

City of Nashua
CITY COUNCIL MINUTES
City Council Chambers, City Hall

The Nashua City Council met in regular session on April 3, 2023, in Council Chambers at City Hall. The meeting was called to order at 7:00PM with Mayor Pro Tem Kelleher presiding. Mayor Anthofer came in at 7:07PM. Council members present were Jake Johnson, Samantha Johnson, Hal Kelleher, Tim Malven and Ernie Willsher. City employee(s) City Clerk John Ott, Park Board President Nate Sinnwell, Zenda Viktorek Nashua Area EMS Director, City Attorney David Skilton and Chad Mcleary from ION Environmental Solutions were present along with 5 guests.

Mayor Pro Tem Kelleher asked for consideration approving the revised regular agenda moving Action/Discussion Ion Environmental Solutions service agreement to after citizen comments. Willsher/M, Malven/S, M/C. RC: all ayes.

Mayor Pro Tem Kelleher called for a motion to approve the consent agenda: Minutes from the Regular Council Meeting March 20, 2023, Building Permits 35 Chickasaw St. and 14 Merrill St., and the Consent Calendar Payment of Claims (March 17-30, 2023), Payment of Claims (see claims report): Total Claims to be Paid \$105,939.30+\$7,524.41 (Wages). S. Johnson/M, Willsher/S. M/C. RC: all ayes.

Mayor Pro Tem Kelleher asked for public comments. There were none.

Mayor Anthofer asked the council for a motion to set a public hearing amending the Code of Ordinances on Meter Fees for April 17, 2023. Johnson/M, Malven/S, M/C. RC: all ayes.

Mayor Anthofer called for a motion to open the public hearing for the 1st reading Amending the Code of Ordinances on Operation of ATV and UTV's. Johnson/M, Kelleher/S, M/C. RC: all ayes. The public hearing was opened at 7:08PM. After some discussion about the ordinance, Johnson/M, Kelleher/S, M/C to close the public hearing. RC: all ayes. The public hearing was closed at 7:11PM. S. Johnson/M, Malven/S, M/C to adopt Ordinance #348 Amending the Code of Ordinances for Operation of ATV's and UTV's. RC: all ayes. S. Johnson/M, Malven/S, M/C to forego the 2nd and 3rd readings and move to final passage. RC: all ayes. Kelleher/M, S. Johnson/S, M/C to adopt Ordinance #348 Amending the Code of Ordinances for Operation of ATV's and UTV's. The ordinance will be in effect following publication as provided by law.

Mayor Anthofer asked the council for a motion to open the public hearing for adopting the FY'24 budget. S. Johnson/M, Malven/S, M/C. RC: all ayes. The public hearing was opened at 7:13PM. After brief discussion, S. Johnson/M, Malven/S, M/C, to close the public hearing. RC: all ayes. The public hearing was closed at 7:13PM.

Mayor Anthofer called for a motion to approve the following resolutions: 23-20 Resolution Adopting the FY'24 Budget. S. Johnson/M, Malven/S, M/C. RC: all ayes. 23-21 Resolution Setting FY'24 Wages. Malven/M, Willsher/S, M/C. RC: all ayes. 23-22 Resolution to Approve Nashua Area EMS Crew Members. S. Johnson/M, Malven/S, M/C. RC: all ayes.

The council reviewed two bids that it had received for LMI surveys. One bid was from Midwest Assistance Program and their estimate was around \$16,615 and Simmering Cory which was estimated between \$4,000 on the low end and \$6,000 as a maximum. J. Johnson/M, Malven/S, M/C. to approve the bid from Simmering Cory. RC: all ayes.

Mayor Anthofer asked for a motion to approve the following building permits: 110 Saint Lawrence – Willsher/M, Malven/S, M/C. RC: all ayes. 302 Main St. – J. Johnson/M, Malven/S, RC: all ayes.

Business of the Mayor: The Mayor discussed a couple of nuisance properties at the trailer park.

City Clerk Ott asked for approval to attend the Spring IMFOA conference April 19-21, 2023. Johnson/M, Malven/S, M/C. RC: all ayes.

City Council:

S. Johnson gave an update on initiatives that she is working on to put on Facebook about projects and initiatives the council is working on in and effort to keep the public more informed. Malven mentioned that there are some street cuts that need to be taken care of. City Clerk Ott will talk to Street Maintenance Supervisor Dan Zwanziger. J. Johnson mentioned that he has been getting a lot of compliments about the new Deputy Clerk Lisa Berends and he also noted that he appreciated City Clerk Ott for answering his questions in a timely fashion as he transitions into his role as a council member.

Nate Sinnwell Park Board President gave his monthly report on what is happening with the Park Board and Water Over the Dam Days. He talked about the band shelter that they have been working on, which will be donated. He gave the council some pictures of what it will look like as well as the location. They will start breaking ground shortly for the project. The tentative date for opening the campground is April 20th and the camping and shelter rates will remain the same for FY'23.

Chickasaw County Sheriff Ryan Shawver gave his monthly report to the council.

Discussion/Action

S. Johnson/M, Willsher/S, M/C to delay voting on the approval of the ION Environmental Solutions Service Agreement for two weeks until some of the service agreement language can be finalized. RC: All ayes.

Malven/M, J. Johnson/S, M/C to approve creating a full-time public works position. RC: all ayes. City Clerk Ott and Attorney Skilton will reach out to sources for qualifications and job description samples.

Willsher/M, J. Johnson/S, M/C to upgrade the Google Storage at City Hall to a 200GB plan for \$29.99/year. RC: all ayes.

The council discussed issues brought up by Nick Henningsen Water/Wastewater Supervisor at last month's meeting regarding the generator's low fuel alarm at the Waste Water Treatment Plant.

Johnson/M, Willsher/S, M/C to have Nick camera the line at Howard Street where the city had a large blockage several weeks ago. RC: all ayes.

The council discussed paying for an AirBNB for attendees of the Iowa Rural Summit that are going to represent Nashua; however, council member J. Johnson noted that public funds can not be used to pay for lodging that has not had appropriate sex trafficking training. Malven/M, S. Johnson/S, M/C that the city would pay for the full price of the AirBNB pending looking into whether or not the AirBNB had the proper training and public funds could be used for the lodging. RC: all ayes.

J. Johnson/M, Malven/S, M/C to approve paying the \$688 Medicare Application for the ambulance. RC: all ayes.

J. Johnson/M, Malven/S, M/C to approve purchasing a stump grinder for a cost of \$5,399. RC: all ayes.

The council discussed a couple of nuisance properties. The city will send a courtesy letter to 101 Greeley St. to let them know that there is a nuisance violation at their property and it needs to be addressed. The city will start the nuisance abatement process for 34 Charles City Road.

J. Johnson/M, Willsher/S, M/C to approve the purchase from MARC Chemicals for weed spray. RC: all ayes.

Other Business:

City Clerk Ott followed up on an estimate that the city had received from Cedar Lake EZ Dock. He noted that the estimate that the city received was for repairing all the docks and that Cedar Lake EZ Dock was donating some of the work which is why the estimate was less than last year.

S. Johnson/M, Malven/S, M/C to end open session and go into closed session. RC: all ayes. The meeting went into closed session at 8:14PM. The reason the meeting went into closed session was Iowa Code 21.5(1)(C) to discuss strategy with counsel that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the governmental body in that litigation. After discussion on the dam project, S. Johnson/M, Willsher/S, M/C to end closed session and resume open session. The meeting resumed open session at 8:31PM.

After the council returned to open session, Malven motioned to approve the dive contract from GOE International Inc.

subject to recommendation of bond and funding by bond council and then final contract submitted with Mayor's signature once the approval is given. S. Johnson seconded. M/C. RC: all ayes.

There was no other business. S. Johnson motioned to adjourn. Malven/S, M/C. RC: all ayes. The meeting adjourned at 8:32PM.

Pending Approval by Council
John Ott

CLAIMS REPORT (March 17-30, 2023)

VENDOR	REFERENCE	AMOUNT
U.S. POST OFFICE	WTR/SWR/GAR/REC STAMPS	\$333.00
SIMMONS PERRINE MOYER BERGMAN	DAM-LEGAL EXP FOR REPAIR JAN	\$1,765.00
ARNOLD MOTOR SUPPLY	STREET-FLOOD DRY/ 3/8 MALE	\$92.02
AVESIS	VISION-MAR'23	\$61.66
DELTA DENTAL OF IOWA	DENTAL INS MAR'23	\$241.92
GIS BENEFITS	DEATH/DISABILITY MAR'23	\$127.03
JENDRO SANITATION SERVICE	GAR/REC-MAR'23	\$11,524.83
MIDAMERICAN ENERGY	PARKS-GAS/ELEC MAR'23	\$10.00
PEOPLESERVICE INC.	water waste water contract	\$20,655.00
BLUE CROSS WELLMARK	HEALTH INS-MAR'23	\$5,675.08
FIRST STATE BANK	CD-MOVE CD TO HIGHER INTEREST	\$918.69
BOBCAT WILDLIFE & PEST M CHICKASAW COUNTY SHERIFF OFFIC	SEWER-RACCOON CLEAN UP	\$6,150.00
	PD-JAN-MAR 2023 QTR 1 '23	\$42,840.00
LESSIN SUPPLY CO.	STREETS - OTHER SUPPLIES	\$31.48
MIDAMERICAN ENERGY	GAS/ELEC MAR '23	\$7,526.69
MURPHY, COE, AND SMITH	CH-TREASURER JAN '23	\$165.00
NATIONWIDE	SURETY BOND INSURANCE	\$1,098.00
OTT, JOHN	CH-CLOUD BACK UP CARBONITE	\$89.87
SIMMONS PERRINE MOYER BERGMAN	DAM-LEGAL EXP FOR REPAIR FEB	\$3,850.50
ZENDA VIKTUREK	AMBULANCE - SUPPLIES	\$49.33
WAVERLY TIRE CO	SEWER- TIRE JET TRUCK	\$250.00
JOHN DEERE FINANCIAL	PARKS-PAINT	\$43.88
	STREETS - ANTI-SEIZE COMPOUND	
T & K TRACTOR REPAIR		\$71.18
IRS - USA TAX PAYMENT	FED/FICA TAX	\$2,043.76
TREASURER STATE OF IOWA	STATE TAX	\$325.38
Accounts Payable Total		\$105,939.30
Payroll Checks		\$7,524.41
***** REPORT TOTAL *****		\$113,463.71
GENERAL FUND		\$61,757.52
LAKE/DAM		\$5,685.06
ROAD USE		\$6,086.78
EMPLOYEE BENEFIT		\$3,873.50
ARPA Funds Covid 19		\$49.33
PERM FUNDS-CITY WATSON		\$918.69
WATER		\$13,674.96
SEWER		\$21,417.87
TOTAL FUNDS		\$113,463.71