

**CITY OF MISSOURI VALLEY  
CITY COUNCIL MEETING  
MISSOURI VALLEY PUBLIC LIBRARY  
TUESDAY, JANUARY 7, 2020  
6:00 P.M.**

Mayor Kelly presided over the meeting and called it to order at 6:00 P.M. with the following Council members present: Ford, Struble, and Stueve. Absent: Dooley and Pfouts. Also present: Chris Myer, Emil Gearhart, Sally Salter, Mary Jo Buckley, Connie McLaughlin, Leonard Ratliff, Charlie Wisecup, Milinda Coddington, Linda Coddington, Steven Johnson, Caleb Wohlers, Jeannie Wortman, Roger Gunderson, Dave Scott, Justin Miller, Seth Jimmeson, Tyler Wallis, Katie Preston, Lisa Dozier, Christine Leusink, Dennis Collier, Jonathan McDonald, Georgia Johnson

The Pledge of Allegiance was recited.

There were no Council comments or additions.

Motion by Stueve, seconded by Ford to approve the agenda for the January 7, 2020 meeting. Motion carried on a 3-0 vote.

Motion by Struble, seconded by Stueve to approve the following items on the consent agenda: a) Minutes from 12/17/2019 City Council Meeting b) Claims list c) Clerk's Financial Report October and November 2019 d) Liquor License for Mo's Mini Mart, Caseys. Motion carried on a 3-0 vote.

Roger Gunderson stated that the City should be grateful to the Highway 30 Coalition for their work and support for the Bypass. He is grateful for the scheduled Highway 30 improvements between Logan and Missouri Valley and the sidewalk project.

Christine Leusink with the Siouxland Coalition against Human Trafficking read a proclamation for Slavery and Human Trafficking Awareness.

Bruce Kocher, Library Director, gave an update on November and December statistic and upcoming events.

Chief Wohlers, Fire Chief, stated there were 418 calls in calendar year 2019. The Department transported Santa to various locations. Wohlers will be starting to focus on the Fire Station and Firemen's Ball. There was Ice Rescue training held at the pool. There have been several vehicles that have had mechanical issues. The Ambulances were down for 1 ½ days. There will be 3 candidates on the next agenda for Council approval. Three members are signed up for EMT classes.

Chris Myer, Park Superintendent, stated the Park staff received their CPO licenses and are continuing to work on picnic tables.

Chief Murray, Police Chief, gave an update on the patrol vehicle. He received notice that the vehicle will be done in a couple of weeks. He is currently getting estimates on the vehicle equipment.

Bob Riesland, Street Superintendent, stated the Department took down Christmas lights and replaced bulbs. The street light on North 1<sup>st</sup> Street was installed. The Department installed no parking signs, the tree pile on Michigan is gone, they are hauling rock for the stock pile, and have been assisting with water main breaks. They have also been going thru their annual equipment checks and working on equipment maintenance.

Jonathan McDonald, PeopleService, stated they have changed out 108 water meters. They have had 3 water main breaks in the last 2 days.

Jim Olmsted gave an update on projects. He is working with Ebmeir Engineering to get formal estimates on the Library Foundation. They are finished with plans and specs for the Water Treatment Plant media. Olmsted would like to go out to bid and have the opening at the February 4<sup>th</sup> Council Meeting. The Notice of Public Hearing and Bid Letting will be published next week. He is preparing the documents for the Booster Station and would like to have the bid opening on March 17<sup>th</sup>. Olmsted is still working with FEMA on the Willow Park mitigation. There will be a preconstruction meeting held on Friday for the Lagoon and Ditch Cleanout. The 2019 Street Project will start in the Spring. They are working on determining the areas for the Curb and Guttering for the DOT Sidewalk Project.

Motion by Stueve, seconded by Ford to direct Mayor to sign the Agreement for Engineering Services with Olmsted & Perry Consulting Engineers, Inc. Motion carried on a 3-0 vote.

Emil Gearhart with the Park Board gave an update. They recommend terminating the Splash Pad project due to various reasons such as lack of community supports and increasing costs. They would like the money to be given to the Swimming Pool Project Fund and the Council to continue to give an annual donation to the Park Board for updates. They would like to use funds for special projects in the future.

Motion by Stueve, seconded by Struble to approve the purchase of two depot stations from Dog Waste Depot. Motion carried on a 3-0 vote. The purchase will be paid from the Dog Park funds.

Discussion was held on a proposed special city election for a Fire Station in the amount of \$1,500,000.00. Chief Wohlers, Steven Johnson, and Dennis Collier spoke on behalf of the Citizens Committee. The Committee has looked at 6 different options over the last year. They would like to propose the fire station be built at 2213 Highway 30, property currently owned by the City. The Committee is asking for \$1,390,398.00 and will continually work to improve the station in the future. The cost of inflation is approximately \$7,000.00 per month. Flaherty stated that we have approximately \$2.7 million in bonding capacity. The Committee has been firm on the \$1.5 million number and that leaves approximately \$1 million for street projects.

Resolution #20-01 was introduced calling an Election on the Proposition of Entering into a Loan Agreement and Borrowing Money Thereunder in a Principal Amount not to

Exceed \$1,500,000 for a Municipal Fire Station. Motion by Struble, seconded by Ford. Motion carried on a 3-0 vote.

Motion by Struble, seconded by Stueve to approve Edward Murray as Police Chief. Motion carried on a 3-0 vote.

Motion by Struble, seconded by Ford to approve Jodie Flaherty as City Clerk. Motion carried on a 3-0 vote.

Motion by Struble, seconded by Ford to approve Todd Argotsinger as City Attorney. Motion carried on a 3-0 vote.

Motion by Stueve, seconded by Ford to approve Sherman Struble as Mayor Pro-Tem. Motion carried on a 3-0 vote.

Discussion was held on the Hiring Committee for the Water Billing Clerk Position. Stueve and Struble would like to be on the committee.

Flaherty stated she was contacted by the County Treasurer. The County has been working with the property owners at 506 E Superior Street. The City has a special assessment of \$25.00 on the property for frost plate repair. The County would like the City to consider forgiving the assessment. Council does not want to forgive the assessment.

Motion by Struble, seconded by Stueve to table the Health Insurance Renewal. Motion carried on a 3-0 vote.

Ordinance was introduced Amending the Code of Ordinance of the City of Missouri Valley adopting the 2015 Edition of the International Property Maintenance Code, Regulating and Governing the Conditions and Maintenance of Property, Buildings, and Structures; by Providing the Standards for Supplied Utilities and Facilities and other Physical Things and Conditions Essential to Ensure that Structure are Safe, Sanitary and Fit for Occupation and Use; and the Condemnation of Buildings and Structures unfit for Human Occupancy and Use and the Demolition of such Structures in the City of Missouri Valley; Providing for the Issuance of Permits and Collection of Fee Therefore; Repealing all Other Ordinances or Parts of Ordinances in Conflict Herewith. Motion by Stueve, seconded by Struble to adopt the 1<sup>st</sup> reading. Roll call: Ayes: Stueve, Struble Nays: Ford. Motion failed.

Motion by Struble, seconded by Stueve to table the Resolution Establishing Fees for Inspections of Residential Rental Property within the City of Missouri Valley. Motion carried on a 3-0 vote.

Motion to by Struble, seconded by Stueve to table the Motion to Direct Mayor to sign the Contract for Services with Southwest Iowa Planning Council. Motion carried on a 3-0 vote.

There were no City Clerk comments.

There were no Mayor comments.

Motion by Struble, seconded by Stueve to enter into closed session at 6:57 p.m. per IA Code 21.5(g) to avoid disclosure of specific law enforcement matters, such as current or proposed investigations or inspection or auditing techniques or schedules, which if disclosed would enable law violators to avoid detection and to invite Chief Murray into the session. Motion carried on a 3-0 vote.

Motion by Stueve, seconded by Struble to return to open session at 7:16 p.m. with no action taken. Motion carried on a 3-0 vote.

Motion by Struble, seconded by Stueve to adjourn at 7:18 p.m. Motion carried on a 3-0 vote.

Shawn Kelly, Mayor

Attest: Jodie Flaherty, City Clerk

#### RESOLUTION 20-01

#### RESOLUTION CALLING AN ELECTION ON THE PROPOSITION OF ENTERING INTO A LOAN AGREEMENT AND BORROWING MONEY THEREUNDER IN A PRINCIPAL AMOUNT NOT TO EXCEED \$1,500,000 FOR A MUNICIPAL FIRE STATION

WHEREAS, it is deemed advisable that the City of Missouri Valley, Iowa (the “City”), enter into a loan agreement and issue its bonds in an amount not exceeding \$1,500,000 to provide funds to pay the cost, to that extent, of constructing, furnishing and equipping a municipal fire station (hereinafter referred to as the “Project”); and

WHEREAS, pursuant to Chapter 384 of the Code of Iowa, before the City may enter into a loan agreement and issue its general obligation bonds for such purpose, the City must hold a special election upon such proposition and receive a favorable vote from at least 60% of the total votes cast at such special election;

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

Section 1. A special municipal election is hereby called and ordered to be held in and for the City, on March 3, 2020, in conjunction with the regular election to be held on that date, at which there will be submitted to the voters of the City the following proposition:

*“Shall the City of Missouri Valley, in Harrison County, State of Iowa, enter into a loan agreement and issue general obligation bonds in an amount not exceeding*

*\$1,500,000 for the purpose of paying the cost, to that extent, of constructing, furnishing and equipping a municipal fire station?"*

Section 2. The Harrison County Commissioner of Elections is hereby authorized and requested to issue a proclamation and notice of the election on the aforementioned proposition and of the time and place thereof and to take all other actions necessary pursuant to state law to conduct the election.

Section 3. All of the foregoing matters are adopted and resolved by this City Council, and the City Clerk is hereby directed to give written notice thereof by submitting a copy of this resolution no later than 5:00 p.m. on January 17, 2020 to the Harrison County Commissioner of Elections, who has the duty to conduct this election, for approval, ratification and confirmation to the extent required by Iowa law, and such County Commissioner of Elections shall signify such approval, ratification and confirmation and shall order the election to be conducted in the manner set forth herein by signing the order attached to this resolution.

Section 4. Pursuant to Section 1.150-2 of the Income Tax Regulations (the “Regulations”) of the Internal Revenue Service, the City declares (a) that it intends to undertake the Project which is reasonably estimated to cost at least \$1,500,000, (b) that other than (i) expenditures to be paid or reimbursed from sources other than the issuance of bonds, notes or other obligations (the “Bonds”), or (ii) expenditures made not earlier than 60 days prior to the date of this Resolution or a previous intent resolution of the City, or (iii) expenditures amounting to the lesser of \$100,000 or 5% of the proceeds of the Bonds, or (iv) expenditures constituting preliminary expenditures as defined in Section 1.150-2(f)(2) of the Regulations, no expenditures for the Project have heretofore been made by the City and no expenditures will be made by the City until after the date of this Resolution or a prior intent resolution of the City, and (c) that the City reasonably expects to reimburse the expenditures made for costs of the City out of the proceeds of the Bonds. This declaration is a declaration of official intent adopted pursuant to Section 1.150-2 of the Regulations.

Section 5. All resolutions or parts of resolutions in conflict herewith are hereby repealed, to the extent of such conflict.

Passed and approved January 7, 2020.

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Shawn Kelly, Mayor

Attest:

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Jodie Flaherty, City Clerk