REGULAR SESSION – JUNE 5, 2017

The City Council met in regular session at 6:00 p.m. on June 5, 2017. Mayor Pro Tem Brad Ross called the meeting to order and on roll call the following members were present: Shirley Clark, Joe Gezel, John Parker, Pam Pepper and Brad Ross. Absent: Mayor Kelly Shaw and Greta Southall.

The consent agenda consisting of the following was approved on a motion by Clark and seconded by Parker. Clark moved and Parker seconded to amend their motion to approve the consent agenda subject to changing the date for the fall clean up to October 21, 2017. Question was called for and upon the council member votes, the Mayor Pro Tem declared the motion carried unanimously.

Approval of agenda

May 15 and 23, 2017 Minutes

Application - a renewal Class "B" Wine, Class "C" Beer, Class "E" Liquor and Sunday Sales Privilege for The Bottle Boutique - 705 E. 2nd

Resolution No. 2017-63- setting June 19, 2017 as a public hearing and first consideration for a final tax abatement - 1400 East Iowa Avenue (the complete resolution may be viewed at the City Clerk's Office)

Resolution No. 2017-64 approving a preconstruction agreement for the Primary Road Project with the IDOT for the installation of traffic signals at the intersection of U.S. 65/69 and 17th Avenue (the complete resolution may be viewed at the City Clerk's office)

Scheduling of the City's annual fall cleanup for October 21, 2017 at the Indianola Brush Facility

Event application from the Indianola Community Youth Foundation for Back To School Bash - August 26, 2017 from 2:00 p.m. to 10:00 p.m. - will close the inside lane on the southwest corner of the square (Buxton Street and Salem)

Annual renewal of cigarette permits – (the complete list may be viewed at the City Clerk's Office)

Claims on the computer printout for June 5, 2017

It was moved by Pepper and seconded by Parker to approve the request from the Rotary Club of Indianola to provide a stencil at storm water locations in and around the Indianola Square. Question was called for and on voice vote the Mayor Pro Tem declared the motion carried unanimously.

A public hearing and first consideration of an ordinance amending the City Code of Ordinance of the City of Indianola, Iowa, Chapter 165, zoning regulations, by amending provisions of the zoning ordinance regarding permitted locations for fireworks sales was held. There were no objections either oral or written. Brenda Easter, Chamber of Commerce Director, spoke in favor the amendment. Clark moved and Gezel seconded to approve the first consideration of this amendment. Clark moved and Gezel seconded to amend their motion by adding Fireworks Retail Sales Facilities for Fireworks of Class 2 to the C-3 (General Retail and Office) zoning classification. On call the vote was, AYES: Ross, Pepper, Gezel, Parker and Clark. NAYS: None. ABSENT: Southall. Question was called for and on voice vote the Mayor Pro Tem declared the motion carried unanimously. A motion was made by Clark and seconded by Gezel to approve the first consideration of an ordinance amending the City Code of Ordinance of the City of Indianola, Iowa, Chapter 165, zoning regulations, by amending provisions of the zoning ordinance regarding permitted locations for fireworks sales subject to the addition to the C-3 zoning classification. On roll call the vote was, AYES: Ross, Pepper, Gezel, Parker and Ross. NAYS: None. ABSENT: Southall. Whereupon the Mayor Pro Tem declared the motion carried unanimously.

Council member Parker moved and Clark seconded to suspend the rules requiring an ordinance be considered at three separate meetings before its adoption and approving ORDINANCE NO. 1569 entitled, "AN ORDINANCE AMENDING THE CITY CODE OF ORDINANCES OF THE CITY OF INDIANOLA, IOWA, CHAPTER 165, ZONING REGULATIONS, BY AMENDING PROVISIONS OF THE ZONING ORDINANCE REGARDING FIREWORKS SALES." On roll call the vote was, AYES: Clark, Ross, Pepper, Gezel and Parker. NAYS: None. ABSENT: Southall. Whereupon the Mayor Pro Tem declared the motion carried unanimously and the ordinance to be effective upon publication.

The City Council discussed allowing certain dates and times for fireworks to be set off within the city limits. It was the consensus of the council to place the following on the June 19, 2017 council agenda: an ordinance amendment allowing citizens to set off consumer fireworks within the city limits and for the amendment to be in effect for this year's Fourth of July, and an item suspending the rules for the second and third readings of this ordinance amendment.

A public hearing and first consideration of a request from Dwayne L. and Claire E. Henry and Sunset Corners LLC to purchase the south 1/2 of the north/south alley that lies between Lot 3 and Lot 4, Block 13, Windles Addition, Indianola, Iowa was held. There were no objections either oral or written. A motion was made by Parker and seconded by Pepper to approve the first consideration of this request. Parker and Pepper rescinded their motion. Parker moved and Pepper seconded to approve the first consideration of this request. Question was called for and on voice vote the Mayor Pro Tem declared the motion carried unanimously.

The second consideration of an ordinance amending the City's Sign Code was approved on a motion by Clark and seconded by Pepper. Question was called for and on voice vote the Mayor Pro Tem declared the motion carried unanimously.

The following bids were received for the McCord Pump Station (Generator Replacement):

Company	Bid
Van Maanen, Inc.	$48,780.00
ABC Electric Services, LLC	$54,573.00
Jetco, Inc.	$62,404.00
Bierman Electric	$69,755.00

Council member Clark moved and Pepper seconded to approve the following resolution entitled, "RESOLUTION APPROVING PROFESSIONAL SERVICES AGREEMENT WITH VAN MAANEN, INC. FOR THE 2017 MCCORD PUMP STATION GENERATOR REPLACEMENT PROJECT." On roll call the vote was, AYES: Ross, Pepper, Gezel, Parker and Clark. NAYS: None. ABSENT: Southall. Whereupon the Mayor Pro Tem declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2017-65
RESOLUTION APPROVING PROFESSIONAL SERVICES AGREEMENT WITH VAN MAANEN, INC. FOR THE 2017 MCCORD PUMP STATION GENERATOR REPLACEMENT PROJECT

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

The following quotes were received for the Swallow Pool Tot Waterslide:

Company	Quote
Waterpark Excitement, Inc Seguin, TX	$14,245.00
Cunningham Recreation Charlotte, NC	$15,565.00
PlayTime Englewood, CO	$16,000.00

It was moved by Pepper and seconded by Parker to approve the following resolution entitled, "RESOLUTION APPROVING AN AGREEMENT WITH PLAYTIME FOR THE SWALLOW POOL TOT WATERSLIDE." On roll call the vote was, AYES: Gezel, Parker, Clark, Ross and Pepper. NAYS: None. ABSENT: Southall. Whereupon the Mayor Pro Tem declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2017-66
RESOLUTION APPROVING AN AGREEMENT WITH PLAYTIME FOR THE SWALLOW POOL TOT WATERSLIDE

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

The following quotes were received for the IT Switch Stack Replacement Project:

Company	Quote
CDW-G	$17,976.81
Insight Public Sector Sled	$18,030.64
Connection	$19,527.78

The following resolution entitled, "RESOLUTION APPROVING AN AGREEMENT WITH CDW-G FOR THE IT SWITCH STACK REPLACEMENT PROJECT," was approved on a motion by Pepper and seconded by Parker. On roll call the vote was, AYES: Gezel, Parker, Clark, Ross and Pepper. NAYS: None. ABSENT: Southall. Whereupon the Mayor Pro Tem declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2017-67
RESOLUTION APPROVING AN AGREEMENT WITH CDW-G FOR THE IT SWITCH STACK REPLACEMENT PROJECT

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

Council member Parker moved and Pepper seconded to adopt the following resolution entitled, "RESOLUTION APPROVING A THREE-YEAR AGREEMENT WITH KIYA KODA REGARDING CARE AND DISPOSAL OF CERTAIN DOMESTIC ANIMALS IN THE CITY OF INDIANOLA, IOWA." On roll call the vote was, AYES: Clark, Ross, Pepper, Gezel and Parker. NAYS: None. ABSENT: Southall. Whereupon the Mayor Pro Tem declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2017-68

RESOLUTION APPROVING A THREE-YEAR AGREEMENT WITH KIYA KODA
REGARDING CARE AND DISPOSAL OF CERTAIN DOMESTIC ANIMALS
IN THE CITY OF INDIANOLA, IOWA

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

A motion was made by Pepper to approve the request from Simpson College to utilize the Brush Facility during non-normal hours. Council member Parker seconded the motion. Question was called for and on voice vote the Mayor Pro Tem declared the motion carried unanimously.

Police Chief Dave Button discussed the COPS Grant participation which was to be used to add a 20th officer to the department. IPD has had a difficult time reaching and maintaining the total allotment of 20 officers since being awarded the COPS Grant. It was Police Chief Button's recommendation to end the grant. It was the consensus of the Council to end the COPS Grant.

Fire Chief Greg Chia discussed the following increases in ambulance fee effective July 1, 2017.

	Current Rate	Proposed Rate
Basic Life Support Rate	\$582.00	\$588.00
Advanced Life Support Rate	\$691.00	\$698.00
Advanced Life Support Level 2 Rate	\$1,001.00	\$1,011.00
Mileage	\$12.00	\$13.00
Treat & Release	\$200.00	\$200.00
ALS Tier	\$200.00	\$250.00

This item will be placed on the June 19, 2017 council agenda.

Doug Bylund, Park and Recreation Director, discussed the RFP regarding a new mower for the Park Department. This is a CIP budgeted item with an estimated cost of \$27,000. The RFP will be sent to vendors as well as being posted on the City's Web Site, Iowa League of Cities Web Site and Facebook. This item will be placed on the June 19, 2017 council agenda.

It was moved by Pepper and seconded by Parker to approve the following resolution entitled, "RESOLUTION APPROVING THE CITY'S BENEFIT PROGRAM THAT COVERS ELIGIBLE EMPLOYEES OF THE CITY OF INDIANOLA." On roll call the vote was, AYES: Gezel, Parker, Clark, Ross and Pepper. NAYS: None. ABSENT: Southall. Whereupon the Mayor Pro Tem declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2017-69
RESOLUTION APPROVING THE CITY'S BENEFIT PROGRAM THAT COVERS ELIGIBLE
EMPLOYEES OF THE CITY OF INDIANOLA

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

The following resolution entitled, "RESOLUTION APPROVING A SERVICE AGREEMENT BETWEEN INDIANOLA MUNICIPAL UTILITIES (IMU), THE CITY OF INDIANOLA AND IOWA ASSOCIATION OF MUNICIPAL UTILITIES (I.A.M.U.)" was approved on a motion by Pepper and seconded by Parker. On roll call the vote was, AYES: Gezel, Parker, Clark, Ross and Pepper. NAYS: None. ABSENT: Southall. Whereupon the Mayor Pro Tem declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2017-70
RESOLUTION APPROVING A SERVICE AGREEMENT BETWEEN INDIANOLA MUNICIPAL UTILITIES (IMU), THE CITY OF INDIANOLA AND IOWA ASSOCIATION OF MUNICIPAL UTILITIES (I.A.M.U.)

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

Pepper moved and Parker seconded to approve the following resolution entitled, "RESOLUTION DETERMINING PROPERTY TO BE SURPLUS AND AUTHORIZE THE SALE OF A GENERATOR FROM THE WPC DEPARTMENT." On roll call the vote was, AYES: Gezel, Parker, Clark, Ross and Pepper. NAYS: None. ABSENT: Southall. Whereupon the Mayor Pro Tem declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2017-71
RESOLUTION DETERMINING PROPERTY TO BE SURPLUS AND AUTHORIZE THE SALE OF A GENERATOR FROM THE WPC DEPARTMENT

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

A motion was made by Parker and seconded by Pepper to approve the following resolution entitled, "RESOLUTION AUTHORIZING EXECUTION OF AMENDED AND SUBSTITUTED PROMISSORY NOTE FOR INFLOW AND INFILTRATION PROGRAM." On roll call the vote was, AYES: Clark, Ross, Pepper, Gezel and Parker. NAYS: None. Whereupon the Mayor Pro Tem declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2017-72
RESOLUTION AUTHORIZING EXECUTION OF AMENDED AND SUBSTITUTED PROMISSORY NOTE FOR INFLOW AND INFILTRATION PROGRAM

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

Pepper moved and Parker seconded to adopt the following resolution entitled "RESOLUTION APPROVING SALARIES." On roll call the vote was, AYES: Gezel, Parker, Ross, Clark and Pepper. NAYS: None. ABSENT: Southall. Whereupon the Mayor Pro Tem declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2017-73 APPROVING SALARIES

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

It was moved by Parker and seconded by Clark to go into closed session in accordance with Iowa Code Section 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. On roll call the vote was, AYES: Clark, Ross, Pepper, Gezel and Parker. NAYS: None. ABSENT: Southall. Whereupon the Mayor Pro Tem declared the motion carried unanimously.

A motion was made by Parker and seconded by Gezel to return to regular session. Question was called for and on voice vote the Mayor Pro Tem declared the motion carried unanimously.

Council member Parker moved to adopt the following resolution entitled, "RESOLUTION REGARDING LITIGATION INVOLVING THE CITY OF INDIANOLA AND RETENTION AND COMPENSATION OF COUNSEL." Council member Gezel seconded the motion to adopt. On roll call the vote was, AYES: Clark, Ross, Pepper, Gezel and Parker. NAYS: None. ABSENT: Southall. Whereupon the Mayor Pro Tem declared the motion carried unanimously.

RESOLUTION NO. 2017-74
RESOLUTION REGARDING LITIGATION INVOLVING THE CITY OF INDIANOLA AND RETENTION AND COMPENSATION OF COUNSEL

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

Meeting adjourned at 7:50 p.m. on a motion by Parker and seconded by Pepper.

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Brad Ross, Mayor Pro Tem

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Diana Bowlin, City Clerk