

**AGENDA**  
**REGULAR CITY COUNCIL MEETING**  
**COUNCIL CHAMBERS, SEPTEMBER 19, 2023, 5:15 P.M**

The City Council will be meeting in the City of Harlan Council Chambers. This meeting is open to the public for in-person attendance. This meeting is also available electronically utilizing Zoom.com. The public can participate remotely via conference call by telephone or by audio on their own computer.

To participate by audio internet connection:

Join Zoom: Meeting ID: <https://us02web.zoom.us/j/85715158878>

To participate by phone: dial #1-312-626-6799 857 1515 8878

**1. OPENING BUSINESS**

- A. Call meeting to order
- B. Roll call
- C. Clerk presents agenda (*Roll Call Vote*)
- D. Conflict of Interest (state if applicable)

**2. CONSENT AGENDA**

All items listed under the Consent Agenda will be enacted by one motion with a roll call vote. There will be no separate discussion of these items unless a request is made prior to the time Council votes on the motion. Consent Agenda items may include any non-controversial subjects.

- A. Minutes of the 09/05/23 Council meeting
- B. Claims List No.1298 in the amount of \$86,339.63
- C. Expenditure & Revenue reports for the month of August 2023
- D. Sheriff's Statistical Report for August 2023
- E. Approval of New FY2023-2024 Cigarette/Tobacco/Nicotine/Vapor Permit for Twisted Smoke

**3. OTHER BUSINESS**

- A. Receive and File Planning & Zoning Commission minutes from August 29, 2023 (*Roll Call Vote*)
  - 1. Resolution No. 2542 to approve 2023 Comprehensive Plan for the City of Harlan (*Roll Call Vote*)
- B. Review Noise Variance Permit from Shelby County Speedway, Tiny Lund Night at the Speedway on 9/23/23 (*Roll Call Vote*)

**5. OTHER REPORTS**

- A. City Administrator's Report
- B. Mayor's Report
  - 1. Shelby County Chamber of Commerce & Industry Update
  - 2. Harlan Municipal Utilities Update
  - 3. Shelby County Sheriff's Update
  - 4. Public Comments

**6. ADJOURN**

**The public was offered to participate by Zoom audio internet connection or by phone.**

The City Council of the City of Harlan, Iowa met pursuant to law and the rules of said Council in regular session, in the Council Chambers at 5:15 o'clock P.M. the 19<sup>th</sup> day of September 2023. The meeting was called to order by Jay Christensen, Mayor in the Chair, and the following Council members were:

PRESENT: Jeanna Rudolph, Troy Schaben, Sharon Kroger, RJ Bielenberg, Richard Petersen, Kyle Lindberg.

ABSENT: None

The City Clerk presented the agenda. It was moved by Bielenberg and seconded by Lindberg to approve the agenda. Roll call vote: AYES: Rudolph, Schaben, Kroger, Bielenberg, Petersen, Lindberg. NAYS: None. Motion carried.

The Mayor asked the Council members to state any conflicts of interest, as applicable.

Because Aaron Sands of Twisted Smoke was present to answer questions, the Mayor requested Consent Agenda item E be removed and enacted upon a separate motion following the Consent Agenda approval.

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- B. Claims List No. 1298 in the amount of \$86,339.63
- C. Expenditure & Revenue reports for the month of August 2023
- D. Sheriff's Statistical Report for August 2023
- E. ~~Approval of New FY2023-2024 Cigarette/Tobacco/Nicotine/Vapor Permit for Twisted Smoke~~

It was moved by Kroger and seconded by Rudolph that the items on the Consent Agenda be approved and adopted. Roll call vote: AYES: Rudolph, Schaben, Kroger, Bielenberg, Petersen, Lindberg. NAYS: None. Motion carried and the Consent Agenda items were approved and adopted.

It was moved by Petersen and seconded by Lindberg to approve the New FY2023-2024 Cigarette/Tobacco/Nicotine/Vapor Permit for Twisted Smoke. Roll call vote: AYES: Rudolph, Schaben, Kroger, Bielenberg, Petersen, Lindberg. NAYS: None. Motion carried.

It was moved by Kroger and seconded by Petersen to receive and file the Planning & Zoning Commission minutes from 8/29/23. Roll call vote: AYES: Rudolph, Schaben, Kroger, Bielenberg, Petersen, Lindberg. NAYS: None. Motion carried.

Council Member Rudolph introduced Resolution No. 2542, a Resolution approving 2023 Comprehensive Plan for City of Harlan. Council Member Schaben seconded the motion. Roll call vote: AYES: Rudolph, Schaben, Kroger, Bielenberg, Petersen, Lindberg. NAYS: None. Motion carried and the resolution was duly adopted.

It was moved by Lindberg and seconded by Petersen to approve the application for a Noise Variance Permit for Shelby County Speedway, Tiny Lund Night at the Speedway until 2:00 a.m. 9/23/23. Roll call vote: AYES: Rudolph, Schaben, Kroger, Bielenberg, Petersen, Lindberg. NAYS: None. Motion carried.

The City Administrator presented his report.

The Mayor presented his report.

Updates were presented by the Shelby County Chamber of Commerce & Industry, Harlan Municipal Utilities, and the Shelby County Sheriff's Department.

There being no further business, the meeting was adjourned.

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Jane Smith, City Clerk

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Jay Christensen, Mayor

*"These minutes are as recorded by the Clerk and are subject to Council approval at the next regular meeting."*