

CITY HALL
EVANSDALE, IOWA, MAY 6, 2014
CITY COUNCIL
DOUG FAAS, MAYOR, PRESIDING

The City Council of the City of Evansdale, Iowa met in regular session, according to law, the rules of said Council and prior notice given each member thereof, in the Council Chambers of City Hall of Evansdale, Iowa at 6:00 P.M. on the above date. Members present in order of roll call: Loftus, Walker, Seible, Nichols, and Dewater. Absent: none. Quorum present.

Dewater/Seible to approve the May 6, 2014 agenda. Ayes-Five. Motion carried.

Walker/Loftus to approve the following items on the May 6, 2014 consent agenda: a) Approval of April 15, 2014 regular meeting minutes b) Resolution 5682 authorizing payment of bills and transfers. Roll call vote: Ayes-Five. Motion carried.

Consent
Agenda

Mayor Doug Faas issued a Mayoral proclamation declaring the month of May as Bike Month, May 7 as Bike to School Day, May 12 through 16 as Bike to Work Week, and May 16 as Bike to Work Day in Evansdale.

Mayor
Proclamation-
Bike Month

Walker/Dewater to authorize engineer to proceed with preliminary design on River Forest Levee Bike Trail project. City Engineer Jerry Shoff pointed out that the agenda item should authorize engineer to proceed with preliminary design, not final design. He added that he would draw up an agreement for engineering services to be approved at a future meeting. Shoff pointed out that this funding source doesn't pay for engineering fees, which is estimated to be around \$101,000 for both design and construction engineering. The construction itself is estimated to be \$461,000 with the local match of \$193,000. Shoff stated all figures are estimated on the high side. Some preliminary surveying has been completed. The Mayor stated that the local match can be supplemented with a REAP grant and various other federal and state trails grants. Councilman Walker asked if the City would have any control on the design of the project due to the project being federally funded. He added that he didn't want it to turn out like the recent Grand Boulevard sidewalk. Shoff responded that the levee is pretty flat and would have entirely different design criteria than the state funded sidewalk project. There wouldn't be much vertical fluctuation in grade on the top of the levee. For drainage, the trail would be sloped to the river side. Further discussion took place on the access point off the bike trail at Park Road and the different possibilities. Ayes-Five. Motion carried.

River Forest
Levee project

Dewater/Walker to approve Resolution 5683 approving preliminary plans, specifications, form of contract and cost estimate for the Dubuque Road Bridges Repair Project; and setting date of public hearing for June 17, 2014 and letting for June 10, 2014; and authorizing engineer to advertise for bids for said project. The Mayor reported that the southern, eastbound bridge appears to lie outside the Evansdale border into Elk Run according to the Black Hawk County real estate mapping. To know for sure, Engineer Jerry Shoff will be conducting a boundary survey. The Mayor added that in the meantime, the City needs to proceed with the letting because the work needs to be done with the bridge. Roll call vote: Ayes-Five. Motion carried.

Res. 5683
Dubuque Road
Bridges

Dewater/Walker to approve Resolution 5684 setting date of public hearing for FY2014 budget amendment for May 20, 2014. Councilman Loftus asked what the amendments would be. City Clerk Walters reported that though the figures would be presented at the public hearing at the next meeting, preliminary figures are as follows: Public Safety would need to be amended for the new paramedic's wage and benefits in the amount of approximately \$46,000, \$15,000 for a grant for the purchase of police vehicle computers, and the purchase of the recent Dodge Charger. Culture and Recreation should be amended for Deerwood Park improvements funded by the LAWCON grant and a purchase of a library circulation desk purchased using a grant received in a prior year. Debt Service would also need to be amended due to the refunding of the Home Acres and Sewer Bonds during the fiscal year. Roll call vote: Ayes-Five. Motion carried.

Res. 5684
Set PH-Budget
Amendment

Seible/Loftus to approve Resolution 5685 approving School Resource Officer contract for FY2015. Police Chief Kent Smock stated the Waterloo School District funds approximately two-thirds of the officer's wage. He added that though this year the contract amount will remain the same, he would ask for a higher contract amount the following year. Roll call vote: Ayes-Five. Motion carried.

Res. 5685
SRO contract

Loftus/Walker to approve Resolution 5686 rescheduling the June 3rd Council meeting for June 4th due to the Primary Election. Roll call vote: Ayes-Five. Motion carried.

Res. 5686
Reschedule
Council meeti

Loftus/Walker to approve Resolution 5687 approving property tax exemption for property located at 642 Dodge Street. Roll call vote: Ayes-Five. Motion carried.

Res. 5687
Tax abatement

Loftus/Seible to approve Resolution 5688 setting date of public hearing for the rezoning of property

Res. 5688
Rezoning

located directly to the east of Bunger Middle School from "U-1" Unclassified to "R-1" Residence District. The Mayor stated that the property is located behind Bunger Middle School. Councilman Dewater asked what the owner plans on using the property for. City Clerk Walters responded that the owner, Mark Toppin, wishes to put in a subdivision with three houses. She added that Planning and Zoning (P&Z) unanimously voted to waive its public hearing. Dewater asked why P&Z waived the public hearing. The Mayor stated that it was very routine of P&Z to waive its public hearing because one is required at City Council anyways. City Engineer Jerry Shoff stated that he recommended that the developer bring floor elevation up to at least that of the school's before constructing houses. He added that they ultimately would like to have public utilities but would be on a private easement, which isn't common in most cities. A public street wouldn't fit in the development because it wouldn't be able to be wide enough with the size of the area to be developed. Roll call vote: Ayes-Five. Motion carried.

Nichols/Walker to table Ordinance 635 amending provisions pertaining to the hobbyist permit. City Attorney Craig Ament offered some options on phrasing the hobby car permit provisions. Councilman Dewater stated that he recommends charging a fee for the permit. The Mayor responded that charging a fee was considered but after speaking with the City Attorney, it was determined that there would have to be time and resources spent on enforcement before one could legally justify a fee. Dewater stated that he would prefer the fee to separate the serious from the less serious. Ament stated charging a fee isn't something he would recommend because the City has very little involvement in the process. The Mayor stated the contrary, that there would be cost associated with following up on the permit. Dewater also stated that he didn't think 45 days was enough time for the hobbyist permit period, which could encourage hobbyists to avoid getting a permit and take their chances of getting caught. Councilman Seible agreed with the time not being long enough. Code Enforcement officer Rick Reuter stated the penalty for noncompliance would be notice to abate and a citation in the amount of \$185, \$285, or \$485 depending on how many offenses. Seible asked Reuter what he thought about the proposed ordinance in terms of enforcement. Reuter responded that sometimes it's beneficial to have gray areas in the ordinance. He added that he is somewhat concerned because there are folks in town that don't have garages. Councilman Walker suggested that the number of days for a project car be extended from 45 days to say, 180 days. Reuter pointed out that he doesn't want to restrict the residents who fix their primary cars in the driveway to get to work. He asked if that would be considered a project car. Ament responded, yes. Seible asked how many permits are outstanding in the community currently. Reuter responded, two. Tom Nichols asked how many parts cars would be allowed. The Mayor responded only one parts car at a time during the project period. Walker stated that he would be in favor of a 90 day permit with a 90 day extension. The Mayor asked Council who would be in favor of a fee. Dewater, Walker, and Loftus responded they would be in favor of a fee. Seible pointed out that the current hobbyist permit that was issued on East End Avenue has a parts car that isn't even compatible with the project car. Police Chief Kent Smock responded that there are two new cars in the driveway of said East End property but are intended for a different project. Councilman Walker suggested putting something in the ordinance requiring the parts and project cars to be compatible. The Mayor stated that he would make changes and present at the next meeting as a first reading. Roll call vote: Ayes-Five. Motion carried.

Ord. 635
Hobbyist
Permit

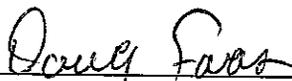
Councilman Nichols pointed out that there are several pole buildings being constructed in town especially in residential neighborhoods and recommended that the City take a look at amending the ordinance. The Mayor stated that P&Z is looking at the issue and would help them with researching sample ordinances. Jerry Shoff stated that he would like to invite Council for a Grand Boulevard Sidewalk Project walk through on May 15th or 16th. Councilman Seible stated that he drove around town to find several vehicles parked on the grass and suggested that the ordinance should be more strictly enforced. The Mayor stated that the Police Chief committed four reserve officers to blanketing the City for these types of issues in the next couple of days. John Peverill asked if a paramedic was required to be on staff for emergency calls. Fire Chief responded no, that an EMT and a driver are required. Councilman Nichols asked what the Mayor was going to do with the Meyers Lake level. The Mayor stated that he has been working with Jerry Shoff on the matter, where there are some available engineering funds available. Shoff stated that he obtained the original Army Corp documents for the lake levels. Originally designed as a 9-acre detention basin, it is now 25-acres so there is now considerably more horizontal storage, however the surrounding houses were built below what the Army Corp determined to be a flood protected height. He explained that a downstream pump would be needed to control potential flooding. Nichols pointed out that the fluctuation in the lake level has cause erosion. Jeff Dawson explained that the Evansdale Chamber of Commerce would like to clean up the right-of-way on Lafayette by removing the ash trees, re-grading, and planting new maple, pear, and other flowering trees with 4-6 inch trunks. Dawson asked if the City would reallocate previously budgeted fireworks funds. The Mayor responded that it could go on the next meeting for approval. Dawson added that the Park Board has agreed to use the Green Scene and MidAmerican Energy grants for the project. Councilman Walker asked if the project would need City approval. The Mayor responded no, since it is being undertaken by a private group and not the City staff. Walker asked if the City, like in years past, could haul the cut tree limbs to the park to be cut up. The City Attorney responded that should be okay as long as there isn't an intermixing of tasks. There was a consensus of the Council to move along with the project. Walker would like the Chamber to report back to the Council when a design plan is in place.

Discussion

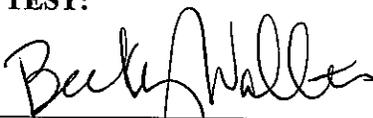
There being no further discussion, Seible/Loftus to adjourn the meeting at 7:16 p.m. Ayes-Five.

Adjourn

ATTEST:



Doug Faas, Mayor



Becky Walters, City Clerk

