

REGULAR CALLED CITY COUNCIL MEETING
Tuesday, May 7, 2019 – 5:00 P.M.
Council Chambers – Denison, Iowa

The first regular City Council Meeting of the City of Denison, Iowa was held pursuant to law on the above date and hour; Mayor Beymer, called the meeting to order at 5:00 p.m. with the following members present: CURNYN, GRANZEN, LOESCHEN, MAHRT, OKKER

PLEDGE OF ALLEGIANCE	Mayor Beymer lead the Pledge of Allegiance.
MOTION TO TABLE ITEMS #12 AND #13	Motion Loeschen/Mahrt to table item #12 – appointments to housing board and item #13 – discuss P&Z recommendation on setting boundaries for the Hwy 30 corridor. Ayes: 5 Motion carried.
MOTION TO APPROVE AGENDA	Motion Loeschen/Okker to approve the agenda. Ayes: 5 Motion carried.
DISCUSSION ON INVOICES FROM GILLIAM AND BROWWINICK CONTRACTS	Granzen wanted to discuss the invoices received from the investigator, Gilliam. We have 2 different contracts with BrownWinick – one the council approved and one the mayor signed. Granzen thinks it should be the Mayor’s responsibility to pay the invoices since there was nothing in the original contract council approved about an investigator. Need to get the attorney’s opinion on whether to pay the invoices. Motion Granzen/Mahrt to pull the invoices from Gilliam Law from the bills then then approve the following items on the consent agenda: a) approve and waive the reading of the minutes for 4/16/19; b) approve the bills as presented; c) approve wage increases for Officer Sosa & Officer Romero from non-certified officer at \$1,802.07 biweekly to certified officer at \$2,002.30 biweekly effective Apr. 17, 2019; d) approve tax abatement for Alanna Thelen for 3 yrs on first \$75,000 of improvement. Ayes: 5 Motion carried.
PUBLIC HEARING ON 2019 STREET IMPROVEMENTS	5:00 Public Hearing on 2019 Street Improvements. There were no written or oral objections. Mayor declared the hearing closed.
DEPARTMENT HEAD REPORTS	<u>Nemitz</u> reported Public Works has received a couple of quotes for some undermines on Medical Parkway and N 18 th & 3 rd Ave. N. City met with the hospital about the Medical Parkway issues and worked out an agreement. They have been working on levees and visited with railroad about encroaching on levee. C. Mohr looked at inlets that need cleaned out. A flood gate was ripped off by a chunk of ice. Nemitz is currently maintaining the flood shacks. Advertised for Public Works Maint. Worker II and Flood Control Officer. Approx. half of the items on the list of levee deficiencies from the Army Corp have been taken care of. Nemitz thanked Snowgren for burning the levee banks. The street sweeper is in for regular maintenance. Nemitz has been working on the stop light at 16 th St. & Hwy 30.

Walley reported that the meeting spaces at the Library continued to be used and wanted to remind everyone that they are available nights and Saturdays. She attended a Directors roundtable meeting in Missouri Valley. Thurs. the Library will be hosting the Crawford Co. Library Assoc. On Sat. they will be having Muffins with mom for Mother's Day for all Mothers. Walley wants to encourage council to attend programming at the Library. The Library will be closed on Memorial Day. Registration for the summer reading program will begin Tues. after Memorial Day and the program will run from June 3 through July 31st. Crawford was at Library taking measurements to begin plans for wall repair.

Schaffer reported that on Apr. 19th Romero and Sosa graduated from the academy. Apr. 25th Cardenas completed Army National Guard training. Police Dept. added Amber Koch as a part-time dispatcher. On Apr. 24th there was a railroad accident where a woman was killed crossing the tracks. They held a dept. meeting on Apr. 25th. The officers will have the option to carry Narcan on their duty belts. Plans to move ahead with Sargent promotions and code enforcement position. Manilla Madness bike ride was held on May 4th.

Lechtenberg reported Boulders has 30 new events since the last meeting. Brooke attended the Roger Brooks seminar. She is looking for quotes to repaint exterior metal doors.

Kempfert reported that last weekend the Little Kickers soccer league began, and little league baseball starts tonight. They are working on prepping the outdoor pool. They are set for summer staff and will be opening June 1st, instead of Memorial Day weekend due to staff availability. Morningside shelter was rented this past weekend. There are a few small items left to finish. He has an adult softball meeting tonight.

PUBLIC FORUM

Loeschen echoed what Chief Schaffer said about officers and welcomes the new certified officers.

Rod Bradley – Pleased to see the Gilliam bills finally showed up in tonight's council packet. They had been provided to Rod on Apr. 10th in an open records request and he provided them to council, but there has been no discussion. The newspaper online service only, reported they had spoken to Mayor, Blazek and City Clerk and no one knew why the bills hadn't been submitted to the City Clerk for payment. How did no one know they hadn't been submitted? They were one & two months past due then and now even further past due. No one should receive any bills except city hall, so they don't get lost in the shuffle.

Granzen – Gilliam billed BrownWinick.

PUBLIC FORUM, cont.

Bradley – Total expenses to date are \$96,602.40. He repeated that the City Clerk’s estimate that we would need to amend the budget by \$100,000 for legal fees was pretty doggone close. To put that in perspective, it is nearly \$40,000 more than was spent on the fire prop. Does council know why Gilliam bills were emailed to Mayor and Blazek but never submitted to City Hall on March 19th when they were received?

Granzen – No idea.

Bradley - Has council discussed to request any refund from BrownWinick for work performed without your knowledge or authority? Has council discussed whether to request that Mr. Beymer reimburse any costs associated with this debacle which were done without your knowledge or authority? Is there an update on the RFP for city attorneys?

Granzen – We have received 4 RFP’s. Council wants to interview attorneys in closed session. Koch thinks they can do that under IA Code Section 21.5(1)(i) which is for evaluating the professional competency of an individual whose appointment, hiring, performance is being considered...and that person requests a closed session.

Bradley – If it was such an emergency on April 2nd to enter into closed session to discuss pending litigation, has council taken no action to do so again, especially since the lawsuits have been filed. Council should meet with attorney in closed session. It seemed really, really important to go into closed session on April 2nd, but after it got beat, it didn’t seem so really, really important anymore. Rod doesn’t believe it was really important, but just a smoke screen to try and discuss something else that was important.

Mahrt – Asked Duane Zenk what happened with the radio channel the City voted or didn’t vote to change? Doesn’t remember what council did.

Duane Zenk – The Board of Supervisors organized a board, who met and made recommendations to the supervisors.

Granzen – It is settled now.

Beymer – It isn’t settled.

Granzen – We are now one year behind on the system because of a name.

RESOLUTION #2019-15
APPROVING/ADOPTING PLANS,
SPECS & FORM OF CONTRACT
FOR 2019 STREET
IMPROVEMENTS

Resolution #2019-15 was introduced approving and adopting plans, specs & form of contract for 2019 Street Improvements. Motion Mahrt/Granzen that Resolution #2019-15 is adopted. Ayes: 5 Motion carried.

RESOLUTION #2019-16
AWARDING CONTRACT FOR
2019 STREET IMPROVEMENTS

Resolution #2019-16 was introduced awarding contract for the 2019 Street Improvements to Ten Point Construction. Motion Loeschen/Mahrt that Resolution #2019-16 is adopted. Ayes: 5 Motion carried.

ORDINANCE #1503 AMENDING
CODE TO MOVE HOUSING
BOARD APPOINTMENTS FROM
MAYOR TO COUNCIL AND
ADD ONE BOARD MEMBER
OUTSIDE CITY LIMITS

Ordinance #1503 was introduced amending code of ordinances moving housing board appointments from Mayor to Council and adding that one board member can live outside city limits, within a 2-mile radius. Motion Granzen/Mahrt to waive the 2nd & 3rd readings. Ayes: 5 Motion carried. Motion Curnyn/Granzen that Ordinance #1503 is adopted with the change noted. Ayes: 5 Motion carried.

RESOLUTION #2019-17
SEETTING PUBLIC HEARING
FOR BUDGET AMENDMENT
FOR FY 18-19

Resolution #2019-17 was introduced setting public hearing for budget amendment for FY 18-19. Motion Loeschen/Okker that Resolution #2019-17 is adopted setting the public hearing for the budget amendment for FY 18-19 for May 21, 2019 at 5:00 p.m. Ayes: 5 Motion carried.

DISCUSSION ON PURCHASE
OF POLICE DEPARTMENT
VEHICLE

Discussion was held on the purchase of a police department vehicle. Consensus of the council was that more than one bid was not necessary for the purchase of the pickup and to use the local dealer.

DISCUSSION ON PURCHASE
OF VEHICLE FOR BUILDING
INSPECTOR

Discussion was held on the purchase of a vehicle for the building inspector. Koch reminded council that, as was discussed during the 19-20 budget presentation, this would be an administration vehicle, not police department. Koch explained that this vehicle was being purchased with administration capital improvement funds and that we are looking for permission to begin looking for this vehicle and possibly purchasing it in the FY18-19 budget. This vehicle would be some type of used SUV. There is money remaining in the administration capital improvement fund for FY 18-19. Consensus of the council was to move forward with the purchase using the local dealer and only one bid will be required.

DISCUSSION ON PURCHASE
OF A NEW SERVER FOR
POLICE DEPARTMENT, COST
SHARING WITH SHERIFF'S
OFFICE

Discussion was held on purchase a new server for the police department and cost sharing the purchase with the sheriff's office. This purchase is in the budget for FY 19-20, but there may be funds available in FY 18-19 budget to make the purchase. Consensus of council was that since this would be a cost share purchase, only one bid will be required, and if there is money left in the police department's budget, to go ahead and purchase the server in FY 18-19.

DISCUSSION ON TIMECLOCK SYSTEM

Discussed a timeclock system. Mahrt & Beymer want to use Hubstaff. Deputy Clerk, Sell, said that she understands that there is an app that will have to be downloaded on everyone's personal phone and she thinks that is an invasion of privacy. If the app has some type of GPS tracking, quite frankly, what we do outside of work is none of your business. Granzen said we need to make sure the system is compatible with our accounting system. His whole reason for bringing up timeclocks was to try and make things easier. Discussed what council wants in a timeclock system. After lengthy discussion, consensus of the council was for Koch and Sell look for something that will integrate with our accounting system.

MAYOR REPORT

Beymer reported that he attended the Roger Brook's Summit and there are great things coming.

CITY MANAGER REPORT

Crawford reported that he is getting quotes for gutters and downspouts for the Morningside shelter. He has started plans on the Library wall repair. We need to install a drain at Boulders Conference Center in front of the pro shop door where water is ponding and he is getting quotes. DMU did not participate in the 2019 Street extensions for Kabalka Court & Lass Lane so the city is paying for the sewer portion of the project also.

There being no further business, the meeting was adjourned at 6:30 p.m.

Signed _____
Jared Beymer, Mayor

ATTEST:

Lisa K. Koch, City Clerk