

**CITY OF PELLA, IOWA
CITY COUNCIL
PRELIMINARY SUMMARY MINUTES
CITY OF PELLA, IOWA
September 15, 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, Dan L. Vander Beek, Bruce Schiebout, and Larry Peterson. Absent: Dave Vander Horst, Harold Van Stryland. City Administrator Mike Nardini, City Attorney Bob Stuyvesant, and City Clerk Ronda Brown were present. Six 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. Community Center Assessment Discussion.
 - b. Department Update—Police.
2. Approval of tentative agenda. Councilmember Vander Beek moved to approve the tentative agenda, seconded by Councilmember Peterson. On roll call the vote was: AYES: Vander Beek, Peterson, De Jong, Schiebout.
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.

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

Comments were received and addressed.

C. APPROVAL OF CONSENT AGENDA

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

1. Approval of Minutes
 - a. Official Council Minutes for September 1, 2015.
2. Report of Committees
 - a. Policy and Planning Minutes for September 1, 2015.
 - b. Historic Preservation Commission Minutes for July 9, 2015.
 - c. Community Development Committee Special Minutes for July 15, 2015.
 - d. Board of Adjustment Minutes for May 26, 2015.
 - e. Library Minutes for August 11, 2015.
3. Petitions and Communications
 - a. Renewal of Class C Liquor License with Sunday Sales for Applebee's Neighborhood Grill & Bar.
4. Administration Reports
None

D. *PUBLIC HEARINGS

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

1. a. Public Hearing on the Truman Road/Clark Street Sewer Lining Project 2015. No written comments were received. Oral comments were received and addressed. Councilmember Vander Beek moved to close the public hearing, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Vander Beek, Schiebout, Peterson, De Jong. NAYS: None. Motion carried.
 1. b. Resolution No. 5605 entitled, "RESOLUTION APPROVING THE PLANS, SPECIFICATIONS, FORM OF CONTRACT, ESTIMATE OF COST, RECEIVING BIDS AND MAKING AWARD OF REPAIR CONTRACT FOR THE TRUMAN ROAD/CLARK STREET SEWER LINING 2015". Councilmember Schiebout moved to approve, seconded

by Councilmember Vander Beek. On roll call the vote was: AYES: Schiebout, Vander Beek, Peterson, De Jong. NAYS: None. Motion carried.

E. PETITIONS & COMMUNICATIONS

NONE

F. PLANNING AND ZONING ITEMS

NONE

G. ADMINISTRATION REPORTS

1. Change the November 3, 2015 Council meeting to November 2, 2015. Councilmember Schiebout moved to approve, seconded by Councilmember De Jong. On roll call the vote was: AYES: Schiebout, De Jong, Vander Beek, Peterson. NAYS: None. Motion carried.

H. RESOLUTIONS

1. Resolution No. 5606 entitled, "A RESOLUTION ENTERING INTO A CONTRACT WITH THE GOVERNOR'S TRAFFIC SAFETY BUREAU FOR THE PURPOSE OF SPECIAL TRAFFIC ENFORCEMENT IN THE CITY OF PELLA." Councilmember Peterson moved to approve, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Peterson, Schiebout, De Jong, Vander Beek. NAYS: None. Motion carried.

2. Resolution No. 5607 entitled, "RESOLUTION APPROVING TEMPORARY EASEMENT PAYMENTS FOR THE OSKALOOSA STREET—PRAIRIE STREET TO E 16TH STREET RECONSTRUCTION PROJECT STP-U-5947(615)—70-63." Councilmember Vander Beek moved to approve, seconded by Councilmember De Jong. On roll call the vote was: AYES: Vander Beek, De Jong, Schiebout, Peterson. NAYS: None. Motion carried.

3. Resolution No. 5608 entitled, "RESOLUTION APPROVING CHANGE ORDER #4 (FINAL) WITH LANG CONSTRUCTION GROUP, INC FOR THE BOS LANDEN CLUB HOUSE REPAIRS." Councilmember Schiebout moved to approve, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Schiebout, Vander Beek, Peterson, De Jong. NAYS: None. Motion carried.

4. Resolution No. 5609 entitled, "RESOLUTION ACCEPTING CHANGE ORDER NO. 1 WITH SCHOON CONSTRUCTION, INC. IN CONNECTION WITH EAST WASHINGTON UNDERGROUND CONVERSION PROJECT FOR IMPROVEMENTS ON EAST FRANKLIN STREET." Councilmember Vander Beek moved to approve, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Vander Beek, Schiebout, Peterson, De Jong. NAYS: None. Motion carried.

5. Resolution No. 5610 entitled, "RESOLUTION ACCEPTING CHANGE ORDER NO. 1 WITH WESCO DISTRIBUTION FOR 15KV PRIMARY POWER CABLE IN CONNECTION WITH EAST WASHINGTON UNDERGROUND CONVERSION PROJECT FOR IMPROVEMENTS ON EAST FRANKLIN STREET." Councilmember Schiebout moved to approve, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Schiebout, Vander Beek, Peterson, De Jong. NAYS: None. Motion carried.

6. Resolution No. 5611 entitled, "RESOLUTION ACCEPTING CHANGE ORDER NO. 1 WITH IRBY CONSTRUCTION FOR SINGLE PHASE PADMOUNT TRANSFORMERS IN CONNECTION WITH EAST WASHINGTON UNDERGROUND CONVERSION PROJECT FOR IMPROVEMENTS ON EAST FRANKLIN STREET." Councilmember Schiebout moved to approve, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Schiebout, Vander Beek, Peterson, De Jong. NAYS: None. Motion carried.

7. Resolution No. 5612 entitled, "RESOLUTION APPROVING COMMUNICATION/DATA LINE RIGHT-OF-WAY AGREEMENT BETWEEN THE CITY OF PELLA, IOWA AND THE PELLA COMMUNITY SCHOOL DISTRICT." Councilmember Schiebout moved to approve, seconded by Councilmember Peterson. On roll call the vote was: AYES: Schiebout, Peterson, De Jong, Vander Beek. NAYS: None. Motion carried.

8. Resolution No. 5613 entitled, "RESOLUTION ORDERING CONSTRUCTION OF CERTAIN PUBLIC IMPROVEMENTS, AND FIXING A DATE FOR HEARING THEREON AND TAKING OF BIDS THEREFOR." Councilmember Vander Beek moved to approve, seconded by Councilmember De Jong. On roll call the vote was: AYES: Vander Beek, De Jong, Schiebout, Peterson. NAYS: None. Motion carried.

I. ORDINANCES

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

1. Ordinance No. 901 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 ESTABLISHING A PUD PLANNED UNIT DEVELOPMENT AGREEMENT AND DIRECTING THE ZONING ADMINISTRATOR TO NOTE THE ORDINANCE NUMBER AND DATE OF THIS CHANGE ON THE OFFICIAL ZONING MAP". Councilmember Peterson moved to place Ordinance No. 901 on its third and final reading, seconded by Councilmember De Jong. On roll call the vote was: AYES: Peterson, De Jong, Vander Beek, Schiebout. NAYS: None. Motion carried. Councilmember Schiebout moved that Ordinance No. 901 be adopted, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Schiebout, Vander Beek, Peterson, De Jong. NAYS: None. Mayor Mueller declared the motion carried and the ordinance duly passed and adopted.

2. Ordinance No. 902 entitled, "AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF PELLA, IOWA, BY AMENDING THE BOUNDARIES OF THE R3 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. 902 on its third and final reading, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Vander Beek, Schiebout, Peterson, De Jong. NAYS: None. Motion carried. Councilmember Schiebout moved that Ordinance No. 902 be adopted, seconded by Councilmember Peterson. On roll call the vote was: AYES: Schiebout, Peterson, De Jong, Vander Beek. NAYS: None. Mayor Mueller declared the motion carried and the ordinance duly passed and adopted.

J. CLAIMS

1. Abstract of bills No. 1943. Councilmember Schiebout moved to approve, seconded by Councilmember De Jong. On roll call the vote was: AYES: Schiebout, De Jong, Vander Beek, Peterson. NAYS: None. Motion carried.

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

NONE

L. CLOSED SESSION

1. At 7:55 p.m., Councilmember Schiebout moved to enter into closed session pursuant to Iowa Code Chapter 21.5 1 (j) to discuss the purchase or sale of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property or reduce the price the governmental body would receive for that property, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Schiebout, Vander Beek, Peterson, De Jong. NAYS: None. At 8:10 p.m., Councilmember Vander Beek moved to reconvene to regular session, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Vander Beek, 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 Vander Beek moved to adjourn, seconded by Councilmember De Jong. On roll call the vote was: AYES: Vander Beek, De Jong, Schiebout, Peterson. NAYS: None. Motion carried. Meeting adjourned at 8:13 p.m.