

The Mount Vernon City Council met April 1, 2024, at City Hall, 213 1<sup>st</sup> Street NW, Mount Vernon, IA. A Zoom option was available. The following Council members were present: Andresen, Tuerler, Engel, West and Rose.

**Call to Order.** At 6:30 p.m. Mayor Thomas M. Wieseler called the meeting to order.

**Agenda Additions/Agenda Approval.** Motion made by Engel, seconded by Andresen to approve the Agenda. Motion carries.

**Consent Agenda.** Motion made by Tuerler, seconded by Andresen to approve the Consent Agenda. Motion carries.

Approval of City Council Minutes – March 18, 2024 Regular Council Meeting  
Approval of Liquor License – Casey's General Store #1599

### **Resolutions for Approval**

Resolution #4-1-2024A: Accepting the Dedication of Street Right of Way and Easements, as Dedicated within the Owner's Certificate and Dedication of Stoner Plaza Tenth Addition to the City of Mount Vernon, Linn County, Iowa. Normally the City would wait until the public improvements were constructed before accepting the public right of way from the developer, but in this instance the City will be constructing the infrastructure in Stoner Plaza as part of the CHI development. Motion made by Tuerler, seconded by West to approve Resolution #4-1-2024A. Roll call all yes. Resolution passes.

Resolution #4-1-2024B: Accepting Work for the Project Known as the Davis Park Lighting Improvements with Ardent Lighting Group L.L.C. The Davis Park lighting project is complete and has received the engineer's certificate of approval. The final project cost was \$168,270.48. The project retainage of \$8,413.52, also listed on the agenda, will be released after the mandatory thirty (30) day waiting period. Motion made by Rose, seconded by Engel to approve Resolution #4-1-2024B. Roll call all yes. Resolution passes.

Resolution #4-1-2024C: Implementing a Moratorium, Not to Exceed Six (6) Months, on Smoke and Consumption Use Businesses for CBD, Hemp, THC/Cannabis Products, Psychoactive Products and Synthetic Marijuana, Including Smoke, Tobacco, Nicotine and Vape Shops Where More than 10% of the Business Square Footage is Dedicated to Consumption or Retail Sales within the City of Mount Vernon, Iowa. The proposed moratorium was discussed during a city council review of new tobacco licenses within the city limits. The moratorium language was researched and submitted by the Wellness Coalition of Rural Linn County. Council was provided a new resolution before tonight's meeting with minor modifications from the City attorney. This moratorium would apply to new licenses/applications only. Motion made by West, seconded by Rose to approve Resolution #4-1-2024C. Roll call all yes. Resolution passes.

### **Old Business**

Discussion and Consideration of Sculpture Trail Funding Request – Council Action as Needed (tabled on March 18, 2024). Staff is asking for this item to remain tabled until the Park and Rec Board has an opportunity to review their CIP requests.

## Motions for Approval

Consideration of Claims List – Motion to Approve. Motion made by West, seconded by Engel to approve the Claims List. Motion carries.

PAYROLL	CLAIMS	105,945.28
SEPTAGON CONSTRUCTION	PAY APP #13-PD CONSTRUCTION	39,609.35
KARL CHEVROLET	TAHOE OUTFITTING-FD LEVY	27,530.95
VEENSTRA & KIMM INC	COTTONWOOD LMI PROJECT	9,151.81
TRI-CITY ELECTRIC CO OF IOWA	SECURITY UPGRADE-PD CONST	4,981.10
STAR EQUIPMENT LTD	MOWER/MULCHER RENTAL-SW	4,780.00
EMPLOYEE BENEFIT SYSTEMS	INSURANCE CLAIMS-ALL DEPTS	4,407.79
VEENSTRA & KIMM INC	REMOTE READ METER PROJECT	3,538.00
TREASURER STATE OF IOWA	WET TAX	3,189.96
TREASURER STATE OF IOWA	SALES TAX	3,186.46
OLD DOMINION BRUSH CO	LEAF VAC HOSE-SW	2,138.88
LINN CO-OP OIL CO	FUEL-PW	2,108.92
L.L. PELLING CO INC	POTHOLE MATERIAL-RUT	1,898.00
VEENSTRA & KIMM INC	DAVIS PARK BALLFIELD LIGHTING	1,676.51
BAKER GROUP	HVAC MAINT-LBC	1,612.45
VEENSTRA & KIMM INC	CITY ENGINEERING GENERAL	1,206.00
ALLIANT ENERGY	ENERGY USAGE-WAT	1,094.03
DAN'S OVERHEAD DOORS	DOOR REPAIRS-PD	1,075.00
WATERS EDGE AQUATIC DESIGN LLC	RENOVATION PLANNING-POOL	1,070.00
IOWA ASSOC OF MUNICIPAL UTILITIES	WATER MEMBER DUES-WAT	1,038.00
AHLERS & COONEY P.C.	LEGAL FEES-CHI COTTONWOOD	911.00
NIGHT SHIFT LLC	CLEANING SERVICE-PD	867.84
USA BLUE BOOK	SUPPLIES-WAT	712.57
KONICA MINOLTA BUSINESS SOLUTIONS	MAINT PLAN/COPIES-P&A	608.64
DE NOVO MARKETING	CITY WEBSITE SUPPORT-ALL DEPTS	600.00
POSTMASTER	UTIL BILL POSTATE-WAT,SEW,SW	576.47
EMPLOYEE BENEFIT SYSTEMS	INSURANCE CLAIMS-ALL DEPTS	510.12
DE NOVO MARKETING	HUBSPOT SUPPORT-ALL DEPTS	500.00
THOMAS M WIESELER	TRAINING/MILEAGE-P&A	459.44
MEDIACOM	PHONE/INTERNET-P&A	424.31
ALLIANT ENERGY	ENERGY USAGE-PD	391.52
MIDWEST STORAGE SOLUTIONS	PD LOCKERS-PD CONST	389.85
ALLIANT ENERGY	ENERGY USAGE-LBC	366.61
CENTRAL IOWA DISTRIBUTING	SUPPLIES-FD	365.04
CTI	BLDG REPAIRS-LBC	350.00
KIECKS	UNIFORMS-PD	349.95
MEDIACOM	PHONE/INTERNET-RUT	322.35
MARGARET L PICKETT	INSTRUCTOR-LBC	308.00
DE NOVO MARKETING	MONTHLY MAINT-LBC	300.00
CITY LAUNDERING CO	SERVICES-LBC	253.92
ALEX VOLKOV	UNIFORMS-WAT,SEW	252.23
AMAZON CAPITAL SERVICES	SUPPLIES-P&REC	241.76
CITY LAUNDERING CO	SERVICES-LBC	239.07
BAUMAN AND COMPANY	UNIFORMS-ALL DEPTS	227.50
VEENSTRA & KIMM INC	PW STORAGE BLDGS	220.00
MENARDS	EQUIPMENT-PD	218.76
CENTRAL IOWA DISTRIBUTING	SUPPLIES-CITY HALL	198.00
P&K MIDWEST INC	EQUIP REPAIR-RUT	197.04
TROJAN TECHNOLOGIES	EQUIP REPAIR-SEW	187.17

RC TECH	CAMERA SERVICE-SW	186.50
PITNEY BOWES	POSTAGE SUPPLIES-ALL DEPTS	182.58
IOWA DEPT OF INSPEC & APPEALS	ELEVATOR PERMIT-P&A	175.00
AHLERS & COONEY P.C.	LEGAL FEES-P&A	172.00
US CELLULAR	CELL PHONE-P&REC,WAT,SEW	166.90
CENTRAL IOWA DISTRIBUTING	SUPPLIES-LBC	163.00
WENDLING QUARRIES	ROCK-RUT	161.70
AMAZON CAPITAL SERVICES	SUPPLIES-FD	161.27
MOUNT VERNON ACE HARDWARE	SUPPLIES-FD	155.80
HAWKEYE COMMUNICATIONS INC	FIRE SYSTEM MONITORING-PD	141.00
AMAZON CAPITAL SERVICES	SUPPLIES-PD	137.97
KONICA MINOLTA BUSINESS SOLUTIONS	MAINT PLAN/COPIES-LBC	130.38
PRESTO-X	PEST CONTROL-FD	125.10
STAPLES INC	SUPPLIES-ALL DEPTS	118.53
CHRIS NOSBISCH	MILEAGE-P&A	111.89
MECHANICSVILLE TELEPHONE	PHONE/INTERNET-POOL	108.77
LYNCH FORD	VEHICLE MAINT-PD	91.75
ARAMARK	RUGS,SERVICES-FD	84.81
AMAZON CAPITAL SERVICES	SUPPLIES-PD	82.50
PROFESSIONAL WINDOW CLEANING	WINDOW CLEANING-PD, CITY HALL	80.00
ALL SECURE	SECURITY SYST MONITOR-POOL	75.00
BRADY WEAVER	REFEREE-P&REC	75.00
DES MOINES STAMP	STAMPS-P&A	58.70
IOWA ONE CALL	LOCATES-WAT,SEW	58.50
FIRE SERVICE TRAINING BUREAU	TRAINING-FD	50.00
MICHELLE MAYHEW	ENRICHMENT REFUND-LBC	45.00
MELINDA SNYDER	INSTRUCTOR-LBC	40.00
ALLIANT ENERGY	ENERGY USAGE-SEW	33.00
ALLIANT ENERGY	ENERGY USAGE-SW	25.95
ALLIANT ENERGY	ENERGY USAGE-P&REC	21.49
AMAZON CAPITAL SERVICES	SUPPLIES-LBC	8.89
<b>TOTAL</b>		<b>236,016.63</b>

**FUND EXPENSE TOTALS**

PAYROLL	105,945.28
POLICE STATION CONSTRUCTION	44,980.30
FIRE DEPT LEVY	27,530.95
GENERAL FUND	10,746.24
COTTONWOOD LMI PROJECT	10,062.81
SOLID WASTE	8,891.38
WATER FUND	8,363.53
LBC	6,039.39
ROAD USE TAX FUND	3,842.11
REMOTE READ METER PROJECT	3,538.00
SEWER FUND	2,873.49
DAVIS PARK IMPROVEMENTS	1,676.51
POOL RENOVATIONS	1,070.00
STORM WATER FUND	236.64
PW COLD STORAGE	220.00
<b>TOTAL</b>	<b>236,016.63</b>

Discussion and Consideration of a Request for Hearing Pursuant to Chapter 50.08 Nuisance Abatement Procedure by Doug Berner for Property Located at 520 First Street SE – Council Action as Needed. The City has received an appeal from Doug Berner regarding a nuisance violation notice he received from the city for outdoor storage, building materials and debris. Chapter 50.08 allows for an appeal of a nuisance violation to the City Council. Berner explained to Council that he is in the process of rebuilding on the property and some of the items currently stored there will be used for that. A contractor has been hired for the project and he is requesting more time to complete the process of zoning review and a building permit through Linn County. Motion made by Tuerler, seconded by Rose to extend the nuisance timeline to allow 30 days for the removal of non-building related materials and no more than 30 days to submit and continue the application process of a building permit for a new structure. Motion carries.

Discussion and Consideration of Change Order #18 – Police Station Renovation Project – Council Action as Needed. Change order #18 is in the amount of \$8,301.00 and was necessitated by a change in the water heater location. As this was a partial design issue, the engineering firm is covering 50% of the costs associated with this change order (\$4,150.50 to be reimbursed to the City). Motion made by Tuerler, seconded by West to approve Change Order #18-Police Station Renovation Project, in the amount of \$8,301.00. Motion carries.

Discussion and Consideration of Invoice #149045 – Downtown Streetscape Project – Council Action as Needed. This is the first invoice for the downtown streetscape project. Included with the invoice is a monthly progress report. Motion made by Tuerler, seconded by Andresen to approve Invoice #149045 from JEO Consulting Group in the amount of \$48,275.40. Motion carries.

Discussion and Consideration of Pay Application #3 – Davis Park Improvements – Council Action as Needed. Pay application #3 is in the amount of \$8,413.52. This is the amount of the retainage for the Davis Park Lighting project and will not be released until the mandatory 30-day waiting period has lapsed. Motion made by Engel, seconded by Rose to approve Pay Application #3-Davis Park Improvements. Motion carries.

Discussion and Consideration of Setting a Public Hearing Date for April 15, 2024, to Consider the City of Mount Vernon Fiscal Year 2024-2025 Proposed Budget – Council Action as Needed. This is the time to set the public hearing date for the second FY 2024-2025 budget meeting. The date and time for this hearing is Monday, April 15, 2024 at 6:30 p.m. Motion made by Rose, seconded by West to set the public hearing date for the adoption of the FY2025 budget for April 15, 2024 at 6:30 p.m. Motion carries.

Discussion and Consideration of Street Closure Request – Chalk the Walk – Council Action as Needed. Chalk the Walk is scheduled for May 4-5, 2024. The street closure request will begin on the afternoon of Friday, May 3, 2024. Motion made by Tuerler, seconded by Andresen to approve the street closure for Chalk the Walk beginning May 3, 2024.

### **Reports of Mayor/Council/Administrator**

City Administrator's Report. Full report can be viewed on the City website under the April 1, 2024 Council Packet.

**Closed Session** - Pursuant to Chapter 21.5 (1)J, the City Council may enter into closed session, "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." At 7:10 p.m. Rose motioned to go into Closed Session, seconded by Tuerler. Motion carries. At 7:27 p.m. Rose motioned to come out of Closed Session,

seconded by Tuerler. Motion carries. Motion made by Rose, seconded by Tuerler to direct City staff to continue the negotiation process for the purchase of real estate by the City. Motion carries.

As there was no further business to attend to, the meeting adjourned, the time being 7:28 p.m., April 1, 2024.

Respectfully submitted,  
Marsha Dewell  
City Clerk