

**CITY OF JANESVILLE
City Council Proceedings
June 6, 2016**

The Janesville City Council met in regular session on Monday, June 6, 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, Bremer County Building & Zoning Administrator, Randy McKenzie, Janesville First Responder Director, Traci Berry, Gary Howe, Brynn Friedrich, Janesville First Responder Training Officer, Cindy Spencer, Janesville Days Committee Member, Chris Coffman, AECOM Engineer, Mark Durbahn, Hardwood Estates Developers, Shane Hoff and Gavin Steege, and VJ Engineering Engineer, Wendell Lupkes.

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

Citizen Comments/Complaints: Council Member Reid stated he had received complaints of trucks going through the 4-Way Stop Signs at Barrick and Maple Streets and concern expressed for children safety. Police Chief Samec responded that they have been and will continue to watch that area.

The following bills were presented:

36919	Christine A. Murley	Payroll	1,364.83
36920	Randy Samec	Payroll	1,519.35
36921	Sharon Schurman	Payroll	20.44
36922	Beth A. Miller	Payroll	712.51
36923	Christa Kurtz	Payroll	509.89
36924	Kathryn Behnke	Payroll	30.67
36925	Rebecca Wrage	Payroll	1,206.54
36926	Karen Henriksen	Payroll	224.42
36927	Eric Ver Steegt	Payroll	499.89
36928	Molly Bolt	Payroll	212.20
36929	Hannah Dettwiler	Payroll	220.38
36930	Morgan Stanhope	Payroll	171.53
36931	Dustin Mooty	Payroll	1,149.88
36932	IPERS	IPERS	1,536.73
36933	Treasurer – State of Iowa	State Taxes	401.00
36934	VOID		.00
36935	VOID		.00
36936	AECOM	Engineering Fees	2,353.23
36937	Beth Ann Wested Miller	Occupational Dictionary	199.95
36938	Black Hawk Waste Disposal	Landfill Fees – CW Cleanup	5.14
36939	Central Iowa Water Association	Bulk Water Purchased	5,960.56
36940	Graham Tire Mason City	2 New Tires for Squad Car	234.84
36941	Janesville Lumber	Brush & Paint Thinner	67.08
36942	Keystone Laboratories	Water & WW Samples	567.20
36943	Kwik Trip, Inc.	Fuel	266.82
36944	Marco, Inc.	Copies per Lease Agreement	173.92
36945	Mid American Energy Company	911 Repeater Electricity	18.23
36946	Mike Megan Construction	Contract Labor-Fence & Drainage	1,290.00

36947	Rite Price Office Supply	Scissors	11.49
36948	Sensus Metering System	Annual Support	1,893.15
36949	Tim & Mike's Auto Repair	Vehicle Repairs	572.71
36950	USA Bluebook	4" Dry Gauge	260.44
36951	Wal-Mart	Concession Supplies	23.86
36952	Waverly Newspapers	Publication Fees	225.53
36953	Waverly Tire Co.	Tire Repairs on Mower	16.00
36954	Windstream/Iowa Telecom	Monthly Telephone	387.61
36955	Waterloo Bucks Baseball	Fundraiser	285.00
36956	EMSLRC/University of Iowa	Training – CPR Card	8.00
36957	Kwik Trip, Inc.	Fuel	123.15
36958	Waterloo Bucks Baseball	Fundraiser	25.00
36959	EFTPS	Payroll Taxes	2,705.78

(Disbursements: General-\$9,852.14, Road Use-\$2,054.45, Summer Rec Program-\$1,117.75, First Responders-\$8.00, Volunteer Fire Dept.–\$123.15, Special Library-\$1,489.62, Street/Bridge Maint & Improvement - \$.00, Water/Sewer Improvements-\$2,353.23, Street/Bridge Maint. & Improvements-\$0.00, Water-\$7,441.45, Sewer-\$2,181.34, and Refuse-\$833.82 = \$27,454.95)

RESOLUTION #1543 - A RESOLUTION ALLOWING CLAIMS FOR THE MONTH OF JUNE 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 Robinson and seconded by Council Member Stapleton to approve the bills as presented. Roll Call Vote: Ayes – Reid, Stapleton, Robinson, Bettis, and MacKay. Nays – None. Resolution approved and adopted this 6th day of June 2016.

ATTEST: _____ MAYOR: _____

Motion by Council Member Reid and seconded by Council Member MacKay to approve, as presented, the following Consent Agenda items: May 2, 2016 and May 26, 2016 City Council Proceedings, April 30, 2016 and May 31, 2016 Budget and Treasurer Reports, and Jack n Arnie's Steakhouse Class C Liquor License & Outdoor Service Area Renewal Application, conditioned upon satisfactory inspection reports and appropriate outdoor service area sketch. Motion carried.

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

Mayor Carroll opened the public hearing regarding a proposal to amend Development Ordinance #220 Section 16.09(3)(a)(c) as it relates to installation of curb and gutter on all streets and installation of a storm water system within areas to be subdivided within the City of Janesville, Iowa for comments for and against said proposal.

This proposed amendment includes the following language: Notwithstanding the terms and provisions of Section 16.09(3)(a)(c), in the event the land or real estate to be subdivided has topography making it impossible or nearly impossible to install a functioning storm water system with accompanying curb and gutter, the City Council shall have the authority to waive the required construction of curb and gutter and storm sewer if an alternative manner of providing drainage of surface water is incorporated into the plans and specifications provided to the City, approved by the City's Engineer and further approved by the City Council.

There were no written comments. A highlighted summary of the oral comments follows:

Gary Howe stated he would prefer to see standard and/or traditional curb and gutter in new housing developments as it's more appealing than ditches for storm water drainage and further, increases and/or maintains area property values. He sold the property for the proposed Hardwood Estates knowing that standard curb and gutter was required by city ordinances. Wendell Lupkes described an infiltration system as natural or constructed depressions located in permeable soils that capture, store, and infiltrate storm water runoff. These depressions can be located at the surface of the ground, or they can be designed as underground facilities. Public Works Director Wrage stated that the Iowa Department of Natural Resources is encouraging natural infiltration systems. Infiltration systems can be designed to address a number of storm water management issues including: water quality, storm water runoff reduction, and ground water recharge.

This proposed amendment gives an alternative manner of providing drainage of surface water in a development. The city engineer will work closely with any/all development engineers to determine the best plans for storm water drainage. All plans and specifications must be reviewed and approved by the city engineer and by the city council prior to construction.

After giving opportunity for all desiring to be heard, Mayor Carroll closed the public hearing and turned the matter over to the Council for their consideration.

Motion by Council Member Stapleton and seconded by Council Member Reid to approve ORDINANCE #318 – AN ORDINANCE AMENDING DEVELOPMENT ORDINANCE NO. 220 SECTION 16.09(3)(A)(C) REGARDING CURB AND GUTTER ON ALL STREETS AND INSTALLATION AND CONSTRUCTION OF A STORM SEWER SYSTEM TO ADEQUATELY SERVE THE AREA OF SUBDIVIDED REAL ESTATE WITHIN THE CITY OF JANESVILLE, IOWA on its first reading. Roll Call Vote: Ayes – Reid, Stapleton, Robinson, Bettis, and MacKay. Nays – None. Motion carried.

Motion by Council Member MacKay and seconded by Council Member Bettis to approve the following for Janesville Days 2016: 1. Street Closures - Friday, July 22nd (At Various Times Throughout the Day) - Main Street from 1st Street – 4th Street, 3rd Street from Sycamore Street to Alley West of Janesville Pool & Tap and 2nd Street from Sycamore Street to Alley West of Main Street. Saturday, July 23rd (All Day) - Main Street from 1st Street – 4th Street, 3rd Street from Sycamore Street to Alley West of Janesville Pool & Tap, 2nd Street from Sycamore Street to Alley West of Main Street, and Main Street from Barrick Road to 4th Street. Saturday, July 23rd (9:00 a.m. – 12:00 p.m. for Parade) - Barrick Road from Pine Street to Main Street, 4th Street from Main Street to Chestnut Street, and Chestnut Street from 4th Street to Barrick Road. 2. FY 2016/17 City contribution of \$1,000 for payment after 7/1/15, for bills presented, generally invoices for porta-potties, landfill fees and other miscellaneous. 3. Hiring of temporary police officers, if deemed necessary by Police Chief, Randy Samec, for additional police protection, at \$12.00 per hour, and 4. Janesville Tap's request for an Outdoor Beer Garden, pending the satisfactory filing of the necessary and/or requested documents and information regarding sales, hours, etc. Motion carried.

Motion by Council Member Bettis and seconded by Council Member MacKay to approve the Janesville First Responders' By-Laws (dated April 19, 2016) as presented. Motion carried.

Mark Durbahn with AECOM told the Council that the contractor is scheduled to perform the mud jacking on the ECKO Bridge approach about 8:00 a.m. tomorrow, Tuesday, June 7, 2016.

Motion by Council Member Stapleton and seconded by Council Member Robinson approving to cease the design and exploration of a recreational vehicle dump station as part of the proposed lift station project. Motion carried.

Council Member Bettis suggested that the engineer explore design options for the possible installation of a storm siren at the proposed lift station site. This suggestion received positive comments from all in attendance.

Resolved by Council Member MacKay and seconded by Council Member Bettis to approve RESOLUTION #1547 – A RESOLUTION APPROVING AND AUTHORIZING THE EXTENSION OF THE CONTRACT FOR COMPLETION OF IMPROVEMENTS TO SANDS 1ST ADDITION, CITY OF JANESVILLE, BREMER COUNTY, IOWA. Roll Call Vote: Ayes – MacKay, Bettis, Robinson, Stapleton, and Reid. Nays – None. Resolution approved and adopted this 6th day of June 2016. Motion carried.

ATTEST: _____ MAYOR: _____

The city’s engineer, Mark Durbahn with AECOM, and Jim Sand’s engineer, Wendell Lupkes with VJ Engineering, have agreed on a design for the necessary storm detention basin for the Sands Addition. Mr. Lupkes plans to discuss this proposal with each homeowner within the development to make them aware of the necessity of the basin and to garner their support of the project.

Motion by Council Member Reid and seconded by Council Member Stapleton approving to table the review and consideration of Urban Renewal/Tax Increment Financing (TIF) Options with regard to the Hardwood Estates until a special meeting can be scheduled, with Maggie Burger in attendance, prior to the July regular meeting. Motion carried.

Motion by Council Member Reid and seconded by Council Member Bettis approving to table the FY 2017 Street Maintenance & Improvement Project Bid Proposals for additional information. Motion carried.

Motion by Council Member Reid and seconded by Council Member Stapleton approving to reposition the stop sign at Barrick Road and Chestnut Street (southwest corner) and authorize the City Attorney to draft an ordinance amending Section 69.08, especially with regard to removing the ten (10) minute parking limitation on Barrick Road from the alley between Elm Street and Chestnut Street east to Chestnut Street. Motion carried.

Public Works Director, Becky Wrage, was asked to proceed with the City Sidewalk Repairs Project by sending letters to the next group of homeowners along Main Street and its immediate side streets.

Resolved by Council Member MacKay and seconded by Council Member Stapleton to approve RESOLUTION #1544 – A RESOLUTION APPROVING ADDITIONAL CLAIMS FOR JUNE 2016, WITHIN FISCAL YEAR 2015/16 BUDGET LIMITATIONS SO AS NOT TO EXCEED THE FUNDED ACCOUNTS. THE REMAINING CLAIMS FOR JUNE 2016 SHALL BE PAID IMMEDIATELY AFTER JULY 1, 2016. Roll Call Vote: Ayes – MacKay, Bettis, Robinson, Stapleton, and Reid. Nays – None. Resolution approved and adopted this 6th day of June 2016.

ATTEST: _____ MAYOR: _____

Resolved by Council Member Reid and seconded by Council Member Robinson to approve RESOLUTION #1545 – A RESOLUTION APPROVING THE TRANSFER OF FUNDS OF THE SPECIAL REVENUE 6/30/16 FUND BALANCE (MAXIMUM \$80,492) TO THE GENERAL FUND (MAXIMUM \$64,931) AND TO THE ROAD USE FUND (MAXIMUM \$15,561) AND \$937 (TORT LIABILITY) FROM THE GENERAL FUND TO THE ROAD USE FUND. Roll Call Vote: Ayes – Reid,

Stapleton, Robinson, Bettis, and MacKay. Nays – None. Resolution approved and adopted this 6th day of July 2016.

ATTEST: _____ MAYOR: _____

Motion by Council Member Stapleton and seconded by Council Member Robinson approving to change the date of the July regularly scheduled meeting to 7:00 p.m. on Wednesday, July 6, 2016. Motion carried.

Resolved by Council Member MacKay and seconded by Council Member Stapleton to approve RESOLUTION #1546 – A RESOLUTION APPROVING AND ADOPTING THE STATEMENT OF POLICY ON EMPLOYEE INSURANCE BENEFITS AND PROCEDURES FOR CITY OF JANESVILLE, IOWA, EFFECTIVE DECEMBER 1, 2015 – DECEMBER 31, 2016. Roll call Vote: Ayes – MacKay, Bettis, Robinson, Stapleton, and Reid. Nays – None.

ATTEST: _____ MAYOR: _____

Motion by Council Member Stapleton and seconded by Council Member Reid to approve Dan Woodyard's request for additional payout of 48 hours of accumulated vacation remaining after payout of the 80 hours allowable per employee policy due to extenuating circumstances beyond the employee's control. Motion carried.

Motion by Council Member Reid and seconded by Council Member Stapleton approving to remove the police equipment and plastic rear seat and install original factory rear seat in the 2007 Dodge Charger and place it for sale and or for use as a trade-in for a replacement public works vehicle. Motion carried.

Motion by Council Member MacKay and seconded by Council Member Stapleton approving to table for additional information and until a special meeting to be held later this month, a decision on Brynn & Shannon Friedrich's request to waive delinquent/assessed water, sewer, and garbage fees on property they recently purchased at 135 Sycamore Street. Motion carried.

The Council discussed a possible ordinance amendment to reduce the speed limit on Pine Street and/or if additional signage is necessary to remind drivers to travel slower in this residential area. There is currently a 25 mph speed limit sign near the intersection of 1st Street and Pine Street. Due to receiving numerous complaints of vehicles traveling faster than the posted speed limit on Barrick Road and Pine Street and the concern for child safety, the area will be closely monitored by our police department personnel.

Motion by Council Member Reid and seconded by Council Member Stapleton to approve, as presented, a proposal between the City of Janesville and Virginia Robinson for the purpose of consulting on human resources affairs. Council Member Bettis opposed. Motion carried.

Motion by Council Member Stapleton and seconded by Council Member Robinson approving to sell or trade in the 2002 Ford F350 public works vehicle and to purchase a newer replacement vehicle within budgeted limitations. Council Member Bettis opposed. Motion carried.

The City Clerk was asked to send out reminders, via community announcement, Facebook, and or City website, to Janesville residents regarding the importance of their completion of the Butler Bremer Communications Survey that was recently mailed to them.

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

Motion by Council Member Reid and seconded by Council Member Stapleton approving to adjourn.
Motion carried. Meeting closed at approximately 10:50 p.m.

ATTEST: _____ MAYOR: _____