

CITY OF MAXWELL, IOWA
MAXWELL CITY COUNCIL REGULAR MEETING
MONDAY, OCTOBER 14, 2019, 6:30 P.M. CITY HALL

1. The meeting was called to order by Mayor Steven Gast at 6:30 P.M.
2. Roll call was answered by Susie Livesay, Doug Miller, Nicole Hudson, Alex Golly, & Jon Klein. Visitors: Wes Farrand, Patrick Trotter, Shelby Patterson, Mitzi DeGroot, Robin Adams, & Connie Smith.
3. A motion to approve the agenda by moving 6 and 7A to the end of agenda was made by Miller. Golly seconded. 4 ayes.
4. Citizens Forum
 - a. NA.
5. Department Reports
 - a. Sheriff – Written report on file. Deputy Adam Luke was present. Nothing to report. Jon asked about statistics on last page of report. Deputy Luke said they were all of Story County not just Maxwell.
 - b. Fire – Written report on file. Assistant Chief Shelby Patterson was present. Breakfast will be October 26th. Fire & EMS Departments will have to buy new radios. The grant was not approved. The costs will be approx. \$83,500.
 - c. EMS - Written report on file. Chief Shelby Patterson was present. Breakfast on October 20th at MACC.
 - d. Library – Written report on file.
 - e. Public Works – Written report on file.
 - f. City Clerk – Written report on file. Dave Pomeroy would like to know about cemetery mowing next year. Council would like to send out a procurement notice. Questions on the property that Ken-Mon Investments are building on. Klein moved to accept and file the department reports. Miller seconded. 5 ayes.
6. Public Hearings –
 - a. Second Reading of an Ordinance Amending the Code of Ordinances of the City of Maxwell, Iowa by Amending Provisions Pertaining to Accessory Building Size – Hudson moved to open public hearing. Klein seconded. 5 ayes. No Public. Hudson moved to close public hearing. 5 ayes. Discussion on whether 20% would allow enough green space for water absorption as Maxwell has problems with water run-off. Golly moved to approve the Second Reading of an Ordinance Amending the Code of Ordinances of the City of Maxwell, Iowa by Amending Provisions Pertaining to Accessory Building Size. Hudson seconded. 5 nays. Hudson moved to adjust to 15% and pass in the recodification process. Golly seconded. 4 ayes, 1 nay-Miller would like to see a tier system because of the water problems.
 - b. First Reading of an Ordinance Amending the Code of Ordinances of the City of Maxwell, Iowa by Amending Provisions Pertaining to Cemetery Rules – Hudson moved to open public hearing. Miller seconded. 5 ayes. No Public. Hudson moved to close public hearing. Miller seconded. 5 ayes. Sections removed were perpetual care and annual care as the cemetery use those items in the city cemetery. Hudson moved to approve the First Reading of an Ordinance Amending the Code of Ordinances of the City of Maxwell, Iowa by Amending Provisions Pertaining to Cemetery Rules. Miller seconded. 5 ayes.

- c. Resolution 2019-23 A Resolution Amending the Current Budget for the Fiscal Year Ending June 30, 2020. – Miller moved to approve Resolution 2019-23 A Resolution Amending the Current Budget for the Fiscal Year Ending June 30, 2020. Golly seconded. 5 ayes.

7. Old Business

- a. Review of Complaints and Ordinance Violation – It was decided to send several nuisances to the attorney.
- b. Approval for Appraisal and Review Appraisal Contracts for WWTP Drive Acquisition – Contracts for land appraisers have been written. The cost will be \$2,100 for the primary appraiser and \$1,200 for the review appraiser. The appraisers will set the price of the land and then the city can proceed with negotiations for the land. Hudson motioned to approve the mayor to sign the contracts. Golly seconded. 5 ayes.
- c. Engineer Update of WWTP Project – Wes Farrand and Patrick Trotter were present to update the council on the WWTP Project. A change to the original plan is to build a new blower building. This will allow all the blowers to be housed within the building and cut down on the noise that the neighbors will hear. It will also help the longevity of the equipment. The old building will be used as storage space for the ultraviolet lights in the wintertime. Elkhart has a similar set-up and Wes will see about setting up a tour. The pump station needs a new trash basket and pull-up pumps. Snyder would like to bid as an alternate as well as an access road. The whole project should go out to bid early next year if the DNR approves the final plans.

8. New Business

- a. Motion to Approve Poultry and Livestock Permits for 400 Myers St – For Poultry Permit, Adam and Angela Rogers are asking for 10 hens and no variances, Nicole moved to approve the poultry permit. Miller seconded. 5 ayes. Livestock permit was applied by Adam & Angela Rodgers for 2 Donkeys, 1 beef, & 4 goats. Golly moved to approve the livestock permit. Hudson seconded. 5 ayes.
- b. Motion to Approve Poultry Permit for 311 Woodlawn St – Kathy Spencer and Dustin Coughenour applied for a poultry permit. Hudson moved to approve the poultry permit. Golly seconded. 4 ayes, 1 nay-Livesay.
- c. Approve Liquor License and Tobacco License for Dollar General – Livesay moved to approve both alcohol and tobacco license for Dollar General Store. Miller seconded. 5 ayes
- d. Resolution 2019-24 A Resolution Approving Annual Urban Renewal Report 2018-2019 – Hudson moved to approve Resolution 2019-24 A Resolution Approving the Annual Urban Renewal Report. Miller seconded. 5 ayes.
- e. Resolution 2019-25 A Resolution Approving Five Year Tax Abatement for Improvements to 603 5th St – Hudson moved to approve the tax abatement for 603 5th St. Golly seconded. 5 ayes
- f. Resolution 2019-26 A Resolution Approving Five Year Tax Abatement for Improvements to 906 Baldwin St – No paperwork received.
- g. Council Review of Parking Request from School and Decision for Change – A letter from the School was received to change some of the parking at the school per their auditors. The mayor handed out maps of the changes. Livesay moved to approve the parking changes. Hudson seconded. 5 ayes.

- h. Motion to Approve City Policies Recommended by State Auditors – Policies for Petty Cash, Disaster Plan for Computers and Credit Card were developed per state auditor’s instructions. Miller moved to approve Petty Cash, Disaster Plan for Computers and Credit Card Policies. Hudson seconded. 5 ayes.
9. Council and Mayor Reports –
- a. Susie Livesay – 1) Susie has received several complaints of the food being thrown in the street from Logsdon’s Grocery. 2) Residents at 422 Maxwell St would like to know where they can park when school has activities. As people park in front of their house and that is the only place for them to park. They would like to put a driveway along the north side of the house. They can put in drive if no building is constructed. They would also like the alleyway to be trimmed. 3) Susie asked about any complaints with Chitty Garbage because some of the businesses have had problems. 4) Susie announced the upcoming breakfasts. 5) She has had some complaints about a rottweiler running loose. She will send the pictures to the clerk.
 - b. Alex Golly – 1) Alex has had some complaints about the speed zone signs missing on South Street. 2) He also asked about the speed limits in various parts of the city. Wes Farrand is looking into finding out about whether the DOT can dictate the speed zones on HWY 210 or if the city can go by state laws on speed zones.
 - c. Nicole Hudson – 1) Where are we on the water pressure valves on Webb Court and Myers St? Every house needs its own water valve. 2) Nicole would like to see an ordinance like Pella dictating what kind of signage businesses can use. 3) Susie asked about the new house on Baldwin St. and if it is diverting water onto the other property owners. Discussion of floodplains and building continued. 4) There is a streetlight out on Rock Creek that needs replaced. 5) Nicole said that the trash can brought to her house was spider infested. She would like to see the containers cleaned before taken to new houses.
 - d. Doug Miller – 1) Doug is gathering data to relay back to the school as they are thinking about another bond. Discussion took place on the upcoming city projects that might need loans. They included 5th street storm sewer and paving Baldwin St.
 - e. Jon Klein – 1) Jon asked about the tree dump because it was still burning. 2) Jon has noticed cars parked in the city park after dark. He has called the deputies a couple of time. He has also noticed a camper getting water near the restrooms.
 - f. Steve Gast - Steve mentioned that he had a meeting with Scott Oakes. Scott was wondering where we were with the new district. He also talks about future plans for the north area. He mentioned that he may continue with the developing of the south portion of his land.

10. Consent Agenda

- 1) Livesay moved to accept the September 9, 2019 and September 23, 2019 minutes and current bills. Golly seconded. 5 ayes,
- 2) Bills presented were as follows:

CLAIMS REPORT		
VENDOR	REFERENCE	AMOUNT
AFLAC	AFLAC CANCER	\$ 252.48
ALLIANT ENERGY	MONTHLY UTILITY BILL	\$ 5,864.83

AWE ACQUISITION, INC	KIDS COMPUTERS	\$ 5,808.00
BADGER METER	CELLULAR READS FOR 384 METERS	\$ 341.76
BADGER METER	CELLULAR READS FOR WATER METER	\$ 345.32
BANLEACO	MMIT-COPIER	\$ 181.52
BANLEACO	COPIER/OVERAGES-SEPT/OCT BILLS	\$ 429.67
BARCO MUNICIPAL PRODUCTS INC	BLUE SURVEY FLAGS	\$ 116.70
CALDWELL,BRIERLY,CHALUPA,NUZUM	QUETIONS ON VARIOUS CODES	\$ 744.00
CASEY'S BUSINESS MASTERCARD	MONTHLY GAS & DIESEL	\$ 627.14
CENTRAL IOWA DISTRIBUTING, INC	WIPERS,PULL TOWELS,LUBE OIL	\$ 230.60
CENTRAL IOWA SHORTLINE LLC	#6433- BATTERIES	\$ 27.07
CENTRAL IOWA SHORTLINE LLC	66,036,613,664,266,700,000	\$ 659.42
CENTRAL IOWA SHORTLINE LLC	MULTIPLE INVOICES	\$ 1,809.84
CHEM-SULT, INC	SODIUMHYPOCHORITE & PHOSPHATE	\$ 647.53
CHITTY GARBAGE SERVICE	MONTHLY GARBAGE	\$ 4,132.26
CHITTY GARBAGE SERVICE	MONTHLY GARBAGE	\$ 4,127.25
COMMOMWEALTH ELECTRIC COMPANY	#71647 - TIME CLOCK SCHOOL X	\$ 820.49
COMPANION CORPORATION	Alexandria V6, LICENSE	\$ 299.00
CONSUMERS ENERGY	RCH ELECTRIC	\$ 52.00
DAVE POMEROY	9/16/2019 - CEMETERY MOWING	\$ 600.00
DAVE POMEROY	9/16/2019 - CEMETERY MOWING	\$ 1,200.00
DAVE POMEROY	CEMETERY MOWING	\$ 600.00
DEBRA HAYES	MILAGE FOR NOMINATION PAPERS	\$ 14.50
IOWA DNR - ANNUAL USE FEE	ANNUAL WATER SUPPLY FEE	\$ 95.00
EXTENSION ISU STORY COUNTY	ORNAMENTAL & TURFGRASS APPLCTR	\$ 35.00
FELD FIRE	#0356016-LITE,NOZZLE,FOG	\$ 465.05
DB IOWA HOLDINGS	PUBLIC HEARINGS & ORDINANCES	\$ 87.19
IOWA ASSC OF MUNICIPAL UTILITY	WATER/WASTEWATER OPERTR WKSHP	\$ 175.00
IOWA REGIONAL UTILITIES ASSOC	RCH WATER	\$ 509.74
IPERS	IPERS	\$ 1,530.96
KEYSTONE LABORATORIES INC	#1C07226-SOLIDS,NITROGEN,BOD	\$ 146.00
KEYSTONE LABORATORIES INC	#1C07747 - SOLIDS,BOD,NITROGEN	\$ 215.00
KEYSTONE LABORATORIES INC	#1C08253-SOLIDS,BOD,NITROGEN	\$ 202.50
LL PELLING CO	STREET REPAIRS	\$ 53,072.60
LOGSDON'S GROCERY	TOWELS,TTISSUE,WATER	\$ 70.29
MAXWELL STATE BANK	FED/FICA TAX	\$ 2,404.94
PETTY CASH	SHORTAGE IN PETTY CASH	\$ 27.10
MAXWELL POST OFFICE	STAMPS	\$ 275.00
RITWAY BUSINESS FORMS	CHECKS	\$ 171.73
SAFE BUILDING COMPLIANCE & TEC	BUILDING,ELECTRIC,MECHANL PRMT	\$ 721.05
SAFE BUILDING COMPLIANCE & TEC	FENCE, ELECTRICAL,MECHANICAL	\$ 290.00
SIMMERING-CORY, INC.	GRANT WRITING WWTP CDBG	\$ 1,000.00
SNYDER & ASSOCIATES	119026601-4 WWTP IMPROVEMNT	\$ 22,978.34
SNYDER & ASSOCIATES	119.0266.01-5-WWTP IMPROVEMENT	\$ 59,698.00

STAPLES CREDIT PLAN	CALENDAR,CALCULATOR INK	\$ 101.00
STORY COUNTY TREASURER	LAW ENFORCEMENT	\$ 13,974.80
P.Q.L., INC	LIGHT BULBS	\$ 523.03
SYNCB/AMAZON	DVDS, BOOKS,	\$ 1,508.68
TREASURER-STATE OF IOWA	STATE TAX	\$ 1,226.00
U.S. BANK	DVD & ZOO MEMBERSHIP	\$ 207.96
US CELLULAR	MONTHLY CELL PHONE	\$ 201.97
WINDSTREAM	091143516- TELEPHONE &INTERNET	\$ 215.88
WINDSTREAM	091143516-TELEPHONE & INTERNET	\$ 599.54
PAYROLL CHECKS ON 9/11/2019		\$ 4,073.25
PAYROLL CHECKS ON 9/25/2019		\$ 4,120.83
PAYROLL CHECKS ON 10/09/2019		\$ 4,097.50
**** PAID TOTAL ****		\$ 204,952.31
**** REPORT TOTAL ****		\$ 204,952.31

Sep 10, 2019 - Oct 10, 2019

Fund	Total
001 General	\$51,765.96
110 Road Use Tax	\$70,425.77
600 Water	\$12,046.38
610 Sewer	\$7,334.20
512 WWTP Facility	\$63,380.00
Total Expenses	\$204,952.31

Revenue by Fund	Sep-19
Fund	Total
001 General	\$25,329.75
110 Road Use Tax	\$13,218.49
112 Employee Benefits	\$1,204.36
119 Emergency Fund	\$123.56
121 Local Option	\$9,869.20
600 Water	\$11,323.14
610 Sewer	\$13,497.74
Total Revenue	\$74,566.24

11. A motion to adjourn the meeting at 9:55 PM was moved by Livesay. Seconded by Golly. 5 ayes.

NEXT REGULAR MEETING WILL BE NOVEMBER 4, 2019 AT 6:30 PM

ATTEST: _____, Clerk _____, Mayor
 Deb Hayes Steven Gast