REGULAR SESSION – JUNE 3, 2013

The City Council met in regular session at 6:00 p.m. on June 3, 2013. Mayor Pro Tem Greg Marchant called the meeting to order and on roll call the following members were present: Pete Berry, Greg Marchant, Eric Mathieu, John Parker Jr., Pam Pepper and John Sirianni. Absent: Mayor Kenan Bresnan.

The following items were pulled from the consent agenda:

Item D - Resolution and agreements & contracts for fire protection & emergency response services – for Liberty, Lincoln, White Oak, Union, Otter, Squaw, Palmyra Township, and the City of Sandyville

Item H - Authorize sewer, recycling and storm water fee write offs - Sewer $5,984.81 (.91%), recycling $974.48 (2.16%) and storm water fee $106.96

Item I – Prior and final approval applications for urban revitalization

The consent agenda consisting of the following was approved on a motion by Berry and second by Pepper. Question was called for and upon the council member votes, the Mayor declared the motion carried unanimously.

Approve agenda

May 20, 2013 Minutes

<u>Applications</u>

- A new six month Special Class "C" Liquor License and Sunday Sales Privilege for the Des Moines Metro Opera - 513 N. "D" Street
- A renewal Class "B" Wine, Class "C" Beer, Class "E" Liquor and Sunday Sales Privilege for the Bottle Boutique - 705 E. 2nd
- A renewal Class "C" Liquor License and Sunday Sales Privilege for The Irishman Pub - 100 N. Howard

<u>Annual cigarette permit</u> renewals effective July 1, 2013 – June 30, 2014 (The complete list is in on file at the City Clerk's Office)

<u>Banner application</u> from the National Balloon Classic - square banners from June 7, 2013 - September 7, 2013

<u>Amended street closure</u> request from the Indianola Elks Lodge Fun Run Fundraiser - July 13, 2013 from 6:00 a.m. - 1:00 p.m. - will close one block of Ashland Street from 100 W. Ashland to 126 W. Ashland

Claims on the computer printout for June 3, 2013

Mayor Kenan Bresnan arrived at the meeting.

It was moved by Berry and seconded by Parker to approve the resolutions/agreements & contracts for fire protection & emergency response services – for Liberty (Resolution 13-13), Lincoln (Resolution 14-13), White Oak (Resolution 15-13), Union (Resolution 16-13), Otter (Resolution 17-13), Squaw

(Resolution 18-13), Palmyra Township (Resolution 19-13), and the City of Sandyville (Resolution 20-13) – all resolution may be viewed at the City Clerk's Office. On roll call the vote was, AYES: Parker, Sirianni, Marchant, Pepper, Mathieu and Berry. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

A motion was made by Sirianni to authorize sewer-$5,984.81, recycling-$974.48 and storm water-$106.96 fee write offs. Council member Mathieu seconded the motion. Question was called for and on voice vote the Mayor declared the motion carried unanimously.

The following prior and final approval applications for urban revitalization designation were approved on a motion by Sirianni and seconded by Pepper. Question was called for and on voice vote the Mayor declared the motion carried unanimously.

Prior approval applications for urban revitalization designation
Joe & Leah Butler – 1704 Fairway Drive – SFD - $240,000
Autumn Ridge Development – 1007 N. "O" Street – SFD - $153,900
Marvin Van Dam – 800 N. "W" – SFD - $169,500
Barry & Sarah Robb – 1110 E. Lincoln – SFD - $189,500
Carol Linnan – 410 S. 4th Street – Addition - $51,500
Autumn Ridge Development – 1500 W. Jackson – SFD - $157,000

Final approval applications for urban revitalization designation
Autumn Ridge Development – 1103 N. "O" Street - $139,000
Highland Development Inc. – 1503 W. Kentucky - $136,500

Council member Marchant moved to approve the following Resolution Approving Personnel Salaries. Council member Pepper seconded the motion. On roll call the vote was, AYES: Pepper, Mathieu, Berry, Parker, Sirianni and Marchant. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION APPROVING SALARIES

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF INDIANOLA, IOWA:

The following salaries are hereby approved:

Clint Dee, Police Officer, PO-1 $44,290/year effective July 1, 2013

Denise Core, Part-time Library Assistant, from CE 1-5 $12.488/hour to CE 1-6 $12.864/hour effective May 19, 2013

Brian Sher, Sergeant, from CE 8.5-10 $64,156/year to CE 8.5-11 $66,072/year effective June 2, 2013

Zach Rathman, Facility Supervisor, $8.00/hour effective May 7, 2013

Shilo Williams, Facility Supervisor, $8.00/hour effective June 1, 2013

Madison Koonce, Program Instructor, $9.00/hour effective June 10, 2013

Passed and approved on the 3rd day of June, 2013.

City Manager Eric Hanson updated the Mayor and Council on the Police Chief search and the meetings regarding parking held on May 25 and 29, 2013.

Council member John Sirianni and Bob Sodders updated the Mayor and Council on the YMCA progress.

The Mayor announced that this was the time and place for the public hearing and meeting on the matter of the issuance of not to exceed $2,075,000 General Obligation Bonds, in order to provide funds to pay costs of advance crossover refunding of outstanding City indebtedness, including General Obligation Bonds, Series 2008 and 2009A, an essential corporate purpose, and that notice of the proposed action by the Council to institute proceedings for the issuance of the bonds, had been published pursuant to the provisions of Section 384.25 of the City Code of Iowa.

The Mayor then asked the Clerk whether any written objections had been filed by any City resident or property owner to the issuance of the bonds. The Clerk advised the Mayor and the Council that no written objections had been filed. The Mayor then called for oral objections to the issuance of the bonds and none were made. Whereupon, the Mayor declared the time for receiving oral and written objections to be closed.

The Council then considered the proposed action and the extent of objections thereto.

Whereupon, Council Member Pepper introduced and delivered to the Clerk the Resolution hereinafter set out entitled "RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED $2,075,000 GENERAL OBLIGATION BONDS", and moved that the Resolution be adopted. Council Member Mathieu seconded the motion. The roll was called and the vote was, AYES: Mathieu, Berry, Parker, Sirianni, Marchant and Pepper. NAYS: None. Whereupon the Mayor declared the measure duly adopted.

RESOLUTION INSTITUTING PROCEEDINGS TO TAKE
ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED
$2,075,000 GENERAL OBLIGATION BONDS

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

Council Member Berry introduced the following Resolution entitled "RESOLUTION DIRECTING THE ADVERTISEMENT FOR SALE OF $2,065,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2013C, AND APPROVING ELECTRONIC BIDDING PROCEDURES AND OFFICIAL STATEMENT" and moved its adoption. Council Member Pepper seconded the Resolution to adopt. The roll was called and the vote was, AYES: Parker, Sirianni, Marchant, Pepper, Mathieu and Berry. NAYS: None. Whereupon, the Mayor declared the resolution duly adopted as follows:

RESOLUTION DIRECTING THE ADVERTISEMENT FOR SALE OF
$2,065,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES
2013C, AND APPROVING ELECTRONIC BIDDING PROCEDURES
AND OFFICIAL STATEMENT

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

A public hearing and first consideration of an amendment to the Highway Corridors, Section 166.11 (3) of the Site Plan Ordinance which would allow split face block or concrete masonry unit (cmu) was held. There were no objections either oral or written. Parker moved and Pepper seconded to approve the first consideration of this amendment. Question was called for and on voice vote the Mayor declared the motion carried unanimously.

A public hearing for a sign variance request for one additional ground sign from Watters Auto – 3001 N. Jefferson was held. There were no objections either oral or written. It was moved by Parker and seconded by Pepper to approve the sign variance request. Question was called for and on voice vote the Mayor declared the motion carried unanimously.

The second consideration to amend Chapter 155 of the sign ordinance which clarifies mobile signs and/or the off premise sign display of merchandise was discussed. Mathieu moved and Parker seconded to suspend the rules requiring an ordinance be considered at three separate meetings before its adoption. On roll call the vote was, AYES: Berry, Parker, Sirianni, Marchant, Pepper and Mathieu. NAYS: None. Whereupon the Mayor declared the motion carried unanimously. Pepper moved and Marchant seconded to adopt ORDINANCE NO. 1519 entitled "AN ORDINANCE AMENDING THE CITY CODE OF ORDINANCES OF THE CITY OF INDIANOLA, IOWA, 2013 TO PROHIBIT OFF-PREMISES PORTABLE SIGNS." On roll call the vote was, AYES: Mathieu, Berry, Parker, Sirianni, Marchant and Pepper. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the ordinance to be effective upon publication.

Angie Buchanan, Horticulturist, spoke regarding the Buxton Park fundraiser event to be held September 12, 2013 from 6:00 p.m. – 9:00 p.m. A motion was made by Marchant and seconded by Parker to approve the following resolution entitled "A RESOLUTION SUSPENDING ENFORCEMENT OF INDIANOLA CODE 47.01(11) REGARDING THE SALE AND CONSUMPTION OF WINE IN CITY PARKS FOR THE BUXTON PARK BENEFIT." On roll call the vote was, AYES: Pepper, Mathieu, Berry, Parker, Sirianni and Marchant. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2013-21
A RESOLUTION SUSPENDING ENFORCEMENT OF INDIANOLA CODE 47.01(11)
REGARDING THE SALE AND CONSUMPTION OF WINE
IN CITY PARKS FOR THE BUXTON PARK BENEFIT

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

A motion was made by Pepper and seconded by Parker to approve the one year marketing proposal for economic development from Sara Opie in an amount of $75/hour not to exceed 45 hours/month. Question was called for and on voice vote the Mayor declared the motion carried unanimously.

Council member Berry moved to adopt the following resolution approving the subordination of City lien to mortgage lender Quicken Loans for property at 206 N. 5th Street. Council member Mathieu seconded the motion. On roll call the vote was, AYES: Sirianni, Marchant, Pepper, Mathieu and Berry. NAYS: None. ABSTAINED: Parker. Whereupon the Mayor declared the motion carried and the following resolution duly adopted.

RESOLUTION NO. 2013-22

A RESOLUTION APPROVING THE SUBORDINATION OF CITY LIEN

TO MORTGAGE LENDER QUICKEN LOANS FOR PROPERTY OWNED BY
MISTY AND JOSHUA PARKER

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

A motion was made by Sirianni and seconded by Mathieu to approve the IDOT Agreement Cooperative Agreement for U.S. 65/69 Corridor Management subject to the Warren County Board of Supervisor's approval. Question was called for and on voice vote the Mayor declared the motion carried unanimously.

The following resolution certifying banking authority was approved on a motion by Marchant and seconded by Pepper. On roll call the vote was, AYES: Pepper, Mathieu, Berry, Parker, Sirianni and Marchant. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION CERTIFYING BANKING AUTHORITY

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

Meeting adjourned on a motion by Marchant and seconded by Parker.

Kenan Bresnan, Mayor	Diana Bowlin, City Clerk