

Minutes City of Mechanicsville
REGULAR COUNCIL MEETING
September 14, 2020

The Mechanicsville City Council met in regular session on Monday, September 14, 2020 at 6:30 p.m. as an electronic zoom meeting due to Iowa Governor Kim Reynolds' proclamation declaring a State of Public Health Disaster Emergency in Iowa, the current COVID-19 situation makes it "impossible and impractical" to meet in one location. Public participation will be conducted electronically with the public able to hear and participate in the Council meeting by joining the zoom meeting or calling the phone number.

Mayor Andrew Oberbreckling called the meeting to order at 6:30 p.m. Council members present for roll call were Dee Taylor, Amy Bishop, Denice Dochterman, Adam Paidar, and Jennifer Lester. Others present included Jake Koch, Lonni Koch, Will Wagner, Pat Albaugh, Donna Paup, Meredith Dehmer, Carla Barnhart, Kealey Wieneke, Darle White and others who were dialed in but not identified.

CONSENT AGENDA:

Amy Bishop motioned, Adam Paidar seconded to approve the consent agenda including the agenda, the minutes from 8/25/20; finance reports, claims, and Trick or Treat at 5pm-8 p.m. on 10/31 Roll call vote: Ayes: Taylor, Bishop, Dochterman, Paidar, and Lester. Nays: None. Motion carried.

The claims approved were as follows:

AUREON COMMUNICATIONS	OTHER CONTRACTUAL SERVICE	\$12.90
B&K MOWING SERVICES LLC	OTHER PROF SERV EXP	\$250.00
BANKERS BANK	SUBSCRIPTION & ED MATERIAL	\$80.03
BAUER, TYLER	TELECOMMUNICATIONS	\$30.00
CAR QUEST AUTO PARTS	VEHICLE REPAIR	\$105.75
CASEYS GENERAL STORE	VEHICLE OPERATIONS	\$950.13
CEDAR COUNTY SHERIFFS RESERVES	OTHER PROF SERV EXP	\$1,200.00
CEDAR COUNTY SOLID WASTE	PAYMENTS TO OTHER AGENCIES	\$1,188.00
CEDAR COUNTY TREASURER	TAX EXPENSE	\$536.00
CHASE CARD SERVICES	POSTAGE/SHIPPING	\$409.97
COPPESS, LINDA	TELECOMMUNICATIONS	\$30.00
DANS TIRES & MORE	VEHICLE REPAIR	\$35.50
IOWA CODIFICATION, INC	OTHER PROF SERV EXP	\$1,011.00
IOWA ONE CALL	OTHER PROF SERV EXP	\$30.60
IOWA RURAL WATER	TRAINING	\$160.00
JOHN DEER FINANCIAL	MINOR EQUIPMENT	\$1,201.40
K TIRE	STREET MAINT EXP	\$10,125.00
KIRKWOOD COMMUNITY COLLEGE	TRAINING	\$6,114.00
KNUTH LAW OFFICE	LEGAL EXPENSE	\$167.00
LISBON-MT VERNON AMBULANCE	OTHER PROF SERV EXP	\$200.00
MECHANICSVILLE TELEPHONE CO	TELECOMMUNICATIONS	\$423.99
OVERDRIVE	SUBSCRIPTION & ED MATERIAL	\$444.28
OVESON REFUSE & RECYCLING LLC	OTHER PROF SERV EXP	\$3,150.00
PETERSEN MANUFACTURING CO INC	FURNITURE/FIXTURES	\$1,996.00
RADAR ROAD TEC	OTHER PROF SERV EXP	\$70.00

SANDRY FIRE SUPPLY LLC	MINOR EQUIPMENT	\$39.00
SCHEER, STEVE	OTHER PROF SERV EXP	\$3,010.00
SMITH, JOE	TRAINING	\$75.00
STATE HYGIENIC LABORATORY	OTHER PROF SERV EXP	\$1,152.50
US CELLULAR	TELECOMMUNICATIONS	\$125.01
VEENSTRA & KIMM	ENGINEERING EXPENSE	\$14,950.00
WELLMARK BC BS	GROUP INSURANCE	\$4,965.95
WIENEKE, DIRK	TELECOMMUNICATIONS	\$30.00
A&L ROLLOFF	OTHER PROF SERV EXP	\$820.60
ACCO	CHEMICALS	\$236.90
ACE HARDWARE	OPERATING SUPPLIES	\$236.78
ALLIANT ENERGY	ELECTRIC/GAS EXPENSE	\$5,411.87
AMAZON.COM	LIBRARY MATERIALS	\$554.48
WIENEKE, DIRK	TELECOMMUNICATIONS	\$30.00
PAYROLL	WAGES	\$12,978.18

Total Receipts and Disbursements for month of August by fund

Fund	Receipts	Disbursements
General	4,246.92	18,345.53
Road Use Tax	12,126.52	4,004.12
Employee Benefit		6,137.57
Local Option Sales Tax	9,628.96	
Library Trust Fund	706.68	
Ballpark Fund		48.59
Ambulance Trust	11,373.89	1,063.56
Fire Trust Fund	100.00	
Debt Service	1.77	
Water Utility	7,851.28	2,404.39
Sewer Utility	12,183.14	23,548.65
Solid Waste	10,841.65	8,231.81
Storm Water Utility	938.01	997.50
Water Deposit	50.00	

Receive visitors/public comment: Darle White addressed the council regarding his concerns on the No Parking Zone in front of his property and concerns about the salt in the back leaving him no place to park.

REPORTS:

Ambulance Report: Lonni Koch ambulance report had 35. EMT students are Dan Baker, Megan Meyer, and Kim Smith. Class is held on Tuesday and Thursdays with 14 in the class. Brittany Rodgers resigning effective 9/18. Kim Smith was approved as a new member with a motion by Dee Taylor and second by Amy Bishop. Ayes all. Motion carried.

Fire Report: Jake Koch reported that Fire had 14 calls for the month which included 3 public service, a smoke alarm, a medical assist, 3 canceled in route, 5 building fires, and 1 Derecho. Discussed flushing hydrants as a training topic, but need to give

residents plenty of notice so they don't wash the whites when this is done as it stirs up the rust.

Police Report: Sheriff's office reported 10 traffic stops, 8 stop sign warnings, 2 citations for driving under suspension, an expired registrations, equipment headlight/taillight warning, 2 car unlocks, a loud music complaint, assist motorist ran out of gas. Officer Wagner is will graduate the academy October 30.

Public Works Report: PWD Bauer was not present at the meeting. Council discussed priority of mowing cemetery early this week due to the number of funerals, brush should be completed this week, and the catch basins are a priority. Replacement wheels for trash cans and some additional large cans to purchase. Expectation for Stop signs to be reinstalled following the storm, the garbage cans on main street to be emptied as it is a sanitation and health concern.

Administration report: Coppess reported a vacancy on the Board of Adjustments has been created by the passing of Jephtha Randolph and a notice will be posted, calls from residents concerning garbage not picked up on 9/8 but PW went back on 9/10 to get; the green cans on main street have not been emptied, attended a webinar on Social Media Strategy; no documentation received from employee regarding Covid 19 absence and the time will be deducted from 9/15 paycheck; 2 quotes forwarded to insurance company regarding the skid loader hitting a parked trailer; Alliant was contacted about the meter pole at the open park pavilion and the light in the middle of the park; draft of the by-laws was received back from the city attorney for the fire department; correspondence sent to UP regarding cleanup of the cement piled on the west side of Cherry Street and south of the railroad; and quote received on the replacement of the open pavilion roof damage from the derecho.

Old business discussion and possible action on:
2020 Legislative changes affecting city codes:

Ordinance 313 amending provisions pertaining to animal control:

Be It Enacted by the City Council of the City of Mechanicsville, Iowa:

SECTION 1. SECTION MODIFIED. Section 55.01 of the Code of Ordinances of the City of Mechanicsville, 2014, Iowa, is repealed and the following adopted in lieu thereof:

55.01 DEFINITIONS. The following terms are defined for use in this chapter.

1. "Advertise" means to present a commercial message in any medium, including (but not limited to) print, radio, television, sign, display, label, tag, or articulation.
(Code of Iowa, Sec. 717E.1)
2. "Animal" means a nonhuman vertebrate.
(Code of Iowa, Sec. 717B.1)
3. "Animal shelter" means a facility which is used to house or contain dogs or cats, or both, and which is owned, operated, or maintained by an incorporated humane society, animal welfare

society, society for the prevention of cruelty to animals, or other nonprofit organization devoted to the welfare, protection, and humane treatment of such animals.

(Code of Iowa, Sec. 162.2)

4. “At large” means off the premises of the owner unless:
 - A. The animal is on a leash, cord, chain or similar restraint not more than six (6) feet in length and under the control of the person holding said leash, cord, chain or similar restraint, or
 - B. The animal is within a motor vehicle, or
 - C. The animal is housed within a veterinary hospital, licensed kennel, pet shop or animal shelter.
5. “Business” means any enterprise relating to any of the following:

(Code of Iowa, Sec. 717E.1)

 - A. The sale or offer for sale of goods or services.
 - B. A recruitment for employment or membership in an organization.
 - C. A solicitation to make an investment.
 - D. An amusement or entertainment activity.
6. “Cat” means any member of the feline species, male or female, neutered or unneutered.
7. “Commercial establishment” means an animal shelter, boarding kennel, commercial breeder, commercial kennel, dealer, pet shop, pound, public auction, or research facility.

(Code of Iowa, Sec. 717.B1)
8. “Dangerous animal” means (a) any animal which is not naturally tame or gentle, and which is of a wild nature or disposition, and which is capable of killing, inflicting serious injury upon, or causing disease among, human beings or domestic animals and having known tendencies as a species to do so; (b) any animals declared to be dangerous by the Board of Health or the City Council or its designee; (c) the following animals which shall be deemed to be dangerous animals per se:
 - A. Wolves and coyotes
 - B. Badgers, wolverines, weasels, mink, and other mustelids (except ferrets)
 - C. Bears
 - D. All apes (including chimpanzees), baboons, and macaques
 - E. Monkeys, except the squirrel monkey
 - F. Elephants
 - G. Wild Boar
 - H. Black widow spiders and scorpions
 - I. Snakes which are naturally venomous or poisonous or constrictors
 - J. All cats, except domestic cats (Carnivore of the family Felidae including but not limited to lions, cougars, tigers, jaguars, leopards, lynx, bobcats, etc.)
 - K. Raccoons, opossums, and skunks
 - L. Alligators and crocodiles

M. Buffalo.

9. “Dog” means any member of the canine species, male or female, neutered or unneutered.
10. “Fair” means any of the following:
(*Code of Iowa, Sec. 717E.1*)
- A. The annual fair and exposition held by the Iowa State Fair Board pursuant to Chapter 173 of the *Code of Iowa* or any fair event conducted by a fair under the provisions of Chapter 174 of the *Code of Iowa*.
- B. An exhibition of agricultural or manufactured products.
- C. An event for operation of amusement rides or devices or concession booths.
11. “Game” means a “game of chance” or “game of skill” as defined in Section 99B.1 of the *Code of Iowa*.
(*Code of Iowa, Sec. 717E.1*)
12. “Injury” means an animal’s disfigurement; the impairment of an animal’s health; or an impairment to the functioning of an animal’s limb or organ, or the loss of an animal’s limb or organ.
(*Code of Iowa, Sec. 717.B1*)
13. “Livestock” means an animal belonging to the bovine, caprine, equine, ovine or porcine species, ostriches, rheas, and emus; farm deer (as defined in Section 170.1 of the *Code of Iowa*); or poultry.
(*Code of Iowa, Sec. 717.1*)
14. “Owner” means any person owning, keeping, sheltering, or harboring an animal.
15. “Pet” means a living dog, cat, or an animal normally maintained in a small tank or cage in or near a residence, including but not limited to a rabbit, gerbil, hamster, mouse, parrot, canary, mynah, finch, tropical fish, goldfish, snake, turtle, gecko, or iguana.
(*Code of Iowa, Sec. 717E.1*)
16. “Pound” means a facility for the prevention of cruelty to animals operated by the State, a municipal corporation, or other political subdivision of the State for the purpose of impounding or harboring seized stray, homeless, abandoned, or unwanted dogs, cats, or other animals; or a facility operated for such a purpose under a contract with any municipal corporation or incorporated society.
(*Code of Iowa, Sec. 162.2*)
17. “Research facility” means any school or college of medicine, veterinary medicine, pharmacy, dentistry, or osteopathic medicine, or hospital, diagnostic or research laboratories, or other educational or scientific establishment situated in the State concerned with the investigation of, or instruction concerning the structure or function of living organisms, the cause, prevention, control, or cure of diseases or abnormal conditions of human beings or animals.
(*Code of Iowa, Sec. 162.2*)
18. “Veterinarian” means a veterinarian licensed pursuant to Chapter 169 of the *Code of Iowa* who practices veterinary medicine in the State.
(*Code of Iowa, Sec. 717.B1*)
19. “Vicious animal” means an animal which inflicts a bite or bites upon and/or attacks human beings or domesticated animals without cause or justification, or one with a propensity to bite and/or attack human beings or domesticated animals and where such propensity is known or ought reasonably to be known to the owner.

20. “Walker” means any person walking an animal on a leash and in control over or attempting control over said animal when off the premises of the owner.

SECTION 2. SECTION MODIFIED. Section 55.02 of the Code of Ordinances of the City of Mechanicsville, Iowa, 2014, is repealed and the following adopted in lieu thereof:

55.02 ANIMAL NEGLECT.

1. It is unlawful for a person who owns or has custody of an animal and confines that animal to fail to provide the animal with any of the following conditions for the animal’s welfare:

(Code of Iowa, Sec. 717B.3)

A. Access to food in an amount and quality reasonably sufficient to satisfy the animal’s basic nutrition level to the extent that the animal’s health or life is endangered.

B. Access to a supply of potable water in an amount reasonably sufficient to satisfy the animal’s basic hydration level to the extent that the animal’s health or life is endangered. Access to snow or ice does not satisfy this requirement.

C. Sanitary conditions free from excessive animal waste or the overcrowding of animals to the extent that the animal’s health or life is endangered.

D. Ventilated shelter reasonably sufficient to provide adequate protection from the elements and weather conditions suitable for the age, species, and physical condition of the animal so as to maintain the animal in a state of good health to the extent that the animal’s health or life is endangered. The shelter must protect the animal from wind, rain, snow, or sun and have adequate bedding to provide reasonable protection against cold and dampness. A shelter may include a residence, garage, barn, shed, or doghouse.

E. Grooming, to the extent it is reasonably necessary to prevent adverse health effects or suffering.

F. Veterinary care deemed necessary by a reasonably prudent person to relieve an animal’s distress from any of the following:

(1) A condition caused by failing to provide for the animal’s welfare as described in this section.

(2) An injury or illness suffered by the animal causing the animal to suffer prolonged pain and suffering.

2. This section does not apply to any of the following:

A. A person operating a commercial establishment under a valid authorization issued or renewed under Section 162.2A of the *Code of Iowa*, or a person acting under the direction or supervision of that person, if all of the following apply:

(1) The animal, as described in Subsection 1, was maintained as part of the commercial establishment’s operation.

(2) In providing conditions for the welfare of the animal, as described in Subsection 1, the person complied with the standard of care requirements provided in Section 162.10A[1] of the *Code of Iowa*, including any applicable rules adopted by the Department of Agriculture and Land Stewardship applying to: (i) a State licensee or registrant operating pursuant to Section 162.10A[2a] or [2b] of the *Code of Iowa*; or (ii) a permittee operating pursuant to Section 162.10A[2c] of the *Code of Iowa*.

B. A research facility if the research facility has been issued or renewed a valid authorization by the Department of Agriculture and Land Stewardship pursuant to Chapter 162 of the *Code of Iowa*, and performs functions within the scope of accepted practices and disciplines associated with the research facility.

SECTION 3. SECTION MODIFIED. Section 55.04 of the Code of Ordinances of the City of Mechanicsville, Iowa, 2014, is repealed and the following adopted in lieu thereof:

55.04 ABANDONMENT OF CATS AND DOGS. It is unlawful for a person who owns or has custody of a cat or dog to relinquish all rights in and duties to care for the cat or dog. This section does not apply to any of the following:

(Code of Iowa, Sec. 717B.8)

1. The delivery of a cat or dog to another person who will accept ownership and custody of the cat or dog.
2. The delivery of a cat or dog to an animal shelter or that has been issued or renewed a valid authorization by the Department of Agriculture and Land Stewardship under Chapter 162 of the *Code of Iowa*.
3. A person who relinquishes custody of a cat at a location in which the person does not hold a legal or equitable interest, if previously the person had taken custody of the cat at the same location and provided for the cat's sterilization by a veterinarian.

SECTION 4. SECTION ADDED. Chapter 55 of the Code of Ordinances of the City of Mechanicsville, Iowa, 2014, is amended by adding a new Section 55.21 which is hereby adopted to read as follows:

55.21 TAMPERING WITH A RABIES VACCINATION TAG. It is unlawful to tamper with a rabies vaccination tag.

(Code of Iowa, Sec. 351.45)

1. A person commits the offense of tampering with a rabies vaccination tag if all of the following apply:
 - A. The person knowingly removes, damages, or destroys a rabies vaccination tag as described in Section 351.35 of the *Code of Iowa*.
 - B. The rabies vaccination tag is attached to a collar worn by a dog, including as provided in Sections 351.25 and 351.26 of the *Code of Iowa*.
2. This section shall not apply to an act taken by any of the following:
 - A. The owner of the dog, an agent of the owner, or a person authorized to take action by the owner.
 - B. A peace officer.
 - C. A veterinarian.
 - D. An animal shelter or pound.

SECTION 5. SECTION ADDED. Chapter 55 of the Code of Ordinances of the City of Mechanicsville, Iowa, 2014, is amended by adding a new Section 55.22 which is hereby adopted to read as follows:

55.22 TAMPERING WITH AN ELECTRONIC HANDLING DEVICE. It is unlawful to tamper with an electronic handling device.

(Code of Iowa, Sec. 351.46)

1. A person commits the offense of tampering with an electronic handling device if all of the following apply:
 - A. The person knowingly removes, disables, or destroys an electronic device designed and used to maintain custody or control of the dog or modify the dog's behavior.
 - B. The electronic device is attached to or worn by the dog or attached to an item worn by the dog, including (but not limited to) a collar, harness, or vest.
2. This section shall not apply to an act taken by any of the following:
 - A. The owner of the dog, an agent of the owner, or a person authorized to take action by the owner.
 - B. A peace officer.
 - C. A veterinarian.
 - D. An animal shelter or pound.

Motion to approve the first reading of the ordinance was made by Jennifer Lester and seconded by Adam Paidar. Ayes: All. Nays: None. Motion carried.

Motion to waive the second and third readings was made by Jennifer Lester and seconded by Amy Bishop. Ayes all. Nays none. Motion carried.

Motion to adopt the ordinance was made by Jennifer Lester and seconded by Adam Paidar. Roll call vote Ayes: Lester, Paidar, Taylor, Bishop, and Dochterman. Nays: None. Ordinance 313 adopted.

Ordinance 314 amending provisions pertaining to standard penalty:

Be It Enacted by the City Council of the City of Mechanicsville, Iowa:

SECTION 1. SECTION MODIFIED. Section 1.14 of the Code of Ordinances of the City of Mechanicsville, Iowa, 2014, is repealed and the following adopted in lieu thereof:

1.14 STANDARD PENALTY. Unless another penalty is expressly provided by this Code of Ordinances for violation of any particular provision, section, or chapter, any person failing to perform a duty required by this Code of Ordinances or otherwise violating any provision of this Code of Ordinances or any rule or regulation adopted herein by reference shall, upon conviction, be subject to a fine of at least \$105.00 but not to exceed \$855.00.

(Code of Iowa, Sec. 364.3[2] and 903.1[1a])

Motion to approve the first reading of the ordinance was made by Jennifer Lester and seconded by Adam Paidar. Ayes: All. Motion carried.

Motion to waive the second and third readings was made by Jennifer Lester and seconded by Amy Bishop. Ayes all. Motion carried.

Motion to adopt the ordinance was made by Jennifer Lester and seconded by Adam Paidar. Roll call vote Ayes: Lester, Paidar, Taylor, Bishop, and Dochterman. Ordinance 314 adopted.

Ordinance 315 amending provisions pertaining to tobacco use

Be It Enacted by the City Council of the City of Mechanicsville, Iowa:

SECTION 1. SECTION MODIFIED. Section 46.02 of the Code of Ordinances of the City of Mechanicsville, Iowa, 2014, is repealed and the following adopted in lieu thereof:

46.02 CIGARETTES AND TOBACCO. It is unlawful for any person under 21 years of age to smoke, use, possess, purchase, or attempt to purchase any tobacco, tobacco products, alternative nicotine products, vapor products, or cigarettes. Possession of tobacco, tobacco products, alternative nicotine products, vapor products, or cigarettes by an individual under 21 years of age shall not constitute a violation of this section if the individual under 21 years of age possesses the tobacco, tobacco products, alternative nicotine products, vapor products, or cigarettes as part of the person's employment and said person is employed by a person who holds a valid permit under Chapter 453A of the *Code of Iowa* or who lawfully offers for sale or sells cigarettes or tobacco products. (Code of Iowa, Sec. 453A.2)

SECTION 2. SECTION MODIFIED. Section 121.07 of the Code of Ordinances of the City of Mechanicsville, Iowa, 2014, is repealed and the following adopted in lieu thereof:

121.07 PERSONS UNDER LEGAL AGE. A person shall not sell, give, or otherwise supply any tobacco, tobacco products, alternative nicotine products, vapor products, or cigarettes to any person under 21 years of age. The provision of this section includes prohibiting a person under 21 years of age from purchasing tobacco, tobacco products, alternative nicotine products, vapor products, and cigarettes from a vending machine. If a retailer or employee of a retailer violates the provisions of this section, the Council shall, after written notice and hearing, and in addition to the other penalties fixed for such violation, assess the following:

1. For a first violation, the retailer shall be assessed a civil penalty in the amount of \$300.00. Failure to pay the civil penalty as ordered under this subsection shall result in automatic suspension of the permit for a period of 14 days.
2. For a second violation within a period of two years, the retailer shall be assessed a civil penalty in the amount of \$1,500.00 or the retailer's permit shall be suspended for a period of 30 days. The retailer may select its preference in the penalty to be applied under this subsection.
3. For a third violation within a period of three years, the retailer shall be assessed a civil penalty in the amount of \$1,500.00 and the retailer's permit shall be suspended for a period of 30 days.
4. For a fourth violation within a period of three years, the retailer shall be assessed a civil penalty in the amount of \$1,500.00 and the retailer's permit shall be suspended for a period of 60 days.
5. For a fifth violation within a period of four years, the retailer's permit shall be revoked.

The Clerk shall give 10 days' written notice to the retailer by mailing a copy of the notice to the place of business as it appears on the application for a permit. The notice shall state the reason for the contemplated action and the time and place at which the retailer may appear and be heard. (Code of Iowa, Sec. 453A.2, 453A.22 and 453A.36[6])

Motion to approve the first reading of the ordinance was made by Jennifer Lester and seconded by Adam Paidar. Ayes: All. Motion carried.

Motion to waive the second and third readings was made by Jennifer Lester and seconded by Amy Bishop. Ayes all. Motion carried.

Motion to adopt the ordinance was made by Jennifer Lester and seconded by Adam Paidar. Roll call vote Ayes: Lester, Paidar, Taylor, Bishop, and Dochterman. Nays none. Ordinance 315 adopted.

Ordinance 316 amending Chapter 37 requiring council approval of ambulance service membership

WHEREAS Section 37.02 of the City Code provides for the organization of an ambulance service for the City and while it may be presumed membership of the ambulance service was to receive City Council approval, Section 37.02 does not specifically state that fact; and,

WHEREAS this Council believes each member of the City's ambulance service should be approved by the City Council upon being nominated for membership;

BE IT ORDAINED, THEREFORE, that the third sentence of Section 37.02 is amended to read as follows:

Personnel for the ambulance service shall be made up of a group of volunteers who are qualified and have met the minimum education and training requirements **and have been approved for membership by the City Council.**

Motion to approve the first reading of the ordinance was made by Jennifer Lester and seconded by Adam Paidar. Ayes: All. Nays none. Motion carried.

Motion to waive the second and third readings was made by Jennifer Lester and seconded by Adam Paidar. Ayes all. Nays none. Motion carried.

Motion to adopt ordinance 316 was made by Jennifer Lester and seconded by Adam Paidar. Roll call vote Ayes: Lester, Paidar, Taylor, Bishop, and Dochterman. Nays none. Ordinance 316 adopted.

Social Media Policy: Jennifer Lester motioned, Adam Paidar seconded to approve the social media policy. Ayes all motion carried.

New business discussion and possible action on:

Resolution 2020-18 adopting Urban Renewal Report: Jennifer Lester motioned, Amy Bishop seconded to approve the Urban Renewal Report. Roll call vote Ayes: Lester, Paidar, Taylor, Bishop, and Dochterman. Nays none. Resolution 2020-18 approving the Urban Renewal Report adopted.

Pop machine on E First Street revoke permit: Amy Bishop motioned Jennifer Lester seconded to revoke the permit for the pop machine and have owner remove it. The pop machine has not been running for over a year and has been tipped over multiple times. Ayes all. Motion carried.

Set date for fall clean up: Jennifer Lester motioned, Amy Bishop seconded to set the big item pick up for October 20. Ayes all. Motion carried.

Set dates for leaf pick up: Clerk directed to contact Lowden to schedule when it will work for them to do the 3 days.

Set date for Trunk or Treat: Amy Bishop motioned, Dee Taylor seconded to forgo the Trunk or Treat activities this year due to the Covid 19. Ayes all. Motion carried.

Set date for capital projects workshop for September 30 at 6:30 pm with departments providing information to clerk prior to the meeting so that it can be included in a packet.

Wieneke Land Solutions invoice for \$8,115: The work was not competitively bid and exceeds the \$6000 annual limit set by state law that can be paid to an employee. Attorney has indicated that during a disaster/emergency it would be acceptable to have the expense if city had documentation showing that the pricing was competitive. The 9 hours at the higher rate was due to the second person being the employee who didn't clock in that day and charged his contractor rate for his time instead. The other 30 hours for a person was various individuals who have stated their time was donated to the city with the exception of one or two of the individuals. Dee Taylor motioned, Jennifer Lester seconded that we request to have competitive bids by next meeting. Ayes all. Motion carried.

Correspondence: DNR correspondence reflected that the monthly operator reports have not been submitted or have been late every time for the past 6 months. Mayor reported that he has requested to be copied on the emails for when the reports are submitted.

Attorney correspondence for by-laws: The update for the fire department 501c3 by-laws were completed and copies for the council and fire department were provided for review.

Committee Reports: Adam reported that the plan at the memorial building bathroom is to cut out the dry wall, cap the pipe to keep it from leaking; put in a new hose bib and reinstall an access panel and patch. The flower bed up front will need the dirt removed to find possible cracks in the cement, patch and seal it up.

Set next meeting date: 10/13/20 6:30 p.m. on Tuesday due to the Monday holiday.

Mayor Comments: None.

ADJOURN: There being no further business to come before the Council at this time, council member Dee Taylor motioned, Jennifer Lester seconded to adjourn the meeting at 8:00 p.m. Ayes all. Meeting adjourned.

ATTEST:

Linda K. Coppess, MMC

Andrew Oberbreckling, Mayor