

## **REGULAR COUNCIL MEETING WITH PUBLIC HEARING MINUTES**

A Special Meeting with a Closed Session was held on Tuesday, July 20, 2021 at 6:00 P.M. at Sabula City Hall, 411 Broad Street, Sabula, Iowa.

The Regular Council Meeting with a public hearing followed at 6:30 P.M. The meeting was held electronically and open in City Hall. The agenda and the City's social media had this message posted 24 hours in advance to give instructions on how others could participate in the meeting.

The meeting was accessible the following ways:

### **Join Zoom Meeting Link**

<https://us02web.zoom.us/j/82267418090?pwd=TnFXT3FCUGxsNStOMXg0S0ZCQWZldz09>

Meeting ID: 822 6741 8090

Passcode: 2YPvfM

### **Call in Information**

+1 312 626 6799 US (Chicago)

Meeting ID: 822 6741 8090

Passcode: 396503

Present: Mayor Troy Hansen, Pat Meyers, Henry Kramer, Dave Ward and Rich Epich. Absent: Teena Franzen.

Others Present: Lynn Parker, Wendy Hoertz, Michele & Paul Figie, Evan Nixon, Dan Pfeiffer, Lisa & Eric Hartman, Jeff Mussman, Rae Ann Dickinson and Curt Marzofka.

Mayor Hansen called the meeting to order at 6:00 p.m.

### **Special Meeting**

P. Meyers made a motion to enter into closed session per Iowa Code 21.5 (I) (i) to evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual request a closed session; seconded by D. Ward. All ayes. Motion carried.

R. Epich made a motion to close the special meeting; seconded by H. Kramer. All ayes. Motion carried.

### **Public Hearing**

H. Kramer made a motion: seconded by D. Ward to open public hearing. All ayes. Motion carried.

Solicitation of comments for the Adoption of Ordinance 4-2021: Title III, Community Protection, Chapter 8- Mobile Food Vendors- None

Solicitation of comments for the Adoption of Ordinance 5-2021: Title III, Community Protection, Chapter 21- Adult Entertainment Businesses- None

H. Kramer made a motion to close public hearing; seconded by P. Meyers. All ayes. Motion carried.

### **Regular Council Meeting**

H. Kramer made a motion to open the council meeting; seconded by P. Meyers. All ayes. Motion carried.

### **Deletions- None**

**Citizen Concerns-** M. Figie asked what the mobile food vendor ordinance was for. She also asked when the holes from the old playground would be filled. P. Figie stated that he was still not satisfied with the work that was done on his driveway. D. Peiffer stated the ball diamond is full of weeds and also stated that the cemetery had tall weeds by some of the headstones. He also wanted to know what the street sweeper agenda item was about. J. Mussman asked if the City had heard any information about the DNR no longer being in charge of the campground.

### **Agenda**

#### **Approve minutes**

Motion was made by H. Kramer; seconded by P. Meyers to approve the minutes from 06/22/21 and 7/8/21. All Ayes. Motion carried.

#### **Approve claims**

P. Meyers made a motion to approve the bills and payroll for July; seconded by H. Kramer. All ayes. Motion carried.

#### **Ordinance 4-2021**

P. Meyers made a motion to approve Ordinance 4-2021: Title III, Community Protection, Chapter 8- Mobile Food Vendors seconded by R. Epich. All ayes. Motion carried.

#### **Waive 2<sup>nd</sup> and 3<sup>rd</sup> reading Ordinance 4-2021**

H. Kramer made a motion to waive the 2<sup>nd</sup> and 3<sup>rd</sup> reading of Ordinance 4-2021: Title III, Community Protection, Chapter 8-Mobile Food Vendors seconded by P. Meyers. All ayes. Motion carried.

## **Ordinance 5-2021**

Council discussed making changes to Ordinance 5-2021: Title III, Community Protection, Chapter 21- Adult Entertainment Businesses. R. Epich made the motion to send back to attorney McGee to amend the draft; seconded by H. Kramer. All ayes. Motion carried.

## **Waive 2<sup>nd</sup> and 3<sup>rd</sup> reading Ordinance 5-2021**

Item tabled until August.

## **Resolution #1244, To Establish Mobile Food Vendor Rates**

R. Epich made a motion to approve Resolution #1244, to approve the rates currently used for peddlers permits; seconded by H. Kramer. All ayes. Motion carried.

## **Library pay increase**

H. Kramer made a motion to approve the rate of pay for Librarian Lisa Hartman at the library board recommended amount of \$17.76 and look into benefits; seconded by P. Meyers. All ayes. Motion carried. Rate will be retro-active back to July 1.

## **Police comp time**

R. Epich made a motion to approve the request for Chief Nixon to accrue comp time; seconded by H. Kramer. All ayes. Motion carried.

## **Fence permit**

P. Meyers made a motion to approve a fence permit for Shawn Cole, 915 Lake Street; seconded by H. Kramer. All ayes. Motion carried.

## **Building permit**

R. Epich made a motion to approve the building permit for Janine DeVries, 612 Lake Street; seconded by P. Meyers. All Ayes. Motion carried.

## **Building permit**

P. Meyers made a motion to approve the building permit for Darren Schmidt, 606 Elk Street; seconded by D. Ward. Ayes from P. Meyers, D. Ward and R. Epich. H. Kramer abstained. Motion carried.

## **Sidewalk request**

A request was received to put in a drive-thru at 410 Pearl Street. This item was tabled due to the owner not being present.

### **Bench placement**

H. Kramer made a motion to approve the placement of a bench at the Bill Cotton Park; seconded by P. Meyers. All ayes. Motion carried. M. Alimi can reach out to Curtis for the placement of the bench.

### **Broken meters**

H. Kramer made a motion to charge for the price of the broken meter with no charge for labor at this time; seconded by P. Meyers. All ayes. Motion carried. (This is for water, electric and gas meters.)

### **Street sweeper**

The City of Miles has asked if the City of Sabula would be interested in sweeping the streets for them. Council stated this would not be feasible at this time since we are short a worker. No motion made.

### **Accept retirement**

P. Meyers made a motion to accept the retirement date of 8/9/21 for Dave Ackerman; seconded by D. Ward. All ayes. Motion carried.

### **Playground set-up**

H. Kramer made a motion to approve the purchase of food and water for the volunteers for the playground set-up; seconded by D. Ward. All ayes. Motion carried.

### **Safety Manual**

H. Kramer made a motion to approve the updates made to the City of Sabula Safety Manual; P. Meyers seconded the motion. All ayes. Motion carried.

### **Water/Wastewater Operator**

H. Kramer made a motion to hire JCLL Enterprise as an affidavit operator to oversee the water/wastewater plant; seconded by D. Ward. All ayes. Motion carried.

### **Police report**

During this month of July received 28 miscellaneous aid-information calls, 98 officer-initiated call, 0 assisted with the ambulance/fire department, 2 motor vehicle accidents, 5 assists with county or other agency, 3 requested assistance from other agency, 14 police citations issued, 3 arrest made, 5 pending cases for investigation, 2 warnings given on miscellaneous violations, 6 cases for further investigation and 7 reports taken.

**Place on file**

D. Ward made a motion to place on file the Sewer and Water Maintenance Report, Financial Statement and Expenditure and Revenue Report for June and Sabula's Water and Wastewater Report from Dave Ackerman; seconded by P. Meyers. All ayes. Motion carried.

**Adjournment**

Motion to adjourn meeting made by D. Ward and seconded by P. Meyers. All ayes. Motion carried. Meeting adjourned.

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Troy Hansen, Mayor

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Lynn Parker, City Clerk