

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

The February 27, 2024, regular meeting of the Malvern City Council was **called to order** by Mayor Douglas Shere. Council members present were Roger Johnson, Amber Lidgett, Bryant Rasmussen, and Heather West. Also in attendance were Joe George, Nick Uptegraff, Lance Dalton, Jenna Thornburg, and Hailey Bohrer. Mayor Shere recognized visitors seeking to address the Council. Lance Dalton was present to discuss the status of the park board. Johnson motioned to approve the **Consent Agenda** consisting of the February 27, 2024 tentative Council agenda and February 12, 2024 Council meeting minutes. Seconded by West. Johnson, Lidgett, Rasmussen, and West voted aye; motion carried.

Departmental Reports: A water/wastewater update was provided consisting of cleaning up the wastewater lagoons. Kathy Anderson provided a written report on the parks consisting of pool start up and employee hiring, park improvements, and a breakdown of the park responsibilities and when they occur. Discussion was held about scheduling a park clean up on April 20th.

New Business- West motioned to hold and approve the third reading and adopt **Ordinance 334** after legal publication as required by Iowa Code Section 380.6-an ordinance granting to MidAmerican Energy Company, its successors and assigns, the right and non-exclusive franchise to acquire, construct, erect, maintain, and operate in the City of Malvern, Iowa, an electric system and communications facility and to furnish and sell electricity to the City and its inhabitants and authorizing the city of collect franchise fees for a period of 25 years. Seconded by Lidgett. Lidgett, Johnson, Rasmussen, and West voted aye; motion carried. Johnson motioned to hold and approve the third reading and adopt **Ordinance 335** after legal publication as required by Iowa Code Section 380.6-an ordinance granting to MidAmerican Energy Company, its successors and assigns, the right and non-exclusive franchise to acquire, construct, erect, maintain, and operate in the City of Malvern, Iowa, a natural gas system and to furnish and sell natural gas to the City and its inhabitants and authorizing the city of collect franchise fees for a period of 25 years. Seconded by Lidgett. West, Rasmussen, Lidgett, and Johnson voted aye; motion carried. West motioned to approve a supplemental agreement with Napoli Shkolnik relating to contingency fee payment schedule. Seconded by Lidgett. West, Rasmussen, Johnson, and Lidgett voted aye; motion carried. Lidgett motioned to approve **Resolution 2024-05**-setting the time and place for a public hearing related to proposed property tax levy for FY2025 budget as April 8, 2024 at 6:30 p.m. in Malvern City Council Chambers. Seconded by West. Rasmussen, Lidgett, Johnson, and West voted aye; motion carried.

Mayor's Report-Mayor Shere provided a report consisting of a meeting with Burbach Aquatics on February 29th to discuss feasibility of repair or replacement of the municipal pool. Mayor and city clerk will also be meeting with Mills County Fair Board to discuss placement of a new tornado siren on the Mills County Fair Grounds.

Clerk's Report-City Clerk George informed Council that he had completed the necessary training courses for water distribution and treatment and wastewater treatment. George will begin testing for certification in the spring.

Project/Meetings Update: Grading resumed on the Wabash Landing Subdivision on February 20th. Earnest Construction estimates 65 working days for completion of infrastructure now that work has resumed. West motioned to approve contract amendment no.1 with HGM Associates in an amount not to exceed \$7,560.00 for additional observation services. Seconded by Rasmussen. Johnson, Lidgett, Rasmussen, and West voted aye; motion carried. Discussion was held on a \$1,911,483.80 change order request on the Wabash Landing Subdivision. Lidgett motioned to table discussion on this matter until March 11, 2024. Seconded by West. West, Lidgett, Rasmussen, and Androy voted aye; motion carried. Discussion was held on the Prospect Avenue Townhomes CDBG. The grant period for this project expires February 28, 2024 and the City does not intend to submit a request for extension. No update was provided on the Lakin Child Development Center of East Mills. Vanguard Utility Services will be returning to Malvern on March 18 through 23 to replace the remaining meters and reprogram the meters programed utilizing the incorrect software. No update was provided on the Wastewater Lagoon UV Sanitation Improvements project. Lidgett motioned to approve a financial services agreement with Piper Sandler & Co. relating to a state revolving fund loan and general obligation bond. Seconded by West. West, Lidgett, Rasmussen, and Johnson voted aye; motion carried.

Lidgett motioned to **adjourn the meeting** at 7:44 p.m. Seconded by West. Johnson, Lidgett, West, and Rasmussen voted aye; motion carried.

ATTEST:

Douglas Shere, Mayor

Joe George, City Clerk