

MALVERN CITY COUNCIL  
MINUTES OF REGULAR MEETING  
MALVERN CITY HALL  
June 13, 2016 – 7 p.m.

The June 13, 2016, regular meeting of the Malvern City Council was called to order by Mayor Blackburn at 7:16 p.m. at the City Hall Council Chambers, Malvern, Iowa.

Mayor Blackburn recognized the following Councilmembers as present: Kate McGann, Doug Shere, Bruce Breeding, Fred Moreau. Absent: none. Visitors: three. There were no requests to address the Council. City Clerk Mary Poort was also present.

Breeding motioned to approve the **consent agenda**: Public Hearing #1 Amendment to FY15 Budget Minutes of 05/23/2016, Public Hearing #2 Iowa Great Places Minutes of 05/23/2016, Special Meeting Minutes of 05/23/2016, Public Hearing RAGBRAI Ordinance Minutes of 05/09/2016, Regular Meeting Minutes of 05/09/2016, and the Current Expenditures. McGann seconded. All ayes; motion carried.

To complete the actions recognized in the 7:01 p.m. Public Hearing, McGann motioned to approve Amending Ordinance 291 Amending Provisions Pertaining to **Sewer Rental Rate**, Section 99.02 of the Malvern Code of Ordinances, and to waive the 2<sup>nd</sup> and 3<sup>rd</sup> readings. Shere seconded. All ayes; motion carried.

To complete the actions recognized in the 7:09 p.m. Public Hearing, McGann motioned to approve Ordinance 298 Amending Provisions Pertaining to **Water Rates**, Section 92.02 of the Malvern Code of Ordinances, and to waive the 2<sup>nd</sup> and 3<sup>rd</sup> readings. Shere seconded. All ayes; motion carried.

COMMUNITY PRESENTERS: none.

DEPARTMENT UPDATES: **PeopleService Report by Howard Peterson**: City Clerk Mary Poort read the report to the Council. Water Operation & Maintenance – T E Smith Construction performed curb stop box repairs. The annual water report/CCR's will be posted this week. Wastewater Operation & Maintenance – Spring discharging the lagoon is complete. All samples are well below limits. BK Spraying will take care of the vegetation around lagoon. A call to check the sewer main at West 5<sup>th</sup> and 2<sup>nd</sup> Avenue resulted in a request for Stouder Plumbing to snake out a private drain. The nitrate level remains the consistent with last year's. Graphs and charts were submitted water/wastewater gallons pumped/flow and maintenance expenditures.

**Street Superintendent Report**: Dave Hoose – May/June Work Order List: Tree trimming at the Library. Potholes work: Main Street, post office, 7<sup>th</sup> Street. Tube replacement at 7<sup>th</sup> and Lincoln Street. Assorted ditch clean-outs and tube repairs. Library exterior lighting repair. Downtown street clean-up for holiday. Manhole repair at 9<sup>th</sup> and Lincoln. Assorted property abatements. Downtown parking lines and City Hall parking-lot lines painted. Weed control every two weeks throughout town. Road-side ditches and pond area mowed. City warning siren repaired. Flags displayed for holiday. Hauled rock to City Shop stock pile. Hauled rock and graveled Gary Street and assorted alleys. Removed fence at pool siren and restored cabinets. Brush & compost clean-up and burning.

Mayor Blackburn stated that the streets committee will get together to look at the finances and the street projects. The bigger projects will need to be set for next fiscal year. Hoose has estimates from

various companies. Discussion was held on the GO bond for the bridge and streets.

Hoose reported rail carvings on the new Rec Park shelter. Mills County Sheriff's Department had been called to report vandals in progress. McGann requested City Clerk to obtain a copy of the sheriff's report.

Malvern mosquito fogging was discussed with spray notices and beekeeper communications completed. Discussion was held to coordinate three fogging times with the City of Pacific Junction at \$350 per fogging. Shere motioned same. Moreau seconded. All ayes; motion carried.

Mayor Blackburn stated his recommendation for a City contribution of \$120 to Street Department employees for steel-toed or composite shoes. Discussion concerns stated that Street Department workers are to dress in work appropriate attire for the job that is required. Shere motioned to pay up to \$120 upon the purchase of steel-toed or composite shoes to each Street Department employee in assurance that work appropriate attire is considered and upheld. Breeding seconded. All ayes; motion carried.

#### UNFINISHED BUSINESS:

**Update on 908 Main:** A response has been received; qualification as a response is to be determined.

Discussion on the use/maintenance of the **permanent toilet at Boehner Pond** reverted to the prior motion by Council on October 12, 2015, to unlock the building and resume servicing by Turd Toters.

McGann motioned to approve the release of the final \$100 in retainage to Pinnacle Construction regarding the **downtown facade project**. Discussion questioned closing with a finding and its effect on future grant acquisition. Also, inquiry remains in the Franks Design Group statement of account. Moreau seconded the release. All ayes; motion carried.

#### NEW BUSINESS:

McGann motioned to accept the June 6, 2016, written **Council resignation** of Kevin Willms, intended term: 12/2019. Breeding seconded. All ayes; motion carried.

McGann motioned to follow procedure to **fill the Council vacancy by appointment** at the July 11 meeting. Moreau seconded. All ayes; motion carried.

Discussion was held on a potential city-wide **tire recycling project**. Possible options were discussed, and it was the consensus of the discussion to follow the Malvern City Nuisance Ordinances.

Shere motioned to approve Resolution 2016-15, **Declaring a Bank Depository** and Limits for the City of Malvern During the Calendar Year 2016 as the Malvern Trust & Savings Bank in the maximum amount of \$1,000,000. Breeding seconded. Ayes: Shere, Breeding, Moreau; McGann abstained. Motion carried.

McGann motioned to approve Resolution 2016-17, **Recognizing Appointment of City Clerk**. Shere seconded. All ayes; motion carried.

McGann motioned to approve Resolution 2016-18, Posting **New Weight Limit** on Marion Avenue Bridge as 17 tons. Shere seconded. All ayes; motion carried.

McGann motioned to approve Resolution 2016-19, **Transferring Funds** for FY2015-16 contingent upon following the regulations guiding its transfer “100% Property Tax relief for Debt Service on projects for the Street, Water, and Sewer Departments for the City of Malvern, Iowa.” Moreau seconded. All ayes; motion carried.

Shere motioned to approve the City Clerk to cut the **final check run** ending Fiscal Year, June 30, 2016. McGann seconded. All ayes; motion carried.

Shere approved Resolution 2016-14 – **Setting Wages** for Non-Union Employees of the City of Malvern for Fiscal Year 2016-17, with the following wage adjustments: 3 percent raise per annual performance review for David Hoose, Street Superintendent; 3 percent raise per annual performance review for Jason Darnold, Street Laborer; 4 percent raise per annual performance review for Kathy Anderson, Deputy Clerk; and 2 percent raise per 120-day performance review for Mary Poort, City Clerk. Moreau seconded. All ayes; motion carried.

**MAYOR’S REPORT:** Mayor Blackburn praised the **performance review process and employees** for a great year.

**PROJECT/MEETING UPDATES:**

**RAGBRAI COMMITTEE UPDATE:** July 24, 2016, is Malvern’s RAGBRAI pass-through date. Councilmember Moreau delivered an update on the Comprehensive Emergency Operations Plan. Councilmember McGann requested the Liberty Memorial Building to be open. Committees have been set and meetings will continue. Local and outside vendors are registered, with vendor fees covering specific bills.

**CDBG Downtown Façade Project:** aforementioned.

**CDBG Housing Rehab Project:** aforementioned.

**DOWNTOWN IOWA GREAT PLACES GRANT:** Acceptance/denial date is June 15<sup>th</sup>. If accepted, June 24 is an Iowa Great Places Committee on-site review hour in town.

**NUISANCE DISTRICT UPDATES:** Discussion was held on the following nuisances:

District#1: Doug Shere: 98 Main - demolition and abatement; 608 Prospect – junk/junk-vehicles; 106 E 4<sup>th</sup> Street – grass/weeds abatement.

District#2: Mayor Blackburn and deputy clerk are covering this territory.

District#3: Kate McGann: 510 West 2<sup>nd</sup> Street - demolition and abatement; 502-510 W 2<sup>nd</sup> – camper/debris abatement; 5<sup>th</sup> Ave Lots 7-10 – junk/junk-vehicles, grass/weeds abatement.

District#4: Bruce Breeding – no report.

District #5: Fred Moreau, 612 9<sup>th</sup> Street – grass/weeds abatement.

Moreau motioned to adjourn. There being no further business, the meeting was adjourned at 8:52 p.m.

Michael K. Blackburn, Mayor

ATTEST:

Mary Poort, City Clerk