

**City of Guttenberg
Regular City Council Meeting
September 09, 2024**

The Guttenberg, Iowa City Council met in regular session Monday, September 09, 2024, at 6:00 P.M. in the Municipal Building City Council Chambers. Mayor Fred Schaub presided with Austin Greve, Mandy Ludovissy, Steve Bahls, Michelle Geuder and Jane Parker via phone were present.

Guests: Jim Ferguson, Brandie Tomkins, Neil Jones, Lisa Agrimonti, Steve Thompson, Gerri Scherer, Amber Meyer, Hillary Kann, Barb Boylen, Destiny Kemp, TJ Pierce, Patrick Helbing, Derek Chambers, Kaylee Ries, Erin Potter, Kathryn Klaes, Cindy Davey, Virginia Saeugling, Julie Moore, Mike Schuster, Lori Creery, Kiley McGuine, Mike & Becky Shaffer, Linda Hackett, Jessi Eulberg and Dave Brown.

Bahls made a motion approve the agenda. Greve seconded. Ayes: Parker, Greve, Bahls, Geuder and Ludovissy. Nays: 0. Motion carried.

Greve made a motion to approve the Consent Agenda. Bahls seconded. Ayes: Parker, Greve, Bahls, Geuder and Ludovissy. Nays: 0. Motion carried.

Approved by Consent Agenda vote:

- a) Approve Minutes of Regular Meeting – 08/12/2024 and Special Meeting 08/21/2024
- b) Bills & Claims.

VENDOR	REFERENCE	AMOUNT	CHECK #
ACCESS SYSTEMS	LIBRARY COPIER CONTRACT	59.84	57170
AFLAC	EMPL SUPLMTL INS	279.23	57164
AGMERICA LLC	BURNDOWN - FLOOD WALL	8,825.00	57171
AIRGAS USA LLC	CYLINDER RENTAL	101.78	57139
ALPINE COMMUNICATIONS	PHONE SERVICE	1,580.07	57160
ALPINE COMMUNICATIONS	PHONE SERVICE	82.77	57165
AMAZON CAPITAL SERVICES	OPERATING SUPPLIES	1,184.07	57172
AMERICAN UNITED LIFE INS CO	EMPL LIFE INS BENEFIT	290.34	57166
JOSH ANDEREGG	BURIALS	1,225.00	57173
AUTOTEK SERVICE CENTER, INC	TOWING SERVICES-WTR PROJECT	75.00	57174
BAKER & TAYLOR	BOOKS	1,066.74	57140
BAKER & TAYLOR	BOOKS	895.85	57175
BDS EQUIPMENT	VIRNIG BRUSH CUTTER BLADE KIT	369.00	57176
BENDER FOODS	POOL CONCESSIONS	9.00	57177
BIG RIVER MAGAZINE	SUBSCRIPTION RENEWAL	43.00	57178
BLACK HILLS ENERGY	GAS UTILITIES	1,734.66	57167
JAMIE BLUME	REIMB FUEL - INDEPENDENCE	177.09	57179
BODENSTEINER IMPL. INC	MOWER REPAIRS - PARK	831.37	57180
KYLIE BOLSINGER	FUEL - WWTR TRUCK	60.00	57181
CLAIRE BRANDT	REIMB LIFEGUARD CLASS	200.00	57182

BUG BUSTERS	PEST CONTROL - 3 LOCATIONS	300.00	57141
CITY OF GUTTENBERG	SUMMER READING PROGRAM-POOL	42.00	57183
CLAYTON CNTY LAW ENFORCEMENT	CCLEA ANNUAL DUES - 6 X \$20	120.00	57184
CLAYTON CNTY TREASURER	1ST HALF PROP/TRANS TAX	837.50	57185
CULLIGAN	BOTTLED WATER SHOP	120.00	57186
DELTA DENTAL OF IOWA	VISION/DENTAL INS - SEPT 24	812.10	ACH
DEMCO	LIBRARY SUPPLIES	117.70	57187
DAISY DICKSON	REIMB LG CERT/WSI TRAINING	433.90	57188
DOLLAR GENERAL-REGIONS 410526	OPERATING SUPPLIES	102.55	57142
DYERSVILLE COMMERCIAL	HELP WANTED AD - PD	124.72	57143
EMPLOYEE BENEFIT SYSTEMS	HRA FEES - 8/23/24	6,887.85	ACH
EFTPS	FED/FICA TAX	20,511.84	ACH
EUROFINS ENVIR TESTING NC,LLC	TESTING - WWTR	658.54	57189
FASSBINDER SMALL ENGINES	OPERATING SUPPLIES	208.25	57190
FLETCHER REINHART CO	ELECTRIC SUPPLIES	344.37	57191
DARREL FREDLAKE	ENERGY REBATE - FRIDGE	25.00	57192
JEFF FRIEDLEIN	ROCK - RU	679.19	57193
GORDON FLESCH COMPANY INC	COPIER AGREEMENT 8/8 TO 9/7	101.00	57144
GUTT CHAMBER OF COMMERCE	BUDGETED MONTHLY DONATION	1,666.66	57194
GUTTENBERG PRESS, INC	PUBLICATIONS/NOTICES	394.10	57195
GUTTENBERG RETAILERS	EMPL SAFETY INCENTIVES	300.00	57145
HACH COMPANY	WATER TESTING SUPPLIES	151.15	57196
HAWKINS, INC	CHEMICALS	3,158.57	57197
HEFEL PORTABLE SERVICES, LLC	PORTABLE RESTROOMS	729.29	57198
HIGHWAY 52 FLOWERS	TREE FOR DOG PARK	102.00	57146
SIMMERING CORY/IA CODIFICATION	AUGUST 2024 SUPPLEMENTAL	82.00	57147
SIMMERING CORY/IA CODIFICATION	CODIFICATION - LEGIS UPDATES	1,233.00	57199
IA DEPT OF NATURAL RESOURCES	NPDES ANNUAL FEE - WWTR	211.50	ACH
IA DEPT REVENUE & FINANCE	SALES/USE/L OPT TAXES - JUL 24	7,487.54	ACH
IA LEAGUE OF CITIES	MEMBERSHIP DUES - FY25	1,405.00	57200
IA ONE CALL	LINE LOCATES	34.20	57201
IA PUMP WORKS, INC	REPAIR PUMP - WWTR	7,860.30	57202
IPERS	IPERS - REGULAR	18,212.12	ACH
J & R SUPPLY INC	CULVERT/BAND	1,067.50	57203
JOHN DEERE FINANCIAL	CLOTHING ALLOWANCE	451.93	57148
CARTER JUDKINS	REIMB LIFEGUARD CLASS	205.00	57204
KLUESNER SANITATION, LLC	30 YD DUMPSTER EMPTY/REPLACE	392.00	57149
KLUESNER SANITATION, LLC	SOLID WASTE REMOVAL	14,632.01	57205
KLUESNER CONSTRUCTION, INC	COLD PATCH	1,608.00	57206
KLUESNER FORESTRY SERVICES,LLC	TREE REMOVAL	4,800.00	57207
KREGEL BROTHERS RESTORATION	LEVELING STONES - CEM	2,050.00	57208
KUEMPEL HARDWARE INC	OPERATING SUPPLIES	394.72	57209
KUEMPEL MASONRY	S.MARINA RESTROOM WALL CAP	2,501.50	57210
KWIK TRIP INC. - CREDIT DEPT.	FUEL	2,613.33	57150

DEREK LUDOVISSY	CANAL EXCAVATION TO SCHILLER	30,000.00	57211
LYNCH DALLAS, P. C.	LEGAL FEES	1,950.00	57212
MJ ELECTRIC	ELECTRIC SYSTEM IMPROVEMENTS	38,710.48	ACH
MAGAZINE SUBSCRIPTION SVC	LIBRARY MATERIALS	354.22	57213
MARTIN EQUIPMENT IA-IL	VEHICLE REPAIRS	283.00	57151
MARTIN EQUIPMENT IA-IL	SNOW REMOVAL ATTACHMENT-LOADER	10,300.00	57214
MASON MARTIN	REIMB LG CLASS/GUARD SHORTS	289.18	57215
MEUSER LUMBER CO	OPERATING SUPPLIES	210.39	57216
MEYER COLLISION & SERVICE CNTR	VEHICLE MAINTENANCE	1,180.51	57217
BRYNN MEYER	REIMB LG CLASS	200.00	57218
MICROBAC LABORATORIES, INC.	TESTING - WATER	215.75	57152
MICROBAC LABORATORIES, INC.	TESTING - WATER	115.75	57219
STEVE MILLER	MOWING/TRIMMING - CEM	3,800.00	57220
MOSER TREE SERVICE	STUMP REMOVAL	620.00	57221
NAPA AUTO PARTS	OPERATING SUPPLIES	69.90	57222
POOL TECH INC	POOL CHEMICALS	1,036.00	57223
POSTMASTER GUTTENBERG	UTILITY BILL MAILING	497.28	57168
RESALE POWER GROUP OF IOWA	WHOLESALE POWER/SUBSTATION RNT	194,152.61	57224
ALLYSA SADEWASSER	REIMB LG CLASS	231.75	57225
SCHUSTER, MICK & FRIEDMANN	LEGAL FEES	726.25	57226
SHERWIN WILLIAMS CO	CLEARCOAT/TEXTURE-MURALS	149.67	57153
CATHERINE SIMON	REIMB MILEAGE/ADMISSION-FAIR	20.36	57227
SITLER'S SUPPLIES, INC.	ELECTRIC SUPPLIES	501.39	57228
SJ ELECTRO SYSTEMS INC.	ICONTROL SUBSCRIPTION - JAS 24	321.00	57154
SOLUTIONS BY MARK, LLC	LIBRARY COMPUTER ISSUES	50.00	57229
STATE WITHHOLDING	STATE TAX	3,983.73	ACH
STOREY KENWORTHY	JANITORIAL/OP SUPPLIES	92.72	57230
T&R ELECTRIC, INC.	TRANSFORMER - POLE MOUNT 100KV	6,664.31	57231
TELEGRAPH HERALD	HELP WANTED AD - PD	200.00	57155
TERRY DURIN CO	ELECTRIC SUPPLIES	2,391.33	57156
TOP GRADE EXCAVATING, INC	WATER PROJECT PHASE 1	293,728.22	57232
UNITYPOINT CLINIC-OCC MED	RANDOM SCREENING	84.00	57233
UNIVERSAL ELECTRIC SUPPLY	ELECTRIC SUPPLIES	137.61	57157
UNIVERSAL ELECTRIC SUPPLY	ELECTRIC SUPPLIES	643.72	57161
UNIVERSAL ELECTRIC SUPPLY	ELECTRIC SUPPLIES	336.36	57234
UPPER EXPL REG PLANNING COMM	CDBG WATER GRANT #22-WS-019	785.05	57158
UTILITIES	CITY UTILITIES	14,655.24	57235
VEENSTRA & KIMM, INC.	WTR PJCT ENGINEERING	9,590.94	57236
VFC DISTRIBUTORS	SOFTENER SALT	6,578.08	57169
WASHINGTON NAT'L INS CO.	EMPL SUPL INS	642.10	57159
WASHINGTON NAT'L INS CO.	EMPL SUPL INS	642.10	57237
WELLMARK BC/BS OF IOWA	MEDICAL INSURANCE - SEPT 24	17,319.48	57162

c) Financial Reports for August 2024.

- d) Department Reports.
- e) Simplified Renewal for Class B Retail Alcohol License for Kwik Trip, Inc d/b/a Kwik Star #145.
- a) Simplified Renewal for Class C Retail Alcohol License for T&T Partnership d/b/a Stadium Bar & Grill.

HEARING OF DELEGATIONS: None.

Public Hearing for Vacation of Portions of Third Street was opened. Cindy Davey asked questions on areas to be vacated. Mike Shaffer asked questions on the purpose of the vacation and if property addresses would need to be changed. Mr. Shaffer was informed that traveled portions of Third Street would not be vacated and property addresses would not change. Lisa Agrimonti asked who becomes property owner if the portions of street are vacated and was answered that it would become just city property. The public hearing was closed with no further comments.

Ludovissy made a motion to approve the first reading of Ordinance No. 714-24, An Ordinance Providing for the Vacation of Portions of Third Street in the City of Guttenberg, Clayton County, Iowa. Greve seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Caried. Greve made a motion to waive the second reading of Ordinance No. 714-24. Bahls seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to approve the Third Reading and Final Passage of Ordinance No. 714-24. Bahls seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Public Hearing regarding SOO Green Franchise Request was opened for comments. Neil Jones, VP of Real Estate shared a power point of the proposed project. They estimate a total of \$283,000 in property taxes paid to the City of Guttenberg over 25 years. Plans call for an open trench with boring under streets and sensitive areas. Lisa Agrimonti discussed HF 2279 with the council requiring council to approve a franchise ordinance request within 90 of receipt of the request. Attorneys Agrimonti and Schuster discussed their differences of opinion on the meaning and intent of HF 2279.

Ludovissy made a motion to approve the First reading of Ordinance No. 715-24, SOO Green HVDC Link Projectco, LLC Electric Franchise (Transmission System) as provided by Attorney Schuster. Geuder seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to approve waiving the Second Reading of Ordinance No. 715-24. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to approve the Third Reading and Final Passage of Ordinance No. 715-24. Geuder seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Ludovissy made a motion to approve the first reading of Ordinance No. 716-24, An Ordinance Amending the Code of Ordinances of the City of Guttenberg, Iowa, by Adding a New Section Pertaining to Adult Establishment Nuisances. Greve seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion carried. Greve made a motion to approve waiving the second reading of Ordinance No. 716-24.

Bahls seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to approve the Third Reading and Final Passage of Ordinance No. 716-24. Geuder seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Greve made a motion to approve the First Reading of Ordinance No. 717-24, An Ordinance Amending the Code of Ordinances of the City of Guttenberg, Iowa, By Amending Provisions Pertaining to Bond Requirements. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to approve waiving the second reading of Ordinance No. 717-24. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to approve the Third Reading and Final passage of Ordinance No. 717-24. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Greve made a motion to approve the First Reading of Ordinance No. 718-24, An Ordinance Amending the Code of Ordinances of the City of Guttenberg, Iowa, By Amending Provisions Pertaining to Electronic Meetings. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Greve made a motion to approve waiving the Second reading of Ordinance No. 718-24. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to approve the Third Reading and Final Passage of Ordinance No. 718-24. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion carried.

Greve made a motion to approve the First Reading of Ordinance No. 719-24, An Ordinance Amending the Code of Ordinances of the City of Guttenberg, Iowa, By Amending Provisions Pertaining to Fire Officials Authority to Cite Violations. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to approve waiving the second reading of Ordinance No. 719-24. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to approve the Third Reading and Final Passage of Ordinance No. 719-24. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Greve made a motion to approve the First Reading of Ordinance No. 720-24, An Ordinance Amending the Code of Ordinances of the City of Guttenberg, Iowa, by Amending Provisions Pertaining to Operating Budget Preparation. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve a made a motion to waive the second reading of Ordinance No. 720-24. Geuder seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to approve the Third Reading and Final Passage of Ordinance No. 720-24. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Greve made a motion to approve the First Reading of Ordinance No. 721-24, An Ordinance Amending the Code of Ordinances of the City of Guttenberg, Iowa, By Amending Provisions Pertaining to Pedestrians' Right-of-way. Ludovissy seconded. Roll

Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to waive the Second Reading of Ordinance No. 721-24. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to approve the Third Reading and Final Passage of Ordinance No. 721-24. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Greve made a motion to approve the First Reading of Ordinance No. 722-24, An Ordinance Amending the Code of Ordinances of the City of Guttenberg, Iowa, By Amending Provisions Pertaining to Publication of Minutes. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to waive the Second Reading of Ordinance No. 722-24. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to approve the Third Reading and Final Passage of Ordinance No. 722-24. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Steve Thompson was present to discuss City Projects. Discussed the Water Improvement Project, prep work will be Wednesday and pave on Thursday. This phase will be complete by end of the month. Bahls made a motion to approve Pay app #4-\$293,728.22. Greve seconded. Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Bahls made a motion to approve Clayton Ridge School's request to close the street for Homecoming Float Building. Greve seconded. Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Patrick Helbing was present to discuss request to purchase City property. Information was provided from Public Works Director's recommendation to reduce requested area to consider vacating and selling. Tabled until next meeting for further information needed.

Bahls made a motion to approve Ordinance No. 723-24, An Ordinance Amending Chapter 155 of the Code of Ordinances of the City of Guttenberg, Iowa, Outdoor Lighting Code to Require the Lighting of Certain Towers. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to waive Second Reading. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried. Greve made a motion to approve the Third Reading and Final Passage of Ordinance No. 723-24. Ludovissy seconded. Roll Call Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Ludovissy made a motion to approve GMHC's request for 5k run and Street Closure for GermanFest. Geuder seconded. Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Brandie Tomkins, Chamber/CV Director was present to discuss Moxies Golf Tournament Street Closure request on September 13, 2024 from 4-11pm. Car cruise representatives concerns regarding access to set-up their tent Friday evening at 5:15

PM as well as concerns regarding the streets being cleared by 6:00 AM Saturday to set-up for the cruise were shared. Tomkins assured the council that those concerns would not be an issue. Bahls made a motion to approve request. Ludovissy seconded. Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Jim Ferguson was present to discuss request for extension to remove items from City Property. He requested a one-month extension. Ludovissy made a motion to approve 3-month extension. Geuder seconded. Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Discussed the consideration of the Termination of the shared employee agreement. Jane Parker read personnel committee letter. Jessie Eulberg, Chamber Vice President spoke to Council and requested a copy of 2023 review and personal improvement plans that might be in the personnel file. Brandie will have to authorize any information being accessed or shared from the file. Erin Potter with Beunie Bottoms food truck spoke and voiced concerns with the proposed termination of the shared employee agreement. Discussed there will be meeting between the Personnel committee and the Chamber on Monday, September 16th at 5:30pm. Special Council Meeting will be held on Wednesday, September 18th at 6:00pm.

Bahls made a motion to approve Colten Thorne as Volunteer Firefighter pending Department approval. Geuder seconded. Vote: Ayes: Parker, Geuder, Greve, Ludovissy and Bahls. Motion Carried.

Reports:

- Fire Chief. Written report submitted.
- Chief of Police: Written report submitted.
- Chamber of Commerce/Community Vitality: Written report submitted.
- Mayor Report: None.
- Council Report: None.

Greve made a motion to adjourn the meeting at 8:22 pm. Ludovissy seconded. Council Vote: Ayes: Greve, Ludovissy, Bahls, Parker and Geuder. Nays: 0. Motion Carried.

Fred Schaub, Mayor

ATTEST:

Jamie Blume, City Manager

REVENUE

Aug-24

GENERAL	\$	68,475.78
AMBULANCE	\$	465.56
ROAD USE	\$	19,082.44
TRUST & AGENCY	\$	90.56
LOCAL OPTION	\$	23,443.98
REVOLVING LOAN	\$	1,203.77
ENERGY	\$	15.00
LIBRARY TRUST	\$	32.02
DEBT SERVICE	\$	22.64
CEMETERY PERPETUAL CARE	\$	561.99
WATER	\$	45,215.54
WATER IMPROVEMENT FUND	\$	45,847.00
SEWER	\$	50,153.81
ELECTRIC	\$	267,665.77
METER DEPOSIT	\$	13,490.00
STORM SEWER	\$	5,489.39
TOTAL	\$	541,255.25

EXPENDITURES

9-Sep-24

GENERAL FUND	\$	98,478.90
ROAD USE FUND	\$	16,883.66
TRUST AND AGENCY FUND	\$	6,887.85
WATER FUND	\$	11,484.59
WATER IMPROVEMENT FUND	\$	304,179.21
SEWER FUND	\$	16,304.33
ELECTRIC FUND	\$	252,704.06
STORM SEWER FUND	\$	104.58
PAYROLL FUND	\$	62,693.04
TOTAL	\$	769,720.22