

**SUMMARY OF MINUTES OF THE MEETING OF THE AMES AREA
METROPOLITAN PLANNING ORGANIZATION (AAMPO) TRANSPORTATION
POLICY COMMITTEE AND REGULAR MEETING OF THE AMES CITY COUNCIL**

AMES, IOWA

AUGUST 8, 2023

The Ames Area Metropolitan Planning Organization (AAMPO) Transportation Policy Committee meeting was called to order by Ames Mayor and voting member John Haila at 5:59 p.m. on the 18th day of July, 2023. Other voting members present were: Bronwyn Beatty-Hansen, City of Ames; Gloria Betcher, City of Ames, Tim Gartin, City of Ames; Rachel Junck, City of Ames; Anita Rollins, City of Ames; Linda Murken, Story County Board of Supervisors; Jonathan Popp, Mayor of Gilbert; and Bill Zinnel, Boone County.

MOTION ACCEPTING THE FINDINGS OF THE 190TH STREET CORRIDOR STUDY:

Director of Public Works John Joiner, Traffic Engineers Damion Pregitzer and Mark Gansen, and Transportation Planner Kyle Thompson were available to answer questions about the report.

Moved by Gartin, seconded by Murken, to accept the report.

Vote on Motion: 8-1. Voting Aye: Beatty-Hansen, Betcher, Gartin, Haila, Junck, Murken, Rollins, and Zinnel. Voting Nay: Popp.

MOTION SETTING SEPTEMBER 12, 2023, AS DATE OF PUBLIC HEARING REGARDING AMENDMENT TO THE FFY 2023-2026 TRANSPORTATION IMPROVEMENT PROGRAM: Planner Thompson stated the Public Hearing was to satisfy a requirement for the Department of Transportation (DOT).

Moved by Betcher, seconded by Popp, to set September 12, 2023, as date of Public Hearing regarding amendment to the FFY 2023-2026 Transportation Improvement Program.

Vote on Motion: 9-0. Motion declared carried unanimously.

COMMITTEE COMMENTS: None.

ADJOURNMENT: Moved by Murken, seconded by Junck, to adjourn the meeting at 6:22 p.m.

Vote on Motion: 9-0. Motion declared carried unanimously.

**SUMMARY OF MINUTES OF THE REGULAR MEETING OF THE AMES CITY
COUNCIL**

AMES, IOWA

AUGUST 8, 2023

The Regular Meeting of the Ames City Council was called to order by Mayor John Haila at 6:29 p.m. on the 8th day of August, 2023, in the City Council Chambers in City Hall, 515 Clark Avenue, pursuant to law. Present were Council Members Bronwyn Beatty-Hansen, Gloria Betcher, Tim Gartin, Rachel Junck, and Anita Rollins. Iowa State University Student Body President Jennifer Holiday was present. Council Member Amber Corrieri was absent. *Ex officio* Tabitha Etten was also absent.

CONSENT AGENDA: Moved by Beatty-Hansen, seconded by Betcher, to approve the consent agenda.

1. Motion approving payment of claims
2. Motion approving Summary of Minutes of Regular Meeting on July 18, 2023, and July 27, 2023
3. Motion approving Report of Change Orders for period July 16-31, 2023
4. Motion approving Temporary Outdoor Service for September 8 – September 9, 2023, Class C Retail Alcohol License – Sips and Paddy’s Irish Pub, 126 Welch Avenue, Pending Dramshop Status
5. Motion approving Temporary Outdoor Service for September 22 – September 24, 2023, Class C Retail Alcohol License – Sips and Paddy’s Irish Pub, 126 Welch Avenue, Pending Dramshop Status
6. Motion approving ownership updates for Class C Retail Alcohol License – Cyclone Experience Network, 1800 S 4th Street, Jack Trice Stadium
7. Motion approving ownership updates for Class C Retail Alcohol License –Levy @ Fisher Theater, 1805 Center Drive
8. Motion approving ownership updates for Class C Retail Alcohol License – Levy @ Scheman Building, 1805 Center Drive
9. Motion approving the renewal of the following Beer Permits, Wine Permits and Liquor Licenses:
 - a. Class C Beer Permit – Hy-Vee Gas #5013, 4018 West Lincoln Way
 - b. Class C Liquor License – Inside Golf, 2801 Grand Avenue #1075
 - c. Class C Liquor License – Iowa State Center, CY Stephens, 1900 Center Drive
 - d. Class E Liquor License – Kwik Stop Liquor & Groceries, 125 6th Street
10. Motion rejecting all bids for Water Treatment Plant Distributed Antenna System Project
11. RESOLUTION NO. 23-434 supporting the City of Ames continued designation as a member of Bird Friendly Iowa
12. RESOLUTION NO. 23-435 approving Encroachment Permit Agreement for Awning at 211 & 209 Main Street
13. RESOLUTION NO. 23-436 approving Encroachment Permit Agreement for Sign at 2700 Graham Street
14. RESOLUTION NO. 23-437 authorizing and approving a Loan and Disbursement Agreement and providing for the issuance and securing the payment of \$2,150,000 Sewer Revenue Bonds, Series 2023
15. RESOLUTION NO. 23-438 approving a 28E Agreement for fiscal agent assistance with the Iowa Department of Agriculture and Land Stewardship - Division of Soil Conservation and Water Quality, City of Ames and Story County Soil & Water Conservation District and Hamilton County Soil and Water Conservation District
16. RESOLUTION NO. 23-439 approving Amendment No. 1 to the Ioway Creek Watershed Management Authority 28E Agreement and approving Hamilton County as a new cooperator
17. RESOLUTION NO. 23-440 approving Memorandum of Understanding with Story County to apply for grant funding under the 2023 Department of Justice, Office of Justice Programs,

Bureau of Justice Assistance Edward Byrne Memorial Justice Assistance Grant (JAG) Program and authorize application for that grant

18. RESOLUTION NO. 23-441 approving Memorandum of Understanding with Iowa State University for 2022/23 Traffic Signal Program (State Avenue and Mortensen Permanent Signal)
19. RESOLUTION NO. 23-442 approving Change Order No. 2 with Thorpe Contracting, LLC, of Adel, Iowa, in the amount not to exceed \$122,970 for the 2022/23 & 2023/24 Ames Plan 2040 Water Utility Infrastructure Program
20. RESOLUTION NO. 23-443 awarding contract to Vision Metering of York, South Carolina, for the purchase of electric meters in accordance with unit prices bid
21. RESOLUTION NO. 23-444 awarding contract to Zachry Engineering Corporation of Omaha, Nebraska, for Engineering Services at the Power Plant for Gas Turbine 1 Motor Control Center Retrofit in the amount not to exceed \$96,000
22. RESOLUTION NO. 23-445 awarding contract to Superior Industrial Equipment, of Grimes, Iowa, for the 72 Boiler Feedwater Pump Inspection & Repair project at the Power Plant, in the amount of \$115,876.95
23. RESOLUTION NO. 23-446 approving contract and bond for 2022/23 Airport Improvements Project (South Apron Rehab) with Con-Struct, Inc. of Ames, Iowa
24. RESOLUTION NO. 23-447 accepting Fire Station 3 PCC Replacement as completed Brothers Concrete, of Des Moines, Iowa
25. RESOLUTION NO. 23-448 accepting the 2021/22 and 2022/23 Clear Water Diversion as completed by Ames Trenching and Excavating, Inc., of Ames, Iowa
26. RESOLUTION NO. 23-449 accepting the FY 2022/23 Story County Edge of Field Project as completed by Hands on Excavating, LLC, of Radcliffe, Iowa
27. RESOLUTION NO. 23-450 accepting the 2022/23 Downtown Street Pavement Improvements as completed by Brothers Concrete, of Des Moines, Iowa

Roll Call Vote: 5-0. Motions/Resolutions declared carried/adopted, signed by the Mayor, and hereby made a portion of these Minutes.

PUBLIC FORUM: Mayor Haila opened the Public Forum.

Richard Deyo, 505 8st Street #2, Ames, presented concerns about the Senior Variety Show.

Paul Readhead, 1200 Ridgewood Avenue, Ames, offered observations and concerns about solid waste collection in Ames.

Teresa Albertson, 4612 Westbend Drive, Ames, shared concerns about a homeless encampment in West Ames.

ES TAS LIQUOR LICENSE: Chief of Police Geoff Huff presented the Council Action Form (CAF) and was available for questions from the City Council.

Mayor Haila opened the Public Input.

Terry Cullen, 216 Stanton Avenue, Ames, the owner of Es Tas, was available for questions from the City Council. He shared his commitment to changing the perception of Es Tas as a place where minors could get in and being in compliance going forward.

Moved by Beatty-Hansen, seconded by Junck, to approve a new eight-month license for Class C Retail Alcohol License – Terry & Andy’s Tacos Inc. (Es Tas) 216 Stanton, Pending Dramshop Status.

Roll Call Vote: 5-0. Motion declared carried unanimously.

IOWA ECONOMIC DEVELOPMENT AUTHORITY APPLICATION: Finance Director Cody Goodenow shared that the proposed project would result in a \$13,000,000 investment in a local business that only needed the City to endorse the application, with no local match needed.

Mayor Haila opened the Public Input.

Dan Culhane, President and CEO of the Ames Chamber of Commerce, commented that the best opportunities come from businesses who are already here in the community.

Tom Buzalweski, Director of the Ames 3M Plant, said he was thankful for the opportunity to add 25 high quality jobs to the community.

Mayor Haila closed the Public Input when no one else came forward to speak.

Moved by Betcher, seconded by Junck, to adopt RESOLUTION No. 23-451 endorsing Iowa Economic Development Authority Application for Financial Assistance for 3M Company.

Vote on Motion: 5-0. Motion declared carried unanimously.

CITY MEETING CODE OF CONDUCT: Assistant City Manager Brian Phillips presented the Council Action Form (CAF) and was available for questions from the City Council.

Mayor Haila opened the Public Input.

Richard Deyo, 505 8st Street #2, Ames, stated his concerns with the proposed policy.

Mayor Haila closed the Public Input when no one else came forward to speak.

Moved by Betcher, seconded by Beatty-Hansen, to adjust the language of Item 4 to allow people to approach the dais only if they are interacting with staff to distribute materials to those seated at the dais.

Vote on Motion: 3-2. Voting Aye: Betcher, Beatty-Hansen, Junck. Voting Nay: Gartin, Rollins. Motion declared carried.

Moved by Betcher, seconded by Rollins, to change the language of Item 5 to allow standing by meeting attendees as long as they are not obstructing the view of the proceedings or the ability of others to participate.

Vote on Motion: 5-0. Motion declared carried unanimously.

Moved by Betcher, seconded by Beatty-Hansen, to change language of Item 6 to indicate that signs are allowed at meetings, but when displayed must not obstruct the view of the proceedings or the participation of meeting attendees.

Vote on Motion: 5-0. Motion declared carried unanimously.

Moved by Beatty-Hansen, seconded by Junck, that the last sentence in Item 7 read “Attire must be worn so as to not distract from, interfere with, or obstruct the proceedings or other attendees.”

Vote on Motion: 4-1. Voting Aye: Beatty-Hansen, Betcher, Junck, Rollins. Voting Nay: Gartin.

Motion declared carried.

Moved by Rollins for Item 6 to include language that signs may not use profane, obscene, or slanderous language.

Seconded Beatty-Hansen after a friendly amendment to add “or to engage in personal attacks against City officials or members of the public” was included.

Vote on Motion: 5-0. Motion declared carried unanimously.

HEARING ON THE 2023/24 PROPOSED ANNUAL ACTION PLAN PROJECTS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME PROGRAMS:

Housing Coordinator Vanessa Baker-Latimer presented the proposed plan, went over the public input, and looked at available funds for the plan.

The Public Hearing was opened and closed by Mayor Haila when no one came forward to speak.

Moved by Junck, seconded by Betcher, to adopt RESOLUTION No. 23-453 approving Projects and Budget and direct staff to submit the Plan for approval by HUD.

Roll Call Vote: 5-0. Motion declared carried unanimously.

CONTINUANCE OF FIRST READING OF THE MINIMUM EXTERIOR PROPERTY MAINTENANCE ORDINANCE:

Fire Chief Rich Higgins and Building Official Sara Van Meeteren presented the ordinance and the changes that had been made from City Council motions at the July 18, 2023, meeting of the Ames City Council.

Moved by Rollins to amend Section 30.5 (3) to add "branches which could be broken down and bundled" directly after "trash disposal container."

Seconded by Beatty-Hansen after Rollins amended the motion to add "yard waste bag, or" between "trash disposal container" and "branches which could be broken down and bundled."

Vote on Motion: 5-0. Motion declared carried unanimously.

Moved by Beatty-Hansen, seconded by Junck, that Section 30.5 (11) is struck from the ordinance. Vote on Motion: 2-3. Voting Aye: Beatty-Hansen, Junck. Voting Nay: Betcher, Gartin, Rollins. Motion failed.

Moved by Betcher to amend Section 30.5 (22), to indicate “that parking of one travel trailer, recreational vehicle, boat, boat trailer, or trailer is permitted on any approved parking surface.” Motion Withdrawn.

Moved by Betcher, seconded by Beatty-Hansen, to change language of Section 30.5 (22) to allow parking of one travel trailer, recreational vehicle, boat, boat trailer, or trailer on an approved parking surface on a property. Vote on Motion: 4-1. Voting Aye: Beatty-Hansen, Betcher, Junck, Rollins. Voting Nay: Gartin. Motion declared carried.

The Public Hearing was opened by Mayor Haila.

Timothy Stewart, Roosevelt Avenue, Ames, asked that Section 30.5 (11) and (13) be removed from the ordinance.

Jamie Beyer, 269 U Avenue, Boone, noted that the best wildlife habitats are now located within urban environments, and letting grass grow longer supports pollinators.

Teresa Albertson, 4612 Westbend Drive, Ames, shared her support for the ordinance, stating her belief that this ordinance has been needed for a long time.

Brendan Dunphy, Ames, advocated for allowing grass and other native species to grow, noting that oftentimes a conversation with someone can change their perspective. He shared that the linchpin to a healthy world is biodiversity.

Dylan Kline, 3329 Canterbury Court, Ames, advocated for lowering the height trees must be trimmed to above sidewalks to preserve the beauty of the community. He thanked the City Council for the work that had been done on the ordinance.

Joan Anderson, 305 South Franklin, Ames, asked the City Council to incorporate the intent of the ordinance in the code so there is an emphasis on education for residents to see. She shared her hope that the focus would remain on helping people to stay in their homes.

Mayor Haila closed the Public Hearing when no one else came forward to speak.

Moved by Gartin, seconded by Beatty-Hansen, that Section 30.5 (9) be amended to be 8’ of clearance above the sidewalks in the community in areas not governed by funding or contract obligation, and 10’ in areas governed by funding or contract obligation. Vote on Motion: 5-0. Motion declared carried unanimously.

Moved by Betcher, seconded by Rollins, to approve on first reading the proposed Minimum Exterior Property Maintenance Code, as amended by the City Council on July 18, 2023, and the intent of motions made on August 8, 2023.

Roll Call Vote: 4-1. Motion declared carried.

SECOND PASSAGE OF ZONING TEXT AMENDMENT TO ALLOW FOR SPORTS PRACTICE FACILITY AS A USE WITHIN THE GENERAL INDUSTRIAL (GI) ZONING DISTRICT OF SECTION 29.901 OF THE AMES MUNICIPAL CODE: Moved by Rollins, seconded by Betcher, to pass on second reading an ordinance on Zoning Text Amendment to allow for Sports Practice Facility as a use within the General Industrial (GI) Zoning District of Section 29.901 of the Ames *Municipal Code*.

Roll Call Vote: 5-0. Motion declared carried unanimously.

THIRD READING AND ADOPTION OF ORDINANCE NO. 4507 ON ZONING TEXT AMENDMENT TO PARKING STANDARDS FOR RETAIL SALES AND SERVICES-GENERAL TO TWO SPACES PER 1,000 SQUARE FEET: Moved by Beatty-Hansen, seconded by Betcher, to pass on third reading and adopt ORDINANCE NO. 4507 on Zoning Text Amendment to Parking Standards for Retail Sales and Services General to two spaces per 1,000 square feet.

Roll Call Vote: 5-0. Motion declared carried unanimously.

THIRD READING AND ADOPTION OF ORDINANCE NO. 4508 AMENDING AMES MUNICIPAL CODE SECTION 11.4 REGARDING URINATION AND DEFECATION: Moved by Rollins, seconded by Beatty-Hansen, to pass on third reading and adopt ORDINANCE NO. 4508 amending Ames *Municipal Code* Section 11.4 regarding urination and defecation.

Roll Call Vote: 5-0. Motion declared carried unanimously.

DISPOSITION OF COMMUNICATIONS TO COUNCIL: Mayor Haila stated that there were five items for consideration.

The first item were additional emails compiled after the July 18, 2023 meeting from Ames residents regarding comments on the Proposed Minimum Exterior Property Maintenance Ordinance. Mayor Haila clarified these were for information only.

Next, a Dollar Tree Request for a Text Amendment relative to exterior appearance from Nick Feira was evaluated.

Moved by Betcher, seconded by Beatty-Hansen to not request a memo or place the item on a future agenda.

Vote on Motion: 5-0. Motion declared carried unanimously.

Moved by Gartin, seconded by Betcher, that the Mayor respond in a letter that Ames welcomes their investment and look forward to attempting to work with their staff to find a solution that meets Ames's standards.

Vote on Motion: 5-0. Motion declared carried unanimously.

A memo from Damion Pregitzer, City of Ames Traffic Engineer, related to Intersection Control at Woodland Drive and Westwood Street was next.

Moved by Betcher, seconded by Junck, that City Council direct staff to follow course of action outlined under next steps.

Vote on Motion: 5-0. Motion declared carried unanimously.

Next, a memo discussing the Withdrawal of Arrasmith Subdivision Waiver Request from Planning and Housing Director Kelly Diekmann was noted as being for information only.

Mayor Haila stated no further action was necessary from the City Council.

Finally, a memo from Director Diekmann on 102 & 112 North Hyland Rezoning Request was considered.

Moved by Junck, seconded by Rollins, to place the item on a future agenda for further discussion.

Vote on Motion: 5-0. Motion declared carried unanimously.

COUNCIL COMMENTS: The Mayor and Council Members reported on various meetings attended, upcoming meetings, community events, and items of interest.

ADJOURNMENT: Moved by Betcher, seconded by Rollins, to adjourn the meeting at 9:08 p.m.

Vote on Motion: 5-0. Motion declared carried unanimously.

Grace A. Bandstra, Deputy City Clerk

John A. Haila, Mayor

Renee Hall, City Clerk

Subject to change as finalized by the City Clerk. For a final official copy, contact the City Clerk's Office at 515-239-5105.