

CITY COUNCIL MEETING
RAND CENTER
MAY 1, 2012
7:00 P.M.

Mayor Sargent presided over the regular session and called it to order at 7:00 p.m. with the following Council members present: Ratliff, Dinsmore, Isom, Dillinger and Struble. Also present were City Clerk/Administrator Miller and visitors: John Riley, Johnnie Walker, Eugene Schaeffer, Nathan Mowery, Mark Mahoney and Rick Whitely.

The Pledge of Allegiance was recited.

Moved by Council member Struble to approve the agenda for May 1, 2012, seconded by Council member Dillinger. Motion carried on a 5-0 vote.

Moved by Council member Dinsmore to approve the consent agenda, seconded by Council member Struble. Motion carried on a 5-0 vote.

A citizen addressed Council with concerns about cemetery maintenance. The Park Director will be requested to provide a written report on the performance on the cemetery contract.

Mayor Sargent opened the bids received for the 1961 American LaFrance fire truck. Moved by Council member Dillinger to sell the truck to Eugene Schaeffer for the high bid of \$3,627, seconded by Council member Struble. Motion carried on a 5-0 vote.

Moved by Council member Struble to approve the 2nd reading of Ordinance #485, "An Ordinance Amending The Code Of Ordinances Of The City Of Missouri Valley, Iowa By Adding A New Section Setting Speed Limits On North First Street", seconded by Council member Dinsmore. Motion carried on a 5-0 vote.

ORDINANCE #485

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE
CITY OF MISSOURI VALLEY, IOWA BY ADDING A NEW SECTION
SETTING SPEED LIMITS ON NORTH FIRST STREET**

BE IT ENACTED by the City Council of the City of Missouri Valley, Iowa that:

SECTION 1. SECTION AMENDED: The Code of Ordinances of the City of Missouri Valley, Iowa is amended by adding an additional sentence to Section 63.04 SPECIAL SPEED ZONES, which is hereby adopted to read as follows:

63.04 SPECIAL SPEED ZONES. In accordance with requirements of the Iowa Department of Transportation, or whenever the Council shall determine upon the basis of an engineering and traffic investigation that any speed limit listed in Section 63.02 is greater or less than is reasonable or safe under the conditions found to exist at any intersection or other place or

upon any part of the City street system, the Council shall determine and adopt by ordinance such higher or lower speed limit as it deems reasonable and safe at such location. Such speed limit shall be effective when proper and appropriate signs giving notice thereof are erected at such intersections or other place or part of the street. The following special speed zones have been established:

(Code of Iowa, Sec. 321.290)

SECTION 2. SECTION MODIFIED: The Code of Ordinances of the City of Missouri Valley, Iowa is amended by adding a new subparagraph B under Section 63.04 SPECIAL SPEED ZONES Subsection (2) Special 25 MPH Speed Zones, which is hereby adopted to read as follows:

B. North First Street from Erie Street to George Street.

SECTION 3. SUBSECTION ADDED. The Code of Ordinances of the City of Missouri Valley, Iowa is amended by adding a new subsection (3) Special 30 MPH Speed Zones under Section 63.04 SPECIAL SPEED ZONES as follows, and renumbering for each following subsection in that section.

3. Special 30 MPH Speed Zones. A speed in excess of thirty (30) miles per hour is unlawful on any of the following designated streets or parts thereof.

A. North First Street from George Street to the north corporate limits.

The subsection for Special 35 MPH Speed Zones shall be numbered as #4 and each following special speed zone in the section shall likewise be numbered one higher.

SECTION 4. REPEALER: All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance is adjudicated to be invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 6. EFFECTIVE DATE: This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the City Council on the ____ day of _____, 2012 and approved this ____ day of _____, 2012.

Clint Sargent, Mayor

ATTEST:

Rita M. Miller, City Clerk/Administrator

I certify that the foregoing was published as Ordinance #485 on the ____ day of _____, 2012.

Rita M. Miller, City Clerk/Administrator

Moved by Council member Dinsmore to approve Resolution 12-13, "Resolution To Certify Certain Costs for Collection With Taxes", seconded by Council member Struble. Motion carried on a 5-0 vote.

RESOLUTION 12-13

RESOLUTION TO CERTIFY CERTAIN COSTS FOR
COLLECTION WITH TAXES

BE IT RESOLVED by the City Council of the City of Missouri Valley, Iowa:

Section 1. That the costs and expenses incurred by the City of Missouri Valley, Iowa as set forth in the attached Exhibit "A" are hereby approved for certification to the County Treasurer for collection with taxes and the City Clerk is hereby directed to transmit same.

Passed and approved this 1st day of May, 2012.

CITY OF MISSOURI VALLEY

Clint Sargent, Mayor

ATTEST:

Rita M. Miller
City Clerk/Administrator

EXHIBIT A

Name	Property To Be Assessed	Amount
Jesus/Bertha Colunga	119 N 2 nd Street Nuisance Abatement	\$ 200.00

Moved by Council member Dinsmore to ratify the Collective Bargaining Agreement between the City of Missouri Valley and the Missouri Valley Police Protective League, seconded by Council member Struble. Motion carried on a 5-0 vote.

Moved by Council member Dillinger to deny the request for donation from the Mighty Mo Rodeo/Chamber of Commerce, seconded by Council member Dinsmore. Motion carried on a 5-0 vote.

Moved by Council member Isom to deny the request for donation from the Harrison County Home & Public Health for The Great Outdoor Games, seconded by Council member Dillinger. Motion carried on a 5-0 vote.

Following discussion, moved by Council member Isom to decline to enter into a 28E Agreement with Harrison County Humane Society, seconded by Council member Dinsmore. Motion carried on a 5-0 vote.

Moved by Council member Dillinger to set the public hearing on the budget amendment for May 22, 2012 at 7:00 p.m. in the City Hall Conference Room, seconded by Council member Struble. Motion carried on a 5-0 vote.

Council member Isom asked that the ditch along S. 9th be checked to see if it needed to be filled in. The Public Works Director, Bob Riesland, will be directed to look into it before the next meeting.

City Clerk/Administrator Miller informed Council the brush truck had brought a high bid of \$3,780 from TIJ Construction. She reported the demolition work on the filtration tank was just about completed and close-out documentation will be presented at the next meeting. She also gave an update on the Grove Street sewer line project.

Moved to adjourn by Council member Struble, seconded by Council member Dinsmore. Motion carried on a 5-0 vote. Meeting adjourned at 7:40 p.m..

Clint Sargent, Mayor

Attest:
Rita Miller
City Clerk/Administrator