

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

The Nashua City Council met in regular session on August 1, 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, Hal Kelleher, Tim Malven, and Ernie Willsher. Samantha Johnson was absent. City employee(s) City Clerk John Ott was present along with City Attorney David Skilton and 10 guests.

Mayor Anthofer asked for consideration approving the regular agenda after removing the Public Hearing for opening bids for city properties. because there were no bids. Dean motioned to approve the amended agenda. Malven/S, M/C. RC: 4 ayes and Johnson absent.

Mayor Anthofer called for a motion to approve the consent agenda. Minutes from the Work Group July 13, 2022 and Special Meeting July 25, 2022. Consent Calendar Payment of Claims – None and the following permit. Building: 143 Lakeshore Dr. Dean/M, Willsher/S, M/C. RC 4 ayes, Johnson absent.

Mayor Anthofer asked for public comments. Jeff Bernatz Chickasaw County EMS Director wanted to remind the public that the sirens are to help alert people who are outside to potentially dangerous weather conditions and they are not designed to be heard inside homes or buildings.

Mayor Anthofer asked the council to approve a proposal to review the city's wastewater treatment facility. There are two phases to the project. The first phase has an estimated cost of between \$6-10K (based on time and materials). It will take about 1-2 weeks after review to compile the information. They will report their findings to the council at a council meeting after they have compiled the information. Malven/M, Kelleher/S, M/C to approve Phase I. RC: 4 ayes, Johnson absent. The council decided to hold off on approving Phase II until we get the results from Phase I. The estimated cost of Phase II is \$20-40K, but is hard to give a more accurate estimate until Phase I is complete.

Mayor Anthofer called for a motion to open the public hearing to discuss the passage of Ordinance 342 Vacating Madison St. on Easterly Side of Blocks 6 and 7.

Willsher/M to open the public hearing. Dean/S, M/C. RC: 4 ayes, Johnson absent. The public hearing was opened at 7:04PM. After brief discussion, Malven/M to close the public hearing. Kelleher/S, M/C. RC: 4 ayes, Johnson absent. The public hearing was closed at 7:06PM.

Mayor Anthofer asked for a motion to approve Resolution 22-43 Approving Vacating Madison St. Easterly Side of Blocks 6 & 7, West Heights Addition, Nashua, IA. Dean/M, Malven/S, M/C. RC: 4 ayes, Johnson absent.

Malven/M, to adopt Ordinance 342 Vacating Madison St. on Easterly Side of Blocks 6 and 7. Willsher/S, M/C. RC: 4 ayes. Johnson absent. Dean/M, Malven/S, M/C to forego the 2<sup>nd</sup> reading and move to 3<sup>rd</sup> and final reading. RC: 4 ayes, Johnson absent. Dean/M, Kelleher/S, M/C to forego the 3<sup>rd</sup> and final reading and move to final passage. RC: 4 ayes, Johnson absent.

Mayor Anthofer asked for a motion to adopt Ordinance No. 342 Vacating Madison St. on Easterly Side of Blocks 6 and 7, West Heights Addition to Nashua, Iowa as shown on the subdivision plat as recorded on August 18, 1981, Book 124, Page 417-418, Adjoining Madison St. Malven/M, Dean/S, M/C. RC: 4 ayes, Johnson absent.

Mayor Anthofer called for a motion to pass Resolution 22-44 Setting Wages for FY'23. Willsher/M, Dean/S, M/C. RC: 4 ayes, Johnson absent.

Business of the Mayor:

The Mayor had no business to discuss. .

Department Reports:

City Clerk Ott thanked Attorney Skilton for working on the Ordinance for the vacating of Madison St. while he was out of the office and getting everything completed for the meeting.

City Council

Dean requested that the issue involving a new water line dig be placed on the next city council meeting agenda. Malven thanked the city workers for their work on potholes. Kelleher thanked the guys from the city on their quick response to the tree that fell on Lexington.

Chickasaw County Sheriff Martin Hemann provided a monthly report for the council.

There were no Park Board or Welcome Center Reports as the representatives were not at the meeting.

Discussion/Action

The City Council discussed numerous actionable topics.

Dean/M, Malven/S, M/C to approve the Chickasaw County Land Mobile Radio Equipment Transfer Agreement.

RC: 4 ayes, Johnson absent.

Willsher/M, Dean/S, to table Final Design continuation for Greeley St. that is in progress from Origin Design due to other higher priority items and the CDBG funding application being denied.

Dean/M, Kelleher/S, M/C to table further discussion on ambulance service until the ad-hoc committee meets. RC: 4 ayes, Johnson absent.

Malven/M to end open session and go into closed session. Willsher/S, M/C. RC: 4 ayes, Johnson, absent. The meeting went into closed session at 7:34PM. 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, Dean/M to end the closed session and go back into open session. Malven/S, M/C. RC: 4 ayes, Johnson absent. The meeting resumed open session at 7:46PM. After brief discussion, Dean/M to end the regular session and go back into closed session. Malven/S, M/C. RC: 4 ayes, Johnson absent. The regular session went back into closed session at 7:46PM. 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. Dean/M to end the closed session and resume open session. Kelleher/S, M/C. RC: 4 ayes, Johnson absent. The meeting resumed open session at 7:55PM.

There was no other business. Dean/M to adjourn. Malven/S, M/C. Roll Call: 4 ayes, Johnson absent. The meeting adjourned at 7:56PM.

Pending Approval by Council

John Ott

City Clerk

