

The Independence City Council met in regular session in the council chambers at 5:00 p.m., on Monday, February 14, 2022.

OPENING/ROLL CALL

Mayor Hill opened the meeting by calling the meeting to order with Council Members Callahan, Huston, Kurtz, and O'Loughlin in attendance. Council Member Hanna via phone. Council Member Jensen was excused.

This meeting was available for public attendance. The meeting was also broadcasted on the local access channel in addition to being hosted electronically on Microsoft Teams.

APPROVE THE AGENDA

Motion by Council Member Kurtz, second by Council Member Callahan to approve the agenda as presented for the regular meeting held February 14, 2022. Ayes: All. Absent: Jensen.

PUBLIC COMMENT

Joe Olsen, 2003 206th Street, passed out Valentine's Day cards to the Council and spoke on a vinyl mural project he and John Decker are involved with. The artwork is on display at Brimmer Park.

OATH OF OFFICE

Mayor Hill issued the oath of office to Brian Prusator to finish the term of the At-Large Council with a term expiring on December 31, 2024.

CONSENT AGENDA

Motion by Council Member Kurtz, second by Council Member Callahan to accept and approve the consent agenda that approves the following: 1) The minutes of the January 24, 2022, Regular Meeting. 2) The minutes of the January 31, 2022, Special Meeting. Ayes: All. Absent: Jensen.

FINANCIALS

Motion by Council Member Callahan, second by Council Member O'Loughlin to approve the following bills for payment. Ayes: All. Absent: Jensen.

ACCESS SYSTEMS	Equip Contract-ALL	\$1,348.49
ACCU-SAW LLC	Services-PR	\$470.00
ADVANCE AUTO PARTS	Veh Repair-PD	\$206.92
AFLAC	AFLAC PRE-TAX	\$301.36
ALLEN OCCUPATIONAL HEALTH	Testing-F,ST,W	\$120.00
AMAZON CAPITAL SERVICES	Canine Purch-PD	\$528.27
AVFUEL CORPORATION	Equip Rental-A	\$20.00
AWWA	Training-W	\$75.00
BEATTY, ROBERT	Phone Allow	\$45.00
BODENSTEINER IMPLEMENT 01	Vehicle Repair-PR	\$275.21
BROWN SUPPLY COMPANY	Supplies-W	\$185.00
BUCHANAN COUNTY HEALTH CE	Testing-F,W	\$97.04
BUCHANAN COUNTY LANDFILL	Landfill Assess-All	\$12,128.00
BUCHANAN COUNTY SHERIFF	Overtime-PD	\$500.00
BUCHANAN COUNTY TOURISM B	Dues-CH	\$125.00
BUCHANAN COUNTY WILDLIFE	Membership-PD	\$750.00
CARD SERVICES-VISA	Misc Exp-CH,ST,PR,PD	\$3,445.60
CASEY CLINTON	Reimburse-FD	\$398.42
CHRISTIAN BLAD	Reimburse-FD	\$760.62
CHRISTIE DOOR CO, INC.	Bldg Repair-ST	\$649.75
CITY LAUNDERING CO INC	Bldg Maint-PD	\$557.43
COLONIAL LIFE & ACCIDENT	COLONIALPRETAX	\$622.16
COMPASS MINERALS AMERICA	Snow Maint-ST	\$7,255.68
CONSOLIDATED ENERGY CO	Fuel-All	\$8,825.76

CORBETT, LUCAS	Phone Allow	\$45.00
CRAWFORD ENGINEERING & SU	Engineering-CH	\$45,490.50
CY & CHARLEY'S FIRESTONE	Services-PD,ST,W	\$810.07
DECKER, JASON	Reimburse-FD	\$289.76
DELTA DENTAL OF IOWA	DENTAL BENEFIT	\$3,256.50
DOUBLE A ARMORY	Supplies-PD	\$1,283.00
DUNLAP MOTORS INC	Veh Maint-CH	\$34.95
ELECTRICAL ENGINEERING &	Cap-Equip-FD	\$110.39
ERA	Supplies-W	\$992.52
ERICKSON-DALE, TANNER	Reimburse-FD	\$217.32
ESCH, BRAD	Phone Allow	\$45.00
FENNER, GORDY	Reimburse-FD	\$298.82
FIRE SERVICE TRAINING BUR	Training-FD	\$143.16
FLETCHER-REINHARDT CO	LED Lights-ST	\$514.13
FOLEY, TRAVIS	Phone Allow	\$45.00
FUTURE LINE LLC	Veh Repairs-W	\$706.46
GOVERNMENT FORMS & SUPPLI	Supplies-PR	\$117.80
GRAINGER INC	Supplies-FD	\$139.55
GROUP SERVICES INC	Safe-T Fund-All	\$14,634.31
HARDWARE HANK	Supplies-ST	\$461.15
HAWKEYE COMMUNICATION	Card System-PR	\$105.00
HAYWARD, BLAKE	Phone Allow	\$77.98
HERMSEN, ANDREW	Reimburse-F	\$235.43
HILL, ROBERT	Phone Allow	\$100.00
HILLTOP MOTORS INC	Veh Repair-PD	\$926.10
HOOKEM, WES	Reimburse-FD	\$642.91
HOTSY CLEANING SYSTEMS	Supplies-ST	\$3,512.39
IA DEPT OF AG & LAND STEW	License-PD	\$75.00
IA DEPT OF REVENUE	Sales Tax-W	\$7,913.31
IA DNR	Lab-W	\$800.00
IA INSURANCE COMMISSIONER	Dues-CH	\$101.59
IA PARK & RECREATION ASSN	Training-PR	\$805.00
IAMU	Dues-W	\$563.00
IIMC	Dues-CH	\$175.00
INDEPENDENCE LIGHT & POWE	Utilities-All	\$33,790.78
INDEPENDENCE PLUMBING HEA	Equip Repair-PR	\$1,998.59
INDEPENDENCE ROTARY CLUB	Dues-CH	\$275.00
INTERNAL REVENUE SERVICE	FED/FICA TAX	\$43,109.26
INTERSTATE ALL BATTERY CE	Supplies-W	\$356.40
IOWA D.A.R.E. ASSOCIATION	Dues-PD	\$100.00
IPERS	IPERS-PROTECTIV	\$29,082.44
J. ROBERT HOPSON INC.	Services-CH	\$550.00
JACOBS, MORGAN	Reimburse-FD	\$389.37
JEFFREY BURNS	Reimburse-FD	\$760.62
JOHN DEERE FINANCIAL	Supplies-W,ST.PR,PD,FD	\$678.28
JOHNSON PLBG HEATING & AI	Bldg Maint-PR	\$2,675.00
JOSHUA CERAS	Reimburse-FD	\$353.15
KEYSTONE LABORATORIES INC	Lab Analysis-W	\$130.75
KIECK'S CAREER APPAREL	Uniform-PD	\$850.00
KILER, ANGELA	Phone Allow	\$45.00
KNAPP'S SERVICE	Maint/Repair-ST	\$50.43
LAU, BRIAN	Phone Allow	\$45.00
LAW ENFORCEMENT SYSTEMS I	Supplies-PD	\$104.00
LOVELESS, MIKE	Reimburse-FD	\$679.13
M&T BANK	ICMA-RC \$	\$3,331.30
MATTHEW MAYNER	Reimburse-FD	\$325.98

MAVERICK POWERSPORTS	Cap. Equip-PR	\$42,499.00
MCDONALD, CONNIE	Uniform-PD	\$12.50
MED COMPASS	Supplies-FD	\$1,500.00
MICROSOFT CORPORATION	Dues-ALL	\$1,038.50
MIDAMERICAN ENERGY COMPAN	Utility-PR	\$1,886.37
MIDWEST PATCH	Signs-ST	\$252.50
MOBOTREX	Services-ST	\$115.00
MYERS-COX CO	Concessions-PR	\$257.16
NAPA AUTO PARTS	Supplies-FD	\$742.31
NATHAN CLOSE	Reimburse-FD	\$353.15
NEWTON, DICK	Phone Allow	\$45.00
NUTRI-JECT SYSTEMS, INC.	Services-W	\$250.00
O'CONNELL, KRISTI	Instructor-PR	\$80.00
OELWEIN PUBLISHING COMPAN	Publicat-CH	\$1,126.85
OFFICE TOWNE INC	Supplies-PD	\$1,913.98
P & N CORPORATION	Fuel Profits-A	\$89.88
PAYROLL CHECKS	PAYROLL CHECKS	\$138,158.71
PEPSI-COLA GEN. BOT. IN	Concession-PR	\$426.35
PIPESTONE VETERINARY CLIN	Animal Cont-PD	\$229.78
PITNEY BOWES GLOBAL FINAN	Equip Lease-PR	\$131.97
PRECISION PLUMBING, HEATI	Maint/Repair-W	\$144.86
PROFESSIONAL RESCUE INNOV	Training-FD	\$500.00
RECK, BRENT	Phone Allow	\$45.00
RICHARD BOWMAN	Reimburse-FD	\$226.38
RJS WELDING LLC	Services-ST	\$120.00
RODER, ALBERT W.	Phone Allow	\$100.00
ROY NICOLAS	Reimburse-FD	\$353.15
RYDELL AUTO GROUP	Squad-PD	\$29,451.79
S & K COLLECTIBLES	Shipping-W	\$27.42
SHERRETS, TODD	Office Supplies-CH	\$60.00
SHIVE HATTERY	Services-W	\$3,029.04
SIGNS & MORE	Pool Equip-PR	\$1,814.50
SIMMONS, JENNIFER	Reimburse-FD	\$488.97
SIMMONS, TAYLOR	Reimburse-FD	\$108.66
SPAHN & ROSE LUMBER COMPA	Supplies-FD	\$380.68
STRAND ASSOCIATES	SERVICES-W	\$520.00
SUPERIOR CLEANING SERVICE	Bldg Maint-PR	\$2,910.01
TASC	FLEX MEDICAL	\$2,376.38
TBT SPORTS	Supplies-PR	\$900.00
TESTAMERICA LABORATORIES	Lab Analysis-W	\$1,655.32
THOMA, TIFFANY	Instructor-PR	\$720.00
T-MOBILE USA INC	Supplies-PD	\$60.00
TREASURER-STATE OF IOWA	STATE TAXES	\$7,316.00
TRENT IRVINE	Reimburse-FD	\$335.04
TRUE VALUE HARDWARE	Supplies-PR,FD,W,ST,PD	\$947.08
UNUM	LIFE/AD&D INS	\$920.96
US CELLULAR	Phone-FD	\$1,083.37
USA BLUE BOOK	Supplies-W	\$110.00
UTILITY EQUIPMENT COMPANY	Equip Repair-W	\$3,454.17
VERIZON WIRELESS	Utility-CH,F,PR	\$169.60
VESSCO INC	Equipment-W	\$598.75
VISION SERVICE PLAN	VISION PRETAX	\$318.26
WALMART COMMUNITY	Supplies-PR,W,PD,CH,ST	\$590.77
WASTE MANAGEMENT	Garbage-CH	\$43,428.76
WELLMARK BCBS	HEALTH BENEFIT	\$47,360.99
WINTHROP NEWS, THE	Publicat-CH	\$608.18

WITMER PUBLIC SAFETY	Supplies-FD	\$130.00
WOLF, JACOB	Reimburse-FD	\$597.63
WULFEKUHL, JORDON	Reimburse-FD	\$488.97
ZIMMERLY, MIKE	Reimburse-FD	\$371.26

CLAIMS TOTAL \$590,970.25; General \$285,227.10; Library \$26,217.32; Hotel-Motel \$125.00; Street Dept-Road Use Tax \$58,267.04; Employee Benefits \$465.30; Economic Development \$236.00; Cap Proj-Street Improve \$23,506.45; Cap Proj-Visioning \$13,834.00; Cap Outlay Savings/LOST \$77,546.80; Cap Proj-Highway 150 \$8,337.50; Water \$24,000.63; Sewer Utility \$58,572.80; Self Insurance \$14,143.00; Self Insurance-Enterprise \$491.31.

REVENUES MONTH TO-DATE TOTAL \$564,769.43; General \$91,554.77; Library \$28,958.17; Street Dept-Road Use \$66,720.50; Employee Benefits \$8,597.49; Emergency Levy \$398.53; Tax Increment Financing \$5,686.19; Debt Service \$5,853.38; Debt-Special Assessment \$1,817.00; Cap Proj-Street Improve \$177,498.60; Cap Outlay Savings/LOST \$18,952.29; Water \$52,292.75; Sewer Utility \$72,204.73; Sewer Sinking Revenue Bond \$13,161.50; Storm Water \$6,799.22; Self Insurance \$13,831.00; Self Insurance-Enterprise \$443.31.

The January 2022 bank reconciliation and the revenues and expenses by department to date were available for council review and discussion.

PETITIONS FROM THE PUBLIC

Craig Hughes, Plant Manager with Blue Buffalo, shared the history of the buying of the Tyson Pet Products building and plans for the future of the company in and with the City of Independence.

Nikki Barth, Independence Area Chamber of Commerce, presented a draft calendar of events for the 175th Celebration for the City of Independence and discussed a few of the events being planned.

Fire Chief Richard Newton presented the 2021 annual fire report to the council.

HEARINGS & ORDINANCES

Council Member Kurtz with a motion to receive and file proof of publication of notice of public hearing for the amendment to Chapter 3 Wards and Precincts, second by Council Member Callahan. Ayes: All. Absent: Jensen. Council Member Callahan with a motion to hold the public hearing, second by Council Member O'Loughlin. Ayes: All. Absent: Jensen. City Manager Roder shared that the Secretary of State reached out to City Hall saying that each ward description needs to say "Precinct-Ward" instead of just "Ward" and that the Ward descriptions have been approved. Council Member Callahan with a motion to close the hearing and receive and file oral and written comments, second by Council Member O'Loughlin. Ayes: All. Absent: Jensen. Council Member Callahan with a motion to approve the first reading, second by Council Member O'Loughlin. The roll being called the following Council Members voted: Ayes: Huston, Hanna, Kurtz, Prusator, O'Loughlin, and Callahan. Absent: Jensen. Council Member Huston with a motion to waive the requirement of three considerations of this Ordinance prior to final passage and have this measure placed on its final passage for adoption pursuant to Iowa Code Section 380.3, second by Council Member Kurtz. The roll being called the following Council Members voted: Ayes: Kurtz, Prusator, O'Loughlin, Callahan, and Huston. Nays: Hanna. Absent: Jensen. Motion failed.

Council Member Callahan with a motion to hold the public hearing for the Max Levy for Fiscal Year 2023, second by Council Member Kurtz. Ayes: All. Absent: Jensen. Mayor Hill explained the purpose of this hearing as an effort to be transparent to the citizens. Council Member Kurtz with a motion to close the hearing and receive and file oral and written comments, second by Council Member Callahan. Ayes: All. Absent: Jensen. Council Member Kurtz with a motion to approve a resolution on the Max Levy for Fiscal Year 2023 SF634 Max Levy Budget, second by Council Member Callahan. The roll being called the following Council Members voted: Ayes: Kurtz, Prusator, O'Loughlin, Callahan, Huston, and Hanna. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-33 in the Official Book of Resolutions.

Council Member Callahan with a motion to set the date of public hearing for March 14, 2022, at 4:45 p.m. in City Hall Council Chambers for the approval of the Fiscal Year 2023 Budget and Budget Transactions, second by Council Member O'Loughlin. Ayes: All. Absent: Jensen.

Council Member Kurtz with a motion to set a public hearing for February 28, 2022, at 5:00 p.m. to rescind City Code Section 17.02(8) Powers and Duties – Council Committees, second by Council Member O'Loughlin. Ayes: All. Absent: Jensen.

LIBERTY TRAIL SOUTH EXTENSION PROJECT

Brian Crawford, Crawford Engineering, presented information regarding the bids received and the project area. Council Member Kurtz with a motion to adjourn further action of bids until Monday, February 28, 2022, at 5:00 p.m., second by Council Member Callahan. The roll being called the following Council Members voted: Ayes: Prusator, O'Loughlin, Callahan, Huston, Hanna, and Kurtz. Absent: Jensen.

Council Member Callahan with a motion to set a public hearing date of Monday, February 28, 2022, at 5:00 p.m. for the proposed plans, specifications, form of contract and estimate of cost for the Liberty Trail South Extension Project, second by Council Member Huston. The roll being called the following Council Members voted: Ayes: O'Loughlin, Callahan, Huston, Hanna, Kurtz, and Prusator. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-50 in the Official Book of Resolutions.

2022 STREET REHABILITATION PROJECT

Council Member Kurtz with a motion to receive and file proof of publication of notice of public hearing for the 2022 Street Rehabilitation Project, second by Council Member Callahan. Ayes: All. Absent: Jensen. Council Member Kurtz with a motion to hold the public hearing, second by Council Member Callahan. Ayes: All. Absent: Jensen. Mayor Hill asked if any comments were received. City Clerk Lampe said that there were written comments received. City Manager Roder shared that two written comments were received and a petition earlier today.

John Nenning, 203 9th Ave SW, said that he had heard lots of anger from everyone that he had taken the petition to. He also asked why are there cities in the Midwest similar in size that do not assess street repair or street building to the property owners like we do? What is Independence doing differently that assessments must be done? How are the utilities funded that are under the streets? If those are repaired, do those costs get passed on to the homeowners or is the city responsible. He spoke of his concerns with storm water drainage issues and how that needs to be improved. Mr. Nenning stated he is dead opposed to street improvements until facts are presented. He also spoke to school officials about the buses that drive along 2nd Street SW and 9th Avenue SW. He is wondering why the school has such high traffic on the street, but there are 4 homes that are responsible for paying for the repairs. He feels that whomever is causing the damage to the streets should be responsible for paying for the damage. If it is a residential area, then there should not be any semis driving on it. From what he can see, the surface of the streets in this area are fine, but he is concerned about the utilities underneath. He feels that the work needs to be done on the utilities before work is done on the street. He asked why the houses on the corner lots are being double assessed. He wants rules to be implemented to say that homes on the corner lot are only assessed on the street where the mail is addressed to.

Linda Bagby, 615 5th St NW, objected to some of the project. She feels the letter came too quickly and didn't leave enough time to get a petition in order and respond. She did agree with Mr. Nenning that the utilities should be in good working order before the street is done. She feels that the city needs to be more attentive to the citizens in the community that support and pay the taxes for the community.

Don Kolar, 718 5th St NE, disapproves of the two-week notice received about the preliminary assessment. He moved in in 2007 and the street looks just the same. He would prefer to see a three way stop near his home to help with traffic. There is also a lot of semi traffic in that area which is a residential area. Everyone in his neighborhood is on a fixed income and unsure of how they will be paying for this. Mr. Kolar stated that the utilities should be addressed as he receives letters about insurance for water lines and sewer lines. He mentioned the one penny tax and asked where that money goes. Waterloo uses that to pay for their road projects.

Dessa Randall, 710 1st St E, owns property on 2nd St. She is not opposed to paying a portion of the street. She shared that the road was not in bad shape until the detour happened. In 2017, it was marked in poor condition, and after the detour it was in very poor condition.

There was an individual on Microsoft Teams, but they left the meeting.

City Manager Roder explained that not all cities use the special assessment process. It is a city by city decision to use it or not. The assessment is not for the underground utilities. For the corner lots, it has been the City's practice to only assess one side for the corner lots. Several years ago, the City Attorney advised the City to adopt a policy that was more in line with State Code 384. Property owners are required to be notified of any potential assessments related to a project. It is when it is time for the final assessment that the Council can make the determination to not assess one side of a corner lot. He explained the Service Line Warranties insurance policy for homeowners for the water or sewer service lines and it is voluntary to purchase this insurance. The utilities under the streets are the City's responsibility. The lines are televised before a street project is started to see the condition of the lines.

Mayor Hill explained that the water and sewer lines are enterprise funds and those funds are collected in a citizen's utility bill. There is also a stormwater fee that is collected to start addressing stormwater issues within Independence. An overall study is planning on being done to identify all areas. He spoke of areas that have already been identified and plans on when that work may be done.

Todd Sherrets, Building, Code, & Streets, spoke on the stormwater utility and the areas that are known to be an issue. Until the city-wide survey is done, the known areas will be dealt with.

Brian Crawford, Crawford Engineering, explained how it is determined what type of rehabilitation work is done for streets and avenues. He also explained timelines of asphalt and concrete being used on projects.

James Hoskins, 614 6th St NW, had most of his questions answered by the discussion already. His main question was the amount listed and that there was no due date. City Manager Roder shared that this is just the preliminary assessment. Once the project is completed, another letter will be sent out with the final assessment and needs to be paid within thirty days. Past practice has also been that any final assessments not paid were sent to the Buchanan County Treasurer's office to be paid over ten years at four percent interest. This preliminary assessment amount is the maximum that can be charged. Mr. Hoskins asked if dates were known as to when the work would be done as he is planning on a project later this year and doesn't want to have to rip up a portion of the new street. City Manager Roder said that no dates have been set yet as there are more steps to be done. When that time comes, the City can be in touch and work together.

Dessa Randall asked for clarification on the ten-year repayment. City Manager Roder shared that the Council will set that at the end of the project, but past practice has been ten years to pay it back. A resident does not have to notify the City if he/she is electing to do that.

Linda Bagby said that does seem reasonable, but it is not interest free. She did ask how that works if the property taxes are escrowed in the mortgage payment.

Don Kolar asked why residents are getting assessed for the street project when they don't own the street. Residents own from the sidewalk to their house.

Mayor Hill explained why the City does special assessments for street projects. He shared when he first became a Council Member, he received numerous calls from people wanting their streets fixed. Council at that time said that years ago there were extra funds, so no special assessments were done for street projects. Since then, street projects stopped because the city didn't have that extra money anymore. He shared that the City borrows money in order to do street projects as they have been getting favorable interest rates. The City is unable to bond for an amount high enough so special assessments do not have to be done without raising the debt service levy that in turn raises property taxes for all residents.

City Manager Roder did share that work needs to be done regarding the petition that was turned in. It would be best to continue the discussion on the project at the February 28, 2022, council meeting.

Council Member Huston with a motion to close the public hearing and receive and file oral and written comments, second by Council Member Callahan. Ayes: All. Nays: Hanna. Absent: Jensen. Council Member O'Loughlin with a motion to adjourn further action related to the 2022 Street Rehabilitation Project to February 28, 2022, at 5:00 p.m., second by Council Member Callahan. The roll being called the following Council Members voted: Ayes: Callahan, Huston, Hanna, Kurtz, Prusator, and O'Loughlin. Absent: Jensen.

HUMMINGBIRD II HOUSING URBAN RENEWAL AREA

Council Member Kurtz with a motion to receive and file proof of publication of notice of public hearing for Hummingbird II Housing, second by Council Member O'Loughlin. Ayes: All. Absent: Jensen. Council Member Callahan with a motion to hold the public hearing, second by Council Member O'Loughlin. Ayes: All. Absent: Jensen. City Manager Roder explained the proposed housing area location. Council Member Kurtz with a motion to close the hearing and receive and file oral and written comments, second by Council Member Callahan. Ayes: All. Absent: Jensen.

Council Member Callahan with a motion to approve a resolution to declare necessity and establish an Urban Renewal Area, pursuant to Section 403.4 of the Code of Iowa and approve the Urban Renewal Plan and project for the Hummingbird II Housing Urban Renewal Area, second by Council Member O'Loughlin. The roll being called the following Council Members voted: Ayes: Kurtz, Prusator, O'Loughlin, Callahan, Huston, and Hanna. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-34 in the Official Book of Resolutions.

Council Member Callahan with a motion to approve an ordinance providing for the division of taxes levied on taxable property in the Hummingbird II Housing Urban Renewal Area, Pursuant to Section 403.19 of the Code of Iowa, second by Council Member O'Loughlin. The roll being called the following Council Members voted: Ayes: Prusator, O'Loughlin, Callahan, Huston, Hanna, and Kurtz. Absent: Jensen.

Council Member Kurtz with a motion to approve a resolution setting a date of March 14, 2022, at 5:00 p.m. at which

it is proposed to approve a development agreement with Steve Gee Construction, Inc., including annual appropriation tax increment payments, second by Council Member Callahan. The roll being called the following Council Members voted: Ayes: O'Loughlin, Callahan, Huston, Hanna, Kurtz, and Prusator. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-35 in the Official Book of Resolutions.

CDBG POLICIES

Council Member Kurtz with a motion to approve a resolution that adopts a code of conduct for the officers and employees of the City of Independence, Iowa, second by Council Member Callahan. The roll being called the following Council Members voted: Ayes: Callahan, Huston, Hanna, Kurtz, Prusator, and O'Loughlin. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-36 in the Official Book of Resolutions.

Council Member Callahan to approve a resolution that establishes a policy on the prohibition of the use of excessive force, second by Council Member O'Loughlin. The roll being called the following Council Members voted: Ayes: Huston, Hanna, Kurtz, Prusator, O'Loughlin, and Callahan. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-37 in the Official Book of Resolutions.

Council Member Callahan with a motion to approve a resolution that adopts a procurement policy, second by Council Member Prusator. The roll being called the following Council Members voted: Ayes: Hanna, Kurtz, Prusator, O'Loughlin, Callahan, and Huston. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-38 in the Official Book of Resolutions.

Council Member Kurtz with a motion to approve a resolution that adopts an anti-residential displacement and relocation assistance plan, second by Council Member Huston. The roll being called the following Council Members voted: Ayes: Kurtz, Prusator, O'Loughlin, Callahan, Huston, and Hanna. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-39 in the Official Book of Resolutions.

Council Member Callahan with a motion to approve a resolution that actively promotes fair housing, second by Council Member O'Loughlin. The roll being called the following Council Members voted: Ayes: Prusator, O'Loughlin, Callahan, Huston, Hanna, and Kurtz. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-40 in the Official Book of Resolutions.

Council Member Kurtz with a motion to approve a resolution that adopts an equal opportunity policy, second by Council Member Prusator. The roll being called the following Council Members voted: Ayes: O'Loughlin, Callahan, Huston, Hanna, Kurtz, and Prusator. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-41 in the Official Book of Resolutions.

Council Member Callahan with a motion to approve a resolution that adopts a Lobby Policy governing the lobbying of housing and urban development personnel and/or department of commerce personnel, second by Council Member Huston. The roll being called the following Council Members voted: Ayes: Callahan, Huston, Hanna, Kurtz, Prusator, and O'Loughlin. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-42 in the Official Book of Resolutions.

Council Member Kurtz with a motion to authorize the City Manager to be an authorized signature for the CDBG Grant 20-CVN-003, second by Council Member Callahan. The roll being called the following Council Members voted: Ayes: Callahan, Huston, Hanna, Kurtz, Prusator, and O'Loughlin. Absent: Jensen.

Council Member Kurtz with a motion to authorize the Mayor to sign the competitive certification of compliance related to CDBG Procurement Standards, second by Council Member Prusator. The roll being called the following Council Members voted: Ayes: Huston, Hanna, Kurtz, Prusator, O'Loughlin, and Callahan. Absent: Jensen.

Council Member O'Loughlin with a motion to approve and authorize the Mayor to sign the administrative plan for the 20-CVN-003 Grant, second by Council Member Callahan. The roll being called the following Council Members voted: Ayes: Hanna, Kurtz, Prusator, O'Loughlin, Callahan, and Huston. Absent: Jensen.

Council Member Callahan with a motion to approve and authorize the Mayor to sign the administrative plan for the 21-DTR-002 Grant, second by Council Member O'Loughlin. The roll being called the following Council Members voted: Ayes: Kurtz, Prusator, O'Loughlin, Callahan, Huston, and Hanna. Absent: Jensen.

RESOLUTIONS

Council Member Kurtz with a motion to approve a resolution that decertifies certain assessments that were sent to the Buchanan County Treasurer, second by Council Member O'Loughlin. The roll being called the following Council Members voted: Ayes: Prusator, O'Loughlin, Callahan, Huston, Hanna, and Kurtz. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-43 in the Official Book of Resolutions.

Council Member Kurtz with a motion to repeal and replace Resolution 2022-27 that accepts and approves the declaration of submission of property to horizontal property regime for Three Elms Condominiums within 2 miles of the city limits of Independence, Iowa, second by Council Member Callahan. The roll being called the following Council Members voted: Ayes: O'Loughlin, Callahan, Huston, Hanna, Kurtz, and Prusator. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-44 in the Official Book of Resolutions.

Council Member Callahan with a motion to approve a resolution authorizing participation in the Resilient Iowa Communities Program, second by Council Member Huston. The roll being called the following Council Members voted: Ayes: Callahan, Huston, Hanna, Kurtz, Prusator, and O'Loughlin. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-45 in the Official Book of Resolutions.

Council Member Callahan with a motion to approve a resolution that authorizes permanent part-time wages up to \$15.00/hour, second by Council Member O'Loughlin. City Manager Roder explained that if a department chooses to pay an employee more than \$15.00/hour, that additional funding would need to be found within the department's operating budget. The roll being called the following Council Members voted: Ayes: Huston, Hanna, Kurtz, Prusator, O'Loughlin, and Callahan. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-46 in the Official Book of Resolutions.

Council Member Callahan with a motion to approve a resolution approving salary/wage increases effective July 1, 2022, for uniformed police officers, second by Council Member Prusator. The roll being called the following Council Members voted: Ayes: Hanna, Kurtz, Prusator, O'Loughlin, Callahan, and Huston. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-47 in the Official Book of Resolutions.

Council Member Huston with a motion to approve a resolution approving pay equity wage adjustments for specific salaried and non-bargaining employees, second by Council Member Kurtz. Mayor Hill reviewed the positions identified as being of a lower rank in the Estherville wage study. Council Member O'Loughlin commented that this was not discussed as presented at the last Committee of the Whole. Mayor Hill came up with a compromise after the meeting and presented it to all Council Members prior to this meeting. If Council Members were not in favor, they could vote no on it. This is just to put these positions in the middle of the rankings in future wage studies. Council Member Callahan shared she was in favor of this compromise. The roll being called the following Council Members voted: Ayes: Kurtz, Prusator, O'Loughlin, Callahan, Huston, and Hanna. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-48 in the Official Book of Resolutions.

Council Member Prusator with a motion to approve a resolution that approves salary/wage increases effective July 1, 2022, second by Council Member Callahan. The roll being called the following Council Members voted: Ayes: Prusator, O'Loughlin, Callahan, Huston, and Kurtz. Nays: Hanna. Absent: Jensen.

Resolution adopted and upon approval by Mayor assigned No. 2022-49 in the Official Book of Resolutions.**OTHER BUSINESS**

Council Member Kurtz with a motion to approve the 2022 agreement for Billing Services and Water Meter Reading with Independence Light & Power, second by Council Member Callahan. The roll being called the following Council Members voted: Ayes: O'Loughlin, Callahan, Huston, Hanna, Kurtz, and Prusator. Absent: Jensen.

Council Member Callahan with a motion to modify the City organization structure separating the Streets Superintendent position from the Buildings & Codes Enforcement Officer and approve the amended job descriptions for each position, second by Council Member Huston. Mayor Hill explained the history of how this came to be. Council Member Hanna raised her concern about the wage that was received when the positions were combined and now the position is being split back out. Mayor Hill asked if the job descriptions could be approved tonight and the wage be discussed at the next meeting. The roll being called the following Council Members voted: Ayes: Callahan, Huston, Hanna, Kurtz, Prusator, and O'Loughlin. Absent: Jensen.

Council Member Kurtz with a motion to approve the strategic plan, second by Council Member Prusator. The roll being called the following Council Members voted: Ayes: Huston, Hanna, Kurtz, Prusator, and Callahan. Nays: O'Loughlin. Absent: Jensen.

Council Member Prusator with a motion to approve the revised Airport Rules and Regulations, second by Council Member Callahan. The roll being called the following Council Members voted: Ayes: Hanna, Kurtz, Prusator, O'Loughlin, Callahan, and Huston. Absent: Jensen.

Brian Crawford, Crawford Engineering, gave an update regarding the 6th Avenue SW Trail Project.

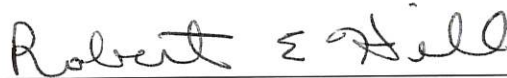
REPORTS

The following comments were heard from Council and Staff: City Manager- The Chamber Banquet is March 12th, and the City has eight seats available for those interested in going. The Rural Economic Summit is in Ames on April 12th and 13th. Police- The violations on the west side of the City are broken down as far as Chief is able to get them. Sensys/Gatso will be here this week to discuss camera placement. The Chief explained what happens to violations that happen when there is no school. Talked about dumpsters at Waste Management and concerns about illegal dumping happening. Mayor- In March, Wheels on Meals is having elected officials assist in delivering meals. Citizens should be receiving postcards for a survey on the usage of the American Rescue Plan funds that the City has and will receive.

ADJOURNMENT

Motion by Council Member Callahan, second by Council Member Huston to adjourn. Ayes: All.

Whereupon Mayor Hill declared the meeting adjourned at 7:33 p.m.



Robert Hill, Mayor of the City of Independence, Iowa

ATTEST:



Susi Lampe, IaCMC, IaCFO, City Clerk/Treasurer of the City of Independence, Iowa