

CITY OF HARLAN – HARLAN, IOWA – FEBRUARY 16, 2016

The City Council of the City of Harlan, Iowa met pursuant to law and the rules of said Council in regular session in the Council Chambers in City Hall at 5:15 o'clock P.M. the 16th day of February, 2016. The meeting was called to order by Gene Gettys, Mayor in the Chair, and the following Council members were:

PRESENT: Dave Pedersen, Sharon Kroger, Greg Bladt, Dave Miller, Jay Christensen, and Mike Kolbe

ABSENT: None

The City Clerk presented the agenda. On motion by Pedersen and seconded by Kolbe, the agenda was approved. The motion carried unanimously.

The Mayor asked the Council members to state any conflict of interest, as applicable.

On motion by Kroger and seconded by Bladt, the following items contained in the Consent Agenda were approved and adopted:

All items listed under the Consent Agenda will be enacted by one motion with a roll call vote. There will be no separate discussion of these items unless a request is made prior to the time Council votes on the motion. Consent Agenda items may include any non-controversial subjects.

- a. Minutes of the 1/19/16 Council meeting
- b. Abstract No. 1114 in the amount of \$148,811.27 & Abstract No.1115 in the amount of \$172,307.01.
- c. Renewal application from Mi Casa, 1017 7th St. for Class C Liquor License and Sunday Sales permit
- d. Resolution No. 2218 – 2221 – Tax Abatements – 1205 College Blvd, 805 7th St., 808 Main St., and 914 Chatburn Ave.
- e. Renewal application from Veterans Memorial Auditorium for Class C Liquor License, Sunday Sales permit, and Change of Ownership to show manager's name
- f. Application for transfer of premises from Iowa Wines and More to transfer their license to Vet's Auditorium for Home Show, March 19, 2016
- g. Application by Chamness Technology, Inc. (dba Green RU, LLC) of Blairsburg, IA for a Solid Waste and Recyclables Hauler's License for 2016
- h. Expenditure and revenue reports for the month of January, 2016
- i. Receive and file the Wastewater Treatment Plant's January, 2016 report
- j. Police statistical report for the month of January, 2016

A roll call vote was had which was unanimous in favor of the motion and the Consent Agenda items were approved and adopted.

On motion by Miller and seconded by Christensen, the Public Health and Sanitation Committee report of 1/25/16 was received and filed. The motion carried unanimously.

It was moved by Miller and seconded by Kroger that if the IDNR approves Iowa Marketing Resources' Industrial Permit, they can pay 25% of the Waste Allocation Connection Fee up front, with the balance paid evenly in the next three (3) years (at the old building east of Monogram Prepared Meats south on Hwy. 59) and they will also provide an approved agreement. The motion carried unanimously.

It was moved by Kolbe and seconded by Kroger to proceed with the WWTP Superintendent's recommendation to approve that Monogram Prepared Meats be allowed to haul to the Harlan

POTW Storm Pond for the duration of Monogram's expansion project. The motion carried unanimously.

It was moved by Kroger and seconded by Bladt to approve payment of the V&K Invoice No. 7 for the UV Disinfection project (\$4,684.98) and Invoice No. 4 for the Digester Covers, Boiler & Heat Exchanger Improvements (\$2,950.75). The motion carried unanimously.

On motion by Christensen and seconded by Kolbe, the Park and Recreation Board report of 1/26/16 was received and filed. The motion carried unanimously.

Council member Kolbe introduced Resolution No. 2222, entitled "RESOLUTION IN SUPPORT OF TOBACCO-FREE PARKS AND RECREATIONAL FACILITIES POLICY" and moved its adoption. Council member Christensen seconded the motion to adopt. A roll call vote was had which was as follows:

Ayes: Pedersen, Christensen, Kolbe

Nays: Kroger, Bladt, Miller

The motion did not carry and the resolution failed.

On motion by Miller and seconded by Kroger, the Streets, Alleys and Sidewalks Committee report of 2/8/16 was received and filed. The motion carried unanimously.

On motion by Kroger and seconded by Bladt, the Personnel and Finance Committee report of 1/27/16 and combined report of 1/14, 1/21, and 2/04/16 was received and filed. The motion carried unanimously.

Mayor Gettys introduced Ordinance No. 2016-01, entitled "AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF HARLAN, IOWA, 2006, BY AMENDING CHAPTER 27 AIRPORT COMMISSION §27.03".

On motion by Miller and seconded by Pedersen, the second and third readings of Ordinance No. 2016-01 were dispensed and it was placed upon its final adoption. A roll call vote was had which was unanimous in favor of the motion and the ordinance was duly adopted.

The City Administrator presented his report.

Council member Miller introduced Resolution No. 2223, entitled "RESOLUTION AMENDING RESOLUTION NO. 2217 TO ENTERING INTO A PERFORMANCE AGREEMENT WITH HANSEN HOUSE, LLC, A MEMORY CARE RESIDENCE, AND ACKNOWLEDGE FORGIVABLE PROMISSORY NOTE" and moved its adoption. Council member Pedersen seconded the motion to adopt. A roll call vote was had which was unanimous in favor of the motion and the resolution was duly adopted.

Council member Kolbe introduced Resolution No. 2224, entitled "RESOLUTION TO RENEW A FARM LEASE AND AGREEMENT FOR HAULING WASTEWATER TREATMENT PLANT SLUDGE" and moved its adoption. Council member Kroger seconded the motion to adopt. A roll call vote was had which was unanimous in favor of the motion and the resolution was duly adopted.

Council member Miller introduced Resolution No. 2225, entitled "RESOLUTION TO SET A DATE FOR PUBLIC HEARING REGARDING THE PROPOSAL FOR THE DISPOSAL OF THE CITY-OWNED PROPERTY LOCATED AT LOT 13 OF BLOCK 10, WESTRIDGE ACRES ADDITION TO THE CITY OF HARLAN, IOWA" and moved its adoption. Council

member Kroger seconded the motion to adopt. A roll call vote was had which was unanimous in favor of the motion and the resolution was duly adopted.

The Mayor presented his report.

Council member Kolbe introduced Resolution No. 2226, entitled “RESOLUTION TO AUTHORIZE THE SIGNING OF WARRANTS” and moved its adoption. Council member Christensen seconded the motion to adopt. A roll call vote was had which was unanimous in favor of the motion and the resolution was duly adopted.

It was moved by Kroger and seconded by Pedersen to set the special meeting date of March 8, 2016, 5:15 p.m. for public hearing regarding the FY16/17 annual budget. The motion carried unanimously.

There being no further business, the meeting on motion adjourned.

Jane Smith, City Clerk

Gene Gettys, Jr., Mayor

These minutes are as recorded by the Clerk and are subject to Council approval at the next regular meeting.