

REGULAR MEETING OF THE CITY COUNCIL OF POSTVILLE, IOWA
October 10, 2022

1. A regular meeting of the City Council of Postville, Iowa, in the Council Chambers at 147 N. Lawler St. On October 10, 2022, beginning at 7:00 p.m. with Dennis Koenig presiding.
2. On call of the roll, the following Council Members were present: Rebecca Engelhardt, Mary Engstrom Ross Malcom, and Larry Moore. Absent: None. Vacant seat -One.
3. Mayor Koenig removed item #12 from the agenda per the Fire Chief request. Council Member Engstrom made a motion to approve the **agenda** as amended by the Mayor. Seconded by Malcom. Carried 4:0.

The Pledge of Allegiance was recited by all in attendance.

Public Comment: None.

Citizen Sherri White 155 E Military complained about noise coming from the Church across the street. White stated the music late at night has become a noise issue.

4. One letter of intent was filed to fill the vacanted seat of Zev Frimerman. Devora Klein- Mahr submitted written request to serve the seat. Ms. Mahr was not present due to the holiday. Council Member Engelhardt made a motion to adopt **Resolution #1361-22** A Resolution Making an Appointment to Fill the Existing Vacancy on the Office of Council Member of the City of Postville, Iowa. Seconded by Malcom. The roll was called ayes: Engelhardt, Engstrom, Malcom and Moore. Nays: None. Devora will take the oath of office at a later date.
5. **Miguel Resendiz**- 149 S Lawler St. complaint was not present the Council did not address.
6. Beverly Brumm requested permission from the Council to keep **chickens** she has at her property 123 Pacific. Ms. Brumm stated the chickens were utilized in her schooling with her special needs child. She stated the neighbors are fine with them and the property owner has no issues. They are in a coop no rooster. Council Member Malcom made a motion to allow the chickens due to the location of the property with four as a limit no rooster must have on file with the City documentation on special needs, written approval from the neighbors and home owner. Seconded by Engelhardt. Carried 4:0.
7. Discussion was held on pursuing a **hotel/motel tax** for Postville to put on the ballot. Council Member Moore made a motion directing the Clerk to move forward getting the hotel/motel tax on a ballot. Seconded by Engstrom. Carried 4:0.
8. Council Member Engelhardt made a motion to approve the customer support agreement with Cat Ziegler to maintain the **generators** at the water and wastewater plants in the amount of \$8,018.71 Water and \$8,039.46 Waste Water annually. Seconded Moore. Carried 4:0.
9. Council Member Engstrom made a motion to adopt **Ordinance 705-22**, An Ordinance Amending Chapter 78 (Skateboards and Skates) of the City Code of Ordinances. Seconded Moore. The roll was called ayes: Engelhardt, Engstrom, Malcom and Moore. Nays: None. Carried 4:0. Council Member Engstrom made a motion to waive the second and third reading and final adopt Ordinance 705-22. Seconded by Engelhardt. The roll was called ayes: Engelhardt, Engstrom, Malcom and Moore. Nays: None. Carried 4:0.
10. The Council reviewed the following sealed bids for the **Polaris ATV and Trailer**.
Polaris ATV and Trailer:
Carl Ruff \$7,106; Dave Imoehl- \$4,403; Gary White \$6,053; Dick Berns-\$5,702; Mike Rogalla-\$1,500; Sheila Burgin-\$3,036.21 (Polaris Only). Council Member Moore made a motion to award the

ATV/Trailer to Carl Ruff in the amount of \$7,106. Seconded by Engstrom. Carried 4:0.

- The payment will be made to the Postville Rural Fire Protection District.

11. Council Member Engelhardt made a motion to enter into an **Independent Contract** with Crystal Duffy as the Community Heart and Soul Developer. Seconded by Engstrom. Carried 4:0.
12. Corey Sniker, Allamakee County Emergency Management working on the county hazard mitigation plan updating **evacuation and shelter planning** in Postville. Mr. Snitker asked the council a series of questions regarding shelters, evacuation plans, locations, transportation and command. The final plan is due to the state by January 2023.
13. Mayor Koenig discussed concerns regarding **sidewalk** or trail needed to the RO-KA Development. The council agreed that grant funding should be pursued.

14. Council Member Engstrom made a motion to approve the **consent agenda**

- a. Approval of the minutes of the meeting of September 12, 2022.
- b. Departmental reports for the month of September 2022
 - (1) Treasurer and Clerk
 - (2) Police
 - (3) Swimming Pool
 - (4) Zoning Administrator
 - (5) Public Works
 - (6) Library
 - (7) Fire Department
- c. Reappointment of Barb Schissel to the Pool/Park Board.
- d. Curb Cut Request 464 W. Williams- Joel Rucal.
- e. Claims and transfers for October 10, 2022

*Clarification of Ordinance 701-22 An Ordinance to Amend the Municipal Code of the City of Postville, Iowa, by adopting Chapter 63A Concerning Automated Traffic Enforcement failed at the September 12, 2022 meeting. Any person elected to an office under the laws of this state shall be an eligible elector. At the time an elected official takes office the official shall be a resident of the state, district, county, township, city, or ward by or for which the person was elected, or in which the duties of the office are to be exercised. An elected official shall continue to be a resident of the state, district, county, township, city, or ward by or for which the person was elected, or in which the duties of the office are to be exercised for the duration of the term of office. This section shall not apply to United States senators or representatives in Congress or to members of the general assembly.

Council Member Zev Frimerman was disqualified at the time of the 9/12/22 due to not residing in Postville and therefore any resolutions/ordinances that relied on his vote for passage did not pass by operation of Iowa Law.

Seconded by Malcom. Carried.

15. Council Member Malcom made a motion to approve the **resolution** for money to pay claims. Seconded by Engelhardt. The roll was called ayes: Engelhardt, Engstrom, Malcom, and Moore. Nays: None. Carried 4:0.
16. Council Member Engelhardt made a motion to go into **closed session** per Iowa Code Chapter 21.5 (1) (j) to discuss the purchase of sale of particular real estate only where premature disclosure could be reasonable expected to increase the price the governmental body would have to pay for the property or

reduce the governmental body would receive for that property.

Seconded by Moore. The roll was called ayes: Engelhardt, Engstrom, Malcom and Moore. Nays: None. Carried 4:0. 9:13 p.m.

Council Member Engelhardt made a motion to go into open session. Seconded by Moore. The roll was called ayes: Engelhardt, Engstrom, Malcom and Moore. Nays: None. Carried 9:44 p.m.

CASH RECEIPTS for month September 2022

GENERAL	82,875.90
LIBRARY	991.86
SWIMMING POOL	.10
RUT	39,254.06
LOST	41,926.59
EMERGENCY	2,082.12
CAPITAL IMP.	5,205.27
DEBT	13,390.23
WATER	64,612.94
SEWER	92,382.65
STORM WATER	2,773.82
TREE/LANDSCAPE	1,769.35

RESOLUTION FOR THE APPROPRIATION OF MONEY

BE IT RESOLVED by the City Council of the City of Postville, Iowa, that there is hereby appropriated out of any funds in the City Treasury not otherwise appropriated in payment of all bills and miscellaneous claims this day allowed:

GENERAL FUND	66,358.57
ROAD USE FUND	23,779.86
TRUST & AGENCY FUND	7,382.17
EMERGENCY FUND	97.7
LOCAL OPTION SALES TAX	11,535.34
AMERICAN RESCUE FUNDS	700
WATER FUND	28,451.42
SEWER FUND	38,400.57

TRANSFERS - USDA IND WW Sewer to Sewer Sinking- \$27,844.

Dated at Postville, Iowa, this 10th day of October 2022.

Attest: _____
Clerk

Mayor

CLAIMS OF OCTOBER 10, 2022

ALLAMAKEE-CLAYT

ELECTRIC SERVICE

774.56

ALLIANT ENERGY	ELECTRIC SERVICE	24,625.01
BLACK HILLS ENERGY	NATURAL GAS SERVICE	484.03
BODLEY EQUIPMENT & REPAIR	CLUTCH	52.26
CENTURY LINK	TELEPHONE SERVICE	88.51
FIDELITY BANK-941	FED/FICA TAX	11,360.70
COMPLETE CLEANING	CLEANING	295
ELECTRIC MOTOR SHOP	BULBS FIRE STATION	98.6
HACH COMPANY	CHEMICALS	705.47
HAWKINS INC.	CHEMICALS	1,212.12
IPERS	POLICE IPERS	7,230.88
IOWA ONE CALL	LOCATES	18
KEYSTONE LABORATORIES INC	WATER TESTING	85.5
TREASURER - STATE OF IOWA	SALES TAXES	4,783.23
SWIMMING POOL BOARD	CONTRIBUTION	10,000.00
STOREY KENWORTHY	OFFICE SUPPLIES	26.14
ELECTRIC PUMP	MOTEL LIFT STATION	1,148.25
VEENSTRA & KIMM	ENGINEERING GREEN ST.	700
UNITED STATES POST OFFICE	UTILITY BILLING EXPENSE	304.8
DAVY LABORATORIES	TESTING	1,154.85
CITY LAUNDERING CO.	GARBAGE BAGS	53.88
PETTY CASH-POLICY	Petty Cash	175.56
IDNR	ANNUAL WATER USE FEE 2023	115
NEICAC	DONATION FY 22/23	2,250.00
HELPING SERVICES	DONATION FY 22/23	100
ALLAMAKEE CO ECON DEVELOP	DONATION FY 22/23	6,750.00
BACON CONCRETE	ALLEY WORK BEHIND FIDELITY	9,360.00
DECORAH ELECTRIC	WTP SCADA	180
BODENSTEINER IMPLEMENT	OIL FILTER	261.09
WESTRUM LEAK DETECTION	2022 LEAK DETECTION SURVEY	1,400.00
T & K CAHOON INC.	OIL/FILTER LEAF WAGON	52.32
SPEE-DEE	SHIPPING	141.1
SUBSTANCE ABUSE	DONATION FY 22/23	250
T&W GRINDING	GRINDING & SCREENING	6,725.00
A&S LAWN CARE	LAWN MOWING	2,121.00
B & K HEATING &	WATER HEATER	1,013.27
NORTHEAST IOWA TELEPHONE	PHONE SERVICES	647.24
WELLMARK BLUE CROSS	HEALTH INSURANCE	9,642.78
AVESIS 3RD PART	HEALTH INSURANCE	164.27
AUTO XTRAS	LETTERING RAM 1500	500
BASE	INSURANCE ADMIN	58
ELSBERND PEST CONTROL	PEST CONTROL	70
MATT ELLIS	REIMBURSEMENT	28.89
DEARBORN NATIONAL	INSURANCE	355.54
SEMA EQUIPMENT INC	SLIP CLUTCH	851.11
PLUNKETT'S PEST CONTROL	PEST CONTROL	421.04
MID-AMERICA PUBLISHING	PUBLISHING	496.33
BLANCA CAMPOS	TRANSLATION SERVICES	40
FARMERS UNION COOPERATIVE	FUEL	891.27

BAUER BUILT INC.	TIRES	811.2
CASEY'S GENERAL STORES	FUEL	23.21
CLAYTON CO DEVELOPMENT	DONATION FY 22/23	500
ACCESS SYSTEMS	COPY MACHINE AGREEMENT	235.54
MACQUEEN EQUIPMENT GROUP	SWEEPER SUPPLIES	605.78
GWORCS	TAX FORMS 2022	206
KWIK TRIP INC.	FUEL	1,406.64
LUPITA SOLIS	TRANSLATION SERVICES	20
AXON ENTERPRISE	TASER CARTRIDGES	2,958.00
CIT SEWER SOLUTIONS	SEWER JETTING	18,274.49
LYNCH DALLAS, P.C.	LEGAL SERVICES	773.5
ARROWHEAD SCIENTIFIC, INC	TEST KITS POLICE	105.61
SUNSET LAW ENFORCEMENT	AMMO	982.7
VISA	STREET CONFERENCE	1,204.86
DOVID GOLDSTEIN	Utility Deposit Refund	212.54
PRO HYDRO-TESTING	HYDRO TESTING FIRE	1,059.30
WHITE CAP L.P.	ARMORTILE	473.58
TIESKOTTER LAWN CARE	LAWN SPRAYING	1,450.00
PAYROLL CHECKS	PAYROLL CHECKS ON 09/23/2022	15,913.21
PAYROLL CHECKS	PAYROLL CHECKS ON 10/01/2022	3,769.65
PAYROLL CHECKS	PAYROLL CHECKS ON 10/07/2022	15,457.22
	CLAIMS TOTAL	176,705.63

There being no further business on the agenda to come before the Council, Council Member Malcom made a motion that the meeting be adjourned. The motion was seconded by Engelhardt. Carried unanimously. Adjournment 9:59 p.m.

MAYOR

_____: ATTEST
CITY CLERK

POSTVILLE SWIMMING POOL CLAIMS OF SEPTEMBER 2022

9/12/2022	Allamakee Co Dept of Health	Inspection Fee	270
9/12/2022	ACCO	Pump	72.13
9/12/2022	Dollar General	concession	41.8
9/15/2022	Black Hills	Utility	28.09
9/26/2022	Alliant Energy	Utility	47.2
	TOTAL		459.22

POSTVILLE PUBLIC LIBRARY CLAIMS OF SEPTEMBER 2022

9/7/2022	1124 (Mem)	
9/23/2022	1125 (Mem)	
9/21/2022	4346	
9/21/2022	4347	
9/21/2022	4348	
9/21/2022	4349	
9/21/2022	4350	
9/21/2022	4351	
9/21/2022	4352	
9/21/2022	4353	
9/21/2022	4354	
9/21/2022	4355	