

**REGULAR MEETING OF THE EMERSON CITY COUNCIL
WEDNESDAY, AUGUST 10, 2022 – 6:00 P.M.
MEETING WAS HELD IN EMERSON CITY HALL – 410 MANCHESTER
AND ALSO AVAILABLE THROUGH ZOOM**

Mayor Larry Johnson called the regular meeting of the Emerson City Council to order on Wednesday, August 10, 2022, 6:00 p.m. in Emerson City Hall, 410 Manchester Street.

Pledge of allegiance was recited.

Roll Call: Present: Councilperson Ann Roth, Randy Gray, Bob Huntsman, Cathy Bruce, and Mike Branigan
Absent: None

Moved by Councilperson Roth, seconded by Bruce to approve the agenda.

Roll Call: Ayes: Councilperson Huntsman, Bruce, Branigan, Roth, and Gray
Nays: None

Motion Carried.

Moved by Councilperson Gray, second by Roth to approve consent agenda:

*Minutes from regular meeting of July 13, 2022

*Warrants for July 2022

*Financial Report for July 2022

Roll Call: Ayes: Councilperson Bruce, Huntsman, Branigan, Roth, and Gray
Nays: None

Motion Carried.

Moved by Councilperson Gray, seconded by Huntsman to approve claims for August 2022 in the with the amendment to include the additional claims for a total claims amount of \$23,324.19

Roll Call: Ayes: Councilperson Branigan, Roth, Gray, Bruce, and Huntsman
Nays: None

Motion Carried.

Visitor Comments:

*Andrew Messersmith, 602 King Street, expressed concern with pedestrian paths and street crossings to be ADA compatible

*James Kearney, 501 Barlett, concern with tubes in ditches and proper drainage and thinks the storm water fund should help cover expenses for these repairs

Fire Department Report – Liz Ungry, Chief:

*Have 4 new members to add to roster. FFI class begins this fall

*Have more than doubled their calls from a year ago with 66 calls so far this year

*Concern of trucks parked in median outside the fire station (Council asked for City Clerk to prepare a draft ordinance for no parking in front of fire station and/or requirements as provided by law)

Moved by Councilperson Roth, seconded by Branigan to table any action on the Resolution for 28E Agreement for Mutual Assistance for Mills County Fire/Rescue/Emergency Services for City Attorney Fishman to review further and to contact others involved.

Roll Call: Ayes: Councilperson Gray, Bruce, Huntsman, Branigan, and Roth
Nays: None

Motion Carried.

Moved by Councilperson Gray, seconded by Branigan to approve Building Permit request to install a fence at 801 Edwards Street.

Roll Call: Ayes: Councilperson Roth, Gray, Bruce, Huntsman, and Branigan
Nays: None

Motion Carried.

Moved by Councilperson Roth, seconded by Gray to approve Resolution No. 2022-18

RESOLUTION SETTING DATE FOR PUBLIC HEARING TO ENTER INTO A COMMERCIAL LEASE AGREEMENT WITH NEXTLINK

Roll Call: Ayes: Councilperson Bruce, Huntsman, Branigan, Roth, and Gray
Nays: None

Motion Carried.

Myers Burmeister, property owner of 605 Howland, addressed the Council with concern of how he was notified about the nuisance situation at this property. He felt a better effort should have been done in making contact with them prior to city mowing and invoicing for it. He did comment that the property has been inquired of for sale to place a single-wide.

Moved by Councilperson Branigan, seconded by Huntsman to approve Resolution No. 2022-19
RESOLUTION FINALIZING MUD RACES AT BASS PARK ON SEPTEMBER 10, 2022

Roll Call: Ayes: Councilperson Roth, Gray, Bruce, Huntsman, and Branigan
Nays: None

Motion Carried.

Moved by Councilperson Gray, seconded by Bruce to direct City Clerk to prepare a new hay ground lease for Bass Park at the rates of \$45.00 per big bale and \$2.50 per square bale.

Roll Call: Ayes: Councilperson Huntsman, Branigan, Roth, Gray, and Bruce
Nays: None

Motion Carried.

Moved by Councilperson Roth, seconded by Bruce to fix the fence at Bass Park, per the insurance suggestions, and get rid of the dug outs.

Roll Call: Ayes: Councilperson Huntsman, Branigan, Roth, Gray, and Bruce
Nays: None

Motion Carried.

Moved by Councilperson Huntsman, seconded by Gray to approve the parade route and give permission to Community Club to use golf carts and ATV's to manage the parade and other events on September 10 for Emerson Days

Roll Call: Ayes: Councilperson Bruce, Huntsman, Branigan, Roth, and Gray
Nays: None

Motion Carried.

Moved by Councilperson Roth, seconded by Huntsman to approve the LED lighting project incentives from MidAmerican Energy with ROI Energy doing the installation for city hall, Library, and Water Plant)

Roll Call: Ayes: Councilperson Branigan, Roth, Gray, Bruce, and Huntsman
Nays: None

Motion Carried.

Moved by Councilperson Huntsman, seconded by Roth to approve Resolution No. 2022-20
RESOLUTION TO RE-INVEST OR OTHER ACTION OF MONIES FROM CD MALVERN BANK MATURING AUGUST 10, 2022 (leave at Malvern Bank for 24 months at 2.25%)

Roll Call: Ayes: Councilperson Gray, Bruce, Huntsman, Branigan, and Roth
Nays: None

Motion Carried.

Moved by Councilperson Roth, seconded by Gray to have City Clerk send a news release for Library Board positions, with the new nomination form to be used.

Roll Call: Ayes: Councilperson Bruce, Huntsman, Branigan, Roth, and Gray
Nays: None

Motion Carried.

Moved by Councilperson Roth, seconded by Branigan to approve JJ's Service to clean and shape runoff ditch on James Street between Manchester Street and King Street for \$1500, not including rip raff or trucking to site)

Roll Call: Ayes: Councilperson Gray, Bruce, Huntsman, Branigan, and Roth
Nays: None

Motion Carried.

Removal need of dead or dangerous trees in the city were discussed. Gray and Franks will figure out 10-12 of the most critical trees and then get bids from RC, Miner, and Green Tree and have on September agenda.

Moved by Councilperson Gray, seconded by Roth to table any action on the new truck steel bed and snowplow until next meeting.

Roll Call: Ayes: Councilperson Bruce, Huntsman, Branigan, Roth, and Gray
Nays: None

Motion Carried.

Moved by Councilperson Gray, seconded by Bruce to propose a cost of \$4,000 for Lot 5 in Westenburg Addition and to have City Attorney start possible sale process.

Roll Call: Ayes: Councilperson Huntsman, Branigan, Roth, Gray, and Bruce
Nays: None

Motion Carried.

The placement of a meter pit at the area of 59494 – 410th Street was discussed.

Moved by Councilperson Roth, seconded by Bruce to table until next meeting, and to return with cost of meter and meter pit.

Roll Call: Ayes: Councilperson Huntsman, Branigan, Roth, Gray, and Bruce
Nays: None

Motion Carried.

Public Works Maintenance Report - a written report was submitted with a couple updates:

- *Park bathroom has been insulated. Water to get hooked up. Will need electricity.

- Received 6 keys

- *Lagoon bugs are working

Mayor's Report was provided in writing with mention that residents need to mow and trim around their homes, outbuildings, and trees, including signs in the right-of-way.

Clerk's report was provided in writing with additional discussion with council:

- *Contracted janitor for city hall and community building will be meeting with Mayor soon to get keys and get started

- *Ask IT about installation of security cameras at park

No attorney report.

Additional items to come before the Council:

- *Have heard from some citizens with concern of the removal of the recycling bin

No discussion or action on the review of the current city ordinances. This will be back on September agenda.

Items for next agenda:

- *truck plow/truck bed

- *water meter and pit

- *tree removals

- *ADA sidewalks

- *truck sale

- *28E Agreement for EMS
- *Public Hearing on sale of property
- *Hay lease
- *Library Board appointments
- *Ordinance for no parking in front of fire station
- *City Code review

Moved by Councilperson Huntsman, seconded by Roth to adjourn the meeting.

Roll Call: Ayes: Councilperson Gray, Bruce, Huntsman, Branigan, and Roth

Nays: None

Motion Carried.

Meeting Adjourned.

Larry Johnson, Mayor

Mary L. Bolton
City Clerk