

**CITY COUNCIL MEETING**  
**November 2, 2020**

The Montezuma City Council met in regular session at Montezuma City Hall on November 2, 2020. The meeting was called to order at 6:00 p.m. with Mayor J. Bolen presiding.

PRESENT: Willrich, Eichenberger, Watts & C. Bolen (via phone)

ABSENT: Webb

ALSO, PRESENT: Christy Sanger, Bret Warden, Abby Hubbard, Libby Patton & Erik Kriegel

The Mayor and Council reviewed Partial Pay Application #3 presented by Dave Schmitt Construction Co., Inc. for their work on the South 3rd Street Project. Councilmember Watts made the motion to approve the claim in the amount of \$405,054.45. A second was made by Councilmember C. Bolen. Ayes: all, Nays: none.

Councilmember Willrich made a motion to approve the consent agenda that consisted of the following:

- Minutes from the October 19, 2020 meeting
- Claims

Councilmember Eichenberger seconded the motion. Ayes: all, Nays: none.

Veenstra & Kimm's engineer on the Wastewater Treatment Facility Improvements Project, Libby Patton, was present to discuss the issue with the effluent piping and how to resolve the problem with Boomerang. According to Patton, it was Boomerang's responsibility to make sure that the "fall" and the connections were work correctly. Patton stated that she informed Boomerang not to submit a change order to the City's as it is not their responsibility to pay for the errors and miscalculations. She also made Warden aware that he needs to be keeping track of all of his additional time he had dedicated to this project as possible liquidated damages. Patton will inform Warden when all parties can meet on site to make sure everyone is on the same page with how to correct the issue with fall and what still needs to be wrapped up before winter gets here.

Hubbard submitted Resolution #20-11-01: Resolution Approving the City of Montezuma's 2020 Annual Financial Report for Fiscal Year Ending June 30, 2020. Mayor J. Bolen asked Hubbard to provide copies of the report to be reviewed before an approval would be considered. Councilmember Watts made a motion to table the approval of Resolution #20-11-01 until the Council has time to look over the report. A second was made by Councilmember Eichenberger. Ayes: all, Nays: none.

The first reading of the amendment of Ordinance #51 was presented. Councilmember Willrich made the motion to wave the second and third readings and to have Sanger publish the ordinance. Councilmember Eichenberger seconded the motion. Ayes: all, Nays: none.

Veenstra & Kimm engineer, Greg Roth, and the Dave Schmitt Construction Company, presented the Mayor and Council with four different options to remove, replace and construct new sidewalks along South 3<sup>rd</sup> Street. Councilmember Watts insisted that Dave Schmitt Construction should perform the work that they were contracted to do and let the bid out for local contractors for anything above and beyond the contract. With having only, the first phase nearly finished, there is still a lot time and work left in the second and third phases of the project for issues to arise. Hubbard explained there are some reserve resources available to help fund replacing and extending the sidewalk. After a lengthy discussion, Councilmember Watts made the motion to approve Option #4 presented by Veenstra & Kimm. A second was made by Councilmember Willrich. Ayes: all, Nays: none.

Poweshiek County Supervisor, Diana Dawley, brought in a letter regarding the possible projects to be completed using the wind turbine TIF dollars available for the wind turbines that are within the allowable 2-mile radius of city limits. The County is looking to find some common ground with the City on these projects. The Mayor and Council came up with a few questions that they would like addressed before signing off on the projects and asked Sanger to get in touch with the Supervisors and their engineer to attend the next council meeting, November 16<sup>th</sup>, to discuss their views. A motion to table the decision to sign-off on the projects until the Mayor and Council can speak with the county engineer and/or Poweshiek

County Supervisors was made by Councilmember Watts and seconded by Councilmember Eichenberger. Ayes: all, Nays: none.

Councilmember Eichenberger made the motion to adjourn the regular meeting at 7:10 p.m. with a second from Councilmember Watts. Ayes: all, Nays: none.

---

City Clerk

---

Mayor