REGULAR SESSION – MARCH 2, 2015

The City Council met in regular session at 6:00 p.m. on March 2, 2015. Mayor Kelly Shaw called the meeting to order and on roll call the following members were present: Greg Marchant, Eric Mathieu, John Parker Jr., Pam Pepper, Brad Ross and Greta Southall.

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

Approve agenda

February 17, 2015 Minutes

Strike the public hearing for complaints filed on tobacco sales permit violations from the agenda and accept acknowledgement/settlement agreement for cigarette civil penalty from Jiffy Express (311 N. Jefferson) and Walgreens (1000 N. Jefferson)

Street closure request from the Mayor's Youth Council - Bike Fest 2015 - June 13, 2015 - 6:00 a.m. - 1:00 p.m. - request is to close Howard Street between Salem and Ashland and the inside lanes of Salem and Buxton on the square

Project acceptance of the 2014 Seal Coat Project

Claims on the computer printout for March 2, 2015

Mike Metcalf presented the 4th quarter safety report.

Executive Director Jason White presented the quarterly WCEDC Report.

A motion was made by Marchant and seconded by Ross to approve the Mayor’s re-nomination of Wayne Peterson to the Civil Service Commission – a term to begin April 2, 2015 and expire April 2, 2018. Question was called for and on voice vote the Mayor declared the motion carried unanimously.

A public hearing was held to consider the 2015/16 budget at the proposed rate of $12.70. There were no objections either oral or written. Council member Marchant made a motion to approve the following resolution adopting the FY 2015/16 City Budget with a tax rate of $12.70. Council member Southall seconded the motion to adopt. On roll call the vote was, AYES: Pepper, Mathieu, Southall, Parker, Ross and Marchant. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION ADOPTING THE ANNUAL BUDGET
FOR FISCAL YEAR ENDING JUNE 30, 2016

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

A public hearing and first consideration to amend the Municipal Code of the City of Indianola, Iowa, Chapter 166 "Site Plan" to include minimum paving requirements for parking stalls along highway corridors was held. There were no objections either oral or written. It was moved by Ross and seconded by Pepper 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 and first consideration of an amendment to the traffic control provisions of the Municipal Code of the City of Indianola, Iowa by providing for special speed zone on East Hillcrest Avenue was held. There were no objections either oral or written. Pepper moved and Mathieu seconded to approve the first consideration of this amendment which will change the speed to 35 mph from 65/69 to 14th Street on Hillcrest east and westbound. Question was called for and on voice vote the Mayor declared the motion carried unanimously.

Council member Marchant introduced the following resolution entitled, "RESOLUTION APPROVING OFFER TO PURCHASE REAL ESTATE FROM COMMUNITY BANK THROUGH THE D&D PROGRAM, AUTHORIZING EXECUTION OF THE DEED AND DIRECTING COMPLETION OF THE TRANSACTION." Council member Ross seconded the motion to adopt. On roll call the vote was, AYES: Pepper, Mathieu, Southall, Parker, Ross and Marchant. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2015-08

RESOLUTION APPROVING OFFER TO PURCHASE REAL ESTATE (410 S. Jefferson Way) FROM COMMUNITY BANK THROUGH THE D&D PROGRAM, AUTHORIZING EXECUTION OF THE DEED AND DIRECTING COMPLETION OF THE TRANSACTION

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

The following resolution entitled, "A RESOLUTION APPROVING TEMPORARY SPECIAL USE IN C-2 HIGHWAY COMMERCIAL DISTRICT FOR CONCRETE BATCH PLANT" for the Highway 92 reconstruction project, was approved on a motion by Parker and seconded by Marchant. On roll call the vote was, AYES: Ross, Marchant, Pepper, Mathieu, Southall and Parker. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2015-09

A RESOLUTION APPROVING TEMPORARY SPECIAL USE IN C-2 HIGHWAY COMMERCIAL DISTRICT FOR CONCRETE BATCH PLANT
For The Highway 92 Reconstruction Project

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

It was moved by Pepper and seconded by Marchant to approve the three year contract for removal of sanitary sewer sludge to Chamness Technology in an amount of $.021/gallon and $.023/gallon for a 4 mile and 10 mile trip respectfully. Question was called for and on voice vote the Mayor declared the motion carried unanimously.

A motion was made by Pepper and seconded by Southall to adopt the following resolution entitled, "A RESOLUTION APPROVING THE SUBORDINATION OF CITY LIEN TO MORTGAGE LENDER BANK OF AMERICA FOR PROPERTY OWNED BY GREGORY DENNIS." On roll call the vote was, AYES: Mathieu, Southall, Parker, Ross, Marchant and Pepper. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION 2015-10

A RESOLUTION APPROVING THE SUBORDINATION OF CITY LIEN TO MORTGAGE LENDER BANK OF AMERICA FOR PROPERTY OWNED BY GREGORY DENNIS

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

It was the consensus of the Mayor and Council to cancel the March 16, 2015 City Council meeting and reschedule it to March 24, 2015 at 6:00 p.m.

Pepper moved and Marchant seconded to enter into closed session pursuant to 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: Mathieu, Southall, Parker, Ross, Marchant and Pepper. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

It was moved by Parker and seconded by Mathieu to return to regular session. On roll call the vote was, AYES: Ross, Marchant, Pepper, Mathieu, Southall and Parker. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

Meeting adjourned on a motion by Pepper and seconded by Mathieu.

Kelly B. Shaw, Mayor	Diana Bowlin, City Clerk