

**CITY OF PELLA, IOWA
CITY COUNCIL
PRELIMINARY SUMMARY MINUTES
March 4, 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, and Mark De Jong entering at 7:02 p.m. City Administrator Mike Nardini, City Attorney Bob Stuyvesant, and City Clerk Ronda Brown were present. Seven staff members and thirty 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: Department Committee Support Assignments.
2. Approval of tentative agenda. Councilmember Vander Beek moved to approve, seconded by Councilmember Bokhoven. On roll call the vote was: AYES: Vander Beek, Bokhoven, De Jong, Mueller, Savery, Schiebout. NAYS: None. Motion carried.
3. Reappointment of Chad Klein to the Recreation Commission. Term to expire January 2011. Councilmember Mueller moved to approve, seconded by Councilmember Savery. On roll call the vote was: AYES: Mueller, Savery, Schiebout, Bokhoven, De Jong, Vander Beek. NAYS: None. Motion carried.
4. Reappointment of Chuck Laug to the Recreation Commission. Term to expire January 2011. Councilmember Vander Beek, moved to approve, seconded by Councilmember Savery. On roll call the vote was: AYES: Vander Beek, Savery, Schiebout, Bokhoven, De Jong, Mueller. NAYS: None. Motion carried.
5. 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.)**

Comments were received and addressed.

C. APPROVAL OF CONSENT AGENDA

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

1. Approval of Minutes
 - a. Official Council Minutes for February 19, 2008.
2. Report of Committees
 - a. Policy and Planning Minutes for February 19, 2008.
 - b. Community Development Committee Minutes for November 14, 2007.
 - c. Pella Public Library Board of Trustees Minutes for January 8, 2008.
 - d. Pella Parks Commission Minutes for January 17, 2008.
 - e. Pella Recreation Commission Minutes for January 15, 2008.
 - f. Community Center Board Minutes for December 18, 2007.
3. Petitions and Communications
NONE

4. Administration Reports
NONE

D. *PUBLIC HEARINGS

1. a. Public Hearing Adopting Budget Amendment #1 for the FY 07-08 Budget. No written or oral comments were received. Councilmember Mueller moved to close the public hearing, seconded by Councilmember Savery. On roll call the vote was: AYES: Mueller, Savery, Schiebout, Bokhoven, De Jong, Vander Beek. NAYS: None. Motion carried.

1. b. Resolution No. 4770 entitled, "A RESOLUTION AMENDING THE FY 07-08 ANNUAL BUDGET BY ADOPTING BUDGET AMENDMENT #1." Councilmember Schiebout moved to approve, seconded by Councilmember De Jong. On roll call the vote was: AYES: Schiebout, De Jong, Mueller, Vander Beek, Savery, Bokhoven. NAYS: None. Motion carried.

2. a. Public Hearing Adopting the FY 08-09 Budget. No written or oral comments were received. Councilmember Savery moved to close the public hearing, seconded by Councilmember Mueller. On roll call the vote was: AYES: Savery, Mueller, Vander Beek, Schiebout, Bokhoven, De Jong. NAYS: None. Motion carried.

2. b. Resolution No. 4771 entitled, "A RESOLUTION ADOPTING THE FY 2008/2009 ANNUAL BUDGET." Councilmember Vander Beek moved to approve, seconded by Councilmember De Jong. On roll call the vote was: AYES: Vander Beek, De Jong, Mueller, Savery, Schiebout, Bokhoven. NAYS: None. Motion carried.

3. a. Public Hearing for the issuance of not to exceed \$1,310,000 general obligation refunding bonds, series 2008A. Jon Burmeister from Public Financial Management made a presentation to Council. No written or oral comments were received. Councilmember Mueller moved to close the public hearing, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Mueller, Schiebout, Bokhoven, De Jong, Vander Beek, Savery. NAYS: None. Motion carried.

3. b. Resolution No. 4772 entitled, "RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$1,310,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2008A." Councilmember Schiebout moved to approve, seconded by Councilmember Savery. On roll call the vote was: AYES: Schiebout, Savery, Bokhoven, De Jong, Mueller, Vander Beek. NAYS: None. Motion carried.

3. c. Resolution No. 4773 entitled, "RESOLUTION DIRECTING SALE OF \$1,230,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2008A." Councilmember Savery moved to approve, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Savery, Schiebout, Bokhoven, De Jong, Mueller, Vander Beek. NAYS: None. Motion carried.

4. a. Public Hearing for the issuance of not to exceed \$1,510,000 general obligation urban renewal refunding bonds, series 2008B. Jon Burmeister from Public Financial Management made a presentation to Council. No written or oral comments were received. Councilmember Vander Beek moved to approve, seconded by Councilmember Savery. On roll call the vote was: AYES: Vander Beek, Savery, Schiebout, Bokhoven, De Jong, Mueller. NAYS: None. Motion carried.

4. b. Resolution No. 4774 entitled, "RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$1,510,000 GENERAL OBLIGATION URBAN RENEWAL REFUNDING BONDS, SERIES 2008B." Councilmember De Jong moved to approve, seconded by Councilmember Schiebout. On roll call the vote was: AYES: De Jong, Schiebout, Bokhoven, Mueller, Vander Beek, Savery. NAYS: None. Motion carried.

4. c. Resolution No. 4775 entitled, "RESOLUTION DIRECTING SALE OF \$1,420,000 GENERAL OBLIGATION URBAN RENEWAL REFUNDING BONDS, SERIES 2008B". Councilmember Vander Beek moved to approve, seconded by Councilmember Bokhoven. On roll call the vote was: AYES: Vander Beek, Bokhoven, De Jong, Mueller, Savery, Schiebout. NAYS: None. Motion carried.

E. PETITIONS & COMMUNICATIONS

1. a. Special Event – Klompen Classic 5K Run/Walk 2008 – April 30, 2008 from 4:00 p.m. to 9:30 p.m. Councilmember Vander Beek moved to approve, seconded by Councilmember Savery. On

roll call the vote was: AYES: Vander Beek, Savery, Schiebout, Bokhoven, De Jong, Mueller. NAYS: None. Motion carried.

1. b. Resolution No. 4776 entitled, "RESOLUTION TEMPORARILY CLOSING PUBLIC WAYS OR GROUNDS IN CONNECTION WITH THE SPECIAL EVENT KNOWN AS "KLOMPEN CLASSIC." Councilmember Mueller moved to approve, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Mueller, Vander Beek, Savery, Schiebout, Bokhoven, De Jong. NAYS: None. Motion carried.

2. a. Special Event – Central College Moving Days. Councilmember Bokhoven moved to approve, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Bokhoven, Vander Beek, Savery, Schiebout, De Jong, Mueller. NAYS: None. Motion carried.

2. b. Resolution No. 4777 entitled, "RESOLUTION TEMPORARILY CLOSING PUBLIC WAYS OR GROUNDS IN CONNECTION WITH THE SPECIAL EVENT KNOWN AS "CENTRAL COLLEGE STUDENT MOVING DAYS." Councilmember Savery moved to approve, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Savery, Schiebout, Bokhoven, De Jong, Mueller, Vander Beek. NAYS: None. Motion carried.

F. PLANNING AND ZONING ITEMS

NONE

G. ADMINISTRATION REPORTS

1. Alcohol Enforcement – Kum & Go #48 – Informational item.

H. RESOLUTIONS

1. Resolution No. 4778 entitled, "RESOLUTION APPROVING ADDENDUM #1 TO THE AIRPORT ENGINEERING SERVICES CONTRACT FOR THE TRACTOR AND ASSOCIATED EQUIPMENT." Councilmember Bokhoven moved to approve, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Bokhoven, Vander Beek, Savery, Schiebout, De Jong, Mueller. NAYS: None. Motion carried.

2. Resolution No. 4779 entitled, "RESOLUTION ORDERING SPECIFICATIONS, FORM OF CONTRACT, NOTICE TO BIDDERS, SETTING DATE FOR PUBLIC HEARING, AUTHORIZING THE TAKING OF BIDS AND AUTHORIZING BID OPENING FOR THE AIRPORT TRACTOR AND ASSOCIATED ATTACHMENTS PROJECT." Councilmember Schiebout moved to approve, seconded by Councilmember Savery. On roll call the vote was: AYES: Schiebout, Savery, Bokhoven, De Jong, Mueller, Vander Beek. NAYS: None. Motion carried.

3. Resolution No. 4780 entitled, "RESOLUTION APPROVING THE PELLA AREA DEVELOPMENT CORPORATION (PADCO) BUDGET FOR 2008." Councilmember De Jong moved to approve, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: De Jong, Vander Beek, Savery, Schiebout, Bokhoven, Mueller. NAYS: None. Motion carried.

4. Resolution No. 4781 entitled, "RESOLUTION SELECTING SITE C-2 AS THE REPLACEMENT AIRPORT SITE". Councilmember Savery moved to approve, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Savery, Schiebout, Bokhoven, De Jong, Mueller, Vander Beek. NAYS: None. Motion carried.

I. ORDINANCES

1. 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 moved to place Ordinance No. 774 on its second reading, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Mueller, Schiebout, Bokhoven, De Jong, Vander Beek, Savery. NAYS: None. Motion carried.

2. Ordinance No. 775 entitled, " AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF PELLA, IOWA CHAPTER 63.04, SPECIAL SPEED RESTRICTIONS." Councilmember Mueller introduced Ordinance No. 775 and moved to place on its first reading, seconded by Councilmember

Vander Beek. On roll call the vote was: AYES: Mueller, Vander Beek, Savery, Schiebout, Bokhoven, De Jong. NAYS: None. Motion carried. It was moved by Councilmember Savery, and seconded by Councilmember Mueller that the statutory rule requiring said ordinance to be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be finally passed be suspended. On roll call the vote was: AYES: Savery, Mueller, Vander Beek, Schiebout, Bokhoven, De Jong. NAYS: None. Motion carried. Motion was made by Councilmember Schiebout, and seconded by Councilmember Bokhoven that this ordinance be adopted. On roll call the vote was: AYES: Schiebout, Bokhoven, De Jong, Mueller, Vander Beek, Savery. NAYS: None. Mayor Dobernecker declared the motion carried and the ordinance duly passed and adopted.

K. CLAIMS

1. Abstract of bills No. 1762. Councilmember Schiebout moved to approve and issue warrants, seconded by Councilmember Mueller. On roll call the vote was: AYES: Schiebout, Mueller, Vander Beek, Savery, Bokhoven, De Jong. 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 8:35 p.m. Councilmember Vander Beek 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 De Jong. On roll call the vote was: AYES: Vander Beek, De Jong, Mueller, Savery, Schiebout, Bokhoven. NAYS: None. At 9:00 p.m. Councilmember Vander Beek made a motion to reconvene to regular session, seconded by Councilmember Mueller. On roll call the vote was: AYES: Vander Beek, Mueller, Savery, Schiebout, Bokhoven, De Jong. NAYS: None. No action was taken regarding the closed session.

N. ADJOURNMENT

There being no further business claiming their attention, Councilmember Savery moved to adjourn, seconded by Councilmember Schiebout. On roll call the vote was: AYES: Savery, Schiebout, Bokhoven, De Jong, Mueller, Vander Beek. NAYS: None. Motion carried. Meeting adjourned at 9:01 p.m.