

Minutes City of Mechanicsville
REGULAR COUNCIL MEETING
May 10, 2021

The Mechanicsville City Council met in regular session on Monday, May 10, 2021 at 6:30 p.m. at 102 N John Street, Mechanicsville. Mayor Andrew Oberbreckling called the meeting to order at 6:30 p.m. Council members present for roll call were Amy Bishop, Adam Paidar and Denice Dochterman via speaker phone. Jennifer Lester absent and vacant seat. Others present included Lonni Koch, Jake Koch, Josh Miller, Will Wagner, Meredith Dehmer, Dan Paidar, Nancy Kainz, Donna Paup, and Pat Albaugh.

CONSENT AGENDA:

Amy Bishop motioned, Adam Paidar seconded to approve the consent agenda including the agenda, the minutes from 4/12/21; finance reports, claims and renew cigarette permit for Casey's. Roll call vote: Ayes: Bishop, Paidar, and Dochterman. Lester absent. Nays: None. Motion carried.

The claims approved were as follows:

ACE HARDWARE	BLDG MAINT & REPAIR	\$3.98
ALLIANT ENERGY	ELECTRIC/GAS EXPENSE	\$5,485.48
ALTORFER INC.	BLDG MAINT & REPAIR	\$155.14
AMAZON.COM	OFFICE SUPPLIES	\$1,040.62
AMERICAN RESPONSE VEHICLES	OTHER CAPITAL EQUIP	\$2,069.50
AUREON COMMUNICATIONS	OTHER CONTRACTUAL SERVICE	\$12.99
BANKERS BANK	SUBSCRIPTION & ED MATERIAL	\$336.76
BRIDGE COMMUNITY BANK	INTEREST PAYMENTS	\$57,210.80
CASEYS GENERAL STORE	VEHICLE OPERATIONS	\$1,163.20
CEDAR COUNTY SOLID WASTE	PAYMENTS TO OTHER AGENCIES	\$3,106.50
CHASE CARD SERVICES	MINOR EQUIPMENT	\$9,395.06
CJ COOPER & ASSOCIATES INC	MEDICAL/WELLNESS EXPENSE	\$35.00
CLARENCE LOWDEN SUN-NEWS & ADV	PRINTING & PUBLISHING EXP	\$48.80
COPPESS, LINDA	TELECOMMUNICATIONS	\$30.00
CRESCENT ELECTRIC SUPPLY CO	BLDG MAINT & REPAIR	\$2,316.10
DANS TIRES & MORE	VEHICLE REPAIR	\$42.65
DEMCO	OFFICE SUPPLIES	\$122.15
ECIA	OTHER PROF SERV EXP	\$76.35
ENTWISLE, ANGIE	BLDG MAINT & REPAIR	\$45.00
FRIENDS OF THE ANIMALS	OTHER CONTRACTUAL SERVICE	\$75.00
INTOXIMETERS	OPERATING SUPPLIES	\$115.00
IOWA LAW ENFORCEMENT ACADEMY	TRAINING	\$50.00
KOCHS SERVICE & SUPPLY LLC	BLDG MAINT & REPAIR	\$575.27
KUNAU IMPLEMENT CO INC	VEHICLE REPAIR	\$11.30
M3 AUTO PARTS	VEHICLE REPAIR	\$92.76
MECHANICSVILLE TELEPHONE CO	TELECOMMUNICATIONS	\$423.03
MEYER, RICHARD	BLDG MAINT & REPAIR	\$300.00
OBERBRECKLING, ANDREW	MEETINGS & CONFERENCES	\$192.48
ODD JOBS INC	OTHER PROF SERV EXP	\$620.00
OVESON REFUSE & RECYCLING LLC	OTHER PROF SERV EXP	\$3,150.00
QUILL	OFFICE SUPPLIES	\$169.98
SCHEER, STEVE	OTHER PROF SERV EXP	\$1,800.00
SEEHUSEN INSURANCE AGENCY	INSURANCE EXPENSE	\$1,830.00

STATE HYGIENIC LABORATORY	OTHER PROF SERV EXP	\$612.50
TECHNOLOGY SOLUTIONS	OFFICE EQUIPMENT	\$734.99
THOMAS & CLARK LLC	LEGAL EXPENSE	\$280.00
TIPTON CONSERVATIVE & ADVERTIS	PRINTING & PUBLISHING EXP	\$386.62
US CELLULAR	TELECOMMUNICATIONS	\$106.66
VEENSTRA & KIMM	ENGINEERING EXPENSE	\$6,951.24
WELLMARK BC BS	GROUP INSURANCE	\$3,724.79
PAYROLL	WAGES	\$14,946.16

Total Receipts and Disbursements for month of April by fund

Fund	Receipts	Disbursements
General	145,606.73	73,797.54
Road Use Tax	30,797.48	8,594.54
Employee Benefit	33,960.90	2,537.14
Local Option Sales Tax	8,243.68	
Ballpark Fund	1.79	890.74
Ambulance Trust	5,826.90	1,709.53
Debt Service	18,180.43	
Water Utility	7,543.89	5,638.90
Sewer Utility	159,857.06	33,018.04
Solid Waste	10,579.79	5,541.49
Storm Water Utility	1,026.96	19.56
Water Deposits	200.00	

Receive visitors/public comment: Rod Ness and Jon Bell presented information on Home Base Iowa Cedar County program that provides incentives for veterans whereby they can receive up to \$2500 by choosing to work and live in Cedar County. To learn more <https://www.homebaseiowa.gov> or call the Cedar County Economic Development commission.

Nancy Kainz addressed the council about setting specific dates and times that fireworks could be allowed and setting the times annually depending on what day it lands on, residents would be legally and financially responsible for the things that they do. This request would require the current ordinance to be changed.

REPORTS:

Ambulance Report: Lonni Koch reported 10 calls for the month with 4 to Mechanicsville, 3 Tipton and 3 Clarence.

Fire Report: Jake Koch reported 6 calls for the month, June 26 date for Fireman's dance at the ballfield with a \$5 admission.

Amy Bishop motioned, Adam Paidar seconded to approve the liquor license for Mechanicsville Fire and Ambulance Volunteers Inc. Ayes: Bishop, Paidar, and Dochterman. Lester absent. Vacant seat. Nays: None. Motion carried.

Dan Paidar reported that the fireworks fund is still short on donations for this year. There is not a line item for fireworks in the city budget, the cost of the insurance has been covered by the city, and the fireworks purchased only with donations.

Police Report: Police Chief William Wagner reported 4 agency assists, 6 animals, 37 business checks, 1 custody exchange; 2 driving while barred; 10 extra patrol, 1 fire assist; 7 follow up, 1 fraud/scam; 3 misc; 6 speak with officer; 3 motorist assist, 6 speak with officer, 6 suspicious subject; 47 traffic stops, with 4 citation, 1 vehicle unlock; 2 school dismissals; 5 arrests; 12 call outs, 2 meeting, and 1 training.

Public Works Report: Spring pick up completed, water hydrants flushed on 5/5 and 5/6 with PSI documented for each hydrant, lines painted on streets/crosswalks, piles of lime leveled at ballfield, ball fields sprayed for weeds, 2 water meters replaced.

Administration report: Nuisance abatement letters sent; water supply construction permit received, waste water construction permit received; SRF Notice of Funding Eligibility for \$3,705,000; Northland Finance updated rate study, attend Iowa League of Cities Webinar on the American Rescue Plan funds being used for infrastructure, and Waste Water Pre-construction meeting will be 5/13.

New business discussion and possible action on:

Resolution 2021-11 to fix a date for a public hearing on proposal to enter into a Sewer Revenue Loan and Disbursement Agreement and to borrow money thereunder in a principal amount not to exceed \$3,744,000: Council Member Amy Bishop introduced the resolution hereinafter next set out and moved its adoption, seconded by Council Member Adam Paidar; and after due consideration thereof by the Council, the Mayor put the question upon the adoption of the said resolution and the roll being called, the following named Council Members voted: Ayes: Adam Paidar, Amy Bishop, Denise Dochterman Nays: None. Absent: Lester; and 1 vacant seat.

Whereupon, the Mayor declared the resolution duly adopted as follows: RESOLUTION NO.2021-11 Resolution to fix a date for a public hearing on proposal to enter into a Sewer Revenue Loan and Disbursement Agreement and to borrow money thereunder in a principal amount not to exceed \$3,744,000

WHEREAS, the City of Mechanicsville (the "City"), in Cedar County, State of Iowa, did heretofore establish a Municipal Sanitary Sewer System (the "Utility") in and for the City which has continuously supplied sanitary sewer service in and to the City and its inhabitants since its establishment; and

WHEREAS, the management and control of the Utility are vested in the City Council (the "Council") and no board of trustees exists for this purpose; and

WHEREAS, the City now proposes to enter into a Sewer Revenue Loan and Disbursement Agreement (the "Agreement") and to borrow money thereunder in a principal amount not to exceed \$3,744,000, pursuant to the provisions of Section 384.24A of the Code of Iowa, for the purpose of paying the cost, to that extent, of planning,

designing and constructing improvements and extensions to the Utility (the "Project"), and it is necessary to fix a date of meeting of the City Council at which it is proposed to take action to enter into the Agreement and to give notice thereof as required by such law;

NOW, THEREFORE, Be It Resolved by the City Council of the City of Mechanicsville, Iowa, as follows:

Section 1. This City Council shall meet on June 14, 2021, at the 102 N John Street (Memorial Building), in the City, at 6:30 o'clock p.m., at which time and place a hearing will be held and proceedings will be instituted and action taken to enter into the Agreement.

Section 2. The City Clerk is hereby directed to give notice of the proposed action on the Agreement setting forth the amount and purpose thereof, the time when and place where the said meeting will be held, by publication at least once, not less than four (4) and not more than twenty (20) days before the meeting, in a legal newspaper which has a general circulation in the City. The notice shall be in substantially the following form:

NOTICE OF PROPOSED ACTION TO INSTITUTE PROCEEDINGS TO ENTER INTO A LOAN AND DISBURSEMENT AGREEMENT IN A PRINCIPAL AMOUNT NOT TO EXCEED \$3,744,000 (SEWER REVENUE)

The City Council of the City of Mechanicsville, Iowa, will meet on June 14, 2021, at the 102 N John Street (Memorial Building), in the City, at 6:30 o'clock p.m., for the purpose of instituting proceedings and taking action to enter into a loan and disbursement agreement (the "Agreement") and to borrow money thereunder in a principal amount not to exceed \$3,744,000, for the purpose of paying the cost, to that extent, of planning, designing and constructing improvements and extensions to the City's Municipal Sanitary Sewer System. Written comments may be filed or made prior to the meeting and will be recorded in the minutes.

The Agreement will not constitute a general obligation of the City, nor will it be payable in any manner by taxation but, together with any additional obligations of the City as may be hereafter issued and outstanding from time to time ranking on a parity therewith, will be payable solely and only from the Net Revenues of the Municipal Sanitary Sewer System of the City.

At the aforementioned time and place, oral or written objections may be filed or made to the proposal to enter into the Agreement. After receiving objections, the City may determine to enter into the Agreement, in which case, the decision will be final unless appealed to the District Court within fifteen (15) days thereafter. By order of the City Council of the City of Mechanicsville, Iowa.

Section 3. Pursuant to Section 1.150-2 of the Income Tax Regulations (the "Regulations") of the Internal Revenue Service, the City declares (a) that it intends to undertake the Project which is reasonably estimated to cost approximately \$4,499,000 , (b) that other than (i) expenditures to be paid or reimbursed from sources other than the

issuance of bonds, notes or other obligations (the “Bonds”), or (ii) expenditures made not earlier than 60 days prior to the date of this Resolution or a previous intent resolution of the City, or (iii) expenditures amounting to the lesser of \$100,000 or 5% of the proceeds of the Bonds, or (iv) expenditures constituting preliminary expenditures as defined in Section 1.150-2(f)(2) of the Regulations, no expenditures for the Project have heretofore been made by the City and no expenditures will be made by the City until after the date of this Resolution or a prior intent resolution of the City, and (c) that the City reasonably expects to reimburse the expenditures made for costs of the City out of the proceeds of the Bonds. This declaration is a declaration of official intent adopted pursuant to Section 1.150-2 of the Regulations.

Section 4. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 5. This resolution shall be in full force and effect immediately upon its adoption and approval, as provided by law.

Financing of Waste Water Treatment Plant Improvement Options: Amy Bishop motioned, Adam Paidar seconded to go with a 30 year note at 3% which would require a \$30 monthly increase in current rates plus \$50,000/year transfer from LOST to shorten the term by 8 years to lessen the chance of running into another project. Ayes: Adam Paidar, Amy Bishop, Denice Dochterman. Nays: None. Absent: Lester & 1 vacant seat. Motion carried.

Authorizing the construction loan applications to be submitted and notice to proceed: Amy Bishop motioned, Adam Paidar seconded to approve signing the construction loan application and to proceed with signing the contract with Bill Bruce. Ayes: Adam Paidar, Amy Bishop, Denice Dochterman. Nays: None. Absent: Lester & 1 vacant seat. Motion carried.

Ordinance to establish increase in sewer rates: Motion by Amy Bishop, second by Adam Paidar to approve the first reading of the ordinance that increases the monthly flat rate from \$15 to \$30 (total \$45) plus 160% of the water usage rate. Ayes: Adam Paidar, Amy Bishop, Denice Dochterman. Nays: None. Absent: Lester & 1 vacant seat. Motion carried.

Third reading of Ordinance for no parking on west side of N Linn Street from E Second Street to the north end of the street and on the east side of N Linn Street from the alley to the north end of the street: Motion by Amy Bishop, second by Adam Paidar to approve the third reading. Ayes all. Motion carried. Motion by Adam Paidar, second by Amy Bishop to adopt the ordinance. Roll call vote: Ayes: Adam Paidar, Amy Bishop, and Denice Dochterman. Nays: None. Absent: Lester & 1 vacant seat. Ordinance adopted.

Consider accepting quotation for extension of East Cedar Street: No proposals were received by the deadline, Amy Bishop motioned, Adam Paidar seconded to post again. Ayes all. Motion carried.

Email accounts for council members: No action taken.

June 3 park activities: The park board is partnering with the library, police and fire, and others in the community to have a chalk activity at the park near the skate board area, a story walk, ice pops and maybe some cookies. The rain date will be the following Thursday.

P&Z vacancy: Tom Hall is relocating so has resigned from the Planning and Zoning Commission. Anyone interested in volunteering to be on the P&Z please contact city hall.

Resignation Council Member Taylor (relocated): Mayor Oberbreckling appointed Amy Bishop to Mayor Pro tem

Consider publishing notice to appoint or special election to fill vacancy: Amy Bishop motioned to publish notice of council's intent to appoint person to fill the vacancy created by the resignation of Dee Taylor, seconded by Denice Dochterman. Ayes all. Motion carried.

Quote from Friendship Roofing and Coating: Council suggested a couple additional contractors who may be able to provide a quote for the replacement of the Memorial Building roof.

Proposal for completing park play area: Amy Bishop motioned to accept the proposal from RVM Landscaping option C to install the border, landscaping material and leveling the area. Ayes all. Motion carried. Adam Paidar motioned, Amy Bishop seconded to request bid to remove tree near the play equipment. Ayes all.

Fireworks: Council reviewed the current fireworks ordinance and determined that if an individual wants to discharge fireworks, the current ordinance would allow individuals to request permission by submitting a written request to the council and providing proof of liability insurance. No change made.

Public works position: Interviews. The council may go into closed session under Iowa Code 21.5 i. To evaluate the professional competency of an individual whose appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session. The applicants request to go into closed session. Adam Paidar motioned, Amy Bishop seconded to go into closed session. Applicants were interviewed. Denice Dochterman motioned, Amy Bishop seconded to go out of closed session. Ayes all. Council went back into open session. Adam Paidar motioned, Amy Bishop seconded to offer the position to Rick Scott at \$22/hour pending the pre-employment drug and alcohol test being completed. Ayes all. Motion carried.

Correspondence: Cedar County Public Health on vaccine possibly having a vaccine clinic.

Set next meeting date: 6/14/2021 6:30 p.m. at the Memorial Building, social distance, masks required, no zoom available.

Mayor Comments: Mayor Oberbreckling will be working on performance reviews.

ADJOURN: There being no further business to come before the Council at this time, council member Amy Bishop motioned, Adam Paidar seconded to adjourn the meeting at 8:35 p.m. Ayes all. Meeting adjourned.

ATTEST:

Linda K. Coppess, MMC

Andrew Oberbreckling, Mayor