

MINUTES
MOUNT VERNON CITY COUNCIL
NOVEMBER 16, 2015

The Mount Vernon City Council met November 16, 2015 at the Mount Vernon City Hall Council Chambers with the following members present: Thompson, Taylor, Roudabush, Tuerler and Hampton.

1. Call to Order. At 6:30 p.m. Mayor James Moore called the meeting to order.
2. Approval of Agenda. Motion to approve the Agenda made by Hampton, seconded by Thompson. Carried all.
3. Consent Agenda. Motion to approve the Consent Agenda made by Hampton, seconded by Thompson. Carried all.
 - a. Approval of minutes of November 2, November 6 & November 7, 2015.
 - b. Claims for approval.

ACTERRA GROUP	FUEL TANK GAUGE-PW	177.99
AIRGAS INC	CYLINDER RENTAL FEE-PW	26.40
AIRLOGIC	L.S. ALARM SERVICES-SEW	1440.00
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHTS	3113.14
ALLIANT IES UTILITIES	ENERGY USAGE-SEW	2797.45
ALLIANT IES UTILITIES	ENERGY USAGE-WAT	2351.36
ALLIANT IES UTILITIES	ENERGY USAGE-WAT	1312.55
ALLIANT IES UTILITIES	ENERGY USAGE-SEW	626.56
ALLIANT IES UTILITIES	ENERGY USAGE-P&A	612.33
ALLIANT IES UTILITIES	ENERGY USAGE-RUT	326.32
ALLIANT IES UTILITIES	ENERGY USAGE-FD	250.90
ALLIANT IES UTILITIES	ENERGY USAGE-P&REC	229.17
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHTS	154.43
ALLIANT IES UTILITIES	ENERGY USAGE-PD	79.99
ALLIANT IES UTILITIES	ENERGY USAGE-ST LIGHTS	76.82
ALLIANT IES UTILITIES	ENERGY USAGE-POOL	68.77
ALLIANT IES UTILITIES	ENERGY USAGE-EMA	57.68
ALLIANT IES UTILITIES	ENERGY USAGE-KMVL	46.01
ALLIANT IES UTILITIES	ENERGY USAGE-P&REC	18.53
ALLIANT IES UTILITIES	ENERGY USAGE-CEM	18.14
ANDREWS, CHRISTIAN	UNIFORMS-PW	284.97
ARAMARK	RUGS-FD	57.50
AUDITOR OF STATE DAVID A VAUDT	AUDIT FILING FEE-P&A	425.00
BALICEK, RITA	CLEANING SERVICE-PD,P&A	62.50
BALICEK, RITA	CLEANING SERVICE-P&A	52.50
BAUER BUILT TIRE - CEDAR RAPID	TIRE REPAIR-PW	45.00
BAUER BUILT TIRE - CEDAR RAPIDS	TIRES F450+BUCKET TRUCK-PW	1633.68
BENHART, SHERRIE	CLEANING SERVICE-P&A	62.50
BENHART, SHERRIE	CLEANING SERVICE-P&A	52.50
BIG CREEK EMPORIUM	C.A. SEARCH-P&A	200.00
BON APPETIT	C.A. SEARCH-P&A	901.52

BON APPETIT	C.A. SEARCH-P&A	278.00
BRIMEYER FURSMAN LLC	EXECUTIVE SEARCH-P&A	3600.00
BURROUGHS, RICHARD	CEMETERY MAINT	903.50
CAREPRO PHARMACY	VACCINES-ALL DEPTS	259.16
CAREPRO PHARMACY	SUPPLIES-FD	4.98
CARQUEST OF LISBON	VEHICLE MAINT-PW	817.66
CARQUEST OF LISBON	VEHICLE REPAIRS-FD	35.06
CENTURY LINK	PHONE CHGS-PD	35.72
CLIFTON LARSON ALLEN	AUDITOR FEES-P&A	3000.00
COGRAN SYSTEMS	ONLINE REGISTRATION FEES-P&REC	128.00
CORNELL COLLEGE	ROOM RENTAL-P&A	200.00
CR CR LC SOLID WASTE AGENCY	LEAF P/U FALL 2015	823.20
CURTIS ENGLISH	PORTABLE RR RENTALS-P&REC	85.00
FUEL	C.A. SEARCH-P&A	54.00
GEOSOLUTIONS MIDWEST INC	MOBILE MAPPING TRAINING-PW	600.00
GOODLOVE, NATHAN	FIRE CHIEF PAY-FD	416.67
GRAFF, ANTON	MILEAGE-P&A	219.65
GROUP SERVICES INC	INSURANCE-ALL DEPTS	27055.50
HAWKEYE FIRE & SAFETY CORP	1ST AID-PW	670.15
HAWKEYE FIRE & SAFETY CORP	EQUIP REPAIR-FD	47.75
HAWKEYE READY MIX	MAIN REPAIR-WAT	214.70
INTERSTATE ALL BATTERY CENTER	BATTERIES-PD	11.95
IOWA DEPT OF PUBLIC SAFETY	ON LINE WARRANTS-PD	300.00
IOWA ONE CALL	LOCATES-WAT,SEW	55.80
IOWA STATE UNIVERSITY	TRAINING-FD	25.00
KIRKWOOD COMMUNITY COLLEGE	EDUCATION/TRAINING-PW	225.00
KONICA MINOLTA BUSINESS SOLUTIONS	MAINTENANCE PLAN/COPIES	467.16
L.L. PELLING CO INC	PREMIX-POT HOLES-RUT	678.30
LANGES SINCLAIR SERVICE	FUEL-FD	10.70
LINCOLN WINE BAR	C.A. SEARCH-P&A	295.50
LINN COUNTY PLANNING & DEVELOPMENT	BLDG PERMIT FEES/INSPECTIONS	2357.00
MOUNT VERNON ACE HARDWARE	VEHICLE REPAIRS-FD	3.98
MOUNT VERNON LISBON SUN	ADS/PUBLICATIONS-ALL DEPTS	1771.15
MT VERNONROAD TIRE CO	TIRES-PD	552.36
MV ACE HARDWARE	SUPPLIES-ALL DEPTS	1194.25
NORTHWAY CORP	WELL #9/REPAIR	15813.20
NORTHWAY CORP	PUMP #1/REPAIR CENTRIFUGAL PUMP	2275.50
PAYROLL	CLAIMS	51257.96
PERFECT BLEND, THE	C.A. SEARCH-P&A	40.50
PISARIK, KURT	UNIFORMS-PW	354.94
PITNEY BOWES	POSTAGE METER RENTAL-ALL DEPTS	141.00
PITNEY BOWES	SUPPLIES-ALL DEPTS	137.67
REGISTER MEDIA	MISC-PD	650.25
ROTO-ROOTER	3RD ST TO 4TH ST	490.00
ROTO-ROOTER	AT108 OAKRIDGE/CAMERA CRAWL ST WAT	420.00
SHERWIN WILLIAMS CO.	TRAFFIC PAINT-RUT	85.00
SIDERS, MATT	MILEAGE-P&REC	109.25
SPRINGER PEST SOLUTIONS CORP	PEST CONTROL-P&A	30.00
ST LUKE'S WORK WELL SOLUTIONS	DRUG TEST-PW	84.00
STAPLES ADVANTAGE	SUPPLIES-ALL DEPTS	314.96

STAPLES ADVANTAGE	SUPPLIES-P&A	73.18
STATE HYGIENIC LAB	TESTING-SEW	1817.50
TREASURER STATE OF IOWA	SALES TAX	4442.00
US CELLULAR	CELL PHONE-PD	116.17
WAPSI WASTE SERVICE	GB,RECY,LEAF-SW	22453.35
WENDLING QUARRIES	ROAD STONE-RUT	356.34
WENDLING QUARRIES	CURB STOP REPAIR-WAT	195.26
WENDLING QUARRIES	SUPPLIES-WAT	67.66
WENDLING QUARRIES	ASPHALT DUMP FEE-RUT	25.00
WEX BANK	FUEL-P&A	1400.20
WEX BANK	FUEL-PD,P&A	1068.83
	TOTAL	169178.78

- c. Approval of Pay Application #2 in the amount of \$150,829.95: 2015 First Avenue (IA Hwy 1) and First Street Intersection, Ricklefs Excavating.
 - d. Approval of Change Order #1 in the amount of \$5,695.74: 2015 Sanitary Sewer Improvements Project, Ricklefs Excavating.
 - e. Approval of Pay Estimate #1 in the amount of \$231,799.75: 2015 Sanitary Sewer Improvements Project, Ricklefs Excavating.
 - f. Approval of Pay Estimate #3 in the amount of \$172,936.81: 2015 Street Improvements Project, Ricklefs Excavating.
4. Open forum: each citizen limited to 5 minutes per discussion item.
5. Request from Mark Lengwin to address Council concerning utility bill. Mark Lengwin asked Council to consider an adjustment of \$116.50 on his water bill. Lengwin explained that there was an external reader issue resulting in zero water usage between February and August of this year. During that period he was charged the monthly minimum for six months and then usage was estimated on the seventh month. On the eighth month the meter reader was repaired and a true reading was received. Lengwin stated that the total cubic feet for the period averages out to 538 cubic feet per month which is well above the minimum 220 cubic feet and therefore due to the monthly minimum billing they paid \$116.50 more than they should have if the issue had not occurred. Meridith Hoffman stated that the base rate is charged to residents whether there is zero or 220 cubic feet of water used. This is a base rate the City charges for maintenance and upkeep for water service and is in the City Code of Ordinances. Lengwin said that he did not see it in The Code and had he been billed the actual usage each month the minimum would “never have come into play”. Mayor Moore explained that even if a resident doesn’t use the minimum (cubic feet) they still have to pay the minimum amount. Roudabush agreed saying that everyone pays the minimum or more. Tuerler explained that the minimum takes care of the first 220 cubic feet after that you pay for what you use (over and above the 220 c.f.). Lengwin said that was not made clear to him and didn’t think it was clear in The Code either. Hampton asked city attorney Robert Hatala his thoughts to which Hatala replied that he would like to take time to read it and discuss with Meridith (Hoffman). Reading from the Code of Ordinances (Chapter 92.02) Roudabush said that 1,000 divided by 220 and then take that percentage multiplied by 45 and do the same with the sewage rate to come up with the minimum amount.

6. Discussion and possible action on Resolution #11-16-2015A: A Resolution certifying to County Auditor, TIF debt incurred in CY2015 for FY2017. Motion to approve Resolution #11-16-2015A made by Hampton, seconded by Taylor. Roll call vote. Carried all.
7. Discussion and possible action on Resolution #11-16-2015B: A Resolution approving proposal to apply for grant not to exceed \$100,000 City portion for Water Quality Demonstration Project. Beimer explained the grant written by the Sustainability Advisory Committee (SAC) has a deadline of December 1st and is a 50/50 match, not to exceed \$100,000.00. This resolution shows the City's support for the project. The project is on the north side of Hwy 30 between the junction of 1 and 30 and the 10th Street roundabout. Funding would come from the trails portion of LOST III or money left over from the roundabout project. Tuerler said that part of the project that he finds valuable is that it bridges a gap in the 30 corridor project. Mayor Moore stated that this area is definitely not a flood area; it has never flooded. Tuerler agreed saying this is not flood mitigation this is about water quality. Hampton motioned to approve Resolution #11-16-2015B, seconded by Tuerler. Roll call vote. Carried all.
8. Police Report. Chief Doug Shannon reported that there were 7 crash reports for the month of October and 58 reported incidents resulting in 18 arrests. The MVPD and the MVFD hosted the Boots vs Badges Blood Drive on 10-13-15. The Boots (MVFD) won this year. The department conducted the annual night shoot qualification training for officers on 10-26-15. Chief Shannon attended NIBRS (National Incident Based Reporting System) training in Des Moines. The department received 14 applications for police officer. Three of these were ILEA certified. As a result of the testing 10 candidates remain. The department will be doing background investigations into the candidates in preparation for interview with Personnel Committee and selection. Chief Shannon reminded all to wear their seatbelts especially with Thanksgiving coming up, the busiest travel time of the year for American motorists.
9. Public Works Director Report. Public Works Director Nick Nissen reported that staff have surveyed the Ash trees in the City's ROW. The trees look to be in great health and will be treated again in 2017. It is the homeowners responsibility to trim the trees in the ROW. In March, 2015 staff determined that approximately 275 properties were out of code. While installing the new storm sewer on 5th Avenue NW he contractor found a lead service line feeding a house on the corner of 5th Avenue and 1st Street. City crews replaced the lead line in about nine hours. The City has acquired fill dirt and clay from the 5th Avenue project and would like to deposit it on the newly proposed Springville Road trail. Taylor said this is exactly what Council discussed. It was the intention that when there was the opportunity to have extra fill it would be deposited here and let it settle. Hampton asked that the ROW trees be added to the next agenda for Council discussion.
10. Parks & Recreation Director Report. Park & Rec Director Matt Siders reported that the nicotine-free park responses have been collected and will be discussed at their next board meeting. The poles that will light Sauter Park should be here this week. Park restrooms and concession stands

have been winterized. Fall Flag Football and Soccer have concluded. Adult coed volleyball and girls BB have started. Terracon and V&K have analyzed the pool basin; no significant voids were discovered.

11. Engineer Update Report. Dan Boggs, V&K Engineering, provided Council with an update on the current projects: the sanitary sewer project Pay Estimate 1 approved in the Consent Agenda closely reflects final quantities. Pay Estimate #3 also approved in the Consent Agenda covers almost all of the pavement on 5th Avenue. Work continues with the Sustainability Advisory Committee and the storm water hydraulic analysis for the NW side.
12. Request from Zoning Administrator to address Council regarding parking in City alley. Council asked Siders to look into the alley parking on the north side of Town Center merchants. Siders said that he first looked into the Streetscape Design and found that there are no standards or design pertaining to this area. The MVHPC did an initial review without an exact site plan. The minutes from the meeting read in part that there was insufficient information and no formal application so no decision was reached. Their recommendation was that if any retaining walls are constructed they be either limestone blocks or concrete masonry. The third point Siders made to Council was that mixed angle and parallel parking is not recommended as this would not enough space for a vehicle to drive between. Land could be purchased for additional parking. It is owned by Jim Englebrecht. Chief Nathan Goodlove was asked to provide comments regarding the space needed in case of fire. Chief Goodlove said that if they were to set an engine up to fight a fire they would need approximately 10'8" to operate within and more if it were a ladder truck. Tuerler said he has concerns with parking in a legal alleyway and there's opportunity's on the backsides of those buildings. Continuing he said he was willing to give up a few parking spaces if it meant being able to get to a fire in the basement of one those buildings. Council agreed saying they would like to memorialize eliminating parking in the form of a resolution. Taylor said she agrees with what had been discussed but added that she has concerns about parking for Main Street events and suggested considering purchasing the adjacent lot. Tuerler reminded all that if there were any compacting done (construction or cars) that the building that abuts to the lot is a load bearing building.
13. Discussion and possible action on approval of employment contract for Chris Nosbisch. Hatala formatted the contract matching it with the recently completed chief of police contract. The number of hours (PTO) was negotiated by Dr. Fursman, Council and new city administrator. Under 4.3 the sentence "No other time off including sick leave and vacation shall be allocated or accrued" should be deleted as all time will be recorded as PTO. Tuerler said he had one concern under funeral leave; grandparents were not listed nor were step-parents but should be. Tuerler made a motion to approve, with the recommended changes, the contract for city administrator Chris Nosbisch, seconded by Hampton. Roll call vote. Carried all.
14. Discussion and possible action on CoachDeck claim. This session may be closed pursuant to Iowa Code Section 21.5(c). At 8:02 p.m. Hampton made a motion to go into closed session,

seconded by Tuerler. Carried all. At 8:22 p.m. Hampton made a motion to come out of closed session, seconded by Taylor. Carried all.

15. Old Business. None.

16. New Business. None.

As there was no further business to attend to the meeting adjourned the time being 8:23 p.m., November 16, 2015.

Respectively Submitted,
Sue Ripke
City Clerk

Reviewed and approved,
Michael R. Beimer
City Administrator