

MINUTES OF THE SULLY CITY COUNCIL

SULLY, IOWA

OCTOBER 9, 2023

The Sully City Council met in regular session at 7:00 p.m., on October 9, 2023, in the Council Chambers and through electronic means with Mayor Brent Vander Molen presiding. Council Members present were Dan Stouthammer, Mary Carol Cross, Justin Van Soelen, Tim LeCompte, and Jon Van Wyk.

**CONSENT AGENDA:** Motion made by Van Wyk, Second made by Cross, to approve the consent agenda consisting of minutes for September 11, 2023; payment of claims list; treasurer's report; expense by function report; equipment fund report; RLF fund report; Special Class C alcohol license for Coffee Cup Café; FY2023 Urban Renewal Report; and FY2023 Annual Financial Report. Roll Call Vote: 5-0 Motion carried

**RESOLUTION TO AUTHORIZE PAYMENT NO. 3 TO TK CONCRETE:** Motion made by Cross, Second made by Van Soelen, to adopt Resolution 2023-25 to authorize Payment No. 3 for \$7,766.25 to TK Concrete for Ballfield Park Improvements. Roll Call Vote: 5-0 Motion carried

**BALLFIELD PARK PROJECT – PHASE 2:** Brad Uitermarkt with Garden & Associates was present to review concept and preliminary cost estimate for Phase 2 of the Ballfield Park Project. Phase 2 involves a small parking area from 7<sup>th</sup> Street, parking in front of shelter house and driveway paving. The council will consider project costs for the FY2025 budget. No formal action taken.

**TYLER HARSSELAAR REQUEST TO DISCUSS RESIDENTIAL ZONING FOR ACCESSORY BUILDINGS:** Current zoning regulations state accessory buildings over 10 feet by 12 feet must be sided with material similar to that on the principal structure. Harsselaar is challenging this as he wants to replace an existing garage with a steel pole building.

Motion made by Cross, Seconded by Stouthammer, to have Planning & Zoning Commission review Chapter 165.06 and give a recommendation for council consideration. Roll Call Vote: 5-0 Motion carried

**MITCH CORELL REQUEST TO DISCUSS POSSIBLE REZONING:** Mayor Vander Molen announced this issue would not be discussed as it was discovered after the agenda was finalized that elected officials should not meet or communicate with any interested party regarding a rezoning matter or any other quasi-judicial matter outside of the formal public hearing process.

**DEEP ROCK STATION LEASE:** Motion made by Cross, Second by Stouthammer, to lease the Deep Rock Station building for \$190 per month which includes utilities. Roll Call Vote: 5-0 Motion carried

**DEEP ROCK IMPROVEMENTS QUOTE:** No information was available and discussion on this issue was postponed to the November meeting.

**CONSIDER REPLACEMENT XEROX MULTIFUNCTION PRINTER:** Motion made by Cross, Second made by Stouthammer, to approve replacing current Xerox printer with Xerox C7125 multifunction printer for a lease rate of \$240 per month for 60 months. Roll Call Vote: 5-0 Motion carried

**CONSIDER REVISING WATER SERVICE FEE:** Motion made by Stouthammer; Second made by Cross, to have the Utilities Committee review the water service fee and bring a recommendation to the Council. Roll Call Vote: 5-0 Motion carried

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**ORDINANCE AMENDMENT PERTAINING TO FISCAL MANAGEMENT:** Motion made by Van Wyk, Second made by Stouthammer, to pass the second reading of an ordinance amendment pertaining to fiscal management for operating budget preparation and financial reports. Roll Call Vote: 5-0 Motion carried

Motion made by Van Wyk, Seconded by LeCompte, to suspend statutory requirement for a third reading and adopt Ordinance 1149 amending the Municipal Code provisions pertaining to fiscal management for operating budget preparation and financial reporting. Roll Call Vote: 5-0 Motion carried

**ORDINANCE AMENDMENT PERTAINING TO LIQUOR LICENSES AND CIGARETTE AND TOBACCO PERMITS:** Motion made by Cross, Second made by Van Wyk, to pass the second reading of an ordinance amendment for liquor licenses and cigarette and tobacco permits regarding the age requirements of employees to sell or serve alcoholic beverages. Roll Call Vote: 5-0 Motion carried

Motion made by Cross, Seconded by Stouthammer, to suspend statutory requirement for a third reading and adopt Ordinance 1150 amending the Municipal Code provisions pertaining to liquor licenses and cigarette and tobacco permits regarding the age requirements to sell or serve alcoholic beverages. Roll Call Vote: 5-0 Motion carried

**REVIEW OF ITEMS ON ACTION SHEET:** Council Members reviewed and discussed items on council action list.

**REPORTS/COMMENTS:**

1. Deep Rock station has new roof and looks nice
2. Issue of trees in the city right-of-way to be reviewed by Street Committee

The council meeting adjourned at 8:20 p.m.