fee.
- Resolution 2020-207 approving Change Order Number 4 for the Jerry Kelley Trail.
- Approval of Payment Application Number 5 to Howrey Construction for the Jerry Kelley Trail Project in the amount of (\$1093.93).
- Approval of Payment Application Number 3 to Williams Brothers Construction, Inc for the Indianola Water Resource Recovery Facility project in the amount of \$1,575,428.01.
- Resolution 2020-208 determining Water Resource Recovery Department property to be surplus and authorizing sale of property.
- Resolution 2020-209 approving an amendment to the agreement with Snyder and Associates for the Iowa Avenue paving project.
- Third and final consideration of an Ordinance amending the Code of Ordinances of the City of Indianola, Iowa, pertaining to standard penalty.
- Third and final consideration of an Ordinance amending the Code of Ordinances of the City of Indianola, Iowa, pertaining to tobacco use.
- Third and final consideration of an Ordinance amending the Code of Ordinances of the City of Indianola, Iowa, pertaining to animal control.

- Third and final consideration of an Ordinance amending various sections of the Code of Ordinances of the City of Indianola regarding fees.
- Third and final consideration of an Ordinance amending Chapter 165 of the Code of Ordinances of the City of Indianola, regarding preschools, schools and churches.
- Second consideration of an Ordinance amending Chapter 160 of the Code of Ordinances of the City of Indianola, making certain amendments to the adopted Fire Code.
- Resolution 2020-210 accepting public improvements and four-year maintenance bonds for sanitary sewer, storm sewer, water and streets, accepting easements, accepting street lots, and approving the Final Plat for Treeline Plat 1, located in the 1000, 1100 and 1200 blocks of North 7th Court, as well as the 800 block of East Iowa Avenue.
- Prior and final approval on Urban Revitalization Designations.
- Resolution 2020-211 approving salaries.

A motion was made by Marchant and seconded by Kling to approve the claims on the computer printout for September 21, 2020. On roll call, the vote was AYES: Parker, Kling, Schroder, Southall and Marchant. NAYS: None. ABSTAIN: Hulen due to a conflict of interest. Whereas the Mayor Pro Tem declared the motion carried.

Leisha Barcus, CEO of the YMCA, provided an annual update to the Council.

Council Member Parker stated the Greater Des Moines Partnership has been working on projects and they have seen an increase in travel. The Partnership will have a report to share with Council next month.

Council Member Kling gave the Bravo report. He also stated that he will facilitate two Indianola Park Friend's meetings about the proposed Buxton Park pavilion.

City Manager Ryan Waller explained the sewer rate billing errors by IMU. Non-high strength commercial customers and high-strength customers were billed at lower rates than set in the Ordinance for July through September. After discussion, Council directed staff to hold a meeting with IMU in order to verify the amount that was under-billed and to not back-bill customers until directed to do so by Council.

Resolution 2020-212 denying a final plat for Bussanmas Estates, located at 1409 West 6th Avenue was introduced on a motion by Marchant and seconded by Kling. Community and Economic Development Director Charlie Dissell explained why the final plat should be denied. On roll call, the vote was AYES: Hulen, Parker, Kling, Schroder, Southall and Marchant. NAYS: None. Whereas the Mayor Pro Tem declared the motion carried unanimously.

Kling moved to approved Resolution 2020-213 approving a request for an alternative method of approval for a site plan for Cabin Coffee, located at 910 East 2nd Avenue. Marchant seconded the motion. Dissell explained the applicant's request. On roll call, the vote was AYES: Hulen, Parker, Kling, Schroder, Southall and Marchant. NAYS: None. Whereas the Mayor Pro Tem declared the motion carried unanimously.

It was moved by Kling and seconded by Parker to approve Resolution 2020-214 approving a Final Plat for Grand Meadows Estate, located within two miles of the City of Indianola. Dissell provided details

on the project and comments his staff has received. On roll call, the vote was AYES: Hulen, Parker, Kling, Schroder, Southall and Marchant. NAYS: None. Whereas the Mayor Pro Tem declared the motion carried unanimously.

Resolution 2020-215 approving the purchase of a telecommunications system for the City of Indianola in the amount of \$53,490.08 was introduced on a motion by Kling and seconded by Marchant. City Manager Ryan Waller stated this is a budgeted item and the current system is no longer supported. On roll call, the vote was AYES: Hulen, Parker, Kling, Schroder, Southall and Marchant. NAYS: None. Whereas the Mayor Pro Tem declared the motion carried unanimously.

Marchant moved and Parker seconded to receive and file correspondence from September 4 and 11, 2020, weekly updates provided by City Manager, Ryan Waller. On roll call, the vote was AYES: Hulen, Parker, Kling, Schroder, Southall and Marchant. NAYS: None. Whereas the Mayor Pro Tem declared the motion carried unanimously.

Kling moved to enter into closed session in accordance with Iowa Code Section 21.5 (1)(c) to discuss strategy with legal counsel in matters that are presently in litigation or where litigation is imminent and where its disclosure would be likely to prejudice or disadvantage the government at 6:42 p.m. Council Member Parker seconded the motion. On roll call, the vote was AYES: Hulen, Parker, Kling, Schroder, Southall and Marchant. NAYS: None. Whereas the Mayor Pro Tem declared the motion carried unanimously.

Marchant moved and Kling seconded to come out of closed session at 6:51 p.m. On roll call, the vote was AYES: Hulen, Parker, Kling, Schroder, Southall and Marchant. NAYS: None. Whereas the Mayor Pro Tem declared the motion carried unanimously.

Meeting adjourned at 6:51 pm on a motion by Parker and seconded by Kling.

Greta Southall, Mayor Pro Tem

ATTEST:

Andrew J. Lent, City Clerk/CFO