

MAQUOKETA CITY COUNCIL MEETING
February 6, 2023

Mayor Messerli called the regular session of the Maquoketa City Council to order at 6:00 p.m.
with six members present:

Present: Simonson, Rickerl, Lyon, Collister, Kuhlman, Holm Absent: Ehlinger

The group recited the pledge of allegiance.

Motion by Collister, seconded by Lyon approving the agenda. Motion Carried 6-0

Motion by Collister, seconded by Holm approving the consent agenda consisting of the January 16th minutes, bills payable through February 6th in the amount of \$87,172.08, renewal class "E" retail alcohol license filed by Casey's General Store #2578, renewal class "C" retail alcohol license filed by Jackson County Fair Association, renewal class "B" retail alcohol license filed by Dollar General #2295, Mayoral proclamation – April 28, 2023 as Arbor Day and Resolution No. 2023-10, entitled, Resolution approving change order #3 in the amount of \$24,649 for the Innovate 120 project at 120 S Main Street. Motion Carried 6-0

Mayor Messerli opened the public hearing regarding the maximum property tax levies. Boldt explained 14.049 is the cap on the tax rate levy, not the actual tax rate. There were no written comments. Motion by Lyon, seconded by Collister closing the public hearing.
Motion Carried 6-0

Motion by Simonson, seconded by Rickerl approving the second reading of Ordinance No. 1200, entitled, "An ordinance repealing Title III, Chapter 3O, Sections 1-6 of the Code of Ordinances of the City of Maquoketa, Iowa." Motion Carried 6-0

Motion by Collister, seconded by Simonson suspending the rules and proceeding to the third and final reading of ordinance No. 1200. Motion Carried 6-0

Motion by Collister, seconded by Simonson approving the third reading of ordinance No. 1200, entitled, "An ordinance repealing Title III, Chapter 3O, Sections 1-6 of the Code of Ordinances of the City of Maquoketa, Iowa." Motion Carried 6-0

Motion by Collister, seconded by Holm approving the second reading of Ordinance No. 1201, entitled, "An ordinance amending Title III, Chapter 3H, Subsection 11 of the Code of Ordinances of the City of Maquoketa, Iowa to comply with State of Iowa all-terrain vehicles and off-road utility vehicle requirements." Motion Carried 6-0

Motion by Collister, seconded by Lyon suspending the rules and proceeding to the third and final reading of Ordinance No. 1201. Motion Carried 6-0

Motion by Collister, seconded by Lyon approving the third reading of Ordinance No. 1201, entitled, "An ordinance amending Title III, Chapter 3H, Subsection 11 of the Code of Ordinances of the City of Maquoketa, Iowa to comply with State of Iowa all-terrain vehicles and off-road utility vehicle requirements." Motion Carried 6-0

Motion by Simonson, seconded by Rickerl approving Resolution No. 2023-11, entitled, "Resolution approving 2023-2024 maximum property tax levies." Motion Carried 6-0

Motion by Collister, seconded by Simonson approving Resolution No. 2023-12, entitled, "Resolution regarding the collection of payment for City costs to abate nuisances and enforce ordinances." Motion Carried 6-0

Boldt reported that City Attorney Lynch Dallas has recommended the City hire an environmental specialist for legal services related to the Clinton Engines property suit.

Motion by Simonson, seconded by Lyon approving Resolution No. 2023-13, entitled, "Resolution approving engagement letter with Shuttleworth and Ingersoll." Motion Carried 6-0

Boldt reported both attorneys for the City represent EMC Insurance. The City has been advised to seek an insurance specialist to look into property and liability continued coverage.

Motion by Collister, seconded by Holm approving Resolution No. 2023-14, entitled "Resolution approving engagement letter with Schultheis White, PLC." Motion Carried 6-0

Boldt reported the sale of a portion of land at the Airport would allow the Airport Commission to do projects at the airport. Rickerl questioned if the City needs to keep the Airport and Boldt responded that the City would have to do nothing at the Airport for 20 years before selling it or would have to pay back a lot of grant money.

Simonson stated he would like to know what department paid for the piece of property originally.

Motion by Holm, seconded by Lyon approving Resolution No. 2023-15, entitled, "Resolution setting February 20, 2023 at 6:00 p.m. as public hearing date for sale of City property at airport – 3.59 acres." Motion Carried 5-1 Nay: Rickerl

Motion by Collister, seconded by Lyon approving Resolution No. 2023-16, entitled, "Resolution setting Public Hearing regarding application for State Revolving Fund (SRF) loan and make available contents of environmental information document." Motion Carried 6-0

Discussion was held regarding the Wastewater Treatment Plant Project. Boldt reported that the loan is locked in at 2% for 30 years and will be figured in to the utility payment.

Collister questioned what the odds were of coming in on budget and Graves commented there will be unforeseen items but the contingency fund is at 6% or \$975,000. He stated he is confident in the #'s from the contractor.

Motion by Lyon, seconded by Rickerl approving Resolution No. 2023-17, entitled, "Resolution awarding bid in the amount of \$16,280,000 submitted by Tricon Construction Group for the Wastewater Treatment Plant Project." Motion Carried 6-0

Graves reported that WHKS and City staff reviewed the bids and have come up with \$763,613 in items that could be deducted from the project to bring the cost down. WHKS is still talking with the contractor about other items.

Motion by Collister, seconded by Holm approving Resolution No. 2023-18, entitled, "Resolution approving change order no. 1 decrease in the amount of \$763,613 submitted by Tricon Construction Group for the Wastewater Treatment Plant Project." Motion Carried 6-0

Motion by Lyon, seconded by Rickerl approving Resolution No. 2023-19, entitled, "Resolution determining the necessity and fixing a date for a public hearing on the matter of the adoption of a proposed 2023 City-wide Urban Revitalization Plan." Motion Carried 6-0

Motion by Collister, seconded by Holm to approve the purchase of 2023 Ford Explorer and uplift for vehicle in the amount of \$58,542.12. Motion Carried 6-0

Motion by Rickerl, seconded by Kuhlman approving emergency services payment in the amount of \$18,943.04 to Tschiggfrie Excavating for the Vermont/Quarry sewer repair. Motion Carried 6-0

Motion by Collister, seconded by Kuhlman adjourning at 6:38 p.m. All Ayes

Tom Messerli, Mayor

ATTEST:

Joshua Boldt, City Manager