

COUNCIL PROCEEDINGS

- Regular City Council Meeting: Monday, February 21, 2022 (5:00 p.m.)
- Mayor/Council Present: Mayor Pro-tem J. Clark--1; J. Heckard, A. Goebel, R. Gage, G. Heckard, D. Seylar; B. Carlin--6
- Council Absent: None--0
- Staff Present: E. Burton, G. VanLangen, L. Hevern, P. Clayton, B. Shatto, J. Hinrickson, J. Finn--7
- Media Present: N. Puhl (KILR), A. Petersen (EN), (KICD)--3; via Zoom: (KUUO)--1
- Others Present: T.J. Thayer**, Dennis & Judy Johnson*--3

Police Department Tour

Brent Shatto gave Council Members a tour of Police Dept. and the council reconvened to city hall for the remainder of the meeting at 5:33 p.m.

Minutes

Moved by Seylar, seconded by Goebel to approve the minutes of the Feb. 7, 2022, council session. VOTE: ayes--7

Petitions and Communications

- a. Letter from the Mayor
- b. Letter from MaryAnn Menendez

Reports

Moved by Goebel, seconded by J. Heckard to approve the Financial Statement for the month of Jan., 2022. VOTE: ayes--7

Approval of Liquor Licenses

Moved by Gage, seconded by Goebel to approve renewal of a Class C Beer Permit, Class B Wine Permit, and Sunday Sales Privilege for Hy-Vee Food Stores, Inc. at 1221 Central Ave., and a renewal Class E Liquor, Carryout Beer, Carryout Wine, and Sunday Sales Privilege for Hy-Vee, Inc., dba Hy-Vee Wine and Spirits at 1033 Central Ave.

Resolution No. 2324

Maximum Property Tax Dollars for Fiscal Year 2022-23

City Clerk Burton presented information on the Maximum Property Tax Dollars for Fiscal Year 2022-23 Budget. The total maximum property tax levy for affected property tax levies is \$2,466,564. The amount requested represents an increase of less than 102% from the Maximum Property Tax dollars requested for FY 2022.

Goebel introduced Resolution No. 2324 entitled "RESOLUTION TO APPROVE THE MAXIMUM PROPERTY TAX DOLLARS FOR THE FISCAL YEAR ENDING JUNE 30, 2023, FOR THE CITY OF ESTHERVILLE, IOWA" and moved its adoption, which was seconded by Gage. VOTE: ayes: Gage, G. Heckard, Seylar, Carlin, J. Heckard, Clark, Goebel--7

Ordinance Regarding Run Off Elections

Discussion was held with a lot of unanswered questions and council voted to table the item until the Commissioner of Elections could be present.

Moved by G. Heckard, seconded by Goebel to table the item. VOTE: ayes--7

Offer to Purchase Real Estate

Code Enforcement Officer Van Langen presented an offer to purchase Outlot 1, Meadows Subdivision, which is the property north of Windsor Manor. Decision was to have a public hearing.

Moved by Gage, seconded by Carlin to set a public hearing for Mar. 7, 2022. VOTE: ayes: Gage, Seylar, Carlin, Goebel--4 nays: J. Heckard, Clark, G. Heckard--3

*Johnsons leave.

Right of Way Use Agreement

Code Enforcement Officer Van Langen presented a request from Upper Des Moines Opportunity to construct pillars on city right of way on 4th Ave. No. They are expanding their kitchen to offer hot meals to their students. State and Federal requirements are for a cooking ventilation hood to be installed to comply with regulations. The hood would be installed on the north side of the building. The hood would have to be mounted on four (4) pillars that would block the current sidewalk and would extend into the right of way by about six (6) feet from the northern edge of the building which is also the property line.

Moved by G. Heckard, seconded by Seylar to approve the right of way use agreement with Upper Des Moines Opportunity for the ventilation hood and pillars. VOTE: ayes--7

**T.J. Thayer leaves.

Resolution No. 2325 FY 2021-22 Budget

City Clerk Burton provided information regarding the proposed amendment of the fiscal year 2021-22 Budget.

Seylar introduced Resolution No. 2325 entitled "RESOLUTION TO PROVIDE FOR NOTICE OF HEARING ON PROPOSED AMENDMENT OF BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2022 FOR THE CITY OF ESTHERVILLE, IOWA" and moved its adoption, which was seconded by Carlin. (This resolution sets Mar. 21, 2022 at 5:00 p.m. in the Council Chambers as the time and place for the public hearing.) VOTE: ayes: Seylar, Carlin J. Heckard, Clark, Goebel, Gage, G. Heckard--7

Resolution No. 2326 2022-23 City Budget

City Clerk Burton presented information on the proposed 2022-2 City Budget.

Carlin introduced Resolution No. 2326 entitled "RESOLUTION TO PROVIDE FOR NOTICE OF HEARING ON PROPOSED BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2023, FOR THE CITY OF ESTHERVILLE, IOWA" and moved its adoption, which was seconded by G. Heckard. (This resolution sets Mar. 21, 2022 at 5:00 p.m. in the Council Chambers as the time and place for the public hearing.) VOTE: ayes: Carlin, J. Heckard, Clark, Goebel, Gage, G. Heckard, Seylar--7

Resolution No. 2327
2022 Street Resurfacing

A proposed resolution related to street resurfacing was presented. The proposed bid opening date is Mar. 16, 2022 at 10:00 a.m. with a public hearing on Mar. 21, 2022 at 5:00 p.m.

Seylar introduced Resolution No. 2327 entitled “RESOLUTION TO PROVIDE FOR NOTICE OF HEARING ON PROPOSED PLANS AND SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATED COST FOR THE 2022 STREET IMPROVEMENTS PROJECT FOR THE CITY OF ESTHERVILLE, IOWA, AND FOR THE TAKING OF BIDS FOR SAID IMPROVEMENT” and moved its adoption, which was seconded by G. Heckard. (This resolution sets Mar. 16, 2022 at 1:00 p.m. for the bid opening and Mar. 21, 2022 at 5:00 p.m. in the Council Chambers as the time and place for a public hearing on the proposed plans and specifications, form of contract and estimated cost.) VOTE: ayes: Seylar, Carlin, J. Heckard, Clark, Goebel, Gage, G. Heckard--7

Street Closing Request

A written request to close the 100 Block of No. 7th St. and the 700 Block of 1st Ave. No. for the Team Amy Run on Sat., May 7, 2022 from 7:00 a.m. to noon was presented.

Moved by G. Heckard, seconded by Goebel to approve the closing of the 100 Block of No. 7th St. and the 700 Block of 1st Ave. No. on Sat., May 7, 2022 for the Team Amy Run. VOTE: ayes--7

Street Closing Request

A written request to block off the street at No. 17th St. & No. 6th Ave. for a Bike Safety Event on Wed., May 11, 2022 from 4:00 p.m. to 8:00 p.m.

Moved by G. Heckard, seconded by Seylar to approve blocking off the street at No. 17th St. & No. 6th Ave. for a Bike Safety Event on Wed., May 11, 2022 from 4:00 p.m. to 8:00 p.m. VOTE: ayes--7

Recycling Contract

The bid tabulation for a recycling contractor was reviewed and discussed. Council recommended tabling the award of contract to the Mar. 7 council meeting and staff was directed to contact the references.

Moved by Goebel, seconded by Carlin to table the award of contract for a recycling contractor until the Mar. 7 council meeting. VOTE: ayes--7

Resolution No. 2328
Pool Fees

City Administrator Clayton presented information on the pool prices for the new swimming pool for approval.

G. Heckard introduced Resolution No. 2328 entitled “A RESOLUTION APPROVING POOL FEES FOR THE CITY OF ESTHERVILLE, IOWA” and moved its adoption, which was seconded by J. Heckard. VOTE: ayes: G. Heckard, Seylar, Carlin, J. Heckard, Clark, Goebel, Gage--7

Work Order #3
Airport Engineering Agreement

Work Order #3, in the amount of \$47,900 for an Engineering Agreement with Bolten & Menk was presented for approval for the snow removal equipment project. The FAA pays 90% of the total project cost.

Moved by Seylar, seconded by G. Heckard to approve Work Order #3 for an Engineering Agreement with Bolten & Menk. VOTE: ayes--7

Rehabilitation RFP
614 South 10th Street

Code Enforcement Officer Greg VanLangen presented information regarding the disposal of property located at 614 So. 10th St. He is requesting the council to authorize request for proposals to rehabilitate the property.

Moved by Carlin, seconded by G. Heckard to approve soliciting request for proposals for the redevelopment of the property located at 614 So. 10th St. VOTE: ayes--7

Resolution No. 2329
South Industrial Park
Tax Increment Internal Loan

City Administrator Clayton presented information on a tax increment internal loan in the amount of \$360,000 from Electric Emergency Fund to the TIF Fund for the South Industrial Park Infrastructure for approval.

Seylar introduced Resolution No. 2329 entitled "AUTHORIZING LOAN TO TAX INCREMENT FUND" and moved its adoption, which was seconded by Carlin. VOTE: ayes: Seylar, Carlin, J. Heckard, Clark, Goebel, Gage, G. Heckard--7

Public Forum

- a. South Town Accessory Buildings Rehabilitation.
- b. Police Depts.

Adjournment

Moved by Carlin, seconded by G. Heckard to adjourn the meeting at 7:05 p.m. VOTE: ayes--7

Julie Clark, Mayor Pro-tem

ATTEST:

Elizabeth Burton, City Clerk