

# 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>August 6, 2018 – 6:30 PM</b>
<b>Web Page:</b>	<b>www.cityofmtvernon-ia.gov</b>
<b>Posted:</b>	<b>August 3, 2018</b>

<b>Mayor:</b>	Jamie Hampton	<b>City Administrator:</b>	Chris Nosbisch
<b>Mayor Pro-Tem:</b>	Marty Christensen	<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>	Tom Wieseler	<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 – July 16, 2018 Regular Council Meeting
- 2. Approval of Liquor License – Palisades Café
- 3. Appoint Chris Carlson – Housing Commission

- E. Public Hearing**

- 1. Public Hearing for the Consideration of Ordinance Amending the Code of Ordinances of the City of Mt. Vernon, Iowa, by Adding a New Subsection, Chapter 92.11 Reduction in Bills for Water and Sewer Service
  - i. Close public hearing – Proceed to F-1

- F. Ordinance Approval/Amendment**

- 1. Ordinance #8-6-2018A: An Ordinance Amending the Code of Ordinances of the City of Mt. Vernon, Iowa, by Adding a New Subsection, Chapter 92.11 Reduction in Bills for Water and Sewer Service

- G. Resolutions for Approval**

- 1. None

- H. Mayoral Proclamation**

- 1. None

**I. Old Business**

1. None

**J. Motions for Approval**

1. Consideration of Claims List – Motion to Approve
2. Discussion and Consideration of Setting a Public Hearing Date for an Ordinance Amending Chapter 121 Cigarette Permits of the Mt. Vernon Municipal Code – Council Action as Needed
3. Discussion and Consideration of Setting a Public Hearing for an Ordinance Amending Chapter 62 General Traffic Regulations of the Mt. Vernon Municipal Code – Council Action as Needed
4. Discussion and Consideration of Welcome to Mt. Vernon Sign Construction and Location – Council Action as Needed
5. Discussion and Consideration of Mural Proposal for Sing Along Bar and Grill – Council Action as Needed

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

1. None

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

1. Nature Park Trail
2. Zoning Code Update

**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 July 16, 2018 at the Mount Vernon City Hall Council Chambers with the following members present: Roudabush, West, Wieseler, Christensen and Rose.

**Call to Order.** Mayor Jamie Hampton called the meeting to order at 6:30 p.m. Agenda change/corrections: City Administrator Chris Nosbisch presented Council with a new Agenda that added the verbiage "Close public hearing – Proceed to G-2" under the Public Hearing heading. The Marty Christensen Letter of Resignation will be moved from the Consent Agenda to Motions for Approval.

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

**Consent Agenda.** West requested a correction to the July 2, 2018 minutes. The sentence under Discussion Items (No Action) where it is written that "West asked if wording should be added to indicate that the customer needs to stay current on their utility account if a review is taking place on a large usage bill" should read "Customers can be given a payment arrangement in order to keep current, if necessary". Motion made by Rose, seconded by Wieseler to approve the edited Consent Agenda. Carried all.  
Approval of City Council Minutes – July 2, 2018 Regular Council Meeting  
Accept Letter of Resignation from Marty Christensen-Moved to Motions for Approval.  
Approval of Liquor License – Sing-a-long Bar and Grill

### **Public Hearing**

Public Hearing for the Consideration of Bids for the 1<sup>st</sup> Street W Culvert Replacement Project. Mayor Hampton declared the Public Hearing open. Dave Schechinger, V&K Engineering, explained that this project will replace the 3x3 box culvert on 1<sup>st</sup> Street W, right at the City limits. The edge is beginning to collapse and a sinkhole is forming. While working with the County regarding traffic control they indicated that they have a project coming up in the next year which is to do some resurfacing and possibly widening. The culvert project was modified to accommodate that. Close public hearing – Proceed to G-2. With no further comments from the public Mayor Hampton closed the public hearing.

### **Resolutions for Approval**

Resolution #7-16-2018A: Executing the Final Sale and Transfer of Funds for the Real Estate between the City of Mt. Vernon and the Mt. Vernon Community School District. Council was asked to approve Resolution #7-16-2018A which finalizes the purchase of property from the MV Community School District. The purchase price is \$60,000.00 and will be the site of the future Community Wellness Center. Motion to approve Resolution #7-16-2018A made by Rose, seconded by West. Roll call vote. Carried all.

Resolution #7-16-2018B: Making Award of the Construction Bid for Improvements Known as the 1<sup>st</sup> Street W Culvert Replacement Project. A total of three bids were received by City staff on Tuesday, July 10, 2018 at 2:00 p.m. The bid was awarded to Avery Construction in the amount of \$41,881.68. The other bids were from Pierce Tobin Construction for \$43,566.15 and Boomerang for \$66,235.00. The engineers estimate for the project was \$49,100.00 for the construction and contingency. Total cost with engineering was estimated at \$58,500.00. Motion to approve Resolution #7-16-2018B made by Christensen, seconded by Rose. Roll call vote. Carried all.

Resolution #7-16-2018C: Approving the Installation of Street Lights within the Spring Meadow Heights Subdivision According to the Terms Set Forth in the Existing Street Light Contract. This resolution establishes the location of the first three street lights in the Spring Meadow Heights subdivision. Motion to approve Resolution #7-16-2018C made by Rose, seconded by Wieseler. Roll call vote. Carried all.

Resolution #7-16-2018D: Approving the Fiscal Year 2019 Transfers. Motion to approve Resolution #7-16-2018D made by Wieseler, seconded by Christensen. Roll call vote. Carried all.

Resolution #7-16-2018E: Establishing Depositories of Public Funds with Mount Vernon Bank and Trust. Resolutions E, F, and G establish the depositories of the City and the rules associated with each of the three local banks. There are no changes from the previous depository resolutions except that the dates have been changed and the Mayor ProTem has been removed. Motion to approve Resolution #7-16-2018E made by Rose, seconded by West. Roll call vote. Ayes: Roudabush, West, Christensen and Rose. Abstain: Wieseler. Motion passes.

Resolution #7-16-2018F: Establishing Depositories of Public Funds with Hills Bank and Trust. Motion to approve Resolution #7-16-2018F made by Rose, seconded by Christensen. Roll call vote. Ayes: Roudabush, West, Christensen and Rose. Abstain: Wieseler. Motion passes.

Resolution #7-16-2018G: Establishing Depositories of Public Funds with Bridge Community Bank. Motion to approve Resolution #7-16-2018G made by West, seconded by Roudabush. Roll call vote. Ayes: Roudabush, West, Christensen and Rose. Abstain: Wieseler. Motion passes.

### Motions for Approval

Consideration of Claims List – Motion to Approve. Motion to approve the Claims List made by Wieseler, seconded by Christensen. Carried all.

ABBHEY JOHNSON	DEPOSIT REFUND-WAT	59.08
AFFORDABLE HEATING & COOLING	A/C MAINT-P&A	85.00
AIRGAS INC	CYLINDER RENTAL FEE-PW	58.20
ALEX VOLKOV	CELL PHONE STIPEND-WAT,SEW	480.00
ALL SECURE	SECURITY SYST MONITORING-POOL	75.00
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHTS	47.90
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHTS	3,719.91
ALLIANT IES UTILITIES	ENERGY USAGE-POOL	2,547.76
ALLIANT IES UTILITIES	ENERGY USAGE-WAT	2,459.31
ALLIANT IES UTILITIES	ENERGY USAGE-P&A	600.48
ALLIANT IES UTILITIES	ENERGY USAGE-FD	376.89
ALLIANT IES UTILITIES	ENERGY USAGE-RUT	362.70
ALLIANT IES UTILITIES	ENERGY USAGE-P&REC	166.69
ALLIANT IES UTILITIES	ENERGY USAGE-WAT	154.04
ALLIANT IES UTILITIES	ENERGY USAGE-PD	128.58
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHT	64.04
ALLIANT IES UTILITIES	ENERGY USAGE-P&REC	56.76
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHT	35.12
ALLIANT IES UTILITIES	ENERGY USAGE-P&REC	31.26
ALLIANT IES UTILITIES	ENERGY USAGE-P&REC	24.97
ALTORFER INC	GEN MAINT-SEW	233.25
AMERICAN RED CROSS	LIFEGUARDING REVIEW-POOL	467.00
AMERICAN RED CROSS	WAT SAFETY INSTRUCTOR COURSE	140.00
AMERICAN RED CROSS	WAT SAFETY INSTRUCTOR COURSE	35.00
ANN HAWKER	SWIM LESSON REFUND-POOL	35.00

AYDAN SCHULTZ	REFEREE-P&REC	20.00
BARNYARD SCREEN PRINTER LLC	UNIFORM-PD	10.00
BAUMAN AND COMPANY	UNIFORMS-RUT	136.00
BRADLEY HAUGE CPA	PROFESSIONAL SERVICES-P&A,WAT,	725.00
BROWN SUPPLY COMPANY	HYDRANT MAINT-WAT	525.57
BURROUGHS, RICHARD	CEMETERY MAINT	3,000.00
CADEN ESKELSEN	REFEREE-P&REC	75.00
CAMPBELL SUPPLY CEDAR RAPIDS	GREASE GUN-RUT	240.92
CARQUEST OF LISBON	VEHICLE MAINT-PW	602.79
CARRICO AQUATIC RESOURCES INC	CHEMICALS-POOL	832.15
CARRICO AQUATIC RESOURCES INC	CHEMICALS-POOL	89.99
CENTURY LINK	PHONE CHGS-PD	51.66
CHRIS NOSBISCH	CELL PHONE STIPEND-P&A	480.00
CHRISTIAN ANDREWS	CELL PHONE STIPEND-PW	300.00
COLE PUBLIC LIBRARY	SUPPORT	85,000.00
COMMUNITY BAND	SUPPORT	1,000.00
COMMUNITY DEVELOPMENT GROUP	SUPPORT	15,000.00
CONFLUENCE INC	CORRIDOR STUDY	11,042.95
CONSTRUCTION MATERIALS INC	CONCRETE TOOLS-RUT	196.89
CR LC SOLID WASTE AGENCY	GB-S/W	754.99
CUMMINS SALES AND SERVICE	GEN MAINT/TRANSFER SWITCH-SEW	542.30
CURTIS ENGLISH	PORTABLE RR RENTALS-P&REC	120.00
CUSTOM HOSE & SUPPLIES INC	SUPPLIES-RUT	22.66
DELL MARKETING L.P.	POSTAGE-PD	42.26
DEPOSIT REFUNDS	DEPOSIT REFUND-WAT	19.68
DIESEL TURBO SERVICES INC	2006/STARTER-RUT	243.75
DONNY FEDDERSEN	CELL PHONE STIPEND-PW	300.00
DOORS INC	KEYS,LOCKSET-P&REC,P&A	436.80
ECHOVISION INC	GOCAM,BATTERIES,MISC-PD	907.32
ELDON DOWNS	CELL PHONE STIPEND-PW	480.00
ELECTRONIC ENGINEERING CORP	INFORMATION SYSTEMS	419.40
ESCO ELECTRIC COMPANY	GEN MAINT-SEW	423.72
FAT GUYS MOTOR SPORTS	BLADES,SPRING-RUT	177.79
FRANCESCA LEE THOMPSON	CLEANING SERVICE-P&A	60.00
FRANCESCA LEE THOMPSON	CLEANING SERVICE-P&A	60.00
GALLS INC	EQUIPMENT-PD	253.50
GALLS INC	EQUIPMENT-PD	113.87
GARRETT HORMANN	REFEREE-P&REC	125.00
GARY'S FOODS	SUPPLIES-POOL	1,712.26
GARY'S FOODS	K9/GOLF OUTING-SPL DONATIONS	227.13
GARY'S FOODS	SUPPLIES-P&REC	180.11
GORDON LUMBER COMPANY	BLDG SUPPLIES-RUT,P&REC	750.91
GROUP SERVICES INC	INSURANCE-ALL DEPTS	21,994.43
HAWKEYE FIRE & SAFETY CORP	EXTINGUISHER MAINT-ALL DEPTS	173.05
HECK'S TRANSFER	MOVING EXP-P&A	315.00
HERITAGE DAYS	SUPPORT	1,500.00
HOLIDAY INN AIRPORT & CONFERENCE	SPRING IMFOA CONF-P&A	250.40
INTOXIMETERS	SUPPLIES-PD	115.00
IOWA DEPT OF NATURAL RESOURCES	ANNUAL WATER USE FEE	517.53
IOWA ONE CALL	LOCATES-WAT,SEW	75.60
IOWA SOLUTIONS INC	NEW WORKSTATION,OFFICE 365-PD	1,243.10
IOWA SOLUTIONS INC	DOMANI MGMT-ALL DEPTS	1,017.50
IOWA SOLUTIONS INC	BUSINESS INTERNET SERVICES	555.00
IOWA SOLUTIONS INC	BUSINESS INTERNET SERVICES	410.00
IOWA SOLUTIONS INC	PATCH MGMT-PD	65.00

IPERS	GOODLOVE IPERS-FD	3,877.46
JACOB SEE	CELL PHONE STIPEND-PW	300.00
JACQUELINE ENGELBRECHT	WATER EXERCISE-POOL	150.00
JDM CONCRETE LLC	SIDEWALK PROJECT	1,835.40
JOAN BURGE	CLEANING SERVICE-P&A	60.00
JOAN BURGE	CLEANING SERVICE-P&A	60.00
JOCELYN AGULIAR	DEPOSIT REFUND-WAT	32.64
JOE'S QUALITY WINDOW CLEANING	WINDOW CLEANING-P&A	150.00
JORDAN AXTELL	REFEREE-P&REC	200.00
JULIE SCADDEN	DEPOSIT REFUND-WAT	9.12
KEANAN SHANNON	REFEREE-P&REC	100.00
KENNA DUNHAM	DEPOSIT REFUND-WAT	65.06
KONICA MINOLTA BUSINESS SOLUTIONS	MAINTENANCE PLAN/COPIES	517.09
KURT PISARIK	CELL PHONE STIPEND-PW	300.00
LINN CO-OP OIL CO	FUEL-PW	3,692.24
LINN COUNTY PLANNING & DEV	BLDG PERMIT FEES/INSPECTIONS	446.00
LISBON MT VERNON AMBULANCE	SUPPORT	13,500.00
LYNCH FORD	2013 EXP.5K MI MAINT-PD	43.84
MARSHA DEWELL	CELL PHONE STIPEND-RUT,WAT,SEW	480.00
MARY EVANS	DOMAIN-MVHPC	12.00
MATT SIDERS	MILEAGE-P&REC	116.09
MEDIACOM	PHONE/INTERNET-WAT	189.12
MEDIACOM	PHONE/INTERNET-POOL	160.98
MEDIACOM	PHONE/INTERNET-P&REC	158.87
MEDIACOM	PHONE/INTERNET-RUT	160.98
MERIDITH HOFFMAN	CELL PHONE STIPEND-WAT,SEW	480.00
MIDWEST ELECTRONIC RECOVERY	BULKY ITEM DROPOFF	1,338.50
MONTICELLO AQUATIC CENTER	SWIM MEET MEDALS-POOL	25.00
MOUNT VERNON AREA ARTS COUNCIL	SUPPORT	4,500.00
MOUNT VERNON LISBON SUN	ADS/PUBLICATIONS-ALL DEPTS	972.18
MOUNT VERNON LISBON SUN	ADS/PUBLICATIONS-COMM CENTER	200.00
MOUNT VERNON POLICE RESERVES	SPECIAL EVENTS-PD	72.00
MV ACE HARDWARE	SUPPLIES-ALL DEPTS	1,597.94
NEAL'S WATER CONDITIONING SERVICE	WATER/SALT-RUT,P&A,SEW	145.80
NICK NISSEN	CELL PHONE STIPEND-PW	480.00
OPN ARCHITECTS	WELLNESS CENTER/STUDY PHASE	40,964.96
PACE SUPPLY	CHALK-WAT	34.50
PAYROLL	CLAIMS	84,074.24
PERSONAL TOUCH EMBROIDERY	PERSONAL TOUCH EMB-PD	400.00
POSTMASTER	UTIL BILL POSTAGGE-WAT,SEW,SW	379.19
RED LION RENEWABLES	SOLAR ELECTRIC PRODUCTION-P&A	325.44
RICKARD SIGN AND DESIGN CORP	YARD SIGNS,BANNERS-K9	630.00
ROTO-ROOTER	7TH ST & MEADOW LN SE	437.50
SAM'S CLUB #8162	SUPPLIES-POOL	514.91
SE LINN COMMUNITY CENTER	SUPPORT	20,000.00
SHERWIN WILLIAMS CO.	ROAD PAINT-RUT	583.50
SIMMERING CORY IOWA CODIFICATION	CODE UPDATES-P&A	510.00
STAPLES ADVANTAGE	SUPPLIES-P&A	83.82
STATE HYGIENIC LAB	TESTING-SEW	2,101.50
STONE CITY QUARRIES	FLAG STONE/MEMORIAL PARK-P&REC	863.04
STONE CITY QUARRIES	FLAG STONE/MEMORIAL PARK-P&REC	281.50
SUE RIPKE	CELL PHONE STIPEND-ALL DEPTS	480.00
SUSAN SEE	WATER EXERCISE-POOL	150.00
TEMP VENDOR	TOBACCO COMPLIANCE CHECK-PD	25.00
TESSA MCEARCHERN	INTERN-MVHPC	787.50

TREASURER STATE OF IOWA	SALES TAX	6,836.00
UNITYPOINT CLINIC	DRUG TESTING-RUT	42.00
UNITYPOINT CLINIC	DRUG TESTING-RUT	244.00
US CELLULAR	CELL PHONE-PD	163.48
US CELLULAR	CELL PHONE-RUT,P&REC	154.77
UTILITY SERVICE INC	WATER TOWER MAINT-WAT	4,749.02
VEENSTRA & KIMM INC	5TH AVE/1ST ST W TRAFFIC SIGNAL	30.00
WAPSI WASTE SERVICE	GB,RECY,LEAF-SW	24,125.96
WAPSI WASTE SERVICE	RECY-SW	1,080.00
WATER SOLUTIONS UNLIMITED INC	CHEMICALS-WAT	4,481.00
WENDLING QUARRIES	CONCRETE SAND-RUT	109.76
WENDLING QUARRIES	LANDSCAPE/MEM PARK	114.37
WENDLING QUARRIES	BACKFILL-RUT	91.36
WEX BANK	FUEL-PD,WAT,SEW	1,315.28
	TOTAL	401,969.83

Discussion and Consideration of Setting a Public Hearing Date for an Ordinance Amending Chapter 92 Water Rates of the Mt. Vernon Municipal Code – Council Action as Needed. Nobsisch explained that this is the ordinance that was discussed at the last meeting and was regarding the possible forgiveness of large amounts of water usage. Christensen motioned to set the Public Hearing date for August 6, 2018 at 6:30 p.m., seconded by Rose. Carried all.

Accept Letter of Resignation from Marty Christensen. Mayor Hampton and Council expressed their regret in accepting Christensen's Letter of Resignation but wished him well. Nobsisch explained that with a little more than one year left in Christensen's term Council has a choice as to how to fill the position; they can appoint or hold an election. Christensen's letter states his resignation will be effective August 8, 2018. At the August 20<sup>th</sup> meeting Council can appoint an individual to fill the position until the November 2019 election. Council can indicate if they would like to fill this position by appointment and citizens can still petition to hold a vote.

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

Mt. Vernon Police Report. Police Chief Doug Shannon stated there were 6 reported collisions in June and 15 incidents. Incidents included criminal mischief, fraud, domestic disturbance and more. Officer Moel attended the Opioid Steering Committee Mtg. Chief Shannon met with the Heritage Days committee. Officers worked 8 hours of STEP in June. Supplementing police coverage for the City of Lisbon has resulted in 2,318 minutes of patrol and 6 calls for service. Total time was 40.92 hours for a total of \$1,636.67.

Mt. Vernon Public Works Report. Public. City crews updated the west ADA ramp to the elementary school. The area around the storm inlet at the corner of 4<sup>th</sup> Avenue and 5<sup>th</sup> Avenue SW has been repaired because vegetation in the area and the steep slope made it difficult to mow. Crosswalk painting has started. City crews helped with Heritage Days set up/tear down.

Mt. Vernon Parks and Rec Report. Summer staff are working on various projects such as painting picnic tables and repairing ball fields. Pool attendance has been great. Work continues with Cogran, the online registration contractor, on a new interface for online registration.

#### **Reports of Mayor/Council/Administrator**

City Administrator's Report. Water and Sewer rates increased by 3% on July 1, 2018 as set by ordinance. The new WET (Water Service Excise Tax) began replacing the State sales tax for water charges. This new tax will fund water quality infrastructure and assistance. Auditors were here for the preliminary audit and will

return the week of August 12 to finish. The next By-pass Steering Committee has been set for July 25, 2018, 6:00 p.m.

As there was no further business to attend to the meeting adjourned the time being 7:14 p.m., July 16, 2018.

Respectfully submitted,  
Sue Ripke  
City Clerk

## Marsha Dewell

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**From:** Licensing@IowaABD.com  
**Sent:** Thursday, July 12, 2018 2:35 AM  
**To:** Marsha Dewell  
**Cc:** Licensing@IowaABD.com  
**Subject:** Liquor License Pending Dram Shop

The following application(s) is complete and awaiting dramshop insurance endorsement by the appropriate insurance carrier. After the insurance carrier has endorsed coverage, the application(s) will be submitted to the local authority for review.

License #	License Status	Business Name
LC0043752	Pending Dram Shop	Palisades Cafe (117 1st St W 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

## **E. Public Hearing**

**AGENDA ITEM # E - 1 & F - 1**

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

<b>DATE:</b>	August 6, 2018
<b>AGENDA ITEM:</b>	Public Hearing – Ordinance on Water Exemption
<b>ACTION:</b>	Motion

**SYNOPSIS:** I have provided the original ordinance submitted to the Council on July 2, 2018. I have also included communication from Graham Carl (City Attorney's office) regarding the two proposed changes suggested by the Council. I have V&K working on the definition of the mechanical failures and will present a possible revised ordinance on Monday, August 6, 2018. Graham is recommending against loosening the verbiage of future bills for the following reasons: "Regarding the timing issue, I would be concerned with saying "customer's future bills" for two reasons. First, if we don't provide a definite time frame the statute might have enforceability issues due to vagueness, and will definitely cause headaches for city hall with people constantly calling to check on the status of their credit since no time frame is given. The statute as written provides that the credit will be on the next monthly statement after the decision to award the credit is made by the City Administrator or the City Council."

**BUDGET ITEM:** N/A

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Motion to Close Hearing – Proceed to F - 1

**ATTACHMENTS:** See Ordinance #8-6-201A

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 7/26/18

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

## Chris Nosbisch

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**From:** Graham Carl <gcarl@spmbllaw.com>  
**Sent:** Wednesday, July 25, 2018 2:01 PM  
**To:** Chris Nosbisch  
**Subject:** RE: Water Ordinance [IWOV-SPMB.FID15798]

Chris,

I think a good starting place might be to talk to public works and see what type of things they think should be covered under this statute. I do not have the engineering knowhow, or enough functioning knowledge of how water and sewer systems work to come up with a good definition of mechanical failure in this context. If I can get a better idea of what the statute should actually cover I may be able to come up with a workable definition.

With respect to coming up with things that do not constitute a mechanical failure, I think we would open up a can of worms by trying to list out all of the things that do not constitute a mechanical failure, particularly where the items you mentioned are all voluntary acts that clearly fall outside of the definition.

Regarding the timing issue, I would be concerned with saying "customer's future bills" for two reasons. First, if we don't provide a definite time frame the statute might have enforceability issues due to vagueness, and will definitely cause headaches for city hall with people constantly calling to check on the status of their credit since no time frame is given. The statute as written provides that the credit will be on the next monthly statement after the decision to award the credit is made by the City Administrator or the City Council. Why not just calculate the amount of the rebate at the same time you make the determination as to whether the customer is entitled to the rebate under the statute in the first place? That way there is no scrambling between when the customer is informed of the decision and when the rebate has to go thorough.

The second issue with an open ended time frame for the rebate is how will the city address the rebate if the customer moves out of Mount Vernon while they are still waiting for their rebate?

Let me know you thoughts and the City's suggestions about what should be covered and I will try to put some satisfactory language together.

Thanks,

Graham



SIMMONS PERRINE  
MOYER BERGMAN PLC

Graham Carl  
Attorney

Simmons Perrine Moyer Bergman PLC  
115 3rd Street SE, Suite 1200  
Cedar Rapids, Iowa 52401-1266  
Telephone: (319) 896-4061  
Fax: (319) 366-1917  
[Email](#) | [Bio](#)

**ORDINANCE NO. #8-6-2018A**  
**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MOUNT VERNON,**  
**IOWA, BY ADDING A NEW SUBSECTION “REDUCTION IN BILLS FOR WATER AND SEWER**  
**SERVICE”**

WHEREAS, The City of Mount Vernon, Iowa desires to provide a mechanism for customers of its Water Service System a mechanism to have their water service bills reduced where excessive use is the result of a mechanical failure in the customer’s plumbing system.

BE IT ENACTED by the City Council of the City of Mount Vernon, Iowa:

**Section. 1** The Code of Ordinances of the City of Mount Vernon, Iowa, is amended by removing subsection 92.04(4) and adding a new subsection in Chapter 92, numbered 92.11, entitled “REDUCTION IN BILLS FOR WATER AND SEWER SERVICE”, which is hereby adopted to read as follows:

1. A reduction in the water and sewer portion of a customer's utility bill shall be granted only on the following terms and conditions:
  - A. Extraordinary water and sewer usage which results in a utility bill for which a reduction is sought must stem from mechanical failure which is not caused by the customer or an occupant of the affected property.
  - B. The mechanical failure must be repaired by the customer within fourteen (14) days of its discovery or receipt of notification by the City of the extraordinary usage, whichever is earlier.
  - C. No adjustment shall be made unless the water consumed in the month of extraordinary use exceeds 150% the customer's average monthly usage. Average monthly usage for the purposes of this section shall be calculated utilizing a one year rolling average of the volume of water used by the customer.
  - D. Any reduction shall be limited to the three monthly billing periods preceding the date that the repairs are made to the customer's plumbing system.
  - E. All requests for an adjustment must be made on a form provided by the City with required attachments and presented to the City Clerk within fourteen (14) days after the completion of repairs. The City Administrator shall grant or deny the application for reduction and notify the customer by ordinary mail of this decision and the amount owed. The customer may appeal the Administrator's decision to the City Council by written request mailed or delivered to the City Clerk within 10 days of the date of the Administrator's notice to the customer. The appeal will be placed on the City Council's agenda as soon as practical and the City Clerk shall notify the customer by ordinary mail of the date of hearing at least, five (5) days prior to the date of the hearing.

2. In the event that the customer demonstrates qualification for a reduction in the customer's utility charges under the foregoing guidelines, and is granted a reduction by the City Administrator or the City Council on appeal, then water and sewer portion the monthly utility bill for which reduction is sought shall be reduced by 25% with such reduction being provided to the customer as a credit toward the customer's next monthly bill issued after City Administrator or City Council's decision.

**Section 2.** 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 3.** 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 \_\_\_\_\_, 2018.

ATTEST:

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

\_\_\_\_\_  
Sue Ripke – City Clerk

I certify that the foregoing was published as  
Ordinance No. \_\_\_\_ on the \_\_\_\_ day of \_\_\_\_\_, 2018.

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

## **J. Motions for Approval**

CITY OF MOUNT VERNON  
CLAIMS FOR APPROVAL, AUGUST 6, 2018

MOUNT VERNON, CITY OF	TRANSFER	326,314.00
MOUNT VERNON, CITY OF	TRANSFER	305,639.00
MOUNT VERNON, CITY OF	TRANSFER	177,017.00
PAYROLL	CLAIMS	150,344.23
MOUNT VERNON, CITY OF	TRANSFER	117,438.00
MOUNT VERNON COMMUNITY SCHOOLS	LAND PURCHASE	60,000.00
MOUNT VERNON, CITY OF	TRANSFER	25,500.00
MOUNT VERNON, CITY OF	TRANSFER	25,500.00
KLUESNER CONSTRUCTION INC	CRACK SEALING-RUT	25,402.15
MOUNT VERNON, CITY OF	TRANSFER	21,000.00
MOUNT VERNON, CITY OF	TRANSFER	15,000.00
MOUNT VERNON, CITY OF	TRANSFER	15,000.00
MOUNT VERNON, CITY OF	TRANSFER	8,250.00
MOUNT VERNON, CITY OF	TRANSFER	8,250.00
MOUNT VERNON, CITY OF	TRANSFER	8,250.00
ALLIANT IES UTILITIES	ENERGY USAGE-SEW	5,612.39
LEXIPOL	ONLINE MANUAL-PD	5,451.00
VEENSTRA & KIMM INC	WWTP IMPROVEMENTS	4,170.00
US BANK	CREDIT CARD PURCHASES	4,006.35
BARB MOZINGO	SIDEWALK PROJECT AGREEMENT	3,264.00
TREASURER STATE OF IOWA	WET TAX	2,782.00
VEENSTRA & KIMM INC	WEST 1ST ST CULVERT REPLACEMENT	2,510.59
TREASURER STATE OF IOWA	SALES TAX	2,267.00
RICHARD BURROUGHS	CEMETERY MAINT	2,250.00
LINN CO-OP OIL CO	FUEL-PW	1,949.92
ALLIANT IES UTILITIES	ENERGY USAGE-WAT	1,945.11
VEENSTRA & KIMM INC	CITY ENGINEERING GENERAL	1,370.50
IOWA DEPT OF NATURAL RESOURCES	NPDES PERMIT FEE #5758001	1,275.00
CARRICO AQUATIC RESOURCES INC	CHEMICALS-POOL	832.15
JDM CONCRETE LLC	ADA RAMP-RUT	742.00
VEENSTRA & KIMM INC	WAGON PASS EVALUATION	691.57
CUMMINS SALES AND SERVICE	ALLIANT/OVER VOLTAGE-SEW	639.55
SIMMONS PERRINE MOYER BERGMAN	LEGAL FEES-P&A	630.00
SHERWIN WILLIAMS CO.	TRAFFIC PAINT-RUT	624.35
ALLIANT IES UTILITIES	ENERGY USAGE-SEW	537.82
CONNOR SMITH	INTERN-MVHPC	500.00
VEENSTRA & KIMM INC	5TH AVE/1ST ST W TRAFFIC SIGNAL.	479.00
ELECTRONIC ENGINEERING CORP	INFORMATION SYSTEMS	419.40
IOWA SOLUTIONS INC	BUSINESS INTERNET SERVICES	410.00
VEENSTRA & KIMM INC	8TH AVE QUIET ZONE CONSULTATION	387.00
POSTMASTER	UTIL BILL POSTAGE-WAT,SEW,SW	372.40
SIMMONS PERRINE MOYER BERGMAN	LEGAL FEES-P&A	360.00
STAPLES ADVANTAGE	TONER,INK-ALL DEPTS	320.41
ELLIS IMPLEMENT INC	SICKLE BAR BRACE-RUT	318.33
DEAN SMYTH	CELL PHONE STIPEND-RUT	300.00
ST LUKE'S WORK WELL SOLUTIONS	PHYSICAL-PD	275.00
HAWKEYE READY MIX	5TH AVE RAMP-RUT	264.38
MEDIACOM	PHONE/INTERNET-P&A	256.03
MEDIACOM	PHONE/INTERNET-PD	256.03
SAM'S CLUB	SUPPLIES-POOL	240.35
CARRICO AQUATIC RESOURCES INC	CHEMICALS-POOL	238.16
MOUNT VERNON BANK	NSF CHECK-WAT	211.28
CEDAR RAPIDS TIRE	TIRE-RUT	181.22
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHTS	164.01
US CELLULAR	CELL PHONE-RUT,P&REC	154.77
PITNEY BOWES	POSTAGE METER LEASE-ALL DEPTS	146.61
COGRAN SYSTEMS	ONLINE REGISTRATION FEES-P&REC	128.00
CAMPBELL SUPPLY	GREASE GUN-RUT	125.92

CITY OF MOUNT VERNON  
CLAIMS FOR APPROVAL, AUGUST 6, 2018

MOUNT VERNON BANK	NSF CHECK-POOL	125.00
CARRICO AQUATIC RESOURCES INC	CHEMICALS-POOL	104.95
GORDON LUMBER COMPANY	BLDG SUPPLIES	102.75
ELDON DOWNS	UNIFORMS-RUT	101.96
DOUG SHANNON	FITNESS MEMBERSHIP-PD	100.00
TONY MOELLERS	DEPOSIT REFUND-WAT	100.00
RAPIDS REPRODUCTIONS INC	WELLNESS CENTER BOARD	99.00
LEDERER WESTON CRAIG	LEGAL FEES-P&A	93.00
FUTURE LINE TRUCK EQUIPMENT	SHOVEL HOLDER-RUT	84.52
MOUNT VERNON BANK	NSF CHECK-POOL	75.00
VEENSTRA & KIMM INC	SIDEWALK REPAIR PROGRAM	70.40
SHERWIN WILLIAMS CO.	FILLER CAP-RUT	68.76
NORTH CEDAR RECYCLING LLC	SHREDDING SERVICE-P&A	63.60
STAPLES ADVANTAGE	TABLETS, POUCHES-P&A	63.33
FRANCESCA LEE THOMPSON	CLEANING SERVICE-P&A	60.00
JOAN BURGE	CLEANING SERVICE-P&A	60.00
FRANCESCA LEE THOMPSON	CLEANING SERVICE-P&A	60.00
JOAN BURGE	CLEANING SERVICE-P&A	60.00
ALLIANT IES UTILITIES	ENERGY USAGE-P&REC	56.82
CARRICO AQUATIC RESOURCES INC	SUPPLIES-POOL	46.15
ST LUKE'S WORK WELL SOLUTIONS	DRUG TEST-RUT	40.00
ALLIANT IES UTILITIES	ENERGY USAGE-EMA	39.70
NEAL'S WATER CONDITIONING	WATER/SALT-RUT	32.65
ALISON SOJKA	DEPOSIT REFUND-WAT	31.89
AAA PEST CONTROL	PEST CONTROL-P&A	30.00
MOUNT VERNON BANK	NSF CHECK-PD	25.00
GREIF MOBILE HOME PARK	DEPOSIT REFUND-WAT	18.54
ALLIANT IES UTILITIES	ENERGY USAGE-CEM	17.66
P&K MIDWEST INC	MAINT-RUT	9.39
	TOTAL	1,340,804.05

**AGENDA ITEM # J – 2 & 3**

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

**DATE:** August 6, 2018

**AGENDA ITEM:** Set Dates

**ACTION:** Motion

**SYNOPSIS:** Simmering-Cory (consultant for our City Code updates) provides a legislative summary each year outlining State laws that may require the City to amend codes. This year there were two City codes affected by newly adopted State legislation. Each item will need a separate motion to set a public hearing date for 6 p.m. on Monday, August 20, 2018.

**BUDGET ITEM:** N/A

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Motion

**ATTACHMENTS:** Proposed Ordinances

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 7/26/18

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MOUNT VERNON, IOWA, 2000, BY AMENDING PROVISIONS PERTAINING TO CIGARETTE AND TOBACCO PERMITS**

Be It Enacted by the City Council of the City of Mount Vernon, Iowa:

**SECTION 1. SECTION MODIFIED.** Section 121.05 of the Code of Ordinances of the City of Mount Vernon, Iowa, 2000, is repealed and the following adopted in lieu thereof:

**121.05 ISSUANCE AND EXPIRATION.** Upon proper application and payment of the required fee, a permit shall be issued. Each permit issued shall describe clearly the place of business for which it is issued and shall be nonassignable. All permits expire on June 30 of each year. The Clerk shall submit a duplicate of any application for a permit to the Alcoholic Beverages Division of the Department of Commerce within 30 days of issuance of a permit.

**SECTION 2. SEVERABILITY CLAUSE.** If any section, provision 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 section, provision or part thereof not adjudged invalid or unconstitutional.

**SECTION 3. WHEN EFFECTIVE.** This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the Council on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, and approved this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Third Reading: \_\_\_\_\_

I certify that the foregoing was published as Ordinance No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
City Clerk

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MOUNT VERNON, IOWA, 2000, BY AMENDING PROVISIONS PERTAINING TO TRAFFIC REGULATIONS**

Be It Enacted by the City Council of the City of Mount Vernon, Iowa:

**SECTION 1. NEW SUBSECTION.** The Code of Ordinances of the City of Mount Vernon, Iowa, 2000, is amended by adding a new subsection to Section 62.01 which is hereby adopted to read as follows:

144. 321.449B – Texting or using a mobile telephone while operating a commercial motor vehicle.

**SECTION 2. SEVERABILITY CLAUSE.** If any section, provision 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 section, provision or part thereof not adjudged invalid or unconstitutional.

**SECTION 3. WHEN EFFECTIVE.** This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the Council on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, and approved this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

First Reading: \_\_\_\_\_

Second Reading: \_\_\_\_\_

Third Reading: \_\_\_\_\_

I certify that the foregoing was published as Ordinance No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
City Clerk

**AGENDA ITEM # J – 4**

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

**DATE:** August 6, 2018

**AGENDA ITEM:** Sign

**ACTION:** Motion

**SYNOPSIS:** CDG is proposing a new sign for the property owned by Jim Engelbrecht (adjacent to the city parking lot). The sign would be affixed to the retaining wall and act as a wayfinding device for visitors.

**BUDGET ITEM:** N/A

**RESPONSIBLE DEPARTMENT:** CDG

**MAYOR/COUNCIL ACTION:** Motion

**ATTACHMENTS:** Application and Proposed Sign

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 7/26/18

APPLICATION REVIEW COULD TAKE BETWEEN 10-14 BUSINESS DAYS

CITY OF MOUNT VERNON  
Building Permit Application

Date Submitted: 7/20/18

1 Site Address/  
Lot Subdivision: Engelbrecht property [between Liberty Iron Works & North City]

2 Use of Structure: Sign

3 Owner/Tenant:  
Address: Jim Engelbrecht / Biz's BBQ  
City: 124 2nd Ave N (Rack 104)

Daytime Phone: 319-210-9935 State: IA ZIP: 52214

E-Mail: director @ visitmvl.com Other Phone: \_\_\_\_\_

4 Contractor:  
Address: Richard Engelbrecht  
City: \_\_\_\_\_

Daytime Phone: \_\_\_\_\_ State: \_\_\_\_\_ ZIP: \_\_\_\_\_

E-Mail: \_\_\_\_\_ Other Phone: \_\_\_\_\_

4a) Electrical Sub-Contractor \_\_\_\_\_ State or County License #'s \_\_\_\_\_  
4b) Mechanical Sub-Contractor \_\_\_\_\_ License # \_\_\_\_\_  
4c) Plumbing Sub-Contractor \_\_\_\_\_ License # \_\_\_\_\_  
4d) Other Sub-Contractor \_\_\_\_\_ License # \_\_\_\_\_

5 Project Description: CDG sign to map to be affixed to retaining wall below City lot

6 Plans Required: Submit Three (3) Copies

Plot Plan \_\_\_\_\_ Elevations \_\_\_\_\_ Foundation Plan \_\_\_\_\_  
Floor Plans \_\_\_\_\_ Cross Sections \_\_\_\_\_ Details \_\_\_\_\_  
Mechanical \_\_\_\_\_ Electrical \_\_\_\_\_ Other \_\_\_\_\_  
Heating/Cooling \_\_\_\_\_

7 Contact Person: Doc Jennison  
8 Dollar Valuation of Project: \$1050.00 Phone: 319-210-9935

Is Project Subject To:	To Be Completed by City of Mount Vernon		Site Zone:	Lot Area:	Linn Co. Fees	MV Admin Fee	Other:	Staff Initials:	Linn Co Permit #	MV Permit #	Date Issued
	Yes	No									
Iowa Architectural Law						35.00					
Formal Site Plan Review											
Plot Plan Review											
Energy Code Review											
Historic Preservation Review											
Flood Plain Regulations											

Zoning Admin: \_\_\_\_\_ Approved: \_\_\_\_\_ Denied: \_\_\_\_\_ Date: \_\_\_\_\_  
Reason (if denied): \_\_\_\_\_

Signature: \_\_\_\_\_  
City of Mount Vernon Fax #319-895-6108

For new construction and remodeling: Conduit needs to be run for the outside meter reading device and installation of the outside reading device is required prior to occupancy. A 3/4" minimum diameter for conduit is required. A 24 hour notice is required for water inspection and installation. All water meters will be installed by the City. Water turn on can only be performed by a City employee. A 48 hour notice prior to closing on new construction required for final inspection and to allow for any deficiencies to be correction. Review may take 10-14 days.



**AGENDA ITEM # J – 5**

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

**DATE:** August 6, 2018

**AGENDA ITEM:** Mural

**ACTION:** None

**SYNOPSIS:** As I explained to the Mayor, there is no formal requirement for murals to come to the City Council. With that being said, each mural has been presented to the City Council as an FYI in the past. In keeping with that tradition, staff has submitted the latest mural proposal from Sing Along Bar and Grill. The mural has been in front of historic preservation and received a certificate of appropriateness on July 18, 2018.

**BUDGET ITEM:** N/A

**RESPONSIBLE DEPARTMENT:** City Administrator

**MAYOR/COUNCIL ACTION:** Motion

**ATTACHMENTS:** HPC Application

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 7/26/18

# CERTIFICATE OF APPROPRIATENESS

## MOUNT VERNON HISTORIC PRESERVATION COMMISSION

Address of Property: 100 1st Street SE, Mt. Vernon, IA 52314

Historic District: Commercial Historic District

Owner of Property Sam Jennison

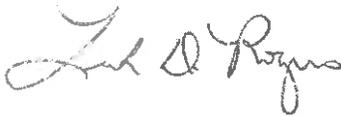
Date of Application: 06/25/2018

Date of Design Review by MVHPC: 07/18/2018

This is to certify that the **MVHPC met officially on July 18, 2018 at 5:30 pm** at the Visitors' Center in Mt. Vernon to review the application for the proposed mural on the west side of 100 1st Street SE. This review was of the revision of the first mural design (initially submitted 06/25/2018). The reviewed mural design is inserted below for reference.

It was moved, seconded, and unanimously approved that the proposed revised mural design qualifies for a Certificate of Appropriateness pending approval of the sign permit by the City of Mount Vernon.

Submitted by:



\_\_\_\_\_  
Leah D. Rogers, Chair  
Mount Vernon Historic Preservation Commission

07/23/2018

Date



revised mural design

## Minutes of Mt. Vernon Historic Preservation Commission

July 18, 2018

The HPC met in open meeting at 5:30 pm at the Visitors Center.

Present - Leah Rogers, Mary Evans, Janet Budack, Sara Kelley, Hugh Lifson, Suzette Astley

Visitor - Joe Jennison

Approval of Minutes from the meeting of July 7, 2018 – Suzette Astley made the motion to approve and Mary Evans seconded. Unanimous approval.

### Design Reviews -

1. Revision of First Mural design submitted by Joe Jennison for 100 1<sup>st</sup> Street SE. Joe Jennison presented the redesign and noted that it would be in sepia tone. Leah Rogers read Matt Sider's email concerning the sign ordinance and exempt signs and what Matt had to say about the likelihood that he would consider it to fall under Section d. Exempt Signs, Item 5 - "Works of graphic art painted or applied to building walls which contain no advertising or business identification messages." Rogers noted that Siders has not yet signed off on the building permit for the mural. Motion was made by Sara Kelley to approve the redesigned mural submittal for a Certificate of Appropriateness pending approval of the permit by the City. Hugh Lifson seconded. Unanimous approval. Jennison was thanked for considering our recommendations resulting in the mural redesign.

2. Rogers presented the second permit application for design review for the installation of solar panels on the rear roof slope of Mike and Jill Ripke's house at 518 8<sup>th</sup> Street NW in the Ash Park Historic District. There was some discussion about needing additional guidance on solar panels in historic districts. Rogers noted that she would talk to Paula Mohr about it when she sees her this week in Des Moines. Rogers reminded that the Ripke house is non-contributing to the district; therefore, there would be no direct impact to a historic property. Hugh Lifson made the motion to approve the solar panel installation for a Certificate of No Material Effect. Janet Budack seconded. Unanimous approval.

3. Rogers noted that the third design review submittal from Ash Park HD for was dropped because house painting does not require a building permit and thus is not in our jurisdiction for design review. No further action was taken.

### Old Business -

Hugh Lifson presented some initial information about the tour of Jones County. He had contacted the Tourism Board and they have a package deal for tours that includes stops in Monticello, Camp Courageous, Edinburgh, Anamosa and Stone City. He stated the cost was \$5 per person or a \$50 minimum. Rogers asked if we could eliminate Camp Courageous as it has no

historical properties and is a modern site. Lifson will inquire about the possibilities. He will continue to work on finalizing a tour for this fall.

Mary Evans noted that the HPC spent all but \$77 of our FY2017-18 budget and were able to pay the interns before the end of the fiscal year. She also reported that Cornell's audio tour is done and Ash Park's audio tour is nearing completion. Gretchen Sutherland submitted a historic photograph of her house and it is now in the archives.

New Business -

Hugh Lifson reported on an article about Prospect Park in Brooklyn that is of interest and some remarkable photographs taken in New York City.

Next Regular Meeting - August 4, 2018 at 9:15 am

Meeting adjourned - 6:00 pm

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

**AGENDA ITEM # L – 1**

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

<b>DATE:</b>	August 6, 2018
<b>AGENDA ITEM:</b>	Nature Park Trail
<b>ACTION:</b>	None

**SYNOPSIS:** Matt will be providing a memo at a later time outlining the discussion points from the Parks and Rec Board. I have attached the proposed alternative routes that were discussed, along with the revised cost estimates. The “3<sup>rd</sup>” column is the trail that was originally proposed along the north side of Nature Park and 3<sup>rd</sup> St SE.

**BUDGET ITEM:** LOST Trail Funding

**RESPONSIBLE DEPARTMENT:** Parks and Rec

**MAYOR/COUNCIL ACTION:** None

**ATTACHMENTS:** Map and Cost Estimate

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 7/26/18

# Interoffice Memo

**To:** Honorary Mayor Hampton and Honorable Council Members

**From:** Matt Siders, Director of Parks and Recreation

**CC:**

**Date:** August 1, 2018

**Re:** Nature Park Trail Options

---

Dear Honorable Mayor Hampton and Honorary Council Members,

V&K Engineering have provided two additional options for your review for the Nature Park Trail project. You will see Option A and Option B. Each option provides it's own challenges, but Option A is the recommendation the Park and Rec Board would like to support over Option B and the original proposed trail (labeled as 3<sup>rd</sup> on the Opinion of Cost).

These are the reasons Park and Rec Board support Option A;

1. It follows the Comprehensive Trails Plan going through Nature Park. The Park and Rec Board discussed the possibility of re-routing the Quarry Ride Disc Golf holes to better accommodate this trail and felt it could be feasible. It would flow better routing users to the 4<sup>th</sup> Street crossing.
2. Will not impact as many residents as the original plan (3<sup>rd</sup> street) by adding trail to the front of their property.
3. Option B flows too close to the path and drive that are already existing in Nature Park. They also felt Option B was too far away from 3<sup>rd</sup> Street, where sidewalk or trail are really needed.
4. Cost savings will allow funds to be spent elsewhere on other planned trails.

It must be noted, that Park and Rec have not discussed Options A and B with residents in the proposed area. We would like to present these options and recommendation to City Council and are asking for guidance on how Council would like to proceed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Matt Siders", with a long horizontal flourish extending to the right.

**Matt Siders**

**Director of Parks and Recreation**

**City of Mount Vernon IA**

**Cell: 319-551-9513**





Opinion of Cost for 3rd Street Nature Park Trail  
MOUNT VERNON, IOWA  
June 11, 2018

*Original*

No.	Description	Unit	3rd		Option A		Option B	
			Quantity	Price	Quantity	Price	Quantity	Price
1	MOBILIZATION	LS	1	\$10,000.00	1	\$10,000.00	1	\$10,000.00
2	TRAFFIC CONTROL	LS	1	\$500.00	1	\$500.00	1	\$500.00
3	CONSTRUCTION SURVEY	LS	1	\$1,500.00	1	\$1,500.00	1	\$1,500.00
4	TOPSOIL, STRIP, SALVAGE+SPREAD	CY	47	\$664.00	55	\$660.00	60	\$720.00
5	SPECIAL BACKFILL MAT'L, PLACE ONLY	CY	217	\$5,425.00	0	\$0.00	0	\$0.00
6	RMVL OF PAVEMENT	SY	207	\$3,105.00	0	\$0.00	0	\$0.00
7	SURF, DRIVEWAY, CL A CR STONE	TON	54	\$2,430.00	0	\$0.00	0	\$0.00
8	REMOVE SIDEWALK	SY	69	\$1,035.00	55	\$825.00	55	\$825.00
9	RMVL OF CURB & GUTTER	LF	86	\$1,290.00	20	\$300.00	20	\$300.00
10	CLEAR & GRUBBING	UNIT	40	\$4,000.00	100	\$10,000.00	170	\$17,000.00
11	MODIFIED SUBBASE	CY	145	\$5,075.00	120	\$4,200.00	125	\$4,375.00
12	6 FOOT PCC TRAIL SIDEWALK 6"	SY	712	\$32,040.00	889	\$40,005.00	868	\$39,060.00
13	PCC CURB & GUTTER	LF	85	\$4,675.00	30	\$1,650.00	30	\$1,650.00
14	PCC DRIVEWAY	SY	174	\$7,830.00	30	\$1,350.00	30	\$1,350.00
15	HMA STANDARD 7" TRA3 64-22S	TONS	7	\$1,050.00	0	\$0.00	0	\$0.00
16	PCC PAVEMENT	SY	15	\$45.00	0	\$0.00	0	\$0.00
17	DETECTABLE WARNING - CURB RAMPS	SF	60	\$2,400.00	60	\$2,400.00	60	\$2,400.00
18	WATER SERVICE ADJUSTMENT	EA	5	\$2,500.00	0	\$0.00	0	\$0.00
19	VALVE BOX ADJUSTMENT	EA	2	\$1,000.00	0	\$0.00	0	\$0.00
20	RELOCATE TEE BOX	EA	1	\$250.00	2	\$500.00	2	\$500.00
21	RELOCATE HYDRANT	EA	1	\$2,500.00	0	\$0.00	0	\$0.00
22	SIGNS	EA	4	\$1,280.00	0	\$0.00	0	\$0.00
23	RMV+REINSTALL SIGN	EACH	1	\$200.00	0	\$0.00	0	\$0.00
24	PAINTED PAVT MARK, DURABLE	STA	3.3	\$620.00	0	\$0.00	0	\$0.00
25	HYDRO-SEED	ACRE	0.57	\$2,280.00	0.57	\$2,280.00	0.57	\$2,280.00

Subtotal	\$65,650.00	\$66,170.00	\$72,460.00
Contingency	\$12,847.50	\$9,925.50	\$10,869.00
<b>Construction Total</b>	<b>\$98,500.00</b>	<b>\$76,100.00</b>	<b>\$83,330.00</b>
Engineering	\$14,780.00	\$11,420.00	\$12,500.00
<b>Project Total</b>	<b>\$113,280.00</b>	<b>\$87,520.00</b>	<b>\$95,830.00</b>

### Comprehensive Trails Plan

This plan contains updates and amendments to the trails planning that the community undertook with the development of the "Mount Vernon Parks and Schools Safe Connection Routes Plan" completed in 2007. This map specifically updates Map 4: Long-Range Level of Service Recommendations of that trails plan.

Significant updates include:

1. Clipping Pallades Road as a less than desirable pedestrian crossing due to limited sight distance.
2. Identifying 4th Street South as a primary pedestrian route, due to recent acquisition of additional Nature Park land at the east end of the corridor and great intersection sight distance at Highway 1.
3. Refined west side connector route to coincide with latest development plans for Stonebrook neighborhood.
4. Plan considers forthcoming roundabout improvements and resulting improved pedestrian access at the intersection of Highway 1 and 30.
5. Plan includes accommodations for access to south of Highway 30 bypass and linkages to regional trails and Pallades-Kepler State Park.
6. Plan identifies more strategically planned crossings of Highway 1

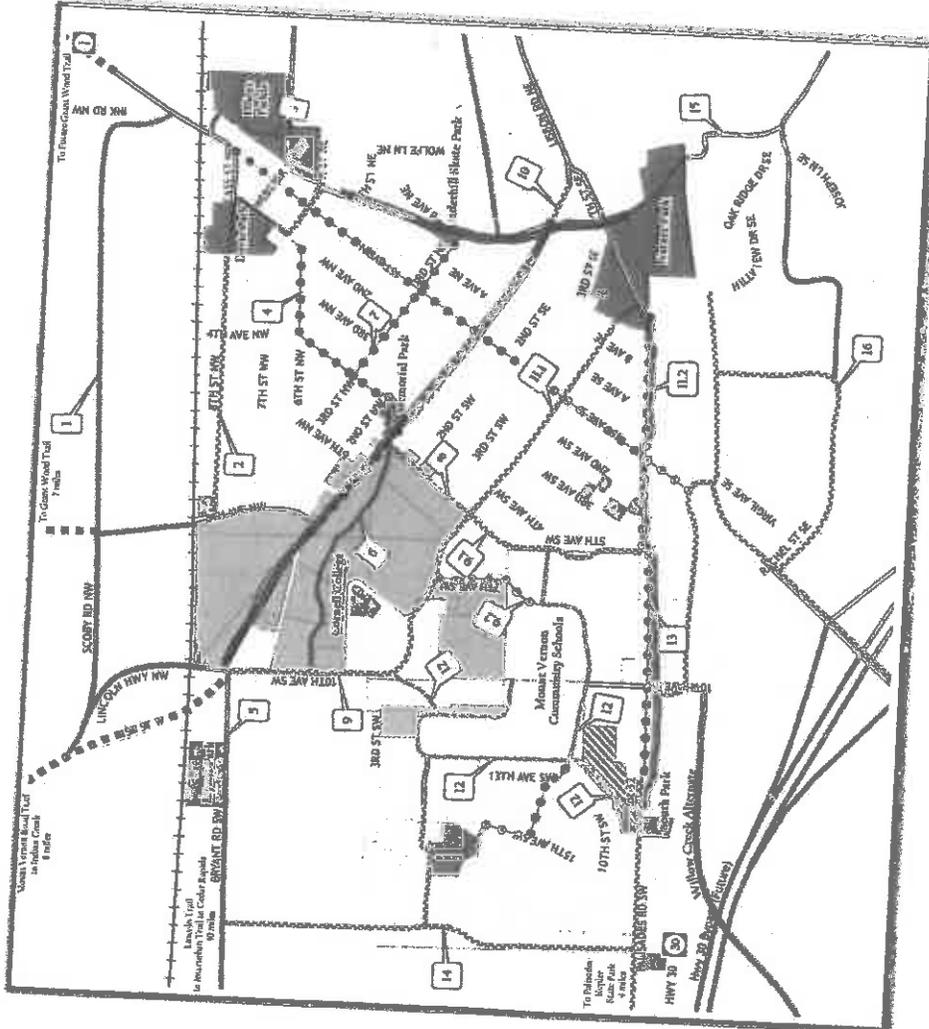
The trails plan identifies four preferred Highway 1 crossing locations between Pallades Road and Cass Street North. Three of the crossings are located where Highway 1 traffic is not required to stop (i.e. 4th Street South, 3rd Street North & 7th Street North) and the fourth preferred intersection is suggested to occur at 1st Street where traffic lights exist. These crossing locations are logically spaced and were selected because topography and sight distance are not an issue. Few locations will require minor limbing up of trees; however is not a significant issue.

Other than these aforementioned updates, the "Mount Vernon Parks and Schools Safe Connection Routes Plan" should still be considered the guiding document for the community's trail development. Much research and community input was put forth with that process and simply was not feasible to start that process over within the Visioning Program timeframe.

### LEGEND

- 1. Grade Separated, Concrete Trail
- 2. Widened Sidewalk, Shared-Use Road
- 3. Widened Shoulder, Shared-Use Road
- 4. Standard Sidewalk, Shared-Use Road
- 5. Widened Shoulder, Shared-Use Road
- 6. Existing In-Progress Routes
- 7. Discretion of School District
- 8. Joint City and Suburb Property
- 9. Mount Vernon City Parks
- 10. Mount Vernon Community School District
- 11. Connell College

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- 13. Council NVCSD Area 11 Branch
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- 202. Council NVCSD Area 200 Branch



# Mount Vernon

## Comprehensive Trails Plan

Landscape Architect: Loren Hoffman, ASLA, Hall and Hall Engineers, Inc.

L.A Intern: Nicholas Gulick and Robin Hamadani, ISU Landscape Architecture Extension

Iowa Department of Transportation Trees Forever ISU Landscape Architecture Extension

ISU Extension Community and Economic Development





Opinion of Cost for 3rd Street Nature Park Trail  
 MOUNT VERNON, IOWA  
 June 11, 2018

No.	Description	Unit	3rd		Option A		Option B	
			Quantity	Price	Quantity	Price	Quantity	Price
1	MOBILIZATION	LS	1	\$10,000.00	1	\$10,000.00	1	\$10,000.00
2	TRAFFIC CONTROL	LS	1	\$500.00	1	\$500.00	1	\$500.00
3	CONSTRUCTION SURVEY	LS	1	\$1,500.00	1	\$1,500.00	1	\$1,500.00
4	TOPSOIL, STRIP, SALVAGE+SPREAD	CY	47	\$12.00	55	\$664.00	60	\$720.00
5	SPECIAL BACKFILL MAT'L, PLACE ONLY	CY	217	\$5,425.00	0	\$0.00	0	\$0.00
6	RMVL OF PAVEMENT	SY	207	\$15.00	0	\$0.00	0	\$0.00
7	SURF, DRIVEWAY, CL A CR STONE	TON	54	\$45.00	0	\$0.00	0	\$0.00
8	REMOVE SIDEWALK	SY	69	\$15.00	55	\$825.00	55	\$825.00
9	RMVL OF CURB & GUTTER	LF	86	\$15.00	20	\$300.00	20	\$300.00
10	CLEAR & GRUBBING	UNIT	40	\$100.00	100	\$10,000.00	170	\$17,000.00
11	MODIFIED SUBBASE	CY	145	\$35.00	120	\$4,200.00	125	\$4,375.00
12	6 FOOT PCC TRAIL SIDEWALK 6"	SY	712	\$45.00	889	\$40,005.00	868	\$39,060.00
13	PCC CURB & GUTTER	LF	85	\$55.00	30	\$1,650.00	30	\$1,650.00
14	PCC DRIVEWAY	SY	174	\$45.00	30	\$1,350.00	30	\$1,350.00
15	HMA STANDARD 7" TRA3 64-22S	TONS	7	\$150.00	0	\$0.00	0	\$0.00
16	PCC PAVEMENT	SY	15	\$45.00	0	\$0.00	0	\$0.00
17	DETECTABLE WARNING - CURB RAMPS	SF	60	\$40.00	60	\$2,400.00	60	\$2,400.00
18	WATER SERVICE ADJUSTMENT	EA	5	\$500.00	0	\$0.00	0	\$0.00
19	VALVE BOX ADJUSTMENT	EA	2	\$500.00	0	\$0.00	0	\$0.00
20	RELOCATE TEE BOX	EA	1	\$250.00	2	\$500.00	2	\$500.00
21	RELOCATE HYDRANT	EA	1	\$2,500.00	0	\$0.00	0	\$0.00
22	SIGNS	EA	4	\$320.00	0	\$0.00	0	\$0.00
23	RMV+REINSTALL SIGN	EACH	1	\$200.00	0	\$0.00	0	\$0.00
24	PAINTED PAV'T MARK, DURABLE	STA	3.3	\$620.00	0	\$0.00	0	\$0.00
25	HYDRO-SEED	ACRE	0.57	\$4,000.00	0.57	\$2,280.00	0.57	\$2,280.00

Subtotal	\$85,650.00	\$66,170.00	\$72,460.00
Contingency	\$12,847.50	\$9,925.50	\$10,869.00
<b>Construction Total</b>	<b>\$98,500.00</b>	<b>\$76,100.00</b>	<b>\$83,330.00</b>
Engineering	\$14,780.00	\$11,420.00	\$12,500.00
<b>Project Total</b>	<b>\$113,280.00</b>	<b>\$87,520.00</b>	<b>\$95,830.00</b>





**AGENDA ITEM # L – 2**

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

<b>DATE:</b>	August 6, 2018
<b>AGENDA ITEM:</b>	Zoning Code Update
<b>ACTION:</b>	None

**SYNOPSIS:** Matt will be handing out a copy of the proposed zoning code update for you at the meeting. This will allow Council four weeks to review the proposed ordinance before the public hearing takes place in September. Matt will also be highlighting the major points of interest as outlined by the Planning and Zoning Commission.

**BUDGET ITEM:** N/A

**RESPONSIBLE DEPARTMENT:** P&Z

**MAYOR/COUNCIL ACTION:** None

**ATTACHMENTS:** None

**PREPARED BY:** Chris Nosbisch

**DATE PREPARED:** 7/26/18

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

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**CITY OF MT. VERNON  
CITY ADMINISTRATOR  
REPORT TO THE CITY COUNCIL  
August 6, 2018**

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- A majority of the crack sealing is complete, while the sealcoat projects are just getting underway.
- Staff has received training and is close to rolling out the credit card payments at city hall. The safety improvements at city hall are slated to begin in August/September. City Hall will remain open although we may have a makeshift walk up window during the construction period.
- The community wellness centers second round of cost estimating is complete and prices have increased by a slight 1.9%. Both staff and OPN are quite encouraged by the numbers given the number of tariffs that have been introduced. The project is still scheduled for a September letting.
- The UV disinfection project is also slated for a fall letting but it is likely that construction will not begin until spring of 2019.
- Now that the zoning code is complete, we have asked Chad Sands for a proposed amount to update the subdivision regulations. The proposal will come to the Council in August.