

# City of Garnavillo

The City of Garnavillo City Council met in a regular session on Wednesday, August 14, 2019 at 7:00 pm in the Council Chambers, City Hall, 104 North Main Street.

The meeting was called to order by Mayor Mark Priebe.

Roll call was taken, council members in attendance were Mat Mueller, Bob Bodish, Jim Downey, Lanny Kuehl and Bonnie Dietrich.

The Pledge of Allegiance was recited.

## Special Presentations

### Upper Explorerland/Iowa Works Representative Kelly Hefel

Ms. Hefel handed out a flyer and spoke to the council and citizens present about the programs they offer.

## Consent Agenda

M/S Bodish/Downey To approve the consent agenda. Aye: 5 Nay: 0 Absent: 0 Abstention: 0

## Claims

13609	ALPINE COMMUNICATIONS	PHONE	\$927.90
13610	CENTER POINT LARGE PRINT	BOOKS	\$44.34
13611	DEMCO	SUPPLIES	\$161.96
13612	EUROFINS TESTAMERICA	TESTING	\$308.70
13613	GALE/CENAGE LEARNING	BOOKS	\$23.99
13614	MIDWEST BUSINESS PRODUCTS	LIBRARY	\$64.27
13615	GARNAVILLO PUBLIC LIBRARY	POSTAGE	\$27.08
13616	REMINISCE	SUBSCRIPTION	\$15.00
13617	STATE LIBRARY OF IOWA	CLASS	\$50.00
13618	TASTE OF HOME	SUBSCRIPTION	\$10.00
13619	THREE RIVERS FS CO	FUEL	\$478.21
13621	ALLIANT ENERGY	UTILITY	\$232.66
13621E	POSTMASTER	POSTAGE	\$9.80
13622	MELISSA ATKINSON	ACADEMY	\$181.38
13622E	US CELLULAR	CELL PHONE	\$239.34
13623	BACKHOE SPECIALIST	COMPOST	\$3,890.00
13624	BRANDEL LAWN & LANDSCAPE	MOWING	\$2,665.00
13624E	ALLIANT ENERGY	UTILITY	\$5,029.94
13625	BRUENING ROCK PRODUCTS INC	ROCK	\$825.76
13626	CENTRAL COMMUNITY HOSP	DRUG SCREEN	\$45.15
13627	CLAYTON CO LAW ENFORCEMENT	DUES	\$40.00
13628	DUBUQUE FIRE EQUIP INC	FIRE EXTING	\$35.00

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13629	EUROFINS TESTAMERICA	TESTING	\$491.40
13630	FAYETTE ELECTRONICS	VEHICLE	\$336.40
13631	GARNAVILLO AUTO & TIRE	VIN 1483293	\$1,556.79
13632	GARNAVILLO CEMETERY ASSOC	PROP TAX	\$159.65
13633	GARNAVILLO OIL INC	OIL	\$27.45
13634	GUTTENBERG PRESS	WATER REPORT	\$435.14
13635	HACKETTS PORTA POTTY	RENTAL	\$260.00
13636	HAWKINS WATER TREATMENT	AZONE	\$371.48
13637	IHDE'S	FUEL	\$279.00
13638	IOWA DNR	NPDES	\$210.00
13639	IOWA ONE CALL	LOCATES	\$36.90
13640	KEYSTONE LABORATORIES INC	TESTING	\$12.50
13641	MEUSER LUMBER	SUPPLIES	\$205.26
13642	NANCY'S COMPUTER SERV	COMPUTERS	\$1,944.82
13643	NEIAC	SUPPORT	\$745.00
13644	PRAIRIE ROAD BUILDERS	CHIP & SEAL	\$34,893.80
13645	SUBSTANCE ABUSE SERV	SUPPORT	\$731.00
13646	T & W GRINDING	BRUSH PILE	\$8,000.00
13647	UNITY POINT CLINIC	DRUG SCREEN	\$42.00
13648	UERPC INC	HOUSING	\$1,542.21
60132E	BLACK HILLS ENERGY	UTILITY	\$295.94
60134E	WELLMARK	PREMIUMS	\$1,603.70
60135E	WELLMARK	PREMIUMS	\$1,613.72
60136E	IRS	WITHHOLDINGS	\$2,111.24
60140E	AFLAC	PREMIUMS	\$83.40
60141E	IPERS	RETIREMENT	\$2,360.74
60144E	TOWN & COUNTRY	TRASH/RECYCLE	\$4,465.50

<u>ACCOUNT NAME</u>	<u>MTD Debits</u>	<u>MTD Credits</u>	<u>BALANCE</u>
General Fund	\$ 26,973.98	\$ 23,362.68	\$ 805,019.86
Capital Equipment Fund	\$ 0.00	\$ 00.00	\$ 0.00
RUT Fund	\$ 1,910.90	\$ 7,690.44	\$ 58,583.07
Employee Benefit Fund	\$ 2,212.72	\$ 389.03	\$ 65,903.29
Emergency Fund	\$ 0.00	\$ 51.17	\$ (775.83)
TIF Fund	\$ 138.82	\$ 313.73	\$ 199,370.09
Urban Renewal Fund	\$ 5,417.69	\$ 0.00	\$ (28,528.95)
Debt Service Fund	\$ 0.00	\$ 279.13	\$ 21,336.52
Capital Project Fund	\$ 1,328.93	\$ 659.40	\$ 318,564.78
Storm Water Utility Fund	\$ 0.00	\$ 1,159.11	\$ 27,789.25
Water Fund	\$ 5,667.35	\$ 20,547.39	\$ 287,228.11
Water Sinking Fund	\$ 0.00	\$ 0.00	\$ 38,346.41
Sewer Fund	\$ 5,570.51	\$ 22,466.83	\$ 589,765.20
	\$ 49,220.90	\$ 76,918.91	\$ 2,382,601.80

# City of Garnavillo

<u>Functions</u>	<u>Expenditures</u>	<u>Revenues</u>
1010 POLICE OPERATIONS	\$ 3,306.03	\$ -
1050 FIRE DEPARTMENT	\$ 5,989.68	\$ 200.27
2010 ROADS,BRIDGES,SIDEWALKS	\$ 4,074.83	\$ 7,690.44
2090 GARBAGE (NOT ENTERPRISE)	\$ 4,465.50	\$ 4,859.53
4010 LIBRARY	\$ 3,297.96	\$ 51.17
4030 PARKS	\$ 2,853.64	
4050 CEMETERY		\$ 200.59
4060 COMMUNITY CENTER	\$ 261.03	
5030 HOUSING & URBAN RENEWAL	\$ 5,417.69	
6010 MAYOR, COUNCIL	\$ 1,916.19	
6020 CLERK, TREASURER	\$ 2,625.21	
6050 CITY HALL & GENERAL BUILDINGS	\$ 1,765.58	
6060 TORT LIABILITY		\$ 361.73
6900 OTHER GENERAL GOVERNMENT	\$ 175.14	\$ 81.17
7010 DEBT SERVICE		\$ 279.13
7500 CAPITAL PROJECTS	\$ 999.23	\$ 504.61
8010 WATER	\$ 5,415.98	\$ 20,296.02
8015 SEWER & SEWAGE DISPOSAL	\$ 4,823.97	\$ 21,720.29
8065 STORM WATER		\$ 1,159.11
9500 NON-PROGRAM GENERAL REVENUE		\$ 17,681.61
	\$ 47,387.66	\$ 75,085.67

## Old Business

### Nuisance Property Updates

Attorney Kruse provided council with a written report regarding the current nuisance properties.

- 303 S Adams St – the property owner has begun working on the home and is making progress. Attorney Kruse explained that a trial date has been tentatively set so if the work stops we can proceed with legal proceedings.
- 309 E Niagara St – the municipal infraction is on file and has been served, a settlement agreement has been sent to the owner, if it is not signed and returned the court date is 08/26.
- 208 E Houston St – the municipal infraction is on file and has been served, a settlement agreement has been sent to the owner, if it is not signed and returned the court date is 08/26. Clifford & Janelle Rodenberg spoke to council regarding the municipal infraction the city filed against their property for junk vehicles. Rodenberg’s and the council discussed the situation and agreed to extend the deadline to November to allow them time to do the work that needs to be done on the vehicle left on the property.

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- 301 W Oak St – Mayor Priebe, Attorney Kruse and City Administrator Atkinson met with the property owners regarding the property, progress has been made and the owners have asked for an on-site meeting to discuss the expectations.
- 103 S Main St – the municipal infraction is on file and has been served, a settlement agreement has been sent to the owner.
- 9 Rolling Hills Ct - the municipal infraction is on file and has been served, an injunction was also filed, a court order to assess costs and complete property clean-up has been prepared.
- 25 Rolling Hills Ct – Order to abate junk vehicle notice being sent.

## Ordinance 04-2019 Chapter 69 No Parking – Final Reading

M/S Mueller/Downey To approve the final reading of Ordinance 04-2019 Chapter 69 No Parking.  
Roll Call  
Aye: Dietrich, Kuehl, Downey, Bodish, Mueller  
Nay: None  
Absent: None  
Abstention: None

## Ordinance 05-2019 Chapter 44 Noise – Second Reading

M/S Bodish/Dietrich To approve the second reading of Ordinance 05-2019 Chapter 44 Noise.  
Roll Call  
Aye: Kuehl, Downey, Bodish, Mueller, Dietrich  
Nay: None  
Absent: None  
Abstention: None

## **New Business**

### James Wilson Petition ~ Request to waive late fees on delinquent accounts

Mr. Wilson presented his petition to council regarding the late fees that were paid by him on delinquent accounts that had been submitted to the State of Iowa for Income Offset. There was a lengthy discussion regarding the request and whether or not he should be responsible for them.

M/S Bodish/Mueller To approve Resolution 2019-62 A resolution directing City Administrator/Clerk Atkinson to use the service balances to calculate the amount of late fees from the date of the notice he received in 2018 (01-03-2018) and refund him the difference.

Roll Call  
Aye: Downey, Bodish, Mueller, Dietrich, Kuehl  
Nay: None  
Absent: None

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Abstention: None

## Street Finance Report

M/S Downey/Kuehl To approve Resolution 2019-63 A resolution approving the FY19 Street Finance Report.

Roll Call

Aye: Bodish, Mueller, Dietrich, Kuehl, Downey

Nay: None

Absent: None

Abstention: None

Ryan & Kristin Oberbroeckling Purchase Agreement (Total \$4,306.00), Temporary (\$516.00) & Permanent Easements #10 (\$3,790.00)

M/S Downey/Mueller To approve Resolution 2019-64 A resolution approving Ryan & Kristin Oberbroeckling Purchase Agreement (Total \$4,306.00), Temporary (\$516.00) & Permanent Easements #10 (\$3,790.00)

Roll Call

Aye: Mueller, Dietrich, Kuehl, Downey, Bodish

Nay: None

Absent: None

Abstention: None

Garnavillo Historical Society Purchase Agreement (Total \$1,490.00), Temporary (\$52.00) & Permanent Easements #18 (\$1,438.00)

M/S Bodish/Mueller To approve Resolution 2019-65 A Resolution approving Garnavillo Historical Society Purchase Agreement (Total \$1,490.00), Temporary (\$52.00) & Permanent Easements #18 (\$1,438.00)

Roll Call

Aye: Dietrich, Mueller, Bodish, Mueller

Nay: None

Absent: None

Abstention: Kuehl ~ Mr. Kuehl abstained from the vote since he is the president of the historical society.

Garnavillo Historical Society Purchase Agreement (Total \$1,333.00), Temporary (\$157.00) & Permanent Easement #17 (\$1,176.00)

M/S Downey/Mueller To approve Resolution 2019-66 A resolution approving Garnavillo Historical Society Purchase Agreement (Total \$1,333.00), Temporary (\$157.00) & Permanent Easement #17 (\$1,176.00)

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## Roll Call

Aye: Mueller, Bodish, Mueller, Dietrich

Nay: None

Absent: None

Abstention: Kuehl ~ Mr. Kuehl abstained from the vote since he is the president of the historical society.

## Ky Clefisch Purchase Agreement (Total \$250.00) & Temporary Easement #11 (\$250.00)

M/S Kuehl/Mueller To approve Resolution 2019-67 A resolution approving Ky Clefisch Purchase Agreement (Total \$250.00) & Temporary Easement #11 (\$250.00)

## Roll Call

Aye: Kuehl, Bodish, Downey, Dietrich, Mueller

Nay: None

Absent: None

Abstention: None

## Garnavillo Chiropractic LLC Purchase Agreement (Total \$536.00), Temporary (\$209.00) & Permanent Easements #15 (\$327.00)

M/S Mueller/Downey To approve Resolution 2019-68 A resolution approving Garnavillo Chiropractic LLC Purchase Agreement (Total \$536.00), Temporary (\$209.00) & Permanent Easements #15 (\$327.00)

## Roll Call

Aye: Bodish, Downey, Dietrich, Mueller, Kuehl

Nay: None

Absent: None

Abstention: None

## Hugh & Joanne Hedemann Purchase Agreement (Total \$250.00) & Temporary Easement #7 (\$250.00)

M/S Kuehl/Mueller To approve Resolution 2019-69 A resolution approving Hugh & Joanne Hedemann Purchase Agreement (Total \$250.00) & Temporary Easement #7 (\$250.00)

## Roll Call

Aye: Downey, Dietrich, Mueller, Kuehl, Bodish

Nay: None

Absent: None

Abstention: None

Rollyn Kraus Purchase Agreement (Total \$1,071.00), Temporary (\$189.00) & Permanent Easements #9 (\$882.00)

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M/S Bodish/Mueller To approve Resolution 2019-70 A resolution approving Rollyn Kraus Purchase Agreement (Total \$1,071.00), Temporary (\$189.00) & Permanent Easements #9 (\$882.00)

Roll Call

Aye: Dietrich, Mueller, Kuehl, Bodish, Downey

Nay: None

Absent: None

Abstention: None

Leonard & Rosemary Ohrt Purchase Agreement (Total \$1,104.00), Temporary (\$222.00) & Permanent Easements #5 (\$882.00)

M/S Downey/Mueller To approve Resolution 2019-71 A resolution approving Leonard & Rosemary Ohrt Purchase Agreement (Total \$1,104.00), Temporary (\$222.00) & Permanent Easements #5 (\$882.00)

Roll Call

Aye: Dietrich, Downey, Mueller, Kuehl, Bodish

Nay: None

Absent: None

Abstention: None

Kendall & Teresa Strauman Purchase Agreement (Total \$1,745.00), Temporary (\$307.00) & Permanent Easements #13 (\$1,438.00)

M/S Kuehl/Dietrich To approve Resolution 2019-72 A resolution approving Kendall & Teresa Strauman Purchase Agreement (Total \$1,745.00), Temporary (\$307.00) & Permanent Easements #13 (\$1,438.00)

Roll Call

Aye: Downey, Mueller, Kuehl, Bodish, Dietrich

Nay: None

Absent: None

Abstention: None

Dale Thein Purchase Agreement (Total \$3,920.00), Temporary (\$588.00) & Permanent Easements #6 (\$3,332.00)

M/S Mueller/Downey To approve Resolution 2019-73 A resolution approving Dale Thein Purchase Agreement (Total \$3,920.00), Temporary (\$588.00) & Permanent Easements #6 (\$3,332.00)

Roll Call

Aye: Mueller, Kuehl, Bodish, Dietrich, Downey

Nay: None

Absent: None

Abstention: None

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Andrew Egleseder Purchase Agreement (Total \$1,255.00), Temporary (\$209.00) & Permanent Easements #1 (\$1,046.00)

M/S Mueller/Dietrich To approve Resolution 2019-74 A resolution approving Andrew Egleseder Purchase Agreement (Total \$1,255.00), Temporary (\$209.00) & Permanent Easements #1 (\$1,046.00)

Roll Call

Aye: Kuehl, Bodish, Dietrich, Downey, Mueller

Nay: None

Absent: None

Abstention: None

## Hearing of Delegations

Resident/Business Owner Roger Balk asked council about tax incentives, he is adding to his business and wondered if there was anything available. The council directed City Administrator/Clerk Atkinson to check into what is available.

## Department Reports

Public Works Superintendent Shroyer's report was reviewed by council, he also explained that he had spoken to Mayor Priebe regarding the improvements that he would like to see done at the compost site to help keep it neat and organized.

Chief of Police Dugan's report reviewed by council. Dugan stated that the speed signs are still on his agenda for purchase but is waiting until the new vehicle is purchased.

City Administrator/Clerk Atkinson's report was reviewed by council.

## Council Comment

Council Member Kuehl asked if a resident could drive a golf cart in town if they didn't have a driver's license, City Administrator/Clerk Atkinson explained that State Code requires the driver's license and that the city cannot be less restrictive.

Council Member Bodish asked council to reconsider updating the ordinance regarding to term a mayor serves, council agreed and asked to have it added to the next agenda.

## Mayor's Report

None

M/S Kuehl/Mueller To adjourn at 8:15 pm Aye: 5 Nay: 0 Absent: 0 Abstention: 0



# City of Garnavillo

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Mark Priebe, Mayor

ATTEST:

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Melissa Atkinson, City Administrator/Clerk