

**City of Martensdale**  
**Regular Session Minutes**  
June 9, 2014

Meeting called to order by Mayor Morrow.

Members present: Scott Henson, Ryan Baker and Nathan Wheeldon.

Members absent: Doug Reynolds and John Carroll.

The consent agenda and May 5, 2014 minutes were approved on a motion by S. Henson; seconded by N. Wheeldon. Question was called for and on a voice vote Mayor Morrow declared the motion carried unanimously.

The city clerk presented a cigarette permit from Danlee Corporation. R. Baker made a motion to approve the cigarette permit, seconded by N. Wheeldon. Question was called for and on a voice vote Mayor Morrow declared the motion carried unanimously.

There was discussion regarding 415 Rock Island. The city clerk has contacted the city attorney to review a letter being sent out to Mr. Mark Orfield in Norwalk, IA regarding the lien amount for cutting the yard. The letter will indicate that if Mr. Orfield does not pay the City for the entire amount, a lien will be placed on his property for the amount to be paid up when his taxes are due in the fall of 2014.

The city clerk has contacted Regions Bank regarding the property at 260 Center St. and informed them that if they don't have the yard mowed, the City will take care of it and place a lien on the property. The bank has agreed to take care of the yard until the property is sold.

The Martensdale Board of Adjustments met on May 9th to discuss the set backs on a new garage at 335 Iowa Ave. Denny Bernholtz office, Safe Compliance gave Jake Doering, owner of 335 Iowa Ave. incorrect set-backs of 20 ft instead of 25 ft. When inspecting the property, Mr. Bernholtz notified Mr. Doering that the 20 ft set backs were not being met, the job was shut down. Jake Doering sent a letter to the City asking for a variance so he could continue his building.

The Martensdale Board of Adjustments met on May 9th and went to the site to discuss granting a variance. After reviewing the project, the Board of Adjustments recommended not giving a variance, but giving an exception of 6 1/2 feet adjusting the front footage to 18 ft and 6 in. and 5 ft on the east side of Spring St. No other parking would be allowed, and no parking signs to the front will be installed. N. Wheeldon made a motion to accept the Board of Adjustments recommendations, seconded by R. Baker. Question was called for and on a voice vote Mayor Morrow declared the motion carried unanimously.

There was discussion regarding Safe Compliance not giving out correct set backs and other problems that have been occurring with Denny Bernholtz's office on building permits. The city council would like to look into other building inspectors who may be available for the City of Martensdale. The city clerk will look into other inspectors available and discuss options at the July meeting.

A 28E agreement and contract between the City of Martensdale, located in Warren Co., State of Iowa and the City of Bevington, located in Warren/Madison County; State of Iowa for Fire Protection was presented to the city council. R. Baker made a motion to accept the 28E agreement and contract, seconded by N. Wheeldon. Question was called for and on a voice vote Mayor Morrow declared the motion carried unanimously.

Scott Henson has asked that a registered letter be sent to Roadside Inn, Hwy. 28, 325 Hwy. 28, Martensdale, IA telling them to move their smoker off of Iowa Ave. The city truck and other City equipment cannot get vehicles down Iowa Ave. safely due to the smoker sitting on Iowa Ave. The city clerk will send out a letter to Mr. Dick Brown.

There was discussion about the weeds around Roadside Inn, 325 Hwy. 28 and Brad Rudolph's property at 185-186 Iowa Ave. The city clerk will send out letters to both Mr. Dick Brown and Mr. Brad Rudolph.

Daniels Land Surveying had sent in 2 Plats of Survey within the 2-mile radius for approval from the Martensdale City Council. S. Henson made a motion to approve Lots 2 and 3, Bown Subdivision in Warren County, Iowa, seconded by R. Baker. Question was called for and on a voice vote Mayor Morrow declared the motion carried unanimously.

N. Wheeldon made a motion to adjourn; seconded by S. Henson. Question was called for and on a voice vote Mayor Morrow declared the motion carried unanimously.

Mayor ProTem Nathan Wheeldon

Donna Bahun, City Clerk