

MALVERN CITY COUNCIL  
MINUTES OF REGULAR MEETING  
Malvern City Hall – 100 W 5th Street

The June 13, 2022 regular meeting of the Malvern City Council was **called to order** by Mayor Shere at 7:00 p.m. Council members present were Androy, Breeding, Johnson, and Lidgett. Also in attendance were Joe George, Dave Hoose, Jill Smith, and Zack Jones. Jones presented a recommendation regarding moving the bike tree and shelter from Pocket Park. This recommendation came from an appointed group consisting of Park Board, MABA, and City Council members. The group recommended making repairs to the bike tree and adding additional colors then placing it where the art tree beside Hilltop Animal Clinic is now located. That tree would move to the northeast corner of Heritage Park. The group also recommended moving the shelter to be located near the big bike on the Wabash Trace. Southwest Iowa Nature Trails has agreed to pay \$450 or half the cost to locate utilities at the Heritage Park and Wabash Trace sites. MABA would pay the additional \$450. Discussion was held on the recommendation and suggested Park Board vote on the decision to move the trees. Mayor Shere recognized other community presenters seeking to address the Council; there being none. Johnson motioned to approve the **Consent Agenda** consisting of the June 13, 2022 tentative Council meeting agenda, May 31, 2022 Council meeting minutes, Claims and Treasurer's reports for May 2022, direction to place Malvern Library Board meeting minutes and expenditures on file from May 2, 2022, direction to place Malvern Park Board meeting minutes on file from June 7, 2022, direction to place Liberty Memorial Building Board meeting minutes on file from June 1, 2022, and approval of Casey's Class E Liquor License pending dram shop approval. Seconded by Lidgett. All ayes; motion carried.

**New Business:** Street Superintendent Hoose provided Council with a report consisting of repair of wind damaged City property, cleaning and opening the city pool, painting parking lines downtown, alley grading and repair, patching potholes, servicing mosquito fogging equipment, and various other tasks. Park Board Chairperson Smith provided a report consisting of mock drowning training at the pool, 4<sup>th</sup> of July celebration fishing contest at Boehner Pond, possible concession stand repair at the pool including replacing the door so the space can be utilized for storage of the handicap lift, and need for repair of fence by baby pool. Additional discussion was held on the lighting at the pool and solutions for dimming the existing lights. Library Director Bassich submitted a written circulation report consisting of 337 patron visits including 6 new patrons and 118 program patrons. The report also identified 229 items circulated including 153 books, 26 puppets, 24 DVDs, 22 interlibrary loans, and 4 magazines. Lidgett also provided information regarding the library's need to replace an existing sump pump and install a humidifier in the basement to preserve historical documents. Discussion was held on food truck permitting. Current Code of Ordinances states a fee per event and vendors have requested Council consider an annual fee. Clerk was directed to draft an ordinance amendment to include a \$150 annual fee. Process of employee evaluations was discussed and recommendations for employee salary adjustments will be provided by Mayor Shere, West, and Johnson following compilation of Council evaluation forms and review with employees. Breeding motioned to

approve an agreement for reimbursement of CDL training expenses for Dan Meggison. Seconded by Androy. All ayes; motion carried. Breeding motioned to approve an amendment allowing Council to set hours of operation via Resolution for Ordinance 325-Setting Malvern Burn Site Regulations. Seconded by Androy. All ayes; motion carried. Androy motioned to hold the first reading of amended Ordinance 325. Seconded by Lidgett. All ayes; motion carried. Breeding motioned to waive the 2<sup>nd</sup> and 3<sup>rd</sup> readings of amended Ordinance 325. Seconded by Johnson. All ayes; motion carried. Androy motioned to approve the 1<sup>st</sup> and final reading of Ordinance 325. Seconded by Breeding. All ayes; motion carried. Breeding motioned to approve the adoption of Ordinance 325 after legal publication as required by Iowa Code 380.6. Seconded by Lidgett. All ayes; motion carried. Androy motioned to set the date of public hearing to adopt Ordinance 326-2022 Malvern Code of Ordinance for June 28, 2022. Seconded by Breeding. All ayes; motion carried. Androy motioned to approve **Resolution** 2022-14: Authorizing City Clerk to Transfer Funds. Seconded by Johnson. All ayes; motion carried. Discussion was held on a tree located in the right-of-way at 710 Wilson Avenue. Androy motioned to direct Street Superintendent to seek bids for removal. Seconded by Breeding. All ayes; motion carried.

**Project/Meeting Updates:** Clerk George provided an update on the water treatment plant consisting of completion of the repeater tower and various other electrical items on the punch list. Building Crafts, Inc is waiting on Sweeney Control to finish the final calibration before the plant will operated off the new radio signal. Discussion was held on a liquidated damages settlement with Building Crafts, Inc regarding the substantial completion date. Breeding motioned to assess \$23,500 in liquidated damages. Seconded by Johnson. All ayes; motion carried. Approval has been granted for the release of funds on project 19-DRH-013 following satisfactory completion of the environmental review process. This project includes building two townhomes (4 units) on Prospect Avenue north of E 13<sup>th</sup> Street. Olmstead and Perry submitted a cost estimate of \$215,000 to \$270,000 to construct a U-V disinfection system at the Malvern Waste Treatment Facility as required by the Iowa Department of Natural Resources. Clerk will seek out grants as potential funding sources.

**Mayor and Councilmember Comments Regarding Non-Agenda Items:** Discussion was held on various nuisance in Malvern.

Breeding motioned to **adjourn** the meeting at 9:05 p.m. Seconded by Lidgett. All ayes; motion carried.

ATTEST:

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Douglas Shere, Mayor

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Joe George, City Clerk