

**CITY OF PELLA, IOWA
CITY COUNCIL
PRELIMINARY SUMMARY MINUTES
CITY OF PELLA, IOWA
July 21, 2015**

A. CALL TO ORDER BY MAYOR AND ROLL CALL

The City Council of the City of Pella, Iowa, met in regular session at the Public Safety Complex meeting room at 7:00 p.m., Mayor James Mueller presiding. Members present were: Mark De Jong, Dave Vander Horst, Dan L. Vander Beek, Harold Van Stryland, Bruce Schiebout, and Larry Peterson. Absent: None. City Administrator Mike Nardini, City Attorney Bob Stuyvesant, and City Clerk Ronda Brown were present. Eight staff members and eight members of the general public signed the register.

B. MAYOR'S COMMENTS

1. Announce Policy and Planning Meeting following the regular Council meeting to discuss:
 - a. Project Updates.
2. Approval of tentative agenda. Councilmember Vander Beek moved to approve the tentative agenda, seconded by Councilmember Van Stryland. On roll call the vote was: AYES: Vander Beek, Van Stryland, Schiebout, Peterson, De Jong, Vander Horst.
3. Announce Closed Session pursuant to Iowa Code Chapter 21.5 1 (c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation.
4. Announce Closed Session pursuant to Iowa Code Chapter 21.5 1 (c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation.

***PUBLIC FORUM (for anyone wishing to address Council regarding agenda items.)**

NONE

C. APPROVAL OF CONSENT AGENDA

Councilmember Vander Beek moved to approve the consent agenda, seconded by Councilmember Van Stryland. On roll call the vote was: AYES: Vander Beek, Van Stryland, Schiebout, Peterson, De Jong, Vander Horst. NAYS: None. Motion carried. The following items were approved:

1. Approval of Minutes
 - a. Official Council Minutes for July 7, 2015.
2. Report of Committees
 - a. Policy and Planning Minutes for July 7, 2015.
 - b. Historic Preservation Commission Minutes from June 11, 2015.
 - c. Library Board Minutes from June 9, 2015.
3. Petitions and Communications
 - a. Special Event--Crop Walk.
4. Administration Reports
None

D. *PUBLIC HEARINGS

(Statutory rule may be waived and ordinance passed without further readings.)

1. a. Public Hearing on Rezoning Application by Missouri River Energy Services to Rezone Property from A1 Agricultural District to M1 Limited/Light Industrial District. No written or oral comments were received. Councilmember Schiebout moved to close the public hearing, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Schiebout, Vander Beek, Van Stryland, Peterson, De Jong, Vander Horst. NAYS: None. Motion carried.

1. b. Ordinance No. 900 entitled, "AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF PELLA, IOWA, BY AMENDING THE BOUNDARIES OF THE M1 DISTRICT TO INCLUDE THE PROPERTY LEGALLY DESCRIBED IN "EXHIBIT A" AND DIRECTING THE ZONING ADMINISTRATOR TO NOTE THE ORDINANCE

NUMBER AND DATE OF THIS CHANGE ON THE OFFICIAL ZONING MAP". Councilmember Vander Beek moved to place Ordinance No. 900 on its first reading, seconded by Councilmember Vander Horst. On roll call the vote was: AYES: Vander Beek, Vander Horst, Van Stryland, Schiebout, Peterson, De Jong. NAYS: None. Motion carried.

E. PETITIONS & COMMUNICATIONS

1.a. Special Event—MH4H Color Blast Fun Run. Councilmember Peterson moved to approve, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Peterson, Schiebout, De Jong, Vander Horst, Vander Beek, Van Stryland. NAYS: None. Motion carried.

1.b. Resolution No. 5587 entitled, "RESOLUTION TEMPORARILY CLOSING PUBLIC WAYS OR GROUNDS FOR THE SPECIAL EVENT KNOWN AS "MH4H COLOR BLAST FUN RUN". Councilmember Vander Beek moved to approve, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Vander Beek, Schiebout, Peterson, De Jong, Vander Horst, Van Stryland. NAYS: None. Motion carried.

2.a. Special Event—Leighton State Bank & VSR Financial Services Open House. Councilmember Vander Beek moved to approve, seconded by Councilmember De Jong. On roll call the vote was: AYES: Vander Beek, De Jong, Vander Horst, Van Stryland, Schiebout, Peterson. NAYS: None. Motion carried.

2.b. Resolution No. 5588 entitled, "RESOLUTION TEMPORARILY CLOSING PUBLIC WAYS OR GROUNDS FOR THE SPECIAL EVENT KNOWN AS "LEIGHTON STATE BANK & VSR FINANCIAL SERVICES OPEN HOUSE". Councilmember Schiebout moved to approve, seconded by Councilmember Van Stryland. On roll call the vote was: AYES: Schiebout, Van Stryland, Peterson, De Jong, Vander Horst, Vander Beek. NAYS: None. Motion carried.

F. PLANNING AND ZONING ITEMS

NONE

G. ADMINISTRATION REPORTS

NONE

H. RESOLUTIONS

NONE

I. ORDINANCES

(Statutory rule may be waived and ordinance passed without further readings.)

1. Ordinance No. 896 entitled, "AN ORDINANCE AMENDING WATER RATES OF THE CITY OF PELLA IOWA". Councilmember Vander Horst moved to place Ordinance No. 896 on its third reading, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Vander Horst, Vander Beek, Van Stryland, Schiebout, Peterson, De Jong. NAYS: None. Motion carried. Councilmember Vander Beek moved that Ordinance No. 896 be adopted, seconded by Councilmember De Jong. On roll call the vote was: AYES: Vander Beek, De Jong, Vander Horst, Van Stryland, Schiebout, Peterson. NAYS: None. Mayor Mueller declared the motion carried and the ordinance duly passed and adopted.

2. Ordinance No. 899 entitled, "AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF PELLA BY AMENDING CHAPTER 165, ZONING ORDINANCE, 165.33 BY ADDING NEW PROVISIONS PERTAINING TO MENU SIGNS FOR DRIVE-THROUGH RESTAURANT USES". Councilmember Vander Beek moved to place Ordinance No. 899 on its second reading, seconded by Councilmember Peterson. On roll call the vote was: AYES: Vander Beek, Peterson, De Jong, Van Stryland, Schiebout. NAYS: Vander Horst. Motion carried.

3. Ordinance No. 897 entitled, "AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF PELLA BY AMENDING CHAPTER 165, ZONING ORDINANCE, 165.33 BY ADDING NEW PROVISIONS PERTAINING TO PREVIEW MENU SIGNS FOR DRIVE-THROUGH RESTAURANT USES". Councilmember Vander Beek moved to place Ordinance No. 897 on its second reading, seconded by Councilmember Van Stryland. On roll call the vote was: AYES: Vander Beek, Van Stryland, Schiebout, Peterson, De Jong. NAYS: Vander Horst. Motion carried.

4. Ordinance No. 898 entitled, "AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF PELLA BY AMENDING CHAPTER 165, ZONING ORDINANCE, 165.12 ZONING DISTRICT REGULATIONS BY AMENDING THE PROVISIONS PERTAINING TO PERSONAL IMPROVEMENT SERVICES USES IN THE CENTRAL BUSINESS

DISTRICT". Councilmember Vander Horst moved to place Ordinance No. 898 on its second reading, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Vander Horst, Schiebout, De Jong, Vander Beek, Van Stryland. NAYS: Peterson. It was moved by Councilmember Schiebout and seconded by Councilmember Vander Beek that the statutory rule requiring said ordinance to be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended. On roll call the vote was: AYES: Schiebout, Vander Beek, Van Stryland, Peterson, De Jong, Vander Horst. NAYS: None. Motion carried. Councilmember Schiebout moved that Ordinance No. 898 be adopted, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Schiebout, Vander Beek, Van Stryland, Peterson, De Jong, Vander Horst. NAYS: None. Mayor Mueller declared the motion carried and the ordinance duly passed and adopted.

J. CLAIMS

1. Abstract of bills No. 1939. Councilmember Schiebout moved to approve, seconded by Councilmember Van Stryland. On roll call the vote was: AYES: Schiebout, Van Stryland, Peterson, De Jong, Vander Horst, Vander Beek. NAYS: None. Motion carried.

K. OTHER BUSINESS/*PUBLIC FORUM (any additional comments from the Public)

Comments were received and addressed.

L. CLOSED SESSION

1. At 7:47 p.m., Councilmember Peterson moved to enter into closed session pursuant to Iowa Code Chapter 21.5 1 (c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation, seconded by Councilmember Vander Horst. On roll call the vote was: AYES: Peterson, Vander Horst, Vander Beek, Van Stryland, Schiebout, De Jong. NAYS: None. At 8:13 p.m., Councilmember Vander Beek moved to reconvene to regular session, seconded by Councilmember Van Stryland. On roll call the vote was: AYES: Vander Beek, Van Stryland, Schiebout, Peterson, De Jong, Vander Horst. NAYS: None. Motion carried. No action was taken regarding this closed session.

1. At 8:16 p.m., Councilmember De Jong moved to enter into closed session pursuant to Iowa Code Chapter 21.5 1 (c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: De Jong, Vander Beek, Van Stryland, Schiebout, Peterson, Vander Horst. NAYS: None. At 9:04 p.m., Councilmember Vander Beek moved to reconvene to regular session, seconded by Councilmember Vander Horst. On roll call the vote was: AYES: Vander Beek, Vander Horst, Van Stryland, Schiebout, Peterson, De Jong. NAYS: None. Motion carried. No action was taken regarding this closed session.

M. ADJOURNMENT

There being no further business claiming their attention, Councilmember Peterson moved to adjourn, seconded by Councilmember Vander Horst. On roll call the vote was: AYES: Peterson, Vander Horst, Vander Beek, Van Stryland, Schiebout, De Jong. NAYS: None. Motion carried. Meeting adjourned at 9:07 p.m.