

06/13/2022

The regular meeting of the Stuart City Council was called to order on the above date at 6:30 pm by Mayor Cook. Present were Council Members Kalbach, Kirkpatrick, Morgan, Doely, and Renslow. Also present were City Administrator Ashour, Deputy Clerk Morgan, Public Works Director Jim Henderson, Kory Guisinger, Norma Thurman, Forrest Aldrich, Bob Cook, Ryan Morrison, Josh Renslow, David Ernster, Kevin Guisinger, Trevor Nelson, Tim Young, Max Van Ausdall, and Jason Van Ausdall.

Moved by Renslow, seconded by Morgan to approve the Agenda.

Roll Call: All Ayes

Moved by Renslow, seconded by Morgan to approve the Consent Agenda:

- A. Approval of minutes of 05/09/2022 and special / joint meeting of 05/12/2022
- B. Approval of financial statement as of 05/31/2022
- C. Approval of bills as presented
- D. Approval of liquor license – Johnie’s Tap – Outdoor (Good Egg Days)
- E. Approval of liquor license – Doe a Deer, LLC

Roll Call: All Ayes

Mayor Cook discussed the Burger King Property and the trash and debris located on the property.

The Council referred the Burger King Property to City Attorney DuWayne Dalen with Finneseth, Dalen, & Powell PLC for nuisance abatement.

Public Works Director Jim Henderson presented the Council with a list of the dead Ash trees in town and informed the Council that the process will take three years to complete the removal of the dead Ash trees on city property.

Mayor Cook opened the Public Hearing on the 2022 Manhole Rehabilitation Project.

There were no written or oral objections.

Mayor Cook declared Public Hearing closed.

City Engineer Forrest Aldrich with Veenstra & Kimm, Inc. informed the Council that no bids were received for the 2022 Manhole Rehabilitation Project. Forrest informed the Council that the project can be re-bid at a later date.

Fire Chief Josh Renslow made a presentation to the Council regarding the proposal to purchase a new fire truck from Toyne. Josh presented a contract from Toyne for the amount of \$360,863.00 for the purchase of a new truck.

Moved by Renslow, seconded by Kalbach to approve the contract from Toyne for the amount of \$380,863.00 for the purchase of a new fire truck, to direct City Administrator Ashour and Fire Chief

Josh Renslow to work with City Financial Advisor Chip Schultz on the financing, and to approve the Fire Department contributing \$70,000.00 towards the purchase of the truck.

Roll Call: Ayes: Kalbach, Kirkpatrick, Doely, Renslow
Nays: Morgan

Motion Carried

Ruby's Pub and Grill made a request to block a street as follows:

Ruby's Pub & Grill would like to request that NE 2nd St. be blocked off from Fremont St. to the alleyway next to Dollar General. Beginning 6/17-6/19/22 for Good Egg Days Celebration activities. The agenda is as follows:

6/17 - Bag's Tournament, live music, beer garden.

6/18 - Street dance, live music, beer garden

6/19 - Brunch buffet from 8-12 followed by a Cribbage Tournament starting at 12:30-?.

Thank you for your consideration.

Jaime Shoemith and Misty Beane

Moved by Renslow, seconded by Morgan to approve Ruby's Pub & Grill's request to block a street as follows:

Ruby's Pub & Grill would like to request that NE 2nd St. be blocked off from Fremont St. to the alleyway next to Dollar General. Beginning 6/17-6/19/22 for Good Egg Days Celebration activities. The agenda is as follows:

6/17 - Bag's Tournament, live music, beer garden.

6/18 - Street dance, live music, beer garden

6/19 - Brunch buffet from 8-12 followed by a Cribbage Tournament starting at 12:30-?.

Thank you for your consideration.

Jaime Shoemith and Misty Beane

Roll Call: All Ayes

The Council referred Agenda Item No. 8 "Sue Forcht / Proposal to Close Portion of S Gaines St." to the Planning and Zoning Commission.

Tim Young, resident of Stuart, made a presentation to the Council regarding starting an adult softball league.

The Council directed Tim young to work with Economic Development Director Matt Funk on the proposed adult softball league.

Public Works Director Henderson informed the Council that Stephen Martinson is the new hired Street Department / Sewer Department Employee at an hourly rate of \$17.00 per hour with a \$1.00 per hour increase after 6 months of employment with a start date of June 20, 2022.

Moved by Renslow, seconded by Morgan to approve the hiring of Stephen Martinson as the new Street Department / Sewer Department Employee at an hourly rate of \$17.00 per hour with a \$1.00 per hour increase after 6 months of employment with a start date of June 20, 2022 as presented by Public Works Director Henderson.

Roll Call: All Ayes

Jason Van Ausdall and Max VanAudsall with Iowa Code Enforcement LLC made a presentation to the Council about the possibility of increasing the monthly code enforcement service rate (current rate is \$750.00 per month).

Moved by Renslow, seconded by Kirkpatrick to approve raising the monthly code enforcement rate from \$750.00 to \$1000.00 as presented by Jason VanAusdall and Max VanAusdall with Iowa Code Enforcement LLC for code enforcement services.

Roll Call: All Ayes

Moved by Morgan, seconded by Doely to approve Resolution No. 22-19C “Approval of Cigarette Permits for Fiscal Year July 1, 2022 to June 30, 2023.”

Roll Call: All Ayes

Moved by Kirkpatrick, seconded by Renslow to set the bid date (July 6) and set the date (July 11, 2022 at 6:30pm at City Hall) for Hearing for the 2022 Street Improvements / Asphalt Overlay Project.

Roll Call: All Ayes

Moved by Morgan, seconded by Kalbach to set the date (July 11, 2022 at 6:30pm at City Hall) for Hearing for the Safe Routes to School Project.

Roll Call: All Ayes

Council Member Renslow introduced an ordinance entitled Ordinance No. 22-03C. “An Ordinance to Amend Section 151.07 Duty to Trim Grass and Weeds and not Allow Accumulation of Overgrowth of Said Items and Accumulation of Debris, Trash, Litter or Garbage On Any Property.”

It was moved by Council Member Renslow and seconded by Council Member Doely that the aforementioned ordinance had been given its first consideration and that it be adopted. The Mayor put the question on the motion and the roll being called, the following named Council Members voted:

Ayes: Kalbach, Kirkpatrick, Morgan, Doely, Renslow

Nays: None

Whereupon, the Mayor declared the motion duly carried and declared that said ordinance had been given its initial consideration.

It was moved by Council Member Renslow and seconded by Council Member Morgan that the statutory rule requiring an ordinance to be considered and voted on for passage at two City Council meetings prior to the meeting at which it is to be finally passed be suspended. The Mayor put the question on the motion and the roll being called, the following named Council Members voted:

Ayes: Kalbach, Kirkpatrick, Morgan, Doely, Renslow

Nays: None

Whereupon, the Mayor declared the motion duly carried.

It was moved by Council Member Morgan and seconded by Council Member Renslow that the ordinance entitled Ordinance No. 22-03C. "An Ordinance to Amend Section 151.07 Duty to Trim Grass and Weeds and not Allow Accumulation of Overgrowth of Said Items and Accumulation of Debris, Trash, Litter or Garbage on Any Property" now be put upon its final consideration and adoption. The Mayor put the question on the motion, and the roll being called, the following named Council Members voted:

Ayes: Kalbach, Kirkpatrick, Morgan, Doely, Renslow

Nays: None

Whereupon, the Mayor declared the motion duly carried and the ordinance duly adopted.

Council Member Morgan introduced an ordinance entitled Ordinance No. 22-02C "An Ordinance Amending Chapter 75, All Terrain Vehicles and Snowmobiles, and Ordinance Adopting Chapter 78, Golf Carts, of the Code of Ordinances of the City of Stuart."

It was moved by Council Member Morgan and seconded by Council Member Kalbach that the aforementioned ordinance had been given its first consideration and that it be adopted. The Mayor put the question on the motion and the roll being called, the following named Council Members voted:

Ayes: Kalbach, Kirkpatrick, Morgan, Doely, Renslow

Nays: None

Whereupon, the Mayor declared the motion duly carried and declared that said ordinance had been given its initial consideration.

It was moved by Council Member Renslow and seconded by Council Member Kirkpatrick that the statutory rule requiring an ordinance to be considered and voted on for passage at two City Council meetings prior to the meeting at which it is to be finally passed be suspended. The Mayor put the question on the motion and the roll being called, the following named Council Members voted:

Ayes: Kalbach, Kirkpatrick, Morgan, Doely, Renslow

Nays: None

Whereupon, the Mayor declared the motion duly carried.

It was moved by Council Member Kalbach and seconded by Council Member Morgan that the ordinance entitled Ordinance No. 22-02C “An Ordinance Amending Chapter 75, All Terrain Vehicles and Snowmobiles, and Ordinance Adopting Chapter 78, Golf Carts, of the Code of Ordinances of the City of Stuart.” now be put upon its final consideration and adoption. The Mayor put the question on the motion, and the roll being called, the following named Council Members voted:

Ayes: Kalbach, Kirkpatrick, Morgan, Doely, Renslow

Nays: None

Whereupon, the Mayor declared the motion duly carried and the ordinance duly adopted.

Economic Development Director Matt Funk made a presentation to the Council regarding the State and Local Fiscal Downtown Housing Program Sub-Grant Agreement between the Iowa Economic Development Authority and City of Stuart for the Hotel Stuart.

Moved by Kalbach, seconded by Doely to approve the State and Local Fiscal Downtown Housing Program Sub-Grant Agreement between the Iowa Economic Development Authority and City of Stuart for the Hotel Stuart as presented by Economic Development Director Matt Funk.

Roll Call: All Ayes

Sandra Oberbroeckling with Iowa State University Extension and Outreach made a presentation to the Council regarding a community visioning program.

Moved by Morgan, seconded by Kalbach to approve the Hotel / Motel Tax Committee’s 2022 Hotel/Motel Tax recommendations as follows:

- | | |
|--|-----------|
| 1. Saints Center (to City) | \$ 26,000 |
| 2. Best of the Block BBQ | \$ 5,000 |
| 3. Depot | \$ 5,000 |
| 4. Chamber Director Position | \$ 7,000 |
| 5. Chamber Marketing Position | \$ 3,000 |
| 6. Tiernan Tech (City/Chamber website) | \$ 1,800 |
| 7. Stuart Speedway | \$ 5,000 |

Roll Call: All Ayes

Mayor Cook appointed Trevor Nelson to fill a vacant spot on the Board of Adjustments with a term ending 01/2025.

Moved by Renslow, seconded by Kirkpatrick to approve Mayor Cook’s appointment of Trevor Nelson to the Board of Adjustments with a term ending 01/2025.

Roll Call: All Ayes

Adjournment at 7:47pm

Dick Cook, Mayor

Ashraf Ashour, City Administrator