

## MINUTES OF THE REGULAR MEETING OF THE AMES CITY COUNCIL

AMES, IOWA

SEPTEMBER 14, 2021

The Regular Meeting of the Ames City Council was called to order by Mayor John Haila at 6:00 p.m. on September 14, 2021, in the City Council Chambers in City Hall, 515 Clark Avenue, pursuant to law. Present were Council Members Gloria Betcher, Bronwyn Beatty-Hansen, Amber Corrieri, Tim Gartin, Rachel Junck, and David Martin. *Ex officio* Member Trevor Poundstone was also present.

**PROCLAMATION FOR “SUICIDE PREVENTION MONTH,” SEPTEMBER 2021:** Mayor Haila proclaimed September 2021 as “Suicide Prevention Month.” He stated that the focus of “Suicide Prevention Month” this September is to encourage people to take the time to support the well-being of family, friends, and neighbors and spread the message that good mental health is essential to the overall health for each of us, that prevention works, and that treatment is effective. The Mayor acknowledged the mental health training that was recently offered by Julie Saxton, Mental Health Advocate, and the Iowa State University Mental Health Advocate.

Accepting the Proclamation was Police Chief Geoff Huff on behalf of the Ames Police Department. He noted that Ms. Saxton had intended to be present to accept the Proclamation, but had a last-minute conflict arise. Chief Huff urged all people to look out for others and learn how to help them, if needed.

**PROCLAMATION FOR “WATER AND WASTEWATER WORKERS IN AMES WEEK,” SEPTEMBER 19 - 25, 2021:** The week of September 19 - 25, 2021, was proclaimed by the Mayor as “Water and Wastewater Worker Appreciation Week” in Ames. He commented that the water and wastewater utilities are a critical engine that powers the economic growth and vitality of the community. The workforce for those utilities have dedicated themselves to applying their environmental passion and commitment to scientific principles to the protection and enhancement of water resources in and around Ames. Because of their dedication, these essential services are available to homes and businesses in Ames 24 hours per day every day of the year. The Mayor urged all Ames residents to recognize the important role clean water plays in their way of life.

Accepting the Proclamation were staff members from the Water and Pollution Control Department: Jake Sisson, Jake Vulgamott, and Derek Crawford; and Public Works Operations and Engineering: Jason Bohning and Scott Shepherd.

**INFORMATIVE PRESENTATION BY IOWA GAMES STAFF REGARDING AMES HOSTING THE STATE GAMES OF AMERICA:** Mayor Haila stated that the 2022 State Games of America will be coming to Ames on July 27 - July 31, 2022. Matt Beatty, Chief Operating Officer for the Iowa Games, said that 2022 will be the 35<sup>th</sup> year that Ames has been the site for the Iowa Games, but 2022 will be the first year for the State Games of America (SGA) to be held in Ames. Mr. Beatty commented that this event is another opportunity to showcase Ames and Iowa State University.

Katie Kramer, Director of Sports and Competitions, explained that the State Games of America is an Olympic-style sports festival for all ages and skill abilities. Every two years the State Games of America is held in a different state. Roughly 40 sports will be represented. Representation from all 50 states is expected with over 15,000 total participants. Registration for most sports opened September 1 with more to open in the next couple months. A map representing the states from where the athletes had already registered was shown; one athlete so far is coming from as far away as Alaska. The list of sports that will be included was shared. Ms. Kramer named the different venues that will be used to accommodate the sports; included in the venues were sites on Iowa State University, Ames Parks and Recreation, Ames Community School District, and some private venues: Perfect Games, Hunziker Youth Sports Complex, All Iowa Attack Fieldhouse, SportsIowa, and MaxOxygen Crossfit. Des Moines Area venues to be utilized were named as Wells Fargo Arena, MidAmerican Energy RecPlex, Wellmark YMCA Pool, and Prairie Ridge Sports Complex.

Kevin Bourke, President and CEO of the Ames Convention & Visitors Bureau, advised that the bid for this event was placed in 2015. The event was supposed to be held in Ames in 2021; however, due to COVID, it was postponed. Regarding the impact of this event on Ames, Mr. Bourke stated that it is estimated that SGA will bring in over \$3.4 million to Ames and another \$1.1 million to the Des Moines Metro. It was noted that approximately 400 hotel rooms have been recently added in Ames to accommodate this type of event. Long-term, this event will bring more awareness of the Iowa Games, which hopefully will increase participation in that event in future years. Social media and an email campaign are being used to promote the SGA. It is hoped that athletes and others in the community will spread the word.

Many volunteers will be needed to help facilitate this event. Ms. Kramer explained how the public can help and how to get in touch with staff from the Iowa Sports Foundation and Iowa Games if they have questions.

**CONSENT AGENDA:** Mayor Haila announced that the amount for Item No. 26: Purchase of Electric Services Aluminum Cable should be \$99,959.40 (not \$98,868).

Moved by Betcher, seconded by Junck, to approve the following items on the Consent Agenda.

1. Motion approving payment of claims
2. Motion approving Minutes of Regular City Council Meeting held August 24, 2021
3. Motion approving Report of Change Orders for period August 16 - 31, 2021
4. RESOLUTION NO. 21-484 setting date of public hearing for September 28, 2021, for approval of Parking Lot P Lease Agreement with Youth and Shelter Services
5. RESOLUTION NO. 21-485 setting date of public hearing for September 28, 2021, to consider vacating a pedestrian easement at 4901 Waller Street (Lot 4, Longview Subdivision, Second Addition)
6. Motion approving ownership update for Class E Liquor License with Class B Wine Permit, Class C Beer Permit (Carryout Beer), and Sunday Sales - Kum & Go #0217, 3111 S Duff Avenue
7. Motion approving new 12-Month Class B Liquor License with Outdoor Service and Sunday Sales - Hilton Garden Inn, 1325 Dickinson Avenue

8. Motion approving new 12-Month Class C Liquor License, Outdoor Service and Sunday Sales - Daytime, 127 Dotson Drive
9. Motion approving new 12-Month Class C Liquor License with Sunday Sales - Flip’N Jacks Pancake House & Eatery, 1520 S Dayton Place
10. Motion approving Outdoor Service privilege on existing Class C Liquor License - Es Tas Stanton, 216 Stanton
11. Motion approving new 5-day (October 22-26, 2021) Class C Liquor License for Gateway Hotel & Conference Center, 1800 Christensen Drive
12. Motion approving new 5-day (September 15-19, 2021) Class B Beer Permit - Thirsty Pigs, LLC, 405 5<sup>th</sup> Street (on September 18)
13. Motion approving new 5-day (September 15-19, 2021) Class B Beer Permit - Thirsty Pigs, LLC, 3600 University Boulevard (on September 19)
14. Motion approving renewal of the following Beer Permits, Wine Permits and Liquor Licenses:
  - a. Class E Liquor License with Class B Wine Permit (Carryout Beer), and Sunday Sales - Kum & Go #0217, 3111 S Duff Avenue
  - b. Class C Liquor License with Catering Privilege and Sunday Sales - Hy-Vee #1 Clubroom, 3800 West Lincoln Way
  - c. Class B Liquor License with Outdoor Service and Sunday Sales - The Love Club, 4625 Reliable Street
  - d. Class E Liquor License with Class B Wine Permit, Class C Beer Permit (Carryout Beer), and Sunday Sales - Southgate Expresse, 110 Airport Road
  - e. Class C Beer Permit with Class B Wine Permit and Sunday Sales - Dollar General Store, 3407 Lincoln Way
  - f. Class C Liquor License with Catering Privilege, Outdoor Service, and Sunday Sales - Whiskey River, 132-134 Main Street
  - g. Class C Liquor License with Outdoor Service and Sunday Sales - Wallaby’s Grille, 2733 Stange Road
15. Requests from The Mucky Duck for Anniversary Party on September 25, 2021:
  - a. RESOLUTION NO. 21-486 approving the suspension of parking regulations along the south side of Crystal Street from 110 Crystal Street to Opal Drive from 6:00 a.m. to 11:00 p.m. on September 25
  - b. Motion approving temporary extension for Outdoor Service area for The Mucky Duck, 3100 South Duff Avenue
16. Requests from Iowa State University Department of Landscape Architecture for “Park(ing) Day” parklet project on September 17, 2021:
  - a. Motion approving Temporary Obstruction Permit
  - b. Resolution no. 21-487 approving suspension of parking regulations and enforcement
  - c. RESOLUTION NO. 21-488 approving waiver of fees for 12 metered parking spaces
17. RESOLUTION NO. 21-489 approving Memorandum of Understanding with IUOE Local 234 for CyRide Shift Premium for Moonlight Express
18. RESOLUTION NO. 21-490 approving Memorandum of Understanding with Story County regarding Cost-Sharing (costs, liability, operations) of Temporary Traffic Signal at 190<sup>th</sup> and Hyde/Grant
19. Flood Mitigation - River Flooding (Land Acquisition):

- a. RESOLUTION NO. 21-491 approving Purchase Agreements for:
    - i. Parcel 6: Thomas R. Burke - \$572,466.40 (full parcel acquisition)
    - ii. Parcel 7: Jay Brown and Lori B Suvalsky - \$154,778.28 (full parcel acquisition)
    - iii. Parcel 10: B and D Land LC - \$199,572.72 (partial acquisition)
  - 20. RESOLUTION NO. 21-492 approving Amended and Restated Easements in Baker Subdivision
  - 21. RESOLUTION NO. 21-493 waiving Purchasing Policies and Procedures competitive bidding process and awarding a sole-source contract for the purchase of GRIDSMART Traffic Intersection Camera System to General Traffic Controls of Spencer, Iowa, in an amount not to exceed \$195,000
  - 22. RESOLUTION NO. 21-494 awarding contract to Baker Group of Ankeny, Iowa, for the purchase and installation of Variable Frequency Drives for Unit 8 Cooling Tower for the Power Plant in the amount of \$158,467 (inclusive of sales tax)
  - 23. RESOLUTION NO. 21-495 awarding contract to Wesco Distribution of Des Moines, Iowa, for purchase of Electric Services aluminum cable in accordance with bid in the amount of \$99,959.40 (inclusive of Iowa sales tax)
  - 24. Motion rejecting all bids for Auditorium HVAC Replacement and directing staff to re-evaluate the project plans and identify additional funding for a future bid letting
  - 25. RESOLUTION NO. 21-496 approving contract and bond for 2021/22 Shared Use Path Maintenance
  - 26. 3100 South Riverside Drive:
    - a. RESOLUTION NO. 21-497 approving waiver of Minor Subdivision Regulations and deferral of sidewalk installation along Aviation Way
    - b. RESOLUTION NO. 21-498 approving Plat of Survey for division of land into two parcels located southeast of intersection of Airport Road and S. Riverside Drive
  - 27. RESOLUTION NO. 21-499 approving Minor Final Plat for Compass Subdivision
- Roll Call Vote: 6-0. Motions/Resolutions declared carried/adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

**PUBLIC FORUM:** Mayor Haila opened Public Forum.

Doug Moore, 3938 Squaw Valley, Ames, airplane owner and pilot, advised that he currently utilizes a hangar on the south end of the Ames Municipal Airport. He stated that he, along with many others airplane owners and users of the Airport, are incredibly happy - and the community is incredibly lucky - to have Central Iowa Air, and specifically Nicole Kyle and her team, managing the Airport. According to Mr. Moore, on August 14, 2021, the Ames Airport hosted the Iowa Fly-In. The event had been canceled last year due to COVID. A decision was made to down-size it this year, and Ms. Kyle and her team did a fantastic job facilitating the event with a very small number of volunteers. Approximately 50 airplanes flew in to Ames that day. They served 200 - 300 people at the pancake breakfast that morning. The money from the pancake breakfast was donated to the Boys & Girls Club. Also, according to Mr. Moore, last week on "Game Day," 50 airplanes flew in to Ames. He has seen that event become total chaos in the past; however, he saw the Ames Municipal Airport "as a well-oiled machine," even when three large aircraft came in in fewer than ten minutes. Mr. Moore also noted that the Airport grounds have never looked better, which is the result of Central Iowa Air and very few volunteers.

Richard Deyoe, 505-8th Street, #2, Ames, Iowa, stated that he had recently spoken with Mayor Haila, Chief Huff, and Julie Saxton. He was told last Friday that he was no longer able to open the doors for people at City Hall. Mr. Deyoe said he was led to believe that he would be allowed to continue to open the doors for staff and visitors, but now, he was told that he can only stand back and greet them. He was also told by Julie Saxton that they didn't like what he was saying about Mayor Haila and her; however, he does not know what they are referring to.

Susie Petra, 2011 Duff Avenue, Ames, noted that she had previously sent an email to the Mayor, City Council, and City Manager Steve Schainker referencing a study done by the Minnesota Pollution Control Agency, which showed the benefits and cost-savings of going to an organized waste collection system. Ms. Petra believes that a similar study, if done by Ames, would be highly beneficial economically and contribute to the City's commitment to address climate and conservation.

Ms. Petra commented that the City currently licenses 11 different companies to haul garbage; nine have residential routes, crisscrossing streets and alleys in nearly every neighborhood. She asked the Council to consider the impact that the 25- to 30-ton trucks have on City streets. Ms. Petra clarified that by referring to the alternative as an organized waste collection system does not mean that there would only be one waste hauler. It means that the City would be organized into collection zones; each hauler retains its market share similar to what they currently have. The benefits would be to the customer, haulers, City, and environment. Customers would see reduced rates; haulers would see reduced costs of diesel fuel and vehicle maintenance; the City would see a reduction in road wear and maintenance costs; and the environment would have a reduction in emissions and result in cleaner air quality for Ames residents. According to Ms. Petra, there are other areas that could be explored, such as picking up recyclables, compost, and yard waste, which would provide a great benefit to the Resource Recovery facility.

It was noted by Ms. Petra that the Ames League of Women Voters, in 2020, had submitted a report to the Council entitled "The Ames Resource Recovery System" In that report, the City was asked to consider looking at alternatives to its current waste collection system and suggested using as a model the Minnesota Study, which Ms. Petra had previously sent to the Mayor and Council. The City's commitment in implementing a Climate Action Steering Committee indicates that now is the perfect time for the City to conduct a study on the benefits of an organized Waste Collection System.

Mayor Haila informed Ms. Petra that the email that she had sent on this topic would be considered by the City Council under Disposition of Communications on tonight's Agenda.

No one else came forward to speak, and the Mayor closed Public Forum.

**INCLUSIVE CROSSWALK IN CAMPUSTOWN:** Assistant City Manager Brian Phillips recalled that at its August 24, 2021, meeting, the City Council had directed staff to develop a plan for an inclusive crosswalk at the intersection of Welch Avenue and Chamberlain Street in Campustown. *Ex officio* Member Trevor Poundstone was also directed to obtain student involvement in the project. It was noted that a similar inclusive crosswalk design was installed at

the intersection of Fifth Street and Douglas Avenue in 2019 and was just recently (August 2021) repainted.

Mr. Phillips advised that staff had prepared a graphic illustration the proposed design for the Welch/Chamberlain intersection.

According to Mr. Phillips, there are three issues that Council needed to address:

1. Pattern - whether the Council wants to use the same paint colors as the Downtown crosswalk.
2. Timing of the installation. Staff intends to use a high-quality household latex paint, rather than standard traffic paint primarily due to the lack of availability of the required colors of traffic paint. The latex paint requires a significantly longer drying time; it needs approximately 24 hours to fully cure and protect it from being peeled up by hot vehicle tires driving over it. Also, the installation must occur on a warm, sunny day with no precipitation to be most effective. Given the closing window for optimal weather this season and the need for the paint to cure with minimal disruption overnight, staff recommended that the installation be planned for May 2022 after ISU's spring semester ends. At that time, temperatures should be suitable for the installation and foot and vehicular traffic will be significantly less.
3. Cost. Staff estimates the cost of the paint and consumable supplies for this project to be less than \$1,500. Staff time will be required to organize the logistics, prepare the pavement, supervise the volunteer work, and complete the final clean-up required to open the intersection; however, the staff time costs would not be charged to the project. It was the recommendation of staff that the funding for the paint and supplies come from the Road Use Tax Fund, which was the source used to install the original crosswalk in the Downtown.

Assistant City Manager Phillips made the Council aware that the expected life of the paint is one to two years given the harsh winter conditions experienced in Ames. He also noted that the 200 block of Welch Avenue, including up to the middle of the intersection in question, is planned to be reconstructed in Summer 2024, which will result in the crosswalk being partially removed. As part of the preparation for that reconstruction project, the City Council could consider directing staff to explore incorporating longer-lasting colored thermoplastic tiles for the crosswalk when the reconstruction has concluded.

According to Mr. Phillips, as demonstrated in the recent repainting of the Downtown crosswalk, the installation of an inclusive crosswalk is a project that can easily incorporate volunteers. Staff estimates that preparatory work (measuring and taping) will require additional time compared to the recent Downtown repainting. It is estimated that a team of two to four City staff paired with eight to ten volunteers could tape the outlines in approximately three hours, and up to 15 volunteers could paint the bars and clean up the site in approximately two hours.

Moved by Junck, seconded by Betcher, to direct staff to proceed with the design prepared by staff for installation of an inclusive crosswalk at the intersection of Welch Avenue and Chamberlain Street and plan for installation to occur in May 2022 after ISU's Spring Semester ends.

Vote on Motion: 6-0. Motion declared carried unanimously.

Moved by Corrieri, seconded by Betcher, to adopt RESOLUTION NO. 21-500 authorizing funds from the Road Use Tax Fund to finance the project.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

Moved by Beatty-Hansen, seconded by Betcher, to direct staff to investigate the thermoplastic tile option.

Vote on Motion: 6-0. Motion declared carried unanimously.

Mr. Poundstone commented that students will have finals in May, but he believes that there will be plenty of volunteers. He just wanted to note that some students might not be available at that time in May 2022.

**HEARING ON PROPOSAL TO ENTER INTO A GENERAL OBLIGATION URBAN RENEWAL LOAN AGREEMENT (INDOOR AQUATIC CENTER):** City Manager Steve Schainker stated that staff is requesting the City Council to pass a resolution authorizing the sale of up to \$21,200,000 of General Obligation bonds to help finance a new Indoor Aquatic Center. The proposed indoor pool would replace the facility being demolished by the Ames Community School District in order to make way for the construction of the new high school.

As he was requested to do, Mr. Schainker presented a worst-case scenario summary of impact to tax payers if there is no Reinvestment District Revenue. In this scenario, the estimated cost of an indoor aquatics center (in 2023 dollars) will be \$31,200,000, which would mean that the City does not receive the \$10,000,000 Reinvestment District award, The estimated annual property tax cost increase to residential properties for principal and interest on the General Obligation Bonds would be \$21.58 per \$100,000 of assessed valuation. He also noted that the estimated annual property tax cost increase for residential properties to finance the projected \$400,000 annual operating subsidy would be \$0.12 General levy rate increase per \$1,000 of taxable valuation. The estimated annual property tax cost increase for residential properties to finance projected \$400,000 annual operating subsidy will be \$6.92 per \$100,000 of assessed valuation.

The best case scenario would mean that the City received the \$10,000,000 Reinvestment District funding. Mr. Schainker reminded the Council that the City had received a provisional Reinvestment District award of \$10,000,000, which was substantially less than what was projected to be generated by the Downtown projects in the City's application to the state.

Mayor Haila opened the public hearing. The Mayor closed the hearing after no one requested to speak.

Moved by Corrieri, seconded by Gartin, to adopt RESOLUTION NO. 21-501 taking additional action on a proposal to enter into General Obligation Urban Renewal Loan Agreement in an estimated amount of \$21,200,000.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

**HEARING ON PROPOSED TEXT AMENDMENT TO REMOVE ALL PARKING REQUIREMENTS FOR AUDITORIUMS, THEATERS, STADIUMS, AND ARENAS WITHIN THE DOWNTOWN SERVICE CENTER AND CAMPUSTOWN SERVICE CENTER ZONING DISTRICTS:** The public hearing was opened by Mayor Haila. No one came forward to speak on this topic, and the hearing was closed.

Moved by Corrieri, seconded by Beatty-Hansen, to pass on first reading an ordinance removing all parking requirements for auditoriums, theaters, stadiums, and arenas within the Downtown Service Center and Campustown Service Center Zoning Districts.

Roll Call Vote: 6-0. Motion declared carried unanimously.

**HEARING ON INTEGRATED SITE PLAN AMENDMENT FOR 1409 AND 1419 BUCKEYE AVENUE:** City Planner Julie Gould noted that the Staff Report had indicated that if the Council were to approve the Final Plat, a condition should be placed on that approval that an updated Treasurer's Certificate would be required to be filed with the City. However, the City has received the updated Treasurer's Certificate; therefore, there is no longer a need to place that condition on approval.

According to Ms. Gould, the land in question is part of the "Shops at Duff" development, which is the rehabilitation of the former Kmart building and future development of some commercial buildings. The locations of 1409 and 1419 Buckeye was shown; both are outlots and currently grassy areas. Ms. Gould explained that a request from the developer had been received to amend the Integrated Site Plan, which includes a Final Plat and Major Site Development Plan approval. The request would allow a slight expansion and new configuration of "Building B" at 1409 and 1419 Buckeye Avenue. Approval of a Final Plat is being requested because there will be a boundary line adjustment. The only change to the platting of the lots is that the lot line between Lots 6 and 7 will move 87 feet to the south to align where a tenant division will exist within the new building. The lot line change is required to meet Building Code standards.

Planner Gould explained the changes to the site plan. Building B, originally approved in 2018, will increase by approximately 1,600 square feet. In addition to the increased size, the biggest change will be to the back of the building. There were formerly two driveways approved; there will now be one access to the loading area and one other access, which will allow for sufficient turning radius for trucks. There will also be a small loading area. Additional landscaping will be required. Fifteen additional parking stalls will be included. Pedestrian circulation will be increased; sidewalks will be constructed along the front. Ms. Gould also explained the architectural enhancements that will be constructed.

Noting the prominent location of Buckeye and the attractive buildings located across the street, Mayor Haila questioned whether the City can request certain design standards similar to what was required of the Downtown Fareway. Director Kelly Diekmann noted that additional standards were placed on Fareway because of its location in the Downtown. He showed a map of the proposed addition to Building B, showing the planned enhanced landscaping and screening of the loading dock that would occur as part of the development in question. Director Diekmann stated that there



will be architectural design requirements for Building C in the future.

At the inquiry of Council Member Gartin concerning the design, Chad Williams, 125 Carson Oaks Lane, Santa Rosa Beach, Florida, representing the developers, stated that they worked with City staff to enhance the design. However, due to the small size of this particular site, it was difficult to make architectural enhancements. They have enhanced the landscaping plans. Mr. Diekmann commented that, other than landscaping, it was difficult to dress-up the back of the building in question.

Mr. Williams advised that Buildings C and D are yet to come before the Council. He said that this development will bring five new national tenants to Ames, which he believes the community will be excited to have in the City. They are excited to get the project going.

Mayor Haila opened the public hearing. There was no one wishing to speak, and the Mayor closed the hearing.

Moved by Gartin, seconded by Martin, to adopt RESOLUTION NO. 21-502 approving the Major Site Development Plan (Integrated Site Plan) Amendment, subject to the following conditions:

- a. Compliance with the City's Outdoor Lighting Code
- b. Provide rooftop mechanical equipment screening located collectively where possible
- c. Note previous conditions of the Permit that are not herein modified shall continue to apply for the site

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

Moved by Corrieri, seconded by Martin, to adopt RESOLUTION NO. 21-503 approving the Minor Final Plat for Southwood Subdivision, 5<sup>th</sup> Addition.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

**HEARING ON CYRIDE 2022 HVAC IMPROVEMENTS PROJECT:** Mayor Haila declared the public hearing open. He closed the hearing after no one came forward to speak on this issue.

Moved by Betcher, seconded by Beatty-Hansen, to accept the Report of Bids and delay award of the contract to allow for Transit Board approval.

Vote on Motion: 6-0. Motion declared carried unanimously.

**HEARING ON NUISANCE ASSESSMENTS OF SIDEWALK REPAIR/REPLACEMENT AND SNOW/ICE REMOVAL:** Moved by Gartin, seconded by Beatty-Hansen, to continue the hearing until September 28, 2021, on assessing costs of sidewalk repair/replacement and snow/ice removal and certifying assessments to Story County Treasurer.

Vote on Motion: 6-0. Motion declared carried unanimously.

**FOLLOW-UP FROM "POLICING IN AMES" REPORT:** Chief Huff reviewed the 21

prioritization recommendations that resulted from the *Policing in Ames: A Path Forward* report presented on November 10, 2020. The recommendations were in response to concerns voiced by community members about policing methods, policies, transparency, and philosophies. Mr. Huff explained that staff met with outside groups to gather feedback about which action steps to prioritize for earlier implementation. Chief Huff reviewed the document outlining the actions that have already been completed and the anticipated time frame for completing the remaining recommendations. He noted that the following tasks under the recommendations have been completed:

- Recommendation #1: The values that drive the City’s Excellence Through People initiative will be revised to include the new values of Diversity, Equity, and Inclusion
- Recommendation #6: As modifications are made to Police Department policies, revised versions will be updated for the public by way of print, electronic, and other appropriate means of communication.
- Recommendation #8: As new laws are adopted at the federal and state levels and clarified by the courts, the City will continue to use Lexipol to review the Ames Police Department’s existing policies to ensure compliance with the law and commitment to fair and impartial policing. Lexipol will continue to recommend new policies to address areas where policies do not yet exist.
- Recommendation #15:\* Make forms to document complaints more readily available by way of print, electronic, and other appropriate means of communication to provide ample opportunities for the public to register their concerns about incidents. The forms will also be available under the Civics page of the Public Library under their listing of links.

\*According to Chief Huff, a form still has to be uploaded by Information Technology; it was thought that that would have been done today, but it was not. It should be done tomorrow. Chief Huff also commented that, currently, people can email, call, or go to the Police Department and register complaints or concerns. Once the form has been uploaded, people can go to the City’s Website, click on a link, fill out the form, and hit “Submit.” It will then be emailed directly to Chief Huff. Another avenue will be to file complaints/concerns with the Ames Resident Police Advisory Committee (ARPAC), which will be discussed after this item on the Agenda.

- Recommendation #12: Publish quarterly reports regarding the use of force statistics, with a breakdown of race and other demographics, where known, by way of print, electronic, and other appropriate means of communication.
- Recommendation #11: Publish quarterly summaries regarding citations (e.g., traffic tickets) and arrests, with a breakdown of race and other demographics, where

known, by way of print, electronic, and other appropriate means of communication.

Chief Huff advised that July and August Monthly Activity Reports for both Recommendation #12 and #11 are currently available on social media, on the Police Department's Website, and on the Public Library page under its Civics link. It was noted that the request was for the Activity Reports to be published quarterly; however, the Police Department reports their data on a monthly basis, so the Reports will be published monthly.

Mayor Haila asked Chief Huff to comment about additional clarification being requested after the arrest data were made available. Chief Huff explained that a question had arisen about the differences between discretionary and non-discretionary arrests, which has been clarified in the most-recent arrest data report. He described a discretionary arrest as one where an officer notices some kind of violation. A stop will be made and the incident investigated, and the officer will then make a decision as to whether an arrest is the right tool to fix the issue and whether he/she wants to take any enforcement action. A non-discretionary arrest is one where the officer didn't have a choice; he/she is required to take action; e.g., an Arrest Warrant had been issued for things like Contempt of Court (failure to appear, violating a No-Contact Order). Other examples given were Driving Under Suspension, Driving While Barred, Driving Under Revocation, and Domestic Violence/Abuse.

Council Member Betcher pointed out that Recommendations #6, #11, and #12 all deal with information that is to be disseminated in various ways. She voiced her desire for that information to also be made available to people who may not have electronic means to access it. She asked if the information was going to be available in print (hard copy) at the Library or only available on the Civics link. Chief Huff responded that, currently, it is only available on the Civics link; however, staff can probably figure out how to get printed copies. If requested, printed versions would be available at the Police Department. Ms. Betcher said that she would appreciate having at least one printed copy available at the Public Library.

According to Chief Huff, tasks to be completed in the first quarter of FY 2021/22 as follows:

Recommendation #16: Create an Ames Resident Police Advisory Committee (ARPAC).

Chief Huff noted that Assistant City Manager Phillips will speak on this Recommendation immediately following this item.

Mayor Haila clarified that Quarter 1, 2, 3, and 4 mean fiscal quarters (July 1 - September 30, October 1 - December 31, January 1 - March 31, and April 1 - June 30).

Recommendation #14: Conduct periodic studies of traffic stop statistics to identify whether racial disparity exists in the traffic stops conducted by the Police Department and publish this data by way of print, electronic, and other appropriate means of communication.

According to Chief Huff, staff is working on analyzing traffic stop data from 2018 and 2019 right now, and it will be made available soon. He noted that the remainder of the fourth sentence under “Comments” on the right side of the page was inadvertently cut off. It should say that, due to the pandemic, the 2020 and 2021 data are probably not valid or reliable. They will also have to look at 2022 data to see how reliable that turns out to be.

Recommendation #18: Provide periodic updates to the public from the Chief of Police regarding activities, current events, policies, and less-understood aspects of the Police Department by way of print, electronic, and other appropriate means of communication.

Chief Huff said that he has started to do some of that, which he posts on social media. However, they will have to come up with some other ways to make it available (other than just by social media).

The following tasks are to be completed in Quarter 2:

Recommendation #7: An independent review of the Police Department policies will be periodically undertaken by a citizen committee. [See Recommendation #16 regarding the creation of an Ames Resident Police Advisory Committee (ARPAC).]

This Recommendation was placed in Quarter 2 because the ARPAC has to be created first.

Recommendation #13: Create a new system for citizens to report bias incidents\*; publish the data by way of print, electronic, and other appropriate means of communication; and share these reports with the Human Relations Commission for follow-up.

(\*Bias incidents are events where there is a connection to racial bias, but do not meet the requirements for a hate crime).

According to Chief Huff, this task has proven to be a little more difficult; however, staff is hoping to still accomplish it in Quarter 2. He explained that the way the Police Department system works does not allow for incidents to be coded two different ways, e.g., there could be a bias incident, but it started as a criminal mischief or harassment incident, which is how it would be coded. They are currently trying to figure out a way within the system to be able to pick those incidents out.

Tasks to be completed in Quarter 3 are:

Recommendation #2: The City Manager will recommend for the FY 2021/22 budget a new full-time position called Diversity, Equity, and Inclusion Coordinator.

Chief Huff advised that this is in progress.

Recommendation #5: The City Manager will recommend for the FY 2021/22 budget to convert a vacant, authorized Police Officer position to an administrative sergeant position.

This item is in the FY 2021/22 Budget.

In Quarter 4, the following tasks are to be completed:

Recommendation #3: Realizing that all individuals have some form of implicit bias, the Human Resources staff will explore additional validated evaluation tools to use in the Police Officer selection process to determine whether candidates have a propensity to inappropriately act upon bias.

According to Chief Huff, this has been placed in Quarter 4 because they would first like to get the Diversity, Equity, and Inclusion (DEI) Coordinator on board, who would then be able to help with this item.

Recommendation #4: The Human Resources Department will develop a more formalized training curriculum for officers regarding diversity and bias topics.

It was explained by Chief Huff that this is in Quarter 4 because they want to get the DEI Coordinator on board first.

Recommendation #19: Refresh the Police Department pages of the City's website to ensure the information is clear, concise, and user-friendly for community members.

This task is being worked on now and may happen sooner than Quarter 4. It is hoped that the ARPAC can assist the Department understand how information can more easily be found on the Website.

Recommendation #9: Adopt an ordinance prohibiting any member of the City of Ames organization from racial profiling or taking actions that are indicative of bias in the delivery of City services.

This task is the responsibility of the Legal Department. Staff from that Department is currently researching how to best put an ordinance of that type together.

Recommendation #10: Adopt a local ordinance that prohibits filing false reports or providing false information to police against an individual because of race or another protected characteristic.

Chief Huff said that the Legal Department is also researching how best to word this type of

ordinance.

Tasks that are on the prioritization list, but do not have a time line, are:

Recommendation No. 17: Adopt the City Council-approved recommendations from the ISU Community and Regional Planning class(es) regarding the best communication techniques to reach under-represented populations in Ames, and explore the potential for continuing relationship with these classes.

This is the responsibility of the City Manager, who is currently working on this task and determining how best to accomplish it. The City Council continues to work with a Community & Regional Planning class at ISU as the students seek to evaluate the best techniques for engaging the under-represented groups in the community.

Recommendation No. 17A: City Council to host community conversations with representatives from the marginalized communities in Ames and agencies that work with them, with the goals of 1) obtaining input about the policy issues (not just policing issues) of importance to these groups as well as 2) establishing an ongoing “communication pipeline” with them.

Discussions with a number of community members have begun to develop a plan to accomplish this meeting.

Recommendation No. 20: The City Council will adopt a policy that no surplus armored military vehicles may be purchased or accepted for City use.

Chief Huff noted that this task has been moved to Quarter 2. The City’s Purchasing Policies must be amended first to prohibit the purchase or acceptance of surplus armored military vehicles, and that is currently being worked on.

Recommendation No. 21: Make sure that the topic of social justice is made part of the discussion when the City Council once again considers ASSET funding priorities for FY 2022/23.

The next opportunity to discuss the topic of social justice as it relates to the City’s ASSET funding priorities will be in June/July 2022 when the FY 2023/24 priorities are established.

Referencing Recommendation #5, Council Member Betcher commented that the conversion of a vacant authorized Police Officer position to an administrative sergeant position was shown as going to be filled in 2022 “after other police officer positions are filled.” She acknowledged that the Ames Police Department, like many other police departments, is having difficulty hiring police officers. Ms. Betcher asked if that is likely to cause a delay in the shifting of that position. Chief Huff advised that the Ames Police Department is currently down ten Police Officer positions. There are some

conditional offers out right now; they are working through the process. A new process they are trying out is to state the position is “open until filled.” Testing will occur in October, November, and December, which is something that has not happened before, with the hope that ten officers will be hired by December. If that goes well, the position might be able to be added in the March/April 2022 time frame. It was noted by the Chief that other officers might leave or candidates might not pass the background or testing process.

Assistant City Manager Phillips shared that once the City is in the position to hire for the Administrative Sergeant position, the process should go fairly quickly as staff is working through the process right now to establish a Civil Service Certified List. That List is being created due to a Sergeant position currently being vacant.

Regarding Item No. 21 pertaining to the topic of social justice being made part of the discussion when ASSET funding priorities for FY 2022/23, Council Member Betcher recalled that the Council had already voted to have a workshop (sometime before June). City Manager Schainker stated that Assistant City Manager Deb Schildroth will be talking about the ASSET priorities starting in June or July. He suggested that the workshop be held prior to June.

Moved by Beatty-Hansen, seconded by Junck, to approve the prioritization of action steps, as presented.

Vote on Motion: 6-0. Motion declared carried unanimously.

**ORDINANCE CREATING AMES RESIDENT POLICE ADVISORY COMMITTEE (ARPAC):** Assistant City Manager Phillips stated that, as the listing of recommendations from the “Policing in Ames” Report are being considered, one of the most involved is the creation of a new committee: the Ames Resident Police Advisory Committee ( ARPAC.). The details to be presented at this meeting regarding ARPAC are reflective of the directive provided by the Council last November when this was previously discussed. He emphasized that one of the organizational values that the City has is continuous improvement, and it is hoped that the Council will see that that value is threaded throughout the manner in which the ARPAC is set up and the purposes of the Committee. The purposes of the ARPAC were listed as follows:

1. To provide a resident perspective to the policies and actions of the Ames Police Department (APD).
2. Suggest improvements to Department policies.
3. Ensure that the actions of the Police Department meet the standards, not only of the Department itself, but of the community as a whole.

To accomplish this, ARPAC will have several specific functions, as follows:

1. Receive complaints from the public and ensure that they are routed appropriately to the Police Department for proper investigation.

2. Review the Departmental Policies and Procedures and provide comments and suggestions for improvements to the Police Chief and the City Manager.
3. Conduct outreach to individuals and groups in Ames regarding concerns related to public safety, rights and responsibilities of residents in law enforcement interactions, and processes and resources for filing complaints.
4. Provide feedback to the Chief of Police regarding potential commendations for officers in instances where those are under consideration.
5. Meet with the Chief of Police after a complaint has been investigated, but before a decision has been made regarding what to do about that complaint, to discuss the investigation that the Department undertook into the complaint and provide input.

ARPAC Membership. The seven members of the Committee are proposed to have three-year terms. The membership will have serious responsibilities, and the process for selecting the members will be more involved than that of other City Boards/Commissions. There will be additional questions on the application to gather how the applicant will remain committed to the principles of impartiality and not be prejudiced in favor of either the complainant or officers. According to Mr. Phillips, the Committee members will potentially be going into Closed Sessions from time to time; therefore, they will have to be able to handle confidential information. The ordinance requires that the membership of the Committee be representative of the community insofar as that is practicable. The Mayor will appoint the members with approval of the City Council.

Mr. Phillips stated that the Committee would also be required to participate in a significant amount of initial training and ongoing continuing education. He noted that the ordinance that has been drafted specifically mentions an organization called National Association for Civilian Oversight of Law Enforcement (NACOLE). He noted that there was a typo in the Draft Ordinance; it should be National Association for Civilian Oversight of Law Enforcement.

Assistant City Manager Phillips said that, since the Draft Ordinance was created, a question has arisen as to whether to include NACOLE specifically. Staff has thought more about this and realized that there are other resources available, in addition to NACOLE, that may provide information about how citizen review boards can operate and what training they should receive. According to Mr. Phillips, it is now the suggestion of staff to indicate, in Section 2.55(3) of the Ordinance, that the educational subjects would be recommended by City staff, rather than a particular organization. Staff recommended striking the specific reference to NACOLE from the Ordinance.

Lastly, it would be the responsibility of the ARPAC to prepare an annual report to the City Council to include:

1. The number of complaints reviewed and the nature of such complaints.
2. Demographic information of the complainants, when disclosed by the complainants.
3. A summary of policies reviewed and any changes being recommended.



4. A summary of Committee training received.
5. A summary of outreach activities conducted.
6. Concerns regarding complaint investigation outcomes.

Regarding Section 2.54(3), City Manager Schainker noted that the categories of complaints will be specified. He commented that the City will not be investigating every complaint, e.g., speeding tickets, overtime parking tickets, etc.

Council Member Betcher stated that she is concerned about how the City will get people from all the communities of Ames to serve on ARPAC, especially those from the under-represented areas. Mayor Haila responded that he had tried to recruit persons to apply to serve on Boards and Commissions in attempts to get diverse membership, but it has been difficult.

Referencing the desire for student involvement, Ms. Betcher questioned whether there would be a possibility of creating two-year terms for students to have continuity, rather than one-year positions. Mr. Phillips replied that if the Council so desired, that could be done; however, it will take some time to learn and be trained. Ms. Betcher said that she would like to have a dedicated student position, especially because students represent half of the population of Ames. Council Member Junck acknowledged that she would be supportive of at least one two-year term. She felt that a one-year term might be too steep of a learning curve. Mayor Haila noted that staggered terms would allow for a trial run. The one-year student terms on other Boards/Commissions membership have allowed for a student to try it out first and apply for a longer term in the future, if desired. He suggested that he could reach out to Student Government for suggestions on whom they believe would be good candidates.

Council Member Martin asked if it would be possible for the Mayor to have the power to appoint to either a two-year or three-year term. He felt that would give flexibility for students and help balance the Committee. Mr. Martin suggested that, since staggering of terms on start-up of the Committee is already addressed in the Draft Ordinance, this is something that the next City Council could take under advisement.

Referencing Section 2.54 of the Draft Ordinance pertaining to the Complaint Review Process, Council Member Gartin asked if there was any expectation of the frequency of the Committee meetings. Mr. Phillips answered that the Ordinance states that the Committee will be expected to meet no fewer than four times per year; they certainly can meet more often than that if there are active complaints that need to be reviewed. Staff also needs to get a sense of the time commitment needed for training. It is not known whether there will be more or fewer complaints than presently get filed once the ARPAC is formed.

Mr. Gartin noted that, if this group is going to be able to provide a meaningful oversight, the Committee has to be equipped with the tools. He acknowledged that there will be a learning curve, but the Committee definitely needs to have a high level of training.

Also, since there will be the possibility of going into closed sessions [2.54(4) of the Draft

Ordinance], Mr. Gartin asked if there is an expectation for staff from the City Attorney's office to attend all of the Committee's meetings. He said he was trying to get an understanding of the time commitment being put on City staff. Mr. Phillips answered that it will depend on the type of complaint; not all complaints will result in a closed session.

Council Member Martin said that they should take a moment to recognize that the City of Ames is privileged to be in this position: that the Council is able to consider creating the Committee in question from a position of strength in the community. It is based on the existence of really good community relationships, although not perfect. A lot of people are going to volunteer to serve on this Committee for a lot of good reasons. He said he was proud of the community for having established that relationship and thanked the City Manager and the Police Department for having the confidence to be able to do this. It is not coming from crisis; it is coming from a desire for continuous improvement.

The Mayor asked if there was anyone from the public who wished to provide input. No one came forward to speak.

Moved by Martin, seconded by Betcher, to amend the Ordinance regarding the ARPAC membership to strike the reference to the National Association for the Civilian Oversight of Law Enforcement (NACOLE) and replace with "City staff."

Mayor Haila vowed that he and the Council will work hard together and he will take into account the request for the student terms. It might take a year or two to work through the process.

Roll Call Vote: 6-0. Motion declared carried unanimously.

Council Member Gartin asked, regarding student representation, if only Iowa State University students would be considered or if students from DMACC could also be considered. The Mayor said he will work through it. He will reach out to Student Government for suggestions.

Moved by Junck, seconded by Betcher, to pass on first reading an ordinance creating the Resident Police Advisory Committee, as amended.

Roll Call Vote: 6-0. Motion declared carried unanimously.

Chief Huff thanked the Council for its support. He acknowledged that the staff of the Police Department recognizes these actions as continuous improvement and are all onboard with the initiatives.

**DOWNTOWN PLAZA ICE-SKATING RIBBON:** Parks and Recreation Director Keith Abraham explained that there are two options regarding ice for the skating ribbon: synthetic ice or real (natural) ice. City staff traveled to Arden Hills, Minnesota, to skate on synthetic ice before making a recommendation. Feedback on synthetic ice versus real ice was solicited from members of the U. S. Rink Association. According to Mr. Abraham, the decision came down to user experience. Synthetic ice does not provide the type of experience skaters hope to have. He noted that Confluence

had told City staff that there would be additional costs if natural ice were to be used.

Moved by Beatty, seconded by Martin, to adopt RESOLUTION NO. 21-504 approving proceeding with the design of an ice-skating ribbon utilizing real (natural) ice.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

Moved by Betcher, seconded by Corrieri, to adopt RESOLUTION NO. 21-505 approving Change Order No. 1 to increase the Confluence contract by \$52,000 for additional design fees associated with designing an ice system utilizing real (natural) ice.

Roll Call Vote: 6-0. Resolution declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

**ORDINANCE CORRECTING AMES MUNICIPAL CODE SECTION 6.2(4) REGARDING TERMS OF OFFICE FOR MARY GREELEY MEDICAL CENTER BOARD OF TRUSTEES:** Mayor Haila asked if there was anyone wishing to provide public input on this matter. Seeing none, the Mayor asked for action by the Council.

Moved by Corrieri, seconded by Martin, to pass on first reading an ordinance correcting *Ames Municipal Code* Section 6.2(4) regarding the terms of office for Mary Greeley Medical Center Board of Trustees.

Roll Call Vote: 6-0. Motion declared carried unanimously.

Moved by Betcher, seconded by Beatty-Hansen, to suspend the rules necessary for the adoption of an ordinance.

Roll Call Vote: 6-0. Motion declared carried unanimously.

Moved by Corrieri, seconded by Junck, to pass on second and third readings and adopt ORDINANCE NO. 4446 correcting *Ames Municipal Code* Section 6.2(4) regarding the terms of office for Mary Greeley Medical Center Board of Trustees.

Roll Call Vote: 6-0. Ordinance declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

**ORDINANCE ADOPTING 2021 EDITION OF THE UNIFORM PLUMBING CODE AND 2021 EDITION OF THE INTERNATIONAL MECHANICAL CODE WITH STATE AND LOCAL AMENDMENTS:** Moved by Corrieri, seconded by Beatty-Hansen, to pass on second reading an ordinance adopting, by reference, the 2021 Edition of the Uniform Plumbing Code and the 2021 Edition of the International Mechanical Code with State and local amendments, including the movement of the Cross-Connection Control requirements to Chapter 28 of the *Ames Municipal Code*. Roll Call Vote: 6-0. Motion declared carried unanimously.

Moved by Corrieri, seconded by Martin, to suspend the rules necessary for the adoption of an ordinance. Roll Call Vote: 6-0. Motion declared carried unanimously.

Moved by Corrieri, seconded by Junck, to pass on third reading and adopt ORDINANCE NO. 4447 adopting, by reference, the 2021 Edition of the Uniform Plumbing Code and the 2021 Edition of the International Mechanical Code with State and local amendments, including the movement of the Cross-Connection Control requirements to Chapter 28 of the *Ames Municipal Code*.

Roll Call Vote: 6-0. Ordinance declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

Moved by Beatty-Hansen, seconded by Junck, to pass on second reading an ordinance inserting a new Section 28.209B to adopt the cross-connection control standards of the 2021 Uniform Plumbing Code along with existing local amendments that are being relocated from Chapter 5.

Roll Call Vote: 6-0. Motion declared carried unanimously.

Moved by Martin, seconded by Beatty-Hansen, to suspend the rules necessary for the adoption of an ordinance.

Roll Call Vote: 6-0. Motion declared carried unanimously.

Moved by Corrieri, seconded by Martin, to pass on third reading and adopt ORDINANCE NO. 4448 inserting a new Section 28.209B to adopt the cross-connection control standards of the 2021 Uniform Plumbing Code along with existing local amendments that are being relocated from Chapter 5.

Roll Call Vote: 6-0. Ordinance declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

**REZONING PROPERTY AT 525-6TH STREET FROM RESIDENTIAL MEDIUM DENSITY TO SPECIAL PURPOSE GOVERNMENT/AIRPORT DISTRICT:** Move by Corrieri, seconded by Martin, to pass on third reading and adopt ORDINANCE NO. 4445 rezoning property at 525-6th Street from Residential Medium Density (RM) to Special Purpose Government/Airport District (SGA). Roll Call Vote: 6-0. Ordinance declared adopted unanimously, signed by the Mayor, and hereby made a portion of these Minutes.

**DISPOSITION OF COMMUNICATION TO COUNCIL:** Moved by Junck, seconded by Betcher, to refer to staff for a memo Susie Petra's request for a study to be conducted on the City's current waste collection services, its efficiency, economic benefits, plus its contribution to fuel consumption and emissions.

City Manager Schainker concurred that a study will be needed. He is in favor of it; however, there are a lot of components to it and the concept itself is complicated. Due to other large projects that are being worked on presently, staff will just not be able to get to it right away.

Vote on Motion: 6-0. Motion declared carried unanimously.

**COUNCIL COMMENTS:** Council Member Betcher noted that Ames will be having its first "Engagement Festival - Play Ames - Imagine Your City" on Saturday, September 25, 2021, from 12:00 Noon to 5:00 PM at four locations around the City. She encouraged the public to check the City website for information about this event and how to become engaged in activities that can make

Ames a better city. City Council members and City staff will be available at the various sites to interact with residents.

Council Member Gartin noted that a program sponsored by the Ames Chapter of the NAACP and co-sponsored by the Ames Police Department on reducing recidivism will be held on September 23, 2021, at 6:00 p.m. According to Mr. Gartin, a very strong panel of speakers has been put together and will focus on community response to those who have recently been incarcerated and who are struggling to make a path forward. There will be two people who were formerly incarcerated who will share their stories. This program can be watched virtually or people can attend in person at the Ames City Auditorium.

*Ex officio* Member Trevor Poundstone commented that Student Government will be having a candidate forum with School Board candidates in the near future. Also, the ISU Director of Sustainability is interested in a community garden involving the City and Iowa State. Mr. Poundstone said that once he has more information about these items, he will pass the information on to the Council.

Mayor Haila asked Assistant City Manager Brian Phillips to explain some of the details about the 30<sup>th</sup> Anniversary of Public Art Commission, which will occur on September 22 at 4:00 p.m. Mr. Phillips noted that the history of the Commission will be presented; there will be a walking tour of the artwork in City Hall, and refreshments will be available in the City Hall Gymnasium.

The Mayor noted that a virtual event regarding suicide prevention will be held on September 21 at 5:00 p.m. Kevin Heinz, who had attempted suicide by jumping off the Golden Gate Bridge and survived, will be the key speaker.

**CLOSED SESSION:** Council Member Gartin asked City Attorney Mark Lambert if there was a legal reason to go into Closed Session. Mr. Lambert replied in the affirmative, citing Section 21.5(1)c, *Code of Iowa*, to discuss matters presently in or threatened to be in litigation.

Moved by Gartin, seconded by Betcher, to go into Closed Session under Section 21.5(1)c, *Code of Iowa*, to discuss matters presently in or threatened to be in litigation.

Roll Call Vote: 6-0. Motion declared carried unanimously.

The City Council entered into a Closed Session at 8:33 p.m. and reconvened in Regular Session at 8:48 p.m.

**ADJOURNMENT:** Moved by Martin to adjourn the meeting at 8:52 p.m.

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Diane R. Voss, City Clerk

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John A. Haila, Mayor