

MALVERN CITY COUNCIL
MINUTES OF REGULAR MEETING
MALVERN CITY HALL – 107 E. 4th Street
February 12, 2018 – 7 p.m.

The February 12, 2018, regular meeting of the **Malvern City Council** was called to order by **Mayor Blackburn** at 7:02 p.m., at City Hall Council Chambers, Malvern, Iowa.

Mayor Blackburn recognized the following **Councilmembers as present**: Christina Androy, Bruce Breeding, Roger Johnson (by teleconferencing), Kate McGann, and Doug Shere. Visitors: six. City Clerk Mary Poort was also present. Cheryl Jones requested to speak as a public presenter.

McGann motioned to approve the **Consent Agenda**: tentative agenda—with amendment: striking 8C3 Heritage Park issue and 9H FY18 Budget Amendment #2, and councilmember district changes; regular meeting minutes of January 8, 2018, and Special Meeting/Budget Workshop of February 7, 2018; and current expenditures. Shere seconded. All ayes; motion carried.

Mayor Blackburn recognized, Kim Johnson, Executive Director, Malvern Low-Rent Housing Agency, to present on the **PILOT (Payment In Lieu Of Taxes) Program request**. Topics of presentation: Low-Rent Housing centers, history, accommodations, income/elderly/handicap reflection, and explanation of the tax-exempt program. Tax-exempt money is to be used on such things as: capital improvements, insulation, concrete, boilers, safe & decent housing; asking for a PILOT, ten-year waiver, about \$5,000 per year.

Mayor Blackburn recognized **Keith Tucker**, representing Woods & Wyatt Attorneys at Law, who introduced himself to the Council, explaining his role with the firm, and office hours available in Malvern.

Community Presenters: Cheryl Jones, MABA President, talked of the proposed sign to be placed at Hwy. 34 four-corners with proposed Iowa West Foundation Grant funds. Money has been donated for a bike sculpture purchase. A “Vision” meeting is to be held on March 15, 2018, at the Community Building, 7 p.m.--time to share wants and needs for grant money.

Shane Sayers briefed the Council on **improvements to Miller Field at Boehner Park**: purchases complete, May 5, 2018—dedication, whole-day events with 2 p.m. ball game, adult slow-pitch, scoreboard, 50-ft flagpole, bleachers, sponsorships, tree planting on south side, possibly expect half-dozen games per week, follow-up with no parking on West 5th Street, drainage, electrical work with City help.

DEPARTMENT UPDATES: PeopleService Report—Howard Peterson (absent). Shere motioned to approve the Use of FY 18 LOST for payment of \$7,491 invoice from Driver Sewer & Water, Inc. Breeding seconded. All ayes; motion carried. Shere motioned to table a decision on Electric Pump ‘Pump Maintenance Service Agreement’. McGann seconded. All ayes; motion carried. Shere motioned to approve expenditure of \$4,327.54 to repair FLgt 3102 seal fail East Ridge LS pump #2. Johnson seconded. All ayes; motion carried.

Streets Superintendent Report – Dave Hoose (absent). City Clerk Poort read the January Streets Report: snow removals and cleanups, equipment maintenance and repairs, 6th Avenue graveled, moved and replaced Library basement shelving and furniture for Thrasher basement water system installation, removed pool equipment in preparation for concrete work. Discussion questioned unplowed Main Street after weekend snowfall. Discussion was also held on the City Brush Pile renovation with cement pieces to raise entrance to avoid mud-hole situation, bury excess, haul cement away. Mayor Blackburn will be in contact with Leo Reiken.

Marion Avenue Bridge Replacement negotiations in process; possibly in committee--no action needed to date. McGann motioned to approve a **Mid-American Energy Easement** to remove and replace gas main on Marion Avenue Bridge to right-of-way next to Main Street Bridge, pending engineer and attorney approval. Shere seconded. All ayes; motion

carried. McGann motioned to approve Use of FY18 LOST for **payment of \$2,167.04 invoice from HGM** for design engineering work for Marion Avenue Bridge Replacement. Androy seconded. All ayes; motion carried.

Park Board Report – Androy, Council Park-Board Rep., gave a report which included Dr. James Ahern’s request to place a Canada Goose nest platform on Boehner Pond with storage at City Shop in off-season, preliminary idea of incentive plan for pool employees, and Park Board’s desire to remain in charge of Heritage Park.

UNFINISHED BUSINESS: Discussion was held on future steps involving the **former Family Worship Center**. A letter is to be sent to Mary Morse Bolton with a 20-day pocket for removal of desirable items from the building. Possibilities in zoning, sale, or demolition were noted.

McGann motioned to approve the **Mills County Law Enforcement Services contract**, July 1, 2018 – June 30, 2019, \$18,649.09. Androy seconded. All ayes; motion carried.

McGann motioned to approve **RESOLUTION 2018-05** Approval to Apply for USDA Funds for Water Treatment Plant Project. Androy seconded. All ayes; motion carried.

Mayor Blackburn recognized MVFD Chief Dwain Pelzer and MVFD Member Ken Hindman to explain **the ‘Junior Firefighter Standard, 2018 Edition’ document**, prepared by the Department and proposed for Council approval. Androy motioned to approve the Malvern Volunteer Fire Department Junior Firefighter Program supporting EMC guidelines. Shere seconded. All ayes; motion carried.

Breeding motioned to continue to follow-up on a **comprehensive plan opportunity** through Iowa Initiative for Sustainable Communities for which a letter of support had been provided to RC&D. Johnson seconded. All ayes; motion carried.

McGann motioned to secure RC&D assistance with application submission for **Bicycle Friendly Community designation**. Shere seconded. All ayes; motion carried.

Shere motioned to set a public hearing for March 5, 2018, and **publish the FY19 Budget public hearing notice** with the Budget Choice #2, which allows for more FY19 water revenue. Breeding seconded. All ayes; motion carried.

NEW BUSINESS: Shere motioned to approve the **2018 General Obligation Corporate Purpose Loan Agreement** with Dorsey and Whitney LLP. Breeding seconded. All ayes; motion carried.

Androy motioned to approve **RESOLUTION 2018-06** Setting the Date for Public Hearing on Proposal to Enter into a General Obligation Corporate Purpose Loan Agreement and to Borrow Money thereunder in a Principal Amount not to Exceed \$120,000. McGann seconded. All ayes; motion carried.

McGann motioned to approve the **PILOT Exemption** request for ten (10) years for the Malvern Low-Rent Housing. Androy seconded. All ayes; motion carried.

Breeding motioned to approve **reinstatement of Mike Blackburn** for five-year term on the **Malvern Low-Rent Housing Agency Board of Commissioners**. Shere seconded. All ayes; motion carried.

Breeding motioned to approve Calendar Year 2018 **Employee Floating Holiday** for Wednesday, December 26, 2018. Shere seconded. All ayes; motion carried.

Discussion was held on the **Malvern City Ordinance 135.13 Driveway Culverts language**. Consensus was to move forward with ordinance preparation for changing the language so that the property owner will provide the culvert and maintain it.

Shere motioned to accept the invitation to create a **Super Board within the East Mills School District**. Breeding seconded. All ayes; motion carried.

Shere motioned to approve the **liquor license request by Pheasants Forever**, for February 24, 2018, DRAM approved. Androy seconded. All ayes; motion carried.

McGann motioned to have the City Streets Department **water downtown planters** on Monday, Wednesday, and Friday. Androy seconded. All ayes; motion carried.

Shere motioned to **block Main Street from 3rd Street to 4th Street** on April 19, 2018, so that the East Mills students can complete STEM Fair plans to use run three-wheeled vehicles on an oval track from 8:15 – 9:15 a.m., recognizing that the MVFD entrance will be blocked but easily cleared during an emergency. Breeding seconded. All ayes; motion carried.

MAYOR'S REPORT: Shere motioned to approve Mayor Blackburn's recommendation of **Dave Hoose to the Malvern Park Board** for term ending 12/2020. Breeding seconded. Ayes: Breeding, Johnson, McGann, Shere. Nay: Androy. Motion carried.

Shere motioned to approve Mayor Blackburn's recommendation of **Fred Moreau to the Malvern Planning & Zoning Commission** per nomination of P&Z Chairman Vicki Drews, for a term ending 12/2022. McGann seconded. All ayes; motion carried.

5-2-1-0 Program Update: measuring for placement of lines, volleyball floor grommets, and cameras has taken place.

PROJECT/MEETING UPDATE: The **USDA RD Application** is in process for the Proposed City Water Treatment Facility Project. It will be submitted in late February or March. The **City Hall move date** is scheduled for March 19, with closing sale date of March 30, 2018. The **Emergency Management** Budget public hearing is slated for February 27, 2018, at 6:30 p.m.

NUISANCE DISTRICT UPDATES: Nuisance abatement issues are tied with budget items. No updates now.

COMMENTS ON NON-AGENDA ITEMS: none.

Shere motioned to adjourn; there being no further business, the meeting was **adjourned at 10:10 p.m.**

Michael K. Blackburn, Mayor

ATTEST:

Mary Poort, City Clerk