

**MCGREGOR CITY COUNCIL
REGULAR MEETING
OCTOBER 18, 2017 6:30 P.M.**

The MCGREGOR CITY COUNCIL met in Regular Session at 6:30 p.m. on **Wednesday, October 18, 2017** at City Hall with Mayor Brooks presiding. The meeting was called to order at 6:30 p.m. Mayor Brooks led the Pledge of Allegiance. Council members present: Muehlbauer, Carroll, Echard, Hallberg, and Halvorson.

Echard moved, seconded by Halvorson to approve the Consent Agenda by one motion a) Agenda as listed b) Regular Meeting minutes September 20, 2017 c) Bills and Claims as presented for period September 21, 2017 through October 18, 2017 Expenditures: City- \$483,522.07, Library – \$1,139.19, September Revenues - \$136,101.60 d) Treasurer’s Report for September, 2017 e) Liquor license renewal - Kwik Star, Temporary license McGregor Marquette Chamber f) Board Appointments – Planning and Zoning – Donna Staples – Term Ending 10-26-2022. Roll call vote: Ayes – All. Motion carried.

Hearing of Delegations: Andy Kelleher introduced himself to the mayor and council as candidate for Iowa House. He inquired as to what issues were of importance to the community of McGregor. School funding and small town economic development are key issues he will be targeting.

Police report: Officer Finney was present to represent the police department. A photo of the new squad car and its detailing was passed around. The department has been working with Clayton County Sheriff on investigations. He will be attending the academy in January. Officer Finney was asked to pass along a request that the department monitor Walton for speeders.

Operations report: Street Superintendent Pat Jones informed the council of continued storm clean-up work. The city sign program was awarded and all signs have been received and installed. Mississippi Valley Pump has been here and completed the repairs recommended by the inspection. FEMA disaster project specialist was here and has taken photos and GPS locations of projects being submitted for funding assistance. Garage doors for the two shop buildings are supposed to be installed soon.

The council discussed recent law changes regarding ATV- UTVs. Attorney Schuster stated that the McGregor code does not allow their use in the city limits. Council agreed that no changes were necessary – that the use of these vehicles is not allowed on city streets other than those allowed by the state code. The council also discussed fireworks ordinance due to changes the state had initiated and concluded they do not want fireworks to be allowed within the city limit. Attorney Schuster provided the council a copy of an Affidavit of Explanatory Title that he wishes to file regarding the Trudo Boundary Agreement. Mr. Trudo has not signed the final agreement that met the DOT terms and this needs to be resolved. Filing the affidavit indicates that the file is incorrect and would show during a lien search if there is a property sale. Council directed the attorney to proceed.

Ed James had sent the city a survey of his property located at the corner of Ash and Ann Street. The survey provides a legal description for a portion of Prospect Street that is part of the James property. A second survey shows an area of Prospect Street that he is proposing the city exchange. He will need to submit the request to purchase city property and pay any legal fees associated with the necessary vacation. . Halvorson moved, seconded by Echard to approve Resolution 01-10-2017 Proposing Disposal of a Portion of Prospect Street. Roll call vote: Ayes – all. Motion carried. A proposed amendment to the evacuation route had been submitted by the city of Marquette. The amendment would expand the easement area to include all of lot 7 in Ridgewood West Subdivision. The attorney had sent Marquette and their engineer a memo of items that need to be addressed and the procedure for approval of the amendment, however, had not received a response. The council determined it would wait for the response before proceeding.

Echard moved, seconded by Hallberg to approve Resolution 03-10-2017 Approving 2016-2017 Annual Financial Report. Roll call vote: Ayes – all. Motion carried. Hallberg moved, seconded by Echard to approve the 2016-2017 Annual Urban Renewal Report. Roll call vote: Ayes – all. Motion carried. Halvorson moved, seconded by Echard to approve Resolution 05-10-2017 setting Policies and Procedures for Examination of the City’s Open Records & Establishing Fees. Roll call vote: Ayes – all. Motion carried.

Halvorson moved, seconded by Hallberg to approve the second reading of Ordinance 09-01-2017 Amending the Code of Ordinances “Zoning Regulations” Pertaining to Short Term Rentals. Roll call vote: Ayes – all. Motion carried. Halvorson moved, seconded by Muehlbauer to waive the three reading requirement for Ordinance 09-01-2017. Roll call vote: Ayes – all. Motion carried. Halvorson moved, seconded by Hallberg to approve final reading and passage of Ordinance 09-01-2017. Roll call vote: Ayes – all. Motion carried. Ordinance effective upon publication. Muehlbauer moved, seconded by Echard to approve the first reading of Ordinance 10-01-2017 Amending the McGregor Code Provisions Pertaining to Cigarette and Tobacco Permits. Roll call vote: Ayes – all. Motion carried. Hallberg moved, seconded by Echard to waive the three reading requirement for Ordinance 10-01-2017. Roll call vote: Ayes – all. Motion carried. Echard moved, seconded by Hallberg to approve final passage of Ordinance 10-01-2017. Roll call vote: Ayes – all. Motion carried. Ordinance effective upon publication. Echard moved, seconded by Muehlbauer to approve the first reading of Ordinance 10-02-2017 Amending Chapter 1 of the McGregor Code 1.10 Standard Penalty. Roll call vote: Ayes – all. Motion carried. Halvorson moved, seconded by Echard to waive the three reading requirement for Ordinance 10-02-2017. Roll call vote: Ayes – all. Motion carried. Echard moved to approve final passage of Ordinance 10-03-2017. Roll call vote: Ayes – all. Motion carried. Ordinance effective upon publication.

Echard moved, seconded by Muehlbauer to approve Pay Request #1 – Ash Street Project – Tschriggfrie Excavating in the amount of \$169,612.09. Roll call vote: Ayes – all. Motion carried. Halvorson moved, seconded by Hallberg to approve Pay Request #1 – Box Culvert Project – Progressive Structures in the amount of \$194,553.83. Roll call vote: Ayes – all. Motion carried. Muehlbauer moved, seconded by Echard to reinstate winter parking ordinance effective November 1, 2017 – March 31, 2018. City administrator Sander reported to the council that the Restore McGregor Fund had 50 applicants. 42 applicants received funding. The

committee did not fund applicants from outside the city limit and opted to fund only one residential and one commercial application per family. The total amount granted was \$36,376.50. Remaining funds are \$16,596.84. The city council will be the governing body over the fund. A large amount came in as memorials for Roger Witter. A permanent project may be considered for that and there is also the possibility of establishing an endowment fund from which grants of the interest may be made. Because there are still funds coming in no action will be taken at this time. The committee felt it appropriate to host a community gathering on November 19 for people to have the opportunity to share stories and thanks. Details will be announced at a later date.

Hallberg moved, seconded by Halvorson to approve a use permit for the joint chamber fundraiser planned for November 11. The event will take place at Old Man River and the request is to close the street in front of the Old Man. Roll call vote: Ayes – all. Motion carried. Cost estimates for the inlet on A Street near the circus wagon and for ADA access from the library to Strutt Clinic were reviewed. Council directed the clerk to obtain informal quotes from a couple of local concrete companies. Renewal documents were reviewed for health insurance. There is a 12% increase on the current plan which will renew as Enhanced Blue 1000 HMO Gold. Full time employees receive a single plan at no cost. Muehlbauer moved, seconded by Halvorson to renew with Wellmark Enhanced Blue 1000 HMO Gold. Roll call vote: Ayes – all. Motion carried.

Muehlbauer moved, seconded by Hallberg to approve purchase of three speed humps for Ann Street. Roll call vote: Ayes – all. Motion carried. Council set Halloween Trick or Treat hours for Tuesday, October 31 from 5 p.m. to 8 p.m.

With business concluded, Echard moved to adjourn the meeting. Seconded by Halvorson. Ayes – All. Meeting adjourned.

Harold W. Brooks
Mayor

Attest:

Lynette L. Sander
City Administrator