**REGULAR CITY COUNCIL MEETING**

**Call To Order:** Mayor Christopher Taylor called the council meeting to order at 7:13 p.m. at Swisher Community Library, Swisher, Iowa on September 11, 2017.

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

**Also Present:** City Clerk/Finance Officer Tawnia Kakacek, Public Works Superintendent Rodney McNeal, Librarian Laura Hoover, City Engineer Tim Cutsforth, Lieutenant Brian Adolph from Johnson County Sheriff Department, Jerry Hightshoe, Gene Beard.

**Consent Agenda:** After review and discussion, Neuendorf moved, seconded by Hinrichs, to approve the Consent Agenda consisting of: Agenda; August 14th, 28th, and 31st, 2017 Minutes; List of Claims; August 2017 Clerk/Treasurer and Utility Billing Audit Reports; Resolution No. 2017-36 approving 2016-17 Street Finance Report. Roll call vote. Ayes: Gudenkauf, Hinrichs, Neuendorf, Stagg, Svec. Nays: None. Motion carried.

**Citizen Comments:** Gene Beard stated the new crossing signs are not visible until you are right by the sign and recommended to get signs that are lighted around the edges like Fairfax.

**Reports:**
- **Sheriff:** Lieutenant Adolph had no report.
- **Library:** Librarian Hoover stated they have lost their two Kirkwood students that worked at the library and need replacements from Kirkwood. She also needs help with the library Facebook page. Neuendorf offered to help.
- **Engineer:** Engineer Cutsforth stated he reviewed rezoning request and sign location in the city right-of-way.
- **Mayor:** Mayor Taylor stated he will be working with social media marketing students for their class credit with City of Swisher as their project.
- **Council:** Councilperson Svec stated the alley by Bernard Hynek’s is collapsing and hitting the fibre optic cable. McNeal will look at it. Svec noted Dean Teslik told him there will be substantial cost for sewer plant pumps in the future. Stagg stated the culvert by Erv Jones needs to be fixed. McNeal said he repaired it.
- **Employees:** McNeal stated he is learning a lot with this position and has been doing cold patches on streets around town. Kakacek reported the following: posted commissions’ openings that expire 12-31-17; will attend the Iowa League of Conference in September with the Mayor; Swisher Farmer’s Market has live music for the first 3 weeks in September; now selling the Scag mower and bids are to be done online at govdeals.com under Swisher.
- **Miscellaneous:** Council reviewed Planning & Zoning 8-28-17 Minutes, Parks & Recreation 8-17-17 Minutes.

**BUSINESS:**
- **Drainage Issue 333 3rd St SW:** Engineer Cutsforth presented quote from Hynek Landscaping cost of $13,855.00 to fix the drainage issue by 333 3rd Street SW but has asked them to resubmit another bid with some grading of the parking lot. Svec suggested hiring someone with a dozer to dig swale as trying to cut expenses for the city. After discussion, council directed engineer to get another bid with usage of bulldozer. Cutsforth has another option to fix the drainage problem which he will present at next meeting. McNeal inquired if the city could fix it themselves and rent a mini-tractor and install a culvert. McNeal will present cost at next meeting.
Payment for Central Avenue Drainage Project: Engineer Cutsforth stated Hynek Landscaping bill needed verification on few items so recommend not to close out or pay until next council meeting. Council agreed. McNeal inquired who mows this area. Hinrichs said she mows her area and Chalupsky has a company to mow his area.

Repair Storm Sewer: After review of quote, Gudenkauf moved, seconded by Neuendorf, to approve quote of $1,105.00 from H.F. Hartin Construction to repair storm sewer at 101 Orchard Street. Roll call vote. All ayes. Motion carried.

Safety Lights at Intersection of Summit and Division Streets: Kakacek presented two samples of flashing amber lights to attach on the warning signs. Gene Beard suggested to replace the new signs with signs that have flashing lights that are on the edges of the sign like Fairfax. He stated the current warning crossing signs are not far enough away from the crossing. Engineer Cutsforth stated they were to be placed at 150 feet from the crossing. McNeal will verify the distance they were installed. Council agreed to look at signs like Fairfax and consider the Option B that was presented for next regularly scheduled council meeting.

Resolution to Approve Rezoning Request of Jeff Merrell-Within 2-Mile Fringe Area: After review of P & Z recommendation of approval, Svec moved, seconded by Gudenkauf, to approve Resolution No. 2017-38 entitled “RESOLUTION APPROVING APPLICATION #27365 OF JEFF MERRELL, REQUESTING A REZONING OF 1.93 ACRES FROM A-AGRICULTURE TO R-RESIDENTIAL AND 3.63 ACRES FROM A-AGRICULTURE TO R3-RESIDENTIAL IN JOHNSON COUNTY, IOWA (Within the 2-mile fringe area agreement)”. Roll call vote. Ayes: Gudenkauf, Hinrichs, Neuendorf, Stagg, Svec. Nays: None. Resolution No. 2017-38 passed.


Set Public Hearing Date for Fireworks Ordinance: Kakacek noted this proposed ordinance is to match the state’s requirement, allowing fireworks to be sold in Swisher. Ordinance prohibiting the use of fireworks except by council approval will remain the same. Motion by Neuendorf, seconded by Stagg, to set public hearing on proposed fireworks ordinance for October 9, 2017 at 7 p.m. at city hall. Call for vote. All ayes. Motion carried.

Set Public Hearing Date to Rezone 999 Swisher View Drive: After review of P & Z recommendation of approval, Stagg moved, seconded by Neuendorf, to set public hearing on proposed rezoning of 999 Swisher View Drive from 5RM-Residential Multifamily and A-Agriculture to 12RS-Residential Single Family for October 9, 2017 at 7 p.m. at city hall. Call for vote. All ayes. Motion carried.

Resolution to Approve Ball Diamond Usage Fees: After review and discussion of recommendation of approval from Parks & Recreation Commission, Gudenkauf moved, seconded by Stagg, to approve Resolution No. 2017-40 entitled “RESOLUTION ADOPTING BALL DIAMOND FEE AND ADD TO THE CITY OF SWISHER POLICY AND PROCEDURES MANUAL FOR CITY OF SWISHER, IOWA” and use new reservation form. Roll call vote. Ayes: Gudenkauf, Hinrichs, Neuendorf, Stagg, Svec. Nays: None. Resolution No. 2017-40 passed. A $25 fee per night will be charged if ball diamond lights are used. McNeal noted the left ball diamond light is out, should be replaced next week.


Resolution to Install Signs: McNeal stated there is not a stop sign at the intersection of 3rd Street and Howard Avenue. He stated Rob Pudil requested no parking sign be installed by his driveway as it gets blocked and can’t get his business vehicle out due to the blocked driveway. Neuendorf inquired if there were some other areas that need to be looked at for the no parking. Beard stated Summit Avenue by Kava House is a concern and should have no parking on Summit Avenue. Hinrichs inquired if there are state guidelines where no parking signs should be installed. Svec stated he doesn’t want Pudil’s business to be held up due to this. Motion by Svec, seconded by Stagg, to approve resolution to install stop sign on 3rd and Howard and no parking sign on 57 1st Street SE. Roll call vote. Ayes: Svec and Stagg. Nays: Gudenkauf, Hinrichs, Neuendorf. Resolution failed. It was suggested to have no parking signs between Pudil driveway instead of on no parking on 1st Street and inquired if it was the city’s job to install these signs. There was some concern if this was special treatment for one business owner. After discussion, Gudenkauf moved, seconded by Neuendorf, to approve Resolution No. 2017-43 entitled “A RESOLUTION ALLOWING FOR THE INSTALLATION OF “NO PARKING” SIGNS AND “STOP SIGN” WITHIN THE CITY OF SWISHER, IOWA” with stop sign at Howard Avenue intersection of 3rd Street and “No Parking” signs between 57 1st Street driveway. Roll call vote. Ayes: Gudenkauf, Hinrichs, Neuendorf, Stagg, Svec. Nays: None. Resolution No. 2017-43 passed.

Correspondence: Building permit for 320 Aaron Court; August 2017 Johnson County Sheriff’s Report; IDOT Sign Replacement Program for Cities; ICAP 2016 Annual Report; Pipeline Association Awareness Newsletter were on the council table for review.

Adjournment: Motion by Gudenkauf, seconded by Stagg to adjourn. Call for vote. All ayes. Motion carried. Meeting adjourned at 8:31 p.m.

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Tawnia Kakacek, City Clerk  Christopher Taylor, Mayor