Regular Meeting

Tuesday July 5th, 2022

7:00PM, City Hall

The regular meeting of the Donnellson City Council was called to order by Mayor D. Ellingboe, with Council Members Weber, Moeller, Newton, Marshall & Estrada present.

Motion by Newton, second by Marshall to approve the agenda: all ayes.

Citizen comments – None.

Motion by Estrada, second by Weber to approve the minutes of the June ‘22 meetings: all ayes.

Motion by Marshall, second by Newton to approve the June ’22 financial reports: all ayes.

Motion by Moeller, second by Weber to approve the June ‘22 disbursements and July ’22 bills to be allowed: all ayes.

Motion by Newton, second by Weber to approve new water connection at 716 University: all ayes.

Motion by Marshall, second by Moeller to approve new water and sewer connection at 303 Chestnut: all ayes.

Motion by Newton, second by Estrada to approve new Class C Liquor License with Sunday Sales and Outdoor Service for R&T Stumble Inn Inc 516 N Main: all ayes.

Amanda Rogers w/ The Best You Coalition gave an update on their happenings and opportunities for the community.

Citizen Concern, metal sticking up out of street at University & Chestnut. City to dig down and cut metal below the surface and repair street.

Motion by Moeller, second by Marshall to approve the first reading of Ordinance 191 An Ordinance Amending The Code of Ordinances of the City of Donnellson, Iowa, By Amending Date & Time of monthly council meetings: RCV all ayes.

ORDINANCE NO. 191

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF DONNELLSON, IOWA, BY AMENDING DATE AND TIME OF MONTHLY COUNCIL MEETINGS.

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

SECTION 1. SECTION MODIFIED. Section 17.04(1) of the Code of Ordinances of the City of Donnellson, Iowa, is repealed and the following adopted in lieu thereof:

17.04 COUNCIL MEETINGS. Procedures for giving notice of meetings of the Council and other provisions regarding the conduct of Council meetings are contained in Section 5.06 of this Code of Ordinances. Additional particulars relating to Council meetings are the following:

1. Regular Meetings. The regular meetings of the Council are on the second Monday of each month at 7:30pm., at Council Chambers at City Hall. If such day falls on a legal holiday, the meeting is held the following day at the same time unless a different day or time is determined by the Council.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Motion by Newton, second by Moeller to waive the second and third readings of Ordinance 191: RCV all ayes. Passed and approved by council July 5th 2022.

Motion by Marshall, second by Moeller to approve the first reading of Ordinance No 192 An Ordinance Amending The Code of Ordinances of the City of Donnellson, Iowa, By Amending Abatement of Nuisance by written notice: RCV all ayes.

ORDINANCE NO. 192

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF DONNELLSON, IOWA, BY AMENDING PROVISIONS PERTAINING TO ABATEMENT OF NUISANCE BY WRITTEN NOTICE.

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

SECTION 1. SECTION MODIFIED. Section 50.06(1) of the Code of Ordinances of the City of Donnellson, Iowa, is repealed and the following adopted in lieu thereof:

50.06 ABATEMENT OF NUISANCE BY WRITTEN NOTICE. Any nuisance, public or private, may be abated in the manner provided for in this section:

(Code of Iowa, Sec. 364.12[3h])

1. Contents of Notice to Property Owner. The notice to abate shall contain: [[1]](#footnote-1)†
2. Description of Nuisance. A description of what constitutes the nuisance.
3. Location of Nuisance. The location of the nuisance.
4. Acts Necessary to Abate. A statement of the act or acts necessary to abate the nuisance.
5. Reasonable Time. A reasonable time within which to complete the abatement.
6. Assessment of City Costs. A statement that if the nuisance or condition is not abated as directed and no request for hearing is made within the time prescribed, the City may abate it and assess the cost against the property owner or proceed with a municipal infraction or proceed with abatement as allowed by the Code of Iowa.
7. Subsequent Notice. If the same nuisance continues or is created or maintained within six months of the notice, the city may abate such nuisance without additional notice.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Motion by Estrada, second by Weber to waive the second and third readings of Ordinance 192: RCV all ayes. Passed and approved by council July 5th 2022.

Council reviewed the 2021-22 Insurance Premium Audit.

Water/Sewer Superintendent Report – water tower painting is complete. Street work will be starting this month.

Clerk Report - The City of Donnellson has created a new website which allows residents to sign up for notifications, go to donnellsoniowa.org and click on subscribe to receive the latest news.

There being no other business to come before the Council, motion by Moeller, second by Weber, Mayor Ellingboe declared the meeting adjourned: all ayes.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,Dave Ellingboe, Mayor

Attest: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,Rebecca Schau, City Clerk

**Summary of All Receipts:** General $43,174.40 Capital Equipment Reserve $0 Road Use Tax $15,519.17 Employee Benefit $1,309.95 Local Option Sales Tax $9,623.02 Debit Service $0 Rathbun $0 ARPA $0 Water $22,877.90 Water Sinking USDA $1,816.00 Sewer $28,023.82 Sewer Sinking $0. **Summary of All Disbursements:** General $28,780.92 Capital Equipment Reserve $0 Road Use Tax $9,888.31 Employee Benefit $11,219.23 Local Option Sales Tax $17,108.00 Debit Service $0 Capital Project Fund $0 Rathbun $0 ARPA $21,000.00 Water $70,852.90 Water Sinking $1,816.00 Sewer $9,006.57 Sewer Sinking $0.

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| AFLAC | Aflac | 80.76 |
| ALLIANT ENERGY | Street Lights | 1,472.00 |
| TODD HERDRICH | Reimburse Cellphone | 50.00 |
| TODD HERDRICH | Clothing Allowance | 250.00 |
| REBECCA SCHAU | Eyewear Allowance | 250.00 |
| GREEN ACRES CLUB | Pool Support | 1,000.00 |
| DONNELLSON LUMBER CO | Misc supplies | 33.24 |
| DAILY DEMOCRAT | PROCEEDINGS | 260.66 |
| MT. HAMILL ELEVATOR | Bentonite | 10.99 |
| ECONO SIGNS | Signs | 1,473.86 |
| HUFFMAN'S FARM AND HOME | Misc supplies | 15.97 |
| IOWA LEAGUE OF CITIES | Dues | 835.00 |
| CESSFORD CONSTRUCTION CO | Rock | 534.65 |
| IOWA DNR | Annual Water Supply Fee | 97.48 |
| DONNELLSON FIRE ASSN | Fire Dept Levy | 6,354.24 |
| DISPLAY SALES | Xmas Lights | 2,496.00 |
| CITY OF WEST POINT | Chief Wages | 3,188.00 |
| WEX BANK | Fuel | 1,514.71 |
| RATHBUN REGIONAL WATER | Bulk Water | 6,462.00 |
| KOHLMORGAN HAULING | Trash Pickup | 4,335.00 |
| VERTICAL COMMUNICATIONS | Phone | 59.41 |
|  | CLAIMS TOTAL | 30,773.97 |

1. [↑](#footnote-ref-1)