



CITY OF PELLA

CITY COUNCIL OFFICIAL MINUTES

June 6, 2023

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 (614 Main Street) at 6:00 p.m., Mayor Don DeWaard presiding. Council members present were: Mark De Jong, Liz Sporrer, Lynn Branderhorst, Calvin Bandstra, Dr. Spencer Carlstone, Dave Hopkins. Absent: None.

City Administrator Mike Nardini, City Attorney Kristine Stone, and City Clerk Mandy Smith were present. Twelve staff members and thirteen members of the general public attended in person. Eight members of the general public attended via conference call.

B. MAYOR'S COMMENTS

1. Approval of Tentative Agenda.

Bandstra moved to approve, seconded by De Jong.

On roll call the vote was: AYES: 6, NAYS: None. Motion carried.

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

Two comments were received.

D. APPROVAL OF CONSENT AGENDA

Branderhorst moved to approve the consent agenda, seconded by Hopkins.

On roll call the vote was: AYES: 6, NAYS: None. Motion carried.

The following items were approved:

1. Approval of Minutes
 - a. Official Council Minutes for May 16, 2023
2. Report of Committees
 - a. Policy and Planning Minutes for May 16, 2023

PRESENT: Mayor Don DeWaard, Mark De Jong, Calvin Bandstra, Dr. Spencer Carlstone, Dave Hopkins

ABSENT: Liz Sporrer, Lynn Branderhorst

OTHERS: City staff and visitors

The Policy and Planning meeting began at 6:21 p.m. The only agenda item was a review of stormwater issues as they relate to isolated street flooding and basement back-ups. The city's current requirements regarding secondary stormwater sewers have been in place since 2007. Prior to 2007, developments may have had less stringent requirements which were legal at the time they were developed.

When areas develop over time, there can be little to no storm sewer infrastructure to handle large rain events. Without the appropriate infrastructure, homeowners with the proper plumbing recycle stormwater into their yard or street. During an Inflow and Infiltration (I&I) evaluation in the 1970s, it was believed that over 60% of homes in Pella had some type of illegal connection to the sanitary sewer. In these areas, public sewers surcharge immediately during heavy rain.

To assist with I&I issues, the city increased sanitary sewer capacity by adding pumping stations, force mains, and large detention areas; this allowed the city to increase the amount of stormwater transported to the wastewater treatment plant. Adding additional sanitary sewer capacity is not a preferred long-term solution for the Iowa Department of Natural Resources or the Environmental Protection Agency; these entities prefer removing I&I entirely.

Public Works Director Denny Buyert showed two different backflow preventers, stating that they have been recommended to be placed in homes with backflow issues. Council member Bandstra asked if any communities require backflow preventers for new construction; Buyert responded that he is not aware of any communities who require backflow preventers in new construction homes at this time.

During the meeting, Council discussed the stormwater infrastructure in the geographic area that extends from University Street to Oskaloosa Street and from 8th Street to 15th Street. This area was developed with no internal storm sewer and very little storm sewer infrastructure at University Street. The ground water table is very high in this area, contributing to the problem. A large percentage of these homes may have their footing drains/sump pumps connected illegally to the sanitary sewer. As a result, during heavy rains the weakest private systems fail causing basement flooding or backups. In some cases, properties are flooding with their own water due to our public sanitary sewer being overwhelmed and surcharged. Some of these homes also have backflow valves or gates that help. Staff presented a potential solution involving construction of a new storm sewer system in the entire neighborhood, including secondary storm sewer and individual storm services to each property. This approach would provide a legal place to pump stormwater, removing it from the sanitary sewer system. The estimated cost of this project is at least \$3.0 million. This estimate does not include private costs to replumb homes and connect to the provided sump pump drain line services, this is estimated to cost individual homeowners anywhere from \$3,000 to \$15,000.

Council also discussed the Main/Independence intersection where water congregates during heavy rain events. Staff presented a potential solution involving construction of a larger storm sewer pipe north on Main Street to Franklin Street and east on Independence Street to the junior high ball fields where a stormwater detention facility could be constructed. The estimated cost of this project is approximately \$3.5 million to \$4.5 million; however, this is a rough estimate as the age of the infrastructure in this area makes estimating costs difficult. Finally, Council discussed potentially forming a stormwater utility to assist with funding infrastructure improvements. During the meeting, Council discussed the following points related to this item:

- Significant costs are associated with large scale projects involving updating or installing stormwater infrastructure. These costs would likely be funded by general obligation debt.
- Absent another identified funding source, the annual debt service for general obligation debt would be paid through property taxes.

- Not all entities which contribute to stormwater issues pay property taxes. For instance, schools, hospitals, and non-profit entities generally do not pay property taxes. If a stormwater utility was established, these entities could be charged fees to support stormwater improvements.
- Stormwater infrastructure and operations are currently funded through road use taxes and wastewater fees; these sources do not have the capacity to fund large scale stormwater improvements.
- A stormwater utility would be formed through a Council approved ordinance. Fees would likely be based on the amount of impervious area individual properties contain.

Council member De Jong stated he would like to see the city form a stormwater utility. Bandstra asked if neighboring communities have stormwater utilities. Buyert responded that he would need to check into this. De Jong stated that he thought Oskaloosa had a stormwater utility.

At the end of the discussion, Council directed staff to explore the possibility of forming a stormwater utility. Staff recommended that Council discusses developing stormwater objectives and a five-year capital improvement program before starting the process to form a new utility.

The meeting adjourned at 7:15 p.m.

Respectfully submitted:

Mandy Smith

City Clerk

b. Community Services Board Minutes for February 17, 2023

Present: Stephen Fyfe, Nathan Guess, Mike Lyons, Amanda Schwerdtfeger, Kayla Stehlik, Arvin Van Zante, Glenn Steimling,

Staff: Jeanette Vaughan, Chandler Nunnikhoven, Brenda Ross, Alex Meyers

12:02pm Community Services Director Jeanette Vaughan called the meeting to order.

Minutes - Motion by Van Zante, seconded by Fyfe to approve the Community Services Board Meeting minutes of January 20, 2023. Motion carried 7-0.

Discussion Items

Lease Agreements – Vaughan outlined the submitted 2023 Little League user agreement. No changes to the agreement were made over last year.

Motion by Guess, second by Stehlik to approve Little Lease. Motion carried 7-0

Department Updates:

Aquatics/Alex Meyers

- Rec swim team ended February 14th.
- Bearing for HVC unit is fixed.
- A valve is leaking in the basement.
- The indoor pool remains very busy with swimming lessons, open swim, lap swim, aerobics and multiple birthday parties. Attendance for the month of January was just under 3,000.
- Alex & JJ will attend Ellis Training in March.
- Planning for the upcoming summer season, which includes hiring.

Parks/Chandler Nunnikhoven

- Busy with snow removal efforts over the last week.
- Staff is helping with the repairs/painting at the Bos Landen Club House and painting of the 2nd floor hallway at the Community Center.
- Next week staff is scheduled to attend pesticide application training to earn the necessary CEUs to continue to hold applicator licenses. However, forecasted snow may cause the training to be taken later.
- Staff are also attending Certified Pool Operator (CPO) training this month.
- A fulltime staff member resigned.
- Tulips are starting to come up on the southside of the Community Center.

Golf & Athletic Fields/Kevin Vos

- Equipment and building maintenance/repair underway. Great teamwork with Parks employees helping.
- Attending Turfgrass education conference.
- Bos Landen GC start up, planning events, hiring Matt Jennings as Clubhouse pro.
- Bos Landen hole 2 pond bank stabilization/erosion control installed.
- Applied for liquor license.
- Golf rates will be approved by City Council on February 21st. Hope to start selling passes the next day.
- Golf conference center project has begun. Demolition in kitchen has started and elevator work will begin next.

Art & Rec/Brenda Ross

- Art classes are going great.
- 3/4 of the hallway on the 2nd floor is painted.
- Ordering supplies for Bos that Kevin needs.

Open Discussion:

Vaughan provided an update on the budget session. Vaughan also reported that we hoped to be able to advertise soon for seasonal workers. Rate review is still underway. Guess asked how old workers needed to be. Vaughan responded 15 years old at the pool for lifeguarding or concessions/admissions, preferably 18 or older for parks or golf seasonal workers so that they could drive vehicles and operate equipment.

Van Zante asked for more information about the Continuing Education Classes that staff is taking. Vaughan responded that parks and golf workers hold pesticide applications and Meyers holds a food service certification. Meyers also added that she and the assistant pool manager hold Ellis Certifications so they can teach lifeguarding classes and also the CPO license is needed for pool operations. Four staff members carry the CPO certification.

Vaughan reported that the Ad Hoc Community Center Committee chose an architectural firm for the project and that the next step is for City Administration to negotiate that contract. Guess asked if there was a scope identified for the community center project. Vaughan said that the scope would be determined after the future use study portion of the project was completed. The current funds pledged by the city would only address items such as boilers, plumbing and electrical. Scope would also be dependent on if additional funds are received via donations.

Van Zante informed the board of the upcoming Union Street Player production and encouraged members to attend.

Adjournment: Motion by Schwerdtfeger, seconded by Guess to adjourn the Community Services Board Meeting. Motion carried 7-0.

The next meeting is scheduled for Friday, April 21, 2023, at noon in room 204, in the Community Center.

Meeting adjourned at 12:25 pm.

Respectfully submitted:

Brenda Ross

c. **Airport Committee Minutes for April 28, 2023**

Members Present: Matt Hutchinson, Rick Gritters, Jeff Bollard, Joel Weiler, Eric Recker, Trevor Nikkel. Members Absent: None.

Others Present: None.

Approval of Minutes: March 24, 2023 minutes reviewed. Motion to approve Recker, Support Weiler. Passed unanimously.

Waiting final approval for recommended committee member Ann Frost to fill out the committee.

Comments that old ramp is deteriorating and needs some attention. A temporary fix was done, but a better temporary fix is needed.

Airport managers' report to the committee: Tulip Time: Preparations are in place – special events permit obtained, table and chairs rented, and Methodist church is ready. Help needed from the committee for setup and tear down if available.

Adjourn: Motion by Nikkel, Support Gritters. Passed unanimously.

Next regular meeting will take place on May 26th, 2023 7am

3. **Petitions and Communications**

a. **Renewal of Cigarette/Tobacco/Nicotine/Vapor Permits for Dollar General #23989 and Git-N-Go #38**

BACKGROUND: Permits are required for the retail sale of all tobacco products. All current permits expire June 30, 2023 and renewals will be valid until June 30, 2024. The following businesses have applied for renewal of their cigarette/tobacco/nicotine/vapor permits:

Dollar General #23989	710 Liberty Street
Git-N-Go Convenience Store #38	209 E Oskaloosa Street

Staff recommends approval as all applications and fees are in order.

ATTACHMENTS: None

REPORT PREPARED BY: City Clerk

REVIEWED BY: City Administrator

RECOMMENDATION: Approve renewal of cigarette/tobacco/nicotine/vapor permits

b. **Special Event Permit Request for Finding Treasure in Big Rock Park**

BACKGROUND: The Friends of Big Rock Park have requested a special event permit to hide four to five hand-blown glass orbs, which are approximately the size of a baseball or softball, in Big Rock Park. The purpose of this event is to draw citizens and visitors into Big Rock Park to hunt for the orbs and to encourage visitors to discover the natural beauty of the park in the process. If approved, the promoter would begin placing the orbs on June 7, 2023 and continue this program through October 31, 2023. The promoter has informed staff that the orbs will be placed near the already created trails in Big Rock Park.

Summary: All pertinent city departments have reviewed this application and comments are attached. The fee and certificate of insurance have been received. Staff is recommending approval of this special event permit.

ATTACHMENTS: Application, Department Comments

REPORT PREPARED BY: City Clerk

REVIEWED BY: City Administrator

RECOMMENDATION: Approve special event permit

c. **Temporary Outdoor Service Privileges on a Class C Liquor License for Dutch 200 Bowl & Grill**

BACKGROUND: Dutch 200 Bowl & Grill, at 204 SE 9th Street, has applied for three temporary outdoor service privileges on their class C liquor license to host outdoor movie nights on the following dates in 2023: Saturday, June 17; Saturday, July 15; Saturday, August 5.

These requests are consistent with bike night events held at this same location in 2021 and 2022.

Outdoor Service Area: The State of Iowa Alcoholic Beverages Division (ABD) requires that an outdoor service area must be a designated area adjacent to the licensed premises. The applicant is proposing the outdoor service area would extend from their building, encompassing their entire parking lot, as outlined on the attached map. This area would be enclosed with a temporary rope fence, which meets the Iowa ABD requirements. The outdoor service area is located completely on private property.

In summary, the applications for a temporary outdoor service privilege on this liquor license have been completed online with the state and are pending dram shop certification. Staff is recommending approval of the temporary outdoor service privilege requests pending receipt of dram shop certification.

ATTACHMENTS: Written Request with Map

REPORT PREPARED BY: City Clerk

REVIEWED BY: City Administrator, Police Chief

RECOMMENDATION: Conditional approval pending dram shop certification

d. **Special Event Permit Request for Ridiculous Days**

i. **Resolution No. 6589 entitled, "RESOLUTION TEMPORARILY CLOSING PUBLIC WAYS OR GROUNDS IN CONNECTION WITH A SPECIAL EVENT KNOWN AS RIDICULOUS DAYS"**

BACKGROUND: The Downtown Pella District is requesting a special event permit for Ridiculous Days 2023 scheduled to occur on Friday, July 28, and Saturday, July 29. On Friday, July 28, the event is requested to occur between 10:00 a.m. and 5:00 p.m. On these dates, the promoter is requesting to display merchandise on tables and racks placed in front of businesses and on the sidewalk near the curbs, leaving the middle of the sidewalk open for foot traffic. No road closures are involved with this portion of the event.

On Saturday, July 29, the event is requested to occur from 7:00 a.m. to 5:00 p.m. On this date, the promoter is requesting closure of Franklin Street, from Broadway to Main and from Main to E. 1st, as outlined on the attached map. These closures are being requested for the purpose of allowing extra room for placement of tables and racks of merchandise in the parking areas of these streets. These road closures are consistent with Ridiculous Days special event permits in past years. Furthermore, the promoter is requesting to have a few food trucks located within these street closures.

All pertinent city departments have reviewed this application and comments are attached. The certificate of insurance has been received. As of Council packet publication, the special event permit fee was still pending; therefore, staff recommends conditional approval of this special event permit and resolution contingent upon receipt of the applicable fee.

ATTACHMENTS: Resolution, Application/Map, Department Comments

REPORT PREPARED BY: City Clerk

REVIEWED BY: City Administrator

RECOMMENDATION: Conditional approval contingent upon receipt of special event permit fee

E. PUBLIC HEARINGS

1a. Public Hearing regarding Idaho Drive Electric Distribution Conversion Project Bids.

No written or oral comments were received.

De Jong moved to close the public hearing, seconded by Hopkins.

On roll call the vote was: AYES: 6, NAYS: None. Motion carried.

BACKGROUND: These resolutions adopt the plans, specifications, form of contract, estimate of costs, and awards the contract for the Idaho Drive Underground Conversion project. As background, the overhead 12.47 kV distribution line running along Idaho Drive from the water treatment plant to the clear wells downstream of the Howell Station Campground was rebuilt in the early 1990s. This infrastructure will reach the end of its useful life in the latter half of this decade. The scope of this project encompasses the installation of conduit from the water treatment plant to just beyond the Bos Landen subdivision.

This project consists of installation of underground conduit and owner furnished box pads and pull boxes for the electrical distribution system. The city’s distribution crew workers will follow up with the installation of 12.47 kV electrical cable, splices, and transformers after the contractor’s portion of the project is complete. Bids for these materials will be let at a later date.

The bid opening for the project was held on May 17, 2023. The following bids were received:

Bidder	Total
Murphy Tower Service	\$635,848.96
Michels Power	\$855,052.47

After reviewing the bid proposals and checking references, DGR, the project engineer, recommends awarding the contract to the lowest responsive, responsible bidder, Murphy Tower Service, in the amount of \$635,848.96. The engineer’s opinion of probable costs for this project was between \$680,000 and \$720,000.

If approved, below is an overview of the timeline for this project:

June 20, 2023	City Council approval of contract and performance bond
June 30, 2024	Substantial completion

In summary, staff is recommending approval of the following items on the agenda:

- Resolution No. 6590 adopting the plans, specifications, form of contract, and estimate of costs for this project
- Resolution No. 6591 awarding the contract for this project to Murphy Tower Service in the total amount of \$635,848.96

ATTACHMENTS: Resolution No. 6590, Report of Opening of Bids, Resolution No. 6591, Engineer’s Letter of Recommendation
 REPORT PREPARED BY: Electric Department
 REPORT REVIEWED BY: City Administrator, City Clerk
 RECOMMENDED ACTION: Approve resolutions

1b. Resolution No. 6590 entitled, “RESOLUTION ADOPTING PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATE OF COST FOR THE IDAHO DRIVE ELECTRIC DISTRIBUTION CONVERSION.”

Branderhorst moved to approve, seconded by Carlstone.

On roll call the vote was: AYES: 6, NAYS: None. Motion carried.

1c. Resolution No. 6591 entitled, “RESOLUTION MAKING AWARD OF CONSTRUCTION CONTRACT FOR THE IDAHO DRIVE ELECTRIC DISTRIBUTION CONVERSION.”

Following consideration of construction bids, Hopkins moved to approve, seconded by De Jong.

On roll call the vote was: AYES: 6, NAYS: None. Motion carried.

F. PETITIONS & COMMUNICATIONS

1a. Special Event Permit Request for Pella All Original Music Showcase.

De Jong moved to approve, seconded by Sporrer.

On roll call the vote was: AYES: 6, NAYS: None. Motion carried.

BACKGROUND: Chris Hopkins has applied for a special event permit to host the Pella All Original Music Showcase on Saturday, September 16, 2023, from noon to 10:00 p.m. Set-up is requested to begin at 8:00 a.m. with take down complete by 11:30 p.m.

As background, the proposed event is a free live music concert featuring Iowa music artists performing original music on the back of the Tulip Toren. The promoter’s goal is to feature and promote local songwriters and performers. Included as a memo attachment are the event guidelines created by the promoter that all performers will be required to adhere to.

Included with this request is a resolution closing six parking spaces on the north side of Franklin Street, just south of the Tulip Toren, to allow a dedicated loading/unloading zone for the participating bands.

All pertinent city departments have reviewed this application and comments are attached. The special event permit fee has been received. At the time of Council packet publication, the certificate of insurance was still pending; therefore, staff recommends conditional approval of this special event permit and resolution contingent upon receipt of the applicable certificate of insurance.

ATTACHMENTS: Resolution, Application, Map, Department Comments
 REPORT PREPARED BY: City Clerk
 REVIEWED BY: City Administrator
 RECOMMENDATION: Conditional approval contingent upon receipt of certificate of insurance

1b. Resolution No. 6592 entitled, “RESOLUTION TEMPORARILY CLOSING PUBLIC WAYS OR GROUNDS IN CONNECTION WITH A SPECIAL EVENT KNOWN AS PELLA ALL ORIGINAL MUSIC SHOWCASE.”

Branderhorst moved to approve, seconded by Sporrer.

On roll call the vote was: AYES: 6, NAYS: None. Motion carried.

G. RESOLUTIONS

- 1. Resolution No. 6593 entitled, "RESOLUTION APPROVING CHANGE ORDER NO. 1 (FINAL QUANTITY ADJUSTMENT AND MISCELLANEOUS ITEMS) AND ACCEPTING THE PUBLIC IMPROVEMENTS FOR THE 250th AVENUE RECONSTRUCTION PROJECT."

Hopkins moved to approve, seconded by Carlstone.

On roll call the vote was: AYES: 6, NAYS: None. Motion carried.

BACKGROUND: This resolution approves change order no. 1 (final quantity adjustment and miscellaneous items) and accepts the public improvements for the 250th Avenue Reconstruction project. As background, Council approved a contract for this project with Blommers Construction on March 15, 2022. Vermeer Corporation paved 250th Avenue in the early 1980s with their own crews. Some of the pavement was only 4" thick and hadn't stood up well under heavy truck traffic. The new pavement involved as part of this reconstruction project included a rural section 24' wide 8" thick concrete with load transfer baskets, improved 4' gravel shoulders, and increased radiuses at the intersection. Change Order No. 1: If approved, change order no. 1 increases the contract by \$1,682.85 which includes the following:

Final quantity adjustments	\$(7,779.15)
Additional work items due to cold weather	\$9,462.00

Contract Summary: If approved, below is an updated contract summary:

Original contract	\$384,880.50
Change order no. 1	<u>1,682.85</u>
Final contract amount	<u>\$386,563.35</u>

Acceptance of Project: The project engineer, Garden & Associates, is recommending acceptance of the project and believes the project was completed in accordance with the approved plans and specifications. Staff is in agreement with the engineer's opinion; therefore, staff is recommending approval of this resolution approving change order no. 1 and accepting the public improvements constructed by Blommers Construction. If approved, the retainage amount of \$19,328.17 will be held for 30 days.

ATTACHMENTS: Resolution, Engineer's Acceptance Letter, Change Order No. 1
REPORT PREPARED BY: Public Works Department
REPORT REVIEWED BY: City Administrator, City Clerk
RECOMMENDED ACTION: Approve resolution

- 2. Resolution No. 6594 entitled, "RESOLUTION APPROVING THE PARTNERSHIP AGREEMENT WITH PELLA HISTORICAL SOCIETY FOR THE DOWNTOWN SPEAKER SYSTEM."

De Jong moved to approve, seconded by Carlstone.

On roll call the vote was: AYES: 6, NAYS: None. Motion carried.

BACKGROUND: This resolution approves an agreement with Pella Historical Society (PHS) for the downtown speaker system, as discussed with Council on March 7, 2023. As background, PHS requested to replace the Central Business District (CBD) outdoor speaker system as the major components including switch boards and cabling were obsolete and caused many issues during set up for the annual Tulip Time Festival. In the fall of 2022, the city engaged the services of AVI to design a system that fully meets the needs of the annual festival as well as other community uses. PHS and city staff were fully engaged in the design process. The estimated final design and cost of the system was \$269,305 which includes the main system, equipment, support, shipping fees, and labor for pulling the new cable through existing conduit.

City Administration recommended inclusion of this project funding request, in the amount of \$154,652, during the 2024 budget work sessions. In order for the new system to be installed for the 2023 Tulip Time Festival, PHS proceeded to engage the services of a qualified vendor, at their own risk and cost, to fully replace the sound system. PHS is now requesting reimbursement from the city in the amount of \$154,652.

Responsibilities of the Parties

If approved, the City of Pella would be responsible for the following items:

- 1. Contribute up to \$154,652 towards the project no sooner than July 1, 2023.
- 2. Responsible for the operation and ongoing maintenance of the project excluding any equipment or additional set up exclusive to Tulip Time use as detailed in the agreement.
- 3. Create a sound system usage policy and fees to be applied to any entity wishing to utilize the system. PHS shall be exempt from paying fees to use the system; however, PHS shall be required to reserve the system with the City when they plan to use it.

If approved, PHS would be responsible for the following items:

- 1. Fund all costs of the project in excess of the City's contribution of \$154,652.
- 2. The cost of repairs, maintenance, or replacement of equipment used exclusively for Tulip Time related events as detailed in the agreement.
- 3. The costs associated with service calls during the annual set up or use of the system as it relates to Tulip Time events.

Summary: Staff recommends approval of the partnership agreement with Pella Historical Society for the downtown speaker system. Finally, it is important to note that the City Attorney has reviewed the attached agreement.

ATTACHMENTS: Resolution, Partnership Agreement
REPORT PREPARED BY: Community Services Director
REVIEWED BY: City Administrator, City Clerk
RECOMMENDATION: Approve resolution

H. CLAIMS

- 1. Abstract of Bills No. 2128.

De Jong moved to approve, seconded by Branderhorst.

On roll call the vote was: AYES: 6, NAYS: None. Motion carried.

I. OTHER BUSINESS/PUBLIC FORUM (any additional comments from the public)

One comment was received.

I. CLOSED SESSION

1. At 6:18 p.m., Branderhorst 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 De Jong.
On roll call the vote was: AYES: 6, NAYS: None. Motion carried.

Council reconvened to open session at 6:58 p.m.

No action was taken regarding this closed session.

2. At 6:59 p.m., Hopkins 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 Sporrer.
On roll call the vote was: AYES: 6, NAYS: None. Motion carried.

Council reconvened to open session at 7:14 p.m.

No action was taken regarding this closed session.

Council adjourned for a brief recess from 7:15 p.m. to 7:17 p.m.

K. POLICY AND PLANNING

From 7:18 p.m. to 7:31 p.m., Council adjourned to the Policy and Planning meeting to hold a discussion regarding the following items, with no formal Council action taken:

1. Health Plan Premiums for Fiscal Year 23-24
2. Dental Plan Premiums for Fiscal Year 23-24
3. Peddler Permit Discussion

L. ADJOURNMENT

There being no further business claiming their attention, Bandstra moved to adjourn, seconded by Hopkins.
On roll call the vote was: AYES: 6, NAYS: None. Motion carried.

Meeting adjourned at 7:32 p.m.