

CITY COUNCIL MEETING
RAND CENTER
APRIL 21, 2015
6:00 P.M.

Mayor Sargent presided over the meeting and called it to order at 6:00 p.m. with the following Council members present: Johnson, Isom, Thompson, Struble, Ratliff. Also present were City Clerk/Administrator Miller and visitors: John Riley, Jesusa Christians.

The Pledge of Allegiance was recited.

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

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

Moved by Council member Struble to approve Resolution 15-10, "Resolution To Declare Excess Property And To Set Hearing Date On The Proposal To Dispose Of Property And Transfer The Same To The Missouri Valley Community School District", seconded by Council member Thompson. Motion carried on a 5-0 vote.

RESOLUTION 15-10

RESOLUTION TO DECLARE EXCESS PROPERTY AND TO SET HEARING DATE ON THE PROPOSAL TO DISPOSE OF PROPERTY AND TRANSFER THE SAME TO THE MISSOURI VALLEY COMMUNITY SCHOOL DISTRICT

WHEREAS, the City of Missouri Valley, Harrison County, Iowa, is the owner of the property set out and described in Section 1 of this Resolution; and,

WHEREAS, the property has been vacated by the City of Missouri Valley by Ordinance #J-170 dated August 6, 1968; and,

WHEREAS, the City Council of Missouri Valley, Iowa, has determined that as city-owned property, the property is not needed for public use by the City of Missouri Valley and should be disposed of; and,

WHEREAS, the Missouri Valley Community School District has maintained said property since 1955 and utilized the property as a playground since 1964; and,

WHEREAS, the Missouri Valley Community School District plans an upgrade to their playground and proposes to utilize this property in that plan and therefore requests the property be transferred to them; and,

WHEREAS, the City Council of Missouri Valley, Iowa finds it is in the best interest of the City and proposes to transfer property this property to the Missouri Valley Community School District.

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

Section 1. The City of Missouri Valley, Iowa, proposes to transfer and convey title by Quit Claim Deed to the following described real estate located in Missouri Valley, Harrison County, Iowa to Missouri Valley Community School District, said property is described as follows, to wit:

Parcel "C", part of vacated Linn Street, Sunny Side Addition Legal Description:

That part of vacated Linn Street, as dedicated to the City of Missouri Valley, in Sunny Side Addition to the City of Missouri Valley, an addition, as surveyed, platted and recorded in Harrison County, Iowa and vacated in City Ordinance #J-170, described as follows: Beginning at the intersection of the west right of way line of Ninth Street and the north right of way line of vacated Linn Street; Thence south 88°36'56" east (assumed bearings) for 236.93 feet along said north right of way line; Thence south 46°13'54" west for 49.37 feet to the centerline of said vacated Linn Street; Thence north 88°36'56" west for 201.66 feet along said centerline to said west right of way line of Ninth Street; Thence north 00°38'00" east for 35.00 feet to the point of beginning. Contains 7,675 square feet.

Section 2. That the consideration for the above- referred- to real estate being transferred in Section 1 to the Missouri Valley Community School District shall be the costs of transfer, including legal, recording and publication fees.

Section 3. The City Clerk shall publish notice that the City Council will meet at the Rand Center 100 S 4th Street, Missouri Valley, Iowa, on the 5th day of May, 2015 at 6:00 p.m., at which time and place it will hold a public hearing on the proposal to dispose of the above described real estate by conveying it to the Missouri Valley Community School District as herein contained. Following the hearing, Council will take final action thereon. Such notice shall be published in the Missouri Valley Times-News, a newspaper having general circulation in Missouri Valley, which publication shall not be less than (4) days nor more than twenty (20) days prior to the date set for hearing.

Passed this 21st day of April, 2015 and signed this 21st day of April, 2015.

Clint Sargent, Mayor

ATTEST:

Rita M. Miller
City Clerk/Administrator

City Clerk/Administrator Miller informed Council that Jim Olmsted would present information on the proposed water and sewer line extensions at the May 5th meeting.

City Clerk/Administrator explained that the City had previously agreed they would maintain ownership and carry insurance on the 1918 LaFrance and the Fire Association would maintain it in exchange for being able to take it to parades, however, a formal lease had never been drawn up. In order for the Association to apply for grants to refurbish, they need to show the authority. Moved by Council member Johnson to approve the lease agreement with the Missouri Valley Fire Association, seconded by Council member Struble. Motion carried on a 4-1 vote with Council member Ratliff voting nay.

Moved by Council member Struble to approve Resolution 15-11, "Moratorium On Burn Ban – Spring 2015" as amended to include the dates of April 24, 25 & 26, seconded by Council member Johnson. Motion carried on a 5-0 vote.

RESOLUTION 15-11

MORATORIUM ON BURN BAN – SPRING 2015

Be It Resolved by the City Council of the City of Missouri Valley:

The City has issued a moratorium on the open burning ban (Section 105.05 of Missouri Valley City Code) to allow for the burning of landscape waste during designated times. These dates and times are:

April 24, 25, 26, May 1, 2, 3, 8, 9, 10, 15, 16, 17, 22, 23, 24, 29, 30, 31

Between the hours of 10:00 a.m. and 5:00 p.m. on Friday, Saturday, Sunday

"Landscape Waste", per Section 105.02(5) of the Missouri Valley City Code, is defined as any vegetable or plant waste except garbage. The term includes trees, tree trimmings, branches, stumps, brush, weeds, leaves, grass, shrubbery and yard trimmings.

Anyone violating the provisions of this Section shall be subject to penalties as outlined in Resolution 11-08.

Passed and Approved this 21st day of April, 2015.

Clint Sargent, Mayor

ATTEST:

Rita M. Miller
City Clerk/Administrator

Moved by Council member Thompson to approve the request from the Missouri Valley Swim Team to put a banner on the pool fence announcing swim team registrations, seconded by Council member Struble. Motion carried on a 5-0 vote.

Council requested City Clerk/Administrator contact D. A. Davidson and set up a meeting.

Moved to adjourn by Council member Struble, seconded by Council member Ratliff. Motion carried on a 5-0 vote. Meeting adjourned at 6:28 p.m.

Clint Sargent, Mayor

Attest:
Rita Miller
City Clerk/Administrator