

West Liberty City Council Meeting Minutes 07/06/2021

City of West Liberty <https://zoom.us/j/5034467219?pwd=cEhzdVExYTg2M2hmWEFzVkJnUFczZz09>

The City of West Liberty Meeting minutes can be located online <https://cityofwestlibertyia.org>

1. The meeting was called to order by Mayor Robert Hartman at 7:30pm. In attendance, Council Member Cara McFerren, Jose Zacarias, Robert Rock and David Smith. Absent Mayor Pro Tem Diane Beranek. City Clerk Geertz, Library Director, Paarsmith and Park Rec Director Heath was present.
2. City Council approved agenda: McFerren/Zacarias 4-0
3.
 - A. Mayor Hartman appointed Eric Werling per Oath to the City of West Liberty as Police Chief.
 - B. Mayor Hartman appointed David Haugland per Oath to the City of West Liberty as City Manager.
4. Public Hearing (s)
 - A. Open the Public Hearing on an Application to Change the Agricultural Zone to the Mixed R-1, R-2 and R-3 for a Mixed Residential Development at the Northeast Corner of East Rainbow Drive and Garfield Avenue: McFerren/Smith 4-0 Roll Call
 - B. Public Comments and/or Correspondence: No public Correspondence
 - C. Close the Public Hearing on an Application to Change the Agricultural Zone to the Mixed R-1, R-2 and R-3 for a Mixed Residential Development at the Northeast Corner of East Rainbow Drive and Garfield Avenue: McFerren/Smith 4-0 Roll Call
 - D. Ordinance No. 20210420-01: First Reading of an Ordinance Approving an application to Change the Agricultural Zone to the Mixed R-1, R-2 and R-3 for a Mixed Residential Development at the Northeast Corner of East Rainbow Drive and Garfield Avenue: McFerren/Rock 4-0 Roll Call
 - E. Open the Public Hearing on an Ordinance establishing Regulations of Operating Golf Carts, ATV's and UTVs in the City of West Liberty, Iowa: Zacarias/McFerren 4-0 Roll Call
 - F. Public Comments and/or Correspondence: Public correspondence was made on behalf of asking consistency with ATV/UTV operated by school and city offered the same opportunity to operate with in the law. Comments also included follow up with golf carts can be made to practice the same consistency. Teresa Ruess also provided a written email to communicate in favor of the ordinance and has purchased equipment for lighting. Inquire on the comments of bench seating and we would follow the traffic safety per Iowa code. The other part of the communication included slow moving sign verses flag.
 - G. Close the Public Hearing on an Ordinance establishing Regulations of Operating Golf Carts, ATV's and UTVs in the City of West Liberty, Iowa: Smith/Zacarias 4-0 Roll Call

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- H. Ordinance No. 20210420-02: First Reading of an Ordinance establishing Regulations of Operating Golf Carts, ATV's and UTVs in the City of West Liberty, Iowa: Rock/Zacarias 4-0
Roll Call: Motion by Rock to modify the Ordinance 20210420-02 to exempt ATV/UTV for slow moving sign and golf carts flag 6 feet from the ground.

5. **APPROVAL OF THE CONSENT AGENDA**

City Council approved the consent agenda including Regular City Council Meeting Minutes for June 15, 2021, and May 2021 Clerk/Treasurer Report: Zacarias/McFerren 4-0

6. **VENDOR VOUCHER CLAIMS LIST:**

- A. City Council approved Vendor Voucher Claim List in the amount of \$801,175.37:
Rock/McFerren 4-0

2. **PUBLIC COMMENTS AND/OR CORRESPONDENCE:** This is the time set aside for comments from the public on topics of City Business other than those listed on the agenda. No action may be taken. Please state your name and address for the record and keep your comments to no more than 2 minutes.

No public comments to present to City Council by Clerk Geertz.

Council Member Zacarias inquired on communication he received from Mr. Solis to remove a building from Pueblo Restaurant behind building and asked to see if the city could assist with this tear down of a shed. We Lead Director Taylor communicated he could assist Mr. Solis with work.

3. **NEW BUSINESS**

- A. City Council approved Resolution 20210706-27 Change Order #3 with SG Construction in the amount of \$14,706.52 for the West Liberty Police and City Hall Building Upgrade Project: McFerren/Rock 4-0 Roll Call.
- B. City Council approved Resolution 20210706-28 A Resolution to Approve an application to the Iowa Economic Development Authority for a \$500,000 loan from the Nuisance/Abandoned Property Remediation Fund Program for property located at 1011 N Columbus St, West Liberty, IA. The city will work directly with We Lead and SGA Construction on the project identified per the application:
Zacarias/Rock 4-0 Roll Call
- C. City Council approved Economic Development Application submitted by James R Keele for a matching grant in the amount of \$13,000: McFerren/Zacarias 4-0
- D. City Council approved Economic Development Application submitted by Randy Klein for a matching grant in the amount of \$15,500: McFerren/Zacarias 4-0
- E. Discussion and Appropriate follow up with Youth Sports merger to City Parks/Recreation: Director Heath presented the West Liberty Youth Sports Organization has held a meeting with City Clerk and Director Heath to discuss merger of the YS Program with the West Liberty Park and Recreation Program. Mayor Hartman with the consensus of Council to have Director Heath to put together more information to bring back to committee for further recommendation on staffing, budget costs and any other operational support before proceeding with a decision.
- F. City Clerk Geertz presented a request to extend the current City Sidewalk quadrant due to costs impacting property and business owners already subject to financial losses with COVID-19, labor and

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materials to extend the deadline for the sidewalks to September 2022. This will allow City Staff to review other funding opportunities to assist with the program in the downtown district with possibly matching funds from the Emergency Funding from the Federal Government or street project collaboration. Council approved the extension: Zacarias/Rock 4-0

- G. City Council approved the Event Permit for the Third Annual West Liberty Rotary Club for Human Trafficking Awareness Event July 30, 2021, Ron De Voo Park: Rock/McFerren 4-0
- H. City Council approved to set the date for a Work Session Meeting on July 20, 2021, at 6:30pm for review of the 2019-2020 Audit Report with Taylor Johnson of Bowman and Miller PC: Rock/McFerren 4-0
- 9. **REPORTS** – Employee/City Engineer/City Attorney/City Boards/Committees/Commissions
 - A. City Clerk Report- provided an update from City Engineer Leo Foley, as he has communicated, he has and will continue to discussion with West Liberty Foods on future beef processing and the WWTP capacity to process the solids.
 - B. Street Supervisor Report: Curbs and Crosswalks are currently being painted.
 - C. Police Report: Interim Chief Lira is on vacation and Officer Halpain has been managing day to day operations.
 - D. Electric Supervisor Report: Continue to remove the DLA Engine from the Electric Plant and repair is scheduled on the ceiling collapse.

10. **CLOSED SESSION (S)**

- A. The City Council desires to hold a Closed Session pursuant to Iowa Code Section 21.5.1(j), to discuss the purchase or sale 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 or reduce the price the governmental body would receive for that property. The minutes and the audio recording of a session closed under this paragraph shall be available for public examination when the transaction discussed is completed.
 - i. Motion to go into Closed Session: Smith/McFerren 4-0 Roll Call
 - ii. Motion to go out of Closed Session: Smith/McFerren 4-0 Roll Call
 - iii. Appropriate Follow up in Open session - Consider a Resolution Setting Date for Public Hearing on Proposal by Sale of Real Property: No decision at this time.
- 11. **ADJOURNMENT:** Smith/McFerren at 8:35pm

Robert Hartman, Mayor

ATTEST:

Lee Geertz, City Clerk