

**MINUTES**  
**CITY OF MARENGO**  
**CITY COUNCIL**  
REGULAR MEETING  
Marengo Public Library  
October 12, 2022

**Call to Order** by Mayor Adam Rabe at 6:00 p.m. on October 12, 2022. 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; Police Chief Ben Gray; Director Public Works Lonnie Altenhofen; Attorney Gage Kensler (6:01); Library Director Jackie Jordan.

**Members of the Public Present:** Daryl Kriegel, Barry Goetsch, Jackye Bowlin, Kennady Rathjen, Lola Frimml, Ella Read, Grace Ryan, Hannah Ryan, Anna Garza, Grace Schlak, Simon Williams, Taite Peach, David Thomas, Garrett Hoyt, Britney Simmons.

**Approval of Agenda – October 12, 2022**

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

**Consent Agenda**

Included September 28, 2022 Council Meeting Minutes; Claims, checks and direct withdrawals totaling \$62,971.16. Approval of Liquor License Application for Curt's Old Style Tavern. Approval of Application for Liquor License Application for Family Dollar Stores of Iowa, LLC #33124. Termination of Public Service Seasonal Employee Doug Emerson. Termination of MRC Summer Help Garrett Hoyt. September 2022 Revenues Totaling \$495,517.52. September 2022 Major Operating Department Finance Reports. September 2022 Finance Expenditures & Revenue Report. Motion by Peterson to approve. Second by Hinshaw. Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion Carried.

**Open Forum**

None.

**Barry Goetsch – Update on Compass Memorial Expansion Project**

Goetsch provided overview of proposed hospital expansion project. Requested council consideration for abandoning May Street between Western Avenue and Franklin Avenue to support proposed plans.

**Old Business**

- a) **Resolution 23-24: Resolution Setting Date for Public Hearing on Urban Renewal Plan Amendment for the Marengo Urban Renewal Area**  
Marck stated updates required to support proposed pool funding and proposed downtown building grant programs. Motion by Schlabach to approve. Second by Fults. Roll Call Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion carried.
- b) **Resolution 23-25: Setting Public Hearing for Amendment to Chapter 92 – Water Rates; Revising Section 92.08 Customer Deposits**  
Motion by Schlabach to approve. Second by Kreis. Roll Call Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion carried.
- c) **Public Hearing and Third Reading ORD 508: Amendment to Chapter 47 – Park Regulations; Adding Park Fountain and Amending Chapter 4-Scheduled Fines: Adding Item 36. Section 47.09-Park Fountain Violations**  
Public hearing opened at 6:43 p.m. No comments. Public Hearing closed at 6:44 p.m. Motion by Peterson to approve. Second by Kreis. Roll Call Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion carried.
- d) **Public Hearing and Third Reading ORD 509: Amendment to Chapter 47 – Park Regulations; Adding Section 47.10 Signage in Parks, Land and Facilities Managed by the City of Marengo**  
Public hearing opened at 6:44 p.m. No comments. Public Hearing closed at 6:45 p.m. Motion by Peterson to approve. Second by Fults. Roll Call Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion carried.
- e) **Public Hearing and Third Reading ORD 510: Amendment to Marengo Code of Ordinances, Adding Chapter 49 – Parental Responsibilities – Sections 49.01 through 49.06; and Amending Chapter 4-Scheduled Fines; Adding Item 37. Section 49.04 Parental Responsibility**  
Public hearing opened at 6:46 p.m. No comments. Public Hearing closed at 6:48 p.m. Motion by Schlabach to approve. Second by Peterson. Roll Call Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion carried.
- f) **Consideration: Parking Regulations Restricting Residential Based Businesses from Parking Multiple Company Vehicles in Residential Zoned Streets**  
Schlabach reported Community Development committee met and have no recommendations for addressing specific complaints presented by Kriegel. Council has reviewed both parking and zoning ordinances. Options that have been presented were rejected, as they would have negative impacts on other local residents.
- g) **Consideration: Nuisance Enforcement at E. Hiller Street, Walker Acres Ltd**  
Gray provided photos to council depicting current state of property. Reported no obvious structural concerns; any additional measures would require engaging a structural engineer. Motion by Hinshaw to initiate city nuisance abatement proceedings. Second by Peterson. Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion carried

**New Business**

a) **Consideration: Service Line Replacement Charges for 243 W. Main**

Utilities committee reviewed the repeated service line repair issues from the previous 14 months; recommended city payment of \$5,220.72 to Kinzenbaw Earthmoving for repair costs. Motion by Schlabach to approve. Second by Kreis. Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion carried

b) **Consideration: October 31, 2022 from 6:00 p.m. to 8:00 p.m. to be designated “Official” Trick or Treat Time**

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

**Update Public Safety – Chief Ben Gray**

For September, Gray reported 26 incidents, 9 arrests, 8 citations, 27 warnings, 1 parking tickets, with a total of 32 outstanding parking tickets. There were 297 calls for service. Currently working 9 nuisance properties. Participated in active shooter training at North English school. Supported Gateway Triathlon. A total of 7 notices were posted for Duty to Cut Grass.

**Attorney/ Financial Manager/Administrator Reports**

Young stated intent to hold FY24 budget workshop session on October 26. Altenhofen reported Miller Street maintenance project was completed and will be submitting change order at October 26 meeting. Marck reported city RFP information for the Iowa Economic Development Authority Community Catalyst (CAT) Building Remediation Program has been distributed; deadline is October 21, 2022.

**Mayor/Council/Committee Reports**

Kreis inquired on repainting of parking lines on east side of Court Avenue and south of County Annex.

**Consideration: Motion to Enter into CLOSED Session Pursuant to Iowa code 21.5.c to Discuss Strategy with Council in Matters that are Presently in Litigation or Where Litigation is Imminent where its Disclosure would be Likely to prejudice or Disadvantage the Position of the Governmental Body in the Litigation**

Motion by Fults to approve entering into Closed session. Second by Peterson. Roll Call Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion carried. Motion by Schlabach to approve exiting Closed session. Second by Hinshaw. Roll Call Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion carried.

**Consideration: Motion on Actions to be Taken from Closed Session**

None

**Adjournment**

Motion by Kreis. Second by Peterson to adjourn at 7:39 p.m. Vote. Ayes: Fults, Peterson, Kreis, Hinshaw, Schlabach. Nays: None. Motion Carried.

**City of Marengo Claims - 10/12/22**

<b>Fund Name</b>	<b>Fund</b>	
General Fund	001	18,005.05
Road Use Tax Fund	110	3,619.74
Jefferson St-Dual Main Project	333	7,900.50
Water Fund	600	7,310.60
Water Deposit Fund	605	80.47
Sewer Fund	610	338.29
Total:		37,254.65

<b><u>Payee</u></b>	<b><u>Amount</u></b>	<b><u>Description</u></b>
PAYROLL	\$ 25,716.51	9/30/2022
<b>EFT Payments</b>		
Grinnell State Bank	74.10	September 2022 Bank Fees
Iowa Department of Revenue	3,159.60	September 2022 Sales/Water Tax
Metlife	828.07	October 2022 Metlife Benefits
<b>EFT TOTAL:</b>	<b>4,061.77</b>	
Big G Foods	26.21	September 2022 Supplies-PW/PD

BP	410.90	September 2022 Fuel-PD/FD
Brown Supply Co.	7,900.50	Materials-PW
BSN Sports	72.40	Soccerballs-MRC
Carquest	497.80	September 2022 Supplies-PD/PW
Casey's General Store	537.78	September 2022 Fuel-PD
Consolidated Electrical Distributer	1,544.68	Banner Arms-PW
Countryside LL	1,250.00	September 2022 Mowing-Cemetery
Eurofins Environmental Testing	420.00	Weekly Wastewater-PW
Galls, Inc.	119.94	Quick Response Kit-PD
Goodwill Industries of the Heartland	341.25	September 2022 Janitorial Services-CH/Lib
H & S Properties, LLC	75.00	819 W.South 2-Water Dep Refund
Iowa Department of Natural Resources	115.00	FY23 Annual Water Use Fee-PW
Iowa One Call	52.20	One Calls-PW
Marco Technologies	242.91	September 2022 Email/Azure
Marengo Farm & Home	450.34	September 2022 Supplies-PW/Parks
Masters Telecom, LLC	9.66	Voicemail-PD
Positive Promotions, Inc.	814.90	Public Awareness-FD
Quill	13.22	Markers/White Out-CH
R.E.I.C. Iowa County Landfill	12,175.00	Q2-2022/2023 Landfill Fee
Roggentien Electric	3,194.50	Well #11-PW
S & J Sanitation	159.50	September 2022 Trash
Samurai Enterprises, Inc.	5.47	Water Deposit Refund
Standard Pest Control	25.00	Bug Spraying-CH/PD/FD
Stratton Benscoter (Whitey's)	1,313.81	September 2022 Fuel/Diesel-PW/FD/PD/MRC
Swift True Value Home Center	1,034.91	September 2022 Supplies/Maintenance-MRC/PW/FD/Park
TruGreen	390.00	Spray Fields-MRC
<b>CHECK TOTAL:</b>	<b>33,192.88</b>	
<b>LIBRARY TOTAL:</b>	<b>0.00</b>	
<b>GRAND TOTAL:</b>	<b>62,971.16</b>	

Claims Total - Payroll & EFT's                      \$ 33,192.88

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Adam Rabe, Mayor

Attest: Karla Marck, City Administrator