

CITY COUNCIL MEETING  
RAND CENTER  
JULY 18, 2017  
6:00 P.M.

Mayor Sargent opened the public hearing at 6:00 p.m. on the proposal to enter into a G.O. Corporate Purpose Loan Agreement. He asked for any comments. There were none and he closed the hearing at 6:01 p.m.

Mayor Sargent opened the public hearing on the Proposed Drawings, Specifications, Proposed Form Of Contract, And Estimated Costs For The Construction of 5<sup>th</sup> Street Pavement Reconstruction In And The Taking Of Bids For Such Construction at 6:01p.m. He asked for any comments. There were none and he closed the hearing at 6:02 p.m.

Mayor Sargent presided over the regular session and called it to order at 6:02 p.m. with the following Council members present: Johnson, Gunderson, Struble, Tiffey, Thompson. Also present were CC/A Miller, Engineers Olmsted and Perry, and visitors: Shawn Kelly, Tom Jarosz, Bob Wagner, Shalimar Mazetis, Carol Horner, Dave Scott, Shawn Buss, Troy Buss, April Seamann, Randy Moore, Kayla Kannedy, John Ratliff, Dylan Waschkowski, Forest Dooley, Caleb Wohlers, Brenda Osborn, Jesusa Christians, Zach Olinger, Mike Hankins, Rashelle Wohlers, Pat West, Leonard Ratliff, Bob Erixon, Kathy Zaiser.

The Pledge of Allegiance was recited.

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

Moved by Council member Johnson to approve the Consent Agenda, seconded by Council member Struble. Motion carried on a 5-0 vote.

Bids for the 5<sup>th</sup> Street construction project were opened as follows: Bluffs Paving & Utility \$710,042.29; Carley Construction \$727,612.32; Compass Utility \$671,707.85; M E Collins Contracting Co \$727,272.00. The engineers were requested to review the bids and bring a recommendation to the Council.

Moved by Council member Struble to authorize the Mayor to sign the letter of agreement with Dorsey & Whitney LLP for bond issue services, seconded by Council member Thompson. Motion carried on a 5-0 vote.

Moved by Council member Struble to approve Resolution 17-20, "Resolution Taking Additional Action On Proposal To Enter Into A General Obligation Corporate Purpose Loan Agreement", seconded by Council member Tiffey. Motion carried on a 5-0 vote.

Troy Buss addressed the Council stating MV Grain would like to work with the City to make the S. Harrison Street crossing public due to the amount of vehicles that cross it. Discussion was held on previous attempts in 2008, at which time the City was told they would be responsible for the costs of installing gates and lights and any other safety equipment the railroad deemed necessary. Following discussion, moved by Council member Johnson to move forward

with contracting the UPRR to see what it would take to make S. Harrison Street a public crossing, seconded by Council member Thompson. Motion carried on a 5-0 vote.

Carol Horner presented a proposal for staff development and team building and explained the objectives. Moved by Council member Struble to accept the proposal, seconded by Council member Gunderson. Motion failed on a 2-3 vote with Council members Thompson, Johnson and Tiffey voting no. Moved by Council member Thompson to table the IWCC proposal for training to the next meeting, seconded by Council member Tiffey. Motion carried on a 5-0 vote.

Olmsted stated they had reviewed the construction bids and recommended awarding the contract to Compass Utility. Moved by Council member Thompson to award the contract for 5<sup>th</sup> Street construction project to Compass Utility, seconded by Council member Struble. Motion carried on a 5-0 vote. They will start phase 1 this fall (approximately 1 ½ blocks).

Olmsted informed Council he had met with the IDOT regarding partnering on Erie Street for the overlay. He stated there may be some grant opportunities along with the benefits of cost-sharing and will present more information at the August 1<sup>st</sup> meeting.

Moved by Council member Johnson to table action on the proposed purchasing policy, seconded by Council member Tiffey. Motion carried on a 5-0 vote.

Council considered the approval of Caleb Wohlers as the newly elected fire chief. Concerns had been raised about Mr. Wohlers eligibility because he does not live within the MV Fire District. The Fire Department handbook states a person must live or work within the district. Mr. Wohlers was asked whether he does any farm work in the fire district. He responded that he does. Concerns were expressed about response time from that distance. Moved by Council member Thompson to accept the Fire Departments' election results to appoint Caleb Wohlers fire chief and that he will provide placement of ground that is in the MV Fire District to show he meets that requirement, seconded by Council member Tiffey. Motion carried on a 5-0 vote.

Shawn Kelly thanked the Council and community for their support during his tenure as fire chief.

Mayor Sargent swore in Caleb Wohlers as the new fire chief, effective August 1<sup>st</sup>.

Council reviewed the applications for membership on the fire department. Moved by Council member Johnson to accept both applicants, seconded by Council member Thompson. Motion carried on a 5-0 vote.

Moved by Council member Johnson to accept the bid from Sherman Company for repairs to Well 5, seconded by Council member Struble. Motion carried on a 5-0 vote.

Moved by Council member Thompson to approve the request to burn a tree pile provided it's done in an open lot and there is a water source hereby, seconded by Council member Johnson. Motion carried on a 5-0 vote.

Council considered enacting a cat ordinance to limit the number of indoor cats that can be kept per property. Following discussion, moved by Council member Thompson to draft an

ordinance allowing 3 cats matching the dog ordinance in the MV City Code, seconded by Council member Struble. Motion carried on a 4-1 vote with Council member Johnson voting nay. A draft will be presented at the next meeting. This would pertain only to cats that are inside all the time and there would be no licensing requirement.

Council member Gunderson asked about mowing on a property; revisited the transport fee for dogs; commended Scott Mentzer for the improvements to his lot on Erie Street; asked about the cemetery road work time table; and commended Council member Struble and the Lions Club for the flags along Erie over the July 4<sup>th</sup> week.

CC/A Miller reported she had information from a person who is interested in limiting pesticide use on mosquitoes. She informed Council the pool will be closing for the season on August 17<sup>th</sup>; presented a list of procedures with regard to pool staff hours and a report on pool concessions.

Moved to adjourn by Council member Johnson, seconded by Council member Struble. Motion carried on a 5-0 vote. Meeting adjourned at 7:12 p.m.

Clint Sargent, Mayor

Attest:

Rita Miller, City Clerk/Administrator

## **RESOLUTION 17-20**

### **RESOLUTION TAKING ADDITIONAL ACTION ON PROPOSAL TO ENTER INTO A GENERAL OBLIGATION CORPORATE PURPOSE LOAN AGREEMENT**

WHEREAS, the City of Missouri Valley (the “City”), in Harrison County, State of Iowa, heretofore proposed to enter into a General Obligation Corporate Purpose Loan Agreement (the “Loan Agreement”), pursuant to the provisions of Section 384.24A of the Code of Iowa, and to borrow money thereunder in a principal amount not to exceed \$1,350,000 for the purpose of paying the cost, to that extent, of constructing street, water system and sidewalk improvements, and has published notice of the proposed action and has held a hearing thereon on July 18, 2017;

NOW, THEREFORE, Be It Resolved by the City Council of the City of Missouri Valley, Iowa, as follows:

Section 1. The City Council hereby determines to enter into the Loan Agreement in the future and orders that General Obligation Corporate Purpose Bonds be issued at such time, in evidence thereof. The City Council further declares that this resolution constitutes the “additional action” required by Section 384.24A of the Code of Iowa.

Section 2. Further action with respect to the Loan Agreement is hereby adjourned to the City Council meeting on August 15, 2017.

Section 3. All resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.

Section 4. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Passed and approved this 18th day of July, 2017.

---

Clint Sargent, Mayor

ATTEST:

---

Rita M. Miller  
City Clerk/Administrator