

CITY OF JANESVILLE
City Council Proceedings
March 14, 2016

The Janesville City Council met in regular session on Monday, March 14, 2016 (postponed from March 7, 2016) in the Council Chambers of City Hall at approximately 7:00 p.m. with Mayor Carroll in the Chair and Council Members, Reid, Stapleton, Robinson, Bettis and MacKay present. Also present were City Attorney, Gary Boveia, City Clerk, Chris Murley, Public Works Director, Becky Wrage, Police Chief, Randy Samec, Mark Durbahn with AECOM, Maggie Burger with Speer Financial, Lance Woodyard, Amie Woodyard, Gina Destival, Lindsey Elbey. The following also entered and attended a portion of the meeting: First Responder Director, Traci Berry, Eric Ver Steegt and Shane Hoff, Hardwood Estate Developer.

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

Citizen Comments/Complaints: Lindsey Elbey expressed her support of Lance Woodyard as a First Responder. She stated he responded to calls for two of her family members. During these calls, Lance handled himself in a calm, experienced, compassionate and professional manner, providing skilled medical care and comfort to her family members. She feels it is a disservice to the community to not have Lance as an active First Responder.

The following bills were presented:

36633	Christine A. Murley	Payroll	1,364.83
36634	Randy Samec	Payroll	1,247.88
36635	Beth Ann Miller	Payroll	712.50
36636	Daniel Woodyard	Payroll	929.38
36637	Christa Kurtz	Payroll	518.70
36638	Kathryn Behnke	Payroll	33.22
36639	Rebecca Wrage	Payroll	1,141.75
36640	Karen Henriksen	Payroll	120.09
36641	Jason Hildebrand	Payroll	145.40
36642	Eric VerSteegt	Payroll	366.35
36643	VOID		.00
36644	VOID		.00
36645	VOID		.00
36646	VOID		.00
36647	VOID		.00
36648	VOID		.00
36649	VOID		.00
36650	VOID		.00
36651	3 E Electrical Engineering	Service Generator	525.00
36652	AECOM	7 th St Bridge Eng Fees	1,301.89
36653	ATCO International	Formula 411 - Chemical	1,090.00
36654	Benton's Sand & Gravel	Fill Sand	83.15
36655	Black Hawk Waste Disposal	Landfill Fees	516.14
36656	Boveia Law Firm	Legal Fees	2,261.83
36657	Christie Door Company	Fire Dept. door repair	512.00
36658	Galls Incorporated	Operating Supplies	46.33
36659	IAMU	2016 Membership Dues	517.48
36660	IMFOA	Association Dues	50.00
36661	Iowa One Call	One Call Fees	24.20
36662	Janesville Lumber	Operating Supplies	56.04
36663	Janesville Post Office	Postage Fees	18.17
36664	Keystone Laboratories	Samples/Contract Labor	432.00
36665	VOID		.00
36666	VOID		.00
36667	Kwik Trip	Fuel	872.87
36668	Mld American Energy Company	Monthly Utility Fees	3,518.95
36669	Municipal Pipe Tool Co.	Emergency Call Fees	819.00
36670	Randy Samec	Rubber Clutch Backs	9.15
36671	Rite Price Office Supply	Misc. Office Supplies	84.20
36672	Stuber Trucks	Headlight Upgrade Kit	856.47
36673	Tim & Mike's Auto Repair	Tires & Scan Test	487.00
36674	Waverly Newspapers	Ordinance #315 Publication Fees	43.84
36675	Westrum Leak Detection	Leak Detection Services	650.00
36676	Windstream/Iowa Telecom	Monthly Telephone Fees	385.84
36677	IMFOA	Registration Fees	125.00
36678	Janesville Post Office	Utility Billing Postage	142.19
36679	Channing Bete Company	BLS Instructor Package	119.95
36680	Cindy Spencer	CPR	17.81
36681	Emergency Medical Product	Phillips Heartstart Onsite AED	2,905.70
36682	Black Hawk Waste Disposal	Garbage & Recycling Collection Fees	4,983.83
36683	Iowa State University	Registration Fees	65.00
3196327	EFPTS	FED/FICA TAX	2,139.80

(Disbursements: General-\$8,152.47, Road Use-\$3,129.09, Summer Rec Program-\$31.55, First Responders-\$3,043.46, Volunteer Fire Dept.-\$64.67, Special Library-\$1,220.05, Street /Bridge Maint & Improvement - \$1,301.89, Water-\$2,904.58, Sewer-\$6,097.37, and Refuse-\$6,295.80 = \$32,240.93)

RESOLUTION #1532 - A RESOLUTION ALLOWING CLAIMS FOR THE MONTH OF MARCH 2016. 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 MacKay and seconded by Council Member Robinson to approve the bills as presented. Roll Call Vote: Ayes – MacKay, Bettis, Robinson, Stapleton, and Reid. Nays – None. Resolution approved and adopted this 14th day of March 2016.

ATTEST: _____ MAYOR: _____

Motion by Council Member Stapleton and seconded by Council Member Reid to approve, as presented, the following Consent Agenda Items: February 9, 2016 and February 23, 2016 City Council Proceedings, February 29, 2016 Budget and Treasurer Reports, and payment of the \$65 per person registration fee and appropriate mileage fees, if applicable, for all Janesville Planning & Zoning Commission Members, Mayor, Council Members, and City Employees interested in attending the ISU Extension & Outreach's "Introduction to Planning & Zoning for Local Officials" Workshop. Motion carried.

Public Works Director, Becky Wrage and Police Chief Samec presented their monthly reports to the Council.

First Responder Director, Traci Berry addressed the Council on matters of concern that were discussed at the Council's February 9, 2016 meeting regarding membership. She reported that the membership had increased since 2006 when there were only nine members. There has been as many as 27 members on the roster. This past year membership was down by nine members, for the following reasons, retirement, medical, moved out of district, and family obligations. Janesville has one of the largest First Response units in Bremer County with a current roster of 18 members. She stated they are in the process of updating their By-Laws as well as the city ordinance, which are currently being reviewed by the City Attorney.

Director Berry asked what had been discussed prior to her arrival. The Mayor recapped Lindsey Elbey's comments regarding Mr. Woodyard. Director Berry mentioned that Council Member Stapleton had previously asked her to consider a closed session to discuss internal issues but since some items have already been discussed in open session, she chose to openly speak. Discussion then led to internal conflicts regarding standard operating procedures, weekend call times, and call etiquette complaints. Mr. Woodyard expressed his disappointment that he wasn't given an opportunity to be heard. He was scheduled to meet with Mayor Carroll, Safety Commissioner Bettis and Director Berry at which time he expected to discuss the various matters of concern in hopes of resolving the conflicts in a civil and respectful manner. Upon showing up to the meeting, he stated he was immediately told by the Mayor that it would be best if he no longer served as a responder. Mr. Woodyard stated he never submitted a formal letter of resignation and to his understanding, his resignation was never accepted and/or voted upon by the membership. Director Berry stated that she had saved various emails and text messages between her and Mr. Woodyard regarding his resignation and had reached out to him in mid-October to discuss matters further. This text came through at a time when Mr. Woodyard had family obligations and was unable to accommodate the request.

Council Member MacKay stated that as a council member and former mayor, he has learned there are three areas within the city that you never want to mess with: Janesville Fire Department, Janesville Library Board and Janesville First Responders. Any conflicts and/or issues of concern within said departments are best worked out within the department/organization. Council Member MacKay thanked Director Berry and Mr. Woodyard for their service, dedication, and commitment to the community as well as to all Janesville emergency personnel. He further expressed his respect and praise by stating "God Bless you all!" Members of the Council concurred with Council Member MacKay's statements. It's hoped that the internal matters will be resolved with/and for the betterment of the community.

At approximately 7:30 p.m., Mayor Carroll opened the Public Hearing on the Proposed Fiscal Year 2016/17 Budget for comments from interested citizens and taxpayers. There being no comments, Mayor Carroll declared the Public Hearing closed and presented the proposed Fiscal Year 2016/17 Budget to the Council for their consideration.

The Proposed Fiscal Year 2016/17, published in the Waverly Newspaper on March 1, 2016, reflects an estimated total city tax levy rate of \$10.7375 per \$1,000 valuation on regular property, with a total property tax asking of \$386,321 (plus \$6,501 Utility Tax Replacement) and the following expenditures:

Public Safety	\$404,232	
Public Works	\$285,848	
Culture and Recreation		\$254,305
Community and Economic Development		\$13,029
General Government		\$142,059
Debt Service	\$0	
Capital Projects		\$171,631
Total Government Activities Expenditures		\$1,271,104
Business Type/Enterprises		\$436,356
Transfers Out	\$65,514	
Total ALL Expenditures/Transfers Out		\$1,772,974

After giving opportunity for all desiring to be heard, it was resolved by Council Member MacKay and seconded by Council Member Reid to approve, as presented, RESOLUTION #1533 – A RESOLUTION ADOPTING THE ANNUAL BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2017. BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF JANESVILLE, IOWA that the annual budget for the fiscal year ending June 30, 2017, as set forth in the Budget Summary Certificate and in the detailed Budget in support thereof showing the revenue estimates and appropriation expenditures and allocation to programs and activities for said fiscal year be adopted, and the clerk is directed to make the filings as required by law and to set up books in accordance with the summary and details as adopted. Roll Call Vote: Ayes - MacKay, Bettis, Robinson, Stapleton, and Reid. Nays – None. Resolution approved and adopted this 14th day of March 2016.

ATTEST: _____ MAYOR _____

Maggie Burger, CIPMA and Vice President, Speer Financial, Inc. presented two Cost of Financing Options with regard to the proposed Barrick Road Water Improvement Project from North Maple to but not including Wildcat Way.

- Option A – CIWA Improvements – Total Principal & Interest Estimate = \$1,255,075 (2% - 4% rates)
- Option B – Public Bidding – SRF – Total Principal & Interest Estimate = \$1,216,774.16 (2% SRF rate)

The Committee has recommended that the City proceed with Option B, installing the water improvement project pursuant to a bidding procedure.

The City Engineer, Mark Durbahn with AECOM, was asked to engineer the project from North Maple Street to Wildcat Way and south on Wildcat Way to 7th Street and include the cost estimates for the lift station improvements. Mark Durbahn and Maggie Burger will work together in hopes of having the necessary information prepared for presentation and review at the special city council meeting scheduled for 7:00 p.m. on Tuesday, March 29, 2016.

Council Member Robinson will contact former Council Member McAllister regarding his contract negotiations with CIWA.

Motion by Council Member Robinson and seconded by Council Member Reid approving to table the proposed purchase of CIWA water and entry into a long term contract with CIWA until a revised contract is submitted, one that excludes the Barrick Road Water Improvement Project. Motion carried.

Maggie Burger presented preliminary tax increment financing options with regard to Hardwood Estates. Option 1 – City putting money up front, which is the less attractive option because of its risk. Option 2 – Combination of a rebate agreement and money up front by the City. Option 3 – Developers building the improvements and then rebate to the developer. She indicated that a development agreement would be necessary if the City chooses to participate and contribute financially to this housing development. Ms. Burger hopes to supply the Council with additional and specific information at their special meeting scheduled for Tuesday, March 29, 2016.

The council discussed the Barrick Road Bicycle/Pedestrian Bridge (EKCO Bridge) settling issue with Mark Durbahn. Mr. Durbahn will continue his efforts to rectify and resolve this settling issue.

Motion by Council Member Reid and seconded by Council Member Robinson approving to table possible changes to the city's No Parking Zones for further review and recommendation by Street Commissioner Reid. Motion carried.

City Attorney Bovela reported he had received communication that Waverly Utilities is no longer interested in pursuing an easement from the City of Janesville for communication lines.

Motion by Council Member Stapleton and seconded by Council Member Robinson approving to change the city's Wellmark plan year to October 1, 2016, locking in the current plan through September 30, 2017. Motion carried.

Motion by Council Member Bettis and seconded by Council Member Reid approving to dismiss non-controversial court cases, subject to defendant paying court costs on citations issued by former Janesville Officer, Glenn Beenblossom. Motion carried.

Motion by Council Member Stapleton and seconded by Council Member Reid to approve RESOLUTION #1534 – A RESOLUTION AUTHORIZING THE DESTRUCTION OF CITY RECORDS AS ALLOWED BY LAW PER THE IOWA MUNICIPAL RECORDS MANUAL. Roll Call Vote: Ayes – MacKay, Bettis, Robinson, Stapleton, and Reid. Nays – None. Resolution approved and adopted this 14th of March 2016.

ATTEST: _____ MAYOR: _____

Motion by Council Member Stapleton and seconded by Council Member Robinson to approve payment of the 16 cents per pound charge to On-Site Information Destruction for the destruction of city records scheduled for Friday, March 18, 2016. Motion carried.

Council Members Stapleton and Robinson offered to serve on the 2016 Bargaining Committee.

Motion by Council Member Robinson and seconded by Council Member Stapleton to approve ORDINANCE #317 – AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JANESVILLE, IOWA, WITH REGARD TO PRIVATE WATER SYSTEMS BY STRIKING THE TERMS AND PROVISIONS OF SECTION 99.03(1) AND ESTABLISHING NEW RATES PURSUANT TO SECTION 99.03(1) on its first reading. Roll Call Vote: Ayes – MacKay, Bettis, Robinson, Stapleton, and Reid. Nays – None. Motion carried.

Motion by Council Member MacKay and seconded by Council Member Bettis to approve the installation of temporary 250-watt high-pressure sodium floodlights, at the west and east end of the EKCO Bridge, at a monthly cost of \$12.69 each. Motion carried.

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

Motion by Council Member MacKay and seconded by Council Member Stapleton to approve payment of the \$125 registration fee and appropriate costs for wages, meals, and lodging for City Clerk, Chris Murley to attend the IMFOA 2016 Spring Conference on 4/20/16 – 4/22/16 at the Holiday Inn Des Moines Airport in Des Moines. Motion carried.

Mayor Carrol reported that she is attending ALICE training at 6:30 p.m. on Wednesday, March 30, 2016 at Denver City Hall. Bremer County Emergency Management Coordinator, Kip Ladage, will present the training.

Motion by Council Member MacKay and seconded by Council Member Reid approving to adjourn. Motion carried. Meeting closed at approximately 9:50 p.m.

ATTEST: _____ MAYOR: _____