**Delaware City Council Meeting Minutes**

Saturday, July 9, 2022

Mayor Fishler called the meeting to order at 8:00am.

Roll call of members present: Rick Lahr, Barb Ries, Kevin Clark, Larry Tibbott, Burt Davis. Absent: None.

Request from Lucasland LLC

The City Council reviewed correspondence from the City Attorney regarding hunting within the City limits and the request to de-annex the property. The Council also reviewed emails received from the property owners. The Council discussed hunting within City limits, utilities, and the potential sale/development of the land.

Motion by Lahr, seconded by Ries that, based on the City Code and the City Attorney’s review, the request of Lucasland LLC to allow the discharge of firearms within City limits be denied but bow hunting is permitted. Motion carried, all ayes. Motion by Ries, seconded by Davis to deny the request of Lucasland LLC to de-annex their property. Motion carried, all ayes.

Kluesner Sanitation

Craig Kluesner, Kluesner Sanitation, addressed the Council regarding the rate they charge the City for garbage/ recycling collection, noting that the cost of fuel has increased significantly. Kluesner referenced the contract which allows them to increase the fee if fuel goes above $4.00 per gallon and stated that they would like to increase the charge to the City by $0.48 per residence. The Council discussed the request and asked that Kluesner Sanitation provide a written amendment to the contract for the proposed fee change.

Public Hearing on Alley Vacation Request of Larry & Teresa Tibbott

Mayor Fishler opened the Public Hearing at 8:20am. There were no comments to be heard and no written comments on file. The Council discussed the adjacent property that is currently for sale. Mayor Fishler closed the Public Hearing at 8:28am.

Motion by Ries, seconded by Davis to waive the first and second consideration of Ordinance 003-2022 and proceed to the third consideration and final adoption. Ayes: Ries, Davis, Lahr, Clark. Nays: None. Abstentions: Tibbott (Tibbott abstained as he is an interested party).

Motion by Lahr, seconded by Ries to approve the third consideration and final adoption of Ordinance 003-2022 An Ordinance Vacating that portion of the Undeveloped Alley described as lying between Lots 619, 620, 621, 622, 623, 624, 625, And 626, and the North ½ Of Lots 775, 776, 777, and 778, all in Delaware, Iowa according to Plat Recorded in Book 2 L.D., Page 488 and Lots 779, 780, 781, and 782, Delaware, Iowa, according to Plat Recorded in Book 2 L.D., Pages 488-489. Ayes: Lahr, Ries Davis, Clark. Nays: None. Abstentions: Tibbott (Tibbott abstained as he is an interested party).

Motion by Ries, seconded by Davis to set August 13, 2022 at 8:00am as the date and time for a Public Hearing on the Sale of the Alley. Motion carried, all ayes.

Agreement for a Rural County Transportation Program Project for the City of Delaware Seal Coating Streets Project (Agreement DELCO-DELAWARE-RCTP FY23)

Motion by Davis, seconded by Tibbott to approve the Delaware County Secondary Roads Agreement for a Rural County Transportation Program Project for the City of Delaware Seal Coating Street Project (Agreement DELCO-DELAWARE-RCTP FY23). Motion carried, all ayes.

Ordinance Amending the Delaware City Code by amending Chapter 10 Restricted Residence District and adding Chapter 11 Agricultural District

The Council reviewed the proposed ordinance adding an agricultural district in the City. Motion by Tibbott, seconded by Davis to approve the first consideration and adoption of Ordinance 004-2022 An Ordinance Amending the Delaware City Code by Amending Chapter 10 Restricted Residence District and adding Chapter 11 Agricultural District. Motion carried, all ayes.

Resolution Approving Purchasing Policy

The Council reviewed the draft of the purchasing policy for the City. Motion by Davis, seconded by Ries to adopt R-007-2022 Resolution Adopting the Purchasing Policy for the City of Delaware, Iowa. Motion carried, all ayes.

Nuisance Updates

The Council discussed the status of a couple nuisance properties in the City. ECIA will be drafting letters regarding the nuisances. Mayor Fishler informed the Council he had spoken with ECIA about grant opportunities to assist property owners with improvements to their properties, noting there would be a City match required and specific terms that must be met in order to qualify.

Department Reports

Fire/Civil Defense: Alex Elgin informed the Council that the Fire Department had a successful breakfast, and the department is waiting on the title on the old fire truck before they proceed with selling it.

Streets: The Council discussed the request for a stop sign at West Jefferson and 6th Street. The Council agreed a three-way stop would work well at that intersection. The Council also discussed the request for temporary speed bumps on East Jefferson Street and potentially Virginia Street to slow traffic.

Park: Council Member Ries discussed a date for the City picnic. The Council agreed that August 13, 2022 in conjunction with the car cruise would work well.

Water: Alex Elgin informed the Council that Oasis had finished the work at the well house. Mayor Fishler noted the hydrant by Tom Schirmer’s needs to be repaired as it is leaking.

Sewer: Mayor Fishler informed the Council that Dewey Domeyer had placed sheep at the lagoons to help keep the grass and weeds down. The Council discussed the repair of the fence, Elgin commented that he would like to do the repairs this fall. The Council thanked Hutchison’s for the donation of the materials for the fence.

Other Business

Mayor Fishler noted that at the end of West Washington Street there is a small strip of land that belongs to the County. The Council discussed and asked the City Clerk to investigate further.

Standing Business

Motion by Tibbott, seconded by Davis to approve the following standing business items: minutes of the June 8, 2022 City Council meeting; payment of the bills; Delaware County Sheriff’s Office June 2022 Report; June 2022 Revenue and Expense Report; and the June 2022 Utility Collections Report. Motion carried, all ayes.

Motion by Davis, seconded by Ries that the meeting adjourn at 9:59am. Motion carried, all ayes,

Erin Learn, City Clerk