

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

The June 10, 2024, regular meeting of the Malvern City Council was **called to order** by Mayor Douglas Shere at 7:00 p.m. Council members present were Chris Androy, Roger Johnson, Amber Lidgett, Bryant Rasmussen, and Heather West. Also in attendance were John Jorgensen, Travis Wright, Miller Cambridge, Dave Hoose, and Joe George. Mayor Shere recognized visitors seeking to address the Council; there being none. John Jorgensen with HGM Associates presided over the bid opening for the 2024 W 9th Street and E 15th Street Reconstruction Project. The City received two bids. The first bid was from Wright Sewer and Water in the amount of \$844,550.51 and the second bid was from Carley Construction in the amount of \$842,564.50. Lidgett motioned to approve the **Consent Agenda** consisting of the tentative agenda for June 10, 2024 Council meeting, special Council meeting minutes from May 20, 2024, regular Council meeting minutes from May 28, 2024, decision to place Malvern Library Board of Trustees meeting minutes and expenditures on file from May 9, 2024, and treasure's and claims reports for June 2024. Seconded by West. Johnson, Lidgett, Rasmussen, Androy, and West voted aye; motion carried.

Departmental Reports: Street Superintendent Dave Hoose provided a street report for May 2024 consisting of E 2nd Street drainage tube removal and replacement, graveling and grading alleys, storm sewer drain clean out, servicing mosquito fogger, and various other tasks. Superintendent Hoose stated that mosquito fogging and demolition of Main Street at the intersection of 5th Street would begin the following week.

New Business: Johnson motioned to **approve a block party application for the Malvern Concert Series in Heritage Park**. Seconded by West. Androy, Johnson, Rasmussen, Lidgett, and West. Androy motioned to approve **Resolution 2024-21**-adopting and approving tax compliance procedures relating to tax-exempt bonds. Seconded by Lidgett. West, Lidgett, Rasmussen, Androy, and West voted aye; motion carried. Androy motioned to approve **Resolution 2024-18**-setting the date of sale of general obligation corporate purpose bonds, series 2024 and authorizing the use of a preliminary official statement in connection therewith. Seconded by West. West, Lidgett, Rasmussen, Androy, and Johnson voted aye; motion carried. Lidgett motioned to approve **Resolution 2024-19**-setting the date and time of public hearing on vacation of public right-of-way and conveying real estate. Seconded by Androy. West, Rasmussen, Androy, Johnson, and Lidgett voted aye; motion carried.

Mayor's Report: Mayor Shere provided an update on a site visit by Burbach Aquatic. This visit was the first of three evaluations of the Malvern Municipal Pool. Discussion was held on location of the new emergency siren. The City is meeting with the Mills County Fair Board to discuss possible locations on the Fairgrounds. West motioned to **change the date of the first Council meeting in July to July 2nd**. Seconded by Johnson. Rasmussen, Lidgett, Johnson, and West voted aye with Androy voting nay; motion carried.

Project/Meeting Updates: Storm sewer work is continuing on the Wabash Landing Subdivision. Additional dirt remains to be brought in to raise the site elevation on the south side. Androy motioned to **approve payment of HGM Associates, Inc invoice no. 110623-4 and 110623-5 in the amount of \$4,714.02.** Seconded by West. Johnson, Lidgett, Rasmussen, Androy, and West voted aye; motion carried. Johnson motioned to **approve payment of Southwest Iowa Planning Council invoice no. 1456-1 in the amount of \$586.00.** Seconded by Lidgett. Androy, Johnson, Rasmussen, Lidgett, and West voted aye; motion carried. Lidgett motioned to **approve payment of Southwest Iowa Planning Council invoice no. 1456-2 in the amount of \$456.00.** Seconded by West. West, Lidgett, Rasmussen, Androy, and Johnson voted aye; motion carried. The City is waiting for a legal opinion from Dorsey and Whitney, LLP on bid procedure before an application for an SRF loan for the 2024 Wastewater Lagoon UV Sanitation Improvements Project can be submitted. John Jorgensen with HGM Associates provided the opinion that both Wright Sewer and Water and Carley Construction's bid documents were complete and that Carley Construction was the lowest responsive and responsible bidder. Androy motioned to approve **Resolution 2024-20**-approving contract and performance and/or payment bonds for the 2024 W 9th Street and E 15th Street Reconstruction Project with Wright Sewer and Water. Motion failed to gain a second as Iowa Code requires award of bid to the lowest responsive and responsible bidder. West motioned to approve **Resolution 2024-20**-approving contract and performance and/or payment bonds for the 2024 W 9th Street and E 15th Street Reconstruction Project with Carley Construction. Seconded by Lidgett. West, Lidgett, Rasmussen, and Johnson voted aye with Androy voting nay; motion carried. Johnson motioned to **approve payment of HGM Associates, Inc invoice no. 108523-8, 108523-9, and 108523-10 in the amount of \$10,672.23.** Seconded by Lidgett. West, Rasmussen, Androy, Johnson, and Lidgett voted aye; motion carried. West motioned to **approve payment of HGM Associates, Inc invoice no. 104124-2 in the amount of \$12,080.67.** Seconded by Johnson. Rasmussen, Lidgett, Johnson, West, and Androy voted aye; motion carried.

Lidgett motioned to **adjourn** the meeting at 7:35 p.m. Seconded by West. Lidgett, Androy, Rasmussen, Johnson, and West voted aye; motion carried.

ATTEST:

Douglas Shere, Mayor

Joe George, City Clerk