CALL TO ORDER: Mayor Christopher Taylor called the council meeting to order at 7 p.m. at Swisher City Hall, Swisher, Iowa on March 14, 2016.

Council Present: Angie Hinrichs, Rebekah Neuendorf, Mike Stagg, Larry Svec. Absent: Mary Gudenkauf.

Also present: City Clerk Tawnia Kakacek, City Engineers Tim Cutsforth and Rose Amundson, Library Director Laura Hoover, Public Works Supervisor Craig Vondracek, Johnson County Deputy Adolf, Sonja LaGrange, Kathryn Birky, Robin Kolosik, Nick Neuendorf, Dave Chalupsky, Monica Hayes-Skogman Realty, Dan Thayer, Lindsay Hinrichs, RaeLynn Lamparek, Shawn Irons, J. Scott Ritter-Hart-Frederick Consultants, University of Iowa Urban and Regional Students Todd Bagby, Frank Waisath, Priyanka Rayamajhi, Heidi Erickson.

Consent Agenda: Mayor noted that Agenda Item K-Preliminary Discussion of 711 Swisher View Drive should be taken off the agenda as the requester was not coming. Motion by Stagg, seconded by Neuendorf, to removed Item K from the agenda. Call for vote. All ayes. Motion carried.

After review and discussion, Stagg moved, seconded by Neuendorf, to approve the Consent Agenda consisting of: Amended Agenda, February 8 and 23, 2016 Minutes; updated List of Claims; February 2016 Clerk/Treasurer Report and Utility Audit Report; Class C Liquor License, Outdoor Service and Sunday Sales for J & S Shooters Inc; Class C Beer permit and Sunday Sales for Shelton’s Grocery; Resolution No. 2016-08 to certify to county auditor of delinquent utility bills; Resolution No. 2016-09 to approve sale of vacated alley between 59 and 75 Jefferson Avenue to James Rowe and authorize Mayor to execute Quit Claim Deed and other closing documents; Resolution No. 2016-10 to authorize Mayor to sign lease amendment with CRANDIC. Roll call vote was taken. All ayes. Absent: Gudenkauf. Motion carried.

Citizens’ Comments: None.

Reports:
Library Report: Library Director Laura Hoover submitted the approved Swisher Community Library Long Range Plan and reported the following: thanked the residents and library board that worked on the long range plan; acquired free shelves from the Carlisle library and will refurbish them; Easter Egg Hunt is March 26th at 11 a.m. sharp at Castek Park and will take candy donations or money to purchase candy, Wednesday before that they will be stuffing the easter eggs; Iowa Insurance Division is sponsoring Dash for the Stash Contest to win $1000 IRA at the library. She shared a few new books the library received.

Sheriff’s Report: Johnson County Deputy Sheriff Adolf would like to do presentation at future meeting on Crisis Intervention Training Program.

Engineer’s Report: City Engineer Cutsforth reported the following: had preconstruction meeting for Orchard Street Storm Sewer Project; reviewed Honey Creek Estates Plat; Birky’s alley; rezoning of 1540 Cou Falls Road.

Mayor Report: Mayor Taylor noted the city has a multi-year agreement with J & M Displays for fireworks and will extend contract at next month’s meeting. He met with the Mayor of Moravia IA going over their Historic Society and Community. Mayor noted American Legion is having their last Lenten Supper this Friday and apologized for not mentioning these suppers at last meeting.

Council Report: None.

Employees’ Reports: Vondracek noted the following: Teslik is back to work; had the generator repaired at wastewater treatment plant; new transmitter was put in the shop garage door; transferred sludge to the holding cell at plant; thanked Jerry Wood for helping with plowing snow this year; this week he will open park bathrooms, run the UV at the plant, clean up rocks on the road, clean up ditches; start working on the sign inventory. Hinrichs asked him to get the lines painted on Division Street and Dave Chalupsky asked to have some work done at the park.
Kakacek noted the following: during the baseball season the ball diamond is being used 3 nights each week; garage sale forms are at city hall and website; statewide tornado drill is March 23rd; applied for motor fuel refund; asked council if they wanted to go Part 3 Municipal Leadership Academy.

**BUSINESS:**

**Public Hearing to Rezone:** Motion by Svec, seconded by Stagg to open public hearing to consider rezoning Lot 1 Myra Serbousek 2nd Subdivision from Agriculture to RS40-Residential. Call for vote. All ayes. Absent: Gudenkauf. Public hearing opened at 7:20 p.m. No comments were presented. Motion by Svec, seconded by Hinrichs, to close public hearing. Call for vote. All ayes. Absent: Gudenkauf. Public hearing closed at 7:21 p.m.

**1st Reading and Final Reading of Ord.#255—Rezone to Lot 1, Myra Serbousek 2nd Subdivision:** Motion by Stagg, seconded by Hinrichs, to introduce Ordinance #255 by title only entitled “AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE MUNICIPAL CODE OF SWISHER, IOWA, REGARDING PROPERTY OWNED BY MARK AND SAMANTHA IRONSIDE (5.65 ACRES) TO SWISHER, IOWA” to RS40-Residential from Agriculture and be given its first reading. Roll call vote. Ayes: Hinrichs, Neuendorf, Stagg. Svec. Nays: None. Absent: Gudenkauf. Motion carried. Motion by Hinrichs, seconded by Svec, that the laws and rules providing that ordinances be considered and voted on for passage at two council meetings prior to the meeting at which it is to be finally passed be suspended and dispensed with and that Ordinance #255 be placed on its last reading. Roll call vote. Ayes: Hinrichs, Neuendorf, Stagg, Svec. Nays: None. Absent: Gudenkauf. Motion carried. Motion by Stagg, seconded by Svec, to place Ordinance #255 upon its final passage and be adopted. Roll call vote. Ayes: Hinrichs, Neuendorf, Stagg, Svec. Nays: None. Absent: Gudenkauf. Motion carried. Ordinance #255 adopted.

**County Shed:** City engineers Cutsforth and Amundson presented Phase 1 report with recommendations to proceed with Phase 2 testing for the county shed property to be purchased. Amundson noted IDNR has a program that would pay for the Phase 2 testing except the oversight of phase which would cost up to $2000 for HR Green services but would take longer to get done. If HR Green would do the Phase 2 testing, it would cost $11,000 but would have quicker turn around. After discussion, council directed city attorney to send letter to Johnson County Board of Supervisors requesting them to pay for the cost for Phase 2 and move ahead with IDNR program.

**University of Iowa Urban and Regional Students to Discuss Projects:** Todd Bagby introduced himself and the other students. He noted they would like to work on proposals to increase accessibility for alternative modes of transportation for Division Street and Summit Avenue crossing and trail crossing from Orchard Street city outlot to downtown. They would also try to find funding sources. Council agreed to them doing this. Mayor will act as point of contact.

**Public Hearing for 2016-17 Budget:** Motion by Stagg, seconded by Hinrichs to open public hearing to adopt 2016-17 Budget. Call for vote. All ayes. Absent: Gudenkauf. Public hearing opened at 7:49 p.m. No comments were presented. Motion by Hinrichs, seconded by Stagg, to close public hearing. Call for vote. All ayes. Absent: Gudenkauf. Public hearing closed at 7:50 p.m

**Request to Maintain Alley:** Katheryn Birky noted she would like a solid surface or blacktop on her alley as she has a piano lesson business and currently it is very muddy. Engineer Cutsforth told them they could grade to west of alley for drainage and culvert could be cleared. After discussion, council agreed to have the Public Works Department grade alley to the west, install rock, clear culvert and get estimate of chip/seal.

**Request to Install Fence on Unimproved 1st Street:** Dan Thayer requested to install chain link fences between 76 and 104 Howard Avenue on east and west side. He noted the adjoining owner was okay with it as long he can get his truck to the back of his yard. Discussion was brought up of liability. Engineer Cutsforth recommended Council treat it like an easement and have agreement done on this. Council agreed and directed to have city attorney draft an agreement on rights/ownership to install fence on city street. Mayor requested Thayer provide the city with formal description of project and noted he would have to meet city building/zoning requirements.

**Resolution No. 2016-11--Set Public Hearing Date to Vacate Part of 4th Street:** Lindsay Hinrichs presented drawing of the area showing that only 10 feet is left to build on after the street is vacated. After review of Swisher Planning and Zoning recommending approval to vacate and sell 4th Street from Central Avenue to railroad tracks, Svec moved, seconded by Stagg, to approve Resolution No. 2016-11 setting public hearing date for April 11, 2016 at 7 p.m. to vacate 4th Street from Central Avenue to railroad tracks. Roll call vote. Ayes: Neuendorf, Stagg, Svec. Nays: None. Abstain: Hinrichs as she may purchase part of street. Absent: Gudenkauf. Resolution No. 2016-11 passed.
Resolution No. 2016-12—Approve Honey Creek Estates 2nd Addt. Preliminary and Final Plat:  Skogman Realtor Monica Hayes noted this was to re-subdivide the lots into more even buildable lots. After review of recommendation of approval from Swisher Planning and Zoning and city engineer noting it conforms with city ordinances, Svec moved, seconded by Stagg, to approve Resolution No. 2016-12 entitled “A RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT HONEY CREEK ESTATES SECOND ADDITION, SWISHER, IOWA”. Roll call vote. Ayes: Hinrichs, Neuendorf, Stagg, Svec. Nays: None. Absent: Gudenkauf. Resolution No. 2016-12 passed.


Advertise for Part-Time Mowing Position:  Vondracek noted he has several jobs that require two people and it takes away time from mowing. He noted the amount of work especially in spring is more than he and Teslik can always handle each week. Vondracek and Kakacek noted this mowing position was in for next year’s budget but not this year. Kakacek the city could spend up to $3900 thru June 30th for part-time mowing. Mayor pointed out that Public Works previously had 2 full time employee positions and currently have 1.5 full time employees for the same work. After discussion, Neuendorf moved, seconded by Stagg to advertise for part-time mowing position. Call for vote. Ayes: Neuendorf and Stagg. Nays: Hinrichs and Svec. Absent: Gudenkauf. Motion did not pass.


5K Run/Walk Permit:  Mayor noted there are two 5K run/walk permit applications submitted for August 6th both for the same time. He directed council to limit discussion to issue of city permit, as role of city is not to mediate disputes between private parties. One application from RaeLynn Lamparek and one from Swisher Fun Days Committee. Councilperson Neuendorf noted she was removing herself from the council position for this topic and speak as the Fun Days President. After lengthy discussion with both applicants, council directed RaeLynn Lamparek and Swisher Fun Days Committee to work it out and come back to next regularly scheduled council meeting with one application.

Correspondence:  Council reviewed the following correspondence: Letter from City Attorney regarding removal of trailers; email from Joe Wilford regarding refugees; signup sheet for Planning and Zoning Workshop from ISU; email from IDOT regarding bridge inspections; updated list of elected officials, commissions and contact information. Johnson County Sheriff’s February 2016 Report, Alliant Community Resource Guide, MPOJC Budget Report, Mediacom Update, Midwest Assistance Program Newsletter, Chicken Permit for 76 Howard Avenue, Building Permits for 110 Hilltop Road, 109 Summit Avenue, and 119 Summit Avenue were on the council table for review.

Adjournment:  Motion by Hinrichs, seconded by Svec to adjourn. Call for vote. All ayes. Motion carried. Meeting adjourned at 9:35 p.m.

Tawnia Kakacek, City Clerk

Christopher Taylor, Mayor