

# City of Mt. Vernon, Iowa

<b>Meeting:</b>	<b>Mt. Vernon City Council Meeting</b>
<b>Place:</b>	<b>Mt. Vernon City Hall, 213 First Street NW, Mt. Vernon, Iowa 52314</b>
<b>Date/Time:</b>	<b>February 4, 2019 – 6:30 PM</b>
<b>Web Page:</b>	<b>www.cityofmtvernon-ia.gov</b>
<b>Posted:</b>	<b>February 1, 2019</b>

<b>Mayor:</b>	Jamie Hampton	<b>City Administrator:</b>	Chris Nosbisch
<b>Mayor Pro-Tem:</b>	Tom Wieseler	<b>City Attorney:</b>	Robert Hatala
<b>Councilperson:</b>	Stephanie West	<b>Assis. Admin/City Clerk:</b>	Sue Ripke
<b>Councilperson:</b>	Scott Rose	<b>Deputy City Clerk:</b>	Marsha Dewell
<b>Councilperson:</b>	Deb Herrmann	<b>Chief of Police:</b>	Doug Shannon
<b>Councilperson:</b>	Eric Roudabush		

## **A. Call to Order**

## **B. Agenda Additions/Agenda Approval**

## **C. Communications:**

1. Unscheduled

If you wish to address the City Council on subjects pertaining to today's meeting agenda, please wait until that item on the agenda is reached. If you wish to address the City Council on an item **not** on the agenda, please approach the microphone and give your name and address for the public record before discussing your item. Each individual will be granted no more than five (5) minutes.

## **D. Consent Agenda**

**Note:** These are routine items and will be enacted by one motion without separate discussion unless a Council Member requests separate consideration.

1. Approval of City Council Minutes – January 21, 2019 Regular Council Meeting
2. Approval of Liquor License – Scorz Bar and Grill

## **E. Public Hearing**

1. None

## **F. Ordinance Approval/Amendment**

1. Ordinance #1-21-2019A: Amending Ordinance #11-19-2018A Vacating and Selling a Portion of a N-S Sixteen Foot Alley Located Adjacent to 824 and 906 Summit Ave, Within the City Limits of Mt. Vernon, Linn County, Iowa
  - i. Motion to approve second reading and proceed to third and final reading (Council can waive the third and final reading after approving the second reading)
2. Ordinance #1-21-2019B: Amending Chapter 27 Housing Commission of the Municipal Code of Mt. Vernon, Iowa
  - i. Motion to approve second reading and proceed to third and final reading (Council can waive the third and final reading after approving the second reading)

## **G. Resolutions for Approval**

1. Resolution #2-4-2019A: Accepting Public Improvement Installation for the Phase 1 Spring Meadow Heights Subdivision
2. Resolution #2-4-2019B: Approving the Certificate of Completion of Public Improvements for Phase 1 of the Spring Meadow Heights Subdivision

**H. Mayoral Proclamation**

1. None

**I. Old Business**

1. Discussion and Consideration of Blower Motor Control Replacement – Wastewater Treatment Facility – Council Action as Needed (tabled 12-17-19)

**J. Motions for Approval**

1. Consideration of Claims List – Motion to Approve
2. Discussion and Consideration of Amended 28E Agreement for Inspection Services with the Linn County Planning and Zoning Department – Council Action as Needed
3. Discussion and Consideration of Change Order #1 – Lester Buresh Family Community Wellness Center Project – Council Action as Needed
4. Discussion and Consideration of Change Order #2 – Lester Buresh Family Community Wellness Center Project – Council Action as Needed
5. Discussion and Consideration of Pay Application #2 – Lester Buresh Family Community Wellness Center – Council Action as Needed
6. Discussion and Consideration of Setting a Public Hearing Date for February 20, 2019 to Consider Budget Amendment #1 for FY 19 – Council Action as Needed
7. Discussion and Consideration of Setting a Public Hearing Date for March 4, 2019 to Consider the City of Mt. Vernon Fiscal Year 2019-2020 Proposed Budget – Council Action as Needed
8. Discussion and Consideration of Traffic Light Improvements at the Intersection of Hwy 1 and 1<sup>st</sup> Street – Council Action as Needed

**K. Reports to be Received/Filed**

1. None

**L. Discussion Items (No Action)**

1. Possible Budget/CIP Communication
  - i. Presentations from Ambulance

**M. Reports of Mayor/Council/Administrator**

1. Mayor's Report
2. Council Reports
3. Committee Reports
4. City Administrator's Report

**N. Adjournment**

Pursuant to §21.4(2) of the Code of Iowa, the City has the right to amend this agenda up until 24 hours before the posted meeting time.

**If anyone with a disability would like to attend the meeting, please call City Hall at 895-8742 to arrange for accommodations.**

## **D. Consent Agenda**

The Mount Vernon City Council met January 21, 2019 at the Mount Vernon City Council Chambers with the following members present: Roudabush, West, Wieseler, Herrmann, and Rose.

**Call to Order.** Mayor Jamie Hampton called the meeting to order at 6:30 p.m.

**Agenda Additions/Agenda Approval.** Motion to approve the Agenda made by Wieseler, seconded by West. Carried all.

**Consent Agenda.** Motion to approve the Consent Agenda made by Wieseler, seconded by West. Carried all.

Approval of City Council Minutes – January 7, 2019 Regular Council Meeting

Approval of Liquor License – Wilkie Liquors

Appoint Mike Buser – EMA

Appoint Mike Buser and Doug Shannon – Linn County E911

Appoint Tom Wieseler – Mayor Pro Tem

Appoint Deb Herrmann and Tom Wieseler – Personnel Committee

Appoint Eric Roudabush and Scott Rose – Safety Committee

Appoint Deb Herrmann and Stephanie West – Finance Committee

Appoint Scott Rose and Eric Roudabush – Infrastructure Committee

Appoint Stephanie West and Deb Herrmann – Economic Development Committee

Appoint Eric Roudabush and Chris Nosbisch – Fire Department Advisory Board

Appoint Tom Wieseler – Liaison to Cole Public Library

Appoint Tom Wieseler – Liaison to Cornell College

Appoint Deb Herrmann - Housing Commission

Appoint Roman Meyers – Parks and Recreation Board

Appoint Doug Shannon, Derek Boren, Lori Lynch and Lisa Cannon - LMAS Board.

### **Public Hearing**

Public Hearing on an Ordinance Amending Ordinance #11-19-2018A Vacating and Selling a Portion of a N-S Sixteen Foot Alley Located Adjacent to 824 and 906 Summit Ave, Within the City Limits of Mt. Vernon, Linn County, Iowa. Mayor Hampton declared the Public Hearing open. Close public hearing – proceed to F. As there were no comments from the public Mayor Hampton closed the Public Hearing.

Public Hearing on an Ordinance Amending Chapter 27 Housing Commission of the Municipal Code of Mt. Vernon, Iowa. Mayor Hampton declared the Public Hearing open. Close public hearing – proceed to F-2. As there were no comments from the public Mayor Hampton closed the Public Hearing.

### **Ordinance Approval/Amendment**

Ordinance #1-21-2019A: Amending Ordinance #11-19-2018A Vacating and Selling a Portion of a N-S Sixteen Foot Alley Located Adjacent to 824 and 906 Summit Ave, Within the City Limits of Mt. Vernon, Linn County, Iowa. City Administrator Chris Nosbisch explained that this ordinance amends Ordinance #11-19-2018A. The new ordinance description changes from a 16' alley to a 25' street ROW. Also, the conditions changed; it is no longer 3 months from the date of publishing. The date will remain the same as the original ordinance (March 28, 2019) in which each side will have until then to exercise their right to purchase their

portion. Motion to approve Ordinance #1-21-2019A with the amendments made by Rose, seconded by Wieseler. Roll call vote. Motion carries.

Ordinance #1-21-2019B: Amending Chapter 27 Housing Commission of the Municipal Code of Mt. Vernon, Iowa. This ordinance changes the membership from nine to seven and the maximum number of non-resident members will be reduced from three to one. Motion to approve the first reading of Ordinance #1-21-2019B was made by Wieseler, seconded by West. Roll call vote. Motion carries.

**Old Business**

Discussion and Consideration of Filing the Mt. Vernon Annexation Policy/Plan – Council Action as Needed (tabled 12-17-19). Tabled at the 12-17-2019 meeting Rose motioned to remove from the table, seconded by Wieseler. Motion carries. Nobsch explained that instead of annexation he would recommend annexation alternative options be utilized such as fringe area agreements or annexation moratoriums. Both options give the City some control over areas outside City limits but don't expose it to expensive infrastructure requirements. Nobsch said that there is no need to annex now but suggested adopting a policy for future reference. Rose motioned to approval of the annexation policy/plan as presented, seconded by Wieseler. Motion carries.

Discussion and Consideration of Pay Application #1 – Lester Buresh Family Community Wellness Center – Council Action as Needed (tabled 1-7-2019). Tabled at the 1-7-2019 meeting West motioned to remove from the table, seconded by Rose. Motion carries. Motion to approve Pay App #1 in the amount of \$279,216.05 made by Herrmann, seconded by Rose. Motion Carries.

**Motions for Approval**

Consideration of Claims List – Motion to Approve. Motion to approve the Claims List made by Rose, seconded by Wieseler. Motion carries.

AAA PEST CONTROL	PEST CONTROL-P&A	30.00
ALEX VOLKOV	MILEAGE-SEW	116.00
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHTS	3,838.68
ALLIANT IES UTILITIES	ENERGY USAGE-WAT	2,983.33
ALLIANT IES UTILITIES	ENERGY USAGE-RUT	1,724.35
ALLIANT IES UTILITIES	ENERGY USAGE-P&A	753.54
ALLIANT IES UTILITIES	ENERGY USAGE-PD,RUT	623.95
ALLIANT IES UTILITIES	ENERGY USAGE-FD	527.52
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHTS	296.91
ALLIANT IES UTILITIES	ENERGY USAGE-P&REC	109.80
ALLIANT IES UTILITIES	ENERGY USAGE-POOL	75.01
ALLIANT IES UTILITIES	ENERGY USAGE-ALL DEPTS	45.02
ALLIANT IES UTILITIES	ENERGY USAGE-SEW	30.88
ALLIANT IES UTILITIES	ENERGY USAGE-SEW	3,885.73
ALLIANT IES UTILITIES	ENERGY USAGE-SEW	853.76
ALLIANT IES UTILITIES	ENERGY USAGE-P&REC	58.47
ALLIANT IES UTILITIES	ENERGY USAGE-EMA	47.21
ALLIANT IES UTILITIES	ENERGY USAGE-ALL DEPTS	40.93
ALLIANT IES UTILITIES	ENERGY USAGE-WAT	32.66
ALLIANT IES UTILITIES	ENERGY USAGE-CEM	21.24
AXON ENTERPRISE INC	25' NON-CONDUCTIVE TRAINING-PD	875.00
BARNYARD SCREEN PRINTER LLC	T-SHIRTS-P&REC	604.00
BRAUN INTERTEC CORP	CONSTRUCTION & MATERIALS TESTING	4,872.50
BRYCE WILSON	TOBACCO COMPLIANCE CHECK-PD	50.00
CANINE TACTICAL LLC	TRAINING/K9	200.00
CENTURY LINK	PHONE CHGS-PD	53.07

CENTURY LINK	PHONE CHGS-FD	70.58
CHRIS NOSBISCH	MILEAGE-P&A	82.94
CR LC SOLID WASTE AGENCY	LEAVES-SW	399.12
DIESEL TURBO SERVICES INC	VEHICLE REPAIRS-RUT	99.25
DOORS INC	DOOR LOCK PLUGS-P&A	261.50
ECICOG	SUB-DIVISION UPDATE-P&A	1,702.00
ELECTRIC PUMP	FLYGT PUMP MAINT-SEW	285.15
FRANCESCA LEE THOMPSON	CLEANING SERVICE-P&A	60.00
FRANCESCA LEE THOMPSON	CLEANING SERVICE-P&A	60.00
FUTURE LINE TRUCK EQUIPMENT	PLOW MOUNT/2019 F250	1,329.90
GALLS INC	UNIFORMS-PD	176.94
GROUP SERVICES INC	INSURANCE-ALL DEPTS	19,929.61
IIMC	ANNUAL MEMBERSHIP-ALL DEPTS	170.00
IIMC	ANNUAL MEMBERSHIP-ALL DEPTS	110.00
IOWA DEPT OF PUBLIC SAFETY	ON LINE WARRANTS-PD	300.00
IOWA SOLUTIONS INC	HEATHER SETUP,SECURITY-ALL DEPTS	2,717.50
IOWA SOLUTIONS INC	COMPUTER MAINT-PD	326.60
IOWA SOLUTIONS INC	COMPUTER MAINT-PD	123.10
JOAN BURGE	CLEANING SERVICE-P&A	60.00
JOAN BURGE	CLEANING SERVICE-P&A	60.00
KIECKS	UNIFORMS-FD	42.47
KIECKS	UNIFORMS-FD	2.47
KIECKS	UNIFORMS-FD	44.47
KIECKS	UNIFORMS-FD	42.47
KIECKS	UNIFORMS-FD	42.47
KONICA MINOLTA BUSINESS SOLUTIONS	MAINTENANCE PLAN/COPIES-ALL DEPTS	245.40
LOU'S GLOVES	GLOVES-SEW	86.00
LYNCH FORD	ANTI-FREEZE/BOOM TRUCK-S/W	94.47
MEDIACOM	PHONE/INTERNET-POOL	172.45
MEDIACOM	PHONE/INTERNET-RUT	170.39
MIDWEST WHEEL CO	TOOL BOX,LED LIGHT-RUT	628.67
MOUNT VERNON BANK & TRUST CO	SAFETY DEPOSIT BOX-P&A	35.00
MOUNT VERNON CAR WASH	CAR WASH-PD	72.00
MOUNT VERNON PHARMACY	FLU SHOT-PD	30.00
MV ACE HARDWARE	SUPPLIES-ALL DEPTS	1,001.22
OPN ARCHITECTS	WELLNESS CENTER-LOST III	7,552.23
PAYROLL	CLAIMS	63,355.46
RACOM CORPORATION	EQUIP REPAIR-PD	107.85
RATHJE CONSTRUCTION	PAVEMENT REPAIR-SEW	1,837.00
S.J. SMITH CO	TOOLS-RUT	45.87
SIMMONS PERRINE MOYER BERGMAN	LEGAL FEES-P&A	3,892.50
STAPLES ADVANTAGE	STAPLES,FOLDERS-P&A	50.36
STATE HYGIENIC LAB	TESTING-SEW	2,273.00
STORM STEEL	SUPPLIES-RUT	37.63
UNITYPOINT CLINIC-OCCUPATIONAL	MEMBERSHIP-ALL DEPTS	40.00
US CELLULAR	CELL PHONE-PD	163.98
USA BLUE BOOK	SUPPLIES-WAT	1,035.48
USA BLUE BOOK	SUPPLIES-SEW	50.95
VERMEER SALES & SERVICE INC	SWITCH/CHIPPER/S/W	140.70
VERMEER SALES & SERVICE INC	KNIFE ASSY-RUT	127.31
WEX BANK	FUEL-PD,WAT,SEW	1,028.97
TOTAL		135,522.99

GENERAL FUND	24,654.14
LOST III COMMUNITY CENTER	12,424.73
PAYROLL	63,355.46
ROAD USE TAX FUND	11,382.85
SEWER FUND	13,627.23
SOLID WASTE	1,397.83
STORM WATER FUND	498.24
WATER FUND	8,182.51
TOTAL	135,522.99

Discussion and Consideration of Amendment #2 to the Professional Services Agreement – OPN Architects – Council Action as Needed. Because the City added a trail for easy walking from the center to the school and green spaces on the NW corner of the building there will be additional design site work. Security and furnishings have been broken out into two additional bid packages. It's expected that the security package will bid out at \$75-\$100K. Staff has asked the design team to take care of specifications so bids are the same. For the additional this increases OPN's contract \$39,000.00 for additional design fees. Rose motioned approval of Amendment #2 to the Professional Services Agreement-OPN Architects, seconded by Wieseler. Motion carries.

Discussion and Consideration of Engine Purchase – Fire Department – Council Action as Needed. Nathan Goodlove, Fire Chief of the MVFD was present to answer Council questions. Chief Goodlove explained that this was actually a FY20 purchase however prices are expected to increase about \$17,000.00 early this summer. By purchasing now (FY19) the Department can maximize a discount of about \$20,257.00. The entire purchase price will be paid from the Fire Department Tax Levy account. Currently the balance in the account is about \$485,000.00. This will create a negative balance until the proceeds from next year's taxes are received. Pierce offered three payment options; pay the entire amount of \$579,259.00 when the unit is picked up or pay \$559,002.00 due at the time of signing a contract and the third option is to pay for the chassis 120 days prior to final inspection with \$278,511.00 due 120 days prior to inspection and remainder amount of \$292,393.00 is due ten days prior to final inspection. The FY19 budget will need to be amended if Council approves. Rose motioned to approve the engine purchase not to exceed the CIP indicated \$600,000.00, seconded by Roudabush. Motion carries.

Discussion and Consideration of Blower Motor Control Replacement – Wastewater Treatment Facility – Council Action as Needed. Staff asked Council to consider approving the cost of a blower motor control. Because more information was asked for and it is not an emergency purchase Nobsch suggested tabling and having Alex Volkov, Water/Waste Water Superintendent submit a memo explaining the purpose. Motion to table the blower and motor replacement made by Rose, seconded by West. Motion carries.

Discussion and Consideration of Rescheduling the February 18, 2019 Council Meeting – Council Action as Needed. Because the 2<sup>nd</sup> Council meeting in February is President's Day and City Hall is closed Staff is asking Council to consider rescheduling the meeting for February 19, 2019. This date did not work for some but February 20, 2019 worked for all. Motion to approve changing the meeting date to February 20, 2019 made by West, seconded by Wieseler. Motion carries.

### **Reports to be Received/Filed**

Mt. Vernon Police Report. Chief Doug Shannon stated that there were 5 reported collisions and 26 incidents in December. Incident reports include found property, possession of drug paraphernalia, burglary, vehicle theft and more. Officer Steve Moel and Monster were deployed four times. Chief Shannon attended the RC Rail meeting and Magical Night committee meeting. Officers worked 8 hours of STEP enforcement.

Per the 28E agreement with Lisbon MVD provided 2,925 minutes of patrol time, 8 service calls and 75 minutes of administrative time.

Mt. Vernon Public Works Report. To date the City has used about 67 tons of salt. City crews have installed updated plumbing to the Bryant Park restroom area. A backup camera, monitor and spreader camera have been installed in the 2006 dump truck. Weed trimmer carry racks were built on the two City gators. Tree trimming has begun in the SE quadrant.

Mt. Vernon Parks and Rec Report. Jake Stanerson, MV Eagle Scout, has completed the shade structure inside the Nancy Doreen Huffman Dog Park. Boys Basketball has started with 5 teams. Youth Wrestling will start January 22, 2019. The Pool Report is now available and can be viewed at City Hall or on the City's website. There were 72 participants at the Holiday Open Gym days. MV P&R along with Jeff Schmatt hosted a free self-defense class. There were 26 participants. MV P&Rec Lego Robotics club took 2<sup>nd</sup> place in robot design at state championships.

### **Discussion Items (No Action)**

#### Possible Budget/CIP Communication

Presentations from Library. Because the library was one of two departments asking for an increase in FY20 Cathy Boggs, Public Library Director, was present to explain the reason for the increase and also answer Council questions. The FY20 support request is for \$97,550.00 which is \$12,550.00 / 14.76% increase from the previous year. Boggs stated that the amount received from Linn County was significantly less than what was anticipated. The increase would be used for regular increases in salaries, support of interlibrary loan and support of the library's primary online system.

Initial budget review – all departments. Because Wapsi Waste has increased their charges the original thought was that the City would have to also increase solid waste charges. It was decided that this could be held off due to the fact that the City will be saving about \$30K when it takes over the leaf program. If this is the case about \$10,000.00 will offset Wapsi's increase. By ordinance Water and Sewer rates increase 3% every year. That is set to sunset June 2019. This will have to be extended in order to cover the \$1.6 million bond for UV disinfection and in a few years, \$1.5 million for nutrient reduction strategies. Nosbisch then reviewed each Department request with Council. Ambulance is asking for a \$4,500.00 increase which is \$1.00 per capita. A representative will attend the next council meeting to explain. Taxes are set to stay at \$12.99.

Demolition Ordinance. Council was given two versions of the Demolition Ordinance; one was from Guy Booth and the other shows changes made by staff. Any ordinance approval will be subject to MVHPC review. All demolitions will need a permit. Roudabush said that any structures MVHPC thinks are historic should be designated now instead of waiting until after a permit is submitted and then designating it as such. The proposed ordinance lists an initial 14 day waiting period. If MVHPC deems it a significant structure there is another 60 waiting period. The potential 74 day waiting period was unacceptable to Roudabush who stated MVHPC is "coming in after the fact". The purpose of the 60 days is to allow for time to apply for a grant for purchasing or moving the structure. Nosbisch suggested that Council submit their viewpoints to him via email for future discussion. No decisions were made.

City Administrator's Report. Staff provided Council with a copy of the FY18 audit. SRF borrowing process will begin soon. Funds will be used for the WWTP improvements. MV League of Women Voters will be hosting City staff on January 22, 2019.

As there was no further business to attend to the meeting adjourned the time being 8:30 p.m., January 21, 2019.

Respectfully submitted,  
Sue Ripke  
City Clerk

**Marsha Dewell**

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**From:** Licensing@IowaABD.com  
**Sent:** Friday, January 25, 2019 1:34 AM  
**To:** Marsha Dewell  
**Cc:** Licensing@IowaABD.com  
**Subject:** Liquor License Submitted to Local Authority

Insurance coverage/bond certification has been completed for the following application(s). The application(s) is awaiting local authority review. After local authority approval, the application will be submitted to the Iowa Alcoholic Beverages Division for review.

<b>License #</b>	<b>License Status</b>	<b>Business Name</b>
LC0036678	Submitted to Local Authority	Scorz Bar & Grill (109 1st Street West Mount Vernon Iowa, 52314)

Please do not respond to this email.

To check the status of your application follow these steps:

1. Click <https://elicensing.iowaabd.com>
2. Log in to your eLicensing account
3. After reading the 'Beginning April 1st' statement, click ok
4. Click the View Completed Applications link to see your status

**NOTICE:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe

## **F. Ordinance Approval/Amendment**

**AGENDA ITEM # F - 1**

**AGENDA INFORMATION  
MT. VERNON CITY COUNCIL COMMUNICATION**

**DATE:** February 4, 2019  
**AGENDA ITEM:** Ordinance #1-21-2019A  
**ACTION:** Motion

**SYNOPSIS:** One minor modification was completed to the legal description as it should say easterly and not westerly. No other communication has been received regarding this ordinance.

**BUDGET ITEM:** N/A

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Motion

**ATTACHMENTS:** Ordinance #1-21-2019A

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 1/31/19

Prepared by: City of Mt. Vernon, City Hall,  
Chris Nosbisch, City Administrator

213 First St. NW, Mt. Vernon, IA 52314  
(319) 895-8742

**ORDINANCE #1-21-2019A**

**AN ORDINANCE AMENDING ORDINANCE #11-19-2018A VACATING AND SELLING A PORTION OF A N-S SIXTEEN FOOT ALLEY LOCATED ADJACENT TO 824 AND 906 SUMMIT AVE, WITHIN THE CITY LIMITS OF MT. VERNON, LINN COUNTY, IOWA**

**BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF MT. VERNON, IOWA:**

**SECTION 1. AMENDMENT.** Ordinance #11-19-2018A, is hereby amended as follows:

**ORDINANCE NO. 11-19-2018A**

AN ORDINANCE VACATING AND SELLING A PORTION OF ~~A THE~~ N-S ~~SIXTEEN FOOT ALLEY TWENTY FIVE FOOT PARK AVE RIGHT OF WAY~~ LOCATED ADJACENT TO 824 AND 906 SUMMIT AVE, WITHIN THE CITY LIMITS OF MT. VERNON, LINN COUNTY, IOWA.

SECTION 1: That portion of public property illustrated in Exhibit "A", and legally described in Exhibit "B" attached hereto and made a part thereof, be hereby vacated.

SECTION 2: The City of Mt. Vernon hereby approves the sale of the property listed in Section 1 and described in Exhibit "B", to the neighboring property owners for \$2.45 a square foot plus \$350 in administrative fees per deed, subject to conditions listed in Exhibit "C", attached hereto and made a part thereof.

SECTION 3: The City Attorney shall prepare deeds based on the legal descriptions in Exhibit "B" and the Mayor is hereby authorized to execute such deeds transferring the ownership of the property contingent upon the conditions listed in Exhibit "C".

SECTION 4: SAVINGS CLAUSE. If any section, provision, sentence, clause, phrase or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any provision, section, subsection, sentence, clause, phrase or part thereof not adjudged invalid or unconstitutional.

SECTION 5: EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

**SECTION 2. AMENDMENT.** Ordinance #11-19-2018A, Exhibit B, Property Description is hereby amended as follows:

"Exhibit B, Property Description"

Beginning at the Northeast corner of Lot 11, Block C of the Boulevard Addition to Mt. Vernon, thence Southerly along the lot line 115 feet to the southeast corner of Lot 11, Block C of the Boulevard Addition to Mt. Vernon, thence ~~westerly~~ <sup>easterly</sup> 16-25 feet to a point 30 feet north of the Southwest corner of Lot 12, Block C of the Boulevard Addition to Mt. Vernon, thence north 115 feet along the lot line to the Northwest corner of Lot 12, Block C of the Boulevard Addition to Mt. Vernon, thence west 46-25 feet the point of beginning.

**SECTION 3. AMENDMENT.** Ordinance #11-19-2018A, Exhibit C, Conditions, is hereby amended as follows:

"Exhibit C, Conditions"

1. Each property owner adjacent to the said alley described within this ordinance shall have the right of first refusal to purchase their portion. Those wishing not to purchase may sign a waiver indicating their desire to not purchase the property.
2. Each property owner will be given ~~three months from the publication of this ordinance until~~ March 28, 2019 to complete the purchase of the property. Failure to complete the purchase ~~in the three-month time frame by~~ March 28, 2019 will allow the neighboring property owner the right to purchase the entire alley right of way.

**SECTION 4. SAVINGS CLAUSE.** If any section, provision, sentence, clause, phrase or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any provision, section, subsection, sentence, clause, phrase or part hereof not adjudged invalid or unconstitutional.

**SECTION 5. EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

Approved and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_.

ATTEST:

\_\_\_\_\_  
Jamie Hampton - Mayor

\_\_\_\_\_  
Sue Ripke – City Clerk

I certify that the foregoing was published as Ordinance #1-21-2019A on the \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_.

\_\_\_\_\_  
Sue Ripke, City Clerk

**AGENDA ITEM # F - 2**

**AGENDA INFORMATION  
MT. VERNON CITY COUNCIL COMMUNICATION**

**DATE:** February 4, 2019

**AGENDA ITEM:** Ordinance #1-21-2019B

**ACTION:** Motion

**SYNOPSIS:** Staff has not received any additional feedback regarding this ordinance.

**BUDGET ITEM:** N/A

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Motion

**ATTACHMENTS:** Ordinance #1-21-2019B

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 1/31/19

Prepared by: City of Mt. Vernon, City Hall,  
Chris Nosbisch, City Administrator

213 First St. NW, Mt. Vernon, IA 52314  
(319) 895-8742

**ORDINANCE #1-21-2019B**

**AN ORDINANCE AMENDING CHAPTER 27 HOUSING COMMISSION OF THE MUNICIPAL CODE OF MT. VERNON, IOWA**

**BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF MT. VERNON, IOWA:**

**SECTION 1. AMENDMENT.** Chapter 27.01 Housing Commission, is hereby amended as follows:

**27.01 HOUSING COMMISSION.** There shall be appointed by the City Council a City Housing Commission, hereinafter referred to as the Commission, consisting of ~~nine (9)~~ seven (7) members, who shall be qualified by knowledge or experience to make recommendations to the City Council in matters pertaining to housing development, housing needs, codes/ordinances, and/or other development needs.

**SECTION 2. AMENDMENT.** Chapter 27.05 Membership is hereby amended as follows:

**27.05 MEMBERSHIP.** It is recognized that a true representation on the membership body may require members residing outside the current city limits. At no time shall the number of non-residents on the commission account for more than ~~three (3)~~ one (1) appointees. The Commission shall ~~attempt to include generally consist of~~ representatives from the following areas: a local bank representative, a citizen at-large representative, City Council representative, Mt. Vernon School representative, CDG Board representative, Planning and Zoning representative, representative from a real estate firm, a representative having controlling interest in development property within two miles of the city limits, and a representative from a development firm. It is recognized that deviations from the above list may be necessary to maintain a qualified Commission. At no time shall the membership consist of more than two representatives of the above listed fields of expertise.

**SECTION 3. SAVINGS CLAUSE.** If any section, provision, sentence, clause, phrase or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any provision, section, subsection, sentence, clause, phrase or part hereof not adjudged invalid or unconstitutional.

**SECTION 4. EFFECTIVE DATE.** This Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

Approved and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_.

ATTEST:

\_\_\_\_\_  
Jamie Hampton - Mayor

\_\_\_\_\_  
Sue Ripke – City Clerk

I certify that the foregoing was published as  
Ordinance #1-21-2019B on the \_\_\_\_\_ day of \_\_\_\_\_, 201\_\_.

\_\_\_\_\_  
Sue Ripke, City Clerk

## **G. Resolutions for Approval**

**AGENDA ITEM # G - 1**

**AGENDA INFORMATION  
MT. VERNON CITY COUNCIL COMMUNICATION**

**DATE:** February 4, 2019  
**AGENDA ITEM:** Resolution – Accepting Public Improvements  
**ACTION:** Motion to Close

**SYNOPSIS:** The final plat is complete and the public improvements have been installed to city specifications. The City engineer has reviewed the submittals for compliance, and all bonds have been submitted to the City.

**BUDGET ITEM:** N/A

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Motion

**ATTACHMENTS:** Resolution #2-4-2019A

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 1/31/19

**RESOLUTION NO. #2-4-2019A**

**RESOLUTION ACCEPTING PUBLIC IMPROVEMENT INSTALLATION FOR  
THE PHASE 1 SPRING MEADOW HEIGHTS SUBDIVISION**

WHEREAS, City Council passed Resolution #8-21-2017B, approving the preliminary plat of Spring Meadow Heights Subdivision and thereby granting permission for the Developer to proceed with the installation of improvements for Spring Meadow Heights (Phase I) to the City of Mt. Vernon, Linn County, Iowa, and

WHEREAS, the City Engineer performed construction observation and determined the improvements including sanitary sewer, storm sewer, water main and street paving to be in conformance to design standards of the City of Mt. Vernon, and

WHEREAS, the Developer has submitted the proper maintenance bonds for the public improvements;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MT. VERNON, IOWA, to accept the public improvements, including sanitary sewer, storm sewer, water main and street paving, for maintenance and operation in the Spring Meadow Heights (Phase I) Subdivision to the City of Mt. Vernon, Linn County, Iowa.

PASSED AND APPROVED this 4<sup>th</sup> day of February, 2019.

\_\_\_\_\_  
Jamie Hampton, Mayor

ATTEST:

\_\_\_\_\_  
Sue Ripke, City Clerk



**VEENSTRA & KIMM, INC.**

860 22nd Avenue - Suite 4 • Coralville, Iowa 52241-1565

319-466-1000 • 319-466-1008(FAX) • 888-241-8001(WATS)

---

January 28, 2019

Chris Nosbisch  
City Administrator  
City of Mount Vernon  
213 First Street West  
Mount Vernon, Iowa 52314

MOUNT VERNON, IOWA  
SPRING MEADOW HEIGHTS FIRST ADDITION  
PROJECT ACCEPTANCE

Veenstra & Kimm, Inc. has completed a review of Spring Meadow Heights First Addition. The on-site review was conducted by the City Engineer, the Developer's Engineer, the City Public Works Director and the City Water/Wastewater Superintendent. During the review, the improvements were visually inspected. The Water Superintendent observed testing and operation of the water system prior to the site review and has copies of passing pressure test and disinfection test results.

Following the site review, a punch list was generated for items that required additional work. The punch list items have been completed and reviewed by the Public Works Director and City Engineer. We find that the public improvements have been constructed in general accordance with the plans and specifications prepared for the subdivision and comply with City standards.

We recommend acceptance of the public improvements constructed as part of Spring Meadow Heights First Addition in accordance with the terms of the Subdivision Agreement.

Should you have any questions or comments, please contact us at 319-466-1000.

VEENSTRA & KIMM, INC.

A blue ink signature of Dave Schechinger, P.E., written in a cursive style.

Dave Schechinger, P.E.

Notification of Completion and Acceptance by City

## 1. Notification

Upon substantial completion of all required improvements, the developer shall notify the City in writing, as well as submitting a certification from a registered Professional Engineer, attesting to the adequacy of the installation. Such certifications shall include:

(a) A Form of Resolution prepared by the Developer's attorney for approval and adoption by the City Council accepting dedication of specified public improvements on behalf of the City.

(b) A Letter of Certification from the Developer's Licensed Professional Engineer, who prepared the plans and specifications for the public improvements, stating the engineer observed the construction of the public improvements, has supervised and reviewed all test results, and believes that all public improvements have been constructed in substantial conformance with such plans and specifications.

(c) A Letter of Acceptance from the City Engineer stating that the City Engineer has inspected all public improvements at the request of and in the presence of the Developer and Developer's Engineer and/or Contractor;. The Letter of Acceptance shall state: 1) all improvements have been visually inspected, 2) all improvements have been operated, 3) training from a factory representative and/or appropriate operating documentation has been received, and 4) all improvements are completed and finished to City standards. This Letter of Acceptance shall not in any way relieve the Developer of warranty requirements set forth in Section 166.15.

(d) Sanitary Sewers Certification Submittals, including:

- Successful infiltration/exfiltration or air pressure test on gravity sewers noted in certification letter.
- Successful high-pressure test on force main noted in certification letter. N/A
- Successful trench compaction results noted in certification letter.
- Mandrel testing of flexible sewer pipe materials noted in certification letter.
- As-built record drawings of sewer system.
- Three-year maintenance bond.

(e) Water Main Certification Submittals

- Successful high-pressure test on mains (AWWA C-600) noted in certification letter.
- Successful leakage test results noted in certification letter.
- Successful trench compaction results noted in certification letter.

MAINTENANCE BOND

Bond No. 2281099

KNOW ALL MEN BY THESE PRESENTS:

That, E & F Paving Company, LLC of Cedar Rapids, Iowa  
as Principal, and the North American Specialty Insurance Company as Surety,  
are held and firmly bound unto City of Mount Vernon, IA in the  
penal sum of Two Hundred Two Thousand Four Hundred Fifteen And No/100 (\$ \$202,415.00 )

Dollars, lawful money of the United States of America, for the payment of which, well and truly to be made,  
the Principal and Surety bind themselves, their and each of their heirs, executors, administrators, successors  
and assigns, jointly and severally, firmly by these presents.

Whereas, the said Principal entered into a certain contract, with Midwest Development Co.

To furnish all the material and labor necessary for the construction of  
6,096.7 SY 7" PCC Pavement In connection with Spring Meadow Heights 1st Addition

in Mount Vernon, Iowa In conformity with certain specifications; and

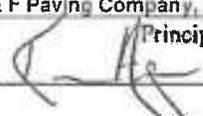
Whereas, a further condition of said contract is that the said Principal should furnish a bond in  
indemnity, guaranteeing to remedy any defects in workmanship or materials that may develop in  
said work within a period of Three (3) years from the date of acceptance of the work  
under said contract; and

Whereas, the said North American Specialty Insurance Company for a valuable consideration,  
has agreed to join with said Principal in such bond or guarantee, indemnifying said  
City of Mount Vernon, IA

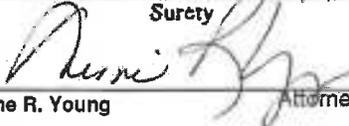
Now, therefore, the condition of this obligation is such, that if the said Principal shall, at his own cost  
and expense, remedy any and all defects that may develop in said work within the period  
of Three (3) years from the date of acceptance of the work under said contract, by  
reason of bad workmanship or poor material used in the construction of said work, and shall keep all work  
in continuous good repair during said period, and shall in all other respects, comply with all the terms and  
conditions of said contract with respect to maintenance and repair of said work, then this obligation to be  
null and void; otherwise to be and remain in full force and virtue in law.

In Witness whereof, we have herunto set our hands and seals this 4th  
day of January, 2019

E & F Paving Company, LLC  
Principal

By: 

North American Specialty Insurance Company  
Surety

By:   
Dione R. Young Attorney-in-Fact

SWISS RE CORPORATE SOLUTIONS

NORTH AMERICAN SPECIALTY INSURANCE COMPANY
WASHINGTON INTERNATIONAL INSURANCE COMPANY
WESTPORT INSURANCE CORPORATION

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, THAT North American Specialty Insurance Company, a corporation duly organized and existing under laws of the State of New Hampshire, and having its principal office in the City of Overland Park, Kansas and Washington International Insurance Company a corporation organized and existing under the laws of the State of New Hampshire and having its principal office in the City of Overland Park, Kansas, and Westport Insurance Corporation, organized under the laws of the State of Missouri, and having its principal office in the City of Overland Park, Kansas each does hereby make, constitute and appoint:

JAY D. FREIERMUTH, CRAIG E. HANSEN, BRIAN M. DEIMERLY, SHIRLEY S. BARTENHAGEN, CINDY BENNETT, ANNE CROWNER,
TIM McCULLOH,, STACY VENN, DIONE R. YOUNG, and WENDY ANN CASEY JOINTLY OR SEVERALLY

Its true and lawful Attorney(s)-in-Fact, to make, execute, seal and deliver, for and on its behalf and as its act and deed, bonds or other writings obligatory in the nature of a bond on behalf of each of said Companies, as surety, on contracts of suretyship as are or may be required or permitted by law, regulation, contract or otherwise, provided that no bond or undertaking or contract or suretyship executed under this authority shall exceed the amount of: ONE HUNDRED TWENTY FIVE MILLION (\$125,000,000.00) DOLLARS

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Boards of Directors of North American Specialty Insurance Company and Washington International Insurance Company at meetings duly called and held on March 24, 2000 and Westport Insurance Corporation by written consent of its Executive Committee dated July 18, 2011.

RESOLVED, that any two of the President, any Senior Vice President, any Vice President, any Assistant Vice President, the Secretary or any Assistant Secretary be, and each or any of them hereby is authorized to execute a Power of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of the Company bonds, undertakings and all contracts of surety, and that each or any of them hereby is authorized to attest to the execution of any such Power of Attorney and to attach therein the seal of the Company; and it is

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be binding upon the Company when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached.



By Steven P. Anderson, Senior Vice President of Washington International Insurance Company & Senior Vice President of North American Specialty Insurance Company & Senior Vice President of Westport Insurance Corporation

By Mike A. Ito, Senior Vice President of Washington International Insurance Company & Senior Vice President of North American Specialty Insurance Company & Senior Vice President of Westport Insurance Corporation



IN WITNESS WHEREOF, North American Specialty Insurance Company, Washington International Insurance Company and Westport Insurance Corporation have caused their official seals to be hereunto affixed, and these presents to be signed by their authorized officers this 3rd day of November, 2017.

North American Specialty Insurance Company
Washington International Insurance Company
Westport Insurance Corporation

State of Illinois
County of Cook ss:

On this 3rd day of November, 2017, before me, a Notary Public personally appeared Steven P. Anderson, Senior Vice President of

Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company and Senior Vice President of Westport Insurance Corporation and Michael A. Ito, Senior Vice President of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company and Senior Vice President of Westport Insurance Corporation, personally known to me, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as officers of and acknowledged said instrument to be the voluntary act and deed of their respective companies.



M. Kenny, Notary Public

I, Jeffrey Goldberg, the duly elected Vice President and Assistant Secretary of North American Specialty Insurance Company, Washington International Insurance Company and Westport Insurance Corporation do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney given by said North American Specialty Insurance Company, Washington International Insurance Company and Westport Insurance Corporation which is still in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 4th day of January, 2019.

MAINTENANCE BOND

Bond No. 54224581

KNOW ALL MEN BY THESE PRESENTS:

That, Rathje Construction Co. of Marion, Iowa as Principal, and the United Fire & Casualty Company as Surety, are held and firmly bound unto City of Mount Vernon, Iowa in the penal sum of Ninety-six Thousand Seven Hundred Thirty-eight And No/100 (\$ 996,738.00 )

Dollars, lawful money of the United States of America, for the payment of which, well and truly to be made, the Principal and Surety bind themselves, their and each of their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Whereas, the said Principal entered into a certain contract, with Midwest Development Co.

To furnish all the material and labor necessary for the construction of Water Main in connection with Spring Meadow Heights 1st Addition, Mount Vernon, Iowa

in Mount Vernon, Iowa in conformity with certain specifications; and

Whereas, a further condition of said contract is that the said Principal should furnish a bond in indemnity, guaranteeing to remedy any defects in workmanship or materials that may develop in said work within a period of three (3) years from the date of acceptance of the work under said contract; and

Whereas, the said United Fire & Casualty Company for a valuable consideration, has agreed to join with said Principal in such bond or guarantee, indemnifying said City of Mount Vernon, Iowa

Now, therefore, the condition of this obligation is such, that if the said Principal shall, at his own cost and expense, remedy any and all defects that may develop in said work within the period of three (3) years from the date of acceptance of the work under said contract, by reason of bad workmanship or poor material used in the construction of said work, and shall keep all work in continuous good repair during said period, and shall in all other respects, comply with all the terms and conditions of said contract with respect to maintenance and repair of said work, then this obligation to be null and void; otherwise to be and remain in full force and virtue in law.

In Witness whereof, we have herunto set our hands and seals this 9th day of January, 2019

Rathje Construction Co. Principal By: [Signature]

United Fire & Casualty Company Surety

By: [Signature] Dione R. Young Attorney-in-Fact

MAINTENANCE BOND

Bond No. 54224582

KNOW ALL MEN BY THESE PRESENTS:

That, Rathje Construction Co. of Marion, Iowa as Principal, and the United Fire & Casualty Company as Surety, are held and firmly bound unto City of Mount Vernon, Iowa in the

penal sum of One Hundred Seventy Thousand Nine Hundred Thirty-five And 50/100 (\$ 170,935.50 )

Dollars, lawful money of the United States of America, for the payment of which, well and truly to be made, the Principal and Surety bind themselves, their and each of their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Whereas, the said Principal entered into a certain contract, with Midwest Development Co.

To furnish all the material and labor necessary for the construction of

Sanitary Sewer In connection with Spring Meadow Heights 1st Addition, Mount Vernon, Iowa

in Mount Vernon, Iowa In conformity with certain specifications; and

Whereas, a further condition of said contract is that the said Principal should furnish a bond in indemnity, guaranteeing to remedy any defects in workmanship or materials that may develop in said work within a period of three (3) years from the date of acceptance of the work under said contract; and

Whereas, the said United Fire & Casualty Company for a valuable consideration, has agreed to join with said Principal in such bond or guarantee, indemnifying said City of Mount Vernon, Iowa

Now, therefore, the condition of this obligation is such, that if the said Principal shall, at his own cost and expense, remedy any and all defects that may develop in said work within the period of three (3) years from the date of acceptance of the work under said contract, by reason of bad workmanship or poor material used in the construction of said work, and shall keep all work in continuous good repair during said period, and shall in all other respects, comply with all the terms and conditions of said contract with respect to maintenance and repair of said work, then this obligation to be null and void; otherwise to be and remain in full force and virtue in law.

In Witness whereof, we have herunto set our hands and seals this 9th day of January, 2019

Rathje Construction Co. Principal By: Mary L. Rathje, Sec

United Fire & Casualty Company Surety By: Dione R. Young Attorney-in-Fact

MAINTENANCE BOND

Bond No. 54224580

KNOW ALL MEN BY THESE PRESENTS:

That, Rathje Construction Co. of Marion, Iowa as Principal, and the United Fire & Casualty Company as Surety, are held and firmly bound unto City of Mount Vernon, Iowa in the penal sum of Two Hundred Sixty-seven Thousand Four Hundred Sixty And No/100 (\$ 267,460.00 )

Dollars, lawful money of the United States of America, for the payment of which, well and truly to be made, the Principal and Surety bind themselves, their and each of their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Whereas, the said Principal entered into a certain contract, with Midwest Development Co.

To furnish all the material and labor necessary for the construction of Storm Sewer in connection with Spring Meadow Heights 1st Addition, Mount Vernon, Iowa

in Mount Vernon, Iowa in conformity with certain specifications; and

Whereas, a further condition of said contract is that the said Principal should furnish a bond in indemnity, guaranteeing to remedy any defects in workmanship or materials that may develop in said work within a period of three (3) years from the date of acceptance of the work under said contract; and

Whereas, the said United Fire & Casualty Company for a valuable consideration, has agreed to join with said Principal in such bond or guarantee, indemnifying said City of Mount Vernon, Iowa

Now, therefore, the condition of this obligation is such, that if the said Principal shall, at his own cost and expense, remedy any and all defects that may develop in said work within the period of three (3) years from the date of acceptance of the work under said contract, by reason of bad workmanship or poor material used in the construction of said work, and shall keep all work in continuous good repair during said period, and shall in all other respects, comply with all the terms and conditions of said contract with respect to maintenance and repair of said work, then this obligation to be null and void; otherwise to be and remain in full force and virtue in law.

In Witness whereof, we have hereunto set our hands and seals this 9th day of January, 2019

Rathje Construction Co. Principal By: Mary A. Rathje, Sec

United Fire & Casualty Company Surety By: Dione R. Young Attorney-In-Fact

**AGENDA ITEM # G - 2**

**AGENDA INFORMATION  
MT. VERNON CITY COUNCIL COMMUNICATION**

<b>DATE:</b>	February 4, 2019
<b>AGENDA ITEM:</b>	Resolution - Certificate of Completion
<b>ACTION:</b>	Motion to Close

**SYNOPSIS:** A certificate of completion is required as a part of the overall development agreement. Skogman is certifying all covenants and restrictions were followed during the construction of the phase 1 improvements. The previous resolution accepts the improvements for city maintenance.

**BUDGET ITEM:** N/A

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Motion

**ATTACHMENTS:** Resolution #2-4-2019B

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 1/31/19

**RESOLUTION NO. #2-4-2019B**

**RESOLUTION APPROVING THE CERTIFICATE OF COMPLETION OF  
PUBLIC IMPROVMENTS FOR PHASE 1 OF THE SPRING MEADOW  
HEIGHTS SUBDIVISION**

WHEREAS, the City of Mount Vernon, Iowa (the "City") and Midwest Development Co., an Iowa corporation (the "Developer"), did on or about the 21<sup>st</sup> day of February, 2018, make, execute, and deliver, each to the other, an Agreement for Private Development (the "Agreement"), wherein and whereby the Developer agreed, in accordance with the terms of the Agreement, to develop and maintain certain real property located within the City (the "Development Property," as described therein); and

WHEREAS, the Agreement incorporated and contained certain covenants and restrictions with respect to the development of the Development Property and obligated the Developer to construct certain Phase 1 Public Improvements (as defined therein) in accordance with the Agreement on a portion of the Development Property more particularly described as follows:

PART OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER AND PART OF THE NORTH NINE AND A HALF ACRES OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER BOTH IN SECTION 10, TOWNSHIP 82 NORTH, RANGE 5 WEST OF THE 5TH PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 3, WOLFE-MARTIN SECOND ADDITION TO MOUNT VERNON, IOWA AS RECORDED IN BOOK 4027, PAGE 378 IN THE OFFICE OF THE LINN COUNTY, IOWA RECORDER; THENCE N0°51'22"W 1184.67 FEET ALONG THE EAST LINE OF SAID WOLFE-MARTIN SECOND ADDITION AND THE EAST LINE OF WOLFE-MARTIN FIRST ADDITION TO MOUNT VERNON, IOWA AS RECORDED IN BOOK 3753, PAGE 277 IN THE OFFICE OF THE LINN COUNTY, IOWA RECORDER AND THE EAST LINE OF HOBBIE FIRST ADDITION TO MOUNT VERNON, LINN COUNTY, IOWA AS RECORDED IN BOOK 3820, PAGE 610 IN THE OFFICE OF THE LINN COUNTY, IOWA RECORDER AND THE EAST LINE OF HOBBIE SECOND ADDITION TO THE CITY OF MOUNT VERNON, LINN COUNTY, IOWA AS RECORDED IN BOOK 4436, PAGES 508-518 IN THE OFFICE OF THE LINN COUNTY, IOWA RECORDER TO THE NORTHEAST CORNER OF SAID HOBBIE SECOND ADDITION AND THE SOUTH LINE OF PARCEL A, PLAT OF SURVEY NO. 591 AS RECORDED IN BOOK 3908, PAGE 662 IN THE OFFICE OF THE LINN COUNTY, IOWA RECORDER; THENCE N88°17'35"E 486.51 FEET ALONG SAID SOUTH LINE; THENCE

S1°58'43"E 144.10 FEET; THENCE N88°01'17"E 0.22 FEET; THENCE S1°58'43"E 195.00 FEET; THENCE S88°01'17"W 2.31 FEET; THENCE S1°58'43"E 140.00 FEET; THENCE N88°01'17"E 14.81 FEET; THENCE S1°58'43"E 348.00 FEET; THENCE S88°01'17"W 30.00 FEET; THENCE S1°58'43"E 205.00 FEET; THENCE S88°01'17"W 8.11 FEET; THENCE S1°58'43"E 151.90 FEET TO THE NORTH LINE OF CANDLESTICK, PART FOUR, MOUNT VERNON, LINN COUNTY, IOWA AS RECORDED IN BOOK 1949, PAGE 447 IN THE OFFICE OF THE LINN COUNTY, IOWA RECORDER; THENCE S88°12'19"W 64.91 FEET ALONG SAID NORTH LINE TO THE NORTHEAST CORNER OF WOLFE-MARTIN THIRD ADDITION TO MOUNT VERNON, IOWA AS RECORDED IN 4318, PAGE 24 IN THE OFFICE OF THE LINN COUNTY, IOWA RECORDER; THENCE S88°14'51"W 419.41 FEET ALONG THE NORTH LINE OF SAID WOLFE-MARTIN THIRD ADDITION TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 586,698 SQ.FT., 13.47 ACRES, SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.

and

WHEREAS, the Developer has to the present date performed said covenants and conditions insofar as they relate to the construction of said Phase 1 Public Improvements in a manner deemed by the City to be in conformance with the approved building plans to permit the execution and recording of this certification.

NOW, THEREFORE, pursuant to Section 3.4 of the Agreement, this is to certify that all covenants and conditions of the Agreement with respect to the obligations of the Developer, and its successors and assigns, to construct the Phase 1 Public Improvements on the Development Property have been completed and performed by the Developer and are hereby released absolutely and forever terminated insofar as they apply to the property described herein. The County Recorder of Linn County is hereby authorized to accept for recording and to record the filing of this instrument, to be a conclusive determination of the satisfactory termination of the covenants and conditions of said Agreement with respect to the construction of the Phase 1 Public Improvements on the Development Property.

PASSED AND APPROVED this 4<sup>th</sup> day of February, 2019.

\_\_\_\_\_  
Jamie Hampton, Mayor

ATTEST:

\_\_\_\_\_  
Sue Ripke, City Clerk

**EXHIBIT E**  
**DEVELOPER CERTIFICATION OF QUALIFIED COSTS AND EXPENSES**  
**FOR PUBLIC IMPROVEMENTS**

Midwest Development Co. (the "Developer") certifies that the expenses shown on the table below were/are the actual expenses incurred by the Developer for the Phase **One** Public Improvements that are the subject of a Development Agreement entered into the \_\_\_\_ day of February, 2018, between the City of Mount Vernon, Iowa and the Developer (the "Agreement"). The Developer certifies that no expenses claimed or shown on this table relate to personal or unallowable expenses.

In the event of an overpayment by the City for expenses not actually incurred, or if payment was received from another source for any portion of the expenses claimed, the Developer assumes responsibility for repaying the City in full for those expenses.

<b>Certified Costs of Public Improvements for Phase <u>One</u></b>							
<b>Project Cost Category</b>	<b>Engineering, Plans, Specifications</b>	<b>Construction Costs</b>	<b>Legal Costs</b>	<b>Drainage, Landscaping, Grading</b>	<b>Cost for acquisition of land within the ROW</b>	<b>Interest during construction and for not more than six months thereafter</b>	<b>Misc</b>
Storm Sewer Extension (Elliot Park)		\$65,000					
Storm Sewer Extension (Candlestick Dr)		\$50,000					
Upgrade Storm Water Detention		\$96,000					
Design/ Platting and administration for off-site infrastructure or grading improvements	\$24,700						
<b>Total Cost per category</b>	<b>\$24,700</b>	<b>\$211,000</b>					

**Total Amount = \$235,700 for Phase 1**

**Attached invoices:**

- Exhibit E1: Invoice from Contractor showing expense for Storm Sewer Extension (Elliot Park)
- Exhibit E2: Invoice from Contractor showing expense for Storm Sewer Extension (Candlestick Dr)
- Exhibit E3: Invoice from Engineer showing expense for design work for off-site infrastructure and drainage improvements

# INVOICE

Exhibit E1



# RATHJE

CONSTRUCTION CO.

**Sold to:** Midwest Development

Attn: Kyle Skogman

411 1st Avenue SE, Ste. 410

Cedar Rapids, IA 52401

305 44<sup>th</sup> Street • P.O. Box 408 • Marion, IA 52302 • Office (319)377-3179 • Fax (319)377-3827

Terms: Net 30 days from invoice date

**Job Address:** Spring Meadows 1st Addition

Date of Invoice: 12/31/18

Invoice # 12570

	Quantity	Unit		Price	Amount
			Storm sewer improvements including grading & surface restoration		
12/31	1.00	LS		\$65,000.00	\$65,000.00

**Total. \$65,000.00**

1.5% PER MONTH (18% PER ANNUM) LATE PAYMENT CHARGE WILL BE ADDED TO ACCOUNTS 30 DAYS PAST DUE

STATEMENT

Exhibit E2



**RATHJE**  
**CONSTRUCTION CO.**  
 P.O. BOX 408 MARION, IA 52302

SOLD TO: MIDWEST DEVELOPMENT COMPANY  
 ATTN: KYLE SKOGMAN  
 411 1ST AVENUE SE, STE. 410  
 CEDAR RAPIDS, IA 52401

Phone: (319) 377-3179  
 Fax: (319) 377-3827  
 Website: www.rathjeconstruction.com

JOB ADDRESS: SPRING MEADOW HEIGHT

0000

TERMS:  
 NET 30 DAYS FROM  
 STATEMENT DATE  
 TO ASSURE PROPER CREDIT  
 WRITE ACCT. NUMBER ON CHECK

*Reviewed & scanned  
 9/25/18  
 LMH*

*see page 2 of 2 for pro-rated  
 schedule for Addition*

ACCT. NUMBER: 01-MIQ059

DATE OF STATEMENT: 07/27/2018

STATEMENT NO.: 19541

CODE	QUANTITY	UNITS	DESCRIPTION	PRICE	AMOUNT
TN			07/26/2018 CONSTRUCTION ENTRANCE		3,777.98
LF			07/26/2018 SILT FENCE INSTALLED		1,012.00
LF			07/26/2018 8" PVC SANITARY SEWER		79,285.50
EA			07/26/2018 SANITARY MANHOLES		36,300.00
EA			07/26/2018 4" SEWER SERVICES		55,350.00
LF			07/26/2018 8" PVC WATER MAIN		41,933.00
EA			07/26/2018 8" GATE VALVE		8,470.00
EA			07/26/2018 FIRE HYDRANT ASSEMBLY		14,175.00
EA			07/26/2018 BLOW OFF ASSEMBLY		1,260.00
EA			07/26/2018 1" WATER SERVICE		44,100.00
LF			07/26/2018 12" STORM SEWER (P-102)		2,976.00
LF			07/26/2018 15" STORM SEWER		18,573.00
LF			07/26/2018 18" STORM SEWER		53,550.00
LF			07/26/2018 24" STORM SEWER		33,800.00
LF			07/26/2018 24" STORM SEWER OFF SITE		34,164.00
LF			07/26/2018 30" STORM SEWER		4,293.00
LF			07/26/2018 36" STORM SEWER		9,328.00
EA			07/26/2018 SW 507 INTAKE		2,900.00
EA			07/26/2018 SW 509 INTAKE		21,600.00
EA			07/26/2018 STORM MANHOLE-NYLOPLAST		18,800.00
EA			07/26/2018 OUTLET STRUCTURE		7,050.00
EA			07/26/2018 15"-24" FLARED ENDS		6,300.00
EA			07/26/2018 30"-36" FLARED ENDS		14,250.00
EA			07/26/2018 6" SUBDRAIN TILE		39,876.00
EA			07/26/2018 4" SUMP PUMP LINES		8,525.00
SY			07/26/2018 SUBGRADE PREPARATION		10,500.00
TH			07/26/2018 6" GRANULAR SUBBASE		56,287.70
TH			07/26/2018 GRANULAR SUBBASE		1,007,753.50
AC			07/26/2018 EROSION CONTROL SEEDING		.00
SY			07/26/2018 REM/REPLACE STREET PATCH		11,220.00
LS			07/26/2018 TRAFFIC CONTROL		500.00
TN			07/26/2018 RIP RAP INSTALLED		2,007.00
LS			07/26/2018 TREE REMOVAL & DISPOSAL		2,300.00
LS			07/26/2018 WATERMAIN LOOP		3,850.00
LS			07/26/2018 COMPACTION TESTING		6,802.00
LS	1.00		07/26/2018 GRADE/SEED SWALE-CANDLE		2,980.00
TOTAL DUE					758,848.68

*2 @ \$2350 = 4700*

*Candlestick Storm Sewer #55,864*

1 1/2 % PER MONTH (18% PER ANNUM) LATE PAYMENT CHARGE WILL BE ADDED TO ACCOUNTS 30 DAYS PAST DUE

# Hall & Hall Engineers, Inc.

1860 Boyson Rd.

Hiawatha, IA 52233-

Tel: 319-362-9548 Fax: 319-362-7595

info@halleng.com

## Time & Expense Summary by Project

Printed on: 1/10/2019

Page 1 of 1

Project ID	Project Name	Hours \ Units	Amount
8171-15:114	SPRING MEADOW HEIGHTS FIRST ADDITION		
	Total Services:	330.75	\$38,446.00
		<b>Total for : 8171-15:114</b>	<b>\$38,446.00</b>

worked associated with Design / platting and administration for off-site infrastructure or grading

Exhibit E3

## **I. Old Business**

**AGENDA ITEM # I - 1**

**AGENDA INFORMATION  
MT. VERNON CITY COUNCIL COMMUNICATION**

**DATE:** February 4, 2019  
**AGENDA ITEM:** Blower Motor Control  
**ACTION:** Motion to Remove from Table

**SYNOPSIS:** Staff has provided further explanation on what the blower control motor is and what its main function is at the plant. As stated, this component essentially acts as a “soft start” for the motors.

**BUDGET ITEM:** N/A

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Motion

**ATTACHMENTS:** Supporting Documents

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 1/31/19



AN ESCO GROUP COMPANY

Marion, Iowa 52302  
3450 3rd Street  
Voice:(319)377-6655  
Fax:(319)377-3815  
Cell:(319)721-3039

Proposal Submitted to:	City of Mt. Vernon Attn. Alex	Date: 2/3/2018
319-270-0459		Quote/Project Number:
		Project Name: Soft Start Replacement

ESCO JOB NUMBER \_\_\_\_\_ We hereby submit estimates for:  
 ESCO will provide and install one new EATON soft start part # S801+R10N3S 105 amp soft start  
 ESCO will set the new soft start with the same settings as the old one.

All work to be done during normal straight time working hours

Lump Sum	AMOUNT:\$6,830.37
----------	-------------------

**Amount shown above includes applicable sales tax on material but any applicable sales tax on labor will be added at the time of invoice.  
 If you are a tax exempt entity or this is a tax exempt project provide ESCO with a tax exemption certificate to avoid tax charges.**

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will become an extra charge over and above the estimates. All agreements contingent upon strikes, accidents, or delays beyond our control.  
 Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workmen's Compensation Insurance. Unless otherwise specified above, payment is due 30 days after invoiced.

Authorized Signature: \_\_\_\_\_ Brad Hackett  
 Note: This proposal may be withdrawn by us if not accepted by \_\_\_\_\_ 45 days.

**ACCEPTANCE:**

The above prices, specifications and conditions are satisfactory and are hereby accepted.  
 You are authorized to do the work as specified. Payment will be made as outlined above.

Accepted: \_\_\_\_\_ Signature: \_\_\_\_\_  
 Date: \_\_\_\_\_ Purchase Order No. (if required) \_\_\_\_\_



## **J. Motions for Approval**

CITY OF MOUNT VERNON  
CLAIMS FOR APPROVAL, FEBRUARY 4, 2019

GARLING CONSTRUCTION INC	WELLNESS CENTER-LOST III	279,216.05
PAYROLL	CLAIMS	63,051.21
VEENSTRA & KIMM INC	WWTP IMPROVEMENTS	6,950.00
VEENSTRA & KIMM INC	8TH AVE QUIET ZONE CONSULTATION	5,271.00
SIMMONS PERRINE MOYER BERGMAN	LEGAL FEES-P&A	3,402.50
VEENSTRA & KIMM INC	BRYANT RD IMPROVEMENTS	1,989.70
ALLIANT IES UTILITIES	ENERGY USAGE-WAT	1,843.88
IOWA WORKFORCE DEVELOPEMENT	UNEMPLOYMENT CLAIM-PW	1,820.00
LINN CO-OP OIL CO	FUEL-PW	1,542.03
PAYROLL	CLAIMS	1,451.67
VEENSTRA & KIMM INC	CITY ENGINEERING GENERAL	1,319.00
VEENSTRA & KIMM INC	5TH AVE/1ST ST W TRAFFIC SIGNAL	1,101.28
VERMEER SALES & SERVICE INC	CONTROLLER-RUT	878.78
WAPSI WASTE SERVICE	RECY-SW	750.88
WAPSI WASTE SERVICE	RERCY-SW	702.24
BRADLEY HAUGE CPA	PROFESSIONAL SERVICES-P&A,WAT	445.00
KONICA MINOLTA BUSINESS SOLUTIONS	MEMORY BOARD-PD	442.26
MARTIN EQUIPMENT	EQUIP MAINT-RUT	428.17
HDC	2,750 LASER CHECKS-ALL DEPTS	318.35
HAWKEYE READY MIX	MEDICAL SUPPLIES-ALL DEPTS	297.70
MEDIACOM	PHONE/INTERNET-PD	268.88
MEDIACOM	PHONE/INTERNET-P&A	268.88
DIESEL TURBO SERVICES INC	WOOD CHIPPPER REPAIR-S/W	187.50
PITNEY BOWES	POSTAGE METER LEASE-ALL DEPTS	146.61
RICKARD SIGN AND DESIGN CORP	DECALS-RUT	122.50
IOWA INSURANCE DIVISION	509A FILING-ALL DEPTS	100.00
JACOB SEE	UNIFORMS-RUT	99.99
STAPLES ADVANTAGE	SUPPLIES-PD,P&A	79.13
KONICA MINOLTA BUSINESS SOLUTIONS	MAINTENANCE PLAN/COPIES	77.01
ALL SECURE	SECURITY SYST MONITORING-POOL	75.00
FRANCESCA LEE THOMPSON	CLEANING SERVICE-P&A	60.00
JOAN BURGE	CLEANING SERVICE-P&A	60.00
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHTS	49.20
ALLIANT IES UTILITIES	ENERGY USAGE-P&REC	43.04
ALLIANT IES UTILITIES	ENERGY USAGE-SEW	40.77
P&K MIDWEST INC	DRIVE CHAIN/F350-RUT	28.59
IOWA ONE CALL	LOCATES-WAT,SEW	26.10
ST LUKE'S WORK WELL SOLUTIONS	DRUG TEST-RUT	20.00
DIESEL TURBO SERVICES INC	VEHICLE REPAIRS-RUT	17.90
TOTAL		374,992.80
GENERAL FUND		5,290.54
ROAD USE TAX FUND		5,211.26
LOST III COMMUNITY CENTER		279,216.05
2014 STREET IMPROVEMENTS		6,372.28
WWTP UV DISINFECTION		6,950.00
WATER FUND		3,580.20
SEWER FUND		1,768.55
SOLID WASTE		2,101.04
PAYROLL		64,502.88
TOTAL		374,992.80

**AGENDA ITEM # J – 2**

**AGENDA INFORMATION  
MT. VERNON CITY COUNCIL COMMUNICATION**

**DATE:** February 4, 2019

**AGENDA ITEM:** Linn County 28E

**ACTION:** Motion

**SYNOPSIS:** Staff has been working with the Linn County Planning Department to ensure the permitting process remains streamlined for our citizens. The City was collecting a \$35.00 administrative fee for permits (roughly \$3,000 per year in receipts). The City also collects a connection fee for water and sewer for new homes (\$500 apiece). Under the current 28E, those individuals building a new home would have been required to get the permit in Linn County and then come to City Hall to pay the connection fee. We have asked Linn County to collect these fees on behalf of the City. They have agreed, provided we forfeit the \$35 administrative fee. They will now collect that fee to cover the administrative costs associated with collecting other Mt. Vernon fees (I will explain further at the meeting).

**BUDGET ITEM:** N/A

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Motion

**ATTACHMENTS:** Amended 28E

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 1/31/19

*Amended*  
LINN COUNTY AND CITY OF MOUNT VERNON  
AGREEMENT FOR CONSTRUCTION CODE ADMINISTRATION

**1. TITLE**

Pursuant to Iowa Code Chapter 28E, this Agreement by and between Linn County, Iowa and the City of Mount Vernon, Iowa, shall be known as the *Linn County and City of Mount Vernon Agreement for Construction Code Administration*.

**2. PURPOSE AND SCOPE**

*2.1. Purpose of Agreement.* The purpose of this Agreement is to provide for the administration and enforcement of the Construction Codes of the City of Mount Vernon by Linn County to protect the public health, safety and welfare. It is the intent that the same level of service shall be provided to the citizens of Mount Vernon as is currently provided to the citizens of the unincorporated areas of Linn County.

*2.2. Scope of services.* Linn County, through the Building Division of the Planning and Development Department, shall provide services to administer and enforce the Construction Codes of the City of Mount Vernon for all projects requiring inspections, plan review and certificates of occupancy as specified in the City's adopted Construction Codes.

**3. DEFINITIONS:**

As used in this Agreement, the following terms are defined:

*Building Division:* The Building Division of the Linn County Planning and Development Department.

*Building Official:* The Linn County Building Official who is the designated authority charged with the administration and enforcement of the Linn County *Construction Codes*.

*City:* The City of Mount Vernon, Iowa.

*Construction Codes:* The current version of Chapter 105, Buildings and Building Regulations: Article I (In General), Article II (Construction Regulations), Article III (Electrical Installations), Article IV (Mechanical Systems), and Article V (Plumbing); and the current version of Chapter 12, Fire Prevention and Protection; of the Linn County Code of Ordinances as adopted by Linn County, Iowa including amendments and recodifications in effect at the time of permit application.

*County:* The County of Linn, Iowa.

*Inspectors:* The Combination Building Inspectors employed with the Linn County Building Division under the direction of the Linn County Building Official.

*Permit:* Permits issued in accordance with the referenced *Construction Codes* for work within the city limits of the City. The provisions of this Agreement are determined to supersede and fulfill the requirements of *Chapter 152 Building Code, of the Code of Ordinances of the City of Mt. Vernon*.

#### **4. PROCEDURES AND FEES**

*4.1. Place of application.* Permit applications shall be made at Linn County Planning and Development, 935 2<sup>nd</sup> Street Southwest, Cedar Rapids, IA, in accordance with the County's procedures and requirements. (As of the effective date of this Agreement, sub-permits may be applied for online.) When zoning approval is required, the County shall prepare a zoning site plan for city review. Upon approval, the City shall provide the County with a copy of the approved zoning site plan or zoning permit, and floodplain permit as applicable. ~~For each permit, the City shall provide the County with a copy of the approved zoning site plan and floodplain permit, as applicable.~~

*4.2. Permit issuance.* The County shall issue permits in accordance with its procedures and requirements. Permits will be issued when the construction drawings have been reviewed by the Building Official or designee for compliance with the *Construction Codes*.

*4.3. Fees.* Permit and inspection fees shall be the same for City Permits as for County Permits and shall be determined in accordance with the Linn County Building

Regulations Fee Schedule in effect at the time of this Agreement or as amended by Resolution of the Linn County Board of Supervisors. Fees are due and payable to Linn County Planning and Development at the time of application.

City of Mt. Vernon zoning, sidewalk, and utility hookup fees as shown below shall be due and payable by the applicant to Linn County at the time of application. The County shall reimburse these fees to the City on a semi-annual basis, less an administrative fee of \$35 per transaction to be retained by Linn County.

- Zoning (all permits requiring zoning approval): \$35
- Sidewalk and utility hookup (new single family housing permits only): \$1,000

All other fees required by the City and not listed above shall be due and payable to the City of Mt. Vernon.

*4.4. Fees for Saturday inspections.* Saturday inspection fees will be charged to the individual requesting the inspection at one-and-one-half times the hourly rate based upon the current hourly wage rate of the personnel required, plus overhead costs for fringe benefits, office administration and transportation, with a (3) hour minimum charge, subject to change based on current fee & pay grade schedule. The County reserves the right to request an increase in charges if the current rate does not fully cover the County's costs. Saturday inspections must be requested at least 24 hours prior to the close of business on Friday.

*4.5 Construction Codes incorporated by reference.* The City hereby incorporates by reference into the *Code of Ordinances of the City of Mount Vernon, Iowa* the *Construction Codes* as defined in this Agreement, including future amendments and recodifications.

## **5. INSPECTIONS**

*5.1. Types of inspections.* The County shall provide inspections in accordance with the adopted *Construction Codes*. Inspections shall include footings; setbacks; electrical service; gas piping; rough inspections for framing, electrical, mechanical, and plumbing work; final inspections; and all other inspections required by the *Construction Codes*.

*5.2. Requests for inspections.* Inspection requests shall be made by the permit applicant or an authorized representative. Requests may be made online or by telephone to the Linn County Building Division between the hours of 7:30 a.m. and 4:30 p.m., Monday through Friday. Twenty-four hour notice is required prior to an inspection.

*5.3. Inspection times.* Inspections will be conducted by the County Inspectors approximately between the hours of 9:30 a.m. and 3:30 p.m., Monday through Friday. The County reserves the right to modify this inspection schedule to accommodate the Inspectors' schedules.

## **6. ENFORCEMENT**

*6.1. Administration of Construction Codes by County.* Administration and enforcement of the *Construction Codes* shall be by the County in accordance with the administrative provisions of the *Construction Codes*.

*6.2. Prosecution of violations by City.* Prosecution of violations of the *Construction Codes* cited by the County in the enforcement of the *Construction Codes* shall be by the City.

## **7. ZONING & FLOODPLAIN MANAGEMENT**

*7.1. Zoning approval by City.* Enforcement of the City zoning ordinance shall be by the City. The City shall provide copies of an approved zoning site plan / zoning permit for each new building or addition that increases the building footprint, or for any change in use or occupancy of any existing building.

*7.2. Setback inspection.* County Inspectors shall confirm that the location of new buildings or additions meet the minimum setbacks shown on the approved site plan during the footing inspection.

*7.3. Information provided by City.* The City shall provide to the Building Division copies of City maps or other information showing streets, addresses, zoning districts, property owners, and other pertinent information.

*7.4 Enforcement of floodplain regulations by City.* Enforcement of floodplain regulations shall be by the City in accordance with its adopted regulations. A copy of approved floodplain development permits, as required by the City's floodplain regulations, shall be provided to the County.

## **8. RECORDS**

*8.1. Records maintenance.* The County shall maintain records of Permits, beginning with the effective date of this Agreement, for a period of five years from the issuance date, unless this agreement is terminated sooner.

*8.2. Permit activity reports.* The County shall provide, if requested, quarterly reports to the City of permit activity in the City. The reports shall include the number and type of permits issued, and the valuation of the projects. Other information may be included in the reports as mutually agreed.

## **9. HOLD HARMLESS**

The City of Mount Vernon shall hold harmless, indemnify, and defend all claims and suits for liability against Linn County and any of its employees arising as a result of any services performed by Linn County under this Agreement.

## 10. APPEALS

*10.1. Appeals of determinations.* Appeals of decisions or determinations of the Building Official relative to the application and interpretation of the *Construction Codes* shall be heard by the City's Building Board of Appeals

*10.2. Written reports and determinations.* The Building Official shall provide a written report to the Building Board of Appeals in advance of the hearing; the City shall provide written findings and decisions regarding the disposition of any appeal to the Building Official.

## 11. AMENDMENTS

Any portion of this Agreement may be amended at any time, as mutually agreed, by Resolution of the County Board of Supervisors and Resolution of the City Council.

## 12. DURATION OF AGREEMENT; TERMINATION

*12.1. Continuation and termination of Agreement.* This Agreement shall continue until terminated by either the County or the City. Either the County or the City may terminate this Agreement at any time by providing written notice at least three months prior to the termination date. Written notice shall be a certified copy of a resolution by the County Board of Supervisors or the City Council.

*12.2. County not obligated after termination date.* The County shall not be obligated to perform inspections after the termination date for permits that are applied for or issued prior to the termination date.

*12.3 Partial refund of fees after termination date.* Upon termination, fees collected for issued permits will be refunded to the permit holder on a prorated basis, as determined by the County Building Official, for the work completed and inspected as shown below:

- 100% for permit applications for which no plan review has been started and for which no permit has been issued;
- 70% for permits for which plan review has been started, or for permits that have been issued but for which no on-site inspection has been performed;
- Upon request, refunds will be issued on a pro-rated basis as determined by the Building Official for permits that have been issued and have received one or more on-site inspections, but have not been finalized.

## 13. EFFECTIVE DATE

The effective date of this amended Agreement is November 1, 2018 \_\_\_\_\_, 2019.

City of Mount Vernon, Iowa

County of Linn, Iowa

---

Jamie Hampton, Mayor

---

John Harris, Chair  
Linn County Board of Supervisors

Attest:

---

Chris Nosbisch, City Administrator

---

Joel Miller, Auditor

**AGENDA ITEM # J – 3**

**AGENDA INFORMATION  
MT. VERNON CITY COUNCIL COMMUNICATION**

**DATE:** February 4, 2019

**AGENDA ITEM:** Change Order #1

**ACTION:** Motion

**SYNOPSIS:** This is the official change order #1 for the Lester Buresh Family Community Wellness Center project. The Council had previously approved this change order for an amount of \$22,880. As you can see, the price was reduced to \$19,270.27.

**BUDGET ITEM:** Wellness Center Funds

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Motion

**ATTACHMENTS:** Change Order #1

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 1/31/19



**GARLING**  
CONSTRUCTION, INC.

**General Contractors**

1120 11th Street • Belle Plaine, IA 52208 • Phone: (319) 398-3340 319-444-3409 • Fax: (319) 398-3363 319-444-2437

COR #. **0001**

OPN Architects  
24-1/2 Clinton Street Suite 1  
Iowa City, IA 52240

Date Thursday, December 13, 2018

Project: Lester Buresh Family Community Wellness  
Center

Core out

#	Description	Type	Qty	Rate	Expense Amount	MarkUp	Cost
00001	428 cubic yards of over excavation				17976.000	0.0000	\$17,976.00
00001	General OH/P 5%	Other Expense				5.0000	\$898.80
00001	Bond 2%	Other Expense				2.0000	\$395.47

**PROPOSAL SUMMARY**

Labor Expense \$17,976.00  
 Other Expense \$0.00  
 Net Costs \$1,294.27  
**\$19,270.27**

**Proposal Total \$19,270.27**

PLEASE REVIEW AND SIGN BELOW FOR INCLUSION IN THE NEXT OWNER CHANGE ORDER

Architect: x \_\_\_\_\_ Date: \_\_\_\_\_

Owner: x \_\_\_\_\_ Date: \_\_\_\_\_

PM: x  \_\_\_\_\_ Date: 1-31-2019

**MOYNA  
MATERIALS**

TICKET NO.

96945

DATE/TIME	PRODUCT	SOURCE	SOURCE NO.	TRUCK OWNER	TRUCK NO.
12/12/2018 2:31:23 PM	AGG2000HEN	HENNESSEY	A57030	MCMURRIN MCMURRIN TRUCK	48 48

CUSTOMER	PROJECT NO.	PRODUCT	DAILY QUANTITY
10954 SCHRADER EXCAVATING PO BOX 270 WALFORD, IA 52351	LESTER_BURESH_WELL LESTER BURESH WELLN	BREAKER RUN 17.11 Ton  00EXEMPT	Loads Today 1 Qty Today 17.11

P.O. : 18.209-10

GROSS: POUNDS TONS  
61760 30.88  
TARE:  
NET: 27540\* 13.77\*  
34220 17.11  
\* P. T.

WEIGHMASTER: *T.M.*  
DRIVER:  
CUSTOMER: *[Signature]*

"IOWA SECRETARY OF AGRICULTURE CERTIFIED  
POUNDS ECCE PER TON"  
THIS IS TO CERTIFY THAT THE MATERIAL HEREIN  
DESCRIBED MEETS THE APPLICABLE CONTRACT  
SPECIFICATIONS AND REQUIREMENTS.

**MOYNA  
MATERIALS**

TICKET NO.

96946

DATE/TIME	PRODUCT	SOURCE	SOURCE NO.	TRUCK OWNER	TRUCK NO.
12/12/2018 2:33:29 PM	AGG2000HEN	HENNESSEY	A57030	MCMURRIN MCMURRIN TRUCK	26 26

CUSTOMER	PROJECT NO.	PRODUCT	DAILY QUANTITY
10954 SCHRADER EXCAVATING PO BOX 270 WALFORD, IA 52351	LESTER_BURESH_WELL LESTER BURESH WELLN	BREAKER RUN 13.93 Ton  00EXEMPT	Loads Today 2 Qty Today 31.04

P.O. : 18.209-10

GROSS: POUNDS TONS  
53940 26.97  
TARE:  
NET: 26080\* 13.04\*  
27860 13.93  
\* P. T.

WEIGHMASTER: *T.M. Canale*  
DRIVER:  
CUSTOMER:

"IOWA SECRETARY OF AGRICULTURE CERTIFIED  
POUNDS ECCE PER TON"  
THIS IS TO CERTIFY THAT THE MATERIAL HEREIN  
DESCRIBED MEETS THE APPLICABLE CONTRACT  
SPECIFICATIONS AND REQUIREMENTS.



TICKET NO.

96947

DATE/TIME	PRODUCT	SOURCE	SOURCE NO.	TRUCK OWNER	TRUCK NO.
12/12/2018 3:19:12 PM	AGG2000HEN	HENNESSEY	A57030	MCMURRIN MCMURRIN TRUCK	48 48

CUSTOMER	PROJECT NO.	PRODUCT	DAILY QUANTITY
10954 SCHRADER EXCAVATING PO BOX 270 WALFORD, IA 52351	LESTER_BURESH_WELL LESTER BURESH WELLN	BREAKER RUN 14.51 Ton  00EXEMPT	Loads Today 3 Qty Today 45.55

GROSS: POUNDS 56560 TONS 28.28  
TARE: 27540\* 13.77\*  
NET: 29020 14.51  
\* P. T.

P.O. : 18.209-10  
WEIGHMASTER: *J.M.*  
DRIVER:  
CUSTOMER: *LM*

"IOWA SECRETARY OF AGRICULTURE CERTIFIED  
\_\_\_\_\_ POUNDS ECCE PER TON"  
THIS IS TO CERTIFY THAT THE MATERIAL HEREIN  
DESCRIBED MEETS THE APPLICABLE CONTRACT  
SPECIFICATIONS AND REQUIREMENTS.



TICKET NO.

96949

DATE/TIME	PRODUCT	SOURCE	SOURCE NO.	TRUCK OWNER	TRUCK NO.
12/12/2018 4:02:47 PM	AGG2000HEN	HENNESSEY	A57030	MCMURRIN MCMURRIN TRUCK	26 26

CUSTOMER	PROJECT NO.	PRODUCT	DAILY QUANTITY
10954 SCHRADER EXCAVATING PO BOX 270 WALFORD, IA 52351	LESTER_BURESH_WELL LESTER BURESH WELLN	BREAKER RUN 12.22 Ton  00EXEMPT	Loads Today 4 Qty Today 57.77

GROSS: POUNDS 50520 TONS 25.26  
TARE: 26080\* 13.04\*  
NET: 24440 12.22  
\* P. T.

P.O. : 18.209-10  
WEIGHMASTER: *J.M.*  
DRIVER: *Conall*  
CUSTOMER:

"IOWA SECRETARY OF AGRICULTURE CERTIFIED  
\_\_\_\_\_ POUNDS ECCE PER TON"  
THIS IS TO CERTIFY THAT THE MATERIAL HEREIN  
DESCRIBED MEETS THE APPLICABLE CONTRACT  
SPECIFICATIONS AND REQUIREMENTS.



# MOYNA MATERIALS

TICKET NO. 96953

DATE/TIME	PRODUCT	SOURCE	SOURCE NO.	TRUCK OWNER	TRUCK NO.
12/13/2018 8:03:15 AM	AGG2000HEN	HENNESSEY	A57030	MCMURRIN MCMURRIN TRUCK	18 18

CUSTOMER	PROJECT NO.	PRODUCT	DAILY QUANTITY
10954 SCHRADER EXCAVATING PO BOX 270 WALFORD, IA 52351	LESTER_BURESH_WELL LESTER BURESH WELLN	BREAKER RUN 14.73 Ton  00EXEMPT	Loads Today 2 Qty Today 28.15
	P.O. : 18.209-11		

GROSS: POUNDS 51740 TONS 25.87  
TARE: 22280\* 11.14\*  
NET: 29460 14.73  
\* P. T.

WEIGHMASTER: *J.M. Carroll*  
DRIVER: *Carroll*  
CUSTOMER:

"IOWA SECRETARY OF AGRICULTURE CERTIFIED  
\_\_\_\_\_ POUNDS ECCE PER TON"  
THIS IS TO CERTIFY THAT THE MATERIAL HEREIN  
DESCRIBED MEETS THE APPLICABLE CONTRACT  
SPECIFICATIONS AND REQUIREMENTS.

# MOYNA MATERIALS

TICKET NO. 96956

DATE/TIME	PRODUCT	SOURCE	SOURCE NO.	TRUCK OWNER	TRUCK NO.
12/13/2018 9:02:12 AM	AGG2000HEN	HENNESSEY	A57030	MCMURRIN MCMURRIN TRUCK	18 18

CUSTOMER	PROJECT NO.	PRODUCT	DAILY QUANTITY
10954 SCHRADER EXCAVATING PO BOX 270 WALFORD, IA 52351	LESTER_BURESH_WELL LESTER BURESH WELLN	BREAKER RUN 15.05 Ton  00EXEMPT	Loads Today 3 Qty Today 43.20
	P.O. : 18.209-11		

GROSS: POUNDS 52380 TONS 26.19  
TARE: 22280\* 11.14\*  
NET: 30100 15.05  
\* P. T.

WEIGHMASTER: *J.M. Carroll*  
DRIVER: *Carroll*  
CUSTOMER:

"IOWA SECRETARY OF AGRICULTURE CERTIFIED  
\_\_\_\_\_ POUNDS ECCE PER TON"  
THIS IS TO CERTIFY THAT THE MATERIAL HEREIN  
DESCRIBED MEETS THE APPLICABLE CONTRACT  
SPECIFICATIONS AND REQUIREMENTS.

# MOYNA MATERIALS

TICKET NO.

96958

DATE/TIME	PRODUCT	SOURCE	SOURCE NO.	TRUCK OWNER	TRUCK NO.
12/13/2018 9:48:37 AM	AGG2000HEN	HENNESSEY	A57030	MCMURRIN MCMURRIN TRUCK	18 18

CUSTOMER	PROJECT NO.	PRODUCT	QTY
10954 SCHRADER EXCAVATING PO BOX 270 WALFORD, IA 52351	LESTER_BURESH_WELL LESTER BURESH WELLN	BREAKER RUN 14.93 Ton	

Loads Today  
4  
Qty Today  
58.13

P.O. : 18.209-11

GROSS:      POUNDS      TONS  
TARE:        52140        26.07  
NET:         22280\*      11.14\*  
              29860      14.93  
\* P. T.

WEIGHMASTER: *K.M.*  
DRIVER: *Canall*  
CUSTOMER:

00EXEMPT

"IOWA SECRETARY OF AGRICULTURE CERTIFIED  
POUNDS ECCE PER TON"

THIS IS TO CERTIFY THAT THE MATERIAL HEREIN  
DESCRIBED MEETS THE APPLICABLE CONTRACT  
SPECIFICATIONS AND REQUIREMENTS.

**AGENDA ITEM # J – 4**

**AGENDA INFORMATION  
MT. VERNON CITY COUNCIL COMMUNICATION**

**DATE:** February 4, 2019

**AGENDA ITEM:** Change Order #2

**ACTION:** Motion

**SYNOPSIS:** Staff is seeking to upgrade door frames to allow for electronic devices. This should provide staff with additional operational flexibility moving forward. This change order is in the amount of \$9,358.13.

**BUDGET ITEM:** Wellness Center Funds

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Motion

**ATTACHMENTS:** Change Order #2

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 1/31/19



**GARLING**  
CONSTRUCTION, INC.

**General Contractors**

1120 11th Street • Belle Plaine, IA 52208 • Phone: (319) 398-3340 319-444-3409 • Fax: (319) 398-3363 319-444-2437

COR #. 0002

OPN Architects  
24-1/2 Clinton Street Suite 1  
Iowa City, IA 52240

Date

Thursday, January 24, 2019

**Project:** Lester Buresh Family Community Wellness  
Center

**Changes Due to ITC #05**

#	Description	Type	Qty	Rate	Expense Amount	MarkUp	Cost
00002	Change Order Request for ITC #05				8717.000	0.0000	\$8,717.00
00002	General OH/P	Other Expense				5.0000	\$457.64
00002	Bond 2%	Other Expense				2.0000	\$183.49

**PROPOSAL SUMMARY**

\$8,717.00  
Other Expense \$641.13  
Net Costs \$9,358.13

**Proposal Total \$9,358.13**

PLEASE REVIEW AND SIGN BELOW FOR INCLUSION IN THE NEXT OWNER CHANGE ORDER

Architect: x \_\_\_\_\_ Date: \_\_\_\_\_

Owner: x \_\_\_\_\_ Date: \_\_\_\_\_

PM: x  \_\_\_\_\_ Date: 1-31-2019  
Jeffrey L Ketels, Project Manager



**Date:** 1-24-19

**To:** Garling Construction  
5210 20th Ave SW  
Cedar Rapids, IA 52404  
ph. 319-398-3340 fax. 319-398-3363

**Attention:** Jeff Ketels

**Job:** Lester Buresh Family Community Wellness Center    **Job No:** 19-01-002-3

**Issued By:** Hance Throckmorton    **Change Order#** 001

**Description of Change Order Request:**

Per ITC#005

Hardware set #8 - Openings 110A, 110B, 204A, 204B, 210A, 210B. This set changes to electrified hardware. Credit given for original exit devices. Price includes door and frame preps and raceways through doors.

Qty (6) -----\$8,318.00

Hardware set #23 - Opening 203. This set changes to an electric strike and DPS. Includes preps.

Qty (1) -----\$399.00

Total for changes above-----\$8717.00

(No Sales Tax Included)

This authorization constitutes approval to invoice and receive payment of the direct material and labor described above as a change order. The approval authority acknowledges that additional labor including, but not limited to, engineering, drafting, software development, etc. and material or equipment may be required from Doors Inc.. If such is required, it will be in addition to this authorization, and will be invoiced at standard prevailing rates at the time. This authorization does not preclude subsequent claims for impact upon the project schedule, productivity, delays, etc.

**Signed:** \_\_\_\_\_

**Date:** \_\_\_\_\_

**Fax: 319-365-9208**

**DOORS INC. 642 66th AVENUE S.W. □ □ □ CEDAR RAPIDS, IA 52404 □ □ □ PHONE 319-365-7816**

**AGENDA ITEM # J – 5**

**AGENDA INFORMATION  
MT. VERNON CITY COUNCIL COMMUNICATION**

**DATE:** February 4, 2019

**AGENDA ITEM:** Pay Application #2

**ACTION:** Motion

**SYNOPSIS:** This is the second pay application for the Lester Buresh Family Community Wellness Center project. The pay application will be emailed separately or handed out at the meeting.

**BUDGET ITEM:** Community Center Funds

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Motion

**ATTACHMENTS:** Pay Application (to be provided)

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 1/31/19

**AGENDA ITEM # J – 6**

**AGENDA INFORMATION  
MT. VERNON CITY COUNCIL COMMUNICATION**

<b>DATE:</b>	February 4, 2019
<b>AGENDA ITEM:</b>	Set Public Hearing Date - Budget Amendment
<b>ACTION:</b>	Motion

**SYNOPSIS:** This will be the first budget amendment for FY 19. I have included the amendment document with this memo to give you additional time for review. There are a number of project related amendments as we expected certain projects to begin before they did this fiscal year.

**BUDGET ITEM:** N/A

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Motion

**ATTACHMENTS:** Supporting Documents

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 1/31/19

**NOTICE OF PUBLIC HEARING  
AMENDMENT OF FY2018-2019 CITY BUDGET**

Form 653.C1

The City Council of Mount Vernon in LINN County, Iowa  
will meet at City Hall Council Chambers  
at \_\_\_\_\_ on \_\_\_\_\_  
(hour) (Date)

,for the purpose of amending the current budget of the city for the fiscal year ending June 30, 2019  
(year)  
by changing estimates of revenue and expenditure appropriations in the following functions for the reasons given.  
Additional detail is available at the city clerk's office showing revenues and expenditures by fund type and by activity.

		Total Budget as certified or last amended	Current Amendment	Total Budget after Current Amendment
<b>Revenues &amp; Other Financing Sources</b>				
Taxes Levied on Property	1	1,766,009	12,500	1,778,509
Less: Uncollected Property Taxes-Levy Year	2	0		0
<b>Net Current Property Taxes</b>	<b>3</b>	<b>1,766,009</b>	<b>12,500</b>	<b>1,778,509</b>
Delinquent Property Taxes	4	0		0
TIF Revenues	5	600,000		600,000
Other City Taxes	6	803,458		803,458
Licenses & Permits	7	55,450		55,450
Use of Money and Property	8	89,805	53,000	142,805
Intergovernmental	9	1,148,859	-500,000	648,859
Charges for Services	10	2,090,400	38,500	2,128,900
Special Assessments	11	5,000		5,000
Miscellaneous	12	762,600	707,225	1,469,825
Other Financing Sources	13	7,100,000	-1,749,000	5,351,000
Transfers In	14	1,625,025		1,625,025
<b>Total Revenues and Other Sources</b>	<b>15</b>	<b>16,046,606</b>	<b>-1,437,775</b>	<b>14,608,831</b>
<b>Expenditures &amp; Other Financing Uses</b>				
Public Safety	16	964,290	570,000	1,534,290
Public Works	17	537,108	28,000	565,108
Health and Social Services	18	0		0
Culture and Recreation	19	569,070	20,000	589,070
Community and Economic Development	20	79,820	8,200	88,020
General Government	21	620,895	-30,000	590,895
Debt Service	22	970,766	104,000	1,074,766
Capital Projects	23	8,680,500	-3,850,000	4,830,500
<b>Total Government Activities Expenditures</b>	<b>24</b>	<b>12,422,449</b>	<b>-3,149,800</b>	<b>9,272,649</b>
Business Type / Enterprises	25	1,827,916	50,000	1,877,916
<b>Total Gov Activities &amp; Business Expenditures</b>	<b>26</b>	<b>14,250,365</b>	<b>-3,099,800</b>	<b>11,150,565</b>
Transfers Out	27	1,625,025		1,625,025
<b>Total Expenditures/Transfers Out</b>	<b>28</b>	<b>15,875,390</b>	<b>-3,099,800</b>	<b>12,775,590</b>
<b>Excess Revenues &amp; Other Sources Over (Under) Expenditures/Transfers Out Fiscal Year</b>	<b>29</b>	<b>171,216</b>	<b>1,662,025</b>	<b>1,833,241</b>
Beginning Fund Balance July 1	30	7,191,324		7,191,324
Ending Fund Balance June 30	31	7,362,540	1,662,025	9,024,565

Explanation of increases or decreases in revenue estimates, appropriations, or available cash:

Revenues: New construction connection fees, Wellness Center and K9 contributions, overestimated bond proceeds.  
Expenditures: Fire truck, K9, engineering and salary expense, land purchase, timing of CIP expense.

There will be no increase in tax levies to be paid in the current fiscal year named above related to the proposed budget amendment. Any increase in expenditures set out above will be met from the increased non-property tax revenues and cash balances not budgeted or considered in this current budget.

Sue Ripke  
City Clerk/ Finance Officer Name

Revenues: new construction connection fees, wellness center and K9 contributions, grant application denied, overestimated bond proceeds.

Expenditures: Fire truck, K9, engineering and salary expense, land purchase, timing of CIP expense.

**Amended disbursements:**

Public safety	570,000	\$550,000	Fire dept. levy
Public works	28,000		
Culture & rec	20,000		
Comm. & econ. dev.	8,200		Planning & zoning
Gen Gov / Tort liab. Ins	(30,000)		
Solid waste	90,000		land purchase
Water	(20,000)		Wages/benefits
Sewer	(20,000)		Wages/benefits
Debt service	104,000		Series 2018
Contract/labor/services	(3,000,000)		Cap. project-Comm. Ctr.
Contract/labor/services	(150,000)		Cap. project-2014 street improve.
Contract/labor/services	(700,000)		Cap. project-WWTP disinfection
	<u>(3,099,800)</u>		

**Amended receipts:**

Interest income	20,000		GF, Dept. 000
Bldg./constr. permits	9,500		GF, Dept. 120
Spec. funds/donations	4,000		GF, Dept. 445
Bus. prop. tax credit	12,500		TIF business prop tax credit
Interest income	25,000		LOST III, Comm. Ctr.
Connection charges	15,000		Water fund
Connection charges	14,000		Sewer fund
Interest income	4,000		Solid waste
Refunds	7,225		Solid waste
STEPS/state grant	(500,000)		LOST III, Comm. Ctr.
Contrib./donations	700,000		LOST III, Comm. Ctr.
Proceeds from bonds	(474,000)		LOST III, Comm. Ctr.
Proceeds from bonds	(1,275,000)		WWTP UV disinfection
	<u>(1,437,775)</u>		

**AGENDA ITEM # J – 7**

**AGENDA INFORMATION  
MT. VERNON CITY COUNCIL COMMUNICATION**

<b>DATE:</b>	February 4, 2019
<b>AGENDA ITEM:</b>	Set Public Hearing Date – FY 19-20 Budget
<b>ACTION:</b>	Motion

**SYNOPSIS:** Staff has enclosed a copy of the proposed budget certification sheet for you to review. The public hearing would be set for March 4, 2019 at 6:30 p.m. The proposed levy rate is proposed to remain at \$12.99 per thousand of assessed valuation.

**BUDGET ITEM:** N/A

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Motion

**ATTACHMENTS:** Certification Sheet

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 1/31/19

# 57-548

## Adoption of Budget and Certification of City Taxes

FISCAL YEAR BEGINNING JULY 1, 2019 - ENDING JUNE 30, 2020

Resolution No. \_\_\_\_\_

The City of: Mount Vernon

County Name: LINN

Date Budget Adopted: \_\_\_\_\_

(Date) *xxxx/xx/xx*

The below-signed certifies that the City Council, on the date stated above, lawfully approved the named resolution adopting a budget for next fiscal year, as summarized on this and the supporting pages. Attached is Long Term Debt Schedule Form 703 which lists any and all of the debt service obligations of the City.

\_\_\_\_\_  
Signature Number

\_\_\_\_\_  
Signature

County Auditor Date Stamp

### January 1, 2018 Property Valuations

Last Official Census

Regular  
**DEBT SERVICE**  
Ag Land

2a	With Gas & Electric	141,655,440
3a	Without Gas & Electric	158,319,940
4a	Ag Land	1,381,689

2b	With Gas & Electric	139,218,118
3b	Without Gas & Electric	155,882,618

4,506

### TAXES LEVIED

Code Sec.	Dollar Limit	Purpose	(A) Request with Utility Replacement	(B) Property Taxes Levied	(C) Rate
384.1	8.10000	Regular General levy	5 1,147,409	43 1,127,667	8.10000
<b>Non-Voted Other Permissible Levies</b>					
12(8)	0.67500	Contract for use of Bridge	6	44 0	0
12(10)	0.95000	Opr & Maint publicly owned Transit	7	45 0	0
12(11)	Amt Nec	Rent, Ins. Maint of Civic Center	8	46 0	0
12(12)	0.13500	Opr & Maint of City owned Civic Center	9	47 0	0
12(13)	0.06750	Planning a Sanitary Disposal Project	10	48 0	0
12(14)	0.27000	Aviation Authority (under sec.330A.15)	11	49 0	0
12(15)	0.06750	Levee Impr. fund in special charter city	13	51 0	0
12(17)	Amt Nec	Liability, property & self insurance costs	14 150,000	52 147,419	1.05891
12(21)	Amt Nec	Support of a Local Emerg.Mgmt.Comm.	462	465 0	0
<b>Voted Other Permissible Levies</b>					
12(1)	0.13500	Instrumental/Vocal Music Groups	15	53 0	0
12(2)	0.81000	Memorial Building	16	54 0	0
12(3)	0.13500	Symphony Orchestra	17	55 0	0
12(4)	0.27000	Cultural & Scientific Facilities	18	56 0	0
12(5)	As Voted	County Bridge	19	57 0	0
12(6)	1.35000	Missi or Missouri River Bridge Const.	20	58 0	0
12(9)	0.03375	Aid to a Transit Company	21	59 0	0
12(16)	0.20500	Maintain Institution received by gift/devise	22	60 0	0
12(18)	1.00000	City Emergency Medical District	463	466 0	0
12(20)	0.27000	Support Public Library	23 38,247	81 37,589	0.27000
28E.22	1.50000	Unified Law Enforcement	24	62 0	0
<b>Total General Fund Regular Levies (5 thru 24)</b>			25 1,335,656	1,312,675	
384.1	3.00375	Ag Land	26 4,150	63 4,150	3.00375
<b>Total General Fund Tax Levies (25 + 26)</b>			27 1,339,806	1,316,825	Do Not Add
<b>Special Revenue Levies</b>					
384.8	0.27000	Emergency (if general fund at levy limit)	28 38,247	64 37,589	0.27000
384.6	Amt Nec	Police & Fire Retirement	29	0	0
Rules	Amt Nec	FICA & IPERS (if general fund at levy limit)	30 154,000	151,350	1.08714
Rules	Amt Nec	Other Employee Benefits	31 172,000	169,040	1.21421
<b>Total Employee Benefit Levies (29,30,31)</b>			32 326,000	320,390	2.30135
<b>Sub Total Special Revenue Levies (28+32)</b>			33 364,247	357,979	
<b>Valuation</b>					
388	As Req	With Gas & Elec	Without Gas & Elec		
	SSMID 1 (A)	(B)	34	66 0	0
	SSMID 2 (A)	(B)	35	67 0	0
	SSMID 3 (A)	(B)	36	68 0	0
	SSMID 4 (A)	(B)	37	69 0	0
	SSMID 5 (A)	(B)	555	565 0	0
	SSMID 6 (A)	(B)	556	566 0	0
	SSMID 7 (A)	(B)	1177	### 0	0
	SSMID 8 (A)	(B)	1185	### 0	0
<b>Total Special Revenue Levies</b>			39 364,247	357,979	
384.4	Amt Nec	Debt Service Levy 76.10(6)	40 51,000	40 50,214	0.32213
384.7	0.67500	Capital Projects (Capital Improv. Reserve)	41 95,617	41 93,972	0.67500
<b>Total Property Taxes (27+39+40+41)</b>			42 1,850,670	42 1,818,990	12.99739

### COUNTY AUDITOR - I certify the budget is in compliance with ALL the following:

Budgets that DO NOT meet ALL the criteria below are not statutorily compliant & must be returned to the city for correction.

- 1) The prescribed Notice of Public Hearing Budget Estimate (Form 631.1) was lawfully published, or posted if applicable, filed proof was evidenced.
- 2) Budget hearing notices were published or posted not less than 10 days, nor more than 20 days, prior to the budget hearing.
- 3) Adopted property taxes do not exceed published or posted amounts.
- 4) Adopted expenditures do not exceed published or posted amounts in each of the nine program areas, or in total.
- 5) Number of the resolution adopting the budget has been included at the top of this form.
- 6) The budget file uploaded to the SUBMIT Area matched the paper copy certified by the city to this office.
- 7) The long term debt schedule (Form 703) shows sufficient payment amounts to pay the G.O. debt certified by the city to this office.

(County Auditor)

**AGENDA ITEM # J – 8**

**AGENDA INFORMATION  
MT. VERNON CITY COUNCIL COMMUNICATION**

**DATE:** February 4, 2019

**AGENDA ITEM:** Traffic Lights

**ACTION:** Motion

**SYNOPSIS:** When the traffic lights on Hwy 1 and 1<sup>st</sup> Street were reconstructed three years ago, the existing control panel was used as a cost saving measure. Those controls are no longer supported and need to be replaced. The approximate cost for replacement will likely be in excess of \$10,000.

**BUDGET ITEM:** Existing Street Funds

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Possible Motion

**ATTACHMENTS:** None – Nick will discuss further at the meeting

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 1/31/19

## **L. Discussion Items (No Action)**

**AGENDA ITEM # L – 1**

**AGENDA INFORMATION  
MT. VERNON CITY COUNCIL COMMUNICATION**

**DATE:** February 4, 2019

**AGENDA ITEM:** Possible Budget/CIP

**ACTION:** None

**SYNOPSIS:** The Ambulance Director will be in attendance to discuss their proposed budget changes. The budget memo will be prepared and presented at the February 20, 2019 meeting.

**BUDGET ITEM:** N/A

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** None

**ATTACHMENTS:** None (Separate)

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 1/31/19

**M. Reports Mayor/Council/Admin.**

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**CITY OF MT. VERNON  
CITY ADMINISTRATOR  
REPORT TO THE CITY COUNCIL  
February 4, 2019**

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- Just a reminder that the next council meeting has been moved to Wednesday, February 20, 2019.
- The Mt. Vernon League of Women Voters have postponed their event until sometime in March. As soon as we receive a date, we will pass the information on to the City Council.
- Staff held their first insurance committee meeting this past week. This committee is an employee lead coalition looking at ways to reduce health care costs to the city.
- We did have our first “oops” moment with Nixle as we accidentally sent our snow emergency to all 2300 residents in our “emergency” group. This notice was intended for the residents that have signed up in our notification group.