

The Palo City Council met in open session Monday, July 17<sup>th</sup>, 2023, at the Palo Community Center in the Council Chambers. Mayor Van Kerckhove led those present in the pledge of allegiance then called the meeting to order at 6:30 PM. Councilmembers present: Angie Brekke, Andrea Rahe, Jen Welton, Pete Hagstrom, and Kendra Klooster. Others Present: Lenna Goodale, City Clerk; Clark Robertson, Public Works; and Steve Leidinger, City Attorney. Motioned by Hagstrom, seconded by Rahe to approve the agenda 4 Yeas, 0 Nay. Motion carried (4-0). Hagstrom motioned to approve the consent agenda. Brekke second. 4 Yeas, 0 Nay. Motion carried (4-0). Klooster enters at 6:33 pm.

## CLAIMS REPORT

VENDOR	REFERENCE	AMOUNT
ABC DISPOSAL SYSTEMS, INC	JUNE	10505.28
ALLIANT ENERGY	GAS & ELECTRIC	4093.26
ALLISON GROFF	MILEAGE- SUPPLIES	33.01
ANDERSON-BOGERT	ENGINEERING	14911.69
BRECKE INC.	HVAC FEB-APR	1500.00
C4 OPERATIONS	FIRE DEPT BACKGROUND	23.00
CAMPBELL SUPPLY CEDAR RAPIDS	UNIFORM, SUPPLY, MISC	881.68
CEDAR RAPIDS MUN. UTIL.	SEWER USAGE	14671.22
CEDAR RIVER RENTAL COMPAY	EQUIPMENT	403.50
CENTER POINT AUTO PARTS	AIR FILTER	40.84
CINTAS CORPORATION	CLEANING/SUPPLIES	699.32
CITY OF FAIRFAX	INSPECTOR	4231.53
CLARK ROBERTSON	PICK UP DUMP TRUCK	120.80
CONSOLIDATED ENERGY CO (INC)	FUEL	3217.60
CRAIGMYLE TRUCK & TRAILER	2013 INTERNATIONAL DUMP TRUCK	46000.00
CRAWFORD QUARRY CO	OTHER PARK PROJECTS	576.62
CROELL REDI-MIX, INC.	ROCK	591.12
D & K PRODUCTS	SPRAYER	245.00
DELTA DENTAL OF IOWA	DENTAL INSURANCE	204.90
DIAMOND DOCTORS OF IOWA	BALL DIAMONDS	2300.00
DILLON BRUMMER	TRAVELING PER DIEM	25.45
ECICOG	LMI GRANT	4500.00
EFTPS	FED/FICA TAX	3348.28
EFTPS	FED/FICA TAX	612.00
EFTPS	FED/FICA TAX	3044.62
FRIEDA COONROD EMBROIDERY	PW UNIFORMS	20.00
GAZETTE COMMUNICATIONS, INC.	LEGAL PUBLICATION	547.98
HAWKEYE COMMUNICATION INC.	CH MONITORING	282.00
HAWKINS, INC.	CHEMICALS	1398.78
ICAP	INSURANCE	75235.00
IDNR	FY24 ANNUAL WATER FEE	154.81
IMWCA	WORKER'S COMP	756.00
IOWA DEPARTMENT OF REVENUE	STATE TAXES	2139.91
IOWA DEPARTMENT OF REVENUE	SALES TAX	209.05
IOWA DEPARTMENT OF REVENUE	WET TAX	1784.33
IOWA LEAGUE OF CITIES	GRANTFINDER	75.00
IOWA ONE CALL	LOCATES	33.30
IOWA WORKFORCE DEVELOPMENT	UNEMPLOYMENT	647.49
IPERS	IPERS	3827.67
IPERS	IPERS ADJUSTMENT	-0.01
ITS	TECHNOLOGY	546.00

JACK'S CONCRETE INC	TRAILS	360.00
JOHN DEERE FINANCIAL	SUPPLIES	549.81
JORDAN MEYERS	EMT APPLICATION FEE	104.00
KENWOOD RECORDS MGT INC.	RECYCLE BIN	15.90
MICROBAC LABORATORIES, INC. C/	TESTING	50.25
KIRKWOOD COMMUNITY COLLEGE	TRAINING- SEELY	40.00
L.L. PELLING CO., INC.	SEALCOAT	16713.70
LINN COUNTY REC	STREET LIGHTS	249.84
LRS PORTABLES OF IOWA	1ST STREET	429.00
LYNCH DALLAS PC	CITY ATTORNEY	2769.91
MENARDS SOUTH INC.	SUPPLIES	330.36
MILES WYATT	VENT TRAINING	88.47
MUNICIPAL SUPPLY, INC.	METERS	1352.00
NETOM ENTERPRISES CORPERATION	DOOR	210.00
PALO COMMUNICATIONS	PHONE/FAX/INTERNET	638.84
PALO SAVINGS BANK	IRA DEDUCTION	2000.00
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PLUNKETT'S PEST CONTROL INC.	SPRAY	80.25
RED LION RENEWABLES	SOLAR PANELS	3061.83
ROTO-ROOTER INC.	CLEAN LIFT STATION	1500.00
SCHIMBERG CO	SUPPLIES	1190.12
SERENITY WINDOWS SIDING	LMI PROJECT	10120.00
SIMMERING-CORY & IOWA COD	ORDINANCE BOOK	1245.00
STATE CHEMICAL SOLUTIONS	SEWER CHEMICALS	1647.99
TOP TIER ARBOR CARE	DEAD ASH TREE IN ROW	1800.00
UMB BANK	BOND	500.00
US BANK	SUPPLIES	1416.04
US CELLULAR	CELL PHONE	356.12
US POSTAL	POSTAGE	339.00
WEX BANK	FIRE DEPT FUEL	526.79
Accounts Payable Total		256123.25
Total Paid On: 6/20/23		
Total Paid On: 6/23/23		12732.52
Total Paid On: 7/07/23		9505.86
Total Payroll Paid		22238.38
***** REPORT TOTAL *****		278361.63

**June 2023**

General Fund	23,991.06
Road Use	21,721.11
Employee Benefits	274.49
L.O.S.T	19,812.31
TIF	607.29
Storm Water Mgmt Grant	2,880.00
Debt Service	145,919.00
2010 CDBG	133,067.79
Water Fund	32,646.23
Sewer Fund	50,190.27
<b>Total Revenue:</b>	<b>431,109.55</b>

General Fund	81,887.42
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Road Use Fund	13,502.18
Employee Benefits	6,498.23
L.O.S.T	219,947.79
TIF	103,309.20
Water Fund	42,392.19
Sewer Fund	35,785.14
<b>Total Expenses:</b>	<b>503,322.15</b>

No deputy present, no discussion.

Lenna Goodale gave clerk report. 63 penalties, 28 courtesy calls, 2 shut offs, 3 nuisance letters, 38 high usages calls. Meeting with Michael to submit DNR permit for disc golf. Goodale attended MPO Executive meeting where board recommend approving the final TIP and approve the proposed allocation formula for Iowa Distribution formula for MPO Transportation planning Funds to the Policy Board. Attended the MPO Policy Board where the board approved the final 2024-2027 TIP Transportation Improvement Program and approved the proposed allocation formula. Allison Groff is attending the institutes July 17-20 and Goodale will attend the Academy July 26-28. Palo Methodist Church donated \$250 Bronze level for disc golf. New rates for water, sewer, and garbage effective July 1. Disc golf total donation is \$20,500 and \$14,500 to meet city goal.

Clark Robertson gave the maintenance report. L.L. Pelling was in town. Mowing which includes ROW. Demo skid loader, trimmed trees. Picked up the new dump truck. Getting quotes for a snow blade. Started cleaning the boat ramp, cleaned and graded around the pond for the limestone trail. Built walking trail off Minors Dr. Water checks were done. Weeds have been sprayed.

Andrew Lutter gave the fire department report. 9 calls, 4 medical, 2 car accidents, 2 brush fires and one mutual aid boat rescue. Next training will be on EMS basic training.

Mayor Van Kerckhove gave the mayor's report. Thanked Pete Hagstrom for helping with our disc golf course fundraising and securing our title sponsor which is Durin Disc Golf. The trail on Minors Dr will need signage. ABC Disposal and an Ice cream truck used the new trail.

Mayor Van Kerckhove opens agenda related audience comments at 6:36 pm. No discussion. Closed comments at 6:37 pm.

Dean Brehm updated council on the Duane Arnold Solar I & II project. Phase I, the grade has been completed. Finishing the rocking on the access road this week. Continuing stormwater management erosion control measures with managing, inspecting and updates daily. Production pile insulation has started. Started receiving solar panels. Phase II started civil laydown yards. Activities include scraping soil, putting rock down in the array. Grading has started. Deliveries are expanding, which is becoming challenging. Adding signage and are also working with Linn County Secondary Roads to obtain a permit to install additional signage on public roads. Will also be staging people at certain entrances to keep construction traffic off the roads.

Mark Witham from ABC Disposal Systems was present. Discussion was regarding the clerical error which ABC Disposal did not increase rates for July 2022- June 2023 per city's contract. There was also the 4% landfill increase from Solid Waste Agency that should've been part of the billing. Brekke stated that the contract shows a 3% rate increase and that under term and conditions of agreement it states the disposal fees charged by third parties will increase and contractor intends to pass those increases on to city, contractor will immediately notify city of such intended increase which was a 4% increase. Brekke doesn't feel the city should pay the 4% landfill increase that was effective in July 2022 and city is now being notified. This does not meet the terms and conditions of the agreement. Motioned by Brekke, seconded by Hagstrom to approve the agreed-upon 3% increase back to July 2022 per the contract. Roll call. Motion carried (5-0).

Agenda request from resident at 705 7<sup>th</sup> St. She would like to see if the city would oil the strip of gravel at the corner of 7<sup>th</sup> St. and Main St. that leads to the railroad trucks. She states there is a lot of dust coming from the gravel when the trucks use that area. More discussion was held. The city will contact the railroad company to see what they can do.

Discussion was on the 2023 Annual Palo Fun Days which includes law enforcement, use of both ball diamonds, parking at Clymer Park and street closures. Motioned by Hagstrom, seconded by Rahe to approve **Resolution 071723A** A RESOLUTION APPROVING THE 2023 ANNUAL CELEBRATIONS. 5 Yeas, 0 Nay. Motion carried (5-0).

Motioned by Hagstrom, seconded by Rahe to waive the \$25 fee for food vendor at WLCG events. 5 Yeas, 0 Nay. Motion carried (5-0).

Hagstrom motion to open public hearing 6:58 pm. Klooster seconded. 5 Yeas, 0 Nay. Motion carried (5-0). Brekke explained that the last year and half the council has gone through the ordinance book to update and bring to code. Hagstrom motion to close the public hearing at 6:59 pm. Welton seconded. 5 Yeas, 0 Nay. Motion carried (5-0).

Motioned by Welton, seconded by Rahe to introduce, and approve the first reading of ORDINANCE 59-2023 AN ORDINANCE ADOPTING THE "CODE OF ORDINANCES OF THE CITY OF PALO, IOWA". 5 Yeas, 0 Nay. Motion carried (5-0).

Motioned by Hagstrom, seconded by Klooster to approve **Resolution 071723B** A RESOLUTION TO PARTICIPATE IN THE STATE OF IOWA OFFSET PROGRAM ADMINISTERED BY THE DEPARTMENT OF ADMINISTRATIVE SERVICES. 5 Yeas, 0 Nay. Motion carried (5-0).

Motioned by Brekke, seconded by Klooster to approve **Resolution 071723C** A RESOLUTION SETTING DATE FOR A PUBLIC HEARING ON DESIGNATION OF THE PRAIRIE VISTA PHASE 2 HOUSING URBAN RENEWAL AREA AND ON URBAN RENEWAL PLAN AND PROJECT FOR AUGUST 21, 2023, AT 6:30 PM AT CITY HALL.

Motioned by Brekke, seconded by Rahe to approve **Resolution 071723D** A RESOLUTION TO APPOINT BRAYN BUSCH AND OLIVIA SMITH TO PLANNING AND ZONING. 5 Yeas, 0 Nay. Motion carried (5-0).

Motioned by Brekke, seconded by Klooster to approve the American Legion Avenues of the Flags for \$320 each year. 5 Yeas, 0 Nay. Motion carried (5-0).

Discussion was had regarding the Fireworks Ordinance. Council decided to leave ordinance as is.

Motioned by Hagstrom seconded by Klooster to approve the American Legion Veteran Flag at Memorial Park. 5 Yeas, 0 Nay. Motion carried (5-0).

Mayor opens general audience comments at 7:18 pm. Resident at 201 Vinton St. He thanked Robertson. He stated it looks beautiful coming into Palo. He voiced concerns regarding his zoning pertaining to his property at 703 2<sup>nd</sup> St. R1 to C3. He also voiced concerns regarding the disc golf course. Hagstrom asked the resident what he would like for his property zone. The resident stated C3. Goodale informed the council that Linn County Planning and Development called the city and sent documents from 2014. Goodale states that Chris Philipp is aware, and he has contacted the city engineer.

Non-Palo residents at 2362 Young Rd. would like to bring awareness to the council regarding the truck traffic on Blairs Ferry Rd and Palo Marsh Rd. for deliveries. She gave an informational packet to the council. She asked where residents should go for in town concerns. Robertson said that he met with Nextra and they would address the issue next week.

Mayor Van Kerckhove stated Linn County permitted the project, that Linn County should be contacted. He also stated that Dean Brehm with the project will be at the next council meeting. Klooster suggested to voice concerns during agenda related audience comments.

A resident at 111 Driftwood Circle spoke on behalf of WLCG. Stated that WLCG is willing to help with vandalism at the parks.

Residents at 119 Sumac Dr. received a letter from the city asking them to remove their fence by a deadline. He didn't realize that he needed to get a fence permit through the city. He indicated that he spoke with his project manager, Kaylor, D.R. Horton, and they gave him permission to install the fence that would sit in a drainage easement. Residents were in constant communication with D.R. Horton. Before they signed papers to purchase the house from D.R. Horton, they asked how far back they could go on their property with the fence. They received a call from Stacy with D.R. Horton stating that they could install the fence to the opposing neighbor's property. The fence company that was used asked the residents if they needed a permit from the city. Residents were under the assumption that they did not have to since D. R. Horton gave permission. Residents stated they knew there was a drainage easement. Residents felt they weren't given the opportunity to sign a fence waiver. Brekke explained the main purpose of the ordinance is the drainage. That the town doesn't have underground drains and moving forward the city needs to make sure that residents are not adding items in drainage easement that would back up easement that are not engineered to do so. Residents stated they went through their HOA for approval. It specified that the fence could not be a privacy fence, it had to be a black chain link fence, but again stated they failed to get a permit with the city. More discussion was held.

Mayor closed the comment period at 7:47 pm.

New Business Mayor informed council city purchased a used 2013 International dump truck. He also reported on the splash pad consumption at 282,000 gallons for June and the operating hours. The hours will change to 10:00 am – 8:00 pm. Robertson will add signage. No old business.

Motioned by Rahe, seconded by Brekke to adjourn at 7:52 pm. 5 Yeas, 0 Nay. Motion carried (5-0). Respectfully submitted by Lenna Goodale, City Clerk.