

**SUMMARY OF MINUTES OF THE
REGULAR MEETING OF THE AMES CITY COUNCIL**

AMES, IOWA

JUNE 25, 2024

The Regular Meeting of the Ames City Council was called to order by Mayor John Haila at 6:03 p.m. on the 25th day of June, 2024, in the City Council Chambers in City Hall, 515 Clark Avenue, pursuant to law. Present were Council Members Bronwyn Beatty-Hansen, Gloria Betcher, Amber Corrieri, Tim Gartin, Rachel Junck, and Anita Rollins. *Ex officio* Emily Boland joined the meeting electronically.

CONSENT AGENDA: Moved by Betcher, seconded by Junck, to approve the consent agenda.

1. Motion approving payment of claims
2. Motion approving Summary of Minutes of the Joint Meeting of the Ames Human Relations Commission and Ames City Council on June 11, 2024, and Special Meeting on June 18, 2024
3. Motion approving Report of Change Orders for period June 1-15, 2024
4. Motion approving ownership updates for Class E Retail Alcohol License - Kum and Go #200, 4510 Mortensen Road
5. Motion approving ownership updates for Class E Retail Alcohol License - Kum and Go #216, 203 Welch Avenue
6. Motion approving ownership updates for Class E Retail Alcohol License - Kum and Go #0217, 3111 South Duff Avenue
7. Motion approving ownership updates for Class E Retail Alcohol License - Kum and Go #227, 2108 Isaac Newton Drive
8. Motion approving ownership updates for Class E Retail Alcohol License - Kum and Go #1113, 2801 East 13th Street
9. Motion approving ownership updates for Class E Retail Alcohol License - Kum and Go #1215, 4506 Lincoln Way
10. Motion approving new Special Class C Retail Alcohol License - Apres Bar Co., 520 6th Street, City Auditorium, Pending Dramshop Review
11. Motion approving new 5 Day (July 10 - July 15, 2024) for Special Class C Retail Alcohol License with Outdoor Service - Thirsty Pigs, LLC, Chamberlain Street for Campustown After Sundown
12. Motion approving the renewal of the following Beer Permits, Wine Permits, and Liquor Licenses:
 - a. Red Lobster #0747, 1100 Buckeye Avenue, Class C Retail Alcohol License, Pending Dramshop Review
 - b. La Casa Maya, 631 Lincoln Way, Class C Retail Alcohol License with Outdoor Service, Pending Dramshop Review
 - c. Welch Ave Station, 207 Welch Avenue, Class C Retail Alcohol License
 - d. Kwik Star #1158, 1910 Isaac Newton Dr., Class E Retail Alcohol License
 - e. Riconcito Hispano Tienda y Taqueria, 823 Wheeler Street Suite #1, Class C Retail Alcohol License
13. Motion approving Requests from Ames Main Street for Campustown After Sundown on

July 11, 2024:

- a. Motion approving Blanket Temporary Obstruction Permit
 - b. Motion approving Blanket Vendor Permit
 - c. RESOLUTION NO. 24-339 approving Road Closures of Chamberlain Street from Stanton Avenue to Campustown Lot Z
 - d. RESOLUTION NO. 24-343 approving Road Closure of Stanton Avenue from Chamberlain Street to Legacy Tower Parking Garage
 - e. RESOLUTION NO. 24-344 approving waiver of fees for Blanket Vendor Permit (Loss of \$50 to the City Clerk's Office)
 - f. RESOLUTION NO. 24-345 approving waiver of parking meter fees and enforcement (\$12.00 Loss to the Parking Fund)
14. Motion approving requests from Ames Main Street for Campustown Farmer's Market on August 13, 2024:
- a. Motion approving Blanket Temporary Obstruction Permit
 - b. Motion approving Blanket Vendor Permit
 - c. RESOLUTION NO. 24-346 approving Road Closures of Chamberlain Street from Stanton Avenue to Campustown Lot Z
 - d. RESOLUTION NO. 24-347 approving Road Closure of Stanton Avenue from Chamberlain Street to Legacy Tower Parking Garage
 - e. RESOLUTION NO. 24-348 approving waiver of fees for Blanket Vendor Permit (Loss of \$50 to the City Clerk's Office)
 - f. RESOLUTION NO. 24-349 approving waiver of parking meter fees and enforcement (\$12.00 Loss to the Parking Fund)
15. Motion approving requests from Ames Main Street for Farm to Table on Sunday, August 4, 2024:
- a. Motion approving Blanket Temporary Obstruction Permit
 - b. Motion approving use of City-owned electricity
 - c. Motion approving Temporary Outdoor Service August 8, 2024, for Class C Retail Alcohol License with Outdoor Service - Noir, 229 Main Street, Pending Dramshop Review
 - d. RESOLUTION NO. 24-350 approving Street Closure of Kellogg Avenue from Main Street to 5th Street
 - e. Motion approving/denying request to utilize roping in place of fencing for alcohol area
16. Motion approving requests from Octagon Arts Center for Octagon Art Festival on September 22, 2024:
- a. RESOLUTION NO. 24-351 approving closure of the following streets, from 5:00 a.m. to 6:00 p.m.:
 - i. Main Street, east of Clark (not blocking Wells Fargo Driveway) to just west of Duff Avenue (allowing traffic to access parking lot behind businesses
 - ii. Douglas Avenue, 5th Street to Main Street
 - iii. Kellogg Avenue, south of the alley to Main Street
 - iv. Burnett Avenue, south of the alley to Main Street
 - b. RESOLUTION NO. 24-352 approving waiver of costs for electricity during the event (estimated at \$10)

- c. Motion approving of a Blanket Temporary Obstruction Permit for the Central Business District
 - d. Motion approving of a Blanket Vending License for the duration of the event
 - e. RESOLUTION NO. 24-353 approving waiver of fee for Blanket Vending License (\$50)
17. Motion approving salaries of Council Appointees for FY 2024/25
 18. RESOLUTION NO. 24-354 adopting Annual Fee Schedule for FY2024/25
 19. RESOLUTION NO. 24-355 approving and adopting Supplement No. 2024-3 to the Municipal Code
 20. RESOLUTION NO. 24-356 approving Pay Plan for FY 2024/25
 21. RESOLUTION NO. 24-357 approving renewal agreement for Safety Services with IAMU in an amount not to exceed \$142,750 for July 1, 2024, through June 30, 2025
 22. RESOLUTION NO. 24-358 accepting renewal quote of the City's membership in the Iowa Communities Assurance Pool (ICAP) in an amount not to exceed \$801,832
 23. RESOLUTION NO. 24-359 accepting second year guaranteed premium quote from Midwest Employers Casualty Company for 2024/25 Excess Worker's Compensation Insurance Renewal
 24. RESOLUTION NO. 24-360 approving Liability Brokerage Agreement with Knapp Tedesco in the amount of \$28,000 for the period of July 1, 2024, through June 30, 2025
 25. RESOLUTION NO. 24-361 approving contract renewal with EMC Risk Services, LLC, Des Moines, Iowa to provide third party administration of the City's Worker's Compensation and Municipal Fire and Police "411 System" claims for August 1, 2024, through July 31, 2025
 26. RESOLUTION NO. 24-362 approving Property Brokerage Agreement with Willis Towers Watson in the amount of \$55,000 for July 1, 2024 through June 30, 2025
 27. RESOLUTION NO. 24-363 approving renewal of Property Insurance Coverage for FY 2024/25 at a combined quoted premium of \$994,308
 28. RESOLUTION NO. 24-364 awarding one-year renewal of contract with Gallagher Benefit Services, Inc., West Des Moines, Iowa for Health Benefits Brokerage, Consulting and Actuarial Valuation Services beginning July 1, 2024
 29. RESOLUTION NO. 24-365 approving Professional Service Agreement with WHKS of Ames, Iowa for Ames Plan 2040 Sanitary Sewer Utility Infrastructure - (Sewer Extension at 265th Street and 550th Avenue) in the amount not to exceed \$273,300
 30. RESOLUTION NO. 24-366 approving Professional Services Agreement with Farris Engineering of Omaha, Nebraska, for Ames Well Field Generator Mitigation Project in an amount not to exceed \$107,200
 31. RESOLUTION NO. 24-367 for the award of contract for FY 2024/25 Fuel Purchases for CyRide
 32. RESOLUTION NO. 24-368 awarding contract renewal to Stratus Building Solutions, of West Des Moines, IA for Custodial Services at City Hall in the amount not to exceed \$84,962.00
 33. RESOLUTION NO. 24-369 approving preliminary plans and specifications for 2024/25 Shared Use Path Maintenance program, setting July 17, 2024 as bid due date and July 23, 2024 as date of Public Hearing
 34. RESOLUTION NO. 24-370 approving Change Order No. 2 to Con-Struct, Inc, Ames, IA for Fitch Family Indoor Aquatic Center Bid Package 33-1 Demolition and Earthwork in

the amount of \$45,419

35. RESOLUTION NO. 24-371 approving Change Order No. 2 to Primoris Electric, Inc., Inver Grove Heights, MN, for Relocation of 161kV Transmission Line from Ames Plant to NE Ankeny due to a reduction in scope of work from IDOT in the amount of (\$192,618.40)
36. RESOLUTION NO. 24-372 accepting 2022/23 Storm Water Erosion Control (Clear Creek Bank Stabilization - Utah Drive) project as completed by Iowa Earth Works of Huxley, Iowa in the amount of \$61,147.72
37. RESOLUTION NO. 24-373 accepting completion of Stormwater Management (Chapter 5B) at Neighbors Heating & Cooling, 2700 Graham, and releasing four-year maintenance security in full
38. RESOLUTION NO. 24-374 accepting completion of landscaping requirements at Tesla Supercharger Station, 1910 Isaac Newton Drive, and releasing security in full
39. RESOLUTION NO. 24-375 accepting completion of public improvements at Ansley Subdivision 1st Addition and reducing financial security to \$220,263.75
40. RESOLUTION NO. 24-376 accepting Refuse-Derived Fuel (RDF) Storage Bin Repair project as completed by Neumann Brothers Inc, of Des Moines, Iowa, in the amount of \$1,608,028.59

Roll Call Vote: 6-0. Motions/Resolutions declared carried/adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

PUBLIC FORUM: The Public Forum was opened by Mayor Haila.

Sue Ravenscroft, Ames, discussed concerns with the CYTown development and advocated for improvements to the Iowa State Center.

Lauris Olson, Home Allies, Inc., Ames, shared her efforts to help the homeless population in Ames, thanking the City Council for allocating funding to those projects. She also encouraged the City Council to allocate funding through ASSET to assist displaced tenants.

Orville Berbano, Mission Ridge Homeowners Association, Ames, presented traffic concerns on Mortensen Road, requesting City Council action on implementing a proactive solution.

The Public Forum was closed by Mayor Haila when no one else came forward to speak.

FY 2025/26 ASSET PRIORITIES: Assistant City Manager Pa Vang Goldbeck presented the Council Action Form (CAF).

Moved by Betcher, seconded by Corrieri, to adopt RESOLUTION NO. 24-377 approving FY 2025/26 ASSET Priorities.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

FY 2024/25 ASSET CONTRACT WITH THE SALVATION ARMY: Assistant City Manager Vang Goldbeck reviewed the request to amend the contract.

Mayor Haila opened the Public Input.

Kathy Pinkerton, The Salvation Army, detailed the emergency shelter services provided by the local Ames office of The Salvation Army, emphasizing the significant increase in the community's need for these services.

Mayor Haila closed the Public Input when no one else came forward to speak.

Moved by Beatty-Hansen, seconded by Gartin, to adopt RESOLUTION NO. 24-378 approving amendment to FY 2024/25 ASSET Contract with The Salvation Army to add \$100,000 for temporary emergency shelter services.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

ASSET TENANT RELOCATION SERVICES: Assistant City Manager Vang Goldbeck elaborated on the request and reviewed the time sensitive factors.

The Public Input was opened by Mayor Haila.

Kathy Pinkerton, The Salvation Army, shared that the local Ames office of the Salvation Army would be able to assist displaced tenants. She discussed issues many of the tenants are encountering.

Mayor Haila noted that the City Council would defer to staff on the issues outside of the scope of the City Council that Ms. Pinkerton discussed.

The Public Input was closed by Mayor Haila when no one else came forward to speak.

Moved by Gartin to approve Alternative 1: Allocate \$25,000 of unspent FY 2023/24 ASSET funds to be used for assistance to displaced tenants at 228 and 232 Welch Avenue and authorize staff to enter into contracts with ASSET agencies under the contract stipulations mentioned in the Council Action Form (CAF).

Motion withdrawn.

Moved by Corrieri, seconded by Betcher, to adopt RESOLUTION NO. 24-379 approving the allocation of \$25,000 of unspent FY 2024/25 ASSET Funds be used to support housing services presently funded through ASSET and the authorization of staff to enter into agreements with ASSET agencies currently under contract for those services.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

DOWNTOWN FACADE GRANTS: Planning and Housing Director Kelly Diekmann presented the two applications for grant funding.

Moved by Betcher, seconded by Rollins, to adopt RESOLUTION NO. 24-380 awarding Downtown Facade Grants for Spring of Fiscal Year 2023-24.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

NORTH DAYTON AVENUE INDUSTRIAL PARK TAX INCREMENT FINANCING (TIF) AGREEMENT WITH DAYTON AVENUE DEVELOPMENT LLC: Director Diekmann reviewed the amendment.

Moved by Gartin, seconded by Betcher, to adopt RESOLUTION NO. 24-381 approving amendments to the Development Agreement.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

Moved by Betcher, seconded by Gartin, to adopt RESOLUTION NO. 24-382 finding the developer in compliance with the development agreement for substantiation of public improvement costs to allow for approval of the first year of the TIF rebate.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

THE BLUFFS AT DANKBAR FARMS SUBDIVISION FINAL PLAT SECOND ADDITION: Director Diekmann presented the Final Plat.

Moved by Gartin, seconded by Betcher, to adopt RESOLUTION NO. 24-383 approving sidewalk deferral request.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

Moved by Rollins, seconded by Gartin, to adopt RESOLUTION NO. 24-384 accepting Financial Security for Public Improvements.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

Moved by Betcher, seconded by Corrieri, to adopt RESOLUTION NO. 24-385 approving Final Plat.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

REZONING OF 113 NORTH DAKOTA FROM RESIDENTIAL LOW DENSITY (RL) TO RESIDENTIAL MEDIUM DENSITY (RM) WITHIN URBAN CORRIDOR DESIGNATION: Planner Ameila Schoeneman discussed the request for rezoning.

Mayor Haila opened and closed the Public Input when no one came forward to speak.

Moved by Corrieri, seconded by Junck, to approve Option 1: Interpret that medium-density housing can be consistent with UC and initiate a rezoning to RM with a PUD Overlay.

Vote on Motion: 6-0. Motion declared carried unanimously.

DRAFT REQUEST FOR PROPOSAL (RFP) FOR DEVELOPMENT OF SURPLUS CITY LAND AT HARRISON AND WELBECK: Director Diekmann presented the RFP development parameters and requirement.

The Public Input was opened by Mayor Haila.

Ryan Davis, 4201 Crestmoor Avenue, Ames, highlighted the benefits that the land provided to the neighborhood as open space and encouraged the City Council to reconsider development.

Orville Berbano, Ames, discussed his experience living in homes with geothermal systems and noted the long-term cost savings.

The Public Input was closed by Mayor Haila when no one else came forward to speak.

Moved by Beatty-Hansen, seconded by Corrieri, to approve Alternative 1: Direct staff to finalize the RFP with no specific Open Space requirement and to include the general terms identified by staff in the report.

Vote on Motion: 6-0. Motion declared carried unanimously.

Moved by Rollins, seconded by Beatty-Hansen, to request for informational purposes only the expected sales price of the homes as a part of the response to the RFP.

Vote on Motion: 6-0. Motion declared carried unanimously.

Moved by Gartin to remove Item No. 13 from the RFP parameters and requirements.

Motion failed due to lack of second.

12-MONTH CLASS E RETAIL ALCOHOL LICENSE - NEIGHBORHOOD LIQUOR AND SMOKES: Chief of Police Geoff Huff reviewed the Council Action Form and explained his recommendation to deny the application.

Mayor Haila noted that per the request of the applicant, the City Council would refrain from taking action on this item until after the Closed Session, which also related to Neighborhood Liquor and Smokes. Mayor Haila then opened the Public Input.

Alfredo Parrish, Parrish Kruidenier Law Firm, advocated for approval of the license on behalf of his client, who was the license holder.

Mayor Haila closed the Public Input when no one else came forward to speak.

SCOPE OF STORM WATER MODELING FOR CONSERVATION SUBDIVISION ORDINANCE CHANGES: Planner Schoeneman presented the scope of services of the consultant and reviewed the project timeline.

The Public Input was opened by Mayor Haila.

Jeri Neal, 916 Ridgewood Avenue, Ames, noted support of the recommendation of staff on

behalf of the Friends of Ada Hayden.

The Public Input was closed by Mayor Haila when no one else came forward to speak.

Moved by Gartin, seconded by Betcher, to approve Alternative 1: Direct staff to finalize a scope of work for stormwater analysis of three scenarios.

Vote on Motion: 6-0. Motion declared carried unanimously.

ICE ARENA COORDINATOR POSITION FTE ADJUSTMENT: Parks and Recreation Director Keith Abraham highlighted the impact a full-time Ice Area Coordinator would have on the ability of the Department to provide quality services to the community.

Moved by Gartin, seconded by Rollins, to adopt RESOLUTION NO. 24-386 to approve increasing the Ice Arena Coordinator position from 0.75 FTE to 1.0 FTE, beginning July 1, 2024. Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

US FOREST SERVICE INFLATION REDUCTION URBAN AND COMMUNITY FORESTRY GRANT: Parks and Facilities Superintendent Joshua Thompson and City Forester Gabi Edwards discussed the award of funding through the US Forest Service Inflation Reduction Urban and Community Forestry Grant program.

Moved by Betcher, seconded by Corrieri, to adopt RESOLUTION NO. 24-387 approving agreement with the Arbor Day Foundation accepting US Forest Service Inflation Reduction Urban and Community Forestry Grant in the amount of \$810,500.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

THIRD READING AND ADOPTION OF ORDINANCE NO. 4532 ON A ZONING TEXT AMENDMENT TO THE ZONING ORDINANCE FOR A NEW EXCEPTION AND RELATED STANDARDS FOR OUTDOOR STORAGE IN THE GENERAL INDUSTRIAL (GI) ZONING DISTRICT: Moved by Beatty-Hansen, seconded by Betcher, to pass on third reading and adopt ORDINANCE NO. 4532 on a Zoning Text Amendment to the Zoning Ordinance for a new exception and related standards for outdoor storage in the General Industrial (GI) Zoning District.

Roll Call Vote: 6-0. Motion declared carried unanimously.

THIRD READING AND ADOPTION OF ORDINANCE NO. 4533 REZONING 2212 OAKWOOD AND ADJACENT RIGHT-OF-WAY FROM AGRICULTURAL (A) TO SUBURBAN RESIDENTIAL LOW DENSITY FLOATING ZONE (FS-RL): Moved by Beatty-Hansen, seconded by Corrieri, to pass on third reading and adopt ORDINANCE NO. 4533 Rezoning 2212 Oakwood and Adjacent Right-of-Way from Agricultural (A) to Suburban Residential Low Density Floating Zone (FS-RL).

Roll Call Vote: 6-0. Motion declared carried unanimously.

THIRD READING AND ADOPTION OF ORDINANCE NO. 4534 RELATING TO

ZONING TEXT AMENDMENT FOR 20% ALTERNATIVE DESIGN ADJUSTMENTS TO GENERAL AND BASE ZONE DEVELOPMENT STANDARDS: Moved by Betcher, seconded by Rollins, to pass on third reading and adopt ORDINANCE NO. 4534 relating to Zoning Text Amendment for 20% Alternative Design Adjustments to General and Base Zone Development Standards.

Roll Call Vote: 6-0. Motion declared carried unanimously.

THIRD READING AND ADOPTION OF ORDINANCE NO. 4535 ON ZONING TEXT AMENDMENT ON UPDATES TO CHAPTER 9 FLOOD PLAIN ZONING REGULATIONS: Moved by Rollins, seconded by Gartin, to pass on third reading and adopt ORDINANCE NO. 4535 on Zoning Text Amendment on updates to Chapter 9 Flood Plain Zoning Regulations.

Roll Call Vote: 6-0. Motion declared carried unanimously.

THIRD READING AND ADOPTION OF ORDINANCE NO. 4536 ON ZONING TEXT AMENDMENT TO ALLOW MIXED-USE DEVELOPMENT IN THE RESEARCH AND INNOVATION ZONING DISTRICT (ISU RESEARCH PARK): Moved by Rollins, seconded by Corrieri, to pass on third reading and adopt ORDINANCE NO. 4536 on Zoning Text Amendment to allow Mixed-Use Development in the Research and Innovation Zoning District (ISU Research Park).

Roll Call Vote: 6-0. Motion declared carried unanimously.

DISPOSITION OF COMMUNICATIONS TO COUNCIL: Mayor Haila noted that there were twelve items to consider. The first item was from Jode Edwards regarding bicycle safety.

Moved by Beatty-Hansen, seconded by Rollins, to take no action.

Vote on Motion: 6-0. Motion declared carried unanimously.

A memo from Fleet Director Corey Mellies concerning the Utility Payment Drop Box was the second item.

Moved by Beatty-Hansen, seconded by Rollins, to take no action.

Vote on Motion: 6-0. Motion declared carried unanimously.

The third item was a letter from Tim Shuck on trash collection. City Manager Steve Schainker noted that this item was for informational purposes only.

A memo from Director of Public Works John Joiner regarding a code enforcement update was the fourth item.

Moved by Gartin, seconded by Rollins, to request a memo from staff.

Vote on Motion: 6-0. Motion declared carried unanimously.

The fifth item was a memo from Director Diekmann regarding a Zoning Text Amendment.

Moved by Gartin, seconded by Beatty-Hansen, to place the item on a future agenda.

Vote on Motion: 6-0. Motion declared carried unanimously.

An email from Orville Berbano regarding bicycle and pedestrian safety in Little Bluestem Court was the sixth item.

Moved by Betcher, seconded by Rollins, to request staff conduct an analysis.

Vote on Motion: 6-0. Motion declared carried unanimously.

The seventh item was from Jennifer Adams concerning Campustown Public Improvements.

Moved by Betcher, seconded by Rollins, to request that the Mayor respond to the individual.

Vote on Motion: 6-0. Motion declared carried unanimously.

Affordable Housing suggestions from Mark Clipsham was the eighth item.

Moved by Gartin, seconded by Rollins, to request the Mayor respond to the individual.

Vote on Motion: 6-0. Motion declared carried unanimously.

The ninth item was initiated by a request from Jamie Shore for a 4-Way Stop at Ada Hayden Road and McFarland Avenue.

Moved by Corrieri, seconded by Betcher, to request a memo from the Traffic Engineer regarding this item.

Vote on Motion: 6-0. Motion declared carried unanimously.

An email concerning excessive speeds on Northwestern Avenue from Carol Lippard was the tenth item.

Moved by Rollins, seconded by Beatty-Hansen, to request staff respond to the individual.

Vote on Motion: 6-0. Motion declared carried unanimously.

The eleventh item was a request from Scott Moorman regarding a Downtown Façade Grant for Moorman Clothiers.

Moved by Corrieri, seconded by Betcher, to place the item on a future agenda.

Vote on Motion: 6-0. Motion declared carried unanimously.

A memo from City Manager Schainker was the final item concerning the appointment of Director Joiner as the Interim Municipal Engineer. City Manager Schainker noted that the item was for information only.

REPORT OF GOVERNING BODY: The Mayor and City Council Members provided highlights from their attendance at various board and commission meetings.

COUNCIL COMMENTS: The Mayor and City Council Members reported on various events attended, upcoming meetings, community events, and items of interest.

Moved by Beatty-Hansen, seconded by Rollins, to request a memo from staff with information regarding considerations for a municipal infraction for a landlord that is negligent in the upkeep in such a way that it displaces tenants as well as information on resources that can be proactively communicated to tenants in similar situations.

Vote on Motion: 5-1, Gartin dissenting. Motion declared carried.

CLOSED SESSION: Mayor Haila asked City Attorney Mark Lambert if there was a legal reason to go into Closed Session. Attorney Lambert replied in the affirmative, citing Section 21.5(1)(c), *Code of Iowa*, to discuss matters presently in or threatened to be in litigation. City Attorney Lambert emphasized that the City Council delayed the vote on Item No. 49 until after the Closed Session. He made clear for the record that Item No. 49 would not be discussed in the Closed Session; rather, conversations would focus on a litigation matter.

Moved by Gartin, seconded by Junck, to go into closed session at 8:45 p.m.

Roll Call Vote: 6-0. Motion declared carried unanimously.

The City Council reconvened in Regular Session at 9:04 p.m.

Moved by Betcher, seconded by Beatty-Hansen, to not accept the settlement offer that was discussed in Closed Session.

Roll Call Vote: 6-0. Motion declared carried unanimously.

12-MONTH CLASS E RETAIL ALCOHOL LICENSE - NEIGHBORHOOD LIQUOR AND SMOKES: Moved by Beatty-Hansen, seconded by Rollins, to deny a 12-month Class E Retail Alcohol License - Neighborhood Liquor and Smokes, 3505 Lincoln Way, Suite 105.

Roll Call Vote: 6-0. Motion declared carried unanimously.

ADJOURNMENT: Moved by Beatty-Hansen, seconded by Junck, to adjourn the meeting at 9:06 p.m.

Vote on Motion: 6-0. Motion declared carried unanimously.

Carly M. Watson, Deputy City Clerk

John A. Haila, Mayor

Renee Hall, City Clerk