

CITY OF JANESVILLE
City Council Proceedings
August 14, 2017

The Janesville City Council met in regular session on Monday, August 14, 2017 in the Council Chambers of City Hall at approximately 6:00 p.m. with Mayor Pro-tem Bettis in the Chair and Council Members, Stapleton, Robinson, and Hanson present. Absent were Mayor Carroll and Council Member Reid. Also present were City Attorney, Gary Boveia, City Clerk, Chris Murley, Deputy City Clerk, Christa Kurtz, Police Chief, Randy Samec, Public Works Director, Becky Wrage, Hardwood Estate Developer, Shane Hoff, Bremer County Supervisor, Tim Neil, AECOM Engineer, Mark Durbahn, and VJ Engineering Engineers, Wendell Lupkes and Dan Arends.

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

Citizen Comments/Complaints: None.

The following bills were presented:

38285	Baker & Taylor	Books	377.25
38286	Black Hawk County E911 Board	EDACS Reimbursement	47.42
38287	Chris Renner	File Folders	19.50
38288	City Laundering Co.	Rugs	43.55
38289	De Lage Landen	Copier Contract	123.75
38290	Emergency Medical Product	AED Battery	162.56
38291	Fox Apparatus Repair	Pump Maintenance	502.50
38292	Harris Firearms	Coozies w/Logo	105.00
38293	Janesville Fire Department	Petty Cash – Janesville Days	300.00
38294	Kelly Olson	Hose Test	10.50
38295	Kwik Trip, Inc.	Fuel	146.46
38296	Lisa Gansen	Mileage	12.60
38297	Lisa Gansen – Petty Cash	Postage	47.30
38298	Martin Bros.	Pancake Breakfast Supplies	1,245.44
38299	National Geographic Kids	Subscription	34.00
38300	Overdrive	Bridges EBooks	361.67
38301	Rack'em Up Promotions	Flags & Coozies	467.92
38302	Sew Nancy	Polos	174.98
28303	State Library of Iowa	FY Bridges	59.23
28304	Treasurer-State of Iowa	2017 2 nd Qtr. Sales Tax	1,840.00
28305	U.S. Cellular	PW Cellular Phone Service Fee	64.36
28306	Verizon Wireless	PD & FD Wireless Fees	58.54
28307	Wal-Mart	Supplies	98.30
28308	Wellmark	Dental Insurance	3,177.04
28309	Windstream/Iowa Telecom	Telephone Service Fees	75.78
28310	AFLAC Insurance	Optional Employee Insurance	115.68
28311	Card Center	Postage	15.94
28312	Wal-Mart	Summer Reading Supplies	59.97
28313	Christine A. Murley	Payroll	1,414.21
28314	Randy Samec	Payroll	1,273.26
28315	Beth Ann Miller	Payroll	90.40
28316	Christa Kurtz	Payroll	1,060.38

28317	Kathryn Behnke	Payroll	31.90
28318	Rebeca Wrage	Payroll	1,176.18
28319	Eric VerSteege	Payroll	279.84
28320	Dustin Mooty	Payroll	957.74
28321	Cody Brown	Payroll	173.18
28322	Lisa Gansen	Payroll	676.81
28323	Jason Hoerman	Payroll	1,017.74
28324	VOID		.00
28325	IPERS	IPERS	3,615.91
28326	Treasurer-State of Iowa	State Taxes	904.00
28327	Sun Life Financial	Employee Life & Disability Insurance	356.28
28328	Wayne Olson Memorial	Memorial Donation	40.00
28329	Christine A. Murley	Payroll	1,414.21
28330	Tina Ristau	Payroll	31.90
28331	Randy Samec	Payroll	1,294.19
28332	Beth Ann Miller	Payroll	127.63
28333	Christa Kurtz	Payroll	907.21
28334	Rebecca Wrage	Payroll	1,212.71
28335	Jason Hildebrand	Payroll	139.11
28336	Eric VerSteege	Payroll	47.30
28337	Dustin Mooty	Payroll	1,053.68
28338	Lisa Gansen	Payroll	722.56
28339	Jason Hoerman	Payroll	1,010.49
28340	Aable Pest Control	Mosquito Control Treatments	1,250.00
28341	AECOM	Engineering Fees	4,774.40
28342	AFLAC Insurance	Optional Employee Insurance	115.68
28343	Ahlers & Cooney, PC	Bonding Attorney Fees	5,461.87
28344	Black Hawk Waste Disposal	Garbage & Recycling Collection Fees	7,290.28
28345	Blazek Corporation	BRWI Project Construction Fees	70,294.26
28346	Bluhm Electric	30 GE Repair	400.00
28347	Boveia Law Firm	Attorney Fees	4,704.44
28348	VOID		.00
28348	Card Center	Fuel & Meal Expenses	305.87
28350	Christine A. Murley	Mileage Reimbursement	9.00
28351	De Lage Landen	Copier Lease Fee	123.75
28352	Elsamiller Electric	Sewer LS/Pump Repair	1,962.78
28353	Hawkins, Inc.	Azone 15 Bulk – Chemical	366.60
28354	IIMC	Membership Dues	185.00
28355	INRCOG	FY'18 Dues	437.10
28356	Iowa DNR	Permit Fee & Exam Processing Fee	240.00
28357	Iowa One Call	One Call Fees	119.00
28358	Janesville Lumber	Black Top Patch & Misc. Supplies	135.71
28359	Janesville Post Office	Forever Postage Stamps	147.00
28360	Jason Hoerman	Meal Reimbursement	23.07
28361	Keystone Laboratories	Samples	332.50
28362	VOID		.00
28363	VOID		.00
28364	Kwik Trip, Inc.	Fuel	766.91
28365	L-Tron Corporation	Barcode Scanner	22.50
28366	Laser Line Striping	Restripe Center Lines	2,948.00
28367	Marco, Inc.	Copy Fees	222.48
28368	Menards	Wood Stakes & Wasp Spray	18.93

28369	VOID		.00
28370	Mid American Energy Company	Monthly Utility Fees	1,985.45
28371	Midwest Radar & Equipment	Radar Certification Fee	80.00
28372	Moen Concrete, Inc.	Gate, Pipe Bollards, Paving	7,326.84
28373	Rite Price Office Supply	Trash Cans & Paper	97.41
28374	Safariland	Test Kit/Shipping	31.49
28375	Special Janesville Library	City Contribution	7,502.34
28376	Tim & Mike's Auto Repair	Radiator	1,091.00
28377	Unity Point-Allen Occupational Health	Hep. B Injection	82.00
28378	Water Environment Federation	Membership Dues	95.00
28379	Waverly Newspapers	Publication Fees	572.57
28380	Waverly Tire Co.	Lawnmower Tube	24.00
28381	Windstream/Iowa Telecom	Telephone Service Fees	406.61
28382	Janesville Post Office	Utility Billing Postage	138.95
3196367	EFTPS	Payroll Taxes	2,900.20
3196368	EFTPS	Payroll Taxes	2,880.79

(Disbursements: General-37,715.70, Road Use-6,523.08, Special Events-850.00, Summer Recreation Program-32.69, Volunteer Fire Dept.-3,182.28, Special Library-4,285.61, Park Expansion & Improvements-8,576.84, Water & Sewer Improvements-4,774.40, Barrick Road Water Improvement Project-70,294.26, Water-5,928.22, Sewer-7,760.30, and Refuse-8,724.46 = 158,647.84)

RESOLUTION #1589 – A RESOLUTION ALLOWING CLAIMS FOR THE MONTH OF AUGUST 2017. 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 Stapleton and second by Council Member Robinson to approve the bills as presented. Roll Call Vote: Ayes – Hanson, Bettis, Robinson, and Stapleton. Nays – None. Absent – Council Member Reid. Resolution approved and adopted this 14th day of August 2017.

ATTEST: _____ MAYOR PRO-TEM: _____

Motion by Council Member Hanson and seconded by Council Member Stapleton to approve the following Consent Agenda items: July 10, 2017 City Council Proceedings, August 1, 2017 and August 8, 2017 Special City Council Proceedings, July 31, 2017 Budget & Treasurer Reports, Duane Kiene's resignation from the Janesville Library Board, Jen Renner's appointment to the Janesville Library Board for a term expiring 7/2020, and Police Chief, Randy Samec and First Responder, Eric VerSteege (as volunteer only) to attend the free Iowa Statewide Traffic Incident Management (TIM) Conference on 9/6/17 at the Iowa State Center Scheman Building in Ames and pay the appropriate costs for wages and meals. Roll Call Vote: Ayes – Stapleton, Robinson, Bettis, and Hanson. Nays – None. Absent – Council Member Reid. Motion carried.

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

Mayor Pro-tem Bettis announced this was the time and place for the public hearing and meeting on the matter of the authorization of a Loan and Disbursement Agreement by and between the City and the Iowa Finance Authority, and the issuance to the Iowa Finance Authority of not to exceed \$708,000 Water Revenue Capital Loan Notes to evidence the obligations of the City under said Loan and Disbursement Agreement, in order to provide funds to pay costs of acquisition, construction, reconstruction, extending, remodeling, improving, repairing and equipping all or part of the Municipal Water Utility, including those costs associated with construction of new water main and related site

improvements, and that notice of the proposed action by the City Council to institute proceedings for the authorization of the Loan and Disbursement Agreement and the issuance of the Notes had been published pursuant to the provisions of Sections 384.24A and 384.83 of the City Code of Iowa as amended.

The Mayor Pro-tem then asked the Clerk whether any written objections had been filed by any City resident or property owner to the proposal. The City Clerk advised the Mayor Pro-tem and City Council that 0 written objections had been filed. The Mayor Pro-tem then called for oral objections to the proposal and 0 were made. Whereupon the Mayor Pro-tem declared the time for receiving oral and written objections to be closed.

Resolved by Council Member Robinson and seconded by Council Member Stapleton to approve RESOLUTION #1593 – A RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE AUTHORIZATION OF A LOAN AND DISBURSEMENT AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$708,000 WATER REVENUE CAPITAL LOAN NOTES. Roll Call Vote: Ayes - Hanson, Bettis, Robinson, and Stapleton. Nays – None. Absent – Council Member Reid. Resolution approved and adopted this 14th day of August 2017.

ATTEST: _____ MAYOR PRO-TEM: _____

Motion by Council Member Stapleton and seconded by Council Member Hanson to approve the Form of Tax Exemption Certificate. Roll Call Vote: Ayes – Hanson, Bettis, Robinson, and Stapleton. Nays – None. Absent – Council Member Reid.

Resolved by Council Member Robinson and seconded by Council Member Stapleton to approve RESOLUTION #1594 – A RESOLUTION APPROVING AND AUTHORIZING A FORM OF LOAN AND DISBURSEMENT AGREEMENT BY AND BETWEEN THE CITY OF JANESVILLE AND THE IOWA FINANCE AUTHORITY, AND AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SECURING THE PAYMENT OF \$708,000 WATER REVENUE CAPITAL LOAN NOTES, SERIES 2017, OF THE CITY OF JANESVILLE, IOWA, UNDER THE PROVISIONS OF THE CODE OF IOWA, AND PROVIDING FOR A METHOD OF PAYMENT OF SAID NOTES. Roll Call Vote: Ayes – Stapleton, Robinson, Bettis, and Hanson. Nays – None. Absent – Council Member Reid. Resolution approved and adopted this 14th day of August 2017.

ATTEST: _____ MAYOR PRO-TEM: _____

Motion by Council Member Stapleton and seconded by Council Member Hanson to approve payment of Blazek Corporation's Pay Estimate #1 totaling \$70,294.26. Roll Call Vote: Ayes – Hanson, Bettis, Robinson, and Stapleton. Nays – None. Absent – Council Member Reid. Motion carried.

The Mayor Pro-tem announced that this was the time and place fixed for the public hearing on the matter of the adoption of the proposed Amendment No. 1 to the City of Janesville Urban Renewal Plan, the Mayor Pro-tem first asked for the report of the Mayor, or her delegate, with respect to the consultation held with the affected taxing entities to discuss the proposed Amendment. The Council was informed that the consultation was duly held as ordered by the Council, and that 0 written recommendations were received from affected taxing entities. The report of the Mayor, or her delegate, with respect to the consultation was placed on file for consideration by the Council.

The City also was informed that the proposed Amendment had been approved by the Planning and Zoning Commission as being in conformity with the general plan for development of the City as a whole, as set forth in the minutes or report of the Commission. The report or minutes were placed on file for consideration by the Council.

The Mayor Pro-tem then asked the City Clerk whether any written objections had been filed with respect to the proposed Amendment, and the City Clerk reported that 0 written objections thereto had been filed. The Mayor Pro-tem then called for any oral objections to the adoption of the Amendment No. 1 to the City of Janesville Urban Renewal Plan and 0 were made. The public hearing was then closed.

Resolved by Council Member Hanson and seconded by Council Member Robinson to approve RESOLUTION #1590 – A RESOLUTION DETERMINING AN AREA OF THE CITY TO BE AN ECONOMIC DEVELOPMENT AREA, AND THAT THE REHABILITATION, CONSERVATION, REDEVELOPMENT, DEVELOPMENT, OR A COMBINATION THEREOF, OF SUCH AREA IS NECESSARY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY OR WELFARE OF THE RESIDENTS OF THE CITY; DESIGNATING SUCH AREA AS APPROPRIATE FOR URBAN RENEWAL PROJECTS; AND ADOPTING AMENDMENT NO. 1 TO THE CITY OF JANESVILLE URBAN RENEWAL PLAN. Roll Call Vote: Ayes – Hanson, Bettis, Robinson, and Stapleton. Nays – None. Absent – Council Member Reid. Resolution approved and adopted this 14th day of August 2017.

ATTEST: _____ MAYOR PRO-TEM: _____

Motion by Council Member Stapleton and seconded by Council Member Hanson to approve ORDINANCE #327 – AN ORDINANCE AMENDING ORDINANCE NO. 216, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE AMENDED CITY OF JANESVILLE URBAN RENEWAL AREA, IN THE CITY OF JANESVILLE, COUNTIES OF BREMER AND BLACK HAWK, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF JANESVILLE, COUNTIES OF BREMER AND BLACK HAWK, JANESVILLE COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY THE CITY IN CONNECTION WITH THE AMENDED CITY OF JANESVILLE URBAN RENEWAL AREA (AMENDMENT NO. 1 TO THE CITY OF JANESVILLE URBAN RENEWAL PLAN) on its first reading. Roll Call Vote: Ayes – Stapleton, Robinson, Bettis, and Hanson. Nays – None. Absent – Council Member Reid. Motion carried.

The Mayor Pro-tem announced that this was the time and place fixed for a public hearing on the matter of the adoption of the proposed Hardwood Estates Urban Renewal Plan. The Mayor Pro-tem first asked for the report of the Mayor, or her delegate, with respect to the consultation held with the affected taxing entities to discuss the proposed Plan. The Council was informed that the consultation was duly held as ordered by the Council, and that 0 written recommendations were received from affected taxing entities. The report of the Mayor, or her delegate, with respect to the consultation was placed on file for consideration by the Council.

The City also was informed that the proposed Plan had been approved by the Planning and Zoning Commission as being in conformity with the general plan for development of the City as a whole, as set forth in the minutes or report of the Commission. The report or minutes were placed on file for consideration by the Council.

The Mayor Pro-tem then asked the City Clerk whether any written objections had been filed with respect to the proposed Plan, and the City Clerk reported that 0 written objections thereto had been filed. The Mayor Pro-tem then called for any oral objections to the adoption of the Hardwood Estates Urban Renewal Plan and 0 were made. The public hearing was then closed.

Resolved by Council Member Stapleton and seconded by Council Member Robinson to approve RESOLUTION #1591 – A RESOLUTION DETERMINING AN AREA OF THE CITY TO BE AN

ECONOMIC DEVELOPMENT AREA, AND THAT THE REHABILITATION, CONSERVATION, REDEVELOPMENT, DEVELOPMENT, OR A COMBINATION THEREOF, OF SUCH AREA IS NECESSARY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY OR WELFARE OF THE RESIDENTS OF THE CITY; DESIGNATING SUCH AREA AS APPROPRIATE FOR URBAN RENEWAL PROJECTS; AND ADOPTING THE HARDWOOD ESTATES URBAN RENEWAL PLAN. Roll Call Vote: Ayes – Hanson, Bettis, Robinson, and Stapleton. Nays – None. Absent – Council Member Reid. Resolution approved and adopted this 14th day of August 2017.

ATTEST: _____ MAYOR PRO-TEM: _____

Motion by Council Member Robinson and seconded by Council Member Stapleton to approve ORDINANCE #328 – AN ORDINANCE PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE HARDWOOD ESTATES URBAN RENEWAL AREA, IN THE CITY OF JANESVILLE, COUNTY OF BREMER, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF JANESVILLE, COUNTY OF BREMER, JANESVILLE COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY THE CITY IN CONNECTION WITH THE HARDWOOD ESTATES URBAN RENEWAL AREA (THE HARDWOOD ESTATES URBAN RENEWAL PLAN) on its first reading. Motion carried.

The Mayor Pro-tem announced that this was the time and place for the public hearing and meeting on the matter of the proposal to approve and authorize execution of a Development Agreement by and between the City of Janesville and GSH Ventures, LLC, and that notice of the proposed action by the Council to enter into said Agreement had been published pursuant to the provisions of Section 364.6 of the City Code of Iowa.

The Mayor Pro-tem then asked the Clerk whether any written objections had been filed by any City resident or property owner to the proposed action. The Clerk advised the Mayor Pro-tem and the Council that 0 written objections had been filed. The Mayor Pro-tem then called for oral objections and 0 were made. Whereupon, the Mayor declared the time for receiving oral and written objections to be closed.

Resolved by Council Member Stapleton and seconded by Council Member Hanson to approve RESOLUTION #1592 – A RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF JANESVILLE AND GSH VENTURES, LLC. Roll Call Vote: Ayes – Stapleton, Robinson, Bettis, and Hanson. Nays – None. Absent – Council Member Reid. Resolution approved and adopted this 14th day of August 2017.

ATTEST: _____ MAYOR PRO-TEM: _____

Motion by Council Member Robinson and seconded by Council Member Stapleton to approve ORDINANCE #322 – AN ORDINANCE AMENDING SECTION 17.04 OF CHAPTER 17 REGARDING REGULAR COUNCIL MEETINGS FOR THE CITY OF JANESVILLE, BREMER COUNTY, IOWA on its third and/or final reading. Roll Call Vote: Ayes – Hanson, Bettis, Robinson, and Stapleton. Nays – None. Absent – Council Member Reid. Motion carried.

Motion by Council Member Stapleton and seconded by Council Member Hanson to approve ORDINANCES #323 – AN ORDINANCE PROVIDING FOR THE VACATION OF THE ALLEY BETWEEN LOTS NOS. 1, 2, 3, 4, 5, 6, 7, AND 8 IN BLOCK NO. 1 WITHIN THE CITY OF JANESVILLE, AND FURTHER ADJOINING SYCAMORE STREET AS A PART OF THE ORIGINAL PLAT OF THE CITY LOCATED IN BLACK HAWK COUNTY, IOWA on its second reading. Motion carried.

Motion by Council Member Hanson and seconded by Council Member Robinson to approve the scheduling of a Public Hearing for 6:00 p.m. on Monday, September 11, 2017 for consideration of the proposed sale of Lot Nos. 1, 2, 3, 4, 5, 6, 7, and 8 in Block No. 1, all within the City of Janesville, Iowa, previously described as being in the Village of Janesville, Iowa as a part of the original plat of the City to James A. and Candice J. Hundley and Steven L. Albers for the cost incurred by the City in vacating and selling same. Motion carried.

Motion by Council Member Robinson and seconded by Council Member Stapleton to approve ORDINANCE #324 – AN ORDINANCE AMENDING THE CODE OF ORDINANCE OF THE CITY OF JANESVILLE, IOWA, BY AMENDING THE WATER RATES FOR SERVICE AS PROVIDED BY SECTION 92.02 OF CHAPTER 92 on its second reading. Motion carried.

Motion by Council Member Robinson and seconded by Council Member Hanson to approve ORDINANCE #325 – AN ORDINANCE AMENDING THE CODE OF ORDINANCE OF THE CITY OF JANESVILLE, IOWA, WITH REGARD TO SEWER SERVICE CHARGES BY AMENDING THE SEWER RATES PROVIDED BY SECTIONS 99.02(1) AND 99.03(1) OF CHAPTER 99 on its second reading. Motion carried.

Motion by Council Member Hanson and seconded by Council Member Stapleton to approve, as amended, ORDINANCE #326 – AN ORDINANCE AMENDING CHAPTER 47 REGARDING PARK REGULATIONS BY ADDING SECTION 47.07 CITY SHELTER USAGE AND FEES on its first reading. Motion carried.

Mr. Durbahn reported that funding has not yet been secured for the construction of the 7th Street Pump Station Project. He and Harmon Mallhi are working closely with Maggie Burger of Speer Financial to determine alternative funding sources.

Resolved by Council Member Hanson and seconded by Council Member Stapleton to approve RESOLUTION #1582 – A FORMAL RESOLUTION APPROVING THE PRELIMINARY PLAT OF SANDS 3RD ADDITION BY THE CITY OF JANESVILLE, BREMER COUNTY, IOWA. Roll Call Vote: Ayes – Hanson, Bettis, Robinson, and Stapleton. Nays – None. Absent – Council Member Reid. Resolution approved and adopted this 14th day of August 2017.

ATTEST: _____ MAYOR PRO-TEM: _____

Resolved by Council Member Stapleton and seconded by Council Member Hanson to approve RESOLUTION #1583 – A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF A CONTRACT FOR COMPLETION OF IMPROVEMENTS TO INSURE THE COMPLETION OF PUBLIC IMPROVEMENTS REQUIRED IN CONNECTION WITH THE APPROVAL OF THE FINAL PLAT OF SANDS THIRD ADDITION, CITY OF JANESVILLE, BREMER COUNTY, IOWA. Roll Call Vote: Ayes – Stapleton, Robinson, Bettis, and Hanson. Nays – None. Absent – Council Member Reid. Resolution approved and adopted this 14th day of August 2017.

ATTEST: _____ MAYOR PRO-TEM: _____

Motion by Council Member Hanson and seconded by Council Member Stapleton to approve the Written Statement of Intent. Motion carried.

The City Clerk opened the following sealed bid proposals for the FY 2016/17 Annual Exam: Keith Oltrogge, CPA - \$2500, RFSW Certified Public Accountants – no longer performing city exams/audits, and Konlage & Olson, P.C. - \$2950.

Upon review, a motion was made by Council Member Stapleton and seconded by Council Member Robinson to approve and authorize an agreement with Keith Oltrogge, CPA for their performance of a Fiscal Year 2016/17 annual exam, as required by state code. Roll Call Vote – Hanson, Bettis, Robinson, and Stapleton. Nays – None. Motion carried.

Motion by Council Member Stapleton and seconded by Council Member Hanson to approve the purchase of a single-shot Taser, left and right holster, and battery pack from TASER International for an approximate cost of \$1,150. Roll Call Vote: Ayes – Hanson, Bettis, Robinson, and Stapleton. Nays – None. Absent – Council Member Reid. Motion carried. (The City received a \$1000 grant from Bremer County Community Foundation toward this purchase.)

Upon discussion, a motion was made by Council Member Hanson and seconded by Council Member Stapleton to approve TJ Dodd’s request for the use of the city park/facilities and lights for the Youth Sports Foundation’s Fall Football League conditional upon the proper disposal/storing of all garbage and equipment, doors being locked, lights shut off and padlocked, etc. at the end of each practice and/or game. Motion carried.

Motion by Council Member Robinson and seconded by Council Member Stapleton to approve Windstream Communication’s Request for Right-of-Way Permit at Main Street and 5th Street per submitted plans and specifications. Motion carried.

Motion by Council Member Stapleton and seconded by Council Member Hanson to approve entering into Closed Session per Iowa Code 21.5(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation with regard to State Bank vs Sands and the City of Janesville. Roll Call Vote: Ayes – Stapleton, Robinson, Bettis, and Hanson. Nays – None. Absent – Council Member Reid. Motion carried.

The Council entered into Closed Session at approximately 8:05 p.m.

Motion by Council Member Robinson and seconded by Council Member Stapleton to approve entering into Open Session. Roll Call Vote: Ayes – Hanson, Bettis, Robinson, and Stapleton. Nays – None. Absent – Council Member Reid. Motion carried.

The Council entered into Open Session at approximately 8:45 p.m.

Motion by Council Member Hanson and seconded by Council Member Stapleton approving to authorize the City Attorney to accept and respond to the communication he received from the plaintiff in the State Bank vs. Sands and the City of Janesville. Roll Call Vote: Ayes – Stapleton, Robinson, Bettis, and Hanson. Nays – None. Absent – Council Member Reid. Motion carried.

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

Motion by Council Member Hanson and seconded by Council Member Robinson approving to adjourn. Motion carried. Meeting closed at 8:53 p.m.

ATTEST: _____ MAYOR PRO-TEM: _____