

City of Mt. Vernon, Iowa

Meeting:	Mt. Vernon City Council Meeting
Place:	Mt. Vernon City Hall, 213 First Street NW, Mt. Vernon, Iowa 52314
Date/Time:	August 1, 2016 – 6:30 PM
Web Page:	www.cityofmtvernon-ia.gov
Posted:	July 29, 2016

Mayor:	Jamie Hampton	City Administrator:	Chris Nosbisch
Mayor Pro-Tem:	Marty Christensen	City Attorney:	Robert Hatala
Councilperson:	Paul Tuerler	Assis. Admin/City Clerk:	Sue Ripke
Councilperson:	Scott Rose	Deputy City Clerk:	Marsha Dewell
Councilperson:	Tom Wieseler	Chief of Police:	Doug Shannon
Councilperson:	Eric Roudabush		

Prior to the start of the regularly scheduled City Council meeting, the Mayor and City Council will be touring the Parks and Recreation/Public Works Facility located in 202 7th Street NE, Mt. Vernon, Iowa. The tour will begin at 5:30 p.m., August 1, 2016.

- 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 18, 2016 Regular Council Meeting
- 2. Approval of Liquor License – Guppy's on the Go

E. Public Hearing

- 1. Public Hearing on an Ordinance to Adopt Chapter 48 Social Host of the Mt. Vernon Municipal Code
 - i. Close Public Hearing – proceed to F-1

F. Ordinance Approval/Amendment

- 1. An Ordinance to adopt Chapter 48 Social Host of the City of Mt. Vernon Municipal Code
 - i. Motion to approve first reading and proceed with second reading/or suspend rules and proceed to third and final reading

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 Ragbrai Submittal – Council Action as Needed

K. Reports to be Received/Filed

1. None

L. Discussion Items (No Action)

1. None

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.

**JUST A
REMINDER!!**

**WE ARE MEETING
AT THE PARKS AND
REC/PUBLIC
WORKS BUILDING
(ELLIOT PARK) AT
5:30, BEFORE THE
REGULAR COUNCIL
MEETING.**

D. Consent Agenda

Prior to the start of the regularly scheduled City Council meeting, Mayor Hampton and council toured the Mt. Vernon Public Works facility located at 1040 2nd Avenue NW, Mt. Vernon, Iowa. The tour began at 5:30 p.m., July 18, 2016.

The Mount Vernon City Council met July 18, 2016 at the Mount Vernon City Hall Council Chambers with the following members present: Roudabush, Tuerler, Christensen and Rose. Absent: Wieseler.

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

Agenda Additions/Agenda Approval. Motion made by Rose, seconded by Christensen to approve the agenda. Carried all. Wieseler absent.

Communications

True North Presentation-Worker's Compensation. Stuart Haker with True North provided Council with a report explaining the Experience Modification factor for worker's compensation insurance. He felt there was often confusion amongst many people about how that factor works and what it means for the City of Mount Vernon and how to bring that number down. Haker explained that every employer that has W2's is statutorily forced to buy worker's compensation insurance to protect the employee group if they were to be injured. Insurance companies use an experience modification factor comparing businesses with the same class codes based on historical losses and payroll amounts in each class. The work comp premium is based on the company's payroll, times the rate for each job classification code, times experience modification, which equals the new premium. Your modification factor would be higher or lower based on the businesses worker's compensation losses. To control the experience modification factor a business would need to create an environment where there are fewer claims than expected for that organization. Haker feels that by Council and leadership supporting an environment where safety training, holding people accountable for negative behaviors and rewarding and recognizing people for positive behaviors can significantly influence the experience modification factor.

Consent Agenda

Approval of City Council Minutes – July 5, 2016 Regular Council Meeting. Motion made by Rose, seconded by Christensen to approve the Consent Agenda. Carried all. Wieseler absent.

Motions for Approval

Consideration of Claims List – Motion to Approve. Motion to approve the claims list made by Tuerler, seconded by Rose. Carried all. Wieseler absent.

AIRGAS INC	CYLINDER RENTAL FEE-PW	28.00
ALL SECURE	SYSTEM MONITORING-POOL	75.00
ALLIANT IES UTILITIES	ENERGY USAGE-WAT	3,732.13
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHTS	3,183.79
ALLIANT IES UTILITIES	ENERGY USAGE-POOL	1,682.22
ALLIANT IES UTILITIES	ENERGY USAGE-P&A	1,024.54
ALLIANT IES UTILITIES	ENERGY USAGE-RUT	471.83
ALLIANT IES UTILITIES	ENERGY USAGE-P&REC	467.18
ALLIANT IES UTILITIES	ENERGY USAGE-FD	317.72

ALLIANT IES UTILITIES	ENERGY USAGE-P&A	155.93
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHTS	108.81
ALLIANT IES UTILITIES	ENERGY USAGE-KMVL	44.74
ALLIANT IES UTILITIES	ENERGY USAGE-SEW	21.67
ALLIANT IES UTILITIES	ENERGY USAGE-EMA	21.63
ALLIANT IES UTILITIES	ENERGY USAGE-CEM	19.31
ALLIED GLASS PRODUCTS INC	DOOR ADJUSTMENT-P&A	75.00
AUTO WORX	PATCH PLUG-PD	19.00
BARNYARD SCREEN PRINTER LLC	UNIFORMS-PD	20.00
BATY, TREVOR	TEACHING/UNIQUE SPORTS CAMP	160.00
BLINKS, JASON	FITNESS MEMBERSHIP REIMB-FD	107.00
CAREPRO PHARMACY	SUPPLIES-POOL	89.44
CENTRAL IOWA DISTRIBUTING	SUPPLIES-ALL DEPTS	540.50
CENTURY LINK	PHONE CHGS-P&A	497.83
CENTURY LINK	PHONE CHGS-PD	107.44
CENTURY LINK	PHONE CHGS-RUT	51.20
CENTURY LINK	PHONE CHGS-POOL	43.95
CENTURY LINK	PHONE CHGS-PD	36.95
CONLEY REPAIR	FURNACE/AC MAINT-P&A	240.00
CR/LC SOLID WASTE AGENCY	BULKY ITEM DROPOFF,MISC-S/W	2,247.40
DIESEL TURBO SERVICES INC	55 GAL DRUM/OIL-PW	480.00
DIESEL TURBO SERVICES INC	LABOR/SKID LOADER-PW	75.00
ECICOG	ZONING ORDINANCE UPDATE-P&A	913.00
ENGELBRECHT, JACQUELINE	TEACHING/AQUACISE-POOL	100.00
FELD FIRE	NOZZLE-FD	376.50
FELD FIRE	AKRON SERVICE KIT-FD	72.52
FOREST, KATEY	THEME NIGHT-P&REC	127.47
GARRETT HORMANN	UMPIRE PAY-P&REC	30.00
GOODLOVE, NATHAN	FIRE CHIEF PAY-FD	416.83
GROUP SERVICES INC	INSURANCE-ALL DEPTS	25,972.58
HAUGE CPA, BRADLEY	PROFESSIONAL SERVICES-P&A	545.00
HAUSER, CAIDEN	UMPIRE PAY-P&REC	25.00
HAWKEYE READY MIX	COUNTRY CLUB/OAK RIDGE CORNER	256.90
HAWKEYE READY MIX	COUNTRY CLUB/OAK RIDGE CORNER	114.00
HORMANN, HUNTER	UMPIRE PAY-P&REC	125.00
IOWA ASSOC OF MUNICIPAL UTILITIES	MEMBERSHIP-PW	3,696.23
IOWA DEPARTMENT OF TRANSPORTATION	FLAGGER SIGNS,BRACKETS,STANDS	1,409.84
IOWA ONE CALL	LOCATES-WAT,SEW	74.70
IOWA SOLUTIONS INC	COMPATIBILITY ISSUES-PD	115.00
JOE'S QUALITY WINDOW CLEANING	WINDOW CLEANING-P&A	150.00
KIEFER & ASSOCIATES	SUPPLIES-POOL	131.40
KING, HANNA	DEPOSIT REFUND-WAT	9.65
KONICA MINOLTA BUSINESS SOLUTIONS	MAINTENANCE PLAN/COPIES-ALL DEPTS	575.54
KRAGENBRINK, CALVIN	TEACHING - LEGO CAMP-P&REC	160.00
MATRE ARMS & AMMUNITION	TRAINING-PD	909.00
MOUNT VERNON ACE HARDWARE	SUPPLIES,EQUIP,MISC-ALL DEPTS	2,682.42
MOUNT VERNON POLICE RESERVES	SPECIAL EVENTS PAY-PD	84.00
NISSSEN, NICK	CELL PHONE STIPEND-PW	480.00
NOSBISCH, CHRIS	CELL PHONE STIPEND-P&A	480.00
OFFICE OF VEHICLE SERVICES	VEHICLE INSPECTIONS-PD	50.00
P&K MIDWEST INC	HEADLIGHT/GATOR-P&REC	60.24
P&K MIDWEST INC	ABSORBENT PADS-FD	19.99
PAYROLL	CLAIMS	16,145.23
POOL TECH INC	CHEMICALS-POOL	149.00

RAMBO, NANETTE	REFUND - SWIM LESSONS-POOL	70.00
ROTO-ROOTER	POOL LINE CLOG-POOL	270.00
SAM'S CLUB #8162	SUPPLIES-POOL	522.87
SCHIMBERG COMPANY	ROAD MAINT-RUT	17.80
SEE, SUSAN	TEACHING-AQUACISE-POOL	75.00
SPRINGER PEST SOLUTIONS CORP	PEST CONTROL-P&A	30.00
STAPLES ADVANTAGE	TIMECARDS-POOL	114.92
STATE HYGIENIC LAB	TESTING-SEW	2,516.50
SUMMIT SUPPLY CORP OF COLORADO	DOGGIE BAGS-SPL REV	111.00
USA BLUE BOOK	LAB TESTING-WAT	238.80
VEENSTRA & KIMM INC	5TH AVE/1ST ST W TRAFFIC SIGNAL	1,766.88
VOLKOV, ALEX	CELL PHONE STIPEND-PW	480.00
WADE, LUKE	UMPIRE PAY-P&REC	20.00
WALKER AG EQUIPMENT	MOWER SERVICE-RUT	222.90
WALKER AG EQUIPMENT	OIL,FILTER-RUT	48.16
WATER SOLUTIONS UNLIMITED INC	CHEMICALS-WAT	381.00
WENDLING QUARRIES	STONE/OAK RIDGE-RUT	70.98
WENDLING QUARRIES	ROAD ROCK-RUT	70.45
	TOTAL	79,629.31

Discussion and Consideration of City Hall Cleaning Services-Council Action as Needed. City Administrator Nobsch explained that the cleaning service that had been cleaning City Hall had recently stopped providing services. The approximate yearly cost for their services was around \$6,000 and he wanted to make sure that Council was comfortable with that expense. He suggested advertising for the services in the paper. He knows of two local companies that would be interested in looking into the services and there is also at least one staff person that has shown interest. Any additional services such as carpet cleaning would be contracted out as a separate service. No action taken.

Discussion and Consideration of Zoning Board of Adjustment Vacancies-Council Action as Needed. The Zoning Board of Adjustment currently has one vacancy. Nobsch explained that there is a state law that talks about gender equality for boards and commissions. There is one male individual that has submitted an application and the board recently lost a female member. Nobsch is asking for interested individuals to submit their application to City Hall. Christensen felt that it should be standard practice to advertise these types of things for a certain period of time and get as many applications as possible. If anyone interested in the position has questions they can contact City Administrator Nobsch.

Discussion and Consideration of Setting Public Hearing Date for an Ordinance to Adopt Chapter 48 Social Host of the Mt. Vernon Municipal Code. Rose made a motion to set the public hearing for the Social Host Ordinance for August 1, 2016 at 6:30 p.m. Seconded by Tuerler. Wieseler absent.

Discussion and Consideration of Pay Application #2-Pool Filters and Heaters-Council Action as Needed. Nobsch explained that this is the last pay application for this project. There is a letter from V&K stating they agree that the payment should be made. Christensen asked Public Works Director, Nick Nissen, if he was satisfied with the work that had been done and would recommend approval. Nissen replied that he was satisfied with the work. Motion made by Tuerler, seconded by Roudabush to approve Pay Application #2-Pool Filters and Heaters, in the amount of \$5,074.35. Carried all. Wieseler absent.

Discussion and Consideration of Pay Application #3-2015 Sanitary Sewer Improvements-Council Action as Needed. Nobsch said he had talked to Water/Wastewater Superintendent, Alex Volkov, and is he comfortable with the improvements. Motion made by Tuerler, seconded by Roudabush to approve Pay

Application #3-2015 Sanitary Sewer Improvements in the amount of \$12,271.44. Carried all. Wieseler absent.

Reports to be Received/Filed

Mt. Vernon Police Report. Council was provided a copy of the police report. No additional comments by Council.

Mt. Vernon Parks and Recreation Report. Council was provided a copy of the Parks and Recreation Report. Nobsisch explained that there had been some vandalism at the pool recently so they will be looking at putting up security cameras. No additional comments by Council.

Mt. Vernon Public Works Report. Council was provided a copy of the Public Works Report. Nick Nissen brought Council up to date on tree trimming on Hwy 1. There had been complaints received about trees in the City right of way and due to the wide area, it was decided that the City would take care of the trimming. Christensen asked if there was a plan to assess the homeowners the cost of staff time for the trimming. Nobsisch explained that due to the large area and DOT regulations, there is no plan at this time to do that. Nobsisch said that tree trimming is a larger discussion item that will be discussed at a future meeting. Nissen also updated Council on the 5th Avenue project. There are issues with the mulch that was provided so new mulch will be put down and re-seeding will be done.

Discussion Items (No Action)

Alley Policy. Nobsisch said this was a starting point for an alley policy discussion and provided Council with a rough draft policy that he worked up based on conversations with other communities (this draft policy can be viewed on the City website). Items covered in the draft policy include alley vacations, alley maintenance, alley improvements and alley use. There are some alleys that could be considered for vacation but the City would still want to maintain a right of way for utility purposes. In the last paragraph of the draft policy under Alley Use, the wording would allow the City to stay out of neighborhood disputes. If an alley has not been graded to City specifications, or not received at least one treatment of rock, asphalt or sealcoat, the alley is not considered improved and shall not be utilized by the general public. If people want to use that alley then they need to cover the expense and get the neighbors to agree, and everyone needs to agree that the alley should be opened up for use. This takes the City out of the neighborhood disputes.

Roudabush said there were a lot of alleys in town that were green grass and not used on a regular basis. He did not agree that the City should mandate that owners improve and maintain those alleys. Nobsisch said the question is, when is an alley considered an alley? A street right of way doesn't necessarily give the general public the ability to use the street right of way. It's not until the street becomes constructed and dedicated to the City that you can technically use that right of way. Staff is running into property owners not agreeing on the use of an alley and the City needing to make a determination if the use is ok. Christensen asked how it was determined who gets to use a non-improved alley and treat it as their yard and feel that sense of ownership and entitlement. Nobsisch said in the draft policy, the only thing exempted out is utilities and the only people that could technically use it would be the utility companies. Christensen said the hard feelings arise from adjacent property owners when there aren't clear boundaries. Nobsisch said a vast majority of cities have turned over the alley right of ways to the property owners for maintenance. He does not mean vacate, but turned over the maintenance of the alley. Christensen did not see anything in regards to this in the City Attorney's conclusion in the packet and he would like it clarified. Tuerler said the question is, when are property owners allowed to use an unimproved alley if they wish to do so? Tuerler said that several years ago City staff was asked to do an alley inventory and wondered if there was a record of that information. This would give the City a better understanding of where there are right of ways and whether they have been encroached upon. It would also give the City a chance to look at alleys that are not needed

and start the process of vacating them. Christensen said the problem that was trying to be solved to a certain extent is to make the disputes over alleys, which are right of ways, not the City's problem. He also felt that if you are adjoining an alley right of way, you should have the right to buy any portion of it, including its entirety, which would be a policy decision. Nobsisch stated that staff is willing to do whatever Council wants, he just wanted to give a starting point to begin the conversations. At a very minimum it needs to be determined when an alley can be used and what constitutes a usable alley versus one that is being utilized for green space. Christensen said the biggest issue for him is the legal summary provided by the City Attorney says things about Iowa law requiring cities to maintain an alley once improved, but past policy for Mount Vernon is that citizens have to do it. Now the city's legal responsibility could be pushed on to the property owner if it is improved. Nobsisch said that he asked one specific question of the City Attorney as it related to alley usage and was given a specific response. If those questions were broadened out, the attorney would give additional information. Christensen was also concerned about alleys that may have previously been improved and then grassed over. Would those be treated as improved alleys or not? Other concerns he had that should be dealt with in the policy are tree trimming, fences, garages, sheds, etc. Discussion will continue in the future.

Reports of Mayor/Council/Administrator

Mayor's Report. Mayor Hampton thanked Wade Squiers and his team for their work during Heritage Days.

Council Reports. Roudabush voiced concern over the maintenance being done at the cemetery. City staff will keep an eye on this.

City Administrator's Report. The seal coat project is for the most part complete. There will be some dust involved in the next week or so as the chips compact. The packet for the August 1st meeting will be put together without too much significant on the agenda as Nobsisch will be gone for that meeting. There was a tree that fell on a home over the weekend without too much damage. The tree has been removed. Gary's parking lot work is underway.

Adjournment. As there was no further business to attend to the meeting adjourned, the time being 7:47 p.m., July 18, 2016.

Respectfully submitted,
Marsha Dewell
Deputy Clerk

Marsha Dewell

From: Licensing@IowaABD.com
Sent: Tuesday, July 26, 2016 2:34 AM
To: Marsha Dewell
Cc: Licensing@IowaABD.com
Subject: [POSSIBLE SPAM] Liquor License Submitted to Local Authority

The following licenses are completed and awaiting local authority approval:

License #	License Status	Business Name
BC0030439	Submitted to Local Authority	Guppy's On The Go (1206 1st St. W Mount Vernon Iowa, 52314)

Please do not respond to this email. Contact the Division's Licensing Section with questions regarding the application process or application status toll-free at 866.iowaABD (866.469.2223) (select option 1), locally at 515.281.7400 (select option 1).

For assistance by email contact Licensing@IowaABD.com

E. Public Hearing

AGENDA ITEM # E – 1

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

DATE: August 1, 2016

AGENDA ITEM: Ordinance – Social Host

ACTION: Proceed to F-1

SYNOPSIS: Chief Shannon has been corresponding with the City Attorney regarding questions raised during the discussion period. He will be presenting this information to you at the meeting.

BUDGET ITEM: N/A

RESPONSIBLE DEPARTMENT: City Administrator

MAYOR/COUNCIL ACTION: Motion

ATTACHMENTS: Proceed to F – 1 for Ordinance

PREPARED BY: Chris Nosbisch

DATE PREPARED: 7/28/16

F. Ordinance Approval/Amendment

Prepared by:	City of Mt. Vernon, City Hall, Chris Nosbisch, City Administrator	213 First St. NW, Mt. Vernon, IA 52314 (319) 895-8742
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ORDINANCE NO. _____

AN ORDINANCE ADOPTING CHAPTER 48, SOCIAL HOST OF THE CITY OF MT. VERNON MUNICIPAL CODE

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

SECTION 1. ADOPTION. The Mt. Vernon Municipal Code is hereby amended to include the language set forth in Exhibit "A," attached hereto and made a part thereof.

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 _____, 2016.

ATTEST:

Jamie Hampton - Mayor

Sue Ripke – City Clerk

I certify that the foregoing was published as Ordinance No. _____ on the ____ day of _____, 2016.

Sue Ripke, City Clerk

AN ORDINANCE

RELATING TO THE PROVISION OF ALCOHOLIC BEVERAGES OR CONTROLLED
SUBSTANCES BY ADULTS TO UNDERAGE PERSONS AT SOCIAL GATHERINGS
AND PROVIDING PENALTIES.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF MOUNT VERNON,
IOWA:

Section 1. Purpose.

Pursuant to the authority granted under Iowa Code section 364, this Ordinance is enacted to protect and preserve the rights, privileges, and property of the residents of Mount Vernon and to preserve and improve the peace, safety, health, welfare, comfort, and convenience of the residents of Mount Vernon. The purpose of this ordinance is to prohibit the consumption of controlled substances including any synthetic versions or alcoholic beverages by persons under the age of twenty-one at gatherings where adult persons knowingly tolerate, allow, or permit the illegal possession and consumption of controlled substances or alcoholic beverages by persons under the age of twenty-one (21) on property they own or control.

The City Counsel of Mount Vernon finds that the occurrence of social gatherings at premises where alcoholic beverages are being possessed, served to, or consumed by persons under the age of twenty-one (21) or where controlled substances including any synthetic versions are being illegally possessed, served, or consumed by any persons is harmful to such persons themselves and a threat to public welfare, health, and safety.

The City Counsel of Mount Vernon further finds that adult persons who are in control of premises where a gathering is taking place and either knowingly tolerate, allow, or permit the illegal possession and consumption of controlled substances by

any persons or alcoholic beverages by persons under the age of twenty-one (21) are not fulfilling their responsibility to ensure public welfare, health, and safety. This ordinance will establish penalties for adult persons who knowingly tolerate, allow, or permit the illegal possession and consumption of controlled substances by any persons or alcoholic beverages by persons under the age of twenty-one (21) to ensure that all hosts of social gatherings confirm that those activities are not occurring on premises under their control.

Section 2. Definitions.

a. "Adult Person" means any person age eighteen (18) or older.

b. "Juvenile" means any person under the age of eighteen (18).

c. "Parent" means any person having legal custody of a juvenile:

(1) As a natural parent, adoptive parent, or stepparent; or

(2) As a legal guardian; or

(3) As a person to whom legal custody has been given by order of the court.

d. "Underage person" means any individual under the age of twenty-one (21).

e. "Alcoholic Beverage" means any beverage containing more than one half of one percent of alcohol by volume including alcoholic liquor, wine, or beer.

f. "Premises" means any home, yard, farm, field, land, apartment, condominium, hotel, or motel room or other dwelling unit, hall or meeting, park or any other place of assembly, public or private, whether occupied on a temporary or permanent basis, whether occupied as a dwelling or specifically, for a

party or other social function, and whether owned, leased, rented, or used with or without permission or compensation. "Premises" does not include property that is licensed to sell or serve alcoholic beverages.

g. "Social Gathering" means any group of three (3) or more persons who have assembled or gathered together for a social occasion or other activity.

Section 2. Prohibited Acts.

a. An adult person who is the owner or lessee of, or who otherwise has control over, premises, shall not knowingly tolerate, allow, or permit, during a social gathering:

(1) Any person on such premises to possess or consume controlled substances or synthetic alternatives (As defined by Iowa Code sections 124 and 155A); or

(2) Any person under the age of twenty-one (21) on such premises to possess or consume any alcoholic beverage (As defined by Iowa Code section 123.47(2)).

b. The presence of any adult person who is the owner or lessee of, or who otherwise has control over, a premises during the time that any person possesses or consumes controlled substances or synthetic alternatives or any person under the age of twenty-one (21) possesses or consumes any alcoholic beverages on such property shall be prima facie evidence that such adult had knowledge or should have had the knowledge that such activities were occurring.

c. If a person under the age of eighteen (18) hosts a social gathering and the parent(s) of the person under the age of eighteen (18) knows or reasonably should know of the social gathering and knows or reasonably should know that the consumption or controlled substances or synthetic alternatives by any person or alcoholic beverages by any person under the age

of twenty-one (21) is occurring, the parent(s) shall be liable for violations of this Ordinance.

Section 3. Defenses.

a. It shall be an affirmative defense to this Ordinance if an adult person in control of a premises where a social gathering is taking place takes reasonable steps to prevent the possession and consumption of alcohol by persons under the age of twenty-one (21) and the possession and consumption of controlled substances including any synthetic versions by any persons while on such premises.

b. Reasonable steps include, but are not limited to:

(1) Ensuring that minors do not consume alcoholic beverages by controlling access to alcoholic beverages after verifying the age of persons attending the gathering by inspecting drivers' licenses or other government-issued identification cards; or

(2) Prohibiting the illegal consumption or possession of controlled substances, including the abuse of medications or use of synthetic alternatives at the gathering; or

(3) Supervising the activities of minors at the gathering; or

(4) Notifying law enforcement of any illegal or unsafe activities.

Section 4. Exceptions.

a. This Ordinance does not apply to the following situations:

(1) When an individual's action is permitted under Iowa Code section 123.47(2); or

(2) When alcohol is consumed during a legally protected religious observance; or

(3) When alcohol is consumed solely between an underage person and his or her parents while present in the parents' household; or

(4) When a person who hosts, permits, or allows a social gathering seeks immediate assistance from local law enforcement; or

(5) When landlords have begun and are continuing with the process of evicting tenants who are in violation of this Ordinance.

Section 5. Penalties.

a. A violation of the provisions of this ordinance shall be enforced as a municipal infraction in accordance with Iowa Code section 364.22.

J. Motions for Approval

CITY OF MOUNT VERNON
CLAIMS FOR APPROVAL, AUGUST 1, 2016

PAYROLL	CLAIMS	75,291.85
RICKLEFS EXCAVATING	2015 SANITARY SEW RETAINAGE	12271.44
DUBUQUE PLUMBING & HEATING	FILTERS & HEATERS-POOL BOND	5074.35
ALLIANT IES UTILITIES	ENERGY USAGE-SEW	3633.34
SIMMONS PERRINE MOYER BERGMAN	LEGAL FEES-P&A	1545.00
ALLIANT IES UTILITIES	ENERGY USAGE-WAT	1466.35
CY'S TREE SERVICE	TREE MAINT-RUT	950.00
SIMMONS PERRINE MOYER BERGMAN	LEGAL FEES-P&A	820.00
POOL TECH INC	CHEMICALS-POOL	714.50
VEENSTRA & KIMM INC	DRAIN ISSUES-SCOBEEY, LISBON RD	675.00
ALLIANT IES UTILITIES	ENERGY USAGE-SEW	631.92
VEENSTRA & KIMM INC	WASTEWATER FACILITY PLAN	412.00
CHRIS NOSBISCH	MILEAGE-P&A	349.38
ELECTRONIC ENGINEERING CORP	INFORMATION SYS-PW	319.60
VEENSTRA & KIMM INC	CITY ENGINEERING GENERAL	316.500
IOWA DEPT OF PUBLIC SAFETY	ONLINE WARRANTS-PD	300.00
DIESEL TURBO SERVICES INC	VEHICLE/EQUIP REPAIRS-RUT	297.50
IOWA CODIFICATION INC	CODE UPDATES-P&A	278.00
M & K DUST CONTROL	SUPPLIES-RUT	250.00
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHTS	228.58
OSDI-SPACESAVER	LOCKER-PD	224.00
VEENSTRA & KIMM INC	5TH AVE/1ST STREET W SIGNAL	206.00
CY'S TREE SERVICE	TREE MAINT-RUT	200.00
VEENSTRA & KIMM INC	MUNICIPAL POOL IMPROV	168.00
VEENSTRA & KIMM INC	HIGH SCHOOL SITE PLAN REVIEW	162.00
MOUNT VERNON BANK & TRUST	NSF CHECK-WAT	158.00
IOWA PRISON INDUSTRIES	SUPPLIES-RUT	125.84
CENTURY LINK	PHONE CHARGES-FD	107.17
CITY TRACTOR CO	DECK BELT/GRAVELY-RUT,P&REC	94.14
CENTURY LINK	PHONE CHARGES-SEW	92.29
JOHN'S LOCK & KEY INC	DOOR LOCK MAINT-P&A	89.00
COGRAN SYSTEMS	ONLINE REG FEES-P&REC	84.00
STAPLES ADVANTAGE	SUPPLIES-P&A	73.73
KURT PISARIK	UNIFORMS-PW	67.97
NATE SAVAGE	DEPOSIT REFUND-WAT	54.83
CAMPBELL SUPPLY CEDAR RAPIDS	INDOOR/OUTDOOR GLASSES	54.00
CENTURY LINK	PHONE CHARGES-WAT	53.20
ALLIANT IES UTILITIES	ENERGY USAGE-EMA	44.85
B4 BRANDS	SUPPLIES-RUT	40.65
KATEY FOREST	SUPPLIES-POOL	32.07
SHERWIN WILLIAMS CO.	SUPPLIES-RUT	31.10
ALLIANT IES UTILITIES	ENERGY USAGE-PARKS & REC	30.23
IOWA LAW ENFORCEMENT ACADEMY	RECERTIFICATION-PD	25.00
	TOTAL	108,043.38

AGENDA ITEM # J – 2

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

DATE: August 1, 2016

AGENDA ITEM: Ragbrai

ACTION: Motion

SYNOPSIS: Staff has received the annual request for information from Ragbrai. As this submittal will inform the Ragbrai Director of our interest in becoming a host community, staff would like the Council to formally approve the submittal. The reason for Council approval is due to the fact that becoming a host community could require future staff and financial obligations from the City. There is no guarantee that you will become a host City even if you submit the information update.

BUDGET ITEM: N/A

RESPONSIBLE DEPARTMENT: City Administrator

MAYOR/COUNCIL ACTION: Motion

ATTACHMENTS: Rabrai Documents

PREPARED BY: Chris Nosbisch

DATE PREPARED: 7/28/16



July 15, 2016

Dear Mayor:

This summer, RAGBRAI will celebrate 44 years of riding across Iowa! Over 50 great Iowa communities will welcome over 15,000 riders and guests during the Register's Annual Great Bicycle Ride Across Iowa. RAGBRAI continues its standing as one of the world's premiere bicycle events due to the wonderful communities that host the event.

RAGBRAI brings a tremendous economic impact to the State of Iowa and host communities. RAGBRAI participants' expenditures accounted for over \$24 million in direct sales during the event, according to a recent economic impact study conducted by the University of Northern Iowa's Sustainable Tourism and Environment Program.

Although we are just weeks away from this year's event, we are excited to begin planning for the 45th edition of the oldest, largest and longest multi-day bicycle touring event in the world! The dates for next summer's RAGBRAI XLV (or RAGBRAI 45) are July 23-29, 2017.

We are contacting all Mayors from communities that have hosted RAGBRAI in the past or have the potential to serve as an overnight host town in the future. We want to make sure our contact information for your town is current. This inquiry is informational only and does not signify that communities in your area are currently being considered. Your Chamber office and/or area Tourism office will also receive a similar package.

Enclosed you will find a **"BECOMING A HOST TOWN"** booklet that contains information about what is expected to host the event in your community. You'll find information on how the route and towns are selected, timelines and details on how your community can express their interest to host the event in the future.

In order to formally express a community's interest to be considered as a future overnight town host, the enclosed **"RAGBRAI TOWN INFORMATION UPDATE"** form should be completed and returned by August 30, 2016. Letters of support written by your community leaders and any brochures or maps that highlight your community could also accompany the form or be submitted separately.

You will also find a **"RAGBRAI HOTEL RESERVATION"** form. We would ask that you provide area hotel information and work with your area hoteliers to secure a block of reservations should RAGBRAI select your community to host next summer. This form should also be completed and returned by September 1, 2016. If a hotel wants a more formal agreement, we are happy to do that.

There are more than 200 Iowa communities that have expressed the desire to host RAGBRAI, and we try to include as many as possible each year. We look forward to meeting you and possibly working together if RAGBRAI comes through your area.

Sincerely,

RAGBRAI Director

(This packet was also sent to your Chamber/Tourism Office)

follow us:  



TOWN INFORMATION UPDATE 2017

Name of Town: _____, Iowa

Town Contacts:

Chamber, Convention & Visitor's Bureau, Tourism or Economic Development Office

Name/Title: _____

Office: _____

Address: _____

Day Phone: _____ Evening Phone: _____

Cell Phone: _____ E-mail: _____

Mayor's Office or City Administrator's Office

Name/Title: _____

Office: _____

Address: _____

Day Phone: _____ Evening Phone: _____

Cell Phone: _____ E-mail: _____

Other Community Leader

Name/Title: _____

Office: _____

Address: _____

Day Phone: _____ Evening Phone: _____

Cell Phone: _____ E-mail: _____

Would your town like to be considered to host RAGBRAI in 2017? YES NO

(If NO, is there a reason you would not like to host in 2017? Example: Major Construction, Quasiquicentennial, etc?)

Would your town like to be considered to host RAGBRAI in the future? YES NO

(To be considered for RAGBRAI in 2018 and beyond)

Please return form by September 1, 2016 to:

T.J. Juskiewicz / RAGBRAI Director / 400 Locust Street, Ste 500 / Des Moines, IA 50309

Or return form via email to tj@ragbrai.com

Questions: 515-284-8289 or tj@ragbrai.com



HOTEL RESERVATION FORM - 2017

POTENTIAL RAGBRAI HOST CITY 2017: _____, Iowa

**REQUEST RESERVATIONS FOR 75 ROOMS
(65 DOUBLES & 10 SINGLES) PER NIGHT (SEE CHART FOR DATES IN YOUR AREA)**

These rooms will be secured for RAGBRAI's staff and management team (consisting of staff members, law enforcement officials, public safety officials, VIPs, etc.). **ROOMS SHOULD BE RESERVED AND HELD UNDER THE NAME: SCOTT GARNER – DMR. This is NOT a block that riders or teams will call in and make reservations for.** If RAGBRAI selects your area, the hotel reservations below will house all RAGBRAI officials. RAGBRAI will guarantee all of these rooms with a credit card shortly after the route announcement on January 21, 2017. Please call Scott Garner with hotel reservation questions at 515-284-8483.

Main Staff Hotel (Rooms reserved for nights of July ____, 2017 & July ____, 2017)

Hotel: _____

Hotel Manager/Contact: _____

Address: _____

Telephone: _____ Email of Contact: _____

Rooms Reserved per Night (Reserved for RAGBRAI Staff & Management Team)

Single/King Rooms (1 bed): # of Rooms Reserved: _____ Rates: _____

Double Rooms (2 beds): # of Rooms Reserved: _____ Rates: _____

Suite/Other _____: # of Rooms Reserved: _____ Rates: _____

Hotel Manager Signature (required): _____

Additional Staff Hotel (Rooms reserved for nights of July ____, 2017 & July ____, 2017)

Hotel: _____

Hotel Manager/Contact: _____

Address: _____

Telephone: _____ Email of Contact: _____

Rooms Reserved per Night (Reserved for RAGBRAI Staff & Management Team)

Single/King Rooms (1 bed): # of Rooms Reserved: _____ Rates: _____

Double Rooms (2 beds): # of Rooms Reserved: _____ Rates: _____

Suite/Other _____: # of Rooms Reserved: _____ Rates: _____

Hotel Manager Signature (required): _____

Submit extra sheets if additional hotels are needed.

Please return form by September 1, 2016 to:

T.J. Juskiewicz / RAGBRAI Director / 400 Locust Street, Ste 500 / Des Moines, IA 50309
Or return form via email to tj@ragbrai.com

Questions: 515-284-8289 or tj@ragbrai.com

RAGBRAI®

Register's Annual Great Bicycle Ride Across Iowa™

BECOMING A HOST TOWN





"Hosting RAGBRAI is a big job, but it's well worth the commitment. The RAGBRAI staff is there every step of the way offering assistance so you can put your best foot forward. This yields big dividends in visitor spending, and positive notoriety for your community, but the larger impact is the relationships you make along the way. RAGBRAI is a lot of fun, but it's also a community-building exercise."

Kim Manning
Cedar Falls Tourism and Visitors Bureau Director



By the Numbers

114

➤ number of cyclists participating in the first ride in 1973

851

➤ number of towns RAGBRAI has passed through

19,980

➤ number of miles ridden since the first ride

35,000

➤ largest daily cyclist count

381,000

➤ number of cyclists participating since the first ride

Dear Iowa Community Leader:

Thank you for your community's interest regarding the possibilities of becoming an overnight town or pass-through town for RAGBRAI[®], the Register's Annual Great Bicycle Ride Across Iowa™. RAGBRAI is the oldest, largest and longest multi-day bicycle touring event in the world. RAGBRAI is scheduled for the last full week in July annually.

We provide valuable information about what your community needs to host RAGBRAI. You'll find information on how the route and towns are selected and associated timelines. You'll also discover how your community can express interest in hosting the event in the future.

There are more than 200 Iowa communities that express the desire to host RAGBRAI, and we try to include as many as possible each year. We are proud that your community would consider a RAGBRAI visit!

Sincerely,

T.J. Juskiewicz
RAGBRAI Director

Above numbers reflect through RAGBRAI XLIII.



"Davenport and the Quad Cities were pleased to host RAGBRAI. The event was a unique chance to showcase the community to guests from around the world as well to build community pride among residents. Businesses and residents alike enjoyed the experience and the best testimony I can give is that we want to host RAGBRAI again as soon as possible."

Joe Taylor
 Chair, Davenport RAGBRAI Committee
 President/CEO, Quad Cities Convention & Visitors Bureau



Our community is interested in becoming a host. What do we need to do?

In order to formally express your community's interest, the enclosed RAGBRAI Town Information Update form and Hotel Information Form should be completed and returned by September 1, 2016. Letters of support written by your community leaders and any maps or brochures that highlight your community should accompany the forms or be submitted separately.

What is the timeline for selecting communities?

- July 2016 Host packets sent to all potential RAGBRAI communities in Iowa
- September 1, 2016 Application deadline
- Fall/Winter 2016 RAGBRAI reviews applications
- January 21, 2017 Route announcement in Des Moines
- July 23-29, 2017 RAGBRAI XLV

A map with the overnight towns on the route will be published in The Des Moines Register in late January. A detailed map showing all of the pass-through towns on the route will be in the Des Moines Sunday Register in early March. A letter is sent to the mayor and city clerk of the selected pass-through towns prior to the release of pass-through towns to confirm that they will serve as host towns.

"We believe RAGBRAI is one of the best opportunities your community has for showcasing itself to the world. The entire planning process flew by with great community initiative, energy and FUN! With RAGBRAI's leadership, planning was a breeze. We would gladly host them every year if they would just change the rules."

Joshua Schamberger
 President of Iowa City/
 Coralville Convention and Visitors Bureau



"RAGBRAI is a great way for a town to host 20,000 guests. They eat what is prepared for them, make their own bed and clean up after themselves. Webster City looks forward to hosting the fun loving RAGBRAI riders again!"

Janet Adams
Former Mayor, Webster City



Route Requirements

What factors are used to select the RAGBRAI route?

The primary goal is safety. Can we get 10,000 cyclists and their support crews from one town to the next town safely? For every stretch of highway, RAGBRAI organizers look at the following key questions concerning your community:

What is the traffic count on that stretch of highway?

Ideally, we like to select paved roads that have a traffic count of less than 2,500 cars per day and a truck count of less than 200.

How many miles should there be between towns?

The ideal distance for riders, according to RAGBRAI surveys, is 11 - 15 miles between pass-through towns. Any more than 20 miles is going to be a hardship for riders if the highway is extremely hilly, if they face a headwind, or if the weather conditions are very hot and humid.

What is the terrain?

Cyclists will encounter rolling terrain throughout their ride across Iowa. Varying the terrain incorporates the "what if" factor into planning. What if Mother Nature throws the worst possible scenario at the riders? Weather conditions, such as headwinds, hail or high temperatures can turn a full day of hills into a real test for riders.

How scenic is the route?

Most county engineers have provided RAGBRAI with maps of the most scenic highways in their counties. RAGBRAI tries to incorporate these scenic and safe roads into the route planning.

Is roadwork planned for any of the highways?

Again, county engineers are valuable resources in advising RAGBRAI organizers of not only the condition of certain highways but also when construction is planned for and completed.

What are the conditions of the roadways and train tracks along a selected section of highway?

The road and railroad crossing conditions in and around your community are a major factor to determine if RAGBRAI can safely enter and exit your community. Railroad tracks that run perpendicular to the road provide the safest crossings. When we encounter tracks that are rough or in poor condition, efforts are made to correct the problems.

What is the average length of miles per day?

We try to maintain, whenever possible, about 60 - 70 miles as the ideal day's ride. Due to construction, possible route changes can add to the initial route's daily mileage. Long days contribute to rider fatigue, which in turn can cause more accidents. The number of Iowa State Patrol troopers available to monitor intersections is limited. The ride crews who work the ambulances, drive the SAG wagons, and serve as host town liaisons are already working 12-14 hour days. Long days tax RAGBRAI's limits as well as the cyclists.

When a route is determined where all of these concerns and town requests fit into the picture, it is driven twice in the fall to make sure it will work. Once again, safety is always our main priority when deciding the RAGBRAI route.

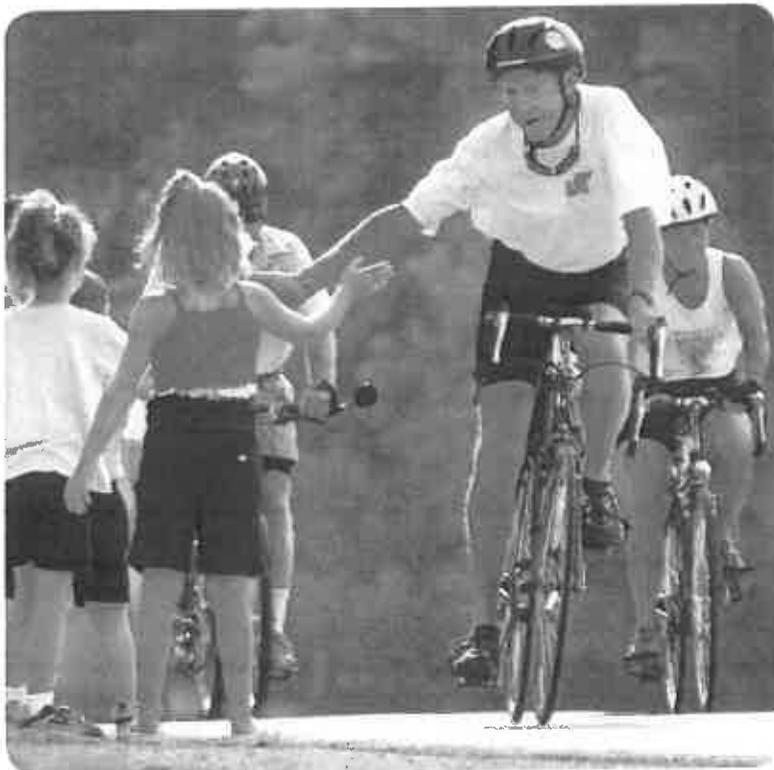


"After 25 years, Ames and Iowa State University enjoyed the opportunity to be an overnight host. Working with the RAGBRAI team, we were able to create a major entertainment event for the cyclists and Central Iowa residents. We hope to do it again and not wait quite as long."

Julie Weeks

Director, Ames Convention & Visitors Bureau
ISU Extension Conference Planning & Management

About RAGBRAI



Established in 1973

In 1973, just 114 cyclists made it all the way across the state of Iowa. Today, over 10,000 registered riders, young and old alike; from Iowa, across the country and around the world, pedal the entire distance. RAGBRAI attracts participants from all 50 states and many foreign countries. It has covered thousands of miles across Iowa in its history as hundreds of thousands of riders have pedaled in this summertime event.

Throughout the history of the ride, RAGBRAI has visited 851 Iowa communities. That's over 89 percent of all of Iowa's 947 incorporated towns, providing cyclists the opportunity to enjoy the spirit of celebration, hospitality and goodwill that defines Iowa and RAGBRAI. Riders have spent the night in 128 different overnight towns with crowds peaking at over 35,000 guests in the host community.

"Boone was very pleased to host RAGBRAI in 2011. We look forward to having the opportunity to be a Host as soon as possible. This event brought our community together. The residents in Boone took great pride in showcasing our community. Thank you RAGBRAI for what you did for the City Of Boone! Thanks For Sleeping With Us!"

John Slight
Mayor, City of Boone



Community Qualifications

Does your community have what it takes to host 10,000 cyclists plus thousands of guests?

The most important community resource needed to host RAGBRAI is the people in your community. Community leaders and volunteers are the key to hosting a successful RAGBRAI visit. An enormous amount of time and energy would be required to properly plan for and welcome 10,000 cyclists plus thousands of guests to your community.

To serve as an overnight host, towns would need access to approximately 70-80 acres of open space for camping located in their community. This acreage could be broken into a couple of different sites and is not required to be in one location. Past sites have included schools, parks and fairgrounds.



Can we get 10,000 cyclists and their support crews into and out of your community safely?

Our first priority is always safety when designing a route. Secondly, the overnight town must be able to handle large crowds. The town must be spaced an acceptable distance from the previous town on the route, and the towns must be connected by roads that are paved and have a low traffic count.

Your community's roadways would need to have the capabilities to route the cyclists safely into and out of town. In addition to bicycle traffic, your community would need to accommodate support vehicle traffic that would be separate from the bicycle route.



Media Coverage

The media coverage of RAGBRAI brings tremendous national exposure to Iowa and the host communities. RAGBRAI has been featured on national broadcast television numerous times during its history and even welcomed NBC's TODAY SHOW to air live segments from the ride.

RAGBRAI has garnered an incredible amount of media attention. RAGBRAI was also featured as one of the 101 Greatest Festivals, Sporting Events and Celebrations in the Party Across America! book and has been featured numerous times on ESPN's SportsCenter and Cold Pizza, now called FirstTake, as well as NBC, ABC and FOX national news programs. RAGBRAI was also discussed at length on NBC's "Tonight Show" with Jay Leno, and on ABC's "This Week with George Stephanopoulos".

Articles in national publications such as TIME, Reader's Digest, Sports Illustrated, Smithsonian, Saturday Evening Post, National Geographic's Traveler, National Geographic's Adventure, SHAPE, Outside Magazine, Bicycling and many others have also sparked people's interest in RAGBRAI.

Newspapers throughout the country have run stories in their travel sections encouraging readers to participate and have also sent reporters to Iowa to cover the week long trek. The New York Times, Wall Street Journal, Chicago Tribune, Chicago Sun-Times, Denver Post, Minneapolis Star-Tribune, San Francisco Chronicle, Los Angeles Times, Washington Post, Miami Herald, Kansas City Star, St. Petersburg Times and Christian Science Monitor are some of the major newspapers who have featured RAGBRAI.



RAGBRAI

Contact Information

If you have any questions, please feel free to contact us at:

RAGBRAI

T.J. Juskiewicz, Director

400 Locust St., Suite 500

Des Moines, IA 50309

515-284-8289

tj@RAGBRAI.com • RAGBRAI.com

2016



M. Reports Mayor/Council/Manager

**CITY OF MT. VERNON
CITY ADMINISTRATOR
REPORT TO THE CITY COUNCIL
August 1, 2016**

- Staff has been working with Alliant Energy to evaluate the light poles at Davis Park. Some of the poles are reaching their useful life and will need to be replaced in the near future.
- The trimming of trees on Hwy. 1 is complete. Again this work was completed by city crews due to the number of complaints received by the Iowa DOT.
- Gary's Foods entrance has been reconstructed. The grade is much more manageable with the changes that were made during the reconstruction.
- Just a reminder that Monday, August 29, 2016 has been set aside for a joint City Council meeting with Lisbon. The meeting will begin at 6 p.m. at Lisbon's City Hall.