**City of Nashua**

**CITY COUNCIL MINUTES**

**City Council Chambers, City Hall**

The Nashua City Council met in regular session on August 15, 2022 in Council Chambers at City Hall. The meeting was called to order at 7:00PM with Mayor Anthofer presiding. Council members present were Rhonda Dean, Samantha Johnson, Hal Kelleher, Tim Malven, and Ernie Willsher. City employee(s) City Clerk John Ott was present along with Water/Wastewater Superintendent Nick Henningsen, Park Board President Nate Sinnwell, and City Attorney David Skilton. There were also 8 guests in attendance.

Mayor Anthofer asked for consideration approving the regular agenda. Willsher/M, Malven, S, M/C. RC: all ayes.

Mayor Anthofer called for a motion to approve the consent agenda: Minutes from the Regular Council Meeting August 1, 2022; Consent Calendar Payment of Claims August 1-11, 2022 – Payment of Claims (see claims report): total claims to be paid $79,636.35 + 6,438.16 (wages); and Building Permit: 282 Lakeshore Dr. Malven/M, Willsher/S, M/C. RC 5 ayes.

Mayor Anthofer asked for public comments. There were none.

Mayor Anthofer called for a motion to pass Resolution 22-45 Approving the transfer from FSB checking to Library Money Market Account. Dean/M, Kelleher/S, M/C. RC: 5 ayes.

Permits:

The Mayor asked for approval of the following permits:

Special Permit for the Chickasaw County Land Mobile Radio Communications Tower to be used by all local law enforcement, fire, EMS, Emergency Management, secondary roads, city works, and state agencies using the ISICS system. Malven/M, Willsher/S, M/C. RC: all ayes.

Building Permit: 202 Greeley St. and Excavation Permits: 202 Greeley St., 211 Somerset Ct. and 1014 Greeley St. Johnson/M to approve all permits, Dean/S, M/C. Roll call all ayes.

Johnson motion to waive the demolition excavation permit for 202 Greeley St. since they are putting a new house on their property that had a fire. Malven/S, M/C. RC: all ayes.

Business of the Mayor:

The Mayor had no business to discuss.

Department Reports:

City Clerk Ott requested approval to attend the Street Finance Report Training August 17th and the Iowa League of Cities Fall Training September 28-30, 2022. Johnson/M, Dean/S, M/C. RC: all ayes. City Clerk Ott informed the council that the July financial reports that they have received are not complete as he hadn’t received the financial information for the Water Over the Dam Days fund. He also informed the council that bank reconciliation for July was also not completed for the same reason. He reminded the council that due to Labor Day, the next city council meeting will be held on Tuesday September 6th and also informed the council of a special election for the Nashua-Plainfield school that will be held in City Hall on September 13th. He talked to the council about setting a goal setting session with Pat Callahan. He will provide the council with more information for them to discuss at the next meeting. He also updated the council on the water meter endpoint situation. Badger Meter has been unable to manufacture LTE-MS endpoints due to parts shortage, they have now started to get some parts in and are hoping to start shipping some in September.

City Council members had no business to discuss.

Nick Henningsen Water/Wastewater Superintendent presented his monthly report. He informed the council that the DNR will be conducting a Pfas test on well #4 (the one under the water tower). He said that if the rating is too high (which the DNR has not determined what that rating is) we may have to shut it down because the only way to remove it would be reverse osmosis which would be extremely expensive. He also stated that he talked with O’Malley about the gear and motor for the clarifier. They have the motor, but they are still waiting for the gear.

Nate Sinnwell Park Board President presented his monthly report. He reviewed the WODD days results and what they are doing to plan for next year. He talked about the great lead team and how they want to put people in planning roles that suit their field of expertise. They have some upcoming activities including Halloween in the Park October 1st, S’Mores with Santa December, and Winterfest 2023 January (dates yet to be determined). He mentioned that Jeanette Schluter would like to donate a lot of land and designate it as Pa’s playground. He also talked about the possibility of a bandshell at Cedar View Campground that could be made possible by a donation from the family of Dick Baldwin.

Heather Hackman Library Director shared her monthly report. She informed the council that the library has again fulfilled the tasks required to be accredited by the State Library of Iowa. The accreditation is recognition for its efforts in all areas of library operations including governance and funding, staffing, library collection, public relations, access, and facilities. Council member Dean congratulated Heather and her staff for their work.

Discussion/Action

The City Council discussed multiple actionable topics.

The council discussed the land mobile radio equipment transfer from Chickasaw County and who should be responsible for keeping track of the equipment that was transferred to the City of Nashua. Dean/M to table a decision until they can talk to the trustees of the Rural Fire Department. Kelleher/S, M/C. RC: all ayes. The council discussed how to move forward with the open position for Deputy Clerk. Council member Dean, Mayor Anthofer, and City Clerk Ott will review all of the applications/resumes and each select their top 5 candidates and they will submit them to Rhonda by Wednesday. The council discussed ambulance services. Council member Dean motioned to write a check to the Floyd County Ambulance Council in the amount of $7,500 to show Nashua’s commitment towards working on a partnership. Malven seconded. M/C. RC: all ayes. The council discussed patchwork that had taken place at 1001 Main St. After discussion, Dean/M, and Johnson/S, that it was the property owner’s responsibility, and the property owner was responsible for the invoice. RC: all ayes. City Clerk Ott will draft a letter to the property owner explaining the council’s decision.

The council discussed a billing issue for 109 Saint Lawrence St. Johnson/M, Malven/S, that the property owner needs to check for a leak prior to the council making a decision on whether they will adjust their bill. M/C. RC: all ayes. The council discussed a billing issue at 310 Wentling St. Dean/M, Kelleher/S, M/C that the property owner will be billed for water and sewer usage that has not been paid and if the bill is not paid the water to the property will be shut off, but the city is willing to work out a payment agreement to assist the property owner. RC: all ayes.

The council discussed a lien exemption form and landlord deposit requirements. Attorney Skilton recommended a deposit for two months of service. Dean/M Malven/S, M/C to increase the lien exemption to $200. RC: all ayes.

Johnson/M to end open session and go into closed session. Dean/S, M/C. RC: all ayes. The meeting went into closed session at 8:16PM. The reason the council went into closed session 21.5(1)(C) of the Iowa Code to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation. After Attorney Skilton provided an update to the council and answered council questions. Malven/M, Kelleher/S, M/C to end closed session and resume open session. RC: all ayes. Regular session resumed at 8:28PM. Dean/M, Willsher/S, M/C to approve the agreement for special council from Simmons Perrine Moyer Bergman PLC. . RC: all ayes.

There was no other business. Dean motioned to adjourn. Malven seconded. M/C. RC: all ayes. The meeting was adjourned at 8:29PM.

##  Pending Approval by Council

## John Ott

## City Clerk

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