

**CITY OF SWISHER  
PLANNING & ZONING  
AUGUST 26, 2019 MINUTES**

**Planning & Zoning Meeting** was called to order at 7:00 p.m. by P & Z Chairperson Randy Hurlbert at Swisher City Hall, Swisher, IA on August 26, 2019.

**Planning & Zoning Members Present:** Ken Feldmann, Randy Hurlbert, Alice Linhart, Josh Pfannebecker, Kathy Riggle, Dean Sturtz. **Absent:** Angie Hinrichs.

**Also Present:** City Clerk/Finance Officer Tawnia Kakacek, City Attorney Mark Parmenter, City Engineer Tim Cutsforth, Jefferson-Monroe Fire Department Representative Gene Beard.

**Agenda and Minutes:** Motion by Sturtz, seconded by Riggle to approve the agenda. Call for vote. All Ayes. Absent: Hinrichs. Motion carried. Motion by Pfannebecker, seconded by Feldmann to approve the January 28, 2019 Planning & Zoning Minutes. Call for vote. All ayes. Absent: Hinrichs. Motion carried.

**Citizen's Comments:** None.

**Business:**

**Annexation Request-Jefferson-Monroe Fire Department:** P & Z members inquired the following if city approved annexation request: the maintenance of Marak Road as the city would own both sides of Marak Road of 400'-450'; what is the benefit for the city as the fire department property does not pay property tax; city cost for annexation; does it affect the cost of Division/120<sup>th</sup> Street Project of what the city would pay as the city would own the southern half of 120<sup>th</sup> Street; is the city required to have sewer service out to them; does the city attorney has any concerns of annexation request. Kakacek noted the property the fire department is purchasing which is included in the annexation request is still not in their name and the owner would also need to fill out annexation request as well. Gene Beard noted the following: the fire department is in the process of purchasing the land from Marak; fire department is assuming Bernard Marak's property south of the fire station will eventually be annexed into the city; they want to develop training facilities and they are out of room in the current building; county is requiring 50' setback to build and the city requires only 25' setback which Johnson County Planning, Development & Sustainability Director Josh Busard recommended they annex into the city. City Engineer Cutsforth noted the city is not required to connect a sewer line out to them and they have a septic tank; if annexed in now it could cost the city up to \$200,000 for Division/120<sup>th</sup> Street Project from Marak Road to fire station as the county owns that section of the road. City Attorney Parmenter noted it could cost the city a couple thousand dollars for engineer and attorney fees if proceed with annexation and city should balance the needs of city and consider all additional expenses. Parmenter asked Cutsforth to verify with the county of additional expenses city could incur if property is annexed into Swisher per the Division/120<sup>th</sup> Street Project Agreement. Linhart asked if the county could do a variance for 25' setback for their proposed building. Riggle asked if this could be tabled until the Division/120<sup>th</sup> Street Project is done. Parmenter said they can reapply whenever they want. After discussion Feldmann moved, seconded by Sturtz, recommending to Swisher City Council not to annex Jefferson-Monroe Fire Department property due to costs and consider annexation in the future if Marak request to annex into the city. Roll call vote. Ayes: Feldmann, Hurlbert, Linhart, Pfannebecker, Sturtz. Abstain: Riggle. Absent: Hinrichs. Motion carried.

**Correspondence:** None.

**Adjournment at 7:24 p.m.** by Linhart, seconded by Hurlbert. Call for vote. All Ayes. Motion carried.