

**ABRIDGED MINUTES OF THE NORWALK REGULAR CITY COUNCIL MEETING  
ON 6-2-2022**

(Minutes to be approved at the June 16, 2022 meeting)

**This meeting of the City of Norwalk City Council, on June 2, 2022 was held electronically and in person. Attendees could access the meeting via Zoom or attend in person.**

Mayor Phillips called the City Council meeting to order at 6:00 P.M. Present at roll call: David Lester, Brian Baker, Stephanie Riva, Jaki Livingston (via Zoom) and Mayor Tom Phillips. Absent: Ed Kuhl. (RC = roll call vote)

Staff present included: Luke Nelson, City Manager; Jean Kelly, Finance Director; Lindsey Offenburger, City Clerk; Kerri Keyte, Human Resources Director; Jenn Porter, Fire Chief; Greg Staples, Police Chief; Wayne Schwartz, Public Works Director; Robin Leaper, Parks & Recreation Director; Luke Parris, Community Development Director; Hollie Zajicek, Economic Development Director; Jean Strable, Library Director; Jim Dougherty, City Attorney.

**Pledge of Allegiance**

Motion by Baker, seconded by Livingston to approve the agenda as amended by removing item 6l - Resolution approving Sponsorship Agreement with Sportsman Solutions L.C. for Norwalk Central Sports Campus and adding a new emergency item 6a - Resolution approving Purchase Agreement for 1.17 acres of ground and Temporary Construction Easement to be used as a Regional Stormwater Detention Area; carried unanimously, voice vote.

**Welcome of Guests and Public Comment**

**Consent Agenda**

Motion by Riva, seconded by Baker to approve the consent agenda which included: May 19, 2022 minutes of the regular City Council meeting; tax abatements; Street Closure/Special Event Application for Celebrate Norwalk 4th of July; 5-day Class B Beer Permit with Outdoor Service for Norwalk Area Chamber of Commerce for Celebrate Norwalk 4th of July; 5-day Class B Beer

Permit with Outdoor Service and Sunday Sales for Norwalk Area Chamber of Commerce for Norwalk Music Fest; **Resolution 22147** reappointing Greg Pierce to the StormWater Advisory Committee; **Resolution 22148** reappointing Josh DeBower to the StormWater Advisory Committee; **Resolution 22149** approving City of Norwalk Property Disposal Policy; **Resolution 22150** to adopt Paid Parental Leave Policy; **Resolution 22151** setting the date for a public hearing on proposal to enter into a General Obligation Loan Agreement and to borrow money thereunder; **Resolution 22152** ordering construction of certain public improvements (IA 28 Traffic Signalization Improvement Project), approving Final Plans, and fixing a date for hearing thereon; **Resolution 22153** to approve Pay Estimate No. 3 to Progressive Structures for Windflower and Sharon Heights Neighborhood Drainage Improvements Project; **Resolution 22154** approving Supplemental 28E Agreement for snow removal on IA-28 within the City of Norwalk; and expenditures, carried unanimously, RC.

Payee	Description	Amount	Payee	Description	Amount
A+ LAWN AND LANDSCAPE	REPAIR 1.5 PVC LEAK @ COMPLEX"	534.65	MIDAMERICAN ENERGY	801 NORTH AVE	179.84
AUREON	ED INTERNET	295.00	MIDWEST ALARM SERVICES	ALARM REPAIR PS	250.38
BAKER & TAYLOR INC	DVDS	1,858.01	MUNICIPAL SUPPLY	MXU'S	5,346.00
BOUND TREE MEDICAL, LLC	MEDICAL SUPPLIES	1,673.21	NORTH WARREN TOWN & COUNT	PUBLICATIONS	726.58
BOWEN DESIGN LLC	SEASONAL STAFF SHIRTS	1,361.50	NORWALK READY-MIXED CONCRETE	CONCRETE-STORMS- OAK CREEK	1,990.00
CENTER POINT PUBLISHING	BOOKS	58.05	NORWALK SEASONAL SERVICES	BUILDING MAINTENANCE	1,196.00
CENTURYLINK	PHONE SERVICE	1,642.81	O'HALLORAN INTERNATIONAL	PARTS FOR 1047	1,271.09
CITY OF WEST DES MOINES	MAY 2022 WESTCOM	26,349.75	JOANNA SALAS	PARK SHELTER CANCELLATION	25.00
CONTRACTORS RENTAL	RENTAL OF PIERCING TOOL	700.00	NANCY J CARMICHAEL	SHELTER CANCELLATION	25.00
CORE & MAIN	MATERIALS FOR STORM INTAKES	3,547.80	SARA INGWERSEN	PARK SHELTER CANCELLATION	64.75
CTI READY MIX, LLC	CONCRETE- STREETS - CANDLEWICK	5,056.50	PENWORTHY COMPANY	BOOKS/FILMS	1,140.46
CUMMINS SALES AND SERVICE	INSPECT & REPAIR GENERATOR	858.06	POWERPLAN	SERVICE JD 310SL	336.29
DOUGHERTY LAW FIRM	CONTRACTUAL LEGAL FEES	5,600.00	RANKIN COMMUNICATION SYST	PHONE SYSTEM SERVICES	193.00
FIRE RECOVERY EMS LLC	APRIL BILLING FEES	2,584.54	REGISTER MEDIA	PUBLICATIONS	43.06

GALLS	UNIFORMS	863.40		SHIVE-HATTERY	ENTRANCE SIGN DESIGN FEE PARTIAL	7,350.00
GENERAL FIRE AND SAFETY E	ANNUAL FE MAINT & INSP	2,179.20		SIMMERING-CORY INC	ANNUAL WEB HOSTING RENEWAL	475.00
HILLARIE RAMTHUN	MILEAGE REIMBURSEMENT	16.38		STANARD & ASSOCIATES INC	POST TEST	125.07
IOWA LEAGUE OF CITIES	GRANTFINDER 22-23	50.00		STRATUS BUILDING SOLUTIONS	CLEANING SERVICES	1,096.00
IOWA ONE CALL	LOCATION NOTIFICATIONS	577.00		TANIS SOTELO	PERFORMER FEE	100.00
JAMES OIL COMPANY LLC	FUEL	15,022.15		TELEFLEX LLC	MEDICAL SUPPLIES	109.50
JLH SERVICE AND SALES LLC	DATASET CALIBRATION ON BALANCER	170.00		THE SHREDDER	SHRED EVENT ON 5/21	1,500.00
LARRY WINDOWS	EXTERIOR-CH	95.00		TONY STRAVERS	2022- EYEGLASSES	250.00
LINDA PEEL	EMS BILLING- REFUND REQUEST	100.00		UHC	EMS BILLING- REFUND REQUEST	867.30
LUND FIRE PROTECTION	FIRE PROT REVIEW- NORWALK CENTRAL	225.00		UNPLUGGED WIRELESS COMMUNICATIONS LLC	ANTENNA REPAIR FOR E611	655.00
MATHESON TRI-GAS, INC.	MEDICAL SUPPLIES	1,383.81		AUDREY ANDERSON	UTILITY DEPOSIT REFUND	62.17
METRO WASTE AUTHORITY	MONTHLY GARBAGE COLLECTION	38,157.26		CLINTON BROOKS	UTILITY DEPOSIT REFUND	17.23
MICROMARKETING ASSOCIATES	BOOKS	939.58		VAN-WALL EQUIPMENT, INC	ELECTRICAL FIX FOR PARK GATOR	326.93
MID IOWA SOLID WASTE EQUIPMENT CO., INC	PARTS FOR STREET SWEEPER	486.82		WARREN LAWN SERVICE LLC	WARRIOR PARK SPRAYING	1,769.00
MIDAMERICA BOOKS	BOOKS	150.37				
MID-AMERICA POOL RENOVATIONS, INC	PLASTER MAIN & SLIDE POOL	68,000.00			<b>TOTAL</b>	<b>208,026.50</b>

### **Old and New Business for Consideration, Discussion and Possible Action**

Motion by Livingston, seconded by Riva to approve Resolution 22160 approving Purchase Agreement for 1.17 acres of ground and Temporary Construction Easement to be used as a Regional Stormwater Detention Area, carried unanimously, RC.

### **Public Hearing regarding Colonial Parkway Regional Stormwater Detention Facility Project**

Mayor Phillips opened the public hearing at 6:05 p.m. Wayne Schwartz presented the project. Lindsey Offenburger reported receiving no oral or written comments. Mayor Phillips closed the public hearing at 6:05 p.m.

Motion by Livingston, seconded by Riva to approve **Resolution 22155** approving and confirming plans, specifications, form of contract and estimate of cost for the Colonial Parkway Regional Stormwater Detention Facility Project, carried unanimously, RC.

Motion by Livingston, seconded by Riva to approve **Resolution 22156** awarding contract for the Colonial Parkway Regional Stormwater Detention Facility Project, carried unanimously, RC.

Motion by Riva, seconded by Baker to approve **Resolution 22157** approving contract and bond for the Colonial Parkway Regional Stormwater Detention Facility Project, carried unanimously, RC.

Motion by Riva, seconded by Baker to pass the first reading of an Ordinance amending Chapter 177 - Rates & Fees, providing for amended Water, Sewer and Solid Waste Charges, carried unanimously, RC.

### **Public Hearing regarding an Amendment to Chapter 175, Zoning Regulations, regarding Swimming Pool Enclosures**

Mayor Phillips opened the public hearing at 6:15 p.m. Luke Parris presented the amendment. Lindsey Offenburger reported receiving no oral or written comments. Mayor Phillips closed the public hearing at 6:25 p.m.

Motion by Livingston, seconded by Riva to pass the first reading of an Ordinance amending the Zoning Ordinance of the City of Norwalk regarding Swimming Pool Enclosures, carried unanimously, RC.

### **Public Hearing regarding an amendment to the Legacy Planned Unit Development to permit patios and decks within side setbacks at Legacy Circle Villas Plat 3 Lots 1-16**

Mayor Phillips opened the public hearing at 6:26 p.m. Luke Parris presented the amendment. Lindsey Offenburger reported receiving no oral or written comments. Mayor Phillips closed the public hearing at 6:28 p.m.

Motion by Livingston, seconded by Baker to pass the first reading of an Ordinance amending the Legacy PUD within the City of Norwalk, Iowa by allowing for patios and decks to encroach into residential side yard setbacks in PUD Parcel 1, carried unanimously, RC.

Motion by Lester, seconded by Riva to approve **Resolution 22158** accepting the Legacy Circle Villas Plat 3 Infrastructure and Releasing the Subdivision Bond to Legacy Circle Villas II, LLC, carried unanimously, RC.

Motion by Riva, seconded by Livingston to pass the second reading of an Ordinance amending Chapter 107, Benefited Stormwater Drainage Districts, of the Norwalk Municipal Code, carried unanimously, RC.

Motion by Lester, seconded by Riva to pass the second reading of an Ordinance establishing the Colonial Parkway Regional Stormwater Drainage District, carried unanimously, RC.

### **Council Inquiries & Staff Updates**

2021-2022 Winter Operations Summary

Motion by Riva, seconded by Baker to adjourn at 6:50 p.m., carried unanimously, voice vote.

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Tom Phillips, Mayor

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Lindsey Offenburger, City Clerk