



## NOTICE OF PUBLIC MEETING

The Adel City Council met in regular session at Adel City Hall, 301 S. 10<sup>th</sup> St., Adel, Iowa, on Tuesday, September 9th, 2008, at 6:30 PM. Mayor Peters called the meeting to order and the following answered roll: Kirk, Swanson, McAvoy, Price.

Staff present: Administrator Bird, Clerk Gilliland, Attorney Reich, Compliance Officer Nichols, Park & Recreation Director Schenck, Librarian James.

### PUBLIC HEARING

- a) Public Hearing on **Ordinance No. 247** adding the Flowering Pear tree to the approved tree list  
**Motion by McAvoy, seconded by Swanson, to go into public hearing.**  
**Roll: Ayes-unanimous. Motion carried.**  
**No oral or written comments received.**  
**Motion by McAvoy, seconded by Swanson, to come out of public hearing.**  
**Roll: Ayes-unanimous. Motion carried.**

**Council member Haynes arrived.**

- b) Introduction and First Reading of **Ordinance No. 247**, adding the Flowering Pear tree to the approved tree list.  
**Introduction and motion to approve First Reading of Ordinance No. 247 by Swanson, seconded by McAvoy.**  
**Roll: Ayes-McAvoy, Haynes, Price, Kirk, Swanson. Motion carried.**  
**Motion to waive 2<sup>nd</sup> and 3<sup>rd</sup> readings and adopt Ordinance No. 247 by Swanson, seconded by McAvoy.**  
**Roll: Ayes-McAvoy, Haynes, Price, Kirk, Swanson. Motion carried.**
- c) Public Hearing on **Ordinance No. 248**, increase water rates for FY09.  
**Motion to go into public hearing by Swanson, seconded by McAvoy.**  
**Roll: Ayes-unanimous. Motion carried.**  
**No oral or written comments received.**  
**Motion to come out of public hearing by Kirk, seconded by Haynes.**  
**Roll: Ayes-unanimous. Motion carried.**
- d) Introduction and First Reading of **Ordinance No. 248**, increase water rates for FY09  
**Motion by Swanson, seconded by Price, to Introduce and approve the First Reading of Ordinance No. 248.**  
**Roll: Ayes-McAvoy, Haynes, Price, Kirk, Swanson. Motion carried**  
**Motion to waive 2<sup>nd</sup> and 3<sup>rd</sup> readings and adopt Ordinance No. 248 by Swanson, seconded by Kirk.**  
**Roll: Ayes-McAvoy, Haynes, Price, Kirk, Swanson. Motion carried.**

Public Hearing on **Ordinance No. 249**, increase sewer rates for FY09.

- e) Introduction and First Reading of **Ordinance No. 249**, increase sewer rates for FY09.

**Motion to go into public hearing by McAvoy, seconded by Kirk.**

**Roll: Ayes-unanimous.**

**No oral or written comments received.**

**Motion to come out of public hearing by McAvoy, seconded by Kirk.**

**Roll: Ayes-unanimous. Motion carried.**

#### COMMENTS FROM THE PUBLIC

Update and annual report from Dallas County Local Housing Trust Fund  
Jamie Bergkamp gave the report and asked for continued funding.

#### CONSENT AGENDA

- a) Consider approval of City Council Minutes dated August 12<sup>th</sup>, 2008  
b) Consider approval of bills  
c) Consider approval of Treasurer's Report for August 2008

**Motion by Haynes, seconded by Kirk to approve.**

**Roll: Ayes-unanimous. Motion carried.**

#### COMMITTEE REPORTS

Water, Sewer, and Sanitation Committee  
Public Safety Committee

#### DEPARTMENT REPORTS

- a) Code Compliance  
Nichols gave report on current activities.  
b) Parks & Rec  
Schenck reported on park activities.  
c) Library  
James presented power point of summer activities.

Mayor Peters commended the Library as well as Parks & Recreation for their efforts.

#### CITY ADMINISTRATOR'S REPORT

- a) Annexation  
Bird reported on meetings with Dallas County and Dallas Center.

#### NEW BUSINESS

- a) Consider approval of **Resolution 08-21**, a resolution authorizing the termination of a 28e agreement with the West Metro Regional Airport Authority and providing written notification thereof

Much discussion was held regarding the insurance requirement in the 28E Agreement. Administrator Bird was instructed by Council to seek a third opinion regarding the insurance.

**Motion to approve Resolution 08-21 by Kirk, seconded by Price.**

**Roll: Ayes-Kirk, Price. Nays-McAvoy, Swanson, Haynes.**

**Motion failed.**

- b) Consider private redevelopment agreement with Chemtech Commercial Development, LLC and set a date for public hearing on entering into 2008 Private Redevelopment Agreement  
**Motion by McAvoy, seconded by Haynes, to set a public hearing for 6:30 PM on Tuesday, October 14, 2008.**  
**Roll: Ayes-unanimous. Motion carried.**
- c) Consider request from Double Vision Development regarding sharing sewer line expense Council expressed concerns about setting precedence by sharing in a residential project.  
**Motion by Price, seconded by Haynes, to approve the request.**  
**Roll: Ayes-none. Nays-unanimous. Motion failed.**
- d) Consider new agreement offer from Black Dot Wireless for water tower antennae lease  
No action taken.
- e) Consider request by Keasey's Hideaway Lounge for Outdoor Service  
**Motion by Haynes, seconded by Price, to approve the request.**  
**Roll: Ayes-unanimous. Motion carried.**
- f) Discussion and Possible Action on City **Ordinance No. 250** relating to Delinquent Utility Accounts  
**Motion by Swanson, seconded by Haynes, to a public hearing for 6:30 PM on Tuesday, October 14, 2008.**  
**Roll: Ayes-unanimous. Motion carried.**
- g) Consider request for contribution to the Dallas County Local Housing Trust Fund  
**Motion by Swanson, seconded by Haynes, to approve the request.**  
**Roll: Ayes-unanimous. Motion carried.**

OTHER BUSINESS

There being no further business, meeting adjourned at 8:19 PM.

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James F. Peters, Mayor

Attest: \_\_\_\_\_  
Chad Bird, City Administrator