



City Council Meeting
December 21, 2015
7:00 p.m. Regular Meeting

Mayor Jason Ward opened the meeting at 7:00 p.m. with the pledge of allegiance. Council members present were Jim Truesdell, Curtis Oroke, Chris Donnelly, and Andy Gilner. Ms. Reed was absent. Also in attendance were City Administrator Nathan McCommon, Assistant City Administrator Jamie Shockley, and City Attorney Michael Kelly.

Approval of Minutes and Consent Agenda

- Mr. Gilner moved to approve the minutes from December 7, 2015. Mr. Donnelly seconded. All ayes. Motion carried.
- Mr. Gilner moved to approve the consent agenda for December 21, 2015. Mr. Donnelly seconded. All ayes. Motion carried.

Open Agenda

- Mr. Tommy Hicks, of 225 W. 3rd Street, addressed the council regarding issues he is having with a neighbor, particularly with illegally dumping leaves, limbs and all kinds of debris on his property. Mayor Ward asked Nathan to give him his business card, and stated the City will definitely follow up on these issues.

New Business

Second Reading: Ordinance 1402, amending the city code to restrict equestrian use of trails and sidewalks

- Mr. McCommon explained that this ordinance would prohibit presence of horses and motorized vehicles on sidewalks and trails within the city limits, as previously requested by the Council.
- Mr. Gilner moved to approve Ordinance 1402. Mr. Donnelly seconded. All ayes. Motion carried.

Consider approval of rezoning 304 E. 4th Street to Historic Business District (HBD) by adopting Resolution 12-15-01 and Ordinance 1403

- Chris Brewster, contracted City Planner with Gould Evans, presented this rezoning to the City Council, which was approved by the Planning Commission at their December meeting. He explained the applicant wants to use this facility as a community event center, but part of it will be used for a commercial business as a hair salon, which is the reason a rezoning of the property is required.
- Mr. Donnelly moved to approve resolution 12-15-01. Mr. Oroke seconded. All ayes. Motion carried.
- Mr. Donnelly moved to approve Ordinance 1403. Mr. Gilner seconded. All ayes. Motion carried.

Consider approval of Cereal Malt Beverage Licenses

- Mr. Donnelly moved to approve the CMB license for Casey's General Store. Mr. Gilner seconded. All ayes. Motion carried.
- Mr. Donnelly moved to approve the CMB license for Brother's Market. All ayes. Motion carried.
- Mr. Donnelly moved to approve the CMB license for G&P Country Market. Mr. Gilner seconded. All ayes. Motion carried.

City Administrator Agenda

- Mr. McCommon gave the Council an update regarding securing financing for the city hall and police station projects. Work is in progress, and the expectation is that by January 25, we will be able to have that competitive sale, and settle with proceeds by the second week of February. The Council will be asked to approve a resolution at the first meeting in January as a notice to proceed with holding that competitive sale.
- Mr. McCommon gave the November Financial Report, and noted that the trend staff has been observing all year has been pretty accurate. He anticipates that the city will end the year very close to our overall fund balance projections.
- Mr. Donnelly asked why we have seen a decrease in franchise fee receipts compared to what we budgeted. Ms. Shockley explained that the budget accounts for an increase in cable franchise fee receipts due to the Council's approval of raising the fee from 3% to 5%; however, these fees are paid on a quarterly basis, and the rate wasn't officially increased to 5% until mid-February. That means that the payment the City received in January was based on the 3% rate, and the payment the City received in April was partially based on the 3% rate. There are only two payments collected in 2015 that are fully for the 5% rate. Additionally, she stated that she anticipates to continue to see a decrease in the amount of franchise

fee revenue the city brings in each year, due to more and more people giving up cable for online streaming services, land line phones for cell phones (which do not collect a franchise fee), as well as mild summers having a great impact on the amount of revenue we bring in from the electric franchise fee.

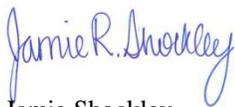
- Mr. McCommon explained to the Council that the city's contract with Ricoh will be expiring soon, and he requested Council's thoughts on the City utilizing the US Communities contract with Ricoh to renew our agreement and receive a better rate. The City Council stated that as long as there isn't someone local that could provide that service for a competitive rate, they believe it to be a good idea to utilize the US Communities contract with Ricoh.

City Attorney Agenda

- Mr. Kelly requested an executive session to discuss the acquisition of real estate for a period of 15 minutes. Mr. Gilner moved to enter into executive session for a period of 15 minutes to include the City Administrator, Assistant City Administrator, governing body, and City Attorney. Mr. Donnelly seconded. All ayes. Motion carried.
- Mr. Gilner moved to return from executive session and make a note that no action was taken. Mr. Donnelly seconded. All ayes. Motion carried.
- Mr. Kelly reminded the Council that early in January, the Charter Ordinance will be effective for the city manager form of government. He stated that staff will be reviewing city codes to reconcile any conflict in terminology, as well as update the purchasing policy with the idea of the city manager form of government.

Mr. Gilner moved to adjourn. Mr. Donnelly seconded. All ayes. Motion carried. Meeting adjourned at 8:00 p.m.

Respectfully submitted,



Jamie Shockley
Assistant City Administrator