

**CITY OF CLARKSVILLE
CITY COUNCIL BUSINESS MEETING
July 6, 2021**

The Clarksville City Council met in regular session on July 6, 2021, in the City Council Chambers at 6:30 p.m. with Mayor Todd Fails in the chair and Council Members Wendy Brooks, Roger Doty, and Brock Lodge present. Travis Sterken and Larry Voigts absent.

Motion Brooks, Doty, to approve and adopt the items contained in the Consent Agenda: Motion to approve minutes (June 7, 2021, June 21, 2021 and June 22, 2021).

RCV – Ayes: Brooks, Doty, Lodge. Nays: None. Absent: Sterken, Voigts. MC.

Motion Brooks, Doty, to adopt second reading of Ordinance No. 291: AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLARKSVILLE, IOWA, BY ADDING A NEW CHAPTER RELATING TO WELL CONTROL ZONES.

RCV – Ayes: Brooks, Doty, Lodge. Nays: None. Absent: Sterken, Voigts. MC.

Second reading passed.

Motion Doty, Brooks, to waive third reading of Ordinance No. 291: AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLARKSVILLE, IOWA, BY ADDING A NEW CHAPTER RELATING TO WELL CONTROL ZONES.

RCV – Ayes: Brooks, Doty, Lodge. Nays: None. Absent: Sterken, Voigts. MC.

Passed by the Council the 6 day of July, 2021, and approved this 6 day of July, 2021.

Motion Lodge, Brooks, to adopt second reading of Ordinance No. 292: AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLARKSVILLE, IOWA, BY GRANTING TO MIDAMERICAN ENERGY COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT AND NON-EXCLUSIVE FRANCHISE TO ACQUIRE, CONSTRUCT, ERECT, MAINTAIN AND OPERATE IN THE CITY OF CLARKSVILLE, IOWA, A NATURAL GAS SYSTEM AND TO FURNISH AND SELL NATURAL GAS TO THE CITY AND ITS INHABITANTS AND AUTHORIZING THE CITY TO COLLECT FRANCHISE FEES FOR A PERIOD OF 25 YEARS.

RCV – Ayes: Brooks, Doty, Lodge. Nays: None. Absent: Sterken, Voigts. MC.

Second reading passed.

Motion Brooks, Lodge, to adopt second reading of Ordinance No. 293: AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLARKSVILLE, IOWA, BY GRANTING TO MIDAMERICAN ENERGY COMPANY, ITS SUCCESSORS AND ASSIGNS, THE RIGHT AND NON-EXCLUSIVE FRANCHISE TO ACQUIRE, CONSTRUCT, ERECT, MAINTAIN AND OPERATE IN THE CITY OF CLARKSVILLE, IOWA, AN ELECTRIC SYSTEM AND COMMUNICATIONS FACILITIES AND TO FURNISH AND SELL ELECTRIC ENERGY TO THE CITY AND ITS INHABITANTS AND AUTHORIZING THE CITY TO COLLECT FRANCHISE FEES FOR A PERIOD OF 25 YEARS.

RCV – Ayes: Brooks, Doty, Lodge. Nays: None. Absent: Sterken, Voigts. MC.

Second reading passed.

Motion Doty, Lodge, to approve driveway building permit for Charles Bittner, 514 N. Elizabeth St.

RCV – Ayes: Brooks, Doty, Lodge. Nays: None. Absent: Sterken, Voigts. MC.

Motion Brooks, Doty, to approve Cindy Wedeking applying for grants for additional playground equipment at Volunteer Park.

RCV – Ayes: Brooks, Doty, Lodge. Nays: None. Absent: Sterken, Voigts. MC.

Motion Brooks, Doty, to adopt Resolution 21-753: A RESOLUTION APPOINTING CRIMINAL TRIAL ATTORNEY.

WHEREAS, the present City Attorney as agreed that it would be in the best interest of the City to confirm Mr. David Kuehner and his law firm Gibson, Lievens and Kuehner, as criminal trial attorney pursuant to the attached contract, and pursuant to said terms, and

WHEREAS, the Council was aware of this contract and desires to confirm it to allow Mr. Kuehner to perform such tasks for the City as its legal representative in said proceedings.

NOW THEREFORE, after thorough consultation and discussion, the Council hereby resolves:

1. That Mr. David Kuehner is appointed to represent the City in all criminal matters pursuant to Contract at the rate of \$90.00 per hour for a term of one year.

2. That this appointment does not supersede or substitute any of the duties or responsibilities listed within Chapter 20 of the City Code, but acts independently, pursuant to contract.

PASSED and ADOPTED this 6 day of July, 2021.

RCV – Ayes: Brooks, Doty, Lodge. Nays: None. Absent: Sterken, Voigts. MC.

Motion Lodge, Brooks, to table legal service quote for preparation of one or more policy handbook(s).

RCV – Ayes: Brooks, Doty, Lodge. Nays: None. Absent: Sterken, Voigts. MC.

Motion Doty, Brooks, to approve late June 2021 claims: Clarksville Ambulance for calls & fees \$573.00, MidAmerican Energy for Pioneer Days stage \$11.61, PCC for monthly ambulance billing \$501.16.

RCV – Ayes: Brooks, Doty, Lodge. Nays: None. Absent: Sterken, Voigts. MC.

Motion Doty, to adjourn the regular City Council meeting at 7:00 p.m.

Todd Fails
Mayor

Attest: Lori A. Peterson
City Clerk/Treasurer