

COUNCIL MINUTES
 SEPTEMBER 3, 2019
 REGULAR SESSION

Charles City city council met in regular session on Tuesday, September 3, 2019 at 6:00 p.m. in council chambers. Mayor Dean Andrews presided and the following council members were present: Jerry Joerger, DeLaine Freeseaman, Michael Hammond and Dan Mallaro. Absent was Keith Starr. Also present were city administrator Steve Diers, city attorney Brad Slotter and city engineer John Fallis.

Citizen Comments - none

Mayor Andrews welcomed everyone to the meeting.

Motion by Freeseaman, second Mallaro to approve the agenda. Ayes - 4

Motion by Joerger, second Freeseaman to approve the minutes of the August 14 and 19 meetings. Ayes - 4

Motion by Hammond, second Joerger to approve the consent calendar. Ayes - 4. Consent calendar consisted of the following items: approve the following bonds: Water/sewer-Kamm Excavating, Sidewalk - Nolts Custom Concrete, approve renewal of Class B (beer including wine cooler) permit w/ Sunday Sales and outdoor service for Saint Charles Brewing Company and payment of claims (including those approved by other boards):

65861	MEDIACOM,	\$156.90
65862-65899	PAYROLL ENDING 08/17/19	\$100,526.95
ACH	AFLAC, payroll liabilities	\$1,140.04
65900	CITY OF CHARLES CITY, payroll liabilities	\$1,390.36
65901-65902	CC PUBLIC EMP HEALTH PLAN, payroll liabilities	\$9,583.68
65903	EMC NATIONAL LIFE COMPANY, payroll liabilities	\$6.00
ACH	COLLECTION SERVICE CENTER, payroll liabilities	\$212.76
ACH	EFTPS, payroll liabilities	\$27,037.93
65904-65905	LINCOLN NATIONAL LIFE INS CO, payroll liabilities	\$289.50
65906-65908	DELTA DENTAL, payroll liabilities	\$1,819.50
ACH	FAMILY COMM CREDIT UNION, payroll liabilities	\$1,558.00
ACH	ICMA, payroll liabilities	\$1,222.35
ACH	IPERS, payroll liabilities	\$29,495.84
ACH	MUNICIPAL FIRE & POLICE, payroll liabilities	\$25,531.89
ACH	TREASURER, STATE OF IOWA, payroll liabilities	\$10,887.00
ACH	VSP, payroll liabilities	\$341.50
65909	HILLEGAS FLOORING LLC, serv.	\$3,582.70
65910	CC CHAMBER OF COMMERCE, serv.	\$9,648.89
65911	KIM WATKINS, Safety Ed reimbursement	\$250.00
65912	VERIZON WIRELESS, serv.	\$120.03
65913	PHIL HESS, credit on account refund	\$221.87
65914	RE-ISSUED LOST PAYROLL CHECK	\$27.70
65915-65927	SEPTEMBER HAP CHECKS	\$11,432.20
ACH	SEPTEMBER HAP CHECKS	\$41,625.90
65928-65957	PAYROLL ENDING 08/31/19	\$96,464.91

65958	CITY OF CHARLES CITY, payroll liabilities	\$1,390.36
65959-65960	CC PUBLIC EMP HEALTH PLAN, payroll liabilities	\$9,225.33
ACH	COLLECTION SERVICE CENTER, payroll liabilities	\$212.76
ACH	EFTPS, payroll liabilities	\$26,473.50
65961	EMC NATIONAL LIFE COMPANY, payroll liabilities	\$6.00
ACH	FAMILY COMM CREDIT UNION, payroll liabilities	\$1,558.00
ACH	ICMA, payroll liabilities	\$1,222.35
ACH	BANCORPSV, serv.	\$20.00
ACH	BANCORPSV, serv.	\$516.39
ACH	KABRICK DISTRIBUTING, supp.	\$528.00
ACH	PEPSI-COLA, supp.	\$208.55
ACH	TREASURER, STATE OF IOWA, sales tax	\$21,360.57
ACH	UNITED BEVERAGE, supp.	\$75.20
65962	AGVANTAGE FS, supp.	\$81.63
65963	ANSELL HEALTHCARE PRODUCTS, supp.	\$207.20
65964	ARNOLD MOTOR SUPPLY LLP	**VOIDED**
65965	ARNOLD MOTOR SUPPLY LLP, supp.	\$805.14
65966	AXON ENTERPRISE INC, supp.	\$195.00
65967	BITUMINOUS MATERIALS & SUPPLY, supp.	\$3,084.55
65968	BRUENING ROCK PRODUCTS INC, supp.	\$1,885.94
65969	CALHOUN-BURNS & ASSOCIATES, serv.	\$8,766.30
65970	CC PUBLIC EMP HEALTH PLAN	**VOIDED**
65971	CC PUBLIC EMP HEALTH PLAN	**VOIDED**
65972	CC PUBLIC EMP HEALTH PLAN	**VOIDED**
65973	CC PUBLIC EMP HEALTH PLAN	**VOIDED**
65974	CC PUBLIC EMP HEALTH PLAN	**VOIDED**
65975	CC PUBLIC EMP HEALTH PLAN, serv.	\$77,972.32
65976	CEDAR CREEK TREE SERVICE LLC, serv.	\$12,382.00
65977	CENTURYLINK, serv.	\$1,637.96
65978	CERRO GORDO CO TREASURER, serv.	\$30.00
65979	CINTAS CORPORATION, serv.	\$52.68
65980	CIRCLE K COMMUNICATIONS INC, serv.	\$5,086.38
65981	CITY OF CHARLES CITY, supp.	\$600.00
65982	CJ COOPER & ASSOCIATES INC, serv.	\$70.00
65983	CLAREY'S SAFETY EQUIPMENT, serv.	\$1,242.50
65984	CORE & MAIN LP, supp.	\$1,801.14
65985	CROELL INC, supp.	\$1,816.00
65986	D&C STANTON ELECTRIC LLC, serv.	\$85,500.00
65987	DEA NEVE, self-relocation stipend	\$200.00
65988	DON'S REPAIR, supp.	\$275.54
65989	ENVIRONMENTAL PRODUCTS & ACCESS, supp.	\$355.53
65990	FARMCHEM, supp.	\$87.28
65991	FOX ENGINEERING INC, serv.	\$36,157.83

65992	HAWKINS INC, supp.	\$1,497.30
65993	HEWETT WHOLESAL, supp.	\$127.10
65994	HOBERT ELECTRIC, serv.	\$180.00
65995	IDOT-CASHIER'S OFFICE	**VOIDED**
65996	IDOT-CASHIER'S OFFICE, supp.	\$3,019.96
65997	IDOT-CASHIER'S OFFICE, supp.	\$726.82
65998	JACKSON STREET PRESS, supp.	\$711.85
65999	JOHN A HOWE, serv.	\$850.00
66000	KAMM EXCAVATING CORP, serv.	\$39,282.93
66001	KEYSTONE LABORATORIES, serv.	\$31.00
66002	KOCH OFFICE GROUP, serv.	\$22.32
66003	KWIK TRIP INC, supp.	\$2,605.13
66004	L&J INDUSTRIES INC, supp.	\$44.55
66005	MACQUEEN EQUIPMENT GROUP, supp.	\$205.40
66006	MARCO TECHNOLOGIES LLC, serv.	\$52.58
66007	MARCO TECHNOLOGIES LLC, serv.	\$204.05
66008	METERING TECHNOLOGY SOLUTIONS, supp.	\$8,734.28
66009	MICK GAGE PLUMBING & HEATING, serv.	\$2,135.11
66010	MIDAMERICAN ENERGY, serv.	\$37,511.03
66011	MIDAMERICAN ENERGY, serv.	\$1,428.92
66012	MIDAMERICAN ENERGY, serv.	\$193.95
66013	MIKE'S C&O TIRE INC, serv.	\$530.08
66014	MISSISSIPPI LIME COMPANY, supp.	\$6,355.14
66015	NEWBAUER INC, serv.	\$23.33
66016	NIACOG, serv.	\$3,850.00
66017	NIACOG, serv.	\$763.75
66018	NORTHERN SAFETY CO INC, supp.	\$142.85
66019	JAMES NORTON dba NORTON SAW SERV, serv.	\$65.00
66020	OFFICE DEPOT, supp.	\$81.43
66021	PAWS HUMANE SOCIETY, serv.	\$1,550.00
66022	PERRY NOVAK ELECTRIC INC, serv.	\$4,361.61
66023	LEN JENTZ dba PIZZA RANCH, supp.	\$473.39
66024	POOL TECH, supp.	\$164.55
66025	RILEY'S INC, supp.	\$1,339.57
66026	ROTARY CLUB OF CHARLES CITY, serv.	\$159.50
66027	SADLER POWER TRAIN INC, supp.	\$111.20
66028	SHORT ELLIOTT HENDRICKSON INC, serv.	\$8,583.91
66029	S J ELECTRO SYSTEMS INC, serv.	\$2,321.35
66030	SNAP-ON TOOLS/DUANE KAY, supp.	\$552.40
66031	SKIPPED CHECK-VOIDED	**VOIDED**
66032	SUPERIOR WELDING SUPPLY CO, serv.	\$42.75
66033	JAMES ZIMMERMAN-TRIUMPH SURPLUS, serv.	\$16.45
66034	USA BLUEBOOK, supp.	\$1,143.40

TOTAL

\$809,860.27

Business of the mayor - Mayor Andrews reported that he had attended the downtown conference in Dubuque last week.

Mayor Andrews opened the public hearing on the 2019 Drainage project. Affidavit of publication dated 8/26/19 was informally filed. Mayor Andrews asked for written comments. There being none, he then asked for oral comments. There were none. Motion by Joerger, second Mallaro to close the hearing. Ayes - 4 City engineer Fallis reviewed this project. It involves intakes on South Grand by Comet Bowl, a diversion ditch along J Street properties and some drainage work at the arts center. This project requires 10 easements but we have only received 5 back so far. An addendum has been sent out that the bid letting was cancelled due to the delay on getting the easements. Once the easements are all secured, we will resume the process for this project.

A request has been received to close the streets for the Charles City school homecoming parade on September 27. The route is the same as prior years. Motion by Joerger, second Mallaro to approve the request. Ayes - 4

The Charles City school district has expressed interest in purchasing a section of Outlot C in Allied Subdivision from the city. It is an approximate 100' x 200' section they will utilize for their ball diamond project. A public hearing has been scheduled for September 16 on this conveyance. Council member Freeseaman introduced Resolution 104-19 entitled, "RESOLUTION SETTING PUBLIC HEARING ON PROPOSED CONVEYANCE OF REAL ESTATE OWNED BY THE CITY OF CHARLES CITY, IOWA" and moved for adoption. Second to adopt Hammond. Resolution duly passed on roll call vote as follows: Ayes - Joerger, Freeseaman, Hammond, Mallaro. Nays - none

A draft of the agreement with CCADC for the certified site property was reviewed. Some changes that were made included eliminate the requirement to notify the city prior to any sale of the property, which will help to keep details confidential. It was added that the city would be notified only if the property sold for less than \$30,000/acre. One change that still needs to be made is on the requirement for site certification. Staff is recommending no action be taken on this agreement tonight until the final draft with all revisions is ready. Waiting will not affect the site certification process. Council took no action.

Repairs are needed to the slide at the pool. Park and rec director Tyler Mitchell has asked for quotes from two companies. City attorney Slotter has researched this and his opinion is that we need to get competitive quotes due to the dollar amount being greater than \$57,000. One of the companies would charge \$1000 to just come up to look and give a quote. Attorney Slotter stated that as long as a good faith effort was given to get at least two quotes, we would be okay. Specs and a timeline need to be provided. No action taken on this item.

Fox Engineering has reviewed the contract and bonds provided by the contractor that was awarded the bid on the wastewater plant project. One item still needed is builder's risk, the city may provide that. Council can approve the contract and bond tonight contingent on getting builder's risk if the city chooses not to provide that ourselves. Council member Joerger introduced Resolution 118-19 entitled, "RESOLUTION AUTHORIZING EXECUTION OF CONTRACT AND AUTHORIZING EXECUTION OF NOTICE TO PROCEED" and moved for adoption. Second to adopt Freeseaman. Resolution duly passed on roll call vote as follows: Ayes - Joerger, Freeseaman, Hammond, Mallaro. Nays - none

An emergency generator is being installed for the lift station at Maple Heights. There is not enough room in the right of way to install this so a permanent easement is needed from the property owner to install the generator. The property owner has signed the easement. Council member Freeseaman introduced Resolution 119-19 entitled, "RESOLUTION APPROVING PERMANENT EASEMENT FOR EMERGENCY GENERATOR AT MAPLE HEIGHTS" and moved for adoption. Second to adopt Mallaro. Resolution duly passed on roll call vote as follows: Ayes - Joerger, Freeseaman, Hammond, Mallaro. Nays - none.

The Charles City school will be working in the city right of way while constructing the new ball diamonds. City attorney Slotter has prepared an access and indemnity agreement to be executed for this project. Council member Freeseaman introduced Resolution 120-19 entitled, "RESOLUTION APPROVING ACCESS AND INDEMNITY AGREEMENT" and moved for adoption. Second to adopt Mallaro. Resolution duly passed on roll call as follows: Ayes - Joerger, Freeseaman, Hammond, Mallaro. Nays - none

The city would like to construct a fence at Officer Gamino's residence in Floyd for Jordy, our K-9 dog. An agreement has been drafted that would require Officer Gamino to reimburse the city on a sliding scale if he would either quit the force or move from this property over the next five years. The agreement terminates September 1, 2024. Council member Freeseaman introduced Resolution 121-19 entitled, "RESOLUTION APPROVING AGREEMENT" and moved for adoption. Second to adopt Hammond. Resolution duly passed on roll call vote as follows: Ayes - Joerger, Freeseaman, Hammond, Mallaro. Nays - none

City clerk O'Donnell reported that the next planning session will be held September 11 at the CVTC building south of town. Will start with a tour at 5:00 and regular business meeting will start at 6:00.

City administrator Diers reported that the house located at Shaw Avenue that the city was considering renting is too far gone to justify putting the money into it to rent. So we will extend the time frame for the owners still living in it from September 1 to October 31 to move out. The structure will then need to be torn down.

Motion by Freeseaman, second Mallaro to adjourn. Ayes - 4

Dean Andrews, Mayor

Attest:

Trudy O'Donnell, city clerk