

Present: Glass, P. Schmitt, Schneiter, Schroeder, and K. Schmitt  
Absent: None

Mayor Paul Herold called the meeting to order at 7:00 p.m.

Ron Franzen advised Council they held officer elections at the Fire Station on January 14, 2019, and the officers remain as:

Ron Franzen, Chief  
Keith Herold and Jay Schwamann as Assistant Chiefs  
Joe Skretta, Secretary

Herold received a letter from the Estate of Joseph Shatek, with Leon Shatek as Executor, refusing the City's offer on the 82.5 acres southeast of Highway 24 for the new lagoon project. They proposed two offers back:

Proposal 1: The estate will transfer to the City "as is" for \$650,000, with the city responsible for any and all buy-back charges associated with cancellation of CRP contracts, as well as survey, legal, title and abstract fees.

Proposal 2: Estate will attempt to get property transferred out of probate, and have CRP contracts cancelled, and incur all legal fees. They propose a facilitation fee of \$60,000 plus the \$650,000 price stated in proposal 1, to purchase the property free of CRP contracts. City would still be responsible for survey, legal, title, and abstract fees.

Separation proposal. The estate asked for the primary residence and one future residence to be allowed to connect to the city's water/sewer system at no cost; however, per Iowa Code 388.6 that is not legal. Dave Shatek was present at the meeting, and a copy of the code was given to him. Council advised him we will need to run a main to the lagoon, but their cost would be from the main to their property. A fee would need to be set if sewer connection only. Council also discussed connection to the City Park as another option, and Herold will discuss with SEH to get a cost. Due to the government shut down, Shatek's will need to follow up on the CRP cancellation and paybacks. Herold advised Shatek that everything is contingent on DNR and FEMA, so no decision was made on the counter offer. As to the Separation waiver, Marv Smith has signed and taken to Russell Novak to sign, but will still need a signed waiver from Shatek's.

Next meeting will be **Wednesday, February 6, 2019**, at 7pm in the Community Center. K. Schmitt made a motion to adjourn, Schneiter seconded. All Aye. Carried.

Meeting adjourned at 7:48 p.m.

Attest: \_\_\_\_\_  
City Clerk

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Mayor