

**THE REGULAR MEETING
OF THE BLUE GRASS CITY COUNCIL
BLUE GRASS, IOWA NOVEMBER 2, 2020**

The Blue Grass City Council met in regular session at 7:00 p.m. on the 2nd day of November 2020, at the Blue Grass Community Club, 232 E. Orphed Street, pursuant to law, with Mayor Brad Schutte presiding, with a Pledge of Allegiance and a moment of reflection.

In order to help stop the spread of the COVID-19 virus, this meeting was held both in-person and electronically in accordance with Chapter 21.8 of the Code of Iowa in order to meet the required social distancing requirements.

Council present: Kinzer, Brus and Jepsen. Slagle joined via electronically. Sampson was absent.

APPROVAL OF AGENDA: Brus moved to approve the Agenda deleting Item #14 as the parties involved were not able to be in attendance, seconded by Jepsen. Roll call: Brus-aye, Jepsen-aye, Kinzer-nay and Slagle-aye. Motion carried.

Mayor Schutte read aloud the Mayoral Comments.

PUBLIC FORUM: From those in attendance, there was none.

CONSENT AGENDA: Brus moved to adopt the Consent Agenda as presented, seconded by Kinzer.

1. **October 19, 2020 meeting minutes**
2. **October 21, 2020 meeting minutes**
3. **Proclamation ref: School Choice Week 1/24/21-1/30/21**
4. **Resolution 2020-70 ref: expenditure from the TIF Reserve**
5. **Claims**

Roll call: Brus-aye, Kinzer-aye, Slagle-aye and Jepsen-aye. Motion carried.

BUILDING COMMISSIONER:

6. **Report:** Mayor Schutte presented the October 2020 Building Commissioner report prepared by Building Commissioner Jim Meyrer.
7. **Jason Ahrens ref: revised Site Plan:** Jason Ahrens owner of Relentless Rod & Custom Shop previously submitted a hand drawn plan proposing to chip seal the parking lot and concrete the walk area and handicapped parking at which time Council approved subject to the City Engineer's approval.
Janecek reported that the hand drawn plan was incomplete and did not meet the requirements of Section 17.46 Site Plan requirements. He said that the plans were also missing seven items and that the plans have to be drafted by an Engineer. McCullough agreed that Mr. Ahrens needs to have his Engineer revise the Site Plan accordingly and meet all the requirements in Section 17.46. He said that the City Council could have him draft an Agreement between the City and Mr. Ahrens to allow Mr. Ahrens more time to comply. A rather lengthy discussion was held. Mr. Ahrens expressed his concerns on the financial impact it would have on him to have an Engineer draft his proposed revisions and that he feels the Council was singling him out. Council agreed to work with Mr. Ahrens and allow him more time but until Mr. Ahrens submits an engineered set of plans that include his revisions and the seven items listed by the Engineer that they could not move any further.

ENGINEER REPORT:

8. **Report:** City Engineer Mike Janecek presented the October 2020 Engineer's report.
9. **North Mississippi Street Sidewalks:** Janecek reported that no meeting has been set as of yet to discuss the list of sidewalks that were inspected by the Committee.

10. NPDES Permit: Janecek reported that, at the request of the City that the Design Phase has been temporarily put on hold.

11. Progress ref: Safety Trail: Mayor Schutte reported that a meeting with School Board representatives and Scott County Board of Supervisors Brinson Kinzer was set for November 3, 2020 at 3:30 p.m. to discuss the project plans of the trail.

PUBLIC WORKS:

12. Report: Public Works Director Lonnie Robertson presented the October 2020 Public Works Department report.

13. Sewer Report: Robertson reported that he has been monitoring the sanitary sewer system in the Prairie Woods Estates Subdivision on a weekly basis as well as other manholes located within the Subdivision as a precaution reporting there has been no flow issues. It was the consensus of the Council to continue to monitor the system until the utilities are officially turned over to the City.

NUISANCE ABATEMENT(S):

14. Animal Agreement & Code Violations: This Item was deleted from the Agenda. Barry Dolan asked for clarification as to why this Item was not being discussed as he was not present when the Agenda was approved. Mayor Schutte informed Mr. Dolan that the parties involved were not in attendance; therefore, the Item was deleted from the Agenda and that no further discussion would be held.

15. Nuisance Abatement(s): Mayor Schutte reported that there were no nuisance abatements reported.

LICENSING:

16. Jeff's Market: Jepsen moved to approve Jeff's Market liquor license renewal, seconded by Brus. Roll call: Jepsen-aye, Brus-aye, Slagle-aye and Kinzer-aye. Motion carried.

ZONING BOARD OF ADJUSTMENT:

17. Variance withdrawal: The Clerk reported that a public hearing was held by the Zoning Board of Adjustment on September 17, 2020 as applicants Jeff and Lindsay Frantz were requesting a zero lot line side yard requirement to construct an accessory building; however, the Board would only allow for a three foot minimum lot line; therefore, the Frantz' chose to withdraw their request.

18. Variance: The Clerk reported that a public hearing was held by the Zoning Board of Adjustment on October 21, 2020 as applicants Howard Tatge and Cathy Dietz were requesting a Variance to allow the construction of an accessory building that would exceed the height of their principal building. She said according to Section 17.16.080, an accessory building cannot exceed the height of the principal building; however, after hearing their testimony, the Board felt there was a legal hardship and approved the Variance request. Council referred to the Board's meeting minutes and reviewed Section 17.16.080 and concluded that it was their opinion that there was no legal hardship; therefore, unanimously agreed to remand the Board's decision. Brus moved to remand the Variance for Howard Tatge and Cathy Dietz back to the Board for further review, seconded by Kinzer. Roll call: Brus-aye, Kinzer-aye, Slagle-aye and Jepsen-aye. Motion carried.

ORDINANCE(S):

19. Second reading of Amendment 2020-03: Jepsen moved to accept the second reading of Amendment 2020-03 in reference to 15.04 Contractor Registration Requirements, seconded by Brus. Roll call: Jepsen-aye, Slagle-aye, Brus-aye and Kinzer-aye. Motion carried.

20. Resolution 2020-69: Kinzer moved to adopt Resolution 2020-69 in reference to entering into a Multijurisdictional Law Enforcement Agreement, seconded by Brus. Roll call: Kinzer-aye, Brus-aye, Kinzer-aye and Slagle-aye. Motion carried.

POLICY & ADMINISTRATION:

21. Set Special Meeting: No meeting was scheduled at this time.

COMMENTS AND FUTURE AGENDA ITEMS: The Clerk read aloud a thank you card from the Hubert Pethoud family as Mr. Pethoud served as Mayor from 1972 to 1973 and served on both the City Council and Zoning Board of Adjustment. She also reported that the City had received payment #3 from Mediacom in the amount of \$6,923.64.

Mayor Schutte reported that it was previously reported that a resident's horse died from poisoning; however, it was confirmed by the Police Department that it did not die from poisoning. Blue Ridge Rescue Board member Marlene Hammes reported that that was the preliminary report as they were waiting for the actual report from Iowa State.

Lisa Smith reported that it was very difficult to hear the meeting due to it being at the Community Club as she missed the conversation on the safety trail. Mayor Schutte reported that he would have the City Clerk type minutes from the meeting and would have her forward her a copy. Ms. Smith also asked if a Variance was not approved if the applicant will be refunded their deposit. The Clerk replied that there were no refunds whether their Variance is approved or denied.

RECESS: Jepsen moved to recess for 5-minutes, seconded by Brus. Roll call: Jepsen-aye, Brus-aye, Slagle-aye and Kinzer-aye. Motion carried.

Jepsen moved to reconvene, seconded by Brus. Roll call: Jepsen-aye, Brus-aye, Kinzer-aye and Slagle-aye. Motion carried.

POLICY & ADMINISTRATION (CONT'D):

22. Personnel Evaluation: William McCullough requested a closed session. Brus moved to close the regular meeting and go into closed session according to the Code of Iowa, Section 21.5 (i), seconded by Jepsen. Roll call: Brus-aye, Jepsen-aye, Kinzer-aye and Slagle-aye. Motion carried.

Jepsen moved to reopen the regular meeting, seconded by Brus. Roll call: Jepsen-aye, Brus-aye, Slagle-aye and Kinzer-aye. Motion carried.

ADJOURNMENT: Kinzer made a motion to adjourn, seconded by Brus. Roll call: Kinzer-aye, Brus-aye, Jepsen-aye and Slagle-aye. Motion carried. The meeting adjourned at 9:25 p.m.

Mayor Brad Schutte

Attest: Ann M. Schmidt, CMC, City Clerk/Financial Officer

CLAIMS REPORT

ALEXIS FIRE EQUIPMENT	EQUIP OPER	109.95
BP	VEH OPER	515.78
CASEY'S	VEH OPER	667.44
CENTRAL STATES H & W FUND	HEALTH INSURANCE	13,760.00
ECONO SIGNS	STREET SIGNS	175.68
INTOXIMETERS	EQUIP OPER	395.00
IOWA ONE CALL	PROF FEES	25.20
LINWOOD MINING & MINERAL	ROCK	423.47
MANATT'S	STREET IMPROV	10,500.00
MCCULLOUGH, WILLIAM	LEGAL SVS	2,475.00
QUAD CITY TIMES	ADVERTISING & PUBLICATIONS	237.57
TRI STATE FIRE CONTROL	EQUIP OPER	1,200.00
VERIZON WIRELESS	TELEPHONE/FAX/INTERNET	860.95
ZIMMER & FRANCESCON	LIFT STATION	802.70
TOTAL:		32,148.74

TOTAL FUNDS:

GENERAL	6,053.70
ROAD USE	10,500.00
EMPLOYEE BENEFIT	12,040.00
TAX INCREMENT FINANCING	775.00
SEWER	2,780.04
TOTAL FUNDS	32,148.74