

The Mount Vernon City Council met April 4, 2016 at the Mount Vernon City Hall Council Chambers with the following members present: Roudabush, Wieseler, Christensen and Rose. Absent: Tuerler.

**Call to Order** At 6:32 p.m. Mayor Jamie A. Hampton called the meeting to order.

**Agenda Additions/Agenda Approval** Motion by Christensen, seconded by Rose to approve the agenda. Carried all. Absent: Tuerler.

**Consent Agenda** Approval of City Council Minutes – March 21, 2016 Regular Council Meeting. Motion to approve the agenda made by Wieseler, seconded by Rose. Carried all. Absent: Tuerler.

**Public Hearing** Public Hearing for the Adoption of an Ordinance Prohibiting the Use of Tobacco, Nicotine Products, and Vaporizers. Mayor Hampton declared the Public Hearing open. John Bardsley, representing RC Rail, explained why vaporizers were included in the ordinance saying that kids copy adults. Most kids start smoking when they are teenagers. Close Public Hearing: Mayor Hampton declared the Public Hearing closed.

**Ordinance Approval/Amendment** An Ordinance Adopting Chapter 47.09, Smoking and the Use of Tobacco, Nicotine Products, and Vaporizers Prohibited of the City of Mt. Vernon, Iowa. Approve first reading or waive readings and proceed to final approval. Rose noted that Section 1-1 in the ordinance lists several places that smoking and nicotine products would be prohibited but doesn't seem to cover trails. He said he is specifically wondering about the trail from Elliott's all the way to Nature Park. Nosbisch stated that if Council wants trails included they can be identified in the definition. Rose said that they have talked about sidewalks being a part of the trail system but didn't necessarily think that smoking should be outlawed to anyone walking on a sidewalk. Christensen suggested approving the 1<sup>st</sup> reading as is but then have more conversation; broader examination of trails and the trail system that allows public input. Nosbisch agreed with Christensen adding that even though the actual public hearing has been closed Council can still hear public opinion at the second and third readings. The City of Marion had considerable discussions over this also and it was suggested they look at their ordinance. Motion to approve the first reading of an Ordinance Adopting Chapter 47.09 made by Rose, seconded by Wieseler. 4-0 Roll call vote. First reading passes. Absent: Tuerler.

**Resolutions for Approval** Resolution Approving Membership to the Eastern Iowa Area Safety & Support Organization (E.I.A.S.S.O.) Nosbisch explained that Council has already approved this but when the City tried to join the organization they asked for a resolution versus just an actual motion and minutes. Motion to approve Resolution approving membership to E.I.A.S.S.O. made by Wieseler, seconded by Rose. Carried all. Absent: Tuerler.

#### **Motions for Approval**

Consideration of Claims List – Motion to Approve. Christensen motioned to approve the Claims List, seconded by Rose. Carried all. Absent: Tuerler.

A-1 RENTAL	DAMAGE WAIVER	8.40
ALLIANT IES UTILITIES	ENERGY USAGE-WAT	31.31
ANDREWS, CHRISTIAN	UNIFORMS-PW	144.50
BALICEK, RITA	CLEANING SERVICE-P&A,PD	85.00
BALICHEK, RITA	CLEANING SERVICE-P&A	40.00
BAUER BUILT TIRE	TIRES-PW	1,245.46
BENHART, SHERRIE	CLEANING SERVICE-PD,P&A	85.00
BENHART, SHERRIE	CLEANING SERVICE-P&A	40.00
BROWNELLS INC	RIFLE OPTIC-PD	432.00
BROWNELLS INC	EQUIP-PD	57.28
BSN SPORTS COLLEGIATE PACIFIC	STRIPING PAINT-P&REC	149.75
BUSER, MIKE	IEMSA MEMBERSHIP-EMA	30.00
CARGILL	SNOW SUPPLIES-RUT	5,119.92
CARTRIDGES & MORE	INK-P&REC	84.50
COGRAN SYSTEMS	ONLINE REGISTRATION FEES-P&REC	140.00
CUSTOM HOSE & SUPPLIES INC	SUPPLIES-RUT	104.42
D & D BODY SHOP	VEHICLE MAINT-PD	65.00
DIESEL TURBO SERVICES INC	FILTER-RUT	73.68
DIESEL TURBO SERVICES INC	AIR HOSE REELS-RUT	47.32
ELECTRONIC ENGINEERING CORP	INFORMATION SYSTEMS-PW	319.60
ELECTRONIC ENGINEERING CORP	PAGER SERVICE-EMA	11.95
ELLIOTT'S UPTOWN FITNESS CENTER	RENT-P&REC	560.00
ENVIRONMENTAL RESOURCE ASSOC	LABS-WAT	198.52
GARYS	SUPPLIES-WAT	8.00
GORDON LUMBER COMPANY	BLDG SUPPLIES-P&REC,RUT	118.20
HARBOR FREIGHT TOOLS	TOOLS-WAT	118.71
HAUGE CPA, BRADLEY	PROFESSIONAL SERVICES-P&A	2,240.00
INTERNATIONAL ASSOC OF FIRE CHIEFS	MEMBERSHIP-EMA	125.00
IOWA PRISON INDUSTRIES	SIGNS-RUT	27.01
IOWA SOLUTIONS.COM	DBR BACKUP-ALL DEPTS	330.00
IOWA SOLUTIONS.COM	QRTLY MAINT-ALL DEPTS	150.00
IOWA STATE UNIVERSITY	TRAINING-FD	162.50
JOENA'S SPECIAL NEEDS	UNIFORMS-PD	25.00
JOENA'S SPECIAL NEEDS	UNIFORMS-PD	17.50
KIECKS	UNIFORMS-FD	29.95
L.L. PELLING CO INC	PREMIX-RUT	885.60
LINN CO-OP OIL CO	FUEL-PW	751.95
MARTIN EQUIPMENT	REAR WINDOW-PW	215.28
MENARDS	SUPPLIES-P&REC	23.28
MIDWEST DUCK BLINDS LLC	WALL HANGERS-FD	39.00
MOEL, STEVE	FUEL-PD	35.48
MOUNT VERNON ACE HARDWARE	BLDG MAINT-FD	253.47
MOUNT VERNON, CITY OF	START UP CASH-POOL	100.00
NEAL'S WATER CONDITIONING	WATER/SALT-RUT,P&A	139.76
NOSBISCH, CHRIS	MILEAGE-P&A	112.93
OFFICE EXPRESS	SUPPLIES-ALL DEPTS	191.82
OFFICE OF VEHICLE SERVICES	VEHICLE INSPECTIONS-PD	40.00
P&K MIDWEST INC	WATER PUMP GASKET-WAT	8.68
PAYROLL	CLAIMS	50,870.76
POSTMASTER	UTIL BILL POSTAGE-WAT,SEW,SW	381.23
QCA WATER TREATMENT SERVICES	POLYMER-WAT	941.45
SCHIMBERG COMPANY	FILTER TANK VALVES-WAT	253.14
SELECT SERVICE	PORTABLE RR RENTALS-P&REC	325.00
SIMMONS PERRINE MOYER BERGMAN	LEGAL FEES-P&A	1,530.00
SIMMONS PERRINE MOYER BERGMAN	LEGAL FEES-P&A	270.00

SPEER FINANCIAL INC	FY15 MSRB FILING FEE	360.00
STETSON BUILDING PRODUCTS INC	CAULK GUN-POOL	91.68
TASC	ADMIN FEE-P&A	29.16
TEX SHOEMAKER & SONS	UNIFORMS-PD	129.26
THURN, CHAD	SOCCER REFUND-P&REC	15.00
TREASURER STATE OF IOWA	SALE TAX	3,958.00
US CELLULAR	CELL PHONE-ALL DEPTS	500.54
USA BLUE BOOK	EYEWASH SINK ATTACHMENT-PW	330.32
UTILITY SERVICE INC	WATERTOWER MAINT-WAT	12,449.08
VEENSTRA & KIMM INC	WASTEWATER FACILITY PLAN	2,236.45
VEENSTRA & KIMM INC	2015 STR IMPROVEMENTS GENERAL	1,868.68
VEENSTRA & KIMM INC	MUNICIPAL POOL IMPROVEMENTS	1,827.60
VEENSTRA & KIMM INC	PRAIRIE PARK WTP FILTER REPLACEMENT	1,462.20
VEENSTRA & KIMM INC	CITY ENGINEERING GENERAL	784.00
VEENSTRA & KIMM INC	SIDEWALK REPAIR PROGRAM	700.00
VEENSTRA & KIMM INC	SANITARY SEWER SYSTEM EVAL/PRELIM	200.00
WALKER AG EQUIPMENT	REAR RIM-PW	104.46
WAPSI WASTE SERVICE	GB,RECY,LEAF-SW	22,353.35
	TOTAL	119,194.09

Discussion and Consideration of Pay Application #1 – Portzen Construction, Inc. – Council Action as Needed. Nobsisch stated the pay estimate is for \$353,669.67 plus retainage, leaving \$120,830.33 left on the contract. The basin of the tank that is inside the West WTP building was almost rusted away. The tank had to be lifted out through the roof. This plant treats the Bryant Park well water. Motion to approve Pay Application #1 made by Christensen, seconded by Rose. Carried all. Absent: Tuerler.

Discussion and Consideration of Seeding Material Purchase – 5<sup>th</sup> Avenue Project – Council Action as Needed. Nobsisch said that this is not part of the contract and staff is capable of doing the seeding. Public Works Director Nick Nissen listed the supplies needed with an estimated cost of \$5,792.20. Rose motioned to approve \$5,792.20 for the cost of seeding 5<sup>th</sup> Avenue, seconded by Christensen. Carried all. Absent: Tuerler.

Discussion and Consideration of Reaffirmation of Professional Services Agreement – Sauter Baty Associates, Inc. – Council Action as Needed. Nobsisch explained that this doesn't need to be voted on because it is an on-going contract but because the last invoice submitted was in 2013 he didn't want Sauter Baty to just start working on this project again and submitting invoices without Council being aware. The contract was for \$58,500.00, of which \$21,300.68 has been paid. In the contract there is a base fee of \$6.3 million to build a community center. After meeting with some of the committee members the perimeters were reduced to a version that the City can afford. Nobsisch said that before he authorizes Ed (Sauter) to continue to work on this concept he wanted to make sure Council was still okay with the contract continuing. Roudabush said that he had a problem being charged \$165.00 per hour for conceptual drawings. They don't have anything to do with making architectural drawings or need to be approved by the county; this is something an intern could do. Nobsisch explained the perimeters saying the design of the facility will be based on what the City will receive from LOST monies. Christensen asked what the deliverables have been received so far and will there be an updated time schedule. Nobsisch replied that he has seen a sight plan and preliminary building plans. As for the time schedule Nobsisch said from his prospective it would be four months or less. Mayor Hampton asked for a re-affirmation of the contract. Roudabush asked if this project was bid out to which Mayor Hampton said he did not think it went out for bids. Nobsisch said that design services do not

need to be bid out. Christensen asked if this contract was still valid. Nosbisch said that there hasn't been any physical vote to end the contract although no invoices have been submitted for about two years. When asked for his recommendation Nosbisch said that because of the amount of work that has already been done and the amount of information they have gathered they should proceed. Wieseler said that they owe it to the spirit of the group to get it active again and keep the process moving.

**Reports of Mayor/Council/Administrator**

Council Reports: Rose attended the Municipal Leaders Academy, Part 3 and will submit a report to Council at a later date.

City Administrator's Report: Nosbisch said that he is in the process of paring down the goals and objectives identified by Council and staff. Each one of the goals will have a set list of items staff feels is the way to reach those goals. This will be presented for discussion in May. Work continues re-vamping the CIP. Chief Shannon and Nosbisch attended the Linn County Board of Supervisors meeting. They did not take any action on the dispatch fee increase.

**Adjournment** As there was no further business to attend to the meeting adjourned the time being 7:24 p.m., April 4, 2016.

Respectfully submitted,  
Sue Ripke  
City Clerk