

MINUTES
CITY OF MARENGO
CITY COUNCIL
REGULAR MEETING
Marengo Council Chambers
February 22, 2023

Call to Order by Mayor Adam Rabe at 6:00 p.m. on February 22, 2023. Council Officials Present: Matt Fults, Sue Peterson, Bill Kreis, John Hinshaw, Travis Schlabach. Absent: None. Quorum declared by Rabe.

Staff and Press Present: Admin./Clerk Karla Marck; Deputy Clerk Allison Fry; Finance Manager Ellen Young; Attorney Gage Kensler (by phone); Police Chief Ben Gray; Public Works Director Lonnie Altenhofen.

Members of the Public Present: Doug Kinzenbaw; Damon McCausland, Vestas; Unity Stevens, Mental Health Law Enforcement.

Pledge of Allegiance led by Rabe.

Approval of Agenda – February 22, 2023

Motion by Peterson to approve. Second by Hinshaw. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion Carried.

Consent Agenda

Approval of minutes from February 8, 2023 City Council Meeting. Claims, checks and direct withdrawals totaling \$400,107.47. Motion by Peterson to approve with edit to February 8 meeting minutes to add Admin./Clerk Karla Marck to Staff Present. Second by Schlabach. Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion Carried.

Open Forum

None

Introduction and Services Overview, Mental Health Law Enforcement Officer – Unity Stevens

Stevens stated new role will serve to assist Iowa County public safety departments with on scene crisis de-escalation assistance and follow-up social work resource services.

Old Business

- a) **Consideration: 180-Day Update on Status of Compliance Plans; Code Violations of Shipping Container Ordinance (Ch. 148) on Property located 2273 Hwy 6 Trl – Damon McCausland**

McCausland reported plans for installing wall system to replace double stacked containers, prior to March 14 variance deadline; weather permitting. Council inquired on need to address color of containers; McCausland indicated would work to address. No action by council.

- b) **Discussion: Update on ORD #323 Extraterritorial Zoning Boundaries; Two-Mile Area of Influence and permitted Special Use Requirements for Conifer’s Plans for Iowa County Solar Farm with Planned Interconnection to T.I.P. REC**

Marck informed council that ORD #323 was passed in January 1996 and did extend zoning boundaries within two miles of the corporate city of limits. Stated will contact Conifer to inform of ORD and need to request special uses permit from board of adjustments. No action by council.

- c) **Consideration: Funding of Fire Department Grass Truck**

Finance committee reported had reviewed funding options. Confirmed recent equipment van purchase was fully funded at \$132,000. Funding options for grass truck purchase, and how to manage general fund, to insure fire truck rotation plans occurred. Finance committee and fire department to meet to discuss how best to address vehicle rotation plans.

New Business

- a) **Consideration: 180-Day Next Steps Specific to Demolition Reserves for Fire and Casualty Claims on Property 810 E. South Street**

Discussions occurred regarding city procedures required to insure insurance carrier demolition reserve funds are available if city required to clean up property. Motion by Schlabach for Chief Gray to send legal notice to property owner. Second by Fults. Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion carried.

- b) **Consideration: MRC Sponsorship of Adult Pickleball League**

Marck requested council approval, on behalf of Mindi Slaymaker, for Marengo Recreational Commission (MRC) sponsorship of adult (18 and over) Pickleball league. Every participant to sign city/MRC waiver form and a portion of participation fees to be allocated to city/MRC. Motion by Schlabach to approve. Second by Peterson. Roll Call Vote. Ayes: Fults, Peterson, Hinshaw, Kreis, Schlabach. Nays: None. Motion carried.

- c) **Discussion: Adding “3.6 Retirement Incentive Program” to City Policy and Procedures Handbook**

Young presented Retirement Incentive Program. Marck to take to resolution. No action by council.

- d) **Resolution #23-48: Approving 2023 and 2024 Cemetery Mowing Contract**

Altenhofen reported bids were received by Chris Dietrich, TruGreen and Cronbaugh Lawn Care. Lowest bidder was Cronbaugh Lawn Care; Altenhofen requested council approval to accept Cronbaugh bid and sign two-year contract. Motion by Schlabach to approve. Second by Hinshaw. Roll Call Vote. Ayes: Fults, Peterson, Hinshaw, Kreis, Schlabach. Nays: None. Motion carried.

- e) **Resolution #23-49: Setting Public Hearing for Amendments to Chapter 40 - Public Peace**

Gray stated proposed ordinance update provides ability to fine property owners for having a disorderly house. Motion by Peterson to approve. Second by Kreis. Vote. Ayes: Fults, Peterson, Kreis, Schlabach. Nays: Hinshaw. Motion carried.

Update Public Works – Director Lonnie Altenhofen

Altenhofen reported that new media for water filters should be arriving next week. Bids for the next phase of 4” Dual Mains project are due March 3, 2023. DNR retention pond and storm sewer pumping and clean up efforts are underway. Developing bid package for city sidewalk repairs. Snow piles have not been hauled due to muddy conditions.

Attorney/ Financial Manager/Administrator Reports

Marck reported pool committee will be presenting to Enhance Iowa Board on March 2 to request grant for pool project. In addition, received invitation to submit full IEDA Catalyst Remediation Grant Application for the “bnb MILLER PROPOSAL – 119 Court Avenue” program.

Mayor/Council/Committee Reports

No reports.

New Business cont.

- f) **Consideration of Motion to Enter into closed Session under Iowa code 21.5(c) To discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where disclosure would be likely to prejudice or disadvantage the position of the government body in that litigation. Ruiz**

Motion by Peterson to enter into Closed Session. Second by Kreis. Council Officials Present: Matt Fults, Sue Peterson, Bill Kreis, John Hinshaw, Travis Schlabach. Absent: None. Staff and Press Present: City Admin/Clerk Karla Marck; Deputy Clerk Allison Fry; Police Chief Ben Gray. Roll Call Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion carried. Session closed at 7:15 p.m. Motion by Hinshaw to come out of closed session. Second by Kreis. Roll Call Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion carried. Session opened at 7:22 p.m.

- g) **Consideration of Motion to Enter into closed Session under Iowa code 21.5(c) To discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where disclosure would be likely to prejudice or disadvantage the position of the government body in that litigation. Schlabach v. Marengo**

Motion by Fults to enter into Closed Session. Second by Kreis. Council Officials Present: Matt Fults, Sue Peterson, Bill Kreis, John Hinshaw. Absent: Travis Schlabach. Staff and Press Present: City Admin/Clerk Karla Marck; Deputy Clerk Allison Fry. Roll Call Vote. Ayes: Fults, Peterson, Kreis, Hinshaw. Nays: None. Motion carried. Session closed at 7:23 p.m. Motion by Peterson to come out of closed session. Second by Kreis. Roll Call Vote. Ayes: Fults, Peterson, Kreis, Hinshaw. Nays: None. Motion carried. Session opened at 7:28 p.m.

Adjournment

Motion by Kreis. Second by Peterson to adjourn at 7:29 p.m. Vote. Ayes: Fults, Peterson, Kreis, Hinshaw. Nays: None. Motion Carried.

City of Marengo Claims - 2/22/23

Fund Name	Fund	
General Fund	001	26,115.26
C6Zero Fund	033	2,766.95
Road Use Tax Fund	110	5,573.24
Pool Renovation/Donations	312	16,880.00
Jefferson St-Dual Main Project	333	98,328.00
South Ditch Project	334	202,104.92
Water Fund	600	15,477.68
Water Deposit Fund	605	54.82
Sewer Fund	610	5,883.97
Storm Sewer Fund	740	598.36
Total:		373,783.20

<u>Payee</u>	<u>Amount</u>	<u>Description</u>
PAYROLL	\$ 26,234.27	2/17/23 Payroll
EFT Payments		
United Healthcare	13,508.14	February 2023 Health Insurance
EFT TOTAL:		
	13,508.14	
Alliant Energy	10,086.52	Electric
Ben's Repair	830.16	98 Dump Truck-PW
Brian Miller Excavating, LLC	300,747.92	South Ditch/Jefferson/Hauled Snow
Custom Hose & Supplies, Inc.	598.36	Supplies-PW
Ferguson Waterworks	390.67	Belt Clip Battery & Charger-PW
Heiman	9,823.58	Pike Pole/Repair Kit/Gloves/Boots-PW
IMFOA	100.00	2023-2024 Dues-CH
JEO Consulting Group	16,880.00	Pool Design-Pool
Lino	8,022.00	Water Plant Maintenance-PW
Lion Group, Inc.	2,562.34	Clean Gear-FD
Lori Wauters	24.21	Water Deposit Refund
Marco Technologies	201.18	Copier Lease/Webroot
Marengo FFA	307.31	Flower/Soil for Planters-Park
Marengo Post Office	400.00	Bulk Mail-PW
REC	42.63	Welcome Sign Electric
River Products Company	203.63	Rock-PW
Sirchie	40.33	Photo Reference Scale-PD
SJB Investment	30.61	Water Deposit Refund
Standard Pest Control	35.00	Bug Spraying-CH/FD/PD
USA Bluebook	124.66	Pump Tube-PW
Verizon Wireless	484.01	January 2023 Desk/Cell Phones
Windstream	275.32	Internet/Phones
CHECK TOTAL:		
	352,210.44	
Access Systems	341.79	Copier Lease
Amana Community Library	3,652.00	CCA Pass Thru
Amazon	317.76	Books
Center Point Large Print	217.00	Books
Baker & Taylor	136.73	Books
Quill	2,633.93	Computers/Paper
S & J Sanitation	24.20	January 2023 Trash
Swift True Value	39.97	Ice Melt
TechImpact	294.00	Managed Services
US Cellular	260.94	Hotspots
USA Communications	26.30	Internet/Phones
Vincent DeCicco	120.00	Snow Removal
LIBRARY TOTAL:		
	8,064.62	
GRAND TOTAL:		
	400,017.47	

Claims Total - Payroll & EFT's

\$360,275.06

Adam Rabe, Mayor

Attest: Karla Marck, City Administrator