

REGULAR CALLED CITY COUNCIL MEETING
Tuesday, September 6, 2022 – 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, Garcia, Logan, and Miller. Absent: Granzen (arrived at 5:02 p.m.).

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| PLEDGE OF ALLEGIANCE | Mayor Soseman led the pledge of allegiance. |
| MOTION TO APPROVE AGENDA | Motion by Logan, seconded by Curnyn, to approve the agenda.
Motion carried unanimously. |
| PUBLIC HEARING:
ZONING CHANGES TO
PARCELS OWNED BY
HEALTHY EFFICIENT
HOMES LLC | 5:00 p.m. Public Hearing was held on the Proposed Zoning Changes to Parcels of Land Owned by Healthy Efficient Homes LLC in the City of Denison, Iowa (Lots 3 and 4 of the NW ¼ SW ¼ NE ¼ of Section 2, Township 83 North, Range 39 West of the 5 P.M.). There were no written or oral objections. Soseman declared the public hearing closed. |
| MOTION TO APPROVE
CONSENT AGENDA | 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 the 8/10/2022 Special Council Meeting, 8/16/2022 Second Regular Council Meeting, 8/16/2022 Planning Session, 8/19/2022 Special Council Meeting, and 8/25/2022 Special Council Meeting; b) approve the bills as presented; c) approve the budget reports for 6/2022 and 7/2022; d) approve cash & activity reports for 6/2022 and 7/2022; e) approve payment #4 to Bedrock Gravel, Inc in the amount of \$405,656.51 for the Denison Airport Crosswind Runway Grading Project; f) Motion to approve the biweekly wage of \$1,902.06 for Tabitha Towne effective 9/01/2022; g) Motion to promote Joshua David as Acting Sergeant at a bi-weekly wage of \$2,410.96 effective 7/27/2022; h) approve liquor licenses for Hollywood Bake Shop and Café. Motion carried unanimously.

Granzen arrived at 5:02 p.m. |
| ITEMS COMPLETE FOR
HEALTHY EFFICIENT
HOMES DEVELOPMENT | Evan Blakely inquired if any other items will be needed for the Healthy Efficient Homes development. Soseman stated that passing the ordinance to change the zoning of the parcels and passing the resolution approving the final plat are the last items needed. |
| OATH OF OFFICE FOR PO
CLAUSEN | Mayor Soseman administered the oath of office for Patrol Officer Clausen. |
| BROADWAY & MAIN
STREET SUBGRADE ISSUES | Miller inquired about the intersection at Broadway and Main Street. Martens spoke with the engineers and there are subgrade issues that will need to be addressed. It will be crack sealed this fall requiring the intersection to be closed. |

2-CYCLE GAS USED FOR EQUIPMENT BOILER INSTALLED AND OPERATIONAL	Granzen asked why money is spent on 2-cycle gasoline. Martens stated that it is better gasoline, and the equipment runs better. Garcia inquired about the boiler at the pool. Martens stated that it is installed and operational.
SUNDQUIST ENGINEERING UPDATE	The Sundquist Engineering update was given by Terry Crawford. He stated the City Attorney and Engineer have reviewed the contracts and bonds, and that the documents are in order.
RESOLUTION #2022-48 APPROVING THE CONTACT AND PERMORMANCE BOND FOR 2022 STREET IMPROVEMENTS	Resolution #2022-48 was introduced approving the Contract and Performance Bond for the 2022 Street Improvements-South 11 th Street from 2 nd Avenue South to Broadway, Denison, Iowa. Motion by Granzen, seconded by Curnyn, to approve Resolution #2022-48. Motion carried unanimously.
APPROVED CHANGE ORDER #1 FOR THE 2022 STREET IMPROVEMENTS	Motion by Curnyn, seconded by Miller, to approve Change Order #1 for the 2022 Street Improvements-South 11 th Street from 2 nd Avenue South to Broadway, Denison, Iowa. Motion carried unanimously.
OKTOBERFEST APPROVED	Motion by Logan, seconded by Garcia, to approve the Special Event Permit for Oktoberfest and waive the fees. Motion carried unanimously.
SEPTEMBER SWAP MEET & MOVIE NIGHT APPROVED	Motion by Curnyn, seconded by Garcia, to approve the Special Event Permit for September Swap Meet & Movie Night and waive the fees. Motion carried unanimously.
IN THIS PLANT NO ONE FIGHTS ALONE- MONOGRAM FOODS CANCER BENEFIT	Motion by Granzen, seconded by Logan, to approve the Special Event Permit for In this Plant No One Fights Alone-Monogram Foods Cancer Benefit and waive the fees. Motion carried unanimously.
ADDITION OF PERSONS WITH DISABILITIES PARKING SIGN IN 14 TH STREET PARKING LOT	Discussion was held on adding a Persons with Disabilities Parking sign in 14 th Street Parking lot by Thrifty White Pharmacy. Thirty White is asking for one additional person with disabilities parking space. Council would like the space to be remeasured for van accessibility. Flaherty will contact the City Attorney to draft the ordinance.
APPROVAL OF RASMUSSEN MECHANICAL QUOTE FOR REPAIRS AT AQUATIC CENTER	Motion by Granzen, seconded by Miller, to approve the quote from Rasmussen Mechanical for repairs at the Aquatic Center in the amount of \$7,327.00. Motion carried unanimously.
APPROVAL OF RASMUSSEN MECHANICAL QUOTE FOR REPAIRS AT BOULDERS CONFERENCE CENTER	Motion by Curnyn, seconded by Granzen, to approve the quote from Rasmussen Mechanical for repairs at the Boulders Conference Center in the amount of \$3,561.00. Motion carried unanimously.
ELECTRICAL ISSUES AT AQUATIC CENTER	Martens stated that electrical issues were discovered during the summer events at the Aquatic Center. They will have to turn off the electricity to the entire building while the issues are being addressed.

APPROVE CONTRACT TO OPERATE POIND

Motion by Miller, seconded Logan, to approve the Contract to Operate Pound. Garcia would like the language to be updated the next time the contract is updated. Motion carried unanimously.

CERTIFIED TESTING SERVICES PROPOSAL TABLED

Motion by Curnyn, to approve the Certified Testing Services, Inc Proposal for the North Main Street & Broadway Street Projects. Motion died due to a lack of a second. Garcia and Logan would like to use the competitive bid process. Motion by Garcia, seconded by Miller, to table the item. Motion carried unanimously. Hanson will contact the City Engineer to get quotes.

ROTARY ROADS PRESENTATION

Don Luensmann and Bill Bruce gave a presentation on Rotary Roads. Rotary Roads committee would like to put a trail in Denison. They have been working on the project since 2018 and the engineering study is complete. The committee will be contacting property owners about a potential route. Funding for the project will be from state and federal grants. Hanson found a Connectivity grant and would like to look at a benefit cost analysis. Garcia would like Hanson to look at the route and see if it could benefit both the City and committee. The committee has developed a rough draft and will share it with Council and the public. Their website is rotaryroads.com and it has a survey tool on the site. They are partnering with Iowa National Heritage and this will allow the committee to apply for grants as a 501(c)(3).

DEPARTMENT HEADS, BUILDING INSPECTOR AND CODE ENFORCEMENT CELL PHONES

Discussion was held on cell phones for Department Heads, Building Inspector, and Code Enforcement. Hanson stated the proposed plan would be at a government rate and include pre-emption for the City's account, unlimited data, and phone replacements every two years. Hanson will review the account and see which department directors and employees need to be included in the plan.

POLICE DEPARTMENT AND LIBRARY CAPITAL EQUIPMENT FUNDS HELP WITH AQUATIC CENTER PIPING/INSULATION

Motion by Miller, seconded by Curnyn, to allow the Police Department and Library to use a portion of their Capital Equipment funds to help pay for the Aquatic Center piping/insulation. Motion carried unanimously.

ALLOW MAYOR TO SIGN THE UNDERWRITING ENGAGEMENT LETTER WITH DA DAVIDSON & CO

Motion by Garcia, seconded by Logan, to allow the Mayor to sign the Underwriting Engagement Letter with DA Davidson & Co. Motion carried unanimously.

AMENDMENT #2 FOR HOUSING SET-ASIDE GRANT PROGRAM

Motion by Garcia, seconded by Granzen, to approve Amendment Number 2 for the Housing Set-Aside Grant Program, Contract Number HF2016T, Technical Services with Region XII. Motion carried unanimously.

Motion by Granzen, seconded by Garcia, to approve Amendment Number 2 for the Housing Set-Aside Grant Program, Contract Number HF2016A, Administrative Services with Region XII. Motion carried unanimously.

AMENDMENT #2 FOR
HOUSING SET-ASIDE
GRANT PROGRAM

Resolution #2022-49 was introduced approving the Final Plat for the Replat for Lots 9-16 of the 6th City View Addition to the City of Denison, Iowa. Motion by Granzen, seconded by Curnyn, to approve Resolution #2022-49. Motion carried unanimously.

RESOLUTION #2022-49
FINAL PLAT FOR 6TH CITY
VIEW ADDITION

Resolution #2022-50 was introduced approving the Final Plat for Northwood Fourth Addition Phase 3 to the City of Denison, Iowa. Motion by Granzen, seconded by Logan, to approve Resolution #2022-50. Motion carried unanimously.

RESOLUTION #2022-50
APPROVAL OF FINAL PLAT
FOR NORTHWOOD 4TH
ADDITION PHASE 3

Resolution #2022-51 was introduced relating to the financing of a proposed projects to be undertaken by the City of Denison, Iowa; establishing compliance with reimbursement bond regulations under the Internal Revenue Code. The projects include street, water, sewer, storm water, sidewalk, recreation trails and municipal park improvements. Motion by Granzen, seconded by Curnyn, to approve Resolution #2022-51. Motion carried unanimously.

RESOLUTION #2022-51
FINANCING OF PROPOSED
PROJECTS ESTABLISHING
COMPLIANCE WITH
REIMBURSEMENT BOND
REGULATIONS UNDER THE
IRS

Motion by Garcia, seconded by Logan, to table the Resolution Setting Public Hearing to Dispose of Property. Motion carried unanimously.

TABLED RESOLUTION
SETTING PUBLIC HEARING
TO DISPOSE OF PROPERTY

Discussion was held on amending Ordinance Chapter 4-Municipal Infractions. The current ordinance does not allow the Code Enforcement official to issue citations for municipal infractions. Flaherty will contact the City Attorney to draft the ordinance.

ORDINANCE CHAPTER 4-
MUNICIPAL INFRACTIONS

Ordinance #1550 was introduced Amending Chapter 68, Parking Regulations. Motion by Granzen, seconded by Curnyn, to waive the 2nd and 3rd readings. Motion carried unanimously. Motion by Granzen, seconded by Miller, to adopt Ordinance #1550. Motion carried unanimously.

ORDINANCE #1550
AMENDING CHAPTER 68,
PARKING REGULATIONS

Ordinance #1551 was introduced Amending the Zoning Map of the City of Denison, Iowa by Amending the Zoning Classification of Parcel of Land Owned by Healthy Efficient Homes LLC and Located within the Corporate Limits of the City of Denison, Iowa from AG Agricultural to R1-70 Single-Family Residential District (Low-Density). Motion by Curnyn, seconded by Granzen, to waive the 2nd and 3rd readings. Motion carried unanimously. Motion by Curnyn, seconded by Granzen, to adopt Ordinance #1551. Motion carried unanimously.

ORDINANCE
#1551 AMENDING THE
ZONING OF PARCELS
OWNED BY HEALTHY
EFFICIENT HOMES LLC
FROM AG TO R1-70

Soseman stated the Wellness Committee has received 501(c)(3) status. She would like to schedule a meeting with the handbook committee. Garcia and Logan stated Wednesdays at 4 p.m. will work. The Arbor Committee is going to plant 33 new trees next Tuesday, September 13. The new plants for the uptown planters will be planted this week. She is also attending multiple meetings on behalf of the City.

MAYOR'S REPORT

Hanson stated that only one request for qualifications was received for the EPA Brownfields and it was from HR Green. After the Council accepts the proposal, work could start immediately. Hanson will be attending a housing conference this week.

CITY MANAGER'S REPORT

Granzen would like to give Tabby additional wages for her new job duties. Hanson stated that this must be discussed with a Union representative.

QUESTION ADDITION OF
WAGES FOR EMPLOYEE
GIVEN ADDITIONAL DUTIES

Motion by Garcia, seconded by Granzen, to enter closed session at 6:17 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.

CLOSED SESSION

Motion by Logan, seconded by Miller, to return to open session at 7:51 p.m., with no action taken. Motion carried unanimously.

RETURN TO OPEN SESSION

There being no other business, the meeting adjourned at 7:52 p.m.

Pamela Soseman, Mayor

ATTEST:

Jodie Flaherty, City Clerk