

Minutes of the meeting of the Buffalo City Council held on April 04, 2022. Meeting called to order by Mayor Sally Rodriguez, at 6:00pm. All members with a "\*" after their name participated electronically for the meeting. All other participants were in the Council Chambers. Present Mary Moore, Ted Teel, Austin Miller, Brandon Berg, Joe Buffington, Public Works Director Josh Ferkel, City Attorney William McCullough(excused), City Engineer Mike Janecek, Police Chief TJ Behning, Fire Chief Doug Anderson, and City Clerk Tanna Leonard.

### **Consent Agenda**

- Approval of Agenda
- Approval of the minutes of the March 7, 2022, council meetings.
- Payment of claims
- Clerk Report

Motion by Buffington to approve the consent agenda. Seconded by Teel and carried unanimously.

**Public Input-** Jamie Cook presented an idea to the council to host a Farmers Market at the park.

Mr. and Mrs. David Lewis requested an extension for their stay in their camper during their fire damage remodel. Clerk will add the request to the next council meeting.

### **Discussion & Decision**

#### **Engineering Updates**

**Street Scape-** Mike Janecek explained that he has been working with IDOT on the project and they have accepted it as an official project. The Committee intends to host another street scape meeting to work on finalizing the preliminary plan. Teel suggested that William McCullough be present to answer any legal questions that were unable to be answered at the previous public meeting. Rodriguez reported that she had met with legislators and discussed the project during their forum.

#### **Leachate Disposal Scott County Waste Commission**

Jay Brady from Stanley reported that the sub committee met with the waste commission and discussed the project. He explained that he provided two proposal options for the City to review the information. The Feasibility Study would examine the cost and feasibility of the project for \$19,525. The second proposal is for a wastewater Plant Condition Assessment and Capital Plan, this will be an entire review of the plant and cover the feasibility and look at a Capital Improvement plan for \$30,980.

Motion by Buffington and seconded by Miller to table until the next meeting after Mayor Rodriguez had the opportunity to speak with Ms. Morris from the Scott County Waste Commission. Motion carried unanimously.

#### **Rail Road Merger**

Mayor Rodriguez reported that she is continuing to meet with Bi-State and other communities involved in the merger. She has met with Police and Public works, and they are monitoring the traffic and working on quiet zones.

## **Dollar General**

Waiver has been submitted, and we are waiting for Dollar General for information on the distance.

## **Golf Cart/UTV Request**

Galen from 1409 Front Street requested permission to operate his UTV either along highway 22 in the grass area or on the bike trail. He believes he should be able to access town from his property. Chief Behning will check into the rules and report back.

## **Community Development Kids Camp Expenses**

Angie Gadzik explained that Community Development was asking permission to fund YMCA Camp this year. The program would be changing a bit to extend 6 weeks for 3 hours per day. Camp would run from June 27-August 5 five days per week from 9:00-12:00. Bus would still pick up and drop off at Buffalo Parks. Teel questioned how many kids were served during previous years. Gadzik stated that past programs subsidized 40 kids. Gadzik explained there is no cap on participants, just the subsidies stop after 30 kids.

Motion by Berg and seconded Buffington to approve the Camp Abe Lincoln program for \$3,978. Teel asked how this program is developing the community, not that he has a problem with it but is a legitimate question. Rodriguez explained that kids enjoy camp and that different cities provide different programs for their youth. Gadzik explained that kids need structure with something to keep them busy. Rodriguez said that activities bring people to the community and are selling points for homes. Berg explained that it was a cost benefit for parents with increasing daycare fees. Gadzik explained that in the early stages of Community Development it was determined that incorporating structured activities in the community for youth were a top priority and the program has continued to be funded. Mayor Rodriguez reiterated that there was a motion by Berg and seconded by Buffington, she asked all in favor. Motion carried unanimously.

## **Fireworks**

Motion by Teel and seconded by Berg to approve the \$1,500 donation from Daniel Mullanack and to utilize firework reserve funds to cover the difference for the increase in prices for the year. Motion carried unanimously.

## **Farmers Market**

Jamie Cook requested the council consider hosting a farmers Market. Council will get with the attorney and check on the lease.

## **Clarks Landing Liquor**

Motion by Teel and seconded by Buffington to approve the liquor license for Clarks Landing. Motion carried unanimously.

## **Splash Pad**

Hass explained that the Park Board Hosted a meeting with a representative for splashpads. He provided information on the styles and systems that they had to offer. The park board is interested in moving forward to seek funding for the project. Teel mentioned that he had no issues with the project but stated that he thought they would have a hard time selling the pass-through water system to the council.

### **Playground equipment**

Hass reported that they wanted to purchase equipment for the play area. The equipment is inclusive and meets ADA requirements for our community members. The Clerk had submitted a grant to the Scott County Regional Authority. We will wait until we hear from the grant prior to purchasing individual pieces of equipment.

### **Volleyball nets**

Motion by Teel and seconded by Miller to approve the purchase of two volleyball nets for the beach. Motion carries unanimously.

### **Cemetery Sign**

Deana Jarvie presented a check for \$1,000 to the city from the Historical Society for the map at the Cemetery. The Council graciously thanked the Historical Society for making this project possible. Motion by Teel and seconded by Miller to approve the purchase of the display for the map on the building at the cemetery. Motion carried unanimously.

### **Cemetery Fence**

Council discussed GIS on Scott County and reviewed the area. Since it is unknown who owns the property, the City must have it surveyed to determine the property owner. Moore asked if it was our responsibility to survey the property or if that would set precedence in future matters. Rodriguez asked if Ferkel was able to locate any property pins when he was there. He indicated that he was not able to locate. Teel asked if anyone had seen the condition of the fence and trees, it looks terrible. The trees have grown into the fence and the property owner wants the fence and trees removed. Teel expressed that he was extremely disappointed with the council not moving forward with this. There is no issue spending \$500K on the river front beautification and then we have issues keeping the cemetery beautiful for our loved ones. Clerk texted the city engineer, and he estimated \$3,500 to survey the property. Rodriguez explained that she didn't feel that anyone was against upkeeping the cemetery but just concerned about setting precedence in surveying property and using funds. Teel also mentioned that there is a fence ordinance. So, the precedence is set that you have a clean fence line. If the city owns the property, then the city needs to remove the fence and trees. Motion by Teel to have the whole cemetery surveyed to avoid future questions, seconded by Buffington, and carried with Moore voting "no".

### **Painting water tower**

Teel motioned to table the painting of the water tower, seconded by Miller, and carried unanimously.

### **Lawnmower trade & purchase**

Motion by Buffington and seconded by Teel to approve the additional \$400 for the purchase of the lawnmower. Motion carried unanimously.

### **Gazebo**

Removed the trash can and picnic table but no one has instructed where to move the gazebo on Jefferson Street. Motion by Teel and seconded by Miller to table the gazebo. Motion carried unanimously.

### **Playground mulch**

Motion by Teel and seconded by Miller to approve the purchase of mulch for the playground. Motion carried unanimously.

### **City Hall sidewalk repair**

Motion by Buffington and seconded by Berg to approve the replacement of the pervious pavement brick in front of City Hall to concrete. Motion carried unanimously.

### **BAC Cameras**

After lengthy discussions on the terrible quality of other current camera systems that we utilize, Chief Behning offered to utilize his evidence fund to pay for the system.

Motion by Teel and seconded by Miller to approve \$699 for BAC cameras. Motion carried unanimously.

### **Beach Pub liquor License**

Motion by Teel and seconded by Moore to approve the Beach Pub Liquor License. Motion carried unanimously.

### **Audit Results**

Mayor Rodriguez explained that everyone received their copies of the audit results and asked if anyone had any questions. She reported that she will be working with the Clerks to correct some of the deficiencies and recommendations from the State Auditor.

### **Culpepper & Meriweather Circus**

Motion by Teel and seconded by Miller to invite the Culpepper & Meriweather Circus. Motion carried unanimously.

### **GTSB Conferencing or Rich and Josh**

Motion by Teel, seconded by Miller to approve Rich and Josh to attend the GTSB conference. Motion carried unanimously.

### **Bujalski Schooling**

As union code 22.3 addresses the City Paying for 50% of tuition and books. The estimated cost remaining after his veterans benefit is \$7K-\$9K. Motion by Berg seconded by Miller to approve schooling for Bujalski, motion carried unanimously.

### **City Vehicle usage**

Ferkel asked that from this point forward take the city vehicle home so that he can respond to water main leaks directly. Teel added that he would like to see the city guys that are on call on the weekend be allowed to drive their city vehicles home. They are on call using their own vehicles for city use. Teel mentions that if the call goes out, they are on city time. Rodriguez mentioned insurance and liability, or if we needed to check with the attorney. Teel mentioned we would run into a risk if Josh doesn't answer calls anymore. Once he receives the call, he is on city time. Rodriguez mentioned liability and checking with insurance and the attorney. She also mentioned that this could be considered a fringe benefit under the union contract. Teel said, "if it's considered a fringe benefit driving my personal vehicle on company time, I wouldn't do it". Someone asked about all the other days that Josh drives home and doesn't have to report back for an emergency or chores. Teel explained that he is a supervisor, so he is above and beyond, the other guys are on call on the weekend. Rodriguez mentioned Clerks utilize their personal vehicle for city activities. Ferkel asked if the city clerk ever received mileage, Rodriguez explained that the contract covered training. Clerk mentioned that she was offered to drive the old squad to training in Ames but chose to drive her personal vehicle for safety reasons and was not allowed mileage. Ferkel explained that if he gets an emergency call with power lines on the ground he has to drive in, get other vehicles started and wait for them to build air pressure, then grab a hot stick and throw the fuse and kill power. "If I had that stuff already at my disposal, I could go straight to the scene", said Ferkel. Clerk asked Teel if his company had an employee driving policy and suggested that if William McCullough were here that he would most likely recommend something be in place. Teel explained that their only requirement at his employment is not to drink and drive the company vehicle. Motion by Teel and seconded by Miller to permit Josh Ferkel to drive his vehicle home all the time and the weekend guys when they are on call, take their vehicle home, Berg asked if this was effective immediately, or pending the attorney's opinion. Teel stated effective immediately without the attorney's approval. Motion carried unanimously.

### **Wine slushy machine BCC**

Motion by Miller and seconded by Teel to approve the wine slushy machine at for the Buffalo Community Center for \$699. Motion carried unanimously.

### **Bandshell at Terry Adams Park**

Motion By Buffington and seconded by Teel to table the topic until further information was obtained. Motion carried unanimously.

### **Resolutions**

Motion by Miller and Seconded by Buffington to approve Resolution 2022-14, for the Cyber Security Policy update. Motion carried unanimously

Motion by Buffington and seconded by Miller to approve resolution 2022-20 to approve Beach Pub Outdoor Service Area. Motion carried unanimously.

Motion by Miller and seconded by Berg to approve resolution 2022-21 to set the Public Hearing for FY23 for April 25, 2022. Motion carried unanimously.

**Public Works Report-**

- Repainted buffalo sign letters
- Installed new park sign at west end park
- Replaced hot water heater, toilet ring and exhaust fan at police station
- Replaced hot water at BAC
- Cleaned out storm drains
- Completed cemetery clean up
- Located water service leak that had surfaced
- Received gas chlorine for the water plant
- Trimmed tree limbs at both parks and cemetery
- Removed trash from both parks
- Power mopped the gym twice

Teel asked Ferkel to investigate the leaning power pole in his alley. Rodriguez asked if her could address some of the sunken graves at the cemetery and add grass seed. She also asked if his department could address the leaves and branches at the small park.

**Police Department Report**

911 Hang-up - 4  
Accident Personal Injury – 2  
Accident Property Damage -1  
Alarms – Burglary – 1  
Animal Problem – 4  
Assault – 1  
Assist Other Agencies – 9  
Business/Residence Check – 1  
Civil – 118  
Disturbance – 2  
Domestic Disturbance/Violence – 2  
Fraud/Deception – 1  
Harassment Stalking/Threat -1

Missing/Found Person - 1  
Noise Complaint-1  
Public Service – 23  
Suicidal person -1  
Suspicious – 9  
Theft (Larceny)-4  
Traffic Hazard – 8  
Traffic Stop – 22  
Trespass/Unwanted Person – 1  
Total 219

### **Fire Report**

We Spent 64 -man hours responding to thirty-one emergency calls in March,

19- EMS Calls  
0-Structure Fire  
0-Vehicle Fire  
0-Grass Fire  
0-Vehicle Accidents  
0-Boat Rescues  
1-Misc. calls

84 Total Emergency Responses for 2022

Training: 5 Members spent 25-man hours doing regular crew duties. 14 members spent 2 hours training on Rope Rescue and patient extraction.

Chief Anderson said they would be taking the ladder truck in for repairs next week. Teel asked if the Clerk had prepared an ordinance designating the use of ATF funds for Public Safety. Clerk stated she would prepare a resolution for the special meeting April 25, 2022.

### **Park Board**

Rodriguez asked if there was a date set for the cleanup, Hass will bring it up at the next meeting.

### **Community Development**

Berg reported nothing new.

### **Community Center**

No updates, except that the slushy machine and that they are booked.

### **Cemetery**

No additional updates were provided. Rodriguez asked if they discussed people following the rules to assist with the ease of mowing the cemetery.

**Ordinances**

537 Outdoor Furnace requirements

Motion by Teel and seconded by Miller to approve the 2<sup>nd</sup> reading of Ordinance 537. Motion carried with Buffington voting "no".

**Future meetings**

Next Special City Council meeting April 25, 2022 6:00pm

Cemetery Meeting April 25, 2022 5:15pm

Park Board April 20, 2022 6:00pm

Next City Council meeting May 2, 2022

Motion to adjourn the meeting at 7:59 pm by Berg, seconded by Miller and carried unanimously.



Tanna Leonard, City Clerk

  
Sally Rodriguez, Mayor

**CLAIMS REPORT**

VENDOR	REFERENCE	AMOUNT
7G DISTRIBUTING	alcohol	161.00
A & A AIR COND & REFRIG	Ice Machine Rental	105.00
ADVANCED Business Systems	contract copier	167.61
ADVANCED Business Systems	contract copier	130.30
ALLTEST	Drug Testing/crt	400.00
ANIMAL EMERGENCY CTR.	manny injury	232.35
ASSURED PARTNERS	renewal PKG & UMB, WC	139,445.00
BABE'S TERMITE & PEST CONTROL	PEST CONTROL	130.00
BARRIER SYSTEMS LLC	sand bags	7,926.37
BEYOND TECHNOLOGY, INC	ink	81.62
Bi-State Regional Commission	member dues	248.00
Bison Ridge Kennels	boarding of Manny	100.00
CANADIAN PACIFIC RAILWAY	sanitary sewer	150.00
Central States Funds	HEALTH INSUR.	3,389.40
Central States Funds	HEALTH INSUR.	3,766.00
Central States Funds	HEALTH INSUR.	3,766.00
Central States Funds	HEALTH INSUR.	3,766.00
Central States Funds	HEALTH INSUR.	14,687.40



Buffalo, City of	utilities	253.20
Culligan of the Quad Cities	water	95.70
DAVENPORT GUNS	membership	700.00
IRS	FED/FICA TAX	2,405.60
IRS	FED/FICA TAX	2,526.88
IRS	FED/FICA TAX	2,541.04
IRS	FED/FICA TAX	2,903.12
FELD FIRE	seba regulator seals	303.00
Fletcher-Reinhardt Company	street lights	530.00
Gierke - Robinson	paint	203.29
Hach Company	total chlorine tests	628.72
HEARTLAND FIRE & SECURITY	cell communications	1,025.00
Humane Society of Scott	boarding	200.00
Iowa Division of Labor Services	boiler check	135.00
Iowa Workforce Development	Unemployment	146.69
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IOWA BEVERAGE	alcohol	217.65
Iowa DNR	test processing fee	30.00
IOWA STATE UNIVERSITY	housing assessment	5,000.00
IPERS	POLICE IPERS	8,652.17
ITRON	software maintenance	2,114.20
Leonard, Tanna	medical savings	287.59
MARTIN & WHITACRE	streepscape engineer /photos	34,083.51
MEDIACOM	phone/internet	987.20
MEGAN PRESCOTT	deposit refund	100.00
MEGHAN MARTIN	BAC cleaning	450.00
MENARDS-Davenport	spray paint	9.16
MENARDS - MUSCATINE	hardware, water heater	1,056.12
MID AMERICAN	street light	38.21
MID AMERICAN	BAC	6,761.53
MID AMERICAN	BAC	38.12
Midwest Radar & Equipment	radar	120.00
Mullanack Builders	park bathrooms	985.00
Panther Uniforms Inc	sew emblems TJ	34.25
PS3 Enterprises Inc	park toilet	170.00
QC Analytical Services	operator	674.00
Quad City Times	proof of proposed budget	135.83
Quad City Times	proof of March minutes	478.74
R.P. LUMBER	heat tape repair	325.49
Republic Services #400	garbage	7,119.90
Resale Power Group of Iowa	electricity	27,123.09
Scott County Library System	semiannual taxes	25,230.50
CARDMEMBER SERVICE	alcohol	1,739.32

SE National Bank-BUFFALO BR	Ach Charges	41.98
SE National Bank-BUFFALO BR	Service Charges ACH	41.98
Treasurer, State Of Iowa	STATE TAXES	2,219.00
TC AUTO	2017 charger oil change	162.22
Uniform Den	shirt for TJ	59.50
UNITYPOINT HEALTH	BLS ECARDS	50.00
UNITYPOINT HEALTH	BLS ECARDS	40.00
Utility Equipment Company	saddle, tap, bushing, clamp	775.49
VERIZON	phones	447.07
Waste Commission of Scott Co	paint disposal	188.30
WEX BANK	fuel	2,371.83
WINSOR GROUP CONSULTING	3 phase deposit refund	625.98
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Zimmer & Francescon Inc	regulator repair	300.00
Accounts Payable Total		310,430.82

General Fund	162,705.92
EMPLOYEE MEDICAL ACCT	287.59
COMMUNITY CENTER	6,463.99
Road Use Tax Fund	3,411.62
COMMUNITY DEVELOPMENT	37,991.96
Water Utility Fund	23,305.07
Sewer Utility Fund	24,329.57
Electric Utility Fund	51,935.10
TOTAL FUNDS	310,430.82

#### Revenues

##### February

General	\$45,831.15
Community Center	\$ 6,195.00
Road Use Tax	\$12,849.07
Community Development	\$29,686.58
Water Utility	\$ 13,764.46
Sewer Utility	\$ 15,423.00
Electric Utility	\$50,218.85
Storm Water Utility	\$648.92

##### March

General	\$43,485.76
Buffalo Days	\$59.00
Community Center	\$4,540.58

Road Use Tax \$7,344.45  
Employee Benefit Fund \$4,808.63  
Local Option Sales \$36,190.60  
Water Utility Fund \$ 15,091.59  
Sewer Utility Fund \$ 17,554.22  
Electric Utility Fund \$ 55,140.14  
Storm Water Utility \$1,771.01