

**CITY OF MISSOURI VALLEY
CITY COUNCIL MEETING
MISSOURI VALLEY PUBLIC LIBRARY
TELECONFERENCE
TUESDAY, JULY 7, 2020**

Due to the COVID-19 pandemic, the City of Missouri Valley offered the meeting via teleconference for the public.

Mayor Kelly presided over the meeting and called it to order at 6:00 p.m. with the following Council members present: Dooley, Sr., Ford, Pfouts, Stueve, and Struble. Also present: Caleb Wohlers

The Pledge of Allegiance was recited.

There were no Council comments or additions.

Motion by Pfouts, seconded by Struble to approve the agenda for the June 7, 2020 meeting. Motion carried unanimously.

Motion by Struble, seconded by Stueve to approve the following items on the consent agenda: a) Minutes from 06/16/2020 and 06/22/2020 City Council Meetings b) Claims list. Motion carried unanimously.

There were no inquiries from Citizens.

Chief Wohlers stated there have been approximately 170 calls for the year. FEMA reimbursed the City for the volunteer hours. The Department would like to use the money to upgrade their A/C to a wall unit similar to the Clerk's office and a power stair chair.

Chris Myer, Park Superintendent, stated the flags were put up and they need an additional six more brackets. The department has been mowing, trimming trees, and the pool is operational.

Assistant Chief Lange, stated Officer Reynolds is at the Police Academy. The department ran a traffic program over the 4th of July. He will look into the camper issue.

Bob Riesland, Street Superintendent, stated the new snow blade is in. The department has replaced curbing on 8th Street, replaced an inlet on Huron, cleaned out ditches and poured concrete on 1st Avenue. They will be cold patching, rocking alleys, and cutting trees in the ROW.

Jonathan McDonald, PeopleService, stated they have been helping on the Booster Station project and will be flushing hydrants in late July and August.

Jeannie Wortman with the Chamber stated the new website is operational. The Fair parade has been cancelled. They have had a great turn out for Music in the Park and it will continue thru the month of July. The next 150th meeting is scheduled for July 30th. Wortman thanked the City for putting up the flags. They are still working on the sign repairs. The Community Catalyst grant was denied. Wortman encouraged the Council to look at Ordinance #449 and the property at 501 East Erie Street.

Jim Olmsted gave an update on projects. The Booster Station/Reservoir Project is still being worked on. It should be substantially complete by the end of the month.

Motion by Pfouts, seconded by Ford to approve Application for Payment No. 3 from Cahoy Pump Service, in the amount of \$106,604.25 for the 3rd Street Pumping Station Project. Motion carried unanimously.

The Street Reconstruction project is substantially complete and a final inspection needs to be scheduled. The Library Foundation repairs started Monday and the contractor hopes to be finished by early next week. The Lagoon project needs to be inspected and then will be finalized. The Archeological Study is being completed and Olmsted hopes to have the report next week.

Motion by Dooley, seconded by Ford to approve Task Order #4 for engineering on the Backwash Waste Lagoon Relocation Project. Motion carried unanimously.

Motion by Struble, seconded by Dooley to approve Task Order #3 for engineering on the Highway 30 Water Main Replacement Project. Motion carried unanimously.

Olmsted also reported that the contractor is working on the Tamarack addition and the final inspection has not taken place.

Jeannie Wortman from the Chamber spoke on behalf of Dennis Ruffcorn, 515 East Erie Street. There was a partial collapse of the building that is currently being repaired. The Chamber contacted the Iowa Economic Development about receiving an emergency grant to help the property owner with repairs. Wortman stated that the owner was requesting a ten percent tax abatement from the City. Motion by Struble, seconded by Pfouts to reject the offer. Motion carried unanimously.

Discussion on the Rand Center Parking Lot. Cindy Unger stated the parking lot has received an increase traffic flow because of the recycle bins and the two-hour parking restriction. The Rand Center Board would like the City to help with the maintenance of the parking lot. Council agreed to allow the Mayor to meet with the Rand Center Board and discuss different options.

Bradley Wendt, property owner at 201 North 1st Street, addressed Council about his sewer average. He had a water leak that ran into two months of his utility bills. These months were factored into the new sewer average. This will cause his utilities to increase \$2,200 for the next year. He would like Council to re-average his sewer. Motion by Ford, seconded by Pfouts to re-average his sewer using the last 3 months of normal usage. Motion carried unanimously.

Council would like Flaherty to review the water and sewer ordinances and bring back suggestions.

Discussion was held on a portion of the Walnut Street that was vacated and is no longer being maintained by the City. Flaherty stated a property owner wanted to purchase a portion of the vacated property. Flaherty and Riesland looked at the area and recommend not selling do the proximity of the cemetery. Dooley stated he looked at the area and it looks like a junk yard. Council does not want to sell the property at this time.

Motion Pfouts, seconded by Stueve to allow Crossroads of Western Iowa to purchase a Family Pool Pass to include all staff. Motion carried unanimously.

Discussion was held on the purchase of generator and sprayer for the Park Board. Council would like the Board to ask Council to purchase items in the future before asking for donations. Motion by Pfouts, seconded by Stueve to Approve the Park Boards purchase of a generator and sprayer in the Amount of \$362.00 and the equipment to be stored at the Park Department. Roll Call: Ayes: Pfouts, Stueve, Dooley, Struble Nays: Ford. Motion carried on a 4-1 vote.

Discussion was held proposal for the horse barn repairs. Council does not feel the bid clarified what was going to be repaired. Jack stated the bid would include painting the entire building. Motion by Pfouts, seconded by Struble to accept the proposal pending a revised bid stating the entire building will be painted and the bid not to exceed \$36,826.00. Roll call: Ayes: Pfouts, Struble, Dooley, Stueve Nays: Ford. Motion carried on a 4-1 vote.

Motion by Stueve, seconded by Struble to approve the Tree Carving Project at the Dog Park to be paid personally by a Park Board Member. Roll Call: Ayes: Stueve, Struble, Dooley, Pfouts Nays: Ford. Motion carried on a 4-1 vote. Council stated that all donations must go to the City and invoices must be paid by the City.

Motion by Ford, seconded by Stueve to approve the Proposal from IAMU for a Risk Management Assessment. Motion carried unanimously.

Motion Pfouts, seconded by Ford by to extend the Rental Property Registration deadline to September 30, 2020. Roll Call: Ayes: Pfouts, Ford, Dooley, Struble Nays: None Abstain: Stueve. Motion carried on a 4-0-1 vote.

Discussion was held on updating the building codes. SWIPCO recommends we update all of the code sections. Council would like Flaherty to look at updating the ordinances.

Resolution #20-24 was introduced Setting Wages of Seasonal Employee-Head Guard. Motion by Stueve, seconded by Pfouts. Motion carried unanimously.

Resolution #20-25 was introduced Issuing a Moratorium on the Open Burning Ban. Motion by Pfouts, seconded by Ford. Motion carried unanimously.

An Ordinance was Introduced Amending the Park Advisory Concerning the Organization of the Board. Motion by Stueve, seconded by Pfouts to waive the 3rd reading. Roll Call: Ayes: Stueve, Pfouts, Dooley Nays: Ford, Struble. Motion failed due to lack of super majority. Motion by Stueve, seconded by Pfouts to adopt the 2nd reading. Roll call: Ayes: Stueve, Pfouts, Dooley, Ford Nays: Struble. Motion carried on a 4-1 vote.

Flaherty stated the deadline for Building Inspector applications were due on Monday and asked if any Council Members would like to sit in on interviews and discuss the possible restructure of the Building Department. Stueve and Dooley volunteered. Flaherty would like to look at using different funds for some of the projects coming out of LOST.

Kelly thanked the Parks Department for putting up flags.

Motion by Ford, seconded by Pfouts to table entering into closed session per IA Code 21.5(1)(i) to evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session. Roll Call: Ayes: Ford, Pfouts, Dooley, Struble Nays: Stueve. Motion carried on a 4-1 vote.

Motion by Pfouts, seconded by Struble to adjourn at 7:33 p.m. Motion carried unanimously.

Shawn Kelly, Mayor

Attest: Jodie Flaherty, City Clerk

RESOLUTION 20-24

RESOLUTION SETTING WAGE OF SEASONAL EMPLOYEE

WHEREAS, the City Council has approved the following pay schedule for employees as follows:

<u>Position</u>	<u>Name</u>	<u>Rate</u>
Head Guard	Regan Holst	\$10.00

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF CITY OF MISSOURI VALLEY, IOWA:

That the employees shall be paid the wage as indicated above effective June 28, 2020.

Passed and approve this 7th of July, 2020.

Shawn Kelly, Mayor

ATTEST:

Jodie Flaherty, City Clerk

RESOLUTION 20-25

RESOLUTION ISSUING A MORATORIUM ON THE OPEN BURNING BAN

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:

July – Remainder of Month through July 31

August - Complete month August 1 through August 31

Between the hours of 10:00 a.m. and 5:00 p.m.

“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 7th day of July, 2020.

Shawn Kelly, Mayor

ATTEST:

Jodie Flaherty
City Clerk

ORDINANCE #555

AN ORDINANCE AMENDING THE PARK ADVISORY BOARD CONCERNING THE ORGANIZATION OF THE BOARD

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

SECTION 1. SECTION MODIFIED: Section 24.02(1) “ORGANIZATION OF THE BOARD” is hereby amended to read as follows:

1. **Qualifications.** The Board shall consist of seven (7) members appointed by the Mayor with the approval of the Council. All resident trustees of the Board shall be bona fide citizens and residents of the corporate limits of the City. Any nonresident trustee of the Board shall be a bona fide citizen and resident of the unincorporated areas within the boundaries of the Missouri Valley Community School District. Trustees shall be over the age of eighteen (18) years.

SECTION 3. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged 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 4. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the Council on the _____ day of _____, 2020, and approved this _____ day of _____, 2020.

Shawn Kelly, Mayor

ATTEST:

Jodie Flaherty, City Clerk

I certify that the foregoing was published as Ordinance # _____ on the _____ day of _____, 2020.

Jodie Flaherty, City Clerk

1st reading: 6-16-2020

2nd reading: 7-07-2020

3rd reading:

Published: