

MINUTES OF THE SULLY CITY COUNCIL

SULLY, IOWA

SEPTEMBER 13, 2021

To help stop the spread of the COVID-19 virus, the meeting of the Sully City Council was also made available to the public through electronic means.

The Sully City Council met in regular session at 7:00 p.m., on September 13, 2021, in the Council Chambers with Mayor Gordon Yarrington presiding. The following Council Members were present: Jeff Burkett, Wes Van Wyk, and Teryl Ver Ploeg. Council Member Josh Foster attended via Zoom. Council Member Jon Van Wyk was absent.

CONSENT AGENDA: Motion made by Ver Ploeg, Second made by Burkett, to approve the consent agenda consisting of minutes for August 9, 2021; payment of claims list; monthly treasurer's report; equipment fund summary and revolving loan fund summary. Roll Call Vote: 3-0-1 Motion carried (Council Member W. Van Wyk abstained from vote)

APPROVE LIBRARY DIRECTOR: Motion made by Ver Ploeg, Second made by Burkett, to approve hiring Judy Zegers as Director of the Sully Community Library effective September 30. Hourly pay rate will be \$19/hour with \$0.50 raise after the first six months. Roll Call Vote: 4-0 Motion carried

CONSIDER UECO INVOICE FOR ISLOLATION VALVE PROJECT: Motion made by Burkett, Second made by Ver Ploeg, to approve payment of \$67,225 invoice submitted by UECO for installation of water main isolation valves. Roll Call Vote: 4-0 Motion carried

CONSIDER AMENDED ANIMAL PROTECTION AND CONTROL ORDINANCE: Motion made by Burkett, Second made by Foster, to approve on second reading an ordinance amending city code pertaining to animal protection and control. Roll Call Vote: 4-0 Motion carried

Motion made by W. Van Wyk, Second made by Burkett, to suspend statutory requirement for a third reading and adopt Ordinance 1129 amending the Municipal Code provisions pertaining to animal protection and control. Roll Call Vote: 4-0 Motion carried

CONSIDER AMENDED PROVISIONS PERTAINING TO ABANDONED VEHICLES: Motion made by Burkett, Second made by W. Van Wyk, to approve on second reading an ordinance amending city code pertaining to abandoned vehicles. Roll Call Vote: 4-0 Motion carried

Motion made by W. Van Wyk, Second made by Burkett, to suspend statutory requirement for a third reading and adopt Ordinance 1130 amending the Municipal Code provisions pertaining to abandoned vehicles. Roll Call Vote: 4-0 Motion carried

CONSIDER AMENDED PROVISIONS PERTAINING TO ALCOHOLIC BEVERAGE CONTROL: Motion made by Burkett, Second made by W. Van Wyk, to approve on second reading an ordinance amending city code pertaining to alcoholic beverage control. Roll Call Vote: 4-0 Motion carried

Motion made by W. Van Wyk, Second made by Burkett, to suspend statutory requirement for a third reading and adopt Ordinance 1131 amending the Municipal Code provisions pertaining to alcoholic beverage control. Roll Call Vote: 4-0 Motion carried

MINUTES OF THE SULLY CITY COUNCIL

SULLY, IOWA

SEPTEMBER 13, 2021

CONSIDER AMENDED PROVISIONS PERTAINING TO FAILURE TO ASSIST: Motion made by Ver Ploeg, Second made by Burkett, to approve on second reading an ordinance amending city code pertaining to failure to assist. Roll Call Vote: 4-0 Motion carried

Motion made by W. Van Wyk, Second made by Burkett, to suspend statutory requirement for a third reading and adopt Ordinance 1132 amending the Municipal Code provisions pertaining to failure to assist. Roll Call Vote: 4-0 Motion carried

CONSIDER AMENDED PROVISIONS PERTAINING TO INTERFERENCE WITH OFFICIAL ACTS: Motion made by Burkett, Second made by Foster, to approve on second reading an ordinance amending city code pertaining to interference with official acts. Roll Call Vote: 4-0 Motion carried

Motion made by W. Van Wyk, Second made by Burkett, to suspend statutory requirement for a third reading and adopt Ordinance 1133 amending the Municipal Code provisions pertaining to interference with official acts. Roll Call Vote: 4-0 Motion carried

CONSIDER AMENDED PROVISIONS PERTAINING TO PEDDLERS, SOLICITORS, AND TRANSIENT MERCHANTS: Motion made by Ver Ploeg, Second made by W. Van Wyk, to approve on second reading an ordinance amending city code pertaining to peddlers, solicitors, and transient merchants. Roll Call Vote: 4-0 Motion carried

Motion made by W. Van Wyk, Second made by Burkett, to suspend statutory requirement for a third reading and adopt Ordinance 1134 amending the Municipal Code provisions pertaining to peddlers, solicitors, and transient merchants. Roll Call Vote: 4-0 Motion carried

CONSIDER AMENDED PROVISIONS PERTAINING TO PUBLIC DISORDER: Motion made by Ver Ploeg, Second made by W. Van Wyk, to approve on second reading an ordinance amending city code pertaining to public disorder. Roll Call Vote: 4-0 Motion carried

Motion made by W. Van Wyk, Second made by Burkett, to suspend statutory requirement for a third reading and adopt Ordinance 1135 amending the Municipal Code provisions pertaining to public disorder. Roll Call Vote: 4-0 Motion carried

RESOLUTION TO AUTHORIZE AND APPROVE AGREEMENT WITH IMPACT COMMUNITY ACTION PARTNERSHIP: Motion made by Burkett, Second made by, W. Van Wyk, to adopt Resolution 2021-23 authorizing and approving an agreement with Impact Community Action Partnership for Administration of Iowa Low-Income Household Water Assistance Program (LIHWAP). Roll Call Vote: 4-0 Motion carried

RESOLUTION AUTHORIZING INTERNAL ADVANCES FOR FUNDING OF HOUSING INFRASTRUCTURE URBAN RENEWAL PROJECT: Motion made by Ver Ploeg, Second made by, W. Van Wyk, to adopt Resolution 2021-24 authorizing internal advances for funding of housing infrastructure urban renewal project. Roll Call Vote: 4-0 Motion carried

MINUTES OF THE SULLY CITY COUNCIL

SULLY, IOWA

SEPTEMBER 13, 2021

DISCUSS CUT-IN VALVE BY LS SCHOOLS: Motion made by Burkett, Second made by W. Van Wyk, that the cut-in isolation water main valve installed on LS School property was placed at no cost to the School but an easement for city access to repair and/or maintain the water main isolation valve will need to be granted by the School. Roll Call Vote: 4-0 Motion carried

DISCUSS POSSIBLE SOLAR PANEL REGULATION: Current city code has no specific regulations regarding the installation of solar panels, solar gardens or solar farms. Council Members discussed what, if any, regulations that should be put in place for the installation of solar panels. Clerk will look for examples of ordinances to allow roof mounted solar panels only with a process to apply for an exception or variance to this requirement. No formal action taken.

DISCUSS FINES FOR ILLEGAL DUMPING AT DUMPSTER AND BUNKER: Motion made by Foster, Second made by Ver Ploeg, to make the fee for illegal dumping \$250 with no exceptions for both the yard waste dumpster and the tree limb bunker. Roll Call Vote: 3-1 Motion carried (Council Member Burkett voted no)

Motion made by Burkett, Second made by W. Van Wyk, to drop the fee for illegal dumping down to \$250 for Bob Nikkel. Roll Call Vote: 0-3 Motion failed

Council Member Jeff Burkett left the meeting at 8:12 pm during discussion of and prior to the vote of the preceding motion.

The issue of fines/fees for dumping un-acceptable items at the yard waste dumpster and tree limb bunker will be referred to the city attorney.

REVIEW NUISANCE AND POSSIBLE CODE VIOLATION INFORMATION: Council Members reviewed notes and photographs taken during the July city tour and identified issues for property owner notification. No formal action taken.

DISCUSSION OF ITEMS ON ACTION SHEET: Council Members reviewed and discussed items on council action list.

REPORTS/COMMENTS:

1. PWD to rent a lift for staining/sealing wood beams on the Central Park stage
2. Dump truck needs a new compressor but unable to find one
3. FY2021 audit scheduled for the week of September 27
4. Fall cleanup day scheduled for October 12
5. Trick-or-treat night will be Friday, October 29 unless LS Schools are in football playoffs; then will be Saturday, October 30
6. City has received \$61, 919 from the American Rescue Plan Act
7. Council Member Ver Ploeg has identified some areas to possibly add stop signs
8. Council Member Ver Ploeg will research issue of flies being a nuisance around the dairy

Council meeting was adjourned at 8:55 p.m.