

**CITY OF PELLA, IOWA  
CITY COUNCIL  
PRELIMINARY SUMMARY MINUTES  
April 15, 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: Mark De Jong, Jim Mueller, Dan L. Vander Beek, Rich Savery, Bruce Schiebout, Tony Bokhoven. City Administrator Mike Nardini, City Attorney Bob Stuyvesant, and City Clerk Ronda Brown were present. Seven staff members and twelve 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. Deer Program Discussion
  - b. Brick Sidewalk Report
  - c. Department Committee Support Assignments.
2. Approval of tentative agenda. Item D-2-b was pulled from the agenda. Councilmember Schiebout moved to approve, seconded by Councilmember Mueller. On roll call the vote was: AYES: Schiebout, Mueller, Vander Beek, Savery, Bokhoven, De Jong. NAYS: None. Motion carried.
3. Proclamation Declaring May 8, 2008 as Historic Preservation Day in Pella. Mayor Dobernecker read a proclamation declaring May 8, 2008 as Historic Preservation Day in Pella.
4. Proclamation Declaring the Week of April 13-19, 2008 as National Library Week. Mayor Dobernecker read a proclamation declaring the week of April 13-19, 2008 as National Library Week.
5. 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.
6. 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.

**\*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 De Jong. On roll call the vote was: AYES: Vander Beek, De Jong, Mueller, Savery, Schiebout, Bokhoven. NAYS: None. The following items were approved:

1. Approval of Minutes
  - a. Official Council Minutes for April 1, 2008.
2. Report of Committees
  - a. Policy and Planning Minutes for April 1, 2008.
  - b. Pella Parks Commission Minutes for March 17, 2008.
  - c. Planning & Zoning Minutes for March 3, 2008.
3. Petitions and Communications
  - a. Special Event – Pella Municipal Airport Tulip Time Flight Breakfast May 3, 2008.
  - b. Class C Beer Permit Renewal for Git-N-Go Convenience Stores #38 at 209 Oskaloosa.
  - c. Special Event – Vacation Bible School Carnival May 8, 2008.
  - d. Red Rock Rubbish Commercial Garbage Hauler License Renewal.
4. Administration Reports
  - a. 2008 Site Plan Summary
    - Ewing Land Development
    - Peace Lutheran Church
    - Pella Corporation Building #18
    - Central College W 3<sup>rd</sup> & University
    - Downing Construction
    - Vermeer Corporation Data Center/Office

**D. \*PUBLIC HEARINGS**

1. a. Public Hearing adding provisions defining Municipal parking as a use and permitting Municipal Parking in the CBD Central Business District. No written comments were received. Oral comments were received and addressed. Councilmember Vander Beek moved to close the public hearing, seconded by Councilmember Mueller. On roll call the vote was: AYES: Vander Beek, Mueller, Savery, Schiebout, Bokhoven, De Jong. NAYS: None. Motion carried.
1. b. Ordinance No. 776 entitled, "AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF PELLA BY AMENDING THE ZONING ORDINANCE, 165.11 CLASSIFICATION OF USES AND TABLE 165.12-2 PERMITTED USES BY ZONING

DISTRICTS BY ADDING PROVISIONS DEFINING MUNICIPAL PARKING AS A USE AND PERMITTING MUNICIPAL PARKING IN THE CBD CENTRAL BUSINESS DISTRICT.” Councilmember Vander Beek introduced Ordinance No. 776 and moved to place on its first reading, seconded by Councilmember Savery. On roll call the vote was: AYES: Vander Beek, Savery, Schiebout, Bokhoven, De Jong, Mueller. NAYS: None. Motion carried.

2. a. Public Hearing on the proposed specifications and proposed form of contract and estimate of costs for the Airport Tractor and Associated Attachments Project. No written or oral comments were received. Councilmember Vander Beek moved to close the public hearing, seconded by Councilmember Savery. On roll call the vote was: AYES: Vander Beek, Savery, Schiebout, Bokhoven, De Jong, Mueller. NAYS: None. Motion carried.

2. b. Resolution No. 4799 entitled, “RESOLUTION APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT, RECEIVING BIDS, MAKING AWARD OF PURCHASE CONTRACT AND ISSUING NOTICE TO PROCEED AND REQUESTING PERMISSION FOR THE PUBLIC WORKS DIRECTOR TO SIGN GRANT DOCUMENTS FOR THE AIRPORT TRACTOR AND ASSOCIATED ATTACHMENTS PROJECT.” Pulled from agenda.

#### **E. PETITIONS & COMMUNICATIONS**

1. a. Special Event – Pella Gospel Sing, July 25 & 26. Councilmember Bokhoven moved to approve, seconded by Councilmember Mueller. On roll call the vote was: AYES: Bokhoven, Mueller, Vander Beek, Savery, Schiebout, De Jong. NAYS: None. Motion carried.

1. b. Resolution No. 4796 entitled, “RESOLUTION TEMPORARILY CLOSING PUBLIC WAYS OR GROUNDS IN CONNECTION WITH THE SPECIAL EVENT KNOWN AS “PELLA GOSPEL SING.” Councilmember Bokhoven moved to approve, seconded by Councilmember Savery. On roll call the vote was: AYES: Bokhoven, Savery, Schiebout, De Jong, Mueller, Vander Beek. NAYS: None. Motion carried.

2. Special Event – Earth Day 2008, April 19, 2008. Councilmember Savery moved to approve, seconded by Councilmember Mueller. On roll call the vote was: AYES: Savery, Mueller, Vander Beek, Schiebout, Bokhoven, De Jong. NAYS: None. Motion carried.

3. Outdoor Liquor License request for Monarchs – July 26 and November 15, 2008. Councilmember Savery moved to approve, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Savery, Vander Beek, Schiebout, Bokhoven, De Jong, Mueller. NAYS: None. Motion carried.

4. New Liquor License for The Latin Bistro – 813 Washington Street. 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.

5. a. Special Event – Tulip Festival 2008. 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.

5. b. Resolution No. 4797 entitled, “RESOLUTION TEMPORARILY CLOSING PUBLIC WAYS OR GROUNDS IN CONNECTION WITH THE SPECIAL EVENT KNOWN AS TULIP TIME.” Councilmember Mueller moved to approve, seconded by Schiebout. On roll call the vote was: AYES: Mueller, Schiebout, Bokhoven, De Jong, Vander Beek, Savery. NAYS: None. Motion carried.

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

NONE

#### **G. ADMINISTRATION REPORTS**

NONE

#### **H. RESOLUTIONS**

1. Resolution No. 4798 entitled, “RESOLUTION APPROVING MORATORIUM ON THE ISSUANCE OF SIGN PERMITS FOR ELEVATED MONUMENT SIGNS IN THE CC DISTRICT WHERE SUCH SIGNS WOULD HAVE AN INTERIOR LIT PANEL.” Councilmember Vander Beek moved to approve, seconded by Councilmember Mueller. On roll call the vote was: AYES: Vander Beek, Mueller, Savery, Schiebout, Bokhoven, De Jong. NAYS: None. Motion carried.

#### **I. ORDINANCES**

1. Ordinance No. 777 entitled, “AN ORDINANCE AMENDING ORDINANCE NOS. 612 AND 695, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE AMENDED PELLA BUSINESS CORRIDOR URBAN RENEWAL AREA OF THE CITY OF PELLA, COUNTY OF MARION, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF PELLA, COUNTY OF MARION, PELLA COMMUNITY SCHOOL DISTRICT AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY SAID CITY IN CONNECTION WITH THE AMENDED PELLA BUSINESS CORRIDOR URBAN RENEWAL REDEVELOPMENT PROJECT.” Councilmember Schiebout introduced Ordinance No. 777 and moved to place on its first reading, seconded by Councilmember Savery. On roll call the vote was: AYES: Schiebout, Savery, Bokhoven, De Jong, Mueller, Vander Beek. NAYS: None. Motion carried.

**K. CLAIMS**

1. Abstract of bills No. 1765. Councilmember Vander Beek moved to approve and issue warrants, seconded by Councilmember Mueller. On roll call the vote was: AYES: Vander Beek, Mueller, Savery, Schiebout, Bokhoven, De Jong. NAYS: None. Motion carried.

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

NONE

At 7:27 p.m., Council went to Policy and Planning Meeting.

**M. CLOSED SESSION**

1. At 8:10 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, seconded by Councilmember Mueller. On roll call the vote was: AYES: Schiebout, Mueller, Vander Beek, Savery, Bokhoven, De Jong. NAYS: None. Motion carried. Councilmember Savery moved to reconvene to regular session, seconded by Councilmember Vander Beek. On roll call the vote was: AYES: Savery, Vander Beek, Schiebout, Bokhoven, De Jong, Mueller. NAYS: None. Motion carried. Motion was made by Councilmember Mueller to direct staff and the City Attorney to send a letter to KONE, Inc., 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. At 8:26 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, De Jong, Mueller. NAYS: None. Councilmember Schiebout moved to reconvene to regular session, seconded by Councilmember Mueller. On roll call the vote was: AYES: Schiebout, Mueller, Vander Beek, Savery, Bokhoven, De Jong. NAYS: None. Motion carried. No action was taken.

**N. ADJOURNMENT**

There being no further business claiming their attention, Councilmember Mueller moved to adjourn, seconded by Councilmember Savery. On roll call the vote was: AYES: Mueller, Savery, Schiebout, Bokhoven, De Jong, Vander Beek. NAYS: None. Motion carried. Meeting adjourned at 9:08 p.m.