

CITY OF POMEROY
REGULAR CITY COUNCIL MEETING
MINUTES

June 10, 2024

REGULAR CITY COUNCIL MEETING:

Call to Order: called to order at 6:00 P.M. by Mayor C Loots.

Roll Call: B Hinners, B Thoma, C Charleston, D DeVore and M Becker. Absent: none.

Pledge of Allegiance

MAYOR AND COUNCIL COMMENTS: Mayor Loots gave an update from Superintendent Joe Kramer on the School building and possible asbestos removal later this year. She discussed options for the school building/property including a bus shelter, community usage of the new gym, and the need for daycare in town. Mayor Loots stated the City will need to give the PAC school board an answer of possible involvement by their meeting on June 17th.

APPROVAL OF AGENDA: D DeVore made a motion, seconded by B Hinners, to approve the agenda. Roll call: Ayes: B Hinners, B Thoma, C Charleston, D DeVore and M Becker. Nays: None. Motion Carried.

CONSENT AGENDA: A motion was made by C Charleston seconded by D DeVore, to approve the consent agenda: financials, minutes, requests, reports and bill list. Roll call: Ayes: B Hinners, B Thoma, C Charleston, D DeVore and M Becker. Nays: None. Motion Carried.

PUBLIC COMMENT: G Hepperly asked what the agenda item tile work on Seneca St. was regarding, City Clerk Juilfs stated it was for the work on the corner of N Seneca St. and W Center St. addressing the standing water issue.

COMMITTEE REPORTS:

Property exchange: Mayor Loots read email correspondence with our City attorney regarding options for a property exchange with Byron Stuart. Attorney Scott Buchanan, who is representing B Stuart, introduced himself to the Council and discussed the actions the committee has taken so far to relocate Byron's bar. Mayor Loots mentioned that Calhoun Co. Economic Development has a revolving loan fund that may be of help for the project. Several Council members stated they didn't feel it was right to just give requested city lots to Byron's Bar. Dialog occurred between representatives of Byron's and the Council. The Council requested a copy of the building specifications from the committee. The Council stated they will contact the City attorney with a list of requirements for the exchange of property and S Buchanan will draft the agreement. The Council discussed the pervious months decision to let Bryon use the Community Building and S Buchanan stated that he should rent the building. A motion was made by D DeVore seconded by M Becker to rent the Community Building to Byron's Bar for \$50 per Sunday. Roll Call: Ayes: none. Nays: B Hinners, B Thoma, C Charleston, D DeVore and M Becker. Motion denied. A motion was made by B Thoma seconded by B Hinners to allow Byron's Bar to rent the Community Building for \$25 per Sunday night to host his bands. Roll Call: Ayes: B Hinners, B Thoma, C Charleston, D DeVore and M Becker. Nays: None. Motion Carried.

Abandoned property: Jesus Banuelos asked why the City took his property by court order. The Council stated the house had been abandoned for years and the property was not maintained. J. Banuelos admitted he did not answer the petition that the City filed with the court and that was his mistake. But he didn't realize the City had moved forward with a default judgment by the Court giving the property to the City. He had contact with two interested parties for the purchase of the property and thought that stopped the court case. He asked the Council to give the property back to him so he could sell or rent the property out. Mayor Loots review the three options offered by

the City attorney: one was for the city to keep the property, two was to go to court and see what the Judge says, and three was that the City enters into an agreement with J Banuelos to give the property back, he sells or rents the property so it wouldn't be abandoned, and he pays court costs. J Banuelos listed the items he has done to the property in the last few years. G Hepperle stated she has seen work being done at the property. A motion was made by C Charleston seconded by B Hinners to use option three giving the property back to Jesus Banuelos for him to sell or rent out with him paying all court costs incurred by the City. Roll Call: Ayes: B Hinners, B Thoma, C Charleston, D DeVore and M Becker. Nays: None. Motion Carried.

Ash Tree removal bill: K Gray submitted a bill to the Council for an ash tree he had removed in February of this year that was in the right-of-way. He stated it isn't fair that he paid to have his tree removed and the City is taking out other trees in the right-of-way and paying for them. B Thoma asked if he has had his property surveyed to know that the tree was for sure in the right-of-way. Mayor Loots stated that this is the second year of a several year project of removing ash trees from the right-of-way and that the City can't afford to remove them all at the same time. Mayor Loots and Chief Gerdes drove around identifying the worst ash trees for this year which is about forty trees. The Mayor, three council members and the City Clerk all stated that they paid to remove ash trees from the right-of-way or had the tree treated, as for safety reasons, they did not want to wait for the City to remove them. A motion was made by C Charleston to deny the request from K Gray to reimburse him for the cost of the ash tree removal. The motion died for a lack of a second and no more action was taken.

Water/Sewer/Streets: A meeting as been set with ISG, Woodruff and the City on July 9th. D Koval gave the Council an update on activities for the maintenance department including lagoon discharge, water plant update, cleaning out all the storm drains and addressing some I & I issues. D Koval stated he talked to Castor Construction and Fort Dodge Asphalt about repairing north Ontario St. and potholes in town. Utility Service will be cleaning the inside of the water tower tomorrow. The Council reviewed two bids for tile work on N Seneca St. A motion was made by D DeVore seconded by C Charleston to approve the bid from Luft and Son's for \$7,475 for the tile work on N Seneca St. Roll Call: Ayes: B Hinners, C Charleston, D DeVore and M Becker. Nays: B Thoma. Motion Carried.

Park/Cemetery/CB: The Council reviewed a quote for stripping and waxing the Comm. Building floors. The Council stated that they would like to investigate removing the tile floor and polish the cement floor. The Council agreed to let the Historical Society install a heater/air conditioner next to the building on City property.

Nuisance Properties: The Council discussed four abandoned properties, two have been awarded to the City and two have hearings scheduled with the court. Chief Gerdes discussed nuisance properties. The Council instructed the City attorney to move forward and obtain a court order to clean up 403 Ontario Street, since the due date for the owner's property cleanup has passed. Chief Gerdes stated that B Duitsman has cleaned up his property and will be removing the trailer houses soon. The Council discussed the court order clean up at 202 N Seneca St. and the clean up after the railroad cut trees there. The Council tabled the discussion until next month. A motion was made by D DeVore seconded by B Hinners to have an auction to sell 413 and 415 S Ontario St. Roll Call: Ayes: B Hinners, B Thoma, C Charleston, D DeVore and M Becker. Nays: None. Motion Carried. The Council discussed the mowing of 412 Cayuga St. and having Chief Gerdes issue a citation for not trimming the grass above the curb at 206 E 3rd St.

Police Dept.: Chief Gerdes stated there were 57 calls for service.

Fire Dept.: City Clerk Juilfs will email the minutes to the Council from the fire meeting.

Building Permit: A motion was made by B Hinners seconded by M Becker to approve the building permit for 206 S Scuyler St. Roll call: Ayes: B Hinners, B Thoma, C Charleston, D DeVore and M Becker. Nays: None. Motion Carried. A motion was made by B Thoma seconded by D DeVore to approve the building permit for 408 E Harrison St. Roll call: Ayes: B Hinners, B Thoma, C Charleston, D DeVore and M Becker. Nays: None. Motion Carried. A motion was made by M Becker seconded by C Charleston to approve the building permit for 308 Main St. Roll call: Ayes: B Hinners, B Thoma, C Charleston, D DeVore and M Becker. Nays: None. Motion Carried.

City Hall: A motion was made by B Hinners seconded M Becker to approve spending limits of \$1,000 for City Clerk Juilfs and Public Works Director D Koval without Council approval. Roll call: Ayes: B Hinners, B Thoma, C Charleston, D DeVore and M Becker. Nays: None. Motion Carried. A motion was made by D DeVore seconded by C Charleston to approve the Pomeroy Men’s Club Foundation’s liquor license. Roll call: Ayes: B Hinners, B Thoma, C Charleston, D DeVore and M Becker. Nays: None. Motion Carried. A motion was made by D DeVore seconded by B Hinners to approve Cigarette permits for Casey’s and Dollar General. Roll call: Ayes: B Hinners, B Thoma, C Charleston, D DeVore and M Becker. Nays: None. Motion Carried. City Clerk Juilfs stated with the new spending limit she can order a box of stamped envelopes without the Council’s approval, so no action was needed. A motion was made by D DeVore seconded by M Becker to approve Resolution #414 wage increases. Roll call: Ayes: B Hinners, B Thoma, C Charleston, D DeVore and M Becker. Nays: None. Motion Carried. The Council discussed the agreement for selling the lots to Byron’s and Mayor Loots will email the City Attorney the list of requirements. The Council discussed the school property regarding possible developments for apartments and a private event center with the City taking responsibility of the new gym, bathrooms and hallway.

ADJOURNMENT: 9:30 P.M.

CASEYS	4 DEPT'S GAS CREDIT CRDS	\$ 552.86
CAL CO JOURNAL HERALD	Ntc Bdgt Amend	\$ 216.00
WESTERN IOWA EQUIP	repair street sweeper	\$ 79.58
HAWKINS WATER T	Chemicals Pump House	\$ 1,296.75
IA LEAGUE OF CITIES	Mayors Assoc Dues	\$ 30.00
WINDSTREAM	Telephone Park.PH.Shop	\$ 1,339.87
NWC	CH & Lib Internet & phone	\$ 110.85
NEW COOP	Strike Three	\$ 148.65
WELLMARK	Health Ins	\$ 6,446.71
COLLECTION SERVICES CENTE	GARNISHMENT	\$ 461.54
MIDAMERICAN ENE	Electricity	\$ 2,468.67
GRAY SANITATION	6roll off/packer/13TVs 8app	\$ 5,145.50
BAKER & TAYLOR	BOOKS	\$ 279.03
US POST MASTER	Water Bills & Stamps	\$ 225.94
OFFICE ELEMENTS	CH supplies	\$ 43.96
IPERS	POLICE IPERS	\$ 3,824.45
FIRST COMMUNITY BANK	FED/FICA TAX	\$ 5,566.09
TREASURER STATE OF IOWA	May WET Tax	\$ 2,021.38
IA ONE CALL	29 emails	\$ 26.10
NAPA AUTO MANSON	Shop Supp	\$ 82.04
CITY OF POMEROY	Postage Police letters	\$ 21.17
MENARDS	light bulbs	\$ 83.80
LOOTS CINDY	Root Stimulator	\$ 16.04
MANSON SWANSON	Concrete Cem Bird, Shop sup	\$ 164.82
MANSON LUMBER C	wood cem bird	\$ 64.15
MARTIN'S FLAG C	Vets & Pergula Park flags	\$ 268.73
BOMGAARS	3Point Auger/Clothing	\$ 790.77
JUILFS SARAH J	268 miles IMFOA	\$ 175.54
UTILITY SERVICE CO., INC	Qrt Payment Water Tower	\$ 3,934.67
IA FINANCE AUTHORITY	WTP & Lagoon Principal & Interest	\$ 133,925.89
HILDRETH CO. INC	Water Stand install	\$ 3,740.00
OBERHELMAN DALE	3rd payment Cemt/Park Mowing	\$ 2,428.57

PARKSIDE FLOWERS & GIFTS	Planter Flowers downtown	\$	128.25
DANKO	4- 1.5x50' white hose"	\$	748.60
IA PRISON INDUSTRIES	Decals police Veh	\$	339.24
ESSING JUDY	8 hrs cleaning CB & SH	\$	176.00
CID	Thermo Clean	\$	43.00
USA BLUE BOOK	Test supplies	\$	554.96
BADGER METER, INC.	Beacon Hosting	\$	47.66
METERING & TECHNOLOGY	2comp series Gal 8 Care Cente"	\$	231.26
ACCESS SYSTEMS	Main COnT	\$	183.98
BASYS PROCESSING	Campground fees	\$	92.07
DELTA DENTAL OF IOWA	Dental Ins	\$	399.16
HARTFORD	Life.short.long.dis Ad/D	\$	161.72
FOUNDATION ANALYTICAL LAB	Drinking water test	\$	359.25
CREATIVE PRODUCT SOURCE	Book Pages	\$	223.23
J & K LEASING LLC	Unit 3,9,1	\$	1,130.00
LIBERTY TIRE RECYCLING L	107 Tires picked up	\$	705.96
POKY EQUIPMENT CO	Chainsaw & Chain	\$	443.75
DIAMONDMAPS	FY24 Subscription	\$	180.00
BMO HARRIS BANK	PA Sys.Donuts.ontheclock	\$	475.46
ESSING & SONS CONTRACTIN	Clean up Railroad ROW	\$	1,320.00
REIMER, LOHMAN & REITZ	Abandond property notices	\$	1,724.74
MUNICIPAL MAINTENANCE SER	Affidavit Operator	\$	1,180.00
KOVAL DAMON	Fuel & 67.4 miles	\$	94.15
AUREON	Computer Grant Lib.Man Firewal	\$	8,025.00
CHOICE PRINTING	Print Directory	\$	143.38
BARCO PRODUCTS	Rubber Tackboard Cem Directory	\$	463.20
SIEVERS JOHN	Fuel Tank	\$	300.00
PTACEK CARVING	5'Cardinal Cem	\$	1,030.00
PAYROLL CHECKS	PAYROLL CHECKS ON 05/16/2024	\$	5,090.26
PAYROLL CHECKS	PAYROLL CHECKS ON 05/17/2024	\$	971.04
PAYROLL CHECKS	PAYROLL CHECKS ON 05/30/2024	\$	6,853.25
	CLAIMS TOTAL	\$	209,798.69
	GENERAL FUND	\$	37,414.48
	ROAD USE FUND	\$	7,946.28
	EMPLOYEE BENEFIT FUND	\$	7,007.59
	WATER FUND	\$	108,726.52
	SEWER FUND	\$	48,703.82

Total Revenues for May: General Fund \$74,027.99 Special Revenue \$56,967.55 and Utility Funds \$27,214.00 Total Rev. \$158,209.54

Cynthia Loots, Mayor

Sarah Juilfs, City Clerk