

**WOODBINE CITY COUNCIL**  
**November 14, 2016 Minutes**

Mayor Richard Gau called the Woodbine City Council into session Monday, November 14, 2016 at 7:00 p.m. in the City conference room. Council Members Merne Hammitt, John Kerger, David P. Moores, Bryan Willis and Peggy Monahan answered roll call. Others in attendance included RC Androy, Amber Nelson, Staci Marshall, Michael Jensen, Tracy Kelley, Chuck Warner, Chris Lenning, Jim Reisz, Phil Lubbers, Anita Fouts, Patty Reisz, Scotty Blum, Linda Morrison, Shadon Blum, Dale Barrie, Dave Gardner, Sue Assmann, Trent Sprecker, Deb Sprecker, Jenny Hall, Toni Waite, Jeff Davis, Roger Kenkel and Todd Argotsinger.

Moved by Hammitt, seconded by Monahan, to approve the agenda, which included approval of consent agenda, October 27, 2016 regular council minutes and the November 2016 bills. Moores abstained, Hammitt, Kerger, Willis and Monahan were ayes. Motion passed.

Shadon Blum spoke for home owners Linda Morrison, Scotty Blum and Mark Worth in regards to the water line on 8<sup>th</sup> Street going outside of town. Shadon Blum asked for council to repeal their decision on declaring the 8<sup>th</sup> Street water line going outside of town as a service line and declaring the 8<sup>th</sup> Street water line going outside of town a main line. Todd Argotsinger, the City's attorney, was present to answer any legal questions that the home owners had. There was discussion in regards to how the council came to the decision to declare the water line on 8<sup>th</sup> Street going out of town as a service line not a main line. Mayor Gau ended the discussion by stating if the home owners have any further questions in regards to the 8<sup>th</sup> Street service line to contact Todd Argotsinger.

Dale Barrie from the Iowa Rural Water Association gave a presentation on the Water Rate Study for Woodbine, Iowa.

Main Street Program members came before council to ask for a financial commitment from the City of \$12,000 a year for a 3 year period. Moved by Hammitt, seconded by Moores to approve a \$10,000 a year financial commitment from the City for a 3 year period. Mayor Gau asked for a show of hands that were for the \$10,000 a year financial commitment from the City for a 3 year period, Moores, Hammitt and Monahan all raised their hands. Mayor Gau asked for a show of hands that were against the \$10,000 a year financial commitment from the City for a 3 year period, Kerger and Willis raised their hands. Motion passed.

Moved by Willis, seconded by Kerger to approve ORDINANCE 16-9-1 AN ORDINANCE OF THE CITY OF WOODBINE ADOPTING A "TOBACCO-FREE/NICOTINE FREE POLICY" AT ALL CITY-OWNED OUTDOOR RECREATIONAL AREAS FACILITIES/PUBLIC PARKS/WOODBINE PUBLIC LIBRARY. 5 ayes. Motion passed.

Mayor Gau opened the public hearing at 8:22 p.m. for the amendment to the original declaration of easements, covenants and restriction by the City of Woodbine and Walkers Corner. Mayor Gau closed the public hearing at 8:24 p.m.

Moved by Hammitt, seconded by Monahan to approve RESOLUTION 16-11-1 RESOLUTION OF THE CITY OF WOODBINE ADOPTING THE FIRST AMENDMENT TO THE ORIGINAL DECLARATION OF EASEMENTS, COVENANTS, AND RESTRICTIONS MADE ON THE 15<sup>TH</sup> DAY OF MARCH, 2011, BY THE CITY OF WOODBINE, IA AND IOWA MUNICIPAL CORPORATION ("CITY"), AND WALKERS CORNERS LIMITED LIABILITY COMPANY, AN IOWA LIMITED LIABILITY COMPANY ("WALKERS CORNERS"), WHICH IS RECORDED WITH THE COUNTY RECORDER OF HARRISON COUNTY ON MARCH 17<sup>TH</sup>, 2011, IN BOOK 2011 AT PAGE 0630 ("THE DECLARATION"). 5 ayes. Motion passed.

Moved by Hammitt, seconded by Moores to approve RESOLUTION 16-11-2 RESOLUTION OF THE CITY OF WOODBINE MAKING AWARD OF CONSTRUCTION CONTRACT FOR BRIDGE REPLACEMENT ON BUS BROWN DRIVE, OVER UNNAMED STREAM, JUST WEST OF HIGHWAY 30, ("EAST BROWN BRIDGE"). 5 ayes. Motion passed.

Mayor Gau opened the public hearing at 8:25 p.m. for the City of Woodbine applying for financial assistance with the US Dept of Agriculture to finance water system improvements. Mayor Gau closed the public hearing at 8:26 p.m.

Moved by Kerger, seconded by Hammitt to approve RESOLUTION 16-11-3 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WOODBINE AGREEING TO APPLY FOR FINANCIAL ASSISTANCE WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE, RURAL DEVELOPMENT TO FINANCE WATER SYSTEM IMPROVEMENTS. 5 ayes. Motion passed.

Due to the resignation of council member Jeff Killpack, Mayor Gau appointed council member Merne Hammitt as Mayor Pro Tem.

City Administrator and Chief of Police presented reports to the council.

It was the consensus of the council to meet on Friday, November 18, 2016 at 6:30 p.m. for a presentation from a TrueNorth representative about non-union City employee health insurance.

**CHAPTER 21.5 CLOSED SESSION: i. To evaluate the professional competency of an individual whose appointment, hiring, performance or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session.** The Mayor put the question on the motion and roll being called to go into closed session at 8:42 p.m. The following Council Members voted aye: Hammitt, Kerger, Willis, Moores and Monahan.

Mayor Gau did a roll call vote to return to open session at 8:56 p.m. The following Council Members voted aye: Hammitt, Kerger, Willis, Moores and Monahan.

Moved by Kerger, seconded by Moores to approve a 5% salary increase for City Administrator, Nelson. 5 ayes. Motion passed.

Moved by Moores, seconded by Willis to adjourn at 8:57 p.m. 5 ayes. Motion passed.

**Richard Gau, Mayor**  
**Attest: Staci Marshall, City Clerk**