

**CITY OF JANESVILLE**  
**City Council Proceedings**  
**July 6, 2015**

The Janesville City Council met in regular session on Monday, July 6, 2015 in the Council Chambers of City Hall at approximately 7:00 p.m. with Mayor Carroll in the Chair and Council Members, Reid, Stapleton, Watson, Bettis, and McAllister present. Also present were City Attorney, Gary Boveia, City Clerk, Chris Murley, Public Works Director, Becky Wrage, Police Chief, Randy Samec, Police Officer, Glenn Beenblossom, Mark Durbahn with AECOM, Randy McKenzie, Bremer County Building & Zoning Administrator, Maggie Burger with Speer Financial, and the following representatives with Central Iowa Water Association (CIWA): Dan McGinnis, Jim LaPlant, and Frank Smith.

Motion by Council Member Bettis and seconded by Council Member Stapleton approving to adopt the agenda as presented. Motion carried.

Citizen Comments/Complaints: None.

The following bills were presented:

35888	Sandry Fire Supply	Electric Power Blower	2,271.00
35889	Janesville Post Office	Monthly Bill Postage	138.95
35890	Apparatus Testing Service	Fire Pump Certification Test	595.00
35891	Chris Renner	Reimbursement backup EXT HD	114.00
35892	Ecker's Flowers & Greenhouse	Dick Shepard Flowers	43.50
35893	Kwik Trip, Inc.	Fuel	43.96
35894	Christine A. Murley	Payroll	1,568.23
35895	Christine A. Murley	Payroll	349.43
35896	Tina Ristau	Payroll	29.78
35897	Randy Samec	Payroll	1,217.84
35898	Randy Samec	Payroll	868.20
35899	Sharon Schurman	Payroll	47.16
35900	Beth Ann Miller	Payroll	777.74
35901	Daniel Woodyard	Payroll	914.43
35902	Daniel Woodyard	Payroll	437.58
35903	Rebecca Wrage	Payroll	1,113.06
35904	Rebecca Wrage	Payroll	701.62
35905	Doug Bettis	Payroll	124.83
35906	Angela Watson	Payroll	124.83
35907	Sue Stapleton	Payroll	133.43
35908	Karen Henriksen	Payroll	295.68
35909	Jason Hildebrand	Payroll	139.62
35910	Eric VerSteegt	Payroll	339.55
35911	Ben McAllister	Payroll	133.43
35912	Molly Bolt	Payroll	320.37
35913	Glenn Beenblossom	Payroll	894.13
35914	Sandi Carroll	Payroll	415.57
35915	Keith Reid	Payroll	133.43
35916	Andrew Miller	Payroll	501.94
35917	Hannah Dettwiler	Payroll	441.20
35918	Mary Hovenga	Payroll	201.53
35919	Sarah Wagner	Payroll	70.31

35920	VOID		.00
35921	IPERS	IPERS	3,298.58
35922	VOID		.00
35923	Treasurer-State of Iowa	State Taxes	908.00
35924	Miracle Burn Camp	Donation from Fire Dept.	500.00
35925	Baker & Taylor	Books	853.44
35926	Beth Ann Miller/Petty Cash	Postage	8.30
35927	Beth Ann Wested Miller	DVDs	262.44
35928	City Laundering Co.	Clean Rugs	47.56
35929	City of Janesville	Rent	5,468.00
35930	Field & Stream	3 Year Subscription	29.95
35931	Wal-Mart	DVDs	243.28
35932	Waverly Newspapers	1 Year Subscription	66.00
35933	AECOM	Engineering Fees	1,349.18
35934	AFLAC	Employee Option Insurance	80.16
35935	Black Hawk Waste Disposal	May 2015 Refuse & Recycling Fees	3,897.00
35936	Capital Sanitary Supply	Paper Towels	23.13
35937	Central Iowa Water Association	1,818,000 Water Gallons Purchased	5,976.31
35938	Chandler's Janesville Locker	Hotdogs for Concessions	135.43
35939	De Lage Landen	Copier Contract Fee	123.75
35940	Dean's Light Box	Ball Diamond Lights	20.92
35941	Gall's Incorporated	Police Polo Shirts & Emblems	134.27
35942	Iowa One Call	One Call Fees	35.20
35943	Janesville Lumber	Light Bulbs	28.97
35944	Janesville Postmaster	Annual City Hall Box Rent	54.00
35945	Keystone Laboratories	Water & WW Samples	316.40
35946	Marco	Copies	161.10
35947	Rite Price Office Supply	Pocket Files	150.70
35948	Stokes Welding	6 Pack Oil	10.00
35949	US Cellular	PW Cell Phone Service Fees	63.98
35950	Wal-Mart	Concession Supplies	97.84
35951	Waverly Newspapers	Publication Fees	62.08
35952	Wellmark	Employee Health & Dental Insurance	4,525.27
35953	Whitney Builders, Inc.	Concrete Pad for 7 <sup>th</sup> St Generator	1,490.00
35954	Iowa Library Services	NEIBORS	65.22
35955	Overdrive	NEIBORS	318.48
35956	Windstream/Iowa Telecom	Telephone Service Fees	29.95
35957	Black Hawk Waste Disposal	May 2015 Landfill Fees	728.18
35958	Christie Door Company	Fire Dept. Overhead Doors	9,510.70
35959	Iowa League of Cities	FY 2016 Membership Dues	678.00
35960	Laser Line Striping	Double Line Striping	2,188.00
35961	Mid American Energy Company	Monthly Utility Fees	2,012.91
35962	Midwest Radar & Equipment	Radar Certification Fee	80.00
35963	Municipal Supply Inc.	Utility Autogun Repair	420.00
35964	Rack'Em Up Promotions	Shirts, Caps, & Visor-Sum Programs	2,511.00
35965	Stokes Welding	Air Filter, Plug & Stringhead	38.84
35966	Sun Life Financial	Employee Life & Disability Insurance	414.41
35967	Tim & Mikes' Auto Repair	Squad Car Repair	509.65
35968	Treasurer – State of Iowa	2 <sup>nd</sup> Quarter 2015 Sales Tax	1,555.00
35969	USA Bluebook	Roller & 25' Coils – WWTP	64.72
35970	Verizon Wireless	Police Wireless Fee	40.01
35971	Chandler's Janesville Locker	Hotdogs for Concessions	8.78

35972	J & M Displays	Fireworks	2,500.00
35973	Kwik Trip, Inc.	Hotdog Buns for Concessions	17.10
35974	Christine A. Murley	Payroll	1,275.19
35975	Randy Samec	Payroll	1,224.99
35976	Sharon Schurman	Payroll	57.08
35977	Beth Ann Miller	Payroll	763.99
35978	Daniel Woodyard	Payroll	887.32
35979	Rebecca Wrage	Payroll	1,465.38
35980	Karen Henriksen	Payroll	71.97
35981	Eric Ver Steegt	Payroll	378.72
35982	Molly Bolt	Payroll	322.37
35983	Glenn Beenblossom	Payroll	896.32
35984	Andrew Miller	Payroll	514.98
35985	Hannah Dettwiler	Payroll	335.03
35986	Mary Hovenga	Payroll	179.11
35987	Sarah Wagner	Payroll	163.04
35988	AECOM	Engineering Fees	1,306.57
35989	Black Hawk County E911 Board	EDACS Reimb Fees	119.59
35990	Boveia Law Firm	Attorney Fees	3,095.69
35991	Bremer County Treasurer	Quarterly Contract Fees & PZ Meetings	420.00
35992	Elsamiller Electric	Transfer Switch & Kohler Generator	22,079.60
35993	Iowa DNR	Annual Water Supply Fee	108.55
35994	Janesville Lumber	Blacktop Repair Kit	64.95
35995	Keystone Laboratories	Water & WW Analysis	522.20
35996	Matt Parrott & Sons	Number Receipt Books	297.50
35997	Nichols Tree Service	Storm Damage – Tree Removal	3,300.00
35998	Rite Price Auto Supply	Case of Paper	38.95
35999	Special Janesville Library	1/12 Annual Contribution	4,781.33
36000	Stokes Welding	Weed eater Repair	34.00
36001	Waverly Newspapers	Publication Fees	521.86
36002	Windstream/Iowa Telecom	Monthly Telephone Service Fees	376.89
36003	Janesville Post Office	Postage – Police	12.20
3196271	Wageworks	Flex Benefits	136.76
3196272	EFTPS	Payroll Taxes	3,640.72
3196273	Wageworks, Inc.	Flex Benefits	20.00
3196274	Wageworks, Inc.	Flex Benefits	44.40
3196275	EFTPS	Payroll Taxes	2,774.07
3196276	Iowa Finance Authority	SRF Wastewater Loan Payment	20,775.00
3196277	Wageworks, Inc.	Flex Benefits	44.75

(Disbursements: General-\$38,505.95, Road Use-\$9,367.98, Special Events-\$2,500.00, Summer Rec Program-\$5,375.08, First Responders-\$.00, Volunteer Fire Dept.-\$3,567.46, Special Library-\$11,503.31, Water & Sewer Improvements-\$2,655.75, Barrick Road Bicycle/Pedestrian Bridge-\$.00, Water-\$12,445.32, Sewer-\$49,827.96, and Refuse-\$6,915.78 = \$142,664.59)

RESOLUTION #1516 - A RESOLUTION ALLOWING CLAIMS FOR THE MONTH OF JULY 2015. BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JANESVILLE, IOWA that the foregoing claims be allowed as presented and warrants for the same be issued to the City Treasurer. BE IT FURTHER RESOLVED that the City Clerk is hereby authorized, empowered, and directed to draw and issue warrants on the respective funds and accounts. Resolved by Council Member McAllister and seconded by Council Member Watson to approve the bills as presented. Roll Call

Vote: Ayes – McAllister, Bettis, Watson, Stapleton, and Reid. Nays – None. Resolution approved and adopted this 6th day of July 2015.

ATTEST: \_\_\_\_\_ MAYOR: \_\_\_\_\_

Motion by Council Member Watson and seconded by Council Member McAllister to approve, as presented, the following Consent Agenda items: June 1, 2015, June 11, 2015, and June 22, 2015 City Council Proceedings, May 31, 2015 Budget and Treasurer Reports, and TJ Dodd's appointment to the Janesville Planning & Zoning Commission. All opposed. Motion denied.

Motion by Council Member McAllister and seconded by Council Member Stapleton to approve, as presented, the following Consent Agenda items: June 1, 2015, June 11, 2015, and June 22, 2015 City Council Proceedings, and May 31, 2015 Budget and Treasurer Reports, with item C. removed for individual discussion. Motion carried.

Mayor Carroll will visit with TJ Dodd regarding his possible appointment to the Janesville Planning & Zoning Commission.

Public Works Director Wrage withdrew her request to attend the Water Environmental Technology Program scheduled for July 13 & 14, 2015.

Public Works Director, Becky Wrage and Police Officer Beenblossom presented monthly reports to the Council.

The Janesville Days 2015 Steering Committee is looking for additional volunteers to assist with various activities on Saturday, July 25, 2015. If interested, please contact Jodi Durnil at (319) 404-5218. The Committee has scheduled the following two fundraisings events: Tacos at the Tap – 6:00 p.m.-9:00 p.m. on Thursday, July 9, 2015 and Breakfast at the Community Center – 7:00 a.m.-11:00 a.m. on Saturday, July 12, 2015.

Motion by Council Member Reid and seconded by Council Member Stapleton to approve Janesville Tap's request to have an Outdoor Service Area on Thursday, July 9, 2015 for a Special Event and further to temporarily close Third Street from 4:30 p.m. – 9:00 p.m. on same date. Motion carried.

At approximately 7:30 p.m., Mayor Carroll opened the Public Hearing for comments for and/or against Steve Alber's application for rezoning from R-1 to C-1 on the following described property: Lots 1, 2, 7, and 8 in Block 1 in the village of Janesville, Iowa, Black Hawk County, Iowa. There being no oral or written comments, Mayor Carroll declared the public hearing closed at approximately 7:34 p.m. and turned the matter over to the Council for their review and consideration.

Motion by Council Member McAllister and seconded by Council Member Stapleton to approve ORDINANCE #312 – A ORDINANCE AMENDING THE OFFICIAL ZONING MAP FOR THE CITY OF JANESVILLE, IOWA on its first reading. Roll Call Vote: Ayes – Reid, Stapleton, Watson, Bettis, and McAllister. Nays – None. Motion carried.

Jim La Plant, Dan McGinnis, and Frank Smith with Central Iowa Water Association (CIWA) discussed their Water Purchase Agreement with the Council. CIWA believes that the language in the current proposal is consistent with their other city contracts and sets forth a legal framework for the City to receive CIWA services. CIWA is agreeable to paying \$6,000 to AECOM for the engineering services they have completed with regard to the Barrick Road Water Improvement Project. CIWA provided a list of cities that are full service water customers of CIWA. They have 62 cities under contract with over 1138 total years and have no significant conflicts or issues with said cities.

The Council likes the quality of water provided by CIWA. The City's water source is the Jordan aquifer. It's been determined that with rapidly growing industrial and residential use of the Jordan aquifer, Iowa environmental leaders are considering new restrictions to better protect this underground water source and with new restrictions, additional costs to cities are inevitable. Mr. La Plant also provided the Council with the status of proposed new water rules by the Iowa Department of Natural Resources (IDNR) with regard to the Jordan Aquifer.

Discussion led to communications (letters dated May 29, 2015) that City Attorney, Gary Boveia, had received from Steven Nadel and James Wainwright with Ahlers & Cooney, P.C. He specifically discussed the problems and concerns which Mr. Nadel and Mr. Wainwright pointed out in their communications as to the proposed terms and provisions of the contract which CIWA desires to enter into with the City. The contract needs to be changed as it relates to language to qualify as a contract the City could enter without the necessity of bidding.

Maggie Burger with Speer Financial was asked to prepare additional rate cost spreadsheets for the Council to review and consider.

City Attorney Boveia reminded the Council that if they make a decision to enter into a contract with CIWA, it should be subject to the preparation of a contract approved by him and bond counsel prior to the City Council's final review, consideration and approval for the execution of the contract by the Mayor and City Clerk.

Motion by Council Member McAllister and seconded by Council Member Reid to pursue a contract with CIWA, subject to approval by all parties involved of contract language modifications and securing suitable financing/funds to complete the project. Roll Call Vote: Ayes Reid, Stapleton, Watson, Bettis, and McAllister. Nays – None. Motion carried.

CIWA Attorney, Frank Smith and City Attorney, Gary Boveia will further review and discuss the proposed contract, especially provisions within the contract, which present issues and concerns. They will work toward modifying the language in the contract to satisfy all parties involved, including the bond counsel.

Motion by Council Member Watson and seconded by Council Member Stapleton to approve, as presented, Peterson Contractors, Inc.'s Change Order #2 with regard to the Barrick Road Bicycle/Pedestrian Bridge Project. Motion carried.

Resolved by Council Member Stapleton and seconded by Council Member Watson to approve, as presented, RESOLUTION #1517 – A RESOLUTION APPROVING AND AUTHORIZING THE EXTENSION OF THE CONTRACT FOR COMPLETION OF IMPROVEMENTS TO SANDS 2<sup>nd</sup> ADDITION, CITY OF JANESVILLE, BREMER COUNTY, IOWA. Roll Call Vote: Ayes – Reid, Stapleton, Watson, Bettis, and McAllister. Nays – None. Resolution approved and adopted this 6<sup>th</sup> day of July 2015.

ATTEST: \_\_\_\_\_ MAYOR: \_\_\_\_\_

Motion by Council Member Watson and seconded by Council Member Stapleton approving to table I Wireless' plans to upgrade their Antenna Facilities – Site Number IAL-0090 Dated May 6, 2015 for additional information, specifically the weight of said improvements. Motion carried.

Upon the City Attorney's review and recommendation, a motion was made by Council Member Stapleton and seconded by Council Member Watson to approve the FCC Notification for Spectrum Manager Lease Ownership Disclosure Information and Spectrum Lease Agreement with regard to

Sensus Software Meter Reading Equipment. Motion carried.

Motion by Council Member McAllister and seconded by Council Member Stapleton approving to extend Eric Ver Steegt's 2015 Seasonal Part-time position as City Assistant from July 1, 2015 through September 30, 2015 for a maximum 377 hours at \$10.00 per hour. Motion carried.

Motion by Council Member Watson and seconded by Council Member Stapleton approving to change the date of the September regularly scheduled City Council meeting from Tuesday, September 8, 2015 (day following Labor Day Holiday) to Monday, September 14, 2015 to better accommodate most parties involved. Motion carried.

Council Member Watson would like to see the city investigate the features, benefits and costs for a Document Management System.

The City Attorney, City Clerk, and Mayor presented their monthly oral reports to the Council.

Mayor Carroll stated that her current position as Mayor along with Council Members McAllister and Watson would expire on December 31, 2015. The Regular City Election is scheduled for Tuesday, November 3, 2015. Interested parties may pick up a Candidate Election Guide from the City Clerk's Office but must file the nomination papers for these positions with the Bremer County Auditor's Office this year due to a recent change in election laws. The first day to file is Monday, August 24, 2015 and the last day to file is Thursday, September 17, 2015 prior to 5:00 p.m. Nomination papers cannot be filed before or after the filing period.

Mayor Carroll gave a brief summary on the status of bargaining issues. The Employee Policy and Salary Resolution will be prepared, based on the Committee's proposals, for final review and consideration by the Council.

Mayor Carroll informed the Council that she had received a letter of resignation (dated 7/6/15) from Andrew Miller, Deputy City Clerk and requested a special meeting to consider and accept the resignation. A special meeting will be arranged by the City Clerk.

Motion by Council Member Watson and seconded by Council Member Stapleton approving to adjourn. Motion carried. Meeting closed at approximately 10:20 p.m.

ATTEST: \_\_\_\_\_ MAYOR: \_\_\_\_\_

Sandi Carroll  
Mayor

Christine A. Murley  
City Clerk