

**CITY OF PELLA, IOWA  
CITY COUNCIL  
PRELIMINARY SUMMARY MINUTES  
February 19, 2008**

**A. CALL TO ORDER BY MAYOR AND ROLL CALL**

The City Council of the City of Pella, Iowa, met in regular session at the Public Safety Complex meeting room at 7:00 p.m., Mayor Darrell Dobernecker presiding. Members present were: Jim Mueller, Dan L. Vander Beek, Rich Savery, Bruce Schiebout, Tony Bokhoven. Absent: Mark De Jong. City Administrator Mike Nardini, City Attorney Bob Stuyvesant, and City Clerk Ronda Brown were present. Eight staff members and thirty two members of the general public signed the register.

**B. MAYOR'S COMMENTS**

1. Announce Policy and Planning Meeting following the regular Council meeting to discuss:
  - a. Speed Restrictions on Roosevelt Road and Southeast 14th Street
  - b. Department Committee Support Assignments.
2. Approval of tentative agenda. Councilmember Vander Beek move to approve, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Vander Beek, Schiebout, Bokhoven, Mueller, Savery. NAYS: None. Motion carried.
3. Announce Closed Session pursuant to Iowa Code Chapter 21.5 1 (j) to discuss the purchase of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property.
4. Announce Closed Session pursuant to Iowa Code Chapter 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 and pursuant to Iowa Code Chapter 21.5 1 (j) to discuss the purchase of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property.

**\*PUBLIC FORUM (for anyone wishing to address Council regarding agenda items.)**

None

**C. APPROVAL OF CONSENT AGENDA**

Councilmember Vander Beek moved to approve the consent agenda, seconded by Councilmember Mueller. On roll call the vote was: AYES: Vander Beek, Mueller, Savery, Schiebout, Bokhoven. NAYS: None. The following items were approved:

1. Approval of Minutes
  - a. Official Council Minutes for February 5, 2008.
2. Report of Committees
  - a. Policy and Planning Minutes for February 5, 2008.
  - b. Planning and Zoning Minutes for November 26, 2007.
3. Petitions and Communications
  - a. Casey's General Store #2598 at 414 South Clark Class C Beer Permit Renewal.
  - b. Clark Street Pub & Grill at 405 Oskaloosa Street Class C Liquor License Renewal.
  - c. Bos Landen Golf Resort at 2411 Bos Landen Drive Class C Liquor License Renewal.
4. Administration Reports  
NONE

**D. \*PUBLIC HEARINGS**

NONE

**E. PETITIONS & COMMUNICATIONS**

NONE

## **F. PLANNING AND ZONING ITEMS**

NONE

## **G. ADMINISTRATION REPORTS**

1. Set Public Hearing Date for FY 07-08 Budget Amendment. Councilmember Mueller moved to approve, seconded by Councilmember Savery. On roll call the vote was: AYES: Mueller, Savery, Schiebout, Bokhoven, Vander Beek. NAYS: None. Motion carried.

2. Set Public Hearing Date for FY 08-09 Budget. Councilmember Schiebout moved to approve, seconded by Councilmember Savery. On roll call the vote was: AYES: Schiebout, Savery, Bokhoven, Mueller, Vander Beek. NAYS: None. Motion carried.

3. Alcohol Enforcement – Ulrich Meat Market. Councilmember Savery moved to approve, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Savery, Schiebout, Bokhoven, Mueller, Vander Beek. NAYS: None. Motion carried.

4. Alcohol Enforcement – Casey's General Store. Councilmember Mueller moved to approve, seconded by Councilmember Savery. On roll call the vote was: AYES: Mueller, Savery, Schiebout, Bokhoven, Vander Beek. NAYS: None. Motion carried.

## **H. RESOLUTIONS**

1. Resolution No. 4763 entitled, "RESOLUTION FIXING DATE FOR A MEETING ON THE PROPOSITION OF THE ISSUANCE OF NOT TO EXCEED \$1,310,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2008A (FOR AN ESSENTIAL CORPORATE PURPOSE) OF PELLA, IOWA, AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF." Councilmember Vander Beek moved to approve, seconded by Councilmember Bokhoven. On roll call the vote was: AYES: Vander Beek, Bokhoven, Mueller, Savery, Schiebout. NAYS: None. Motion carried.

2. Resolution No. 4764 entitled, "RESOLUTION DIRECTING THE ADVERTISEMENT FOR SALE OF \$1,230,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2008A." Councilmember Bokhoven moved to approve, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Bokhoven, Vander Beek, Savery, Schiebout, Mueller. NAYS: None. Motion carried.

3. Resolution No. 4765 entitled, "RESOLUTION FIXING DATE FOR A MEETING ON THE PROPOSITION OF THE ISSUANCE OF NOT TO EXCEED \$1,510,000 GENERAL OBLIGATION URBAN RENEWAL REFUNDING BONDS, SERIES 2008B (FOR AN ESSENTIAL CORPORATE PURPOSE) OF PELLA, IOWA, AND PROVIDING FOR PUBLICATION OF NOTICE THEREOF." Councilmember Mueller moved to approve, seconded by Councilmember Savery. On roll call the vote was: AYES: Mueller, Savery, Schiebout, Bokhoven, Vander Beek. NAYS: None. Motion carried.

4. Resolution No. 4766 entitled, "RESOLUTION DIRECTING THE ADVERTISEMENT FOR SALE OF \$1,420,000 GENERAL OBLIGATION URBAN RENEWAL REFUNDING BONDS, SERIES 2008B." Councilmember Savery moved to approve, seconded by Councilmember Mueller. On roll call the vote was: AYES: Savery, Mueller, Vander Beek, Schiebout, Bokhoven. NAYS: None. Motion carried.

5. Resolution No. 4767 entitled, "RESOLUTION APPROVING A PROFESSIONAL ENGINEERING SERVICES AGREEMENT WITH VEENSTRA & KIMM, INC. FOR THE WATER SYSTEM MODELING PROJECT." Councilmember Mueller moved to approve, seconded by Councilmember Savery. On roll call the vote was: AYES: Mueller, Savery, Schiebout, Bokhoven, Vander Beek. NAYS: None. Motion carried.

6. Resolution No. 4768 entitled, "RESOLUTION SETTING DATES OF A CONSULTATION AND A PUBLIC HEARING ON PROPOSED AMENDMENT NO. 2 TO THE PELLA BUSINESS CORRIDOR URBAN RENEWAL PLAN FOR THE CITY OF PELLA, IOWA." Councilmember Schiebout moved to approve, seconded by Councilmember Mueller. On roll call the vote was: AYES: Schiebout, Mueller, Vander Beek, Savery, Bokhoven. NAYS: None. Motion carried.

7. Resolution No. 4769 entitled, "RESOLUTION APPROVING RESPONSE TO THE CITY OF OSKALOOSA FOR A PROPOSED REGIONAL AIRPORT." Councilmember Mueller moved to enter a letter from the Mahaska County Supervisors into record, seconded by Councilmember Vander Beek. On roll

call the vote was: AYES: Mueller, Vander Beek, Savery, Schiebout, Bokhoven. NAYS: None. Motion carried. Councilmember Mueller moved to approve Resolution 4769, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Mueller, Schiebout, Savery. NAYS: Bokhoven, Vander Beek. Vote was 3-2. Resolution failed.

## **I. ORDINANCES**

1. Ordinance No. 770 entitled, "AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF PELLA, IOWA CHAPTER 69.08, NO PARKING ZONES." (Washington) Councilmember Schiebout moved to place Ordinance 770 on its third and final reading, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Schiebout, Vander Beek, Savery, Mueller. NAYS: Bokhoven. Vote was 4-1. Motion carried. Motion was made by Councilmember Schiebout, and seconded by Councilmember Vander Beek that the ordinance be adopted. On roll call the vote was: AYES: Schiebout, Vander Beek, Savery, Mueller. NAYS: Bokhoven. Vote was 4-1. Motion carried. Motion was made by Councilmember Vander Beek, and seconded by Councilmember Schiebout to have the implementation date as June 1, 2008. On roll call the vote was: AYES: Vander Beek, Schiebout, Bokhoven, Mueller, Savery. NAYS: None. Mayor Dobernecker declared the motion carried and the ordinance duly passed and adopted.

2. Ordinance No. 774 entitled, "AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF PELLA, IOWA BY AMENDING CHAPTER 171, SCHEDULE OF RATES AND FEES, 171.01, SECTION 2, CHAPTER 25 FEES: AQUATIC USE." Councilmember Mueller introduced Ordinance No. 774 and moved to place on its first reading, seconded by Councilmember Bokhoven. On roll call the vote was: AYES: Mueller, Bokhoven, Vander Beek, Savery, Schiebout. NAYS: None. Motion carried.

## **K. CLAIMS**

1. Abstract of bills No. 1761. Councilmember Vander Beek moved to approve and issue warrants, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Vander Beek, Schiebout, Bokhoven, Mueller, Savery. NAYS: None. Motion carried.

## **L. OTHER BUSINESS/\*PUBLIC FORUM (any additional comments from the Public)**

Comments were received and addressed.

## **M. CLOSED SESSION**

1. At 8:20 p.m. Councilmember Schiebout moved to enter into closed session pursuant to Iowa Code Chapter 21.5 1 (j) to discuss the purchase of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Schiebout, Vander Beek, Savery, Bokhoven, Mueller. NAYS: None. Motion carried. At 8:55 p.m. Councilmember Schiebout moved to reconvene to regular session, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Schiebout, Vander Beek, Savery, Bokhoven, Mueller. NAYS: None. Motion carried. No action was taken regarding this closed session.

2. At 8:57 p.m. Councilmember Schiebout moved to enter into closed session pursuant to Iowa Code Chapter 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 and pursuant to Iowa Code Chapter 21.5 1 (j) to discuss the purchase of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Schiebout, Vander Beek, Savery, Bokhoven, Mueller. NAYS: None. Motion carried. At 9:35 p.m. Councilmember Vander Beek moved to reconvene to regular session, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Vander Beek, Schiebout, Bokhoven, Mueller, Savery. NAYS: None. Motion carried. No action was taken regarding this closed session.

**N. ADJOURNMENT**

There being no further business claiming their attention, Councilmember Bokhoven moved to adjourn, seconded by Councilmember Mueller. On roll call the vote was: AYES: Bokhoven, Mueller, Vander Beek, Savery, Schiebout. NAYS: None. Motion carried.

Meeting adjourned at 9:38 p.m.