

MINUTES
CITY OF MARENGO
CITY COUNCIL
REGULAR MEETING
Marengo Public Library
October 13, 2021

Call to Order by Mayor Adam Rabe at 6:00 p.m. on October 13, 2021. Elected Officials Present: Sue Peterson, Bill Kreis, Chad Peska and Travis Schlabach. Absent: None. Quorum declared by Rabe.

Staff and Press Present: Admin. Karla Marck; Fin. Mgr. Ellen Young; Police Chief Ben Gray; Public Works Director Lonnie Altenhofen; Attorney Gage Kensler.

Members of the Public Present: Joe Seye, Will Geoghagan, Jackye Bowlin, Sahara Kanke, Jordan Loffer, Ciomara Stubblefield, Stefani Martinez, Jistine Megchelson, Beau Long, Cade Osborn, Aidan Quinlan, Calvin Huber, Kamryn Hudepohl, Macy McMann, Pierce Kienitz, Quinn Miller, Harley Carroll, Megan Plotz, Nesse Tuttle, Andrew McCaw, Ben Wagner, Jerry McKusker.

Pledge of Allegiance led by Rabe.

Approval of Agenda – October 13, 2021

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

Consent Agenda

Included September 22, 2021 Council Minutes; Claims/Checks/Withdrawals of \$286,459.64. September 2021 Revenues totaling \$310,646.27. September 2021 Major Operating Departments Finance Reports. September 2021 Finance Expenditures & Revenue Report. Approval of Application for Liquor License – Sami Inc. Approval of Application for Liquor License – Lucky 6 Lanes, LLC. Approval of Application for Liquor License – Curtis Roggentien % Curt’s Old Style Tavern. Acceptance of Letter of Resignation – Reserve Blake Heller. Motion by Peska to approve. Second by Peterson. Vote. Ayes: Peterson, Kreis, Peska, Schlabach. Nays: None. Motion Carried.

Consideration: Appointment to Fill City Council Position, vacated September 9, 2021

Joe Seye and Will Geoghagen were entered into consideration for appointment. Discussions occurred regarding council’s desire to allow city elections to fill the vacancy. Reiterated appointment was been mandated by Iowa’s law on council seat vacancy and appointment deadlines. With pending November elections, appointment will consist of two council sessions. Motion by Schlabach to appoint Joe Seye to Fill City Council Vacancy. Second by Peska. Vote. Ayes: Peterson, Kreis, Peska, Schlabach. Nays: None. Motion carried.

Swearing In of Newly Appointed City Council Member Joe Seye

Open Forum

McKusker expressed concerns regarding recently applied seal coat finishes and whether it will sustain winter plowing.

Discussion: FY23 City Debt and Bonding Capacity Planning – Heidi Kuhl, Northland Securities

Kuhl provided overview of City’s current general obligation debt; proposed FY23 \$2.25M bonding options and funding plan to complete 4-block Hilton Street water, storm, sewer and brick removal project, the purchase of grass fire truck, the purchase of equipment fire truck, and Miller Street 1-block repair project; projected \$1.8M additional bonding for FY24; and provided general fund projections ranging from \$27k to \$66k from 2021 property revaluations based on 8.10 levy. Discussions occurred regarding upcoming elections and potential change in council members.

Old Business

- a) **Public Hearing and Third Reading: ORD 501 Amend Chapter 151-Trees – Planting Restrictions; Adding 90 Days Clause for Violators to Complete Action**
Public Hearing opened at 6:48 p.m. No comments. Public Hearing closed at 6:49 p.m. Motion by Schlabach to approve. Second by Peska. Roll Call Vote. Ayes: Seye, Kreis, Peska, Schlabach. Nays: Peterson. Motion carried.
- b) **Public Hearing and Second Reading: ORD 503 No Parking East Side of Roberts Avenue**
Public Hearing opened at 6:50 p.m. No comments. Public Hearing closed at 6:50 p.m. Motion by Peska to approve. Second by Schlabach. Roll Call Vote. Ayes: Seye, Peterson, Kreis, Peska, Schlabach. Nays: None. Motion carried.
- c) **Resolution 22-29: Approval of Pay Request #3 (Final) for Green Lift Station Improvements**
Motion by Schlabach to approve. Second by Peterson. Roll Call Vote. Ayes: Seye, Peterson, Kreis, Peska, Schlabach. Nays: None. Motion carried.

New Business

- a) **Consideration: Approval and Acceptance of h/d Architecture “Comfort Letter” Request Indicating No Objections to Dollar Tree/Family Dollar Operating a Retail Business at 1042 Marengo Avenue**
Motion by Peterson to approve. Second by Peska. Vote. Ayes: Seye, Peterson, Kreis, Peska, Schlabach. Nays: None. Motion carried.
- b) **Resolution 22-30: Acceptance of Bids for Public Works 2021 or Newer Wheel Loader**
Discussions regarding trade-in vs. auctioning of old wheel loader occurred. Altenhofen recommended removal of forks option. Suggested to change proposed not to exceed cost to accommodate option for city to auction existing loader. Motion by Schlabach to approve, with amendment of total cost not to exceed \$180,425. Second by Kreis. Roll Call Vote. Ayes: Seye, Peterson, Kreis, Peska, Schlabach. Nays: None. Motion carried.
- c) **Consideration for October 31, 2021 from 6:00 p.m. to 8:00 p.m. to be designed “Official” Trick or Treating Time**
Motion by Schlabach to approve. Second by Kreis. Vote. Ayes: Seye, Peterson, Kreis, Peska, Schlabach. Nays: None. Motion carried.

Public Safety – Chief Ben Gray

For September, Gray reported 24 incidents, 3 arrests, 26 citations, 74 warnings, 14 parking tickets, with a total of 45 outstanding parking tickets. There was a total of 506 calls for service. Year-to-date, have worked a total of 31 nuisance and/or junk vehicles properties, with 7 currently active. A total of 19 notices for duty to cut grass were served. Will be accepting applications for officers through October 15.

Attorney/ Financial Manager/Administrator Reports

Kensler reported that based on recent ruling, Marengo has ability to ban dogs from city after four at large violations. Young reported has received insurance costs for 2022 and will make arrangements to begin contract negotiation discussions with personnel committee. Marck reported received update from FEMA on planned flood maps revisions, indicating will require 90-day appeals process, which will delay release of maps reflecting levee certification until March 10, 2021. Will need to publish communications for area residents on what do to if contacted by mortgage companies between October 21, 2021 and March 10, 2021, as October 10 maps will not reflect levee certification. Marck reported completed Downtown Walk-Around with Iowa Economic Development Authority and held initial read-out. Final report to be received in approximately 30 days. Kerkove reported new city website was released.

Mayor/Council/Committee Reports

Rabe reported Josh Simmons has offered to donate all materials and time to roof the MRC shed, inquired if any objections.

Consideration: Motion to Enter into CLOSED Session Pursuant to Iowa Code 21.5.c to Discuss Strategy with Counsel 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 that Litigation

Motion by Schlabach to enter into Closed session. Second by Kreis. Vote. Ayes: Seye, Peterson, Kreis, Peska, Schlabach. Nays: None. Motion carried.

Consideration: Motion to Enter into OPEN Session for Possible Actions to be taken on Litigation Discussed in Closed Session

Motion by Schlabach to enter into Open session. Second by Kreis. Vote. Ayes: Seye, Peterson, Kreis, Peska, Schlabach. Nays: None. Motion carried. Motion by Schlabach to accept Mohr settlement agreement. Second by Peterson. Roll Call Vote. Ayes: Seye, Peterson, Kreis, Peska, Schlabach. Nays: None. Motion carried.

Adjournment

Motion by Kreis. Second by Peterson to adjourn at 7:25 p.m. Vote. Ayes: Seye, Peterson, Kreis, Peska, Schlabach. Nays: None. Motion Carried.

City of Marengo Claims - 10/13/2021

Fund Name	Fund	
General Fund	`001	35,448.17
Police Equip/BLDG Fund	006	6,805.55
Road Use Tax Fund	110	95,230.79
Wastewater Treatment Plant	328	29,200.00
Green Lift Station	329	6,483.45
May Street Improvement	330	55,643.10
Water Fund	600	9,997.80
Water Deposit Fund	605	37.46
Sewer Fund	610	4,732.02
Total:		243,578.34

<u>Payee</u>	<u>Amount</u>	<u>Description</u>
PAYROLL	\$ 24,881.30	10/1/2021
EFT Payments		
Grinnell State Bank	73.02	September 2021 Bank Fees
Iowa Department of Revenue	3,246.00	September & Q3 2021-Sales/Water Tax
Metlife	1,324.85	October 2021 Benefits

EFT TOTAL:		4,643.87
911 Custom	132.00	Shirt Carrier-PD
Amazon Capital Services	128.87	Case/Ink-PW/PD
Big G Foods	18.35	September 2021 Supplies-CH/PD
BP	748.73	September 2021 Fuel-PD/FD
Brian Miller Excavating	61,313.75	Green Lift Station Retainage/May St. Improvements-PW
Brown Supply Co.	1,254.50	Coupling/Water Stock-PW
BSN Sports	156.96	Soccer Balls-MRC
Carquest of Marengo	211.88	September 2021 Supplies-PW
Casey's General Store	194.38	September 2021 Fuel-PD
Creative Product Source	224.03	Coloring Tote-PD
Ferguson	7,590.00	Meters-PW
Goodwill Industries of the Heartland	50.00	September 2021 Janitorial Services-CH
Hawkins, Inc	1,245.23	Water Plant Chemicals/Chlorine Cylinders-PW
Iowa Department of Revenue	95.00	FY22 Annual Water Use Fee-PW
Iowa One Calls	151.20	One Calls-PW
Keystone Laboratories, Inc	38.40	Drinking Water Analysis-PW
Keystone Savings Bank	6,805.55	2018 PD Car Loan Payoff-PD
Kinzenbaw Earthmoving	3,617.04	Fountain Excavating Work-Park
Kollmorgen, Schlue, & Zahradnik	1,368.61	September 2021 Legal
LL Pelling	104,675.19	Seal Coat-PW/Cemetery
Marc	163.03	Car Shampoo-PW
Marco Technologies	696.22	Service/Sept 2021 Email/Azure/Copier Lease
Marengo Farm & Home	290.44	September 2021 Supplies-PW
Marengo Firefighters Assn	157.50	Fire Calls-FD
Masters Telecom, LLC	11.96	Voicemail
Michael Ryan	18.54	Water Deposit Refund
Our Town Publications	1,887.58	September 2021 Mins/Hearings
Quill	53.27	Sheet Protectors/Folders-CH
Racom Corporation	376.59	Remote Mount-PD

REIC Iowa County Landfill	12,130.00	Q2-2021/2022 Landfill Fees
Samuel Naasz	18.92	Water Deposit Refund
Standard Pest Control	25.00	Bug Spraying-PD/CH/FD
State Hygienic Laboratory	13.50	Water Testing-PW
Stratton Benescoter	610.60	September 2021 Fuel-PW/Parks/MRC/FD
Swift True Value Home Center	1,626.57	September 2021 Supplies-MRC/PW/FD
TestAmerica Laboratories	512.40	Weekly Wastewater-PW
Veenstra & Kimm, Inc	29,662.80	Engineering Fees
Verizon Wireless	500.05	Sept 2021-Desk/Cell Phones
Windstream	159.83	Internet/Phones
CHECK TOTAL:	238,934.47	
LIBRARY TOTAL:	0.00	
GRAND TOTAL:	268,459.64	

Claims Total - Payroll & EFT's \$238,934.47

Adam Rabe, Mayor

Attest: Karla Marck, City Administrator