

AEMERSON CITY COUNCIL MINUTES
Regular Meeting of the Emerson City Council
Monday April 6th, 2015, at 6:00 p.m. Emerson City Hall, 410 Manchester St. Emerson, IA

Mayor Rob Erickson called the regular meeting of the Emerson City Council to order on Monday April 6th, 2015 at 6:00 pm. at City Hall. This meeting is being recorded.

Roll Call: Max Austin, Dave Galley, Judy Magers, Herb Petereit, and Mayor Rob Erickson.

Absent: Carl Newsome

Others present: Karen Morris, Zennith Wilber, Maxine Wilkinson, Austin Hemphill, Cody Hudson, William Viner, Lynn Dittmer, Don Jones, B.J. Kendall-Townsmen and Kimberly Nelson-City Clerk.

Moved by Petereit, 2nd by Austin to approve the Agenda with changes and additions: "Sidewalk Program" form, Building Permit and Approval Form, Resolution #2015-34 Setting time and placed for public hearing for proposed addition and changes to Code of Ordinances, changes will be discussed at the end of the meeting. All Ayes Motion carried.

Moved by Galley, 2nd by Petereit to approve the Consent All Ayes Motion carried.

Resident's opportunity to speak: Austin Hemphill and William "Bud" Viner would like to speak during #25 on the Agenda.

Moved by Galley, 2nd by Magers to approve April 6th, 2015 claims to be paid. All Ayes Motion Carried

Treasurers Report: Treasurer Newsome unavailable

Moved by Austin, 2nd by Galley to approve the resignation of Carl Newsome, Councilperson. 3 – Ayes Magers – Nay Motion Carried

MAPA – Lynn Dittmer addressed the Council about some things that MAPA does and offers to their members. She showed a short video about the Heartland 2015 Vision. Also offered to the City a Downtown Development Assessment where they spend about 3 hours with the City to discuss ideas and resources.

Moved by Austin, 2nd by Petereit to approve a Special Meeting on Monday April 20th at 6:00 p.m. All Ayes Motion Carried

Moved by Galley, 2nd by Austin to approve **RESOLUTION #2015-27 ADOPTION OF THE CITY OF EMERSON VISION IMPLEMENTATION PLAN** Roll call: Austin, Galley, Magers and Petereit Motion Carried

Moved by Galley, 2nd by Petereit to approve **RESOLUTION #2015-29 CHAT MOBILITY BUILDING PERMIT FOR BUILDING ADDITION** Roll call: Austin, Galley, Magers and Petereit Motion Carried

Moved by Galley, 2nd by Magers to approve **RESOLUTION #2015-30 BAPTIST CHURCH BUILDING PERMIT TO ERECT A COMMUNITY GARDEN GREENHOUSE** Roll Call: Austin, Galley, Magers and Petereit Motion Carried

Moved by Austin, 2nd by Petereit to approve **RESOLUTION #2015-31 DAVE GALLEY BUILDING PERMIT TO REPLACE GARAGE AT 404 KING ST** Roll call: Austin, Magers and Petereit Abstain: Galley (owner of property) Motion Carried

Moved by Magers, 2nd by Petereit to approve **RESOLUTION #2015-32 DEWEY SOWERS BUILDING PERMIT TO ERECT A STORAGE BUILDING** Roll call: Austin, Galley, Magers and Petereit Motion Carried

Budget Amendment 2014/2015: Will have a Budget Amendment Workshop Tuesday April 14th at City Hall 410 Manchester St. at 6:00 p.m.

Resolution #2015-33: Tabled

Moved by Galley, 2nd by Petereit to approve **RESOLUTION #2015-34 SETTING TIME AND PLACE FOR A PUBLIC HEARING FOR THE PURPOSE OF SOLICITING WRITTEN AND ORAL COMMENTS ON THE CITY'S PROPOSED CHANGES TO CHAPTER 92 AND 99 CODE OF ORDINANCES. WATER AND SEWER SERVICE CHARGES AND ADDITION OF SNOW REMOVAL 135.12 to be held on April 20th, 2015 Special Meeting of the City Council, City Hall, 410 Manchester St. 6:00 p.m.** Roll call: Austin, Galley, Magers and Petereit Motion Carried

Moved by Petereit, 2nd by Austin to approve the sale of sponsorship's to be put on tee shirt's to be sold as a fundraiser to purchase extrication tools for the Volunteer Fire and Rescue. All Ayes Motion Carried

Moved by Petereit, 2nd by Austin to approve a Memorial Motorcycle Run – Sgt. James Kearney, III April 18th. All Ayes Motion Carried

Sta-Bilt Construction Co. quotes to seal coat streets: Quote will be changed due to changes in needs.

Nuisance Properties and Policies for enforcement: Mayor Erickson asked Councilperson Austin to look through Ordinance to see if he felt like there was any need to make improvements or update codes.

Final Draft of Employee Handbook: Any changes or suggestions need turned in to be discussed at May 2015 Regular Council Meeting.

City Clerk Health Insurance: Council informed of yearly rate increase to policy.

Levee: Dave Galley was approached by Austin Hemphill after he made a request for a partial payment of a verbal estimate/agreement he made with William "Bud" Viner to clean up the junk, debris and vegetation overgrowth on his properties located at 801 Morton. Mr. Viner then told Mr. Hemphill the City was to pay him. The City did not approve the hiring of Austin Hemphill nor are they responsible for payment to Mr. Hemphill. Removal of Mr. Viner's "junk" does not make the remaining vegetation the responsibility of the City. Any growth of trees and vegetation was caused by Mr. Viner failure to keep his properties nuisance free which constitutes a threat to the health and safety of the citizens of the City of Emerson. The City will be in contact with the City Attorney to start Nuisance Abatement Procedures and follow through with its completion processes. The debris and equipment surrounded by an overgrowth of vegetation along the properties have been collected by William "Bud" Viner and are a violation of numerous Emerson Code of Ordinances and abatement needs to be addressed immediately. If the nuisance or condition is not abated in a reasonable time or the City determines that an emergency exists the City may abate and assess the costs against the property owner. Verbal discussion took place that abatement will begin and show continual progress to be completed by the end of April but no later than end of May 2015.

Moved by Magers, 2nd by Petereit to approve a bid from Stephens and Son for \$725.00 to replace two windows at the Fire Station. All Ayes Motion Carried

Moved by Austin, 2nd by Galley to approve Keep Iowa Beautiful Proclamation. All Ayes Motion Carried

Moved by Petereit, 2nd by Galley to cancel Sam's Club Membership. All Ayes Motion Carried

Fire Report - Zennith Wilber: Due to the timing of members getting off work the night of meetings, she would like to be able to provide sandwiches and snacks to get better attendance to their meetings. She would like to have a budget of \$50.00 per meeting. They have one regular meeting and one training meeting per month.

Moved by Magers, 2nd by Petereit to approve up to \$50.00 per month towards snacks for Volunteer Fire and Rescue Meetings. All Ayes Motion Carried

Randy Knop installed the newly purchased ceiling fans. Mike Higgins received his Haz-Mat and Firefighter 1 certifications.

Library Report - no discussion

Public Works Report - B.J. Kendall: There are huge drainage with the ditch located at Wilson and Nebraska, when Chat Mobility did boring for their fiber optics they damaged a sewer line at 305 Edwards St,

City Clerk Report - Kimberly Nelson: We have spent over \$20,000 this fiscal year for water leak repairs the amount does not include salary and overtime. To date revenue for Sewer Utility is at \$27,000 for this fiscal year. We paid the State of Iowa Period Exam fee of \$900.00 that was due on March 31st. We received a grant to from Mills County Community Foundation for \$2,000 to cover Downtown Improvements. Mayor Erickson spoke with Red Oak Glass about improvements to their building. The City will cover costs of paint and they will hire someone to paint their building and will also adding awnings. We received a grant through Keep Iowa Beautiful - Vogel paint for 10 gallons of paint to be used for the facades' at the Library, Post Office, Spanky's, and the old Drug Store. A lot of time has been spent dealing with the insurance company, engineer and contractors for repairs to the damage at the Library. Repairs are not quality repairs. The contractor wanted final payment and the insurance company wanted to close the case. No payment will not be made until repairs are made to the satisfaction of the City. The Clerk, Townsman, and Councilpersons Petereit and Galley met with JEO Engineering to go over drafts of complied information on the City Water and Sewer systems. At this meeting it was discovered the lagoons were not discharged last spring prior to the retirement of the old townsman nor was the new townsman made aware of this incomplete procedure. Leaving the City to believe we had a serious issue when the lagoons were full and believe they weren't to be discharged until fall. In the past the lagoons had been discharged every spring and fall. The FEMA grant we received for the storm damage in June 2014 was over allocated to us and we will have to reimburse a portion of those funds. We have been getting positive feedback on the new furnace at the Community Building.

Mayor's Report: The Mayor thanked Councilperson Petereit for his help cleaning out drainage ditches over the weekend. A Clean up days flier will be completed as discussed and distributed to the community. Dates will be April 23rd through the 25th. Dewey Sowers, Councilpersons Austin, Galley, Petereit along with the Mayor will be helping with the cleanup.

Additional Items: : "Sidewalk Program" form, Building Permit and Approval Form: tabled. Austin, Nelson and Erickson will be attending a MAPA meeting in Council Bluffs on Wednesday. There is going to be an "Entertainment in the Park" Freedom Rock fundraiser Sunday June 14th which is Flag Day from 5

p.m. to 7 p.m. in Evans Park it will be a free will donation event. Branson Entertainer Bill Chrastil will be the entertainment. The Evans Park bathrooms were vandalized and need repaired. There are a lot of ruts in bumps in Evans park, will look into getting a roller to smooth it out. MCMH mobile clinic has been doing really well. Will look into necessary procedures for filling our Council Vacancy. Discussed lighting for the flag in Evans Park, the need for repair and solutions to deter vandalism.

Items for May 4th meeting: Employee Handbook, Sta-bilt Estimate, Tonight's tabled items.
Moved by Magers, 2nd by Petereit to adjourn the meeting. All Ayes Motion carried

Rob Erickson Mayor

Attest:

Kimberly Nelson City Clerk