

The City Council of the City of Anamosa met in Regular Session this May 9, 2016 in the Council Chambers at City Hall at 6:00 p.m. with Rick Sanborn, Bill Feldmann, Chuck Smith, Rod Smith, Cody Shaffer and Betty Weimer present. Absent: None. Mayor Dale Barnes presided. Also present were Alan Johnson, City Administrator; Tammy Coons, City Clerk; Rebecca Vernon, Librarian; Bob Simonson, Police Chief; Officer Amy Ford and Officer Travis McNally. Guests Present Addressing the Council: Mike Dearborn, 405 N. Division St.; Nancy Shaffer, 803 N. Division Ct.; Randy Day, 304 S. Oak St.; Joy Thomas and Larry McBride, 104 N. Jackson St.; and John Ely, 301 N. Davis St. Mayor Dale Barnes called the meeting to order at 6:00 p.m. Roll call was taken with a quorum present.

Council Minutes

Motion by Feldmann, second by Shaffer to approve the minutes from the April 25, 2016 Regular Council meeting. All Ayes. Motion Carried.

PUBLIC HEARINGS: NONE

COMMUNITY BETTERMENT:

Update on Nuisance Properties

Officer Amy Ford addressed the Council stating that as of February 21st there have been 64 properties identified with nuisance issues, 5 properties identified with “dangerous buildings” only and 6 properties identified with “dangerous buildings” and nuisance issues. She stated that 32 nuisance properties have completed the abatement of the issues, 12 properties are not complete with time pending, 5 properties have received or will be receiving their 2nd notice, 1 property is in foreclosure, 2 properties have an exemption for a salvage yard, 1 property has a mix of owners and 11 property owners have not been officially served as they are not accepting the certified notice. Questions and discussion from the Council followed regarding waste/garbage storage on private properties and salvage yards and junk vehicles.

Third Reading of Ordinance Vacating and Conveying the 16 foot Wide Alley Running East-West Through Block 5 of Strawberry Hill Addition to the City of Anamosa

Motion by Feldmann, second by Shaffer to approve the **Third Reading of Ordinance 907** vacating and conveying the 16 foot wide alley running east-west through Block 5 of Strawberry Hill Addition to the City of Anamosa. Roll Vote. All Ayes. Motion Carried.

Possible Steps to be done with the “Old Community Care Building” Property Located at 104 Broadway Place

Alan Johnson asked the Council for direction regarding the discovery process to determine the status of the building and possibly spending City funds for this process. Council discussion followed on the status of the building and the securing of the doors on the buildings. Alan stated that another party may be interested in acquiring this property. He stated that the liens and taxes on this property can only be forgiven if the property is initially acquired by a governmental entity, then the property may be sold to a private person.

Motion by Rod Smith, second by Shaffer to secure the doors and windows to the buildings and stand down on any type of ownership.

Mike Dearborn, 405 N. Division St. addressed the Council questioning if the City has any liability or responsibility for the property at this time. Alan explained that the City was offered the property in an open type of forum. He stated that the corporation that was listed as the last owner has now been dissolved, so there is no current owner for the property. Mike then asked that if the City does secure the property does that action make the City liable if something happens. More discussion followed.

Nancy Shaffer, 803 N. Division Ct. expressed her concern about having only one person entering the building to secure it and someone being secured in the building by mistake. She also agrees with Mike Dearborn that the City may be taking on responsibility if they do secure the building.

Randy Day, 304 S. Oak St. stated that if there are indeed unsecured patient records in the building this might be a HIPPA violation and he feels that this should be addressed. Randy also stated that he feels that someone needs to talk to the local banks to see if they would be interested in assisting in some way with this building.

Mayor Barnes then asked for a vote on the motion. All Ayes. Motion Carried.

Possible Sale of Alley Running East- West Located Behind 600 W. Main Street

Alan stated that the adjacent property owner to the north of the alley has expressed an interest in purchasing the alley or at least their portion of the alley. Alan recommended splitting the alley north and south as usual in this situation and not splitting the alley east to west.

Joy Thomas (and Larry McBride), 104 N. Jackson St., the adjacent property owner to the north addressed the Council stating that she would prefer to split the alley east to west with her purchasing the east half so that she can access her garage. She also stated that the adjacent property owner to the south of the alley has already done work on the west side of the alley and placed a cement pad with a generator on it and has also moved an electric utility pole onto the west side. Discussion and questions followed.

Alan asked the Council which way they would like to split that alley to sell, east to west or north to south. Alan offered to contact the adjacent property owner to the south to see if they were interested in purchasing the west half of the alley.

PUBLIC SAFETY:

Beer and Liquor Licenses

Motion by Rod Smith, second by Feldmann to approve the renewal of Class C Liquor License with Sunday Sales Privileges for McOtto's. All Ayes. Motion Carried.

PUBLIC WORKS: NONE

FINANCE:

Resolution Approving the Hiring and Setting of Salaries of Seasonal Part Time Employees for the Anamosa Aqua Court for the Upcoming Season

Motion by Feldmann, second by Shaffer to approve **Resolution 2016-20** Approving the Hiring and Setting of Salaries of Seasonal Part Time Employees for the Anamosa Aqua Court for the Upcoming Season. Roll Vote. All Ayes. Motion Carried.

Resolution Approving the Hiring and Setting Salary of Police Officer for the Anamosa Police Department for Fiscal Year Ending June 30, 2016

Motion by Feldmann, second by Shaffer to approve **Resolution 2016-21** Approving the hiring and setting salary of Police Officer for the Anamosa Police Department for Fiscal Year ending June 30, 2016. Roll Vote. All Ayes. Motion Carried.

Resolution Approving the Hiring and Setting Salary of Police Officer for the Anamosa Police Department for Fiscal Year Ending June 30, 2016

Motion by Feldmann, second by Rod Smith to approve **Resolution 2016-22** Approving the hiring and setting salary of Police Officer for the Anamosa Police Department for Fiscal Year ending June 30, 2016. Roll Vote. All Ayes. Motion Carried.

Resolution Appointing Sergeant for the Anamosa Police Department and Setting Salary for Fiscal Year Ending June 30, 2016

Motion by Feldmann, second by Sanborn to approve **Resolution 2016-23** Appointing Sergeant for the Anamosa Police Department and Setting Salary for Fiscal Year ending June 30, 2016. Roll Vote. All Ayes. Motion Carried.

CITY ADMINISTRATOR’S REPORT:

Alan read a statement to the Council reporting the recent issue with the possibly mislabeled container of product of which a small amount was put into the Water HMO system. The Iowa DNR was notified immediately and the Iowa DNR had then issued a “bottled water” advisory for Anamosa which is still in effect at this time. Calls were made to the businesses that served the public to notify them of the situation. This information was also posted on the City’s website. The Anamosa Schools sent out a message on their system and the Jones County Emergency Management also sent a message on their alert system to the community. The product is being tested to determine what it is. The Iowa DNR stated that this is only a precautionary measure they will keep in place for 24 hours and it should be lifted by tomorrow morning once the test results are back. With the dilution rate of the amount of product that entered the system, this should not be an issue, but public safety is the utmost concern. Alan thanked the Anamosa Journal for putting this information on their website.

Nancy Shaffer, 804 N. Division Ct. questioned when the incident occurred. Alan stated that it happened late last Friday afternoon, but the HMO system was immediately shut down so it would not enter the water system, but over the weekend the system restarted itself and it was fully(manually) shut down early this morning, but the small amount did enter the system.

MAYOR AND COUNCIL:

Council Reports on Boards and Commissions

Bill Feldmann – EMA/911 stated that most importantly the back-up generator was installed at the annex building and that LP is the 2nd fuel source. This will be tested regularly to make sure it is working. He also stated that they have authorized Radio Communications to put a “repeat” system in place.

Public with Business with the Council on Items not on the Agenda

Randy Day, 304 S. Oak St. addressed the Council stating he sees items being delayed or postponed at every meeting to allow time for the City Administrator to then meet with the City Attorney and then bring the information back from the City Attorney to the Council. He suggested that the City Attorney attend every council meeting to alleviate the delays and relying on one person to bring the attorney’s information back to the Council. He also stated that in relation to his previous suggestion on a dog park, that he had identified a couple properties that the City currently owns and then asked why the Iowa DOT building is sitting on city property.

John Ely, 301 N. Davis St. addressed the Council on the City ordinances regarding “junk vehicles”. He suggested adding the requirement of proof of liability insurance to help clarify the definition of a legally inoperable vehicle. He stated that in the copy of the “junk vehicle” ordinance from LeMars that was given to the Council in their packets he had noted the statement that merely licensing the vehicle does not constitute a defense to the finding that the vehicle is a junk vehicle.

Adjournment

Motion by Feldmann, second by Weimer to adjourn at 7:18 p.m. All Ayes. Motion Carried.

Dale Barnes, Mayor

ATTEST:

Tammy Coons, City Clerk