

June 4, 2018
Wellman, Iowa

The Wellman City Council met in regular session in the Council Chambers of the Wellman Municipal Building at 5:30 pm. Mayor Ryan Miller presided with City Administrator, City Clerk and the following Council Members: Robert Goodrich, Shannon McCain, Mark Philpot, Robert Freeman, & Tracy Owens. Following the Pledge of Allegiance, the Consent Agenda was approved upon motion by Freeman, Seconded by Goodrich and all aye votes. The consent agenda includes the agenda, minutes from previous meeting, and the following claims:

6/4 Payroll

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|----------------------------------|-------------------------------|--------------|
| Megan E Harris | | \$277.47 |
| Ashten E VanWinkle | | \$49.15 |
| Carol A Wilkins | | \$958.35 |
| Troy M Wilkins | | \$326.54 |
| Teresa K Lampe | | \$1,009.08 |
| Beth A VanWinkle | | \$1,218.39 |
| Betty J Johnston | | \$134.71 |
| Timothy J Garrett | | \$1,705.54 |
| Travis D Hartley | | \$1,163.32 |
| Jesse J Meade | | \$1,211.51 |
| Josh S VanWinkle | | \$1,052.57 |
| Kelly L Litwiller | | \$1,707.34 |
| Cynthia S Thrapp | | \$878.73 |
| Fed Taxes | | \$3,646.61 |
| Shar M Greiner | Deposit Return | \$172.40 |
| Capital Projects | June 1st Debt Payments | \$181,620.00 |
| City of Wellman | June 1st Debt Payments | \$184,415.60 |
| Municipal Water System | June 1st Debt Payments | \$92,882.50 |
| Parkside Activity Center Project | June 1st Debt Payments | \$64,665.00 |
| Sewer Sinking Fund | June 1st Debt Payments | \$40,632.49 |
| Water Sinking Fund | June 1st Debt Payments | \$50,250.00 |
| Hills Bank & Trust | June 1st Debt Payments | \$5,652.31 |
| Wellman Federation Bank | June 1st Debt Payments | \$12,718.75 |
| Action Services | South Park Porta Potty | \$70.00 |
| All Flags | Flags for Parks | \$186.19 |
| Alliant Energy | City Utilities | \$9,413.34 |
| City of Wellman | City Utilities | \$1,573.20 |
| City Sewer Service | Sewer Line Jetting/Camera | \$480.00 |
| Costco-Citi Card | Skate iTunes/Merch for Resale | \$74.55 |
| Cox Sanitation & Recycling | WTP/WWTP Dumpster | \$75.00 |
| Gambles | Garden Hose-Parks | \$28.43 |
| Hawkins | WTP Chemicals/Freight | \$1,867.90 |
| IAMU | Leak Survey-Gas | \$951.60 |
| J&S Plumbing & Heating | North Park Fountains/Supplies | \$337.10 |
| JB Repair | Water Valve Lid Welding | \$73.46 |

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| Johnson Controls | Parkside Security System | \$263.68 |
| KC Tree Removal | Stump Grinding/Removal | \$82.50 |
| KCTC | Email Host/Server Fee | \$19.69 |
| Library Cash Fund | May Library Postage | \$33.72 |
| LL Pelling Company | Spring Chip & Seal | \$26,435.48 |
| Office Express | City Hall Supplies | \$113.28 |
| Reggie Tire | City Equipment Fuel | \$365.00 |
| Schwartz Construction | North Park Shelter Renovation | \$20,000.00 |
| Shannon McCain | Ragbrai Supplies Reimbursement | \$452.67 |
| The News | Council Minutes/Water Quality Report/Budget Amend. | \$523.51 |
| USABlueBook | WTP Lab Testing Supplies | \$411.01 |
| Utility Safety & Design | May Retainer Fees | \$175.00 |
| Utility Service Company | Quarterly Water Tank Service | \$2,866.95 |
| Wellman Auto Parts | WWTP Supplies | \$13.30 |
| Wellman Co-op Telephone | City Telephones | \$882.66 |
| TOTAL | | \$716,117.58 |

No one spoke in public forum.

A public hearing to receive comments for on temporary ordinance regulation 2018 Ragbrai event within the City of Wellman was opened by McCain, seconded by Goodrich and upon roll call the vote was unanimous ayes. There were no written or oral comments received. Philpot moved to close the public hearing, Owens seconded and all voted aye. First reading of Temporary Ordinance No. 1 regulating the 2018 Ragbrai event within the City of Wellman is as follows:

TEMPORARY ORDINANCE NO. 1

AN ORDINANCE REGULATING THE 2018 RAGBRAI EVENT WITHIN THE CITY OF WELLMAN, IOWA

WHEREAS, the “Des Moines Register’s Annual Great Bicycle Ride Across Iowa” will pass through Wellman, Iowa on Friday, July 27, 2018; and

WHEREAS, the RAGBRAI XLVI event will draw several thousand people into Wellman on this date; and

WHEREAS, this infusion of a large number of people into Wellman will cause public health, safety, sanitation, and related concerns that require regulation.

NOW, THEREFORE, BE IT ORDAINED by the Wellman City Council that the following Ordinance is hereby enacted:

SECTION 1 – VENDOR PERMIT REQUIRED: No person, association, corporation, organization of other entity shall provide, or sell food, beverages, services or merchandise to the public in the City of Wellman on July 27, 2018 unless the person, association, corporation, organization or entity has first obtained a Vendor Permit from the City Clerk of Wellman, Iowa. A Vendor Permit Application approved by the Wellman RAGBRAI Coordinators is required prior to the issuance of a Vendor Permit. Proof of liability insurance in the amount of \$500,000 must accompany the Vendor Application.

SECTION 2 – VENDOR FEES: The Vendor Fees collected will be used to help cover the extra expenses incurred for hosting the RAGBRAI riders in the City on July 27, 2018. No Vendor Permit shall be issued after June 1, 2018.

The fee for a Vendor Permit shall be as follows:

- A. Local Vendor fee is \$100
- B. Out of Town vendor fee is \$250

In addition to the Vendor Permit Fee, an additional \$25 electric utility fee will be required for vendors requesting or if determined necessary to adequately service the vendor's location. This fee must be paid prior to the issuance of the Vendor Permit.

The RAGBRAI executive committee shall have the authority to negotiate a fee based upon negotiations with individual vendors when deemed to be in the best interest of the City.

SECTION 3 – LOCATION AND LAWFUL OPERATIONS: Each Vendor Permit shall be granted and remain valid only on the condition that the vendor locate the temporary stand at a location determined by the Wellman RAGBRAI Coordinators and comply with the Iowa Department of Health rules and regulations, the Iowa Department of Revenue rules governing sales on the premises and any other applicable Federal, State, County, and Municipal laws, rules and regulations.

SECTION 4 – GLASS CONTAINERS: To promote safety, all beverages sold in Wellman, Iowa by vendors on July 27, 2018 shall be sold in non-glass containers only.

SECTION 5 – OUTDOOR ENTERTAINMENT: The decibel level of outdoor entertainment shall be reasonable for the circumstances, time and location and shall be subject to the control of Wellman RAGBRAI Coordinators. No unacceptable risk to public safety, health or welfare will be allowed.

SECTION 6 – STREET CLOSURE: During the effective dates of this Ordinance and without prior Council approval regarding the blocking of any city streets, Washington County Sheriff's Department, or those at the direction of RAGBRAI Coordinators, may place barricades or road blocks in any City street, alley or roadway to redirect vehicular traffic in order enhance the proper and safe flow of bicycle and vehicular traffic within the City limits of Wellman, Iowa.

SECTION 7 – NUISANCE: The sale of food, beverages, services or merchandise or the location of a temporary stand without a Vendor Permit or in violation of any of the provisions of this Ordinance is hereby declared to be a nuisance. Any member of the Washington County Sheriff's Department or its designees and the Wellman RAGBRAI Coordinators are hereby empowered to cause any offending vendor or outdoor entertainment to immediately cease operation without prior notice. Each separate sale after the vendor is told to cease operation shall be deemed a separate violation of this Ordinance.

SECTION 8 – MISDEMEANOR: It shall be misdemeanor for any person, association, corporation, organization or other entity to violate any of the provisions of this Ordinance. Each separate violation of this Ordinance is subject to a maximum of \$500.

SECTION 9 – REPEALER: All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 10 – 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 11 – WHEN EFFECTIVE: This Ordinance shall be in effect after its passage, approval and publication as provided by law and remain in effect until 3:00 pm (CDT) on July 27, 2018.

Philpot moved to approve the 1st Reading and waive the 2nd and 3rd Reading, seconded by McCain and upon roll call the vote was unanimous ayes.

Discussion and action was taken on Disc Golf Course at North Park. Litwiller explained that a potential project was brought to her by Teresa Lampe & Talon McFarland, from the YMCA on creating a new Full Disc Golf Course at the North Park. Lampe explained that 10 years ago she coordinated with the high school on making some baskets to just see if they could get any interest in this sport. The course still gets used a lot for only having a few original baskets left. She would like to apply for a Riverboat Grant for \$2,000 and then look into having local businesses sponsor a hole for the remainder of the cost. Talon also presented Council with a possible message board that could have a map of the course and also list the sponsors. They also explained that this project will fund itself and are not looking for the city to have to fund any of it but would like to have the cities support. McCain moved to approve, Owens seconded and all voted aye.

McCain moved to approve Jet Physical Therapy Lease renewal, Philpot seconded and all voted aye.

With no further business Owens moved to adjournment at 6:14pm, McCain seconded and all voted aye. The next regular City Council Meeting will be held Monday, June 18, 2018 at 5:30pm in the Council Chambers of the Wellman Municipal Building.

Minutes transcribed by the City Clerk subject to Council Approval.