

The Palo City Council met in regular session at Palo Council Chambers on July 20th, 2015. Mayor Pro-tem Tom Sanders called the meeting to order at 6:30 p.m. Council Members present: Brian Beaty, Delmar Jellison, Doug Hanover, Ryan Scheckel and Mayor Pro-tem Tom Sanders Absent: Mayor, Tom Yock. Others Present: City Attorney; Erek Sittig, STS Civil Engineering; Matt Shock.

Mayor Pro-temp Sanders led those present in the Pledge of Allegiance.

Hanover moved **approval of agenda** Beaty second. Motion carried. (5-0).

Hanover moved **approval of consent agenda** bill approval, treasurer's report, DAR and Council meeting minutes from June 15th and June 30th, 2015. Jellison second. Motion carried (5-0).

Linn County Sheriff Report: Hanover questioned the vehicle theft and stated that there have been 3 trailers stolen in the town in the last few months.

Department Report: Maintenance Report: Beaty motioned to approve the Technical Specialties quote for repairing manholes in the amount of \$3986. Scheckel second. Motion carried (5-0). Beaty motioned to approve the yearly generator inspection contract from Cummins in the amount of \$2030.33. Hanover second. Motion carried (5-0). Hanover stated that the PTO Pump was put together and tested. Fire Department Report and Treasurers report were submitted and reviewed

Palo Fun Day- West Linn Community Group: Motion by Beaty to approve Resolution #07-20-15A the Palo Parade Route, 5K Family Fun Run, liquor license and Law Enforcement donation. Hanover second. Roll Call. Motion carried (5-0).

Ordinance #608-2015 chapter 55.5 Animal Protection Palo Code of Ordinance: Sanders stated this would change the number of chickens that you can have from 4 to 6. Motion by Beaty open public hearing at 6:54 PM. Tanya Batz stated that the chickens normally come in 6 when purchased. Motion by Beaty to close public hearing at 6:57pm. Hanover second. Motion carried (5-0). Beaty motioned to approve 1st reading of Ordinance 608-2015 chapter 55.5 Animal Protection. Hanover second. Roll call. Motion carried (5-0). Motion by Beaty to waive requirements for a separate meeting to approve the 3rd and final ready to pass Ordinance 608-2015 amending Chapter 55.5 Animal Protection. Hanover second. Roll call. Motion carried (5-0).

Property Split 805 1st Street: Discussion regarding the request for property split of 805 1st street that went before the Planning & Zoning Commission. Bill Zeller stated he just wanted to see if there was different zoning for highway professional. Requesting to separate the main dwelling from the detached garage which is how it used to be. Sanders reiterated Mr. Zeller stated that when the house was placed on that property after the former building burnt down there was not a restriction on rebuilding. The Planning & Zoning Commission voted (4-0) to not approve the split stating the lots would not be evenly split; it does not meet the minimum lot area or setbacks. Hanover stated that the ordinance does not allow for a garage to be on a property without the main dwelling. City Attorney stated that the natural split for this lot would be to go through the garage otherwise it would create an irregular lot. Sanders motioned to approve Resolution 07-20-15B to approve the property split of 805 1st Street. Motion died for a lack of second.

2015 Paving & Drainage Project: Beaty motioned to open public hearing at 7:14pm. Jellison second. Motion carried (5-0). John Bloodgood questioned if 2nd street was going to be lowered not overlaid. Sanders stated there was an addendum sent out lowering that area and repaved. Matt Shock stated the addendum called for that to be lowered as well as Clinton Street to be taken down to sub grade and repair base. John Bloodgood questioned the drains on Clinton as this is one of the highest points in town. Shock stated there was a ditch to be cut into the road for drainage but the homeowner did not want it so the drains are needed to keep the water-table low, surrounding the road pavement to prevent the moisture content of the sub grade to decrease its strength on which the road pavement was designed. This is usually done by the use of drains or open ditches adjacent to the road. Angie Brekke questioned the water runoff in the Dry Creek Estates Development seems to be a lot more water since this last phase of the development started. Beaty stated there will be less water coming down through there once the streets are completed as it will change the water flow. Question on when the rest of Creek Ridge Drive would get paved the pot holes are large. Beaty stated we will have

maintenance put rock down until the contractor comes back to pour that section along with back fill on the shoulders. Angie stated it would be nice to receive more notice on when the road construction was going to start. Motion by Jellison to close public hearing at 7:43 pm. Hanover second. Motion carried (5-0). Matt shock recommended awarding the bid to the lowest responsive and responsible bidder which is Eastern Iowa Excavating. Further stating if approved contractor would like to start immediately either on Clinton Street or with the box culvert. Motion by Jellison to award the 2015 Paving and Drainage Project to Eastern Iowa Excavating in the amount of \$405,843. Hanover second. Roll call. Motion carried (5-0).

GIS Renewal: Motion by Hanover to approve renewal contract with HR Green for GIS web software. Scheckel second. Roll call. Motion carried (5-0).

Attorney Appointment: Motion by Hanover to approve Resolution #07-20-15D Annual Attorney Contract. Beaty second. Roll call. Motion carried (5-0).

Submersible Pump for Blairs Ferry Rd Lift Station: Discussion regarding the pump that needs to be replaced at the Blairs Ferry Road lift station. Maintenance to clarify what the contractor will perform and what maintenance will be completing and put on August agenda.

Water Connection for Commercial Development: Al Mengler asked the Council if they plan on running water to Watsons Development south of town. The Legion is looking at purchasing a lot for their building and need to know the cost. City Attorney stated normally this is an agreement and conversation made between the city and developer. After further discussion it was stated the developer should contact the city with request and intentions of proceeding with the development.

Ragbrai temporary no parking: Hanover motioned to approve Resolution 07-20-15E to place temporary no parking signs along Vinton Street from Shellsburg Road to 2nd Street on Wednesday July 22nd through Thursday July 23rd, 2015 for the Ragbrai event. Jellison second. Roll call. Motion carried (5-0).

Money Transfer: Motion by Hanover to approve Resolution 07-20-15F Money Transfer from Money Market to General Ledger for Road Project. Beaty second. Roll call. Motion carried (5-0).

Audience Comments: Dry Creek Residents questioned if a port o Johnny could be placed over at the Dry Creek Estates Park. Sanders stated that the number of kids that use that facility would dictate what the city can do for services. City will look into.

Bill Zeller questioned the swales down by the old Zeller Park and if something could be done it's a mosquito pit. Zeller questioned if the city was going to replace the trees that needed to be removed for the water lines down by pavilion. Zeller question the drainage on 2nd street by his property.

Old Business: Beaty discussed the issues with the burn pile and the amount of people dumping to the site that does not live within the city limits. Currently there are old hay bales in the pile. The Linn County Sheriff will not issue fines when called. Some of that material cannot be burned and has to be hauled away and this is costing the city a lot of money for hauling and maintenance's time spent burning. Propose the city get a roll off and drop off at the maintenance building on Friday and pick up Monday morning. Council to look into.

New Business: Discussion regarding the trails in town and where we are with finishing the plans for extension. Scheckel stated he talked with the Park and Recreation Board and would like to see if we could look at options for establishing a trail that would continue on from the existing one. Beaty stated that there were issues with the maintenance of the existing trail and lack of funds to maintain or expand. Beaty suggested making a mile long walking trail next to community center. Hanover asked where the sign for the boat ramp was. Staff to look into and Scheckel will talk with the Park & Recreation board about ideas.

Motion by Beaty to go into closed session at 9:15pm concerning mediation as specific to chapter 21.5 (1) (c) of the Iowa code. Jellison second. Motion carried (5-0).

Motion by Hanover to **adjourn** at 9:37p.m. Jellison second. Motion carried (5-0).

Trisca Dix
City Clerk