The Clarion City Council met in regular session Tuesday, April 16, 2019 at 4:30 pm in council chambers with Mayor Duane Asbe presiding. Present were Council members Teresa Lancaster, Andy Young, Jim Williams and Dan Hennigar. councilmember Dave Maxheimer arrived at approximately 6:00p.m. Also in attendance, City Administrator Jordan Cook, City Attorney Zach Chizek, DPW Jon DeVries, Police Chief Steve Terhark

Mayor Asbe called the meeting to order and polled the council for any conflicts with the agenda, Lancaster announced there was a conflict with consented agenda item F and Henniger reported a conflict with consented agenda E. Mayor Asbe asked if there were any citizens present wished to address the council, there were none.

Motion by Williams, seconded by Young to approve the consent agenda consisting of the minutes from the April 2, 2019; Financial claims for April 2, 2019 through April 15, 2019; Financial reports for March; financial transfers: none; building permits for Berens, driveway; Webb, House; beer/liquor license for Timbukbru; no sign permit; street closures for Clarion Youth Group. Roll call vote taken, Lancaster, aye; Williams, aye; Young, aye; Hennigar, aye. Consent agenda was approved.

Motion by Young, seconded by Williams to move item to #14 for setting Public hearing for Tuesday May 7th, 2019 at 4:30 p.m. on request to vacate 8th St NW to Hagie Manufacturing. All ayes approved.

Motion by Lancaster, seconded by Young, to approve third reading Ordinance 592, An Ordinance Amending the Code of Ordinances of the City of Clarion, Iowa, 2009, by Amending Chapter 55: Animal Protection and Control. Roll call vote taken, Lancaster, aye; Williams, aye; Young, aye; Hennigar, aye. The third reading of Ordinance 592 was approved

Motion by Young, seconded by Hennigar, to approve adoption of Ordinance 592, An Ordinance Amending the Code of Ordinances of the City of Clarion, Iowa, 2009, by Amending Chapter 55: Animal Protection and Control. Roll call vote taken, Lancaster, aye; Williams, aye; Young, aye; Hennigar, aye. Ordinance 592 was adopted.

Motion by Young, seconded by Hennigar to approve the second reading of Ordinance 593, Ordinance Amending the Code of Ordinances of the City of Clarion, Iowa, 2009, by Repealing Chapter 56 Pertaining to Dangerous and Vicious Animals. Roll call vote taken, Lancaster, aye; Williams, aye; Young, aye; Hennigar, aye. The second reading of Ordinance 593 was approved.

Motion by Lancaster, seconded by Williams to waive third reading of Ordinance 593; All ayes. Motion by Williams, seconded by Lancaster to Adopt Ordinance 593, Ordinance Amending the Code of Ordinances of the City of Clarion, Iowa, 2009, by Repealing Chapter 56 Pertaining to Dangerous and Vicious Animals. Roll call vote taken, Lancaster, aye; Williams, aye; Young, aye; Hennigar, aye. Ordinance 593 was adopted.

Motion by Young, seconded by Hennigar to open Public hearing on proposal to enter into a General Obligation Corporate Purpose Loan Agreement and to borrow money thereunder in a principal amount not to exceed $310,000. There were no comments heard or submitted. Motion to close the public hearing by Young, seconded by Hennigar. All ayes approved

Motion by Young, seconded by Hennigar to refer to finance committee before the next council meeting Resolution 19-08 authorizing and approving a Loan Agreement, providing for the issuance of $295,000 General Obligation Corporate Purpose Bonds, Series 2019A, and providing for the levy of taxes to pay the same, all ayes approved.

Young made motion, seconded by Hennigar to open Public Hearing on Submission of Application to the State of Iowa for the Clarion Owner-Occupied Housing Rehabilitation Program. Mayor Asbe read the following statement:

The target neighborhood was identified because it is part of the original town with some of the oldest housing stock. Initiating a rehabilitation program in this area will help to upgrade the housing stock.

The City is requesting $209,994 in CDBG housing funds and, if the grant is approved, the City will contribute $15,000 in local funds.

The grant application will be submitted to the Iowa Economic Development Authority no later than May 4, 2019.

The City is requesting $209,994 in CDBG funds for the proposed project.

100% of the federal funds will benefit low- and moderate-income persons.

The proposed project will take place in a neighborhood located between 3rd Avenue SE, 3rd Street SE, 10th Avenue SW, and 4th Street SW.

It will not be necessary to permanently displace any persons or businesses as a result of this Program.

During lead-based paint hazard reduction activities, assistance will be provided if temporary relocation is necessary.

The proposed project involves the rehabilitation of at least six (6) owner-occupied, single family homes.

A motion was made by Lancaster and seconded by Williams to Approve Resolution 19-09, A Resolution Endorsing an Application for Community Development Block Grant Funds Following Public Hearing. Roll call vote taken, Lancaster, aye; Williams, aye; Young, aye; Hennigar, aye. All ayes approved Resolution 19-09.

Motion by Young, seconded by Williams, to approve Resolution 19-10, Authorizing the Expenditure of Local funds to be Applied to an Iowa Economic Development Authority Housing Fund Application. Roll call vote, Lancaster, aye; Williams, aye; Young, aye; Hennigar, aye. All ayes approved Resolution 19-10.

Young made a motion that was seconded by Lancaster to Adopt the Administrative Plan for the CDBG Owner-Occupied Rehabilitation Program; All ayes.

Motion by Lancaster, seconded by Williams to set public hearing for Tuesday May 7th at 4:30 p.m. on plans, specifications, form of contract and estimate of cost for the runway preservation & taxiway reconstruction at the clarion municipal airport, and work incidental thereto, in and for the city of Clarion (owner) in Clarion, Iowa, and accepting of bids for such improvements. All ayes approved.

Motion Lancaster, seconded by Young to approve Resolution 19-11, Resolution adopting the Disadvantaged Business Enterprise (DBE)Program for all Federal DOT assisted projects. Roll call vote taken, Lancaster, aye; Williams, aye; Young, aye; Hennigar, aye. All ayes approved Resolution 19-11.

Motion by Hennigar, seconded by Young to approve the DBE Objectives/Policy Statement, all ayes approved.

Young motioned, seconded by Williams to table Public hearing for Tuesday May 7, 2019 at 4:30 p.m. to approve vacating of 8th St NW, legally described as “THE EAST 1.5 FEET OF THE WEST 553.5 FEET OF THE SW 1/4 OF THE SE 1/4, EXCEPT THE SOUTH 60.0 FEET, SECTION 36, TOWNSHIP 92 NORTH, RANGE 25 WEST OF THE 5TH PRINCIPAL MERIDIAN, WRIGHT COUNTY, IOWA; AND COMMENCING AT THE SOUTH QUARTER CORNER OF SECTION 36-92-25: THENCE ON AN ASSUMED BEARING, S 89°45'28" E, 552.00 FEET, ALONG THE SOUTH LINE OF THE SE 1/4, SECTION 36-92-25; THENCE N 00°18'49" E, 60.0 FEET, TO THE NORTH RIGHT-OF-WAY LINE OF PRIMARY ROAD U.S. HIGHWAY 3, THE PONT OF BEGINNING; THENCE N 89°45'28" W, 33.15 FEET ALONG THE NORTH RIGHT-OFWAY LINE; THENCE N 27°19'16" E, 73.00 FEET TO THE WEST LINE OF 8TH STREET; THENCE S 00°18'49" W, 65.00 FEET ALONG THE WEST LINE OF 8TH STREET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 1077 SQUARE FEET; AND COMMENCING A THE SOUTH QUARTER CORNER OF SECTION 36-92-25: THENCE ON AN ASSUMED BEARING, S 89°45'28" E, 585.00 FEET, ALONG THE SOUTH LINE OF THE SE 1/4, SECTION 36-92-25; THENCE N 00°18'49" E, 60.0 FEET, TO THE NORTH RIGHT-OF-WAY LINE OF PRIMARY ROAD U.S. HIGHWAY 3, THE PONT OF BEGINNING; THENCE S 89°51'18" E, 44.85 FEET ALONG THE NORTH RIGHT-OF-WAY LINE; THENCE N 34°18'52" W, 78.93 FEET TO THE WEST LINE OF A PARCEL SHOWN IN PLAT OF SURVEY OF EXISTING TRACTS, RECORDED IN BOOK 08, PAGE 48, OFFICE OF WRIGHT COUNTY RECORDER; THENCE S 00°18'49" W, 65.00 FEET ALONG THE SAID WEST LINE TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 1459 SQUARE FEET; AND THE EAST 33.0 FEET OF THE WEST 586.50 FEET, EXCEPT THE NORTH 374.18 FEET, AND THE SOUTH 60 FEET, OF THE SW 1/4 OF THE SE 1/4 OF SECTION 36, TOWNSHIP 92 NORTH, RANGE 25 WEST OF THE 5TH PRINCIPAL MERIDIAN, WRIGHT COUNTY, IOWA”; All Ayes approved.

Lancaster motioned, Maxheimer seconded to approve Resolution 19-12 Approving and Confirming the Policy for Small Wireless Facility Antenna/Tower Right-of-Way Sitting Within Clarion, IA; Roll call vote, Maxheimer, aye; Williams, aye; Hennigar, aye; Young, aye; Lancaster, aye; All ayes passed Resolution 19-12.

Hennigar motioned, Young seconded to table First Reading of Ordinance 594, An Ordinance Amending the Code of Ordinances of the City of Clarion, Iowa, 2009, by Amending Chapter 36: Ambulance Service; Hennigar, Aye; Young, Aye; Williams, Aye; Lancaster, Nay

Hennigar motioned, Young seconded to table First Reading of Ordinance 595, An Ordinance Amending the Code of Ordinances of the City of Clarion, Iowa, 2009, by Amending Chapter 30: Police Department; Hennigar, Aye; Young, Aye; Williams, Aye; Lancaster, Nay

Hennigar motioned, Young seconded to table First Reading of Ordinance 596, An Ordinance Amending the Code of Ordinances of the City of Clarion, Iowa, 2009, by Amending Chapter 15: Mayor; Hennigar, Aye; Young, Aye; Williams, Aye; Lancaster, Nay

Hennigar motioned, Young seconded to table First Reading of Ordinance 597, An Ordinance Amending the Code of Ordinances of the City of Clarion, Iowa, 2009, by Amending Chapter 21: City Administrator; Hennigar, Aye; Young, Aye; Williams, Aye; Lancaster, Nay

Officer Knutson gave a Nuisance Update

Young motioned to adjourn, Williams seconded.

Respectfully submitted,

Jordan Cook

City Administrator

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Jordan Cook, City Administrator Duane D. Asbe, Mayor