

1. Call to Order: A regular meeting of the Elkhart City Council was called to order by Mayor Johnny Kaczmarczyk on Monday, August 18, 2025 at 6:00 p.m. at the Elkhart Community Center.

2. Pledge of Allegiance: Pledge of Allegiance: Mayor Kaczmarczyk led the Pledge of Allegiance.

3. Roll Call: Council Members Present: Angie Schaffer, Brad Fordyce, Rob Fouraker. Absent: Brad Campbell, Jill Edler.

4. Approval of Agenda: Council Member Fouraker moved, Schaffer seconded, to approve the August 18, 2025 agenda without amendment. Ayes: Schaffer, Fouraker, Fordyce Absent: Edler, Campbell.

5. Citizen Hearing and Other Communications

a. Polk County Sheriff Report: Polk County Sheriff reported 56 service calls for the month of July.

b. Scott Drey-Fire Chief: Fire Chief Scott Drey reported 14 calls for month of July, via email.

c. Public Comments on items not on the Agenda- 3-minute limit: Ron Adams - shared mowing concerns. William Halterman - shared concerns regarding water in ditches near his property. Tony Hess - shared mowing concerns.

6. Public Hearing for the Consideration of an Amendment to the Natural Gas and Electric Franchise Ordinances to add a 2% Franchise Fee: Council Member Schaffer made a motion to open public hearing on Ordinance 2025-6 for a 2% Natural Gas and Electric Franchise Fee at 6:07 pm, seconded by Fordyce. Ayes: Fouraker, Schaffer, Fordyce Absent: Edler, Campbell.

Council and staff addressed citizens' questions about the use of funds, the cap on Franchise Fees, and how long until the City can make changes to the Franchise Fees.

Council Member Fordyce made a motion to close public hearing on Ordinances 2025-6 for a 2% Natural Gas and Electric Franchise Fee at 6:13 pm, seconded by Schaffer. Ayes: Fouraker, Schaffer, Fordyce Absent: Edler, Campbell.

a. First Reading of Ordinance No. 2025-6 An Ordinance Amending the Elkhart Code of Ordinances Chapters 110 and 111 to Provide For a 2% Natural Gas and Electric Franchise Fee

Council Member Fordyce made a motion to approve first reading of Ordinances 2025-6, seconded by Fouraker. Ayes: Fouraker, Schaffer, Fordyce Absent: Edler, Campbell.

7. Consent Agenda: Council Member Fordyce made a motion to approve the Consent Agenda, seconded by Schaffer. Ayes: Fouraker, Schaffer, Fordyce. Absent: Edler, Campbell.

a. Approval of City Council Meeting Minutes of July 21, 2025

b. Approval of City Council Special Meeting Minutes of July 22, 2025

c. Approval of July and August Claims Submitted

d. Receive and File - July 2025 Budget Report by Function

e. Receive and File - July 2025 Treasurers Report

f. Receive and File - July 2025 Balance Sheet

g. Receive and File - July 2025 Revenue & Expense Report

- h. Resolution 2025-48; A Resolution Designating Beggars' Night in the City of Elkhart
- i. Resolution 2025-49; A Resolution Approving Monthly Fund Transfers for Fiscal Year 2026

8. Business Items

a. 251/255 NW Elm Street Boundary Survey Reimbursement Request

Council Member Fordyce made a motion to approve 251/255 NW Elm Street Boundary Survey Reimbursement Request, in the amount of \$1,525.00, seconded by Fouraker.

Ayes: Fouraker, Fordyce. Nays: Schaffer. Absent: Edler, Campbell.

b. Ordinance No. 2025-7 Amending the Code of Ordinances of the City of Elkhart, Iowa, by Amending Provisions Pertaining to Cigarette and Tobacco Permits: Council Member Fordyce made a motion to approve first reading of Ordinance No. 2025-7, seconded by Schaffer. Ayes: Fouraker, Schaffer, Fordyce. Absent: Edler, Campbell.

c. Ordinance No. 2025-8 Amending the Code of Ordinances of the City of Elkhart, Iowa, by Amending Provisions Pertaining to Public Hearing Requirements: Council Member Schaffer made a motion to approve first reading of Ordinance No. 2025-8, seconded by Fouraker. Ayes: Fouraker, Schaffer, Fordyce. Absent: Edler, Campbell.

d. Ordinance No. 2025-9 Amending the Code of Ordinances of the City of Elkhart, Iowa, by Amending Provisions Pertaining to Conflict of Interest Council Member Fouraker made a motion to approve first reading of Ordinance No. 2025-9, seconded by Fordyce. Ayes: Fouraker, Schaffer, Fordyce. Absent: Edler, Campbell.

e. Ordinance No. 2025-10 Amending the Code of Ordinances of the City of Elkhart, Iowa, by Adding a New Section Prohibiting False Representation of Service Animal: Council Member Schaffer made a motion to approve first reading of Ordinance No. 2025-10, seconded by Fouraker. Ayes: Fouraker, Schaffer, Fordyce. Absent: Edler, Campbell.

f. Ordinance No. 2025-11 Amending the Code of Ordinances of the City of Elkhart, Iowa, by Amending Provisions Pertaining to Fireworks: Council Member Schaffer made a motion to approve first reading of Ordinance No. 2025-11, seconded by Fouraker. Ayes: Fouraker, Schaffer, Fordyce. Absent: Edler, Campbell.

g. Ordinance No. 2025-12 Amending the Code of Ordinances of the City of Elkhart, Iowa, by Amending Provisions Pertaining to Liquor Licenses and Wine and Beer Permits Council Member Schaffer made a motion to approve first reading of Ordinance No. 2025-12, seconded by Fouraker. Ayes: Fouraker, Schaffer, Fordyce. Absent: Edler, Campbell.

9. Discussion Items

a. Comprehensive Plan Feedback

Council discussed what they would like to see addressed in community meetings and by Snyder and Associates.

10. Code Enforcement: Council discussed status of code enforcement efforts.

11. Reports of Elected Officials, City Staff and Standing Committees

Fouraker shared Polk County Emergency Management Commission is meeting Wednesday, August 20, 2025 to discuss their budget.

Schaffer - shared a BINGO game is actively going on and the cards are available at City Hall. Parks has a Puzzle Palooza scheduled in September. A Pickle Ball Ribbon Cutting Ceremony is scheduled for August 26, 2025 at 5:30 pm. The DNR report on fish in the pond has been received.

Mayor - shared on behalf of Edler the Cemetery Board will be meeting Thursday, August 21, 2025.

Mayor - shared elections are up coming and information can be found on the City's Facebook page.

Fordyce - shared we should have a full update by the end of August on the status of the gas station project. He also shared there will be a meeting this Thursday with the City of Ankeny, Interim City Manager to discuss rising costs for fire service and land boundaries. Fordyce clarified with the school Superintendent that the school taxes paid to North Polk are the same for all communities' district wide.

Mayor - shared on behalf of Campbell Public Works will be repairing tile under the playground equipment to help with drainage issues. Public Works may need assistance with snow removal this winter and a third employee in the future.

City Administer updated Council on the water treatment plant, storm damage at lift station, a possible annexation into Elkhart, installation of security cameras at Prairie Pointe Park, and the status of new software implementation.

City Clerk updated Council on reports due to the State and preparation for upcoming annual exam.

12. Other Business: None

13. Adjourn: Schaffer motioned to adjourn at 7:06 p.m., Fouraker seconded. Ayes: Fouraker, Schaffer, Fordyce. Absent: Edler, Campbell.