

**CITY OF SWISHER  
PLANNING & ZONING  
AUGUST 17, 2015 MINUTES**

**Planning & Zoning Meeting** called to order at 7:00 p.m. by P & Z Chairperson Randy Hurlbert at Swisher City Office, Swisher, IA on August 17, 2015.

**Planning & Zoning Members Present:** Randy Hurlbert, Ken Feldmann, Kathy Riggle, Dean Sturtz, Josh Pfannebecker, Lori Wiles. **Absent:** Clint Haight.

**Also Present:** City Clerk Tawnia Kakacek, Dan Thayer, Millard Berry, James Rowe.

**Agenda and Minutes:** Motion moved by Sturtz, seconded by Wiles to approve the agenda. Call for vote. All ayes. Absent: Haight. Motion carried. After review, Sturtz moved, seconded by Riggle to approve the July 27, 2015 Planning & Zoning Minutes. Call for vote. All ayes. Absent: Haight.

**Public Forum/Citizens Comments:** Feldmann questioned how the city was to maintain the creek going thru the proposed purchase of alley and street if owned by property owners. He reminded the property owners that the City will still need access to the area/creek if any improvements need to be done. Rowe and Berry felt it was not an issue as they currently take care of the city property. Feldmann recommended the property owners discuss accessing the property and maintain directly with the Council with the understanding if the City would need access, they would need to remove any fences or landscaping improvements that were allowed.

**Business:**

**Request to Vacate and Sell City Alley North of 76 Howard Avenue and 75 Jefferson Avenue:**

Kakacek noted all abutting owners of this alley were sent notice of meeting. Thayer noted on the west side of alley would be split so the barn is included in Smith's property of 125 Division Street. After discussion, Sturtz moved, seconded by Riggle, to recommend approval to vacate and sell city alley north of 76 Howard Avenue and 75 Jefferson Avenue and city council determine price to sale alley. Roll call vote. Ayes: Hurlbert, Pfannebecker, Wiles, Riggle, Sturtz. Nays: Feldmann. Absent: Haight. Motion carried. After more discussion, Wiles moved, seconded by Pfannebecker, to recommend all parties adjoining the alley have the right to purchase part of the alley. Roll call vote. Ayes: Hurlbert, Pfannebecker, Wiles, Riggle, Sturtz. Nays: Feldmann. Absent: Haight. Motion carried.

**Request to Vacate and Sell City Street South of 76 Howard Avenue and 75 Jefferson Avenue:**

Kakacek noted all abutting owners of this street were sent notice of meeting. Rowe noted adjoining property owner Emken is interested in purchasing part of the street. After discussion with property owners, Sturtz moved, seconded by Feldmann, to recommend not to sell unimproved 1<sup>st</sup> Street between Howard and Jefferson Avenues. Roll call vote was taken. All ayes. Absent: Haight. Motion carried. Thayer noted he wanted to put fence on the unimproved street but will now put on his property. Feldmann recommended he go to the Board of Adjustments for approval to fence on unimproved city street. Riggle noted this was not a decision Board of Adjustments could make as it is city property.

**Correspondence:** None.

**Adjournment at 7:42 p.m.** by Sturtz, seconded by Feldmann. Call for vote. All Ayes. Motion carried.

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Tawnia Kakacek, City Clerk

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Randy Hurlbert, P & Z Chairperson