

**Ruthven City Council Meeting
February 16, 2016, 2016 - 6:30 PM**

The Ruthven City Council, of the City of Ruthven, Iowa, met on the 16th Day of February, 2016, at 6:30 PM, in regular session, in Council Chambers at City Hall, pursuant to law and to the rules of said council.

Meeting was called to order by Mayor David J Kirk in the Chair, and the roll being called, the following members were present; Mitch Anderson, Sara Ferguson, Dave Forey and Dustin Johnson. Absent; Jay Schoning

City employees/representatives present; Attorney David Stein (vis phone), Dave Conlon, Marci McCallum and Margaret Tatman Public; Rick Voss, John Tatman, Marjorie Mahoni and Robert Kepler

Motion Johnson, second Anderson to approve the Minutes from February 4, 2016 special meeting, Claims Report and Clerk's Financial Reports. Ayes; Anderson, Ferguson, Forey and Johnson Nays; None Absent; Schoning

Mayor Kirk declared the public hearing open at 6:45 pm for Proposed Revenue Purpose Statement Regarding Use of Revenue from Gas and Electric Franchise Fees. No objectors were present or filed written objections to the City Clerk, so the public hearing was declared closed at 6:48 pm.

Mayor Kirk declared the public hearing open at 7:00 pm for The City of Ruthven, Iowa's Intent to Amend, Extend or Renew a Gas Franchise and Consideration of a Franchise Fee, the Amount of the Franchise Fee and Franchise Fee Purposes for Franchise Fee Revenues. No objectors were present or filed written objections to the City Clerk, so the public hearing was declared closed at 7:15 pm.

Mayor Kirk declared the public hearing open at 7:15 pm for the City of Ruthven, Iowa's Intent to Amend, Extend or Renew a Electric Franchise and Consideration of a Franchise Fee, the Amount of the Franchise Fee and Franchise Fee Purposes for Franchise Fee Revenues. No objectors were present or filed written objections to the City Clerk, so the public hearing was declared closed at 7:18 pm.

Mayor Kirk declared the public hearing open at 7:30 pm regarding City Property for Sale at 1507 Gowrie St. No objectors were present or filed written objections to the City Clerk, so the public hearing was declared closed at 7:43pm.

Mayor Kirk declared the public hearing open at 7:45 pm regarding an Application with the United States Department of Agriculture Rural Development to Finance Wastewater System Improvements. No objectors were present or filed written objections to the City Clerk, so the public hearing was declared closed at 7:46 pm.

Johnson introduced Ordinance No. 1-2016 – An Ordinance Granting to Mid-American Energy Company, its Successors and Assigns, the Right and Non-Exclusive Franchise to Acquire, Construct, Erect, Maintain and Operate in the City of Ruthven 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. Motion to approve first reading of Ordinance No. 1-2016 by Johnson, Second Ferguson Roll Call Vote Ayes; Anderson, Ferguson, Forey and Johnson Nays; None Absent; Schoning

Forey introduced Ordinance No. 2-2016 – An Ordinance Granting to Mid-American Energy Company, its Successors and Assigns, the Right and Non-Exclusive Franchise to Acquire, Construct, Erect, Maintain and Operate in the City of Ruthven Iowa, a Electric System 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. Motion to approve first reading of Ordinance No. 2-2016 by Forey, Second Anderson Roll Call Vote Ayes; Anderson, Ferguson, Forey and Johnson Nays; None Absent; Schoning

Discussion with owner of business at 1215 Gowrie St. was held. Motion Ferguson, second Forey to allow owner to gather quotes for repairs to building and bring to April 5, 2016 council meeting Ayes; Anderson, Ferguson, Forey and Johnson Nays; None Absent; Schoning

Motion Johnson, second Ferguson to direct Attorney Stein to continue court date to after the April 5, 2016 council meeting Ayes; Anderson, Ferguson, Forey and Johnson Nays; None Absent; Schoning Motion Johnson, second Forey to leave barricades up in front of business at 1215 Gowrie St. but to add caution tape so no one is able to walk in the dangerous area. Ayes; Anderson, Ferguson, Forey and Johnson Nays; None Absent; Schoning

Review of Nuisance abatement at 1102 Scott St. shared by Attorney Stein to council which stated Defendant is signing an agreement on February 17, 2016 to clean complete yard outside the fenced in area and also to repair the fence so no one can see inside by May 1, 2016. Motion Anderson, second Johnson to approve consent order agreement Ayes; Anderson, Ferguson, Forey and Johnson Nays; None Absent; Schoning

Motion Johnson, second Ferguson to approve Resolution No. 17-2016 – A Resolution Setting a Public Hearing for March 1, 2016 at 7:00 p.m. regarding the City of Ruthven, Iowa’s Intent to Make Changes to and Amend City Ordinance Chapter 51, Junk and Junk Vehicles. Roll Call Vote Ayes; Anderson, Ferguson, Forey and Johnson Nays; None Absent; Schoning

Cemetery Maintenance was tabled to March 1, 2016 council meeting in order to invite Calvary Cemetery Trustee to attend meeting and contribute to discussion and decisions.

Mayor Kirk recommended Justin Henningsen to fill the open Board of Adjustments seat vacated by resignation of Matt Geelan. Motion Anderson, second Johnson to appoint Justin Henningsen to the Board of Adjustments Ayes; Anderson, Ferguson, Forey and Johnson Nays; None Absent; Schoning

Discussion on the Ruthven Social Center Policy, Rules and Regulations for the City of Ruthven, Iowa was tabled to March 1, 2016 council meeting for wording changes and clarification on items listed.

Motion Forey, second Ferguson to approve Resolution No. 19-2016 – A Resolution Declaring Surplus and Authorizing Transfer Roll Call Vote Ayes; Anderson, Ferguson, Forey and Johnson Nays; None Absent; Schoning

Motion Anderson, second Johnson to adjourn meeting at 8:06 pm. Ayes; Anderson, Ferguson, Forey and Johnson Nays; None Absent; Schoning

David J. Kirk, Mayor

Attest:

Margaret Tatman, City Clerk