

OFFICIAL PUBLICATION  
City of Hartford  
Minutes of Regular Meeting/Public Hearings  
March 10, 2015

The regular meeting with 2 public hearings of the Hartford City Council was held in the Council Chambers of Hartford City Hall and fire station building, 150 W. Elm Street, Tuesday March 10, 2015. Mayor Pro-tem Joe Hammond called the meeting to order at 6:37 p.m. Members answering roll call included Mark Goldsberry, Stefanie Johnson, Amanda Peterson, Joe Hammond and Kim Dingeman. Members absent: None

Robert Benton of Stuyvesant & Benton and Nate Carhoff of Snyder & Associates were in attendance.

Staff members present included Zack Prickett, Fire/Rescue Chief and Brad Herrold, Clerk-Treasurer.

Motion by Johnson and seconded by Peterson TO APPROVE MEETING AGENDA AS WRITTEN. Roll call vote: Motion carried unanimously.

Motion by Peterson and seconded by Johnson TO APPROVE THE MINUTES OF THE FEBRUARY 17, 2015 REGULAR MEETING AS WRITTEN. Roll call vote: Dingeman; nay. Motion carried 4-1.

Council members reviewed city financial and fire/rescue reports for months of February 2015. Motion by Peterson and seconded by Johnson TO RECEIVE AND FILE THE FEBRUARY 2015 CITY FINANCIAL REPORTS. Roll call vote: Motion carried unanimously. Motion by Peterson and seconded by Dingeman TO RECEIVE AND FILE THE FEBRUARY 2015 FIRE/RESCUE REPORT. Roll call vote: Motion carried unanimously.

Consent Agenda – The consent agenda included claims in the amount of \$7,352.91 and additional bills in the amount of \$8,777.18. Council member Dingeman reviewed presented claims prior to the meeting. Dingeman requested better description of charges from Brick Gentry P.C. legal bills in future. Dingeman questioned Clerk why an older fire department invoice had not been paid. Brad Herrold stated he would not be responsible for invoices and bills belonging to the City being sent to a personal address or post office box. Motion by Dingeman and seconded by Peterson TO APPROVE PAYMENT OF CLAIMS AND ADDITIONAL BILLS. Voice vote: Motion carried unanimously.

Public Comment – Mayor Pro-tem Hammond asked for public comment. Lou McCormick of 225 George Street requested approval of liquor license for “Papa Toad” facility. McCormick provided council members with a statement indicating intended use of the facility. Hammond will forward the document to the city building official for review and discuss the matter with appropriate officials. McCormick stated legal action may be taken against the city council members by his attorney. Mike Rodman will head up committee including Caroline McNamar to work with WCEDC in an attempt to promote the community. Rodman will provide periodic reports to the council. Connie Goldsberry applied for grant for city hall upgrades. Clerk was critiqued for not having available an IRS form providing proof of employer identification number. Robert Benton stated he could assist with obtaining document. Council member Peterson stated she is pursuing applying for a grant to paint the gazebo. Electrical at the facility is in need of repair. Continued discussion on changes to the city website. Nate Carhoff stated the old city website is in the process of being taken down. Heather Allen requested the street sign be replaced at the intersection of Paint & West Streets. Doug Phillips of 650 Jalea Street inquired about animals at large in the community. Council member Dingeman stated she would assist with animal control. Beth McIntyre of 22 Middle Street whom is employed by the post office verified the late delivery of postal items due the inclement weather on the coast. Requests were made to have grading and re-seeding done at 535 W. Elm and have the trash removed at the city park.

Public Hearing – 2015/2016 Fiscal Operating Budget – Motion by Goldsberry and seconded by Peterson TO OPEN PUBLIC HEARING REGARDING THE FISCAL 2015-2016 OPERATING BUDGET. Voice vote: Motion carried unanimously. Clerk Brad Herrold stated no oral or written comments had been received at city hall. Mayor Pro-tem Hammond asked for public comment. No public comment was presented. Motion by Goldsberry and seconded by Dingeman TO CLOSE PUBLIC HEARING REGARDING FISCAL 2015-2016 OPERATING BUDGET. Voice vote: Motion carried unanimously.

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Public Hearing – Authorization of a loan agreement and issuance of not to exceed \$230,000 G.O. Capital Loan Notes for essential corporate purposes – Motion by Peterson and seconded by Goldsberry TO OPEN PUBLIC HEARING REGARDING AUTHORIZATION OF A LOAN AGREEMENT AND ISSUANCE OF NOT TO EXCEED \$230,000 G.O. CAPITAL LOAN NOTES. Voice vote: Motion carried unanimously. Clerk Brad Herrold stated no oral or written comments had been received at city hall. Mayor Pro-tem Hammond asked for public comment. Monte Johnson of 130 Dayton Circle presented the Mayor and council members with a signed petition from local residents supporting the purchase of a used rather than new fire apparatus. Johnson stated he had received threats during the process of circulating the petition and has filed a report with law enforcement authorities. Discussion and comments pro and con were made with respect to rising property insurance premiums for local residents. Discussion was held regarding the survey results obtained from the community meeting. Mayor Pro-tem Hammond stated petition has 83 signatures of property owners supporting purchase of used fire apparatus. Council member Johnson stated Monte Johnson has been threatened and intimidated by local residents with respect to this matter. Kenneth Schmitz of 620 Jalea inquired as to why a public vote is not required for this type of expenditure. Monte Johnson stated truck could be placed on ballot for public vote. Fire/Rescue Chief Zack Prickett stated the City ISO rating has declined. Prickett stated Warren Water District has not cooperated with the City to provide proper information to ISO board. Mack Rankin stated it is difficult to find used fire truck 5 years old with warranty. Nancy Ferguson of 115 S. Washington inquired as to other sources of revenues to obtain fire truck. Zack Prickett emphasized the importance of having dependable equipment available for the department to perform their duties. Betty Hem of 625 N. Vine asked about distribution of general fund monies. Beth McIntyre inquired if property tax rates will increase. Mack Rankin explained general obligation capital loan notes and how they are financed. Doug Phillips inquired as to shared revenues between cities. Motion by Goldsberry and seconded by Dingeman TO CLOSE PUBLIC HEARING REGARDING AUTHORIZATION OF A LOAN AGREEMENT AND ISSUANCE OF NOT TO EXCEED \$230,000 G.O. CAPITAL LOAN NOTES. Voice vote: Motion carried unanimously.

Council Business – Motion by Goldsberry and seconded by Dingeman TO APPROVE GENERAL FUND BUDGETS FOR FISCAL 2015-2016 OPERATING BUDGET. Roll call vote: Motion carried unanimously. Motion by Peterson and seconded by Johnson TO APPROVE SPECIAL REVENUE BUDGETS FOR FISCAL 2015-2016 OPERATING BUDGET. Roll call vote: Motion carried unanimously. Motion by Peterson and seconded by Goldsberry TO APPROVE ENTERPRISE BUDGETS FOR FISCAL 2015-2016 OPERATING BUDGET. Roll call vote: Johnson; nay. Motion carried 4-1. Motion by Goldsberry and seconded by Peterson TO PASS RESOLUTION 031015-1 ADOPTING THE 2015-2016 OPERATING BUDGET AND CERTIFICATION OF TAXES TO THE WARREN COUNTY TREASURER. Roll call vote: Motion carried unanimously. Motion by Johnson and seconded by Peterson TO APPROVE RESOLUTION 031015-3, A RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE ISSUANCE OF NOT TO EXCEED \$230,000 GENERAL OBLIGATION CAPITAL LOAN NOTES. Roll call vote: Motion carried unanimously. Mayor Pro-tem Hammond declared the measure duly adopted and read the entire resolution to be placed on record. Motion by Peterson and seconded by Goldsberry TO APPROVE RESOLUTION 031015-4, A RESOLUTION AUTHORIZING THE ISSUANCE OF \$230,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2015, AND LEVYING A TAX FOR THE PAYMENT THEREOF. Roll call vote: Motion carried unanimously. Mayor Pro-tem Hammond declared the measure duly adopted and read the entire resolution to be placed on record. Motion by Peterson and seconded by Dingeman TO APPROVE RESOLUTION 031015-2, A RESOLUTION SPECIFYING USE OF UTILITY GAS & ELECTRIC FRANCHISE FEES FOR FISCAL YEARS 2015 AND 2016. Roll call vote: Motion carried unanimously. The entire resolution was read aloud to be placed on record. Robert Benton inquired of Mayor Pro-tem Hammond of his desire to continue as Mayor for the City. Hammond stated he would prefer to retain his council seat. Benton provided options under Iowa code for the city to appoint an individual to serve as Mayor for the remainder of the term. A notice must be published indicating intent of council and giving the right to the public to petition for a special election. Benton provided dates the business liability workshop could be held. Council agreed to a date for the workshop and appointment of Mayor. Motion by Dingeman and seconded by Hammond TO HOLD SPECIAL COUNCIL MEETING FOR BUSINESS LIABILITY WORKSHOP AND MAYORAL APPOINTMENT ON APRIL 1, 2015 AT 6:30 P.M AT CITY HALL. Voice vote: Motion carried unanimously.

Meeting break was declared by Mayor Pro-tem Hammond at 8:45 P.M. Regular session resumed at 8:56 P.M.

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Discussion was held regarding Ordinance No. 99, an ordinance adding Chapter 59 entitled "Urban Chickens". Comment was provided by residents for and against the proposed ordinance. Robert Benton stated the ordinance draft provided could be passed by the council for 1<sup>st</sup> reading and edits or changes could be added prior to final approval. Motion by Johnson and seconded by Peterson TO APPROVE 1<sup>ST</sup> READING OF ORDINANCE NO. 99, AN ORDINANCE AMENDING THE CITY CODE OF HARTFORD BY ADDING CHAPTER 59 ENTITLED URBAN CHICKENS. Roll call vote: Dingeman; aye, Goldsberry; nay, Peterson; aye, Hammond; nay, Johnson; aye. Motion carried 3-2. No action taken on agenda item 10(H), Ordinance No. 101 (Amendment of Chapter 70.03) as this is being finalized by city attorney. John Jensen spoke to the council requesting acquiring a 10' easement of a city street right-of-way to access his property at 120 E. Elm Street. Nate Carhoff stated Mr. Jensen should obtain a plat of survey as this would be classified as an ingress/egress easement. Jensen stated he is not interested in owning the property and the City would have the right to use at any time. The 10' will be done in concrete to serve as an access to his property from the back of the house. Motion by Peterson and seconded by Johnson TO APPROVE REQUEST OF ACQUIRING A 10' EASEMENT OF STREET RIGHT-OF-WAY TO ACCESS PROPERTY AT 120 E. ELM STREET. Roll call vote: Motion carried unanimously. A scope and fee schedule related to the 2015 lift station and sewer system improvement projects were reviewed by the council. Nate Carhoff of Snyder & Associates read the project summary provided. The engineering fees for these projects will be funded through the existing SRF revolving loan currently in place. The balance of the actual costs to perform the upgrades and repairs will allocate to a construction loan. Motion by Goldsberry and seconded by Peterson TO APPROVE SCOPE AND FEE SCHEDULE FROM SNYDER & ASSOCIATES FOR 2015 LIFT STATION & SEWER SYSTEM IMPROVEMENTS IN THE AMOUNT OF \$24,700.00. Roll call vote: Motion carried unanimously. Motion by Dingeman and seconded by Johnson TO APPROVE RESOLUTION 031015-5, AN ENGAGEMENT AGREEMENT WITH AHLERS & COONEY P.C. (BONDING ATTORNEYS) IN THE AMOUNT OF \$4,000.00. Roll call vote: Motion carried unanimously. No action taken on Item No 10(L) City social media page. George Erickson of 410 N. Vine discussed storm water drainage issues regarding his property. Nate Carhoff reported the ditch to the north of the Erickson property needs cut and reshaped. Mayor Pro-tem Hammond stated this project can be addressed as additional funding is obtained.

Agenda topics next regular meeting – Ordinance No. 99 (Urban Chickens) 2<sup>nd</sup> reading, Ordinance No. 101 (Amendment of Chapter 70.03)(Traffic Code Enforcement Procedures)

Motion by Dingeman and seconded by Peterson to adjourn the meeting at 9:35 P.M. Voice vote: Motion carried unanimously. Mayor Pro-tem Hammond adjourned the meeting.

Brad Herrold, Clerk/Treasurer

Attest: William Hammond, Mayor Pro-tem