

City of Durant
City Council Meeting Minutes 07/23/2018

Mundt, and Schulz. City Staff present: City Opr. Ofc/Clerk Deana Cavin, Police Chief Orville Randolph, Treas. Mitch Richman, City Attorney Tom Maxwell, and City Attorney Julie Sprague. Consultant Mark Brockway, MSA Engineers Nate Stevenson, and Nick Wagner were present. Member Sterner was absent. Consent agenda: Member Mundt motioned, seconded by Member Utter, to approve agenda city bills and minutes for 07/09/2018 council meeting. Ayes: Schulz, Mundt, Quiram, Utter Nays: None Motion carried. Public Input: None

Rep. Bobby Kaufmann briefed council on several new pieces of legislature taking effect July 1, 2018; 1.) G.E.M.T. (Ground Emergency Medical Transportation) was applied for, Iowa is the third state to do this; this will provide ambulance services with reimbursement for Medicaid transports-currently if a transport fee is five hundred dollars, the service is only getting paid about one hundred fifty dollars for that transport, losing the remaining three hundred and fifty dollars. Many small ambulance agencies cannot afford these losses. 2.) Mental Health- regional centers will be built like the one in Bettendorf, Iowa, providing local beds instead of hospitals and prisons to be the mental care units. 3.) Pressure of Opioid abuses- pharmacies and doctors will be tracking the prescriptions similar to how other medicines such as Sudafed is tracked. 4.) ICN Director stole about \$700,000 of tax payer dollars and was caught. 5.) Dept. of Human Services: It is now mandatory that all children, foster and adopted must see a doctor, mandatory reporter at least once a year. 6.) The back fill of property tax dollars is still on the table to be phased out, but Kaufmann does not want to see it yanked in one year-that is detrimental to small cities and counties. 7.) IPERS is fully funded, and those funds are not to be used for anything else. 8.) Iowa Dept. of Transportation attempted to force Cedar County to pay for the overpasses to be taken out or replaced when they roll out their six lane I-80 expansion. Kaufmann stated item was discussed with IDOT and is no longer on the table, IDOT will take care of all overpass expenses on I-80.

Discuss/Consider approval for transfer of liquor license for American Legion Post #430 for Firefighters Fest: Quiram motioned, seconded by Member Schulz, to approve the transfer of liquor license for American Legion Post #430 for Firefighters Fest August 10th and 11th. Ayes: Utter, Quiram, Mundt, Schulz Nays: None Motion carried.

Discuss /Consider request of vacating 13th Avenue at the 1300 block of 4th Street with utility easement stay of 25ft. Clerk explained the information provided to council contained two past sets of minutes where the same request had been considered in turned down but turned down in 2003 & 2004. Durant Municipal Electric requested should council decide to grant the request, city to maintain a utility easement for future expansion if needed. Member Quiram inquired the purpose of the request. Darrel Garvin explained he and Gary Fick each own property on either side of the street, and would like to utilize the street for tenant parking, and because they maintain and take care of it. Member Mundt inquired if it was a concern to vacate the street for the city. Clerk explained in recent years councils have stated they do not want to give up any more city property, and this is the only area other than the industrial park that semis are allowed to park on a street. Member Utter stated he is not in favor giving up any more property or vacating any streets. Al Hoffmann was present, and explained he has been parking his trucks there for many years; he has brought in gravel and tried to keep that area in good repair; he did not want to see any vacation of that street. After discussion, Member Utter motioned, seconded by Member Quiram, to deny the request to vacate the 1300 block of 13th Avenue of 4th Street because the city may need to utilize it in the future with changes or upgrades to 4th Street. Ayes: Utter, Schulz, Mundt, Quiram Nays: None Motion carried.

Consider Res. 2018-38 for closure of city streets for the Durant Dusk Hustle August 10th, 2018: Member Mundt motioned, seconded by Brian Utter to approve Res. 2018-38 for Dusk Hustle: *that on August 11th the following streets shall be temporarily closed for Kids Block Run at 6:30PM; 1-Mile Family Walk/run at 6:45PM; and Dusk Hustle 5K walk/run that begins at 7PM: Starting at 1000 block of 7th Street (Northwest corner of Jaycee Park) going North to 8th Street: Turning right on to 8th Street, then right onto 12th Avenue to left on 7th Street; Right on 13th Avenue and right onto 6th Avenue; continue to 3rd Avenue;*

take a right on 3rd Avenue to 7th Street Turn left on 7th Street to Yankee Avenue turn around to head east; Continue on 7th Street to 6th Avenue, take left toward 8th Street turn right on 8th Street to 9th Avenue, follow curve to 9th Street, continue west on 9th Street, take a right on 7th Avenue, and right on 10th Street; turn right on 8th Avenue, and left on 9th Street, following curve to 9th Avenue, and then left on 8th Street to 10th Avenue; Turn right on 10th Avenue to finish line past 7th Street at Jaycee Park.

Ayes: Quiram, Mundt, Schulz, Utter Nays: None Motion carried.

Consider Res. 2018-39 for closure of city streets for the Firemen's Festival August 10th & 11th 2018: Member Quiram motioned, seconded by Member Mundt to approve Res. 2018-39 for street closures for the parade and fest.: *that on August 10th & 11th, 2018 the following streets shall be temporarily closed:*

For the Parade on 8/11: 4th Avenue from the Durant High School Parking lot to 6th Street; Then all of 6th Street to 13th Avenue until noon (or after the parade ends.) For festival on 8/10 & 8/11: 6th Street from 10th Ave to 12th Ave; and 12th Ave from 7th Street to 6th Street. Jaycee Park (Leland Smith) Shelter will be closed to rentals August 10th-12th.

Ayes: Schulz, Utter, Quiram, Mundt Nays: None Motion carried.

Mark Brockway Downtown Revitalization Kick off day July 28th; at 9AM Mayor Spengler will give a brief opening followed by Maria Olsen, who will explain the purpose and goals of the task force; cleanup will be from 9:30 A.M. to 11:30 A.M. followed by a picnic lunch. Paper's Lumber is donating the paint for the light poles, and Keep America Beautiful program is providing trash bags and litter sticks. Council members were encouraged to participate. T-shirts are available that day for all who participate.

Engineer Report: Consider Pay Application #1 for 7th Street WA Main project: Clerk reported the project is proceeding well; contractor has done a great job so far of keeping the areas open for residents; service laterals will be installed over the next two weeks. Member Utter motioned, seconded by Member Quiram, to approve pay application #1 in the amount of \$215,460.95 to McClintock Trucking & Excavating.

Ayes: Mundt, Utter, Schulz, Quiram Nays: None Motion carried.

Clerk informed council there is possible water main break on the old line between 11th and 12th Avenues. Public Works will be monitoring that area, and may need to patch it before McClintock can get to the lateral installations. Clerk also informed council MSA Surveying crew found a water leak in a manhole along 5th Street that will need to be repaired this week. With PW Dir. Semsch on vacation, she may call in Al Oldergo to assist with this repair.

Police Dept.: Chief Randolph reported there will be an officer assisting with traffic for the street cleaning on Saturday.

Clerk Report: Consider June Financial Statements: Clerk reported Treas. Richman has reviewed the statements and found no concerns; the state auditors will be coming for an audit in August; clerk will consider these statements preliminary until the auditors have finished, in case they have adjustments. Member Mundt motioned, seconded by Member Utter, to approve the June financial statements. Ayes: Schulz, Mundt, Quiram, Utter Nays: None Motion carried.

Consider approval for HKP services for Handbook review and other sources either by hour or small business package: At previous council meeting clerk had requested council consider the services for human resources and handbook review. She clarified the handbook review would be at \$165 per hour and it would be the priority. It was discussed that the city start with the handbook review, and revisit the other services in the future. Member Quiram motioned, seconded by Member Schulz, to approve the \$165 per hour not to exceed eight hours for HKP to review the employee handbook (\$1,320). Ayes: Utter, Quiram, Mundt, Schulz. Nays: None Motion carried.

At 6:35pm.m Member Mundt motioned, seconded by Member Utter to proceed into closed session under Iowa Code 21.5 j. To discuss the purchase or sale of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property or reduce the price the governmental body would receive for that property.

Ayes: Utter, Quiram, Mundt, Schulz Nays: None Motion carried.

At 7:03p.m. Council reconvened into open session. Member Mundt motioned, seconded by Member Utter, to direct Mark Brockway to proceed as discussed in closed session with property owners. Ayes: Quiram, Mundt, Schulz, Utter Nays: None Motion carried.

Commented [DC1]:

Attorney Sprague recommended a five minute break; at 7:08 p.m. Member Quiram, seconded by Member Mundt, motioned to enter into closed session under Iowa Code 21.5 c. To discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation.

Ayes: Schulz, Utter, Quiram, Mundt Nays: None Motion carried

At 8:16 p.m. council reconvened into open session. Member Mundt motioned, seconded by Member Utter, to have legal counsel proceed as discussed in closed session. Ayes: Schulz, Utter, Quiram, Mundt Nays: None Motion carried.

With no other business before council, meeting was adjourned at 8:18 p.m.

Scott Spengler, Mayor

Attest: _____
Deana Cavin, City Operations Officer/Clerk

CITY OF DURANT		CLAIMS LIST 7-23-2018
VENDOR NAME		
AIRGAS USA, LLC	CC BAR-RENT CO2 CYLINDERS	19.75
BADGER METER	WA MTR/TRIMBLE SUPPORT 6 MTHS	780.00
BLUE TARP FINANCIAL INC	SHOP SUPPLIES	1.76
BROCKWAY LAND PLANNING ASSOC	CONSULTING FEES	1202.50
CASTELLO, ALICIA	CC DEPOSIT REFUND	200.00
CINTAS CORPORATION #342	SHOP TOWELS & CH MATS	125.26
CITY OF DURANT PETTY CASH	POLICE-CERTIFIED POSTAGE	8.25
EFTPS	FED/FICA TAX	8667.16
ENVIRONMENTAL RESOURCE ASSOC	WWTP TESTING	281.24
FISHERSCIENTIFIC	WWTF-COMBINATION HOSE NIPPLE	158.66
HAWKINS INC	WA CHEMICALS	256.19
HEARTLAND FIRE & SECURITY	CC-SET UP CELL NETWORK FOR FIRE PANEL	420.00
IOWA INTERSTATE RR LTD	NORFOLK DR SIGN/MAINT/ELEC	227.47
IOWA LAW ENFORCEMENT ACADEMY	MMPI TESTING-GUCK	150.00
IOWA ONE CALL	JUNE ONE CALLS	29.70
IPERS	IPERS	133.92
JOHN DEERE FINANCIAL	PARKS-MOWER BLADES & SOCKET	146.33
LEFF LAW FIRM LLP	LEGAL FEES 8TH ST	190.00
MAGUIRE IRON INC	NEW WA TOWER PYMT #11	180975.00
MENARDS	MISC SUPPLIES	38.58
MIDAMERICAN ENERGY	GAS LINE RPR 208 3RD ST	595.10
MUNICIPAL EMERGENCY SERVICES	FIRE-FACESHIELD	61.00
NORTHLAND SECURITIES INC	ANNUAL DISCLOSURE REPORT FY18	435.00
PAPER'S LUMBER & SUPPLY INC	MISC SUPPLIES	71.78
PRICE OIL CO INC	FUEL	186.35
SAM'S CLUB MC/SYNCB	CC BAR LIQUOR	258.12
SHAFFER AUTOMOTIVE	FIRE SUBURBAN-RECHARGE AC & RPLC RUNNING LIGHT	29.50
SPRAGUE LAW P.C.	LEGAL FEES 5/16/18 TO 6/15/18	1120.00
STATE HYGIENIC LABORATORY	WA TESTING	143.00
TEAMSTERS LOCAL UNION 238	UNION DUES	167.50
TRIPLE B CONSTRUCTION	PERMEABLE PAVERS PYMT #3 FINAL	12499.61
TURKLE TREE SERVICE INC	STR TREE REMOVE-507 4TH ST	875.00
UNITY HEALTHCARE-TRINITY MUSC	DRUG/ALCOHOL TESTING	57.00
USA BLUEBOOK	WA & SW CHEMICALS, MARKING PAINT	848.04
WINDSTREAM	TELEPHONES	985.90
PAYROLL		16092.85
TOTAL		228,437.52

FUND TOTALS

GENERAL	21,732.71
ROAD USE TAX	3,135.13
FIRE DEPARTMENT	282.80

CAPITAL PROJECT FUND
WATER
SEWER
TOTAL

190.00
184,725.47
18,371.41

228,437.52

