

CITY OF MAXWELL, IOWA
MAXWELL CITY COUNCIL REGULAR MEETING
WEDNESDAY, SEPTEMBER 4, 2024, 6:00 P.M. CITY HALL

1. The meeting was called to order by Mayor Dale Higgins at 6:00 P.M.
2. Roll call was answered by Steve Gast, Sue Philpott, Joel Westendorf, Doug Miller, & Ken Jans. Visitors: Susie Livesay, Kay Munneke, Lance Birchmier, Greg Link, Lauryn Myers, Casady Myers, Kevin DeHaven, Jim Tongay and friend, Jody Gast, Kelly Wierson.
3. A motion to approve the agenda by moving Parks and Open Spaces after Citizens Forum was made by Gast. Miller seconded. 5 ayes.
4. Citizens Forum
 - a. Jim Tongay –Jim Tongay came before the council to discuss the problems of the complaints that he has received about parking on his sidewalk. He came in front of the council in 1996 to remove the sidewalk. Mayor Higgins read the minutes from that council meeting. Jim stated that the front of his house was on the eastside instead of the southside. The council will review the sidewalk and decide at the next regular meeting. Jim also talked about the ordinance for harassment and what the city was going to do about it. It was suggested for him to call the Story County Sherriffs Office. He also asked for clarification on the ordinance chapters and where to find some of them.
 - b. Update from Maxwell Generations Organization – Lance Birchmier was present to update the council on the Maxwell Generations Organization. At their meeting, there were 60 attendees. Officers were elected. President=Carol Laffey, Vice President=Lance Birchmier, Secretary= Greg Link, Treasurer= Dorene Cory, and Fundraiser Chairperson= Kevin DeHaven. Meetings will be the last Tuesday of the month except for no meetings in November and December. There were some questions about the name, which Lance answered.
- 7h. Parks & Open Spaces Board – A meeting was called but only 2 showed so no decisions were made. Discussion on dog park and silhouettes. Grants available for the trail and equipment for the trail. Reap grants will be available for parks and trails. Kathie Smith is working on a grant for inclusive playground equipment. Other discussion about ideas for the other parks.
5. Public Hearing
 - a. First Hearing on an Ordinance Amending the Code of Ordinances of the City of Maxwell, Iowa, Requiring Dogs be Leashed and Controlled When off Premises.
– Gast moved to open public hearing. Jans seconded. 5 ayes. No public comments. Gast moved to close to the public. Westendorf seconded. 5 ayes. Gast moved to change the language of the ordinance. Miller seconded. 5 ayes. Gast moved to approve the 1st reading on Ordinance Amending the Code of Ordinances of the City of Maxwell, Iowa, Requiring Dogs be Leashed and Controlled When off Premises. Jans seconded. 5 ayes. Second hearing will be held October 2, 2024
- 7a. Sheriff Report – Deputies Casper & Hamilton were present. Ordinances and violations were discussed.
6. Business

- a. Discussion and Action on Alcohol License for Mom's Maxwell at Park on October 5th - Gast moved to approve Mom's Maxwell alcohol license. Miller seconded. 5 ayes.
 - b. Discussion and Action on CIT Sewer Solutions Proposal – Gast moved to approve the contract. Miller seconded. Discussion on how the project will be paid for since the lines being fixed are private lines. The option to pay in full or to assess the residence property taxes was discussed. Discussion on the lines that are not clearly defined as who it belongs to. Gast moved to amend the motion list the location provided and verify if active service or if it could appropriately be plugged. Miller seconded. 5 ayes. Notices will be sent to residents with options to move forward.
 - c. Discussion and Action on Alliant Electrical Line Placement - The new bike trail is passing under the electrical lines. This causes the safe limit to diminish. Alliant is asking for a new easement to move the electrical lines. Gast moved to allow Alliant Energy to move the lines and authorize the mayor to sign the easement agreement. Philpott seconded. 5 ayes.
 - d. Discussion and Action on a Resolution Approving and Authorizing a Form of Agreement and Authorizing and Providing for the Issuance of \$250,000 General Obligation Capital Loan Notes, Series 2024, and Levying a Tax to Pay Said Notes: Approval of the Tax Exemption Certificate. – Gast moved to approve Resolution 2024-16. Westendorf seconded. 5 ayes.
 - e. Discussion and Action on Park Regulations Ordinance –. Philpott moved to change shelter house to shelters to clarify which shelter is being used. Steve suggested putting the shelter house as known as the “church stand.” Sue added to the motion to discuss areas and parking regulations to the next meeting. Gast seconded. 5 ayes. Susie Livesay suggested that the Council generalize the committee in charge of Old Settlers Celebration instead of listing a specific group. There was discussion on how the council would decide on that committee.
 - f. Discussion and Action on Website– Ken had some suggestions on changes for the website. The council looked at the website and made a list that the clerk was to give to Nancy Pritchard who maintains the site.
 - g. Discussion and Action on Trick or Treat Night – Jans moved to hold Trick or Treat Night/Begger's Night on October 31st between 6:00 p.m. – 8:00 p.m. Westendorf seconded. 5 ayes.
7. Departmental Reports
- a. Fire – No Report. Gast moved to approve new member Travis Sotter to the fire department. Miller seconded. 5 ayes.
 - b. EMS – Report on file.
 - c. Library – Report on file.
 - d. Public Works – No report on file.
 - e. City Clerk- Report on file. Dale will talk to Spencer about the lack of information for the Baldwin Street Project.
 - f. Engineer – Report on file. Water Treatment Plant – Backwash Pump Station Alternatives – Alternatives for this project are available. It was discussed to continue with the plans as is and not add a bathroom at this time.
8. Council and Mayor Reports –
- a. Steve Gast – 1) Snyder & Associates need to provide GIS Maps to SilverSmith. 2) September 22 is the public reveal of the Visioning Plan Steve encourages the

council to show up and have a look as some of the projects could become capital improvement projects. 3) It might be beneficial for the mayor and council members to have a key yardwaste for residents that need a key during the weekend.

- b. Sue Philpott – We need to put out reminders of the parking ordinances. There is a lot of parking violations in town.
- c. Joel Westendorf – 1) Joel will be attending conferences in t 2 weeks. 2) Infrastructure security audit is September 9 and 10. They will be here from 9 a.m. – 4:00 p.m. 3) Joel sent out the logos that the high school art students submitted.
- d. Doug Miller – 1) Doug voiced concerns about road closures for Baldwin St and the Trail Projects. 2) Gates at yardwaste are still being left open. 3) The blinking lights for school crossing are not set right. Clerk will let Tony know.
- e. Dale Higgins – 1) Dale talked about the new digital speed limit signs that the DOT is installing at the south and east entrances to the city. 2) Dale gave an update on the Baldwin St. project. 3) Dale talked about painting crosswalk markings with high visibility crosswalks.
- f. Steve Gast – 1) Steve sent out an email reminder of the council committee responsibilities. Tony and Scott have ideas for their areas and would like to know who they are supposed to talk to get the ideas approved or moved forward. 2) Steve talked about things needed to be done in yardwaste so people won't dump items in the middle of the area and take care of the potholes that are down there.
- g. Doug Miller – Doug talked to Melissa Cory from the school. On the eastside for the school near the sidewalk the road is eroding and needs to be repaired. School sidewalk was repaired without a permit.

9. Consent Agenda

- 1) Westendorf moved to approve the Consent agenda. Philpott t seconded. 5 ayes.
- 2) Bills presented were as follows:

CLAIMS REPORT

VENDOR	REFERENCE	AMOUNT
ACCESS	#37120164 - ONE TIME FEES.	\$ 563.90
AFLAC	AFLAC CANCER	\$ 116.34
ALLIANT ENERGY	MONTHLY UTILITY BILL	\$ 9,436.91
AMAZON CAPITAL SERVICES	#14JF-JX7G-LFYQ - DVDS & BOOKS	\$ 120.83
AT&T MOBILITY	FIRSTNET CELL PHONES	\$ 255.68
BADGER METER	cellular reads	\$ 400.32
CENTRAL IOWA SHORTLINE LLC	#32399-BATTERIES,ZINC,MAGDIOX	\$ 16.99
CENTRAL IOWA SHORTLINE LLC	3,256,832,603,326,650,000,000,000	\$ 179.97
CHEM-SULT, INC	SODIUMHYPOCHLORITE	\$ 590.00
CHEM-SULT, INC	SODIUMHYPOCHLORITE & PHOSPHATE	\$ 901.40
CONSUMERS ENERGY	RCH ELECTRIC	\$ 41.00
DIAMOND VOGEL	PAINT	\$ 57.73
IOWA DEPT OF NATURAL RESOURCES	NPDES & OPERATIONS PERMIT FEE	\$ 210.00

DO ART PRODUCTIONS	COMIC BOOK WORKSHOP	\$ 375.00
EXTENSION ISU STORY COUNTY	PEST CONTROL- TONY NESS	\$ 230.00
GANNETT IOWA LOCALIQ	MINUTES	\$ 355.02
IOWA DEP OF REVENUE	SALES TAX JULY 2024	\$ 106.28
IOWA DEP OF REVENUE	WET JULY 2024	\$ 634.27
IOWA FIRE CHIEFS ASSOC	2024 MEMBERSHIP APPLICATION	\$ 25.00
IOWA ONE CALL	LOCATES	\$ 23.40
IPERS	IPERS	\$ 2,679.26
IPERS	LATE FEE	\$ 21.48
MAXWELL STATE BANK	FED/FICA TAX	\$ 4,755.05
MICROBAC LABORATORIES	TESTING	\$ 10.00
MICROBAC LABORATORIES	TESTING	\$ 592.50
MID-AMERICAN RESEARCH CHEMICAL	VEG-A-KILL	\$ 4,503.50
MIDWEST BREATHING AIR LLC	NFPA QUARTERLY AIR TEST	\$ 199.75
MIDWEST INSURANCE CORP	INSURANCE	\$ 650.00
NEW CENTURY FS	MONTHLY GAS & DIESEL	\$ 1,351.79
MAXWELL POST OFFICE	stamps	\$ 292.00
SAFE BUILDING LLC	PERMITD	\$ 783.34
SNYDER & ASSOCIATES	BALDWIN ST RECONSTRUCTION	\$ 9,471.30
STORY COUNTY EMS ASSOC	2024 STORY COUNTY EMS ASSOC.	\$ 25.00
U.S. BANK	STORY COUNTY MEDICAL-S.JOHNSON	\$ 868.66
WINDSTREAM	INTERNET & PHONE	\$ 222.87
Accounts Payable Total		\$ 41,066.54
Total Paid On: 8/21/24		\$ 8,107.66
Total Paid On: 9/04/24		\$ 6,714.97
Total Payroll Paid		\$ 14,822.63
***** REPORT TOTAL *****		\$ 55,889.17
GENERAL		\$ 22,450.98
ROAD USE TAX		\$ 2,675.88
BALDWIN ST PROJECT		\$ 9,471.30
WATER		\$ 9,381.21
SEWER		\$ 11,909.80
TOTAL FUNDS		\$ 55,889.17

10. Adjourn. A motion to adjourn the meeting at 9:00 P.M. was moved by Philpott. Seconded by Jans. 5 ayes

THE NEXT REGULAR MEETING WILL BE OCTOBER 2, 2024 AT 6:00 P.M.

ATTEST: _____, Clerk _____, Mayor
 Deb Hayes Dale Higgins