

**MCGREGOR CITY COUNCIL
REGULAR MEETING
JULY 18, 2018 6:30 P.M.**

The MCGREGOR CITY COUNCIL met in Regular Session at 6:30 p.m. on **Wednesday, July 18, 2018** at City Hall with Mayor Pro-tem Muehlbauer presiding. The meeting was called to order at 6:30 p.m. Mayor Pro-tem Muehlbauer led the Pledge of Allegiance. Council members present: Echard, Halvorson, Muehlbauer, Carroll, and Hallberg.

Hallberg moved, seconded by Halvorson to approve the Consent Agenda by one motion a) Agenda as listed b) Regular Meeting minutes June 20, 2018 revised to include mayor comments and Special Meeting Minutes June 27, 2018 c) Bills and Claims as presented for period June 21, 2018 through July 20, 2018 City- \$127,305.60, Library - \$2,035.00, June 2018 Revenues - \$80,669.32 June 2018 Expenses - \$329,784.77 d) Treasurer's Report for June, 2018 e) Liquor License Re-approval – Pocket City Post Vet's Club – new officer. Roll call vote: Ayes – All. Motion carried.

Hearing of Delegations: No comments received

Police Report –No officer present. Operations Report – Ren Pape, Public Works Director/Wastewater Superintendent, informed the council of an area of storm sewer and street that will need to be addressed. The old storm sewer channel that crosses Buell from Garnavillo avenue is collapsing. One bid has been secured. Council asked for a second bid and that specifications be prepared so the bids are able to be compared.

Mayor Pro-tem Muehlbauer opened a public hearing to take comments regarding a proposed vacation and disposal of real property – portion of B Street to EVD Enterprises. No comments were received. City clerk noted that Andrew Fettkether, owner of adjoining property, had asked about the survey marker locations and was provided a satisfactory answer to his question. Planning and Zoning reviewed and had no objection. No other comments had been received at city hall. The hearing was closed.

A second public hearing was opened to take comments regarding plans, specifications, form of contract and the opinion of cost of the pedestrian bridge. No comments were heard. No comments were received at city hall. The hearing was closed.

Hallberg moved, seconded by Echard to approve Resolution 01-07-2018 Approving Plans, Specifications, Form of Contract and Opinion of Cost for the Pedestrian Bridge Reconstruction Project. Opinion of Cost amounts are Alternate A - \$198,891.00 and Alternate B - \$179,371.00. Roll call vote: Ayes – All. Motion carried. Tim Cutsforth, HR Green Engineering, provided a summary of bids for the bridge project. Only one responsive bid was received. That bid was Alternate A - \$446,549.00 and Alternate B \$448,989.00 making them 125% -150% higher than opinion of cost. The engineer made the recommendation to reject all bids and rebid in

September. Halvorson moved, seconded by Hallberg to reject all bids and rebid in September. Roll call vote: Ayes – all. Motion carried. Mr. Cutsforth discussed mitigation work on the south end of 2nd st adjacent to the bridge which had been designed during the previous disaster #4289 and prior to the damages associated with the tornado. Most likely that work will not be approved for FEMA assistance. The cost estimate for that work was approximately \$67,000. The plans are complete and they are available to the city for future use should the council decide to not pursue the mitigation work at this time and wait until there are funds available to complete the work. Council consensus was to not complete the work at this time.

Roland and Marguerite Clinton were present to report on the status of their purchase agreement stipulations. Cost to remove the final stretch of abandoned sewer main on lots 4 & 5 and one manhole would be \$1,775.00. Halvorson moved, seconded by Carroll to approve payment of the cost of \$1,775 to Thornton Transportation and remove the stipulations so the lot sale can be completed. Roll call vote: Ayes – all. Motion carried. Council reviewed a recommendation from the Planning and Zoning Commission to revise the C-2 zoning to allow apartments on the ground floor of commercial buildings at the rear of the building only with a maximum allowed space of 50% of the ground floor. After some discussion the council directed the city attorney to prepare the necessary revisions for the August meeting.

Hallberg moved, seconded by Echard to approve a pledge of \$1,500 for NEIRC&D/River Bluffs Scenic Byways posters and wood postcards of Pikes Peak if selected by artist Maryann Gloe. If not selected there is no obligation. Roll call vote: Ayes – all. Motion carried.

A grant submission is in process to the National Endowment for the Arts for public art in 4-8 small northeast Iowa communities. The grant award would not be made until July 2019 with completion of projects by June 2021. The requested amount of \$12,500 includes \$1,250 of grant administration for NEIRC&D if awarded. The remaining \$11,250 would be matched by the grant. ED Lead Boelman stated he has been in contact with the art center to ensure their involvement in fund raising and planning the art and location. Halvorson moved, seconded by Hallberg to approve a pledge of \$12,500 for the public art project if awarded. Roll call vote: Ayes – Halvorson, Hallberg, Muehlbauer, Echard. Nays – Carroll. Motion carried.

At the June 27 special meeting the council passed resolution 07-06-2018 to fill the vacant office of McGregor mayor by appointment. Appointment will save the city the cost of a special election, fill the vacancy promptly, and promote the continuity of city governance. Notice of intent to appoint was published in the July 4 edition of the North Iowa Times. After the appointment is made voters will have 14 days to petition for a special election if they are not satisfied with the council's selection. Three potential appointees have expressed interest in the position. Lyle Troester, Joe Collins, and Deb Scott. Mayor Pro-Tem Muehlbauer introduced Resolution 03-07-2018 Approving Appointment to Fill Vacancy of Office of Mayor.

Councilperson Carroll asked if either of the two candidates in attendance wanted to say anything. Lyle Troester stated that he and Deb Scott are neighbors and both care about their community. He went on to say that regardless of who is selected they will continue to be friends and neighbors and care about their town. Halvorson moved, seconded by Carroll to appoint Lyle

Troester to fill the vacancy of mayor through the next regular city election in November 2019. Roll call vote: Ayes – Hallberg, Muehlbauer, Carroll, Halvorson. Nays – Echard. Motion carried.

Hallberg moved, seconded by Muehlbauer to approve Resolution 04-07-2018 Approving Vacation and Disposal of Real Property – Portion of B Street – EVD. Roll call vote: Ayes – all. Motion carried. The ordinance to vacate will be completed at the August meeting. Carroll moved, seconded by Echard to approve Resolution 05-07-2018 Proposing Disposal of Property – VCY Tower Lease and set a public hearing for August 15, 2018 at 6:30 p.m. Roll call vote: Ayes – all. Motion carried. Echard moved, seconded by Halvorson to approve Resolution 06-07-2018 Courtesy Notice for City Code Non-Compliance. Roll call vote: Ayes – all. Motion carried. Echard moved, seconded by Hallberg to approve Resolution 07-07-2018 Approving Policy for Segregation of Duties. Roll call vote: Ayes – all. Motion carried. Echard moved, seconded by Hallberg to approve Resolution 08-07-2018 Approving Policy for Conflict of Interest. Roll call vote: Ayes – all. Motion carried.

Carroll moved, seconded by Echard to approve Pay Request for Lead Hazard Relocation – Owner Occupied Housing Rehabilitation Loan #4 – Mel & Maureen Wild - \$600. Roll call vote: Ayes – all. Motion carried. Echard moved, seconded by Halvorson to approve Pay Request #1 – Loan #4 – Owner Occupied Housing Rehabilitation – Kruse “n” Bries - \$17,380.00. Roll call vote: Ayes – all. Motion carried. Halvorson moved, seconded by Hallberg to approve Final Pay Request – Loan #4 – Owner Occupied Housing Rehabilitation – Kruse “n” Bries - \$11,640.00. Roll call vote: Ayes – all. Motion carried. Echard moved, seconded by Hallberg to approve a request to use city property – Chamber and Driftless Region Car Cruise on July 29. Roll call vote: Ayes – all. Motion carried.

Newly appointed mayor, Lyle Troester, read his Oath of Office to begin his official duties.

Council person Halvorson asked that dog pot bags be placed in Triangle Park and at the Bluff Garden. Sander stated this was in the works but may need to order additional factory made ones if the extras were not located at the city shop.

With business concluded, Halvorson moved to adjourn the meeting. Seconded by Echard. Ayes – All. Meeting adjourned.

Joe Muehlbauer,
Mayor Pro Tem

Attest:

Lynette L. Sander
City Administrator