**City of Nashua**

**CITY COUNCIL MINUTES**

**City Council Chambers, City Hall**

The Nashua City Council met in regular session on April 5, 2021 in Council Chambers at City Hall. The meeting was called to order at 7:00PM with Mayor Betsinger presiding. Council members present were Alex Anthofer, Scott Cerwinske, Thomas Johnson, Hal Kelleher, and Charles Shelby. City employee(s) City Clerk John Ott was present. Karmen Mehmen and Barb Lumley from the Welcome Center Board were also present as well as Sheriff Martin Hemann and City Attorney David Skilton. There were also 17 guests in attendance. Mayor Betsinger asked for consideration approving the agenda. Cerwinske/M, Anthofer/S, M/C. Mayor Betsinger asked if there were any public comments. Mayor Betsinger mentioned that he sold his building and the buyers spoke briefly on their plans to make a small bakery and restaurant in the space. Mayor Betsinger called for a motion to open a Public Hearing discussing amending the Ordinance on Peddler’s Permits/Transient Merchants. Shelby/M, Anthofer/S, M/C. The Public Hearing was opened at 7:03PM. During the public hearing several people expressed their concerns about the proposed changes to the ordinance and expressed concerns that the council was trying to make it so that food trucks would no longer be allowed on Main St. The council stated that they want Nashua to be successful and do not want to get rid of food trucks on Main St., but there are some safety issues. The food trucks often park on Main St. close to the corner and it creates a blind spot for turning traffic. One of the council members proposed closing the intersection and having the food truck park in the intersection and blocking off the side street. They discussed doing this for Saturday’s and special events. There were other proposed changes that were discussed as well, including removing applying 3 days before first date of sale, setting a special license fee rate of $5.00 for Saturdays for a designated area, propane tanks can’t be located within 10’ of building, tent, canopies or membrane structures, and tables, chairs, signage will be allowed in a designated area on a designated food truck day. This was a preliminary discussion and council asked the citizens if the recommendations were workable. The ones who spoke up seemed to agree with the recommended changes. Kelleher thanked the citizens for providing input and getting involved. Johnson mentioned that everyone needs to keep the lines of communication open. Cerwinske motioned to close the Public Hearing. Anthofer Seconded. M/C. There will be further discussion before any final decisions are made. Mayor Betsinger asked for a motion to set a new Public Hearing. Johnson/M, Anthofer/S, M/C. A public hearing has been set for April 19, 2021. Mayor Betsinger called for a motion to open the Public Hearing discussing amending the Ordinance Setting Sewer Rates. Cerwinske/M, Kelleher/S, M/C. The Public Hearing was opened at 7:53PM. City Clerk Ott discussed the current rates, the proposed rates, and the need for the increase. After council discussion, Mayor Betsinger called for a motion to close the Public Hearing. Anthofer/M, Shelby/S, M/C. the Public Hearing was closed at 8:10PM. Mayor Betsinger asked for a motion to adopt the Ordinance Amending Sewer Rates. Kelleher/M, Shelby/S, M/C. Roll Call – All Ayes. Mayor Betsinger asked for a motion to set a 2nd reading discussing the Ordinance Setting Sewer Rates. Cerwinske/M, Kelleher/S, M/C. A 2nd reading has been set for April 19, 2021. There was a Public Hearing discussing the Covid 19 Relief Grant. City Clerk Ott went over the 9 required categories. 1) Need for Grant – Nashua is a small Community with a high% of low/moderate income households. 2) Description of CDBG Funded Project and Activities – The City of Nashua worked with Shelby’s Smokehouse restaurant to provide meal boxes for individuals and families in need of Assistance during Covid-19. 3) Amount of CDBG funds for the Grant - $5,000. 4) Estimated 60-70% of benefits helped low/moderate income households. 5) The majority of the project was on Main St. where meal boxes were distributed in front of Shelby’s restaurant. There were also a portion of the food boxes that were delivered to families who were in quarantine due to Covid-19. 6) There was no relocation that resulted from this project. 7) For anyone with concerns/comments the contact information is as follows: mailing address 401 Main St. Box 38 Nashua, IA 50658, phone (641)435-4156, and email nashuacityclerk@gmail.com. 8) City Clerk asked if there were any public comments to address community development or housing needs of low/moderate income persons. There were none. He also mentioned that the City of Nashua is currently working with the CDBG on an Urban Revitalization program helping low/moderate income families with home repairs. We have 5 projects in process or completed, accepting applications for the 6th and if funding is available there could potentially be a 7th project. 9) There was no public input on addressing other community development and housing needs. After the public hearing, Mayor Betsinger called for a motion to approve the request for reimbursement for Covid-19 Relief Grant. Anthofer/M, Kelleher/S, M/C. Roll Call – All Ayes.

Mayor Betsinger called for a motion to open the public hearing discussing amending the ordinance setting the Mayor’s salary. Anthofer/M, Johnson/S, M/C. The public hearing was opened at 8:15PM. After council discussion on setting the Mayor’s salary, the Mayor called for a motion to close the public hearing. Cerwinske/M, Anthofer/S, M/C. The public hearing was closed at 8:15PM. Mayor Betsinger called for a motion to adopt the Ordinance Amending the Mayor’s Salary. Johnson/M, Anthofer/S, M/C. Roll call: all Ayes. Cerwinske motioned to forego the 2nd and 3rd readings. Shelby seconded. M/C. Roll call: all Ayes. Cerwinske motioned for final passage on the ordinance setting the salary of the mayor at $400.00/month effective January 1, 2022. Anthofer seconded. M/C. Roll call: all Ayes. Mayor Betsinger called for a motion to open the public hearing discussing amending the ordinance setting the Council wages. Anthofer/M, Johnson/S, M/C. The public hearing was opened at 8:17PM. After council discussion on setting the Council’s wages, the Mayor called for a motion to close the public hearing. Anthofer/M, Shelby/S, M/C. The public hearing was closed at 8:18PM. Mayor Betsinger called for a motion to adopt the Ordinance Setting the Council’s wages. Johnson/M, Cerwinske/S, M/C. Roll call: 4 –Ayes and Kelleher - Nay. Cerwinske motioned to forego the 2nd and 3rd readings. Anthofer seconded. M/C. Roll call: all Ayes. Cerwinske motioned for final passage on the ordinance setting the wages of the council at $50.00/meeting effective January 1, 2022. Anthofer seconded. M/C. Roll call: all Ayes.

Mayor Betsinger asked for a motion to open the Public Hearing discussing the FY’21 Budget Amendment. Anthofer/M, Cerwinske/S, M/C. The public hearing was opened at 8:18PM. After City Clerk Ott reviewed the proposed budget amendments, Mayor Betsinger called for a motion to close the public hearing. Kelleher/M, Anthofer/S, M/C. The public hearing was closed at 8:20PM.

Mayor Betsinger asked for a motion to pass the following resolutions:

21-19 Resolution Adopting the FY’21 Budget Amendment. Anthofer/M, Cerwinske/S, M/C. Roll call all Ayes

21-20 Resolution Setting the Mileage Reimbursement Rate. Anthofer/M, Cerwinske/S, M/C. Roll call all Ayes

21-21 Resolution Approving Speer Financial Services to be the Municipal Financial Consultant for the Greeley St. Project. Shelby/M, Johnson/S, M/C. Roll call all Ayes.

21-22 Resolution Approving Requirement for the Council to Receive a Monthly Utility Billing Delinquency Report. Johnson/M, Anthofer/S, M/C. Roll call all Ayes.

21-23 Resolution Approving Endpoint Replacement for Cellular Meters. Shelby/M, Johnson/S, M/C. Roll call: all Ayes.

21-24 Resolution Approving Ambulance Shed Rental Agreement proposal from Jeremy McGrath. Anthofer/M, Shelby/S, M/C. Roll call: all Ayes.

Mayor Betsinger called for a motion to approve the Regular Council Minutes from March 15, 2021. Council member Anthofer stated that there needed to be an amendment as there was a vote to approve the Development Agreement between the City of Nashua and Anthofer Properties as part of the Catalyst Grant requirements. Anthofer abstained from voting, but the minutes stated that he voted Aye. Cerwinske motioned to approve the council minutes with the stated amendments. Johnson seconded. Motion Carried.

Mayor Betsinger asked for a motion to approve the consent calendar payment of claims. Payment of Claims (see claims report): Total claims to be paid: $855,596.46+$13,131.39 (Wages)

1. General Fund: $53,165.40
2. Urban Revitalization: $552.30
3. Road Use: $19,354.13
4. Employee Benefits: $3,868.55
5. Debt Service: $754,933
6. Water: $17,053.04
7. Sewer: $19,801.43
8. Total Funds: $868,727.85

Kelleher/M, Anthofer/S, M/C.

Mayor Betsinger called for a motion to approve the following:

Building Permits:

209 Somerset Ct., 109 Lexington, and 524 Greeley St. Anthofer/M, Cerwinske/S, M/C.

Liquor License

Casey’s General Store Liquor License and Board of Director Changes. Johnson/M, Cerwinske/S, M/C.

Business of the Mayor: The Mayor had no business to discuss.

City Clerk Ott asked the council if they would like to set a Public Hearing Setting an Annual Increase for Water and Sewer Rates. Cerwinske/M, Shelby/S, M/C. A public hearing has been set for April 19, 2021. City Clerk Ott also stated that the March Financial Reports would be delayed until the next meeting.

Council Members

Cerwinske stated that the Oak Hills Cemetery would like to borrow the sky lift to trim some trees on April 17th weather permitting. The council approved. Kelleher mentioned that the campground will be opening April 16th . He also stated that the Park Board is organizing several events including a Memorial Lantern event in May, Fishing Derby June 5th and Water the Over Dam Days June 25-27th. They are also continuing the work in the campground on the electrical upgrades. Johnson asked the council about doing a lake clean up. He also mentioned that the Fire Department picked up some buoys that mark obstacles in the water. He asked City Clerk if he would check with the DNR and see if they could be used. City Clerk Ott will look into it. Shelby mentioned that he has seen 4 different gentlemen picking up rock by the river. Sheriff Hemann instructed Shelby to contact the Sheriff’s Department if he sees it happen again. Johnson also inquired about the possibility of opening up the CDBG Urban Revitalization grant to other areas within the city. City Clerk Ott stated that he has talked with Rose Phillips about opening it up to the whole city if we didn’t get any applications within the designated area. Kelleher stated that if there are any Veteran’s who need car or home repairs that there is a program called the Iowa Veteran’s Trust Fund. Johnson also mentioned a stop sign on the South Side of the alley behind Main St. is missing. He wasn’t sure how long it has been missing, but he noticed it is no longer there. Mayor Betsinger stated that it may have been removed when there was work done due to electrical issues and it was never replaced.

Sheriff Martin Hemann presented his monthly report and recapped some of the calls they had. City Clerk Ott informed Sheriff Hemann that the dog at large citation issued for 705 Lexington has not been paid. There was also another dog at large issue that was addressed from 54 Monroe St. The dog at this residence was deemed a dangerous dog and was required to be removed from city limits and proof of a micro-chip being inserted, so that the council knew if the dog returned to city limits. This was a council decision made on December 7, 2020. The owner’s of the dog wanted the council to rethink their position and allow the dog back into city limits. The owner’s of the dog that was attacked were also present and stated their position that this wasn’t the first incident that happened with the dog and they felt the council should uphold their previous decision. Attorney Skilton stated that the owner’s knew the dog was supposed to be removed from city limits, which it was but then it was brought back into city limits. Skilton stated that these issues are sensitive and while animals are loved by their owners he recommended the council uphold their previous decision as the owners of the dog failed to properly appeal the council decision or show up at the hearing in which it was discussed. City Attorney Skilton stated that he was drafting a citation that stated the dog be micro-chipped and removed from city limits. He also noted that the ordinance states that a fine could be imposed daily until the order is followed. He also stated that if they do as directed that he will talk to the council about the possibility of waving the fines.

Discussion/Action Items

City Clerk Ott will contact MidAmerican Energy to get the power restored to the campground and the Park Board will make sure the water gets turned back, so it is ready when the campground opens. Kelleher mentioned that the Park Board has not discussed setting rates for camping/shelter rentals, but they will discuss it at the next meeting. Barb Lumley stated that she would like to accept Chamber Bucks at the Welcome Center, but in order to do that the city needs to be a Chamber member, which is $50. Mayor Betsinger asked for a motion to approve being a Chamber of Commerce member. Shelby/M, Anthofer/S, M/C. The council decided not to pay to set up a dumpster this year for a clean-up day due to the issues that occurred last year. The council discussed allowing the Chamber of Commerce set-up a Farmer’s Market again at the same location as last year, if the Chamber can get enough people to run it. Kelleher/M, Anthofer/S, M/C. The council discussed whether or not the building permit ordinance needed to be amended. After discussion, Mayor Betsinger called for a motion to approve setting a public hearing amending the ordinance for building permits. Kelleher/M, Johnson/S, M/C. A public hearing has been set for April 19, 2021.

Barb Lumley presented the monthly financial report for the Welcome Center. She also stated that they are staying open until 7PM two Thursdays/month, so that people who work later can still shop there. In addition to the gift shop, there will be 3 other vendors in the lobby on those evenings. Maria’s Tacos and a rolled ice cream vendor may be coming to the Welcome Center every Monday. Karmen Mehmen reviewed the Welcome Center monthly financials. She stated that the Welcome Center Board proposed to pay Barb $200/month. After council discussion, Anthofer motioned to add the proposal to the agenda for the meeting on April 19, 2021. Kelleher seconded. Motion Carried.

The council discussed 515 Brasher St. They decided that they would send the property owners a letter stating that they needed to take care of their property or the city will take possession of it.

City Clerk Ott reviewed the upcoming liability property rates. The premiums will be increasing about $8,000 for FY’22.

City Clerk has been looking at time clock options at the request of the council, but he still needs to do more research before presenting the information to the council.

There was no other business. Cerwinske motioned to adjourn. Anthofer seconded. M/C. The meeting adjourned at 9:55PM.

Pending Approval by City Council

John Ott City Clerk

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| --- | --- |
| CLAIMS REPORT (March 16-April 5, 2021) |  |
| VENDOR | REFERENCE  | AMOUNT |
| LINCOLN SAVINGS BANK  | HSA  | $1,700.00 |
| 20 20 FX LLC  | CH-REMOTE SUPPORT  | $20.00 |
| ARNOLD MOTOR SUPPLY  | DAM,ST,PARK- SUPPLIES, OIL  | $312.36 |
| CEDAR VALLEY CRANE & HOIS  | STREETS-SKYLIFT  | $10,000.00 |
| CRONIN, SKILTON, SKILTON  | CH-LEGAL  | $54.00 |
| DELTA DENTAL OF IOWA  | DENTAL - APRIL 2021  | $217.12 |
| DORSEY & WHITNEY LLP  | AMBULANCE-LEGAL FEES  | $23,896.00 |
| INRCOG  | URB REVIT REHAB GRANT FEES  | $552.30 |
| JENDRO SANITATION SERVICE  | REFUSE/RECYCLING - MARCH 2021  | $10,913.63 |
| PEOPLESERVICE INC.  | water waste water contract  | $19,111.00 |
| SECURITY 1ST INSURANCE  | SURETY BOND INS - CH 60%  | $1,098.00 |
| THE MILL, INC.  | DAM-OIL  | $1,247.40 |
| BLUE CROSS WELLMARK  | HEALTH INSURANCE - APRIL 2021  | $6,382.99 |
| AVESIS  | VISION - APRIL 2021  | $44.52 |
| BADGER METER  | WTR-MTR SVC CONTRCT MARCH 2021  | $622.11 |
| COMPUTER PROJECTS OF ILLINOIS  | PD-CONTRACT RUN PLATES  | $180.00 |
| DOLLAR GENERAL  | LIB-SUPPLIES  | $99.70 |
| GIS BENEFITS  | LIFE/DISABILITY - APRIL 2021  | $110.50 |
| STAPLES CREDIT PLAN  | CH-OFFICE SUPPLIES  | $163.64 |
| SUPERIOR LUMBER, INC.  | PARKS-WOOD FOR PICNIC TABLES  | $350.20 |
| 20 20 FX LLC  | WTR/SWR-FIX UPDT BETH COMPTR  | $20.00 |
| CALHOUN-BURNS & ASSOC.  | STREETS-BRIDGE INSPECTION  | $800.00 |
| CENTURYLINK  | WC-PHONE EXP FEB 2020  | $74.82 |
| MURPHY, COE, AND SMITH  | CH-TREASURER JAN 2021  | $150.00 |
| D & B CRAFTS  | WC-CRAFTER COMM FEB 2021  | $10.50 |
| SHEILA DEVEREAUX  | WC-CRAFTER COMMISSION JAN 2021  | $13.50 |
| SHERYL DORMAN  | WC-CRAFTER COMMISSION JAN 2021  | $18.75 |
| FAMILY FARMS CHARITIES  | WC-CRAFTER COMM FEB 2021  | $18.75 |
| ANDREA KING  | WC-CRAFTER COMMISSION JAN 2021  | $24.00 |
| MARYLEE MEHMEN  | WC-CRAFTER COMM FEB 2021  | $9.00 |
| NANCY'S TRUFFLES  | WC-CRAFTER COMM FEB 2021  | $25.88 |
| ROEDER POWDER COAT & MACHINE  | WC-CRAFTER COMMISSION JAN 2021  | $27.75 |
| NANCY SCHERER  | WC-CRAFTER COMMISSION JAN 2021  | $41.23 |
| TERESA STAUDT  | WC-CRAFTER COMM FEB 2021  | $29.25 |
| FIRST STATE BANK  | DAM-STATE CONT LOAN PAYDWN DAM  | $754,933.00 |
| JOHN DEERE FINANCIAL  | PARKS-SANDING BELT/SAW BLADES  | $32.26 |
| NASHUA PLUMBING & HEATING  | WTR/PRKS - SUPPLIES  | $572.19 |
| OTT, JOHN  | CH-CLOUD BACKUP CARBONITE REIM  | $89.87 |
| BADGER METER  | WTR MTR SVC CONTRCT-APRIL 2021  | $587.40 |
| MARTIN'S FLAG COMPANY LLC  | CH/WC/PARK/STREET - FLAGS  | $422.43 |
| MIDAMERICAN ENERGY  | GAS/ELECTRIC-EXP MARCH 2021  | $6,929.61 |
| RILEY'S INC.  | CH-COPY FEES MARCH 2021  | $78.88 |
| IIW ENGINEERS & SURVEYORS  | WTR/SWR - S-FACLTY/W-PRELIM EN  | $2,626.00 |
| DON BOSS  | WC-VENDOR SALES MARCH 2021  | $43.13 |
| JAN CLEMENT  | WC-VENDOR SALES MARCH 2021  | $157.13 |
| DEUTH, BRENDA  | WC-VENDOR SALES MARCH 2021  | $247.13 |
| SHEILA DEVEREAUX  | WC-VENDOR SALES MARCH 2021  | $18.38 |
| SHERYL DORMAN  | WC-VENDOR SALES MARCH 2021  | $24.75 |
| FRISKY FOX VINEYARD LLP  | WC-VENDOR SALES MARCH 2021  | $91.39 |
| JENISON, KIM  | WC-VENDOR SALES MARCH 2021  | $11.25 |
| ANDREA KING  | WC-VENDOR SALES MARCH 2021  | $33.00 |
| SHARON LEERHOFF  | WC-VENDOR SALES MARCH 2021  | $205.70 |
| MAAS, ROBERTA C.  | WC-VENDOR SALES MARCH 2021  | $231.98 |
| MARYLEE MEHMEN  | WC-VENDOR SALES MARCH 2021  | $42.00 |
| NANCY'S TRUFFLES  | WC-VENDOR SALES MARCH 2021  | $64.50 |
| DARLENE RICKART  | WC-VENDOR SALES MARCH 2021  | $45.00 |
| ROEDER POWDER COAT & MACHINE  | WC-VENDOR SALES MARCH 2021  | $67.49 |
| DANIELLE SCHELL  | WC-VENDOR SALES MARCH 2021  | $37.50 |
| NANCY SCHERER  | WC-VENDOR SALES MARCH 2021  | $124.48 |
| SANDY'S STICHES  | WC-VENDOR SALES MARCH 2021  | $36.00 |
| KEN SCHWICKERATH  | WC-VENDOR SALES MARCH 2021  | $15.00 |
| SENNER, ANN L  | WC-VENDOR SALES MARCH 2021  | $86.28 |
| TERESA STAUDT  | WC-VENDOR SALES MARCH 2021  | $29.25 |
| SHIRLEY STEVENSON  | WC-VENDOR SALES MARCH 2021  | $5.25 |
| THE COUNTRY COTTAGE  | WC-VENDOR SALES MARCH 2021  | $447.02 |
| GLADICE TIDEMANSON  | WC-VENDOR SALES MARCH 2021  | $31.50 |
| ZWEIBOHMER SHELLEY  | WC-VENDOR SALES MARCH 2021  | $8.21 |
| WEINBERG, THERESA  | WC-VENDOR SALES MARCH 2021  | $63.00 |
| U.S. POST OFFICE  | WTR/SEWR/GAR - APRIL 2021  | $205.95 |
| IPERS  | REGULAR IPERS  | $2,743.23 |
| IRS - USA TAX PAYMENT  | FED/FICA TAX  | $2,003.72 |
| TREASURER STATE OF IOWA  | STATE TAX  | $272.00 |
| IOWA DEPARTMENT OF REVENUE  | SEWER-MARCH 2021 SALES TAX  | $226.00 |
| IOWA DEPARTMENT OF REVENUE  | WTR-WET TAX - Q1 (JAN-MAR '21)  | $1,041.00 |
| IRS - USA TAX PAYMENT  | FED/FICA TAX  | $2,039.70 |
| TREASURER STATE OF IOWA  | STATE TAX  | $288.00 |
| Accounts Payable Total  |   | $855,596.46 |
| Payroll Checks  |   | $13,131.39 |
| \*\*\*\*\* REPORT TOTAL \*\*\*\*\*  |   | $868,727.85 |
| GENERAL FUND  |   | $53,165.40 |
| URBAN REVITAL (LOST ONLY)  |   | $552.30 |
| ROAD USE  |   | $19,354.13 |
| EMPLOYEE BENEFIT  |   | $3,868.55 |
| DEBT SERVICE  |   | $754,933.00 |
| WATER  |   | $17,053.04 |
| SEWER  |   | $19,801.43 |
| TOTAL FUNDS  |   | $868,727.85 |