

Regular Meeting  
Monday May 8th, 2023  
7:30PM, City Hall

The regular meeting of the Donnellson City Council was called to order by Mayor Dave Ellingboe, with Council Members Moeller, Marshall, Newton & Weber present. Estrada was absent.

Motion by Newton, second by Moeller to approve the agenda: all ayes.

Citizen comments – None

Motion by Weber, second by Moeller to approve the minutes of the April '23 meetings: all ayes.

Motion by Newton, second by Marshall to approve the April '23 financial reports: all ayes.

Motion by Weber, second by Moeller to approve the April '23 disbursements and May '23 bills to be allowed: all ayes.

Motion by Moeller, second by Newton to approve Cigarette and Tobacco Permit for Casey's General Store, all ayes.

Motion by Weber, second by Marshall to approve Class C Retail Liquor License for Lee County Fair, all ayes.

Motion by Weber, second by Moeller to approve Sidewalk Permit for Lori Welch at 603 Chestnut, all ayes.

Motion by Marshall, second by Weber to approve the Notice to Proceed for Westview Park Trail Phase 1, all ayes.

Motion by Marshall, second by Newton to approve Second Reading of Ordinance No 194 ordinance amending the Code of Ordinances of the City of Donnellson, Iowa, by amending provisions pertaining to collection fee of solid waste: RCV All ayes.

Motion by Newton, second by Moeller to approve waving the third reading of Ordinance No 194, RCV all ayes. Ordinance No 194 Passed and approved May 8<sup>th</sup> 2023, will take effect July 1<sup>st</sup> 2023.

ORDINANCE NO 194

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF DONNELLSON, IOWA, BY AMENDING PROVISIONS PERTAINING TO COLLECTION FEE OF SOLID WASTE.

Be it Enacted by the City Council of the City of Donnellson, Iowa:

SECTION 1. SECTION MODIFIED. Section 106.08 of the Code of Ordinances of the City of Donnellson, Iowa, is repealed and the following adopted in lieu thereof:

106.08 COLLECTION FEES. The collection and disposal of solid waste as provided by this chapter are declared to be beneficial to the property served or eligible to be served and there shall be levied and collected fees for the same, in accordance with the following:

(Goreham vs Des Moines, 1970, 179 NW 2<sup>nd</sup>, 449)

1. Fee for Collection. The fee for solid waste collection and disposal service, used or available, is \$18.00 per month, plus a \$3.00 charge for recycling. Customers are allowed two garbage units per week. A garbage unit may be either a plastic bag or commercial manufactured garbage can with a lid. Tags for additional units can be purchased at City Hall.

2. Payment of Bills. All fees are due and payable under the same terms and conditions provided for payment of a combined service account as contained in Section 92.04 of this Code of Ordinances. Solid waste collection service may be discontinued in accordance with the provisions contained in Section 92.05 if the combined service account becomes delinquent, and the provisions contained in Section 92.08 relating to lien notices shall also apply in the event of a delinquent account.

SECTION 2. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 3. WHEN EFFECTIVE. This ordinance shall take effect after its final passage, approval and publication as provided by law.

Passed and Approved by the council on the 8<sup>th</sup> day of May, 2023. /s/Dave Ellingboe, Mayor. Attest: /s/ Rebecca Schau, City Clerk First Reading: April 10<sup>th</sup>, 2023 / Second Reading: May 8<sup>th</sup>, 2023 / Third Reading: Waived May 8<sup>th</sup> 2023

Set date to open bids on tree removal in city right of way for June 12th 2023 @ 7:30pm.

Motion by Newton, second by Moeller to approve Windstream Permit for placement of fiber optic cable in Donnellson, all ayes.

Police Report – There were 18 calls for service, 7 traffic stops & 2 citation. 27 building checks were done during the day & night time hours.

There being no other business to come before the Council, motion by Newton, second by Marshall, Mayor Ellingboe declared the meeting adjourned: all ayes.

\_\_\_\_\_, Dave Ellingboe, Mayor

Attest: \_\_\_\_\_, Rebecca Schau, City Clerk

**Summary of All Receipts:** General \$96,023.09 Capital Equipment Reserve \$0 Road Use Tax \$9,913.88 Employee Benefit \$7,671.76 Local Option Sales Tax \$6,640.98 Debit Service \$0 Rathbun \$0 ARPA \$0 Water \$20,180.39 Water Sinking USDA \$1,816.00 Sewer \$26,658.15 Sewer Sinking \$0. **Summary of All Disbursements:** General \$60,847.82 Capital Equipment Reserve \$0 Road Use Tax \$6,913.49 Employee Benefit \$1,508.18 Local Option Sales Tax \$1,835.50 Debit Service \$0 Capital Project Fund \$0 Rathbun \$0 ARPA \$0 Water \$22,285.87 Water Sinking \$1,816.00 Sewer \$9,373.02 Sewer Sinking \$0

DONNELSON TIRE & SERVICE	Service 15 Chevy	69.45
U S CELLULAR	Chief Cell Phone	80.51
AFLAC	Aflac	80.76
PHILIP INSURANCE AGENCY	Insurance	42,532.44
MASTERCARD	Credit Card	1,673.78
WINDSTREAM	Internet	326.88
ALLIANT ENERGY	Electric	5,420.13
GRRWA	Landfill Fees	953.00
MCFARLAND SUPPLY	Copy paper	60.98
USA BLUE BOOK	Trash Pump	1,785.60
FRENCH-RENEKER-ASSOCIATES	Engineering Services	1,080.00
EFTPS	FED/FICA TAXES	3,874.50
IPERS	IPERS-REGULAR	2,595.26
DONNELSON LUMBER CO	Misc supplies	109.83
DAILY DEMOCRAT	PROCEEDINGS	78.73
ARMSTRONG TRACTOR LLC	Vortex Line	14.59
MT. HAMILL ELEVATOR	Grass Seed	65.00
HUFFMAN'S FARM AND HOME	Sprinkler & Hose	97.98
IOWA PUMP WORKS, INC.	Lift Station Repairs	2,320.55
KELTEK INCORPORATED	In car camera 23 Chevy Tahoe	6,614.00
HAMILTON CONCRETE PRODUCTS	Manhole Rings	205.00
T.H.E. COMPANY	Lawnmower	7,281.89
CITY OF WEST POINT	Chiefs Fuel	46.09
LEE CO AUDITOR	Shape File	40.00
VERIZON	Data Plan - Toughbook	40.01
SIMMERING-CORY & IOWA COD	Code Supplement	79.00
DAWN SCHAU	Office Cleaning 6 months	540.00
USPS	Postage	603.24
MICROBAC LABORATORIES	Coliform Bacteria	1.25
IOWA DEPARTMENT OF REVENE	Water Service Excise Tax	1,081.22
IOWA DEPARTMENT OF REVENE	Sales and Use Return Summary	249.04
RATHBUN REGIONAL WATER	Bulk Water	5,977.60
USDA RURAL DEVELOPMENT	Loan Payment	1,816.00

KOHLMORGAN HAULING	City Pick Up	8,670.00
BAKER & TAYLOR	Library Books	15.96
DIANE KRUSE	Plastic Sleeves	62.24
INGRAM	Library Books	712.03
RSM US LLP	MS Windows Server - Police	1,359.00
RSM US LLP	IT Services	606.23
POPULAR WOODWORKING	Library Magazines	24.95
ACCESS	Color Copies	48.05
COOKS COUNTRY	Magazines	39.17
VERTICAL COMMUNICATIONS	Phone Service	55.01
WRITERS DIGEST	Library Magazines	49.96
GREAT WESTERN SUPPLY CO	Hand Sanitizer	15.75
PLAYAWAY PRODUCTS	Audio Books	42.74
EXCEL IT SERVICES	Cloud Services	85.55
FRANK DUNN	Pothole Patch	949.00
MERRILL OPERATIONS	Repaint Library Carts	210.00
STUECKER DRONE SOLUTIONS	North Star Skid Sprayer	2,500.00
PAYROLL CHECKS	TOTAL PAYROLL CHECKS	15,753.41
	CLAIMS TOTAL	118,993.36