

REGULAR CALLED CITY COUNCIL MEETING
Tuesday, June 6, 2023 – 5:00 P.M.
Council Chambers – Denison, Iowa

The regular council meeting of the City of Denison, Iowa, was held pursuant to law on the above date and hour. Mayor Soseman called the meeting to order with the following members present: Curnyn, Granzen, Logan, Miller. Absent: Garcia

Mayor Soseman led the pledge of allegiance.

Motion by Miller, seconded by Curnyn, to approve the agenda and move items #21, #22, and #24 after #9. Motion carried unanimously.

Motion by Miller, seconded by Logan, to approve the following items on the consent agenda: a) approve and waive the reading of the minutes for 05/16/2023 Regular Council Meeting and 05/17/2023 Special Council Meeting; b) approve the bills as presented; c) approve liquor licenses for: Just One More, El Jimador, Inc ; d) approve tobacco licenses for: Ampride Travel Center, LLC, Beer Thirty, Casey's General Store #2489, D H Pub, LTd, Dollar General #3887, Kimmes Denison Country Store #11, Fareway Stores, Inc #015, Hy-Vee Food Store, Hy-Vee Wine & Spirits, One Stop Shop, Tienda El Mexicano, Wal-Mart #1732; e) approve solid waste hauler license: Denison Disposal Services; f) approve the hire and hourly wage of \$28.36 for Alexander Ehler as a Part-Time Police Officer effective 05/23/2023; g) approve re-appointment of Mike Schrum to the P & Z Board, term expiring 08/2027; and h) approve appointment of Bud Borcharding to the Library Board to replace Barry Bergamo, term expiring 07/2028; approve re-appointment of Jake Segebart to the Parks and Recreation Board, term expiring 05/2028; and approve re-appointment of Kurt Miller and Jill Graeve to the Boulders Commission, term expiring 05/2027. Motion carried unanimously.

Garcia arrived at 5:01 p.m.

Lorena Lopez stated that she has started a newspaper called Denison Free Press. Gordon Wolf and Dan Mundt will be covering community issues in English. She is asking for community support. The paper will be published weekly, free of charge, and funded through paid ads. The first issue will be published on July 6th.

Cardenas, Interim Police Chief, stated the Department calls have increased from last year. Interim Police Chief Flaherty, is encouraging officers to participate in community activities.

Walley, Library Director, stated there are issues with the backdoor and brick repairs needed at the Library.

Kempfert, Parks & Rec Director, thanked everyone for the help preparing the Aquatic Center for summer opening. Ellis would like to close Center Street during Hot Summer Nights for a pickleball event. Council consensus was to allow the street closure pending ordinance review, Borkowski amending the special event permit, and Police Department approval. Kempfert stated his final day of employment will be August 22, 2023.

Martens, Public Works Director, thanked the Fire Department for helping install the gasket at the pool.

Vogt, Street Commissioner, reported that they are working on cutting down trees in the right-of-way.

Snowgren, Fire Chief, stated that the engine will be ready this summer. The department is waiting for the light tower and LED screen to be delivered. The drones have been delivered. Snowgren gave an update on department activities and stated there would be a Law Enforcement Committee item on the next agenda.

Motion by Granzen, seconded by Curnyn, to appoint Anthony S. Trejo as Denison Police Chief and approve the employment contract. Motion carried unanimously.

Mayor Soseman administered the oath of office for Police Chief Trejo.

Garcia inquired if Black Hills and the City had come to an agreement regarding the exemption of the City of Denison, Crawford County, Denison School District, and Denison Municipal Utilities from franchise fees. Lynn Porter with Black Hills stated the entities will be exempt.

Resolution #2023-37 was introduced Approving and Adopting a Revenue Purpose Statement for the Use or Expenditure of Fee Revenues from Natural Gas Franchise. Motion by Garcia, seconded by Logan, to approve Resolution #2023-37. Motion carried unanimously.

Resolution #2023-38 was introduced Dispensing with the Special Election Requirements on the Matter of Granting a Gas Franchise to Black Hills/Iowa Gas Utility Company, LLC, D/B/A Black Hills Energy. Motion by Garcia, seconded by Curnyn, to approve Resolution #2023-38. Motion carried unanimously.

Ordinance # 1567 was introduced Repealing Ordinance 1338 (2008) and Granting Black Hills/Iowa Gas Utility Company LLC d/b/a Black Hills Energy, a Delaware Corporation, its lessees, successors and assigns, a natural gas franchise and the authority to construct, operate, maintain, and extend a natural gas distribution plant and system, and granting the right to use the streets, alleys, and other public places within the present or future corporate limits of the City of Denison, Iowa. Motion by Garcia, seconded by Curnyn, to waive the 2nd and 3rd readings. Motion carried unanimously. Motion by Garcia, seconded by Logan, to adopt Ordinance #1567. Motion carried unanimously.

Flaherty gave an update on the Safe Routes to Schools project. A preconstruction meeting will be scheduled after the contract has been signed. Construction should start in September 2023. Resolution #2023-39 was introduced Approving the Contract and Performance Bond for the 2022 Weiss Family Safe Routes to Schools Trail, Project Number TAP-U-1920(630)—8I-24, Denison, Iowa. Motion by Garcia, seconded by Logan, to approve Resolution #2023-39. Motion carried unanimously.

Resolution #2023-40 was introduced Approving Contract for 2023 Street Improvements-North Main Street from 2nd Ave North to 4th Avenue North. Motion by Miller, seconded by Curnyn, to approve Resolution #2023-40. Motion carried unanimously.

Discussion was held on the 2023 Street Improvements. The contract was higher due to an intersection that needed additional base work. Motion by Miller, seconded by Curnyn, to

approve payment to Ten Point Construction for the 2023 Street Improvements in the amount of \$73,003.64, with the additional funds being paid out of the Street Department project line. Motion carried unanimously.

Motion by Miller, seconded by Logan, to approve the bid proposal to Baldwin Electric in the amount of \$134,520.75 for the City Hall Generator project, with the additional funds being paid out of Local Option Sales Tax. Motion carried unanimously. Council would like City staff to work at other locations or use time off during the scheduled days off without power.

Motion by Granzen, seconded by Logan, to approve the quote from RQP Jetting LLC in the amount of \$8,873.00 for Jetting and Video inspection of the Flood Levee Piping System. Motion carried unanimously.

Motion by Granzen, seconded by Miller, to approve the proposal from Advanced Communication Services in the amount of \$10,600.00 for a fire alarm system for the Fire Training Center area. Motion carried unanimously.

Motion by Miller, seconded by Logan, to approve the agreement with HGM Associates, Inc for Changes in Services-Amendment 2 to Agreed Costs for the Wellness Center Project in the amount of \$1,050,000.00. Motion carried unanimously.

Motion by Miller, seconded by Curnyn, to approve the proposal with Terracon for Geotechnical Engineering Services for the Wellness Center Project in the amount of \$13,250.00. Motion carried unanimously.

Motion by Miller, seconded by Garcia, to approve the City of Denison Handbook & Policy Manual. Motion carried unanimously.

Motion by Curnyn, seconded by Miller, to allow the Mayor to sign the Bridge Replacement Agreement-Donna Reed Road Bridge over the UPRR, FHWA No. 127812. Motion carried unanimously.

Discussion was held on paying out compensatory time for all employees. Flaherty would like all employees comp time to be paid down to 40 hours with a few exceptions. Council would like to proceed with the payouts but would like Department Directors to keep the accrual hours down in the future. Council would also like to pay the Police Officers out for vacation and holiday time due to being short staffed. Motion by Logan, seconded by Miller, to approve the proposed Compensatory, Vacation, and Holiday Payouts. Motion carried unanimously.

Resolution #2023-41 was introduced Updating the Ad-Hoc Parks and Recreation Commission Committee. Motion by Garcia, seconded by Miller, to approve Resolution #2023-41, with the correction of Logan's name change. Motion carried unanimously.

An Ordinance was introduced Amending Fee Schedule. Motion by Garcia, seconded by Miller, to adopt the 2nd reading. Motion carried unanimously.

Soseman reported that she attended two Community Visioning meetings, and the group prioritized projects including trails, intersection improvements, and wayfinding signs. Region XII held an informational meeting regarding the City's down payment assistance grant.

Soseman thanked Eli Snowgren for power washing the Santa house in preparation for the Women in Business Earth Day project. She is attending a Welcoming America meeting, several LULCA meetings, and a EPA Brownfields meeting. Soseman stated HR Green will have a booth at Market on Center Street promoting the EPA Brownfields and the bio cells are completed. She will help the Library Board with landscaping at the Library and will be speaking at Gracewell Governor's award ceremony. She also reminded Council to respond to the CM email.

Flaherty reported that she is working on the WIN paperwork, fiscal year end, and has issues with the ASAP website that allows reimbursement for the EPA Brownfield invoices. She does not believe she will have the reimbursements submitted before the end of the fiscal year.

Snowgren thanked Public Works for their repairs on 6th Street.

Motion by Curnyn, seconded by Granzen, to enter closed session at 5:50 p.m. per IA Code 21.5(1)(i) to evaluate the professional competency of an individual whose appointment, hiring, performance or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session. Motion carried unanimously.

Motion by Miller, seconded by Garcia, to exit closed session at 6:21 p.m., with no action taken. Motion carried unanimously.

There being no other business, the meeting adjourned at 6:22 p.m.

Pamela Soseman, Mayor

ATTEST:

Jodie Flaherty, City Clerk