**CITY OF JANESVILLE**

**City Council Proceedings**

#### November 13, 2017

The Janesville City Council met in regular session on Monday, November 13, 2017 in the Council Chambers of City Hall at approximately 6:00 p.m. with Mayor Carroll in the Chair and Council Members, Reid, Stapleton, Bettis, and Hanson present. Absent was Council Member Robinson. Also present were City Attorney, Gary Boveia, City Clerk, Chris Murley, Police Chief, Randy Samec, Public Works Director, Becky Wrage, Black Hawk County Engineer, Cathy Nicholas, MSA Professional Services Representative, Joe Elsinger, AECOM Engineer, Mark Durbahn, and VJ Engineering Representative, Tim McDermott.

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

Citizen Comments/Complaints: None.

The following bills were presented:

38624 Christine A. Murley Payroll 1,414.21

38625 Tina Ristau Payroll 31.90

38626 Randy Samec Payroll 1,294.19

38627 Beth Ann Miller Payroll 111.69

38628 Christa Kurtz Payroll 729.59

38629 Rebecca Wrage Payroll 1,231.31

38630 Karen Henriksen Payroll 13.30

38631 Eric Ver Steegt Payroll 308.59

38632 Dustin Mooty Payroll 1,068.27

38633 Lisa Gansen Payroll 684.11

38634 Jason Hoerman Payroll 1,010.50

38635 Charlie Chapman Lonesome Road Band Fee 900.00

38636 Heath Humpal Christmas Gift Bags 540.00

38637 Petty Cash/Christa Kurtz Supplies 550.00

38638 Northeast Iowa Community College EMT Books/Training 1,391.90

38639 Ronald Poock Suction Units, Batteries, etc. 2,840.00

38640 Wal-Mart Candy 65.46

38641 Card Center Toner 39.51

38642 AECOM BRWIP Engineering Fees 7900.12

38643 Ahlers & Cooney Attorney Fees 1,765.23

38644 Bergmann Seamless Gutters Shop Seamless Gutters & Labor 585.00

38645 VOID .00

38646 Card Center Postage 14.87

38647 Christine A. Murley Mileage 23.76

38648 IDALS Com. Pesticide App Cert Fee 15.00

38649 Iowa Regional Utility Association Bulk Water Usage Fees 6,771.60

38650 Iowa Rural Water Association Membership Dues 225.00

38651 Janesville Lumber Lightbulbs 61.98

38652 Keystone Laboratories Samples 471.00

38653 Kwik Trip, Inc. .00

38654 Kwik Trip, Inc. Fuel 816.23

38655 Marco, Inc. Copies 328.69

38656 Matt Parrott & Sons Desk Notary Seals 95.00

38657 Mid American Energy Gas & Electricity 1,779.86

38658 Mike Megan Construction Sidewalk/Culvert Repair 1,305.00

38659 Rite Price Office Supply Misc. Supplies 188.14

38660 Tim & Mike’s Auto Repair LOF and Washer Fluids 49.95

38661 Waverly Newspapers Publication Fees 173.63

38662 Windstream Iowa Telecom Telephone 414.59

38663 Blazek Corporation BRWIP Construction Costs 93,907.62

38664 Christine A. Murley Payroll 1,414.21

38665 Tina Ristau Payroll 31.90

38666 Randy Samec Payroll 1,325.57

38667 Beth Ann Miller Payroll 124.96

38668 Christa Kurtz Payroll 716.84

38669 Rebecca Wrage Payroll 1,162.44

38670 Jason Hildebrand Payroll 130.77

38671 Eric Ver Steegt Payroll 66.77

38672 Dustin Mooty Payroll 1,053.68

38673 Lisa Gansen Payroll 681.34

38674 Jason Hoerman Payroll 1,005.54

38675 VOID .00

38676 IPERS IPERS 3,472.80

38677 Treasurer – State of Iowa State Taxes 854.00

38678 Treasurer – State of Iowa Sales Taxes – 3rd Qtr 2017 2,408.93

3196374 EFTPS Payroll Taxes 2,849.50

3196375 EFTPS Payroll Taxes 2,780.07

(Disbursements: General-17,666.34, Road Use-4,149.63, Special Events-.00, Summer Recreation Program-37.06, First Responders-4,297.36, Volunteer Fire Dept.-1,990.00, Special Library-2,738.93, Park Expansion & Improvements-.00, Water & Sewer Improvements-.00, Barrick Road Water Improvement Project-101,807.74, Water-12,623.80, Sewer-3,948.25, and Refuse-1,937.01 = 151,196.12)

RESOLUTION #1601 – A RESOLUTION ALLOWING ADDITIONAL CLAIMS FOR THE MONTH OF NOVEMBER, 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 Reid and seconded by Council Member Stapleton to approve the bills as presented. Roll Call Vote: Ayes – Reid, Stapleton, Bettis, and Hanson. Nays – None. Absent – Robinson. Resolution approved and adopted this 13th day of November 2017.

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

Motion by Council Member Reid and seconded by Council Member Stapleton to approve the following Consent Agenda items: October 9, 2017 Special Council Proceedings, October 9, 2017 Council Proceedings, and October 31, 2017 Special Council Proceedings, October 31, 2017 Budget & Treasurer Reports, and the following new members to the Janesville First Responders: William Hook, Will Schuldt, Neesa Bellinger, and Alex Krieger and Janesville Fire Department: Zeb Muelling, Josh Russell, and Amanda Eiklenborg. Roll Call Vote: Ayes – Reid, Stapleton, Bettis, and Hanson. Nays – None. Absent – Robinson. Motion carried.

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

Motion by Council Member Reid and seconded by Council Member Stapleton to approve ORDINANCE #329 – AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP FOR THE CITY OF JANESVILLE, IOWA on its second reading. Roll Call Vote: Ayes – Reid, Stapleton, Bettis, and Hanson. Nays – None. Absent – Robinson. Motion carried.

Motion by Council Member Stapleton and seconded by Council Member Bettis to approve Barrick Road Water Main Improvement Project’s Change Order #2 totaling $3,640.55. Motion carried.

Motion by Council Member Bettis and seconded by Council Member Reid to approve payment of Blazek Corporation’s Pay Estimate #4 totaling $93,907.62. Roll Call Vote: Ayes – Reid, Stapleton, Bettis, and Hanson. Nays – None. Absent – Robinson. Motion carried.

It was reported that approximately 130 LF of trenchless 8-inch PVC Water Main, at a cost of $6500, is currently ineligible for DDWSRF funds as it’s considered outside the project scope. Mr. Durbahn will get further clarification from the Iowa DNR on this matter.

Mr. Durbahn reported that Harman Mallhi is continuing to work closely with Maggie Burger of Speer Financial for funding of the 7th Street Pump Station Project. Council Member Bettis reminded Mr. Durbahn that the city requested that plans include the installation of a tall pole, and power to it, for a future warning siren.

Motion by Council Member Reid and seconded by Council Member Bettis to approve AECOM’s Hardwood Estates First Addition CRS Professional Service Agreement at a cost not to exceed $19,600. Roll Call Vote: Ayes – Reid, Stapleton, Bettis, and Hanson. Nays – None. Absent – Robinson. Motion carried.

Mr. Tim McDermott, P.E. with VJ Engineering discussed his 2017 Janesville Bridge Inspection Report with the Mayor and Council. He has recommended that a load rating analysis be performed and estimated the cost to be about $300. A rating analysis may have been performed 10+ years ago when the city was considering the installation and placement of a pedestrian walkway on the bridge. It was also recommend that this bridge be replaced within five (5) years. This bridge is on the state candidate list for possible 80/20 funding with the city’s portion being the 20%. This matter will be further reviewed.

Motion by Council Member Hanson and seconded by Council Member Stapleton approving to table MSA Professional Services Agreement for Strategic Planning Assistance until the February 2017 regularly scheduled city council meeting. Motion carried.

Motion by Council Member Bettis and seconded by Council Member Hanson to approve Phase 1 of MSA Professional Services Agreement for a Stormwater Utility Feasibility Study for an estimated fee of $6,200. Motion carried.

The estimated fee for Phase 2, Stormwater Utility Implementation, is $12,500.

Motion by Council Member Bettis and seconded by Council Member Hanson approving to table MSA Professional Services’ Agreement for updating the city’s Comprehensive Plan. This information will be filed with INRCOG’s proposal and reviewed at a later date. Motion carried.

Motion by Council Member Reid and seconded by Council Member Stapleton to approve Black Hawk County, Iowa’s Iowa Asphalt Pavement resurfacing Construction Agreement for Waverly Road/Pine Street with the City’s share not to exceed $19,000. Roll Call Vote: Ayes – Reid, Stapleton, Bettis, and Hanson. Nays – None. Absent – Robinson.

Motion by Council Member Stapleton and seconded by Council Member Reid to approve, as presented, the 60-Month Lease and Maintenance Agreement with Access Systems for a Sharp MX-407ON for a monthly cost of $182.66 which includes 5,000 black & white copies and 1,000 color copies per month, and a $5 per month Connectivity Assurance Fee. Roll Call Vote: Ayes – Reid, Stapleton, Bettis, and Hanson. Nays – None. Absent – Robinson. Motion carried.

Motion by Council Member Stapleton and seconded by Council Member Reid approving to direct City Attorney, Gary Boveia, to draft a proposal, based on Dennis Fisher’s request, for the city to replace and install approximately 128 feet of fence on Mr. Fisher’s property, along the North side of the pedestrian bridge/West Barrick Road. Motion carried.

Motion by Council Member Stapleton and seconded by Council Member Bettis approving to solicit and accept Request for Proposals for Banking Services from qualified financial institutions, as presented, until 3:00 p.m. on January 8, 2018. Motion carried.

Motion by Council Member Stapleton and seconded by Council Member Reid approving to table the review and consideration of quotes for the purchase of eight (8) laptops or tablets for use by the Mayor, Council, and City Clerk Department personnel until next month’s regular meeting. Motion carried.

Motion by Council Member Hanson and seconded by Council Member Stapleton to approve RESOLUTION #1602 – A RESOLUTION APPROVING TO ENTER INTO A MUTUAL AID AND ASSISTANCE AGREEMENT FOR THE IOWA WATER/WASTEWATER AGENCY RESPONSE NETWORK (IOWARN). Roll Call Vote: Ayes – Reid, Stapleton, Bettis, and Hanson. Nays – None. Absent – Robinson. Resolution approved and adopted this 13th day of November 2017.

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

Motion by Council Member Reid and seconded by Council Member Hanson to approve Five Star Snow Trails Association, Inc.’s request authorizing a snowmobile trail through Janesville and authorize the Mayor’s signature on their Iowa DOT permit application to perform work within State Highway Right-of-Way contingent upon receipt of the current Certificate of Liability Insurance specifically listing the City of Janesville as an additional insured. Motion carried.

Motion by Council Member Reid and seconded by Council Member Stapleton approving to table the review and consideration of changes to the Policy/Procedure Manual for Employees of the City of Janesville until next month’s meeting. Motion carried.

Motion by Council Member Stapleton and seconded by Council Member Hanson to approve and authorize, as presented, the renewal of the city’s current employee health and dental insurance plan (an approximate 8% decrease) with Wellmark, effective January 1, 2018, along with the Notice of Renewal Rates Form and Confirmation of MSP Addendum Form. Motion carried.

Motion by Council Member Reid and seconded by Council Member Stapleton to approve an additional proposal from Elsamiller Electric Co. for the wiring and installation of four (4) outlets on light poles (1 outlet per pole) with regard to the EKCO Bridge Light Project at a cost of $1300. Motion carried.

Public Works Director, Becky Wrage, Police Chief, Randy Samec and other guests, other than AECOM Engineer, Mark Durbahn, departed the meeting.

Motion by Council Member Reid and seconded by Council Member Stapleton 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 – Reid, Stapleton, Bettis, and Hanson. Nays – None. Absent; Robinson. Motion carried.

The Council entered into Closed Session at approximately 8:09 p.m.

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

The Council entered into Open Session at approximately 8:34 p.m.

There was no action necessary regarding State Bank vs Sands and City of Janesville litigation.

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 8:55 p.m.

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