

REGULAR SESSION – DECEMBER 17, 2018

The City Council met in regular session at 6:00 p.m. on December 17, 2018 in the City Hall Council Chambers. Mayor Kelly B. Shaw called the meeting to order and on roll call the following members were present: Shirley Clark, Joe Gezel, Bob Kling, Greg Marchant, John Parker and Greta Southall.

A motion was made by Parker and seconded by Kling to suspend the consent agenda and reorder the agenda to place Item B-2 “Discussion and direction regarding a request from Mr. and Mrs. Cooper about previous sewer billings” before the consent agenda. On roll call the vote was, AYES: Kling, Clark, Marchant, Gezel, Southall and Parker. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

Mr. and Mrs. Cooper spoke regarding the sewer charge for back billing at their residence, 1321 S. Jefferson Way, of \$1,827.30. This amount was calculated on usage from November 2017 – October 2018. They were recently notified of a water leak which made the water triple from the previous years which also increased the sewer fees. It was moved by Parker and seconded by Kling to use the average of years two, three and four which calculates to \$499.35, this amount can also be spread over 12 months. On roll call the vote was, AYES: Kling, Clark, Marchant, Gezel, Southall and Parker. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

Council member Southall moved to approve the consent agenda as follows and Kling seconded the motion. On roll call the vote was, AYES: Parker, Kling, Clark, Marchant, Gezel and Southall. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

Approval of agenda

December 3, 2018 minutes

Applications

A new Class "C" Liquor License, Sunday Sales Privilege and Outdoor Area for LaCasa Mexican Restaurant Inc. - 508 N. Jefferson – subject to the Community Development and Fire Department's approval

A new Class "B" Wine Permit, Class "C" Liquor License and Sunday Sales Privilege for The Groggy Dog - 116 W. Ashland – subject to the Community Development and Fire Department's approval

Resolution No. 2018-214 fixing January 7, 2019 for a public hearing and consideration to approve and authorize the sale of real property for development (400 E. Euclid) – the complete resolution may be viewed at the City Clerk's Office

Resolution No. 2018-215 approving Supplemental Number 12 to the Professional Services Agreement for the South "K" Street Paving (South 17th Street to 2nd Avenue) with Snyder & Associates (the complete resolution may be viewed at the City Clerk's Office)

Resolution No. 2018-216 authorizing execution of a Professional Service Agreement between HR Green and the City of Indianola for the Indianola Wastewater Treatment Plant Improvements (the complete resolution may be viewed at the City Clerk's Office)

Resolution No. 2018-217 authorizing execution of a Professional Service Agreement between HR Green and the City of Indianola for the WWTP Trunk Sanitary Sewer Improvements (the complete resolution may be viewed at the City Clerk's Office)

Resolution No. 2018-218 approving salaries (the complete resolution may be viewed at the City Clerk's Office)

Resolution No. 2018-219 approving a new Employee Handbook (the complete resolution may be viewed at the City Clerk's Office)

Resolution No. 2018-220 determining property to be surplus and authorizing sale of property (the complete resolution may be viewed at the City Clerk's Office)

Resolution No. 2018-221 authorizing the certification of liens to the Warren County Treasurer for purposes of assessing the cost of nuisance abatement against property (the complete resolution may be viewed at the City Clerk's Office)

Annual spring/fall cleanup program

Authorize past due sewer of \$4,429.97, recycling of \$640.77 and storm water fees of \$153.05 to be sent to the State Off-Set Program for Collection

Prior and final approval application for urban revitalization designation (the complete list is on file at the City Clerk's Office)

Claims on the computer printout for December 17, 2018 and the November 2018 receipt report

The November 2018 Treasurer's Report was approved on a motion by Parker and seconded by Gezel. On roll call the vote was, AYES: Kling, Clark, Marchant, Gezel, Southall and Parker. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

Council member Kling presented the BRAVO report.

James Phillips and Chris Poole, IDOT Representative, presented the four-lane to three lane conversions from "N" Street east to 15th Street. A letter from Art Sathoff, Superintendent of the Indianola Schools, was entered into the record.

It was moved by Clark and seconded by Gezel to approve the Mayor's nomination of Mike Rozga to the IMU Board of Trustees – a term to begin January 1, 2019 and expire January 1, 2024. On roll call the vote was, AYES: Marchant, Gezel, Southall, Parker, Kling and Clark. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

A public hearing was held for FY 2019 budget amendment. There were no objections either oral or written. Council member Marchant moved, and Kling seconded to adopt the following resolution entitled, "RESOLUTION APPROVING THE FY 2019 BUDGET AMENDMENT." On roll call the vote was, AYES: Gezel, Southall, Parker, Kling, Clark and Marchant. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2018-222
RESOLUTION APPROVING THE FY 2019 BUDGET AMENDMENT

(The complete resolution may be viewed at the City Clerk's Office)

A public hearing and first consideration of a request from Tim Davison for the vacation and conveyance of the North/South alley between Lot 9 and Lot 10 in Block 10 East Indianola, also known as Steele and Grantham's Addition was held. There were no objections either oral or written. A motion was made by Parker and seconded by Gezel to approve the first consideration of this request. On roll call the vote was, AYES: Kling, Clark, Marchant, Gezel, Southall and Parker. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

A public hearing and first consideration of a request from Tim Davison to rezone the property located at 308 E. 1st Avenue from R-2 (single and two family residential) to C-2 (highway commercial) was held. There were no objections either oral or written. It was moved by Parker and seconded by Gezel to approve the first consideration of this request. On roll call the vote was, AYES: Kling, Clark, Marchant, Gezel, Southall and Parker. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

This being the time and place fixed for a public hearing on the matter of the adoption of plans, specifications, form of contract and estimate of cost relative to the 2018 15th Street and East 2nd Sanitary Sewer Improvement Project, the Mayor called for any oral objections to the adoption of the plans, specifications, form of contract and estimate of cost. No oral objections were offered, and the City Clerk reported that no written objections had been filed.

Council Member Kling introduced the following Resolution entitled "RESOLUTION ADOPTING PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATE OF COST" for the 2018 15th Street and East 2nd Sanitary Sewer Improvement Project and moved that it be adopted. Council Member Southall seconded the motion to adopt. The roll was called, and the vote was, AYES: Clark, Marchant, Gezel, Southall, Parker and Kling. NAYS: None. Whereupon the Mayor declared the following resolution duly adopted:

RESOLUTION NO. 2018-223
RESOLUTION ADOPTING PLANS, SPECIFICATIONS, FORM OF CONTRACT
AND ESTIMATE OF COST
for the 2018 15th Street and East 2nd Sanitary Sewer Improvement Project

(The complete resolution may be viewed at the City Clerk's Office)

The Mayor then announced that the following bids had been opened and tabulated the bids for the public improvements described in general as the 2018 15th Street and East 2nd Sanitary Sewer Improvement Project for the City of Indianola, Indianola, Iowa, in accordance with the plans and specifications previously adopted.

The following bids were presented by the City Clerk and Finance Director:

Company	Bid
J&K Contracting Urbandale, Iowa	\$132,444.00
Joiner Construction Plano, IA	\$143,095.00
Kingston Services Des Moines, Iowa	\$144,677.00
On Track Construction Nevada, Iowa	\$101,612.00
Rognes Corp Ankeny, Iowa	\$248,954.00
Vanderpool Construction Indianola, Iowa	\$146,145.00

The Finance Director then recommended that the bid of On Track Construction of Nevada, Iowa in the amount of \$101,612.00 be accepted.

Council Member Clark introduced the following resolution entitled "RESOLUTION MAKING AWARD OF CONSTRUCTION CONTRACT", to On Track Construction in an amount of \$101,612.00 for the 2018 15th Street and East 2nd Sanitary Sewer Improvement Project and moved its adoption. Council Member Parker seconded the motion to adopt. The roll was called, and the vote was: AYES: Marchant, Gezel, Southall, Parker, Kling and Clark. NAYS: None. Whereupon, the Mayor declared the following Resolution duly adopted:

RESOLUTION NO. 2018-224
RESOLUTION MAKING AWARD OF CONSTRUCTION CONTRACT
To On Track Construction in an amount of \$101,612.00
For the 2018 15th Street and East 2nd Sanitary Sewer Improvement Project

(The complete resolution may be viewed at the City Clerk's Office)

A motion was made by Southall and seconded by Kling to approve the following resolution entitled, "RESOLUTION APPROVING CONSTRUCTION CONTRACT AND BOND" to On Track Construction in an amount of \$101,612.00 subject to approval by the City Attorney. On roll call the vote was, AYES: Parker, Kling, Clark, Marchant, Gezel and Southall. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2018-225
RESOLUTION APPROVING CONSTRUCTION CONTRACT AND BOND
To On Track Construction in an amount of \$101,612.00

(The complete resolution may be viewed at the City Clerk's Office)

Donald Bendon, 1210 South "R" spoke in favor of his waiver to the sidewalk construction requirements at 1210 South "R" Street. A motion was made by Parker and seconded by Gezel to approve the sidewalk wavier (natural/physical conditions or limitations) along West 13th Street until such time a sidewalk is installed on the property to the east of 1210 South "R" Street. On roll call the vote was, AYES: Kling, Clark, Marchant, Gezel, Southall and Parker. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

Council member Marchant introduced the following resolution entitled, "RESOLUTION CREATING THE POSITION OF ADMINISTRATIVE CLERK" and moved its adoption. Council member Kling seconded the motion to adopt. On roll call the vote was, AYES: Gezel, Southall, Parker, Kling, Clark and Marchant. NAYS: None. Whereupon the Mayor declared the motion carried unanimously and the following resolution duly adopted.

RESOLUTION NO. 2018-226
RESOLUTION CREATING THE POSITION OF ADMINISTRATIVE CLERK

(The complete resolution may be viewed at the City Clerk's Office)

Council member Parker requested the City Council review the sewer connection fee district ordinances.

A motion was made by Southall and seconded by Parker to receive and file correspondence of the weekly updates dated November 30 and December 7, 2018 from Ryan Waller, City Manager, and the following updates:

- City Offices will be closed December 24 and 25, 2018 and January 1, 2019 for the holidays
- IMU Customer Services Representative will be relocating to their new location at 210 W. 2nd on January 11, 2019 and will be open on January 14, 2019

- The City Attorney has filed a petition with the Iowa District Court of Warren County regarding the denial by the Warren County Board of Adjustment for a Special Use Permit for the City of Indianola's new WWTP Plant of the City of Indianola

On roll call the vote was, AYES: Parker, Kling, Clark, Marchant, Gezel and Southall. NAYS: None. Whereupon the Mayor declared the motion carried unanimously.

Meeting adjourned at 7:45 p.m. on a motion by Clark and seconded by Marchant.

Kelly B. Shaw, Mayor

Diana Bowlin, City Clerk