

The Mount Vernon City Council met September 8, 2020 at the Mount Vernon City Council Chambers with the following members present: Roudabush, West, Wieseler, Herrmann and Rose.

**Call to Order.** At 6:30 p.m. Mayor Jamie Hampton called the meeting to order.

**Agenda Additions/Agenda Approval.** Item #G4 (Resolution #9-8-2020D will be tabled because the consultants could not be at tonight's meeting. Motion made by Wieseler, seconded by Herrmann to approve agenda as amended. Motion carries.

**Consent Agenda.** Motion to approve Consent Agenda made by West, seconded by Herrmann. Carried all. Approval of City Council Minutes – August 17, 2020 Regular Council Meeting  
Approval of Liquor License – Mt. Vernon PNP

### **Public Hearing**

Public Hearing for the Amendment to Chapter 135 Street Use and Maintenance to the Mount Vernon Municipal Code (tabled from August 17, 2020). Motion made by Herrmann, seconded by Rose to remove item from table. Motion carries. Mayor Hampton declared the Public Hearing open. Close public hearing – Proceed to F-1. Hearing no comments from the public Mayor Hampton closed the Public Hearing.

Public Hearing for the Amendment to Chapter 15 Mayor to the Mount Vernon Municipal Code. Mayor Hampton declared the Public Hearing open. Close public hearing – Proceed to F-2. Hearing no comments from the public, Mayor Hampton closed the Public Hearing.

Public Hearing for the Adopting Chapter 49 Mandating Face Coverings During Public Health Emergencies to the Mount Vernon Municipal Code. Mayor Hampton declared the Public Hearing open. Sage Parker addressed Council in favor of the mask ordinance. In the past several days the population of Mount Vernon has increased by 875 people with the arrival of Cornell College students. As a public health emergency, it is not just about the actions of individuals but the actions of every person in this town. He feels that the Council and the City need to act in the strongest way possible. Close public hearing – Proceed to F-3. After hearing no further public comment Mayor Hampton closed the public hearing.

### **Ordinance Approval/Amendment**

Ordinance #8-17-2020A: Amending Chapter 135 Street Use and Maintenance of the Mount Vernon Municipal Code. This ordinance would add a paragraph eliminating parking of any motor truck, trailer, semi-trailer, truck tractor or motor home which exceeds 84 inches in width or 20 feet in length for longer than 30 or 60 minutes, depending on the time of day. This comes after the City received complaints of large construction related equipment parked on City right-of-ways, making two way traffic difficult on the narrow streets. Motion to approve first reading and proceed to the second reading (Council may suspend rules and proceed to the third and final reading after a vote of the first reading). Motion made by Rose, seconded by West to approve first reading of Ordinance 8-17-2020A. Roll call all yes. Ordinance passes the first reading.

Ordinance #9-8-2020A: Amending Chapter 15 Mayor of the Mount Vernon Municipal Code. This ordinance would provide the Mayor additional powers and further defines the Mayor's capabilities in the event of an emergency proclamation. Motion to approve first reading and proceed to the second reading (Council may suspend rules and proceed to the third and final reading after a vote of the first reading). Motion to approve

the first reading of Ordinance #9-8-2020A made by Wieseler, seconded by Herrmann. Rose pointed out a correction needed in item #2 to change the City to Mount Vernon. Roll call all yes. Ordinance passes the first reading.

Ordinance #9-8-2020B: Adopting Chapter 49 Mandating Face Coverings During Public Health Emergencies of the Mount Vernon Municipal Code. This draft ordinance was prepared by the City attorney using a model from the City of Dubuque. Nobsch said his biggest concern with this ordinance was the expectation that once adopted, the City would spend a considerable amount of time fining people for the lack of masks. Most cities have used this as an expectation tool and not for the purpose of fines. Nobsch warned that there is a potential for future costs associated with this in respect to enforcement and someone fighting it in a court of law. He also said there is a difference between this proposed law versus other laws that have been tested in a court of law, which are usually backed by another governing agency. The majority of Council members agreed that this ordinance was not about the fine or making money, it was about using this as a deterrent and encourage people to wear masks, but did feel the fine should be increased slightly so people will take it seriously.

Motion to approve first reading and proceed to the second reading (Council may suspend rules and proceed to the third and final reading after a vote of the first reading). Wieseler made a motion to approve Ordinance #9-8-2020B, with the following changes: Section 49.05(1) the fine will change to \$50 plus fees and court costs, remove the second sentence of that section regarding the fine due if not paid within 30 days and remove item #3 in section 49.06. Motion seconded by West. Roll call voting yes: Herrmann, Rose, Wieseler, West. Voting no: Roudabush.

### **Resolutions for Approval**

Resolution #9-8-2020A: Requesting Reimbursement from the Iowa Covid-19 Government Relief Fund. City Resolutions #9-8-2020A and #9-8-2020B are both Covid related. All eligible expenses are not complete yet but the resolutions need to be adopted and turned in by September 15<sup>th</sup> in order to receive any type of reimbursement. Staff is currently compiling all Covid related expenses, which include items such as masks, hand sanitizer and additional cleaning. Resolution "A" is for the State of Iowa and Resolution "B" is for FEMA. Motion made by Wieseler, seconded by Rose to approve Resolution #9-8-2020A. Roll call all yes. Resolution passes.

Resolution #9-8-2020B: Requesting Reimbursement from the FEMA Covid-19 Public Assistance Grant Fund. Motion made by Herrmann, seconded by Rose to approve Resolution #9-8-2020B. Roll call all yes. Resolution passes.

Resolution #9-8-2020C: Approving the Final Plat of Stonebrook 8<sup>th</sup> Addition to the City of Mt. Vernon, Iowa. Motion made by Rose, seconded by Wieseler to approve Resolution 9-8-2020C. Roll call all yes. Resolution passes.

Resolution #9-8-2020D: Amending the Mt. Vernon Comprehensive Plan and Land Use Map for the Creation of the Hwy 30 Bypass Overlay District. Tabled.

### **Motions for Approval**

Consideration of Claims List – Motion to Approve. Motion made by Wieseler, seconded by Herrmann to approve claims list. Carried all.

AAA PEST CONTROL	PEST CONTROL-PD	55.00
AAA PEST CONTROL	PEST CONTROL-P&A	30.00
AHLERS & COONEY, P.C.	MIDWEST DEVELOPMENT SERVICE	1,133.00

AIRGAS	CYLINDER RENTAL FEE-RUT,WAT,SEW	66.96
ALLIANT IES UTILITIES	ENERGY USAGE-SEW	6,362.97
ALLIANT IES UTILITIES	ENERGY USAGE-LBC	5,454.42
ALLIANT IES UTILITIES	ENERGY USAGE-WAT	1,265.23
ALLIANT IES UTILITIES	ENERGY USAGE-PD,RUT	754.64
ALLIANT IES UTILITIES	ENERGY USAGE-SEW	561.92
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHTS	223.94
ALLIANT IES UTILITIES	ENERGY USAGE-P&REC	58.92
ALLIANT IES UTILITIES	ENERGY USAGE-EMA	15.89
ALTORFER INC	GENERATOR MAINT-ALL DEPTS	130.06
ALTORFER INC	GENERATOR MAINT-ALL DEPTS	113.52
ALTORFER INC	GENERATOR MAINT-ALL DEPTS	92.53
ALTORFER, INC	GENERATOR MAINT-ALL DEPTS	472.30
ALTORFER, INC	GENERATOR MAINT-ALL DEPTS	390.30
ALTORFER, INC	GENERATOR MAINT-ALL DEPTS	262.00
ALTORFER, INC	GENERATOR MAINT-ALL DEPTS	175.37
ALTORFER, INC	GENERATOR MAINT-ALL DEPTS	17.20
AMMON TRUELOVE	DEPOSIT REFUND-WAT	63.13
AXON ENTERPRISE INC	TASER-4TH PYMT-PD	2,184.00
BRADEN ROOD	MEMBERSHIP REFUND-LBC	67.09
BRADLEY HAUGE CPA	PROFESSIONAL SERVICES-ALL DEPTS	810.00
BRADY LANHAM	HWY 1 & 1ST STREET LIGHTS-STORM	1,521.37
C.R. GLASS CO	REMODEL/CITY HALL-P&A	88.98
CANINE TACTICAL LLC	TRAINING-K9	350.00
CARPET KING	FLOORING-PD	7,081.25
CARPET KING	FLOORING-PD	2,309.92
CARQUEST OF LISBON	VEHICLE MAINT-PW	477.43
CENTRAL IOWA DISTRIBUTING	SUPPLIES-RUT	183.80
CENTRAL IOWA DISTRIBUTING	SUPPLIES-LBC	95.40
CENTURY LINK	PHONE CHGS-PD	56.70
CITY LAUNDERING	SERVICES-LBC	205.29
CITY LAUNDERING CO	SERVICES-LBC	205.29
CLIFTON LARSON ALLEN	AUDITOR FEES-ALL DEPTS	4,725.00
COGRAN SYSTEMS	ONLINE REGISTRATION FEES-P&REC	28.00
COMMUNITY DEVELOPMENT GROUP	HOTEL/MOTEL TAX PYMT-ECON DEV	8,011.99
CR LC SOLID WASTE AGENCY	COMPOST,FLOUR TUBES-SW	398.04
CULVERS GARDEN CENTER	STRAIGHTEN/REMOVE TREES-LBC	130.20
CUMMINS SALES AND SERVICE	GENERATOR MAINT-WAT,SEW	845.26
CUMMINS SALES AND SERVICE	GENERATOR MAINT-WAT,SEW	224.91
DE NOVO MARKETING	MONTHLY MAINT-LBC	300.00
DEERE & COMPANY	UTILITY TRACTOR-PW	40,918.66
DELTA DENTAL	INSURANCE-ALL DEPTS	1,159.00
DIESEL TURBO SERVICES INC	FAN,BEARINGS/LEAF VAC	1,572.93
DIESEL TURBO SERVICES INC	HYDRAULIC HOSES-RUT	348.86
EMILY ALLISON	DEPOSIT REFUND-WAT	73.34
EMILY STAMP	REFUND-LBC	30.00
FLEMING IRRIGATION	REPAIRS-RUT	76.16
FOSTERS HEATING & AIR CONDITION	REPLACE AIR DIFFUSERS-P&A	1,091.21
FOX APPARATUS REPAIR & MAINT	VEHICLE MAINT-FD	2,074.54
FOX APPARATUS REPAIR & MAINT	VEHICLE MAINT-FD	574.25
GARYS FOODS	SUPPLIES-PD, LBC	65.49
GAZETTE COMMUNICATIONS	PUBLIC HEARING-P&A	197.14
GORDON LUMBER COMPANY	BLDG SUPPLIES-PD CONST,RUT	685.99
H2I GROUP	BATTING CAGE CONFIGURATION-LBC	3,560.00

HAWKEYE READY MIX	FLAGPOLE PROJ-PD	1,116.00
IOWA ONE CALL	LOCATES-WAT,SEW	90.90
IOWA SOLUTIONS	MONTHLY MAINT-ALL DEPTS	816.60
IOWA SOLUTIONS	MONTHLY MAINT-PD	638.10
JOHN ENGLEBRECHT	DEPOSIT REFUND-WAT	34.41
JON BELLAMY	MAILBOX REIMB-RUT	69.54
JORDAN AXTELL	REFEREE-P&REC	50.00
KIEFER USA	FLOOR PROTECTANT COVERING-LBC	16,185.00
KIESLER POLICE SUPPLY	TRAINING-PD	1,024.70
KIESLER'S POLICE SUPPLY INC	UNIFORMS-PD	1,024.70
KINGS MATERIAL INC	BUNKER BLOCKS-S/W	1,466.12
KONE INC	ELEVATOR MAINT CONTRACT-P&A	183.54
KONICA MINOLTA	MAINT PLAN/COPIES-LBC	130.38
KONICA MINOLTA	MAINT PLAN/COPIES-LBC	57.50
KROUL FARMS.	BEAUTIFICATION	110.00
KYLE WEBBER	DEPOSIT REFUND-WAT	100.00
LBC BANKCARD 8076	CREDIT CARD FEES-LBC	138.09
LYNCH FORD	BATTERY-PD	156.99
LYNCH FORD	5K MI MAINT,ROTATE TIRES-PD	69.16
LYNCH FORD	5K MI MAINT-PD	46.68
M&K DUST CONTROL	DUST CONTROL-SW	1,625.00
MEDIACOM	PHONE/INTERNET-P&A	428.37
MEDIACOM	PHONE/INTERNET-P&REC	282.38
MEDIACOM	PHONE/INTERNET-LBC	808.83
MEDIACOM	PHONE/INTERNET-PD	449.13
MEDIACOM	PHONE/INTERNET-WWTP	208.22
MENARDS	MISC-PD	85.79
MIDWEST FRAME & AXLE	BRAKE CONTROLLER, HITCH-RUT	785.51
MIDWEST FRAME & AXLE	HOSES-RUT	432.36
MIDWEST FRAME & AXLE	HOSES-RUT	251.48
MT VERNON CAR WASH	CAR WASH-PD	36.00
MT VERNON POLICE RESERVES	SPECIAL EVENTS PAY-PD	5.50
NIGHT SHIFT LLC	CLEANING SERVICE-P&A	542.33
O'S GRILL LLC	MEALS-PD	170.00
P&K MIDWEST INC	GENERATOR MAINT-FD	64.82
P&K MIDWEST INC	GREASE-RUT	42.40
PALLEN EQUIPMENT	GRAPPLE-SW	3,044.00
PAYROLL	TOTAL	166,234.98
PHILIP L ASCHEMAN PHD	EVALUATION-PD	270.00
POSTMASTER	UTIL BILL POSTAGE-WAT,SEW,SW	390.81
RED LION RENEWABLES	SOLAR ELECTRIC PRODUCTION-P&A	309.82
REXCO EQUIPMENT	AIR FILTER/DOOR SEAL-RUT	344.95
REXCO EQUIPMENT	DOOR FRAME/SEAL-RUT	227.74
RICKARD SIGN & DESIGN	SIGNS-SW	300.00
RTL EQUIPMENT	SUPPLIES-RUT	36.58
SARAH WOODS	PAVILION RENTAL REFUND-P&REC	25.00
SCHRADER EXCAV & GRADING CO	WAGON PASS PROJECT	48,746.82
SCHROEDER DOZING & EXCAVATING	STORM DEBRIS REMOVAL-SW	6,332.50
SHALEIA MURRAY	DEPOSIT REFUND-WAT	50.18
SHERWIN WILLIAMS	FIELD PAINT-P&REC	277.94
SHERWIN WILLIAMS	FIELD PAINT-P&REC	277.94
SPEER FINANCIAL INC	MSRB FILING FEE-P&A	375.00
SPRINGVILLE READY MIX	DROP SITE ENTRANCE-SW	929.00
STAPLES	SUPPLIES-PD, LBC	92.36

STATE HYGIENIC LAB	TESTING-SEW	2,560.50
STATE HYGIENIC LAB	TESTING-SEW	1,666.00
SUN LIFE	INSURANCE-ALL DEPTS	1,219.17
SYLVIA VENUTO	REFUND-LBC	235.40
TASC	FSA ADMIN FEE-ALL DEPTS	193.62
THE GAZETTE	SUBSCRIPTION-P&A	412.63
TREASURER STATE OF IOWA	WET TAX	3,093.00
TREASURER STATE OF IOWA	SALES TAX	1,492.00
TRI-CITY ELECTRIC CO OF IOWA	WELLNESS CENTER-LOST III	2,070.00
TYLER TECHNOLOGIES	RECEIPT PRINTER MAINT-WAT,SEW,SW	223.30
UNION PACIFIC RAILROAD CO	1ST STREET BRIDGE REPAIR-RUT	882.64
US BANK	CREDIT CARD PURCHASES-ALL DEPTS	7,968.07
US CELLULAR	CELL PHONE-P&REC,WAT,SEW	172.62
US CELLULAR	CELL PHONE-PD	712.84
VAN METER INC	GENERATOR PLUG/BRYANT LS-SEW	146.99
VEENSTRA & KIMM INC	3RD ST NATURE PARK TRAIL-GEN	13,613.48
VEENSTRA & KIMM INC	STONEBROOK 9&10 PRELIM PLAT	1,810.00
VEENSTRA & KIMM INC	CITY ENGINEERING GENERAL	764.25
VEENSTRA & KIMM INC	8TH AVE QUIET ZONE	310.76
VERMEER SALES & SERVICE INC	KNIVES-S/W	147.82
WAPSI WASTE SERVICE	GB,RECYL-SW	22,295.78
WELLMARK	INSURANCE-ALL DEPTS	15,364.01
WENDLING QUARRIES	ROAD STONE-PD CONSTR,S/W	793.23
WENDLING QUARRIES	ROCK/COMPOST CONCRETE PAD-S/W	758.44
WEX BANK	FUEL-PD	1,011.96
WOODWARD COMMUNITY MEDIA	ADS/PUBLICATIONS-ALL DEPTS	1,042.34
WOODWARD COMMUNITY MEDIA	ADS/PUBLICATIONS-P&REC	180.00
TOTAL		439,559.79
2014 STREET IMPROVEMENTS		10,703.07
CAPITAL IMPROVEMENT PROJECTS		38,354.51
GENERAL FUND		44,647.72
LBC		9,736.38
LOST III COMMUNITY CENTER		26,760.97
LOST III TRAILS		13,613.48
PAYROLL		166,234.98
POLICE STATION CONSTRUCTION		10,173.12
ROAD USE TAX FUND		22,710.03
SEWER FUND		17,706.20
SOLID WASTE		54,353.42
STORM WATER FUND		584.03
WATER FUND		23,981.88
TOTAL		439,559.79

Discussion and Consideration of Downtown Street Closures for Small Business Events - CDG – Council Action as Needed. Community Development Director Joe Jennison said instead of doing one large “Shop Small Saturday” they would like to do three smaller dates on September 26<sup>th</sup>, October 24<sup>th</sup> and November 28<sup>th</sup>. He is asking for permission to close down 1<sup>st</sup> Street NW from 1<sup>st</sup> Avenue to 2<sup>nd</sup> Avenue so that merchants and restaurants can move tables and merchandise outside in the street to better social distance. Motion made by Rose, seconded by West to approve the street closures for Shop Small Saturday events.

Discussion and Consideration of Purchasing Emergency Cots – Emergency/Disaster Preparations – Council Action as Needed. City Administrator Nosbisch explained that the next three agenda items are all related and the need for these items became apparent after the recent derecho. He is not asking for approval at this time but is looking to see if there is Council support for these items. The purchase of 20 cots to be stored at the Police Department would be beneficial for citizens if needed after a disaster or storm. The purchase of a generator for the LBC that would operate the entire building would allow the facility to be better utilized during emergency situations. The ice machine at the Fire Department is too small so he would like to move that to the LBC and purchase a larger machine for the Fire Department. Council was in support of moving forward with getting more information and pricing for these items.

Discussion and Consideration of Purchasing Generator for the LBC – Emergency/Disaster Preparations – Council Action as Needed. Previously discussed.

Discussion and Consideration of Purchasing/Moving Ice Machines – Emergency/Disaster Preparations – Council Action as Needed. Previously discussed.

Discussion and Consideration of Pay Application #2 – Nature Park Trail – Council Action as Needed. Motion made by West, seconded by Wieseler to approve Pay Application #2-Nature Park in the amount of \$79,556.48. Carried all.

Discussion and Consideration of Pay Application #14 – 2019 WWTP Improvements – Council Action as Needed. Motion made by Wieseler, seconded by Rose to approve Pay Application #14-WWTP Improvements in the amount of \$50,624.38. Carried all.

Discussion and Consideration of Police Service Contract with Lisbon – Council Action as Needed. The City of Lisbon has approached Mount Vernon to see if there is any interest in providing police services for Lisbon. Chief Shannon and City Administrator Nosbisch met with them briefly to discuss options. Shannon provided Council with details on how he would envision the process going if approved by both parties. There would be definite benefits to both communities, such as increasing the number of officers on duty and more flexible scheduling. The plan would be for this to be a 28E agreement, with Lisbon paying an agreed upon amount to Mount Vernon to cover salaries, benefits and other expenses. No action was taken but the consensus from Council was to move forward with discussing further with Lisbon.

### **Reports to be Received/Filed**

LMVAS. Jacob Lindauer gave Council an update on the Lisbon Mount Vernon Ambulance Service. The delivery of the new ambulance is scheduled for the end of October. Staff has been diligent during COVID19 when responding to calls and the number of calls have dropped about 30% since the beginning of the pandemic. LMVAS has been participating in meetings with the City, Cornell and the Mount Vernon School District as far as planning and talking about procedures and policies for the upcoming school seasons as well as sports seasons. In the 10 days following the August 10<sup>th</sup> derecho, crews responded to 37 calls. Call volume over the last few years has increased by approximately 45% (aside from this year, which is expected to be down due to Covid). There are currently 31 active volunteers and the service is working towards 24/7 paramedic coverage.

### **Discussion Items (No Action)**

Derecho Wrap up. Residents are now asked to fill out a “Request for Action” form if they have storm debris to be picked up as the City moves to a different phase of cleanup. Nosbisch is asking that non storm items, such as normal tree limbs, not be set out as storm debris, but put out for normal brush pick up. The drop off site for storm damage at Elliott Athletic Complex will remain open until at least September 21<sup>st</sup>. City crews

have identified and marked trees that need to be trimmed or looked at by an arborist to determine if they should come down. If anyone wishes to plant a tree in the City right-of-way, please contact City Hall to get the approved species list.

**Reports of Mayor/Council/Administrator**

Council Reports. Wiesler reported that census numbers for Cornell were taken in the spring with a number of 878 on campus. Rose talked to the Mount Vernon Area Arts Council about using derecho storm trees for art.

Committee Reports. Hermann reported that the Housing Commission will be putting out their request for applications for the improvement grants in the newsletter this fall.

City Administrator's Report. Hotel/motel tax has dropped significantly.

As there was no further business to attend to the meeting adjourned the time being 8:56 p.m., September 8, 2020.

Respectfully submitted,  
Marsha Dewell  
Deputy Clerk