

## **CITY OF CARLISLE REGULAR CITY COUNCIL MEETING MINUTES**

**Monday, June 8<sup>th</sup>, 2020; 6:30 P.M**

**Carlisle City Hall Council Chamber, 195 N. 1<sup>st</sup> St.**

Council met via open Zoom conference call due to the Governor's State of Public Health Disaster limiting groups of 10 or more from meeting.

Elected Officials present via conference call were Mayor Drew Merrifield and Doug Hammerand. Dan McCulloch, Ruth Randleman, Eric Goodhue and Rob Van Ryswyk were present at City Hall constituting a quorum. Also present via conference call were City Attorney Robert Stuyvesant. Police Chief Matt Koch and Martha Becker City Clerk were present at City Hall. City Administrator Deven Markley originated the meeting at City Hall. Mayor Merrifield called the meeting to order at 6:30 P.M.

### **CONSENT AGENDA & POSSIBLE ACTION**

Motion by Goodhue, seconded by McCulloch to APPROVE THE FOLLOWING CONSENT ITEMS.

- Approve City Council Minutes for Regular Council Minutes May 26, 2020
- Receive and File Elected Official's Reports
- Receive and File City Administrator's Report
- Approval of Outdoor Services for Carlisle Tavern VFW with Class C Liquor License (LC)(Commercial) and Outdoor Services Privileges
- Approval of Tobacco License for Dollar General
- Approval of Swimming Pool Permit at 1915 Normandy Drive, Carlisle, Iowa 50047
- Set Public Hearing for FY20 Budget Amendment #3 for June 22, 2020 at 6:30 p.m.

Motion carried unanimously on a roll call vote.

### **APPROVAL OF BILLS PAYABLE, CHANGE ORDERS AND PAY REQUESTS**

Motion by Randleman, second by Goodhue to approve bills in the amount of \$75,044.03.

Motion carried unanimously on a roll call vote.

Motion by Goodhue, second by Randleman to approve Preauthorized Disbursements from April 11-May 11 2020 in the amount of \$221,334.39. Motion carried unanimously on a roll call vote.

### **CITIZEN PARTICIPATION**

Chad Webb, 815 Valley Drive, Carlisle IA, spoke to Council asking if they would consider allowing dune buggies in city limits. Webb noted that he will have the buggy licensed and titled through the state. Chief Koch explained that if Webb has the buggy registered through the DOT, he is legal to use it in city limits. Goodhue noted that he spoke with Webb before the meeting regarding his buggy.

Patty Mettler, 5021 SE 72<sup>nd</sup> Street, Carlisle, IA, present at City Hall, spoke to Council regarding sewer hook-up for her property. Metzler explained that she paid \$1,840 for the option to hook into city sewer on 52<sup>nd</sup> Street. She expressed concerns that she is not able to hook into city sewer as she is some distance from where the proposed line runs and questioned when the line would

be installed and run near her property. There was discussion between Mettler and Markley regarding the interest schedule for hook up laid out in the ordinance. Mettler also expressed concerns that PDM does not have landscaping installed as a buffer nor is there a fence installed around the property. She also commented that there is a retention pond on PDM property without a fence and has concerns that this is a safety issue to the public. Mettler thanked the city for mowing her ditch. She would like to know if there is a plan to clean out the ditch if it fills with dirt caused by erosion and if there will be a future plan to purchase a mower that will reach all sides of the ditch.

### **OLD AND NEW BUSINESS & POSSIBLE ACTION**

Markley noted to Council that he received a verbal comment from Dennis Eilbert, 5137 SE 72<sup>nd</sup> Street Carlisle, IA that he is not in favor of rezoning Lots C, 2, 9, 11 through 26, and all in Kenneth Miller Subdivision. Markley also spoke with Bruce Selby, 7322 SE 52<sup>nd</sup> Carlisle, IA earlier that day about the rezoning process. One topic of the conversation that was noted to Council by Markley, and that he agrees with is that the paperwork for property owners to sign for rezoning could be made clearer. No written comments were received.

Motion by Goodhue, seconded by Randleman to approve Ordinance 757, Rezoning Lots C, 2, 9, 11 through 26, and all in Kenneth Miller Subdivision, Carlisle, Polk County, Iowa from R-1 Light Density Residential District to M-1 Light Industrial District for J.J.J.J. Family Farm, LLC waiving third reading. Councilmember Hammerand queried if the ordinance should be conditional so that the property goes back to its original zoning if the project does not go through. Stuyvesant noted that it was not required but that Council could include that language if they wanted to. Randleman withdrew her second, Goodhue withdrew his motion. Motion by Goodhue, seconded by Randleman to approve Ordinance 757, Rezoning Lots C, 2, 9, 11 through 26, and all in Kenneth Miller Subdivision, Carlisle, Polk County, Iowa from R-1 Light Density Residential District to M-1 Light Industrial District for J.J.J.J. Family Farm, LLC conditional that the property will go back to its original zoning if Summertime Potatoes does not acquire the property and waiving third reading.

Patty Mettler, 5021 SE 72<sup>nd</sup> Street, Carlisle, IA had questions regarding the signatures that were obtained for the rezoning. Markley explained that signatures are obtained by property owners who are within 300' of the proposed rezoning and that 50% of signatures are required. Mettler questioned if one of the signatures collected was from a property in the 300' rule. Bruce Selby 7322 SE 52<sup>nd</sup> Street, Carlisle, IA explained that he had issues with the petition process and the low-amount of residents who signed in favor of the rezoning compared to the higher amount of businesses who signed in favor as they are not living in the area. Selby brought up a previous discussion regarding a past interest from a developer who wanted to put in 200 houses on the proposed property. Selby noted that after conversations with others, the property would not sustain 200 homes nor 167 homes and that previous conversations regarding the traffic contrast for high residential population to business truck traffic was not a fair comparison. Motion carried unanimously on a roll call vote.

Motion by Goodhue, seconded by Van Ryswyk to remove from table Discussion and Possible Action on Recommendation for Amending Land Use Plan for Lots C, 2, 9, 11 through 26, and all in Kenneth Miller Subdivision, Carlisle, Polk County, Iowa from R-1 Light Density Residential

District to M-1 Light Industrial District for J.J.J.J. Family Farm, LLC. Motion carried unanimously on a roll call vote.

Markley noted that there were no written or oral comments submitted to city hall. Motion by Goodhue, seconded by Randleman to approve Amending Land Use Plan for Lots C, 2, 9, 11 through 26, and all in Kenneth Miller Subdivision, Carlisle, Polk County, Iowa from R-1 Light Density Residential District to M-1 Light Industrial District for J.J.J.J. Family Farm, LLC. Motion carried unanimously on a roll call vote.

Markley explained to Council that public works is requesting the purchase of a snowblower attachment for their current skid loader. The snowblower would be used in various areas of the city and also for removing windrows created by the snowplows. Markley noted that \$12,000 had been budgeted for a trailer and the bids for the trailer came in at \$6,000. Two snowblower quotes were obtained and Bobcat came in with the low bid of \$5,874.04. Staff recommends the approval to purchase the Bobcat snowblower in the amount of \$5,874.04. Motion by Hammerand, seconded by Goodhue. Motion carried unanimously on a roll call vote.

Markley explained to Council that he and Shalee Crispen spoke with a representative from Waste Management regarding the recycling roll-off at North Park. Four options were discussed; incorporate the roll-off into a contract with Metro Waste, add the roll-off to the Waste Management contract, have the apartment complexes take care of the roll-off independently or remove the roll-off permanently. It was noted that the apartments are considered commercial and have the ability to take care of the roll-off themselves. There was brief discussion regarding the roll-off between Council and Markley. Motion by McCulloch, seconded by Van Ryswyk to remove the Recycling Roll-Off from North Park. Motion carried unanimously on a roll call vote.

Councilmember McCulloch began a discussion with Council regarding a possible Recreational Vehicle Ordinance which would prohibit people from living in RV's in city limits. A sample ordinance from another city was included in the packet and staff and Council reviewed the language of the ordinance. There was continued discussion between Council. No action was taken.

Markley reviewed with Council timelines for opening city hall and the library to full time hours as part of the COVID-19 Response topic. Markley also noted that he received a special events application for the Alumni Car Cruise and that items like this would typically go under the consent agenda. He felt that considering the current events this item should be voted on separately.

Shane Howard, 740 S 2<sup>nd</sup> St, Carlisle IA spoke to Council regarding the Alumni Association Car Cruise. Howard explained that this event is not intended to be a festival but that it is a fundraiser for the Alumni Scholarship. They are looking for a starting and finishing place for the cars. Howard went on to explain that there may be a food truck and there will be a raffle and silent auction. He noted that people will be getting out of their cars but they are not expecting large groups. Howard said they are doing a car cruise on June 21<sup>st</sup> with a starting point at Wyckoff's parking lot. There was discussion between Howard and Council regarding how many people may attend and Howard explained that traditionally there are small groups that come and go and people are mainly in their cars. Council also discussed with Howard the food truck and concerns

about people getting close together around the truck. Markley reviewed the governor's proclamation for clarification on restrictions. Motion by McCulloch, seconded by Randleman to approve the Special Events Permit for Alumni Association Car Cruise on July 26, 2020. Motion carried unanimously on a roll call vote.

### **CITY ADMINISTRATOR REPORT**

Mid-American Energy Highway 5 lights have been approved and are 5-6 weeks out. Dini Anderlik will not be renewing her contract with the Carlisle Chamber.

### **MAYOR AND COUNCIL REPORTS**

Randleman gave an update on the DM Partnership water trails grant and that the time line has been extended. She also said that the D.C. trip may happen at a later date or may happen virtually.

### **CITY ATTORNEY REPORT**

Stuyvesant received the appraisal for the Casey's property for the condemnation and it came in at \$81,000 which is about \$40,000 less than what Casey's offered in the beginning. Stuyvesant will send an offer to Casey's General Store. Stuyvesant noted that he and Chief Koch are working on parking issues that are happening on 2<sup>nd</sup> Street, 3<sup>rd</sup> Street, 4<sup>th</sup> Street, and Main Street.

### **UPCOMING MEETINGS AND EVENTS**

None

### **INFORMATION**

None

Motion by Randleman, seconded by Van Ryswyk to enter into closed session Pursuant to Iowa Code Section 21.5(1)(c) at 7:47pm. Motion carried unanimously on a roll call vote.

Motion by Van Ryswyk, seconded by Goodhue, to enter into open session at 8:16 pm. Motion carried unanimously on a roll call vote.

Mayor Merrifield asked for any action. Motion by Goodhue, seconded by Van Ryswyk for city staff and city attorney to move forward with condemnations for property at 210 North 3<sup>rd</sup> Street, Carlisle IA effective July 1<sup>st</sup>, 2020 barring any action from the property owner to clean up or make said residence to comply with code. Motion carried unanimously on a roll call vote.

Motion by McCulloch, seconded by Randleman to enter into closed session Pursuant to Iowa Code Section 21.5(1)(j) at 8:17 pm. Motion carried unanimously on a roll call vote.

Motion by Randleman, seconded by Goodhue, to enter into open session at 8:37 pm. Motion carried unanimously on a roll call vote.

Mayor Merrifield asked for any action. Motion by Hammerand, seconded by McCulloch to approve the purchase of property at 190 Garfield Street, Carlisle, IA for \$85,000.00 closing on November 1<sup>st</sup> 2020, that taxes will be prorated to date of possession, and each party will pay for their own closing costs. Motion carried unanimously on a roll call vote.

Motion by Goodhue, seconded by Randleman to adjourn at 8:39 pm. Motion carried unanimously on a roll call vote.

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Drew Merrifield, Mayor

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Martha Becker, City Clerk

NOTE: Minutes are unofficial until approved by Council-final approval may include corrections as necessary