

**REGULAR CITY COUNCIL MEETING
TUESDAY – JULY 2, 2019 – 6:00 PM
EVANSDALE CITY HALL**

AGENDA

1. Call to order
2. Pledge of Allegiance
3. Roll call
4. Approval of the July 2, 2019 agenda
5. Approval of the Consent Agenda – All items listed under the consent agenda will be enacted by one motion. There will be no separate discussion of these items unless a request is made prior to the time Council votes on the motion
 - a. Approval of June 18, 2019 regular meeting minutes
 - b. Request from Knights of Columbus to hold Tootsie Roll Drive collection point on August 2nd and 3rd, 2019 at intersections of Lafayette/Evans Rd. and River Forest Rd./W. Gilbert Dr.
 - c. Request from Community Days committee to hold the annual parade on July 27, 2019 at 9:30 a.m. with staging to begin at 8:30 a.m. on Central Ave. west of Evans Rd. Parade route is north on Evans, east on Morrell, south on Grand Blvd, west on Central
 - d. Request from Evansdale Community Group to close Lafayette from Sippel Ave. to Evans Rd. on Saturday July 27 from 8:00 a.m. to 4:00 p.m. for the Evansdale Community Days Celebration
 - e. Request to approve Yard Waste Agreements with the City of Raymond in the amount of \$2,400
 - f. Request to approve Yard Waste Agreement with the City of Elk Run Heights in the amount of \$2,400
6. Appointment of Michael Dean as Chief of Police effective September 3, 2019
7. Resolution 6330 authorizing payment of bills and transfers
8. Resolution 6331 approving the preliminary plans and preliminary cost estimates for the Lafayette Road Rehabilitation Project
9. Request to approve an amended agreement for professional services for the rehabilitation of Lafayette Road Project with Shive-Hattery in an amount not to exceed \$49,850
10. Resolution 6332 approving compensation of a city employee
11. Request to approve donation to Evansdale Chamber of Commerce in the amount of \$2,500 as approved for the FY20 budget
12. Request to approve fireworks donation to Evansdale Chamber of Commerce in the amount of \$2,500 as approved for the FY20 budget
13. Discussion/Possible action: Wastewater Treatment Plant alternative - financial analysis
14. Public discussion: non-agenda items
15. Mayor/Council Reports
16. Adjournment

CITY HALL
EVANSDALE, IOWA, JUNE 18, 2019
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. Council members present in order of roll call: Bender, Walker, Loftus, Dewater, and Seible. Quorum present.

Loftus/Bender to approve June 18, 2019 agenda. Ayes-Five. Motion carried.

Seible/Dewater to approve the following items on the June 18, 2019 consent agenda. a. Approval of June 4, 2019 regular meeting minutes. b. Accept and place on file the minutes and reports from the following Departments, Boards, and Commissions (n/a = not available): Ambulance & Fire Report (March/April), Building Inspection Report (May), Clerk/Treasurer Report (May), Code Enforcement Report (May), Evansdale Municipal Housing (May), Library (May), Parks & Rec Dept. (May), Planning & Zoning (n/a), Police Dept. (May), Storm Water Commission (Oct. '18), and Water Works (May). c. Liquor License: (i) Carl Letney Amvet Post #31-LA0000332 renewal-Effective 07/22/2019, (ii) Evansdale Chamber-Event only liquor license. d. Tobacco Permits Renewal (July 1, 2019 – June 30, 2020): 1. Casey's General Store, Lafayette Road; 2. Casey's General Store, River Forest Road; 3. Dollar General Store; 4. Fareway Stores, Inc.; 5. Kwik Star; 6. Pilot Travel Centers; 7. Pronto Market; 8. Station Mart, Lafayette Road; 9. Station Mart 2, River Forest Road. Roll call vote: Ayes-Five.

Walker/Loftus to approve appointments to the Library Board as follows: Mary Kettwig-term ending 6-30-2022; Kathy Pritchett-term ending 6-30-2022; Jerry Brown-term ending 6-30-2022. Ayes-Five. Motion carried.

Dewater/Walker to approve request from Public Works Director to purchase 2020 International Dump Truck in an amount not to exceed \$176,445 from Don's Truck Sales as budgeted for FY2020 (places on order, won't deliver until late Fall) Gene Carpenter from Don's Truck Sales of Fairbank, IA will be available for any questions. Gene Carpenter, Don's Truck Sales stated that the city had asked him to compare the cost difference to purchase a 2019 model instead of a 2020 model and after reviewing the options found the city would save approximately \$1,200 on the truck itself but that it would cost an additional \$1,800 to modify the wheel base to fit the current equipment. He also stated that he had 42 years of experience dealing with counties and cities with their single axle truck equipment and found that the stainless-steel dump body life expectancy at 20 plus years whereas the standard dump body lasts about 6-7 years before it would have to be repainted which costs upwards of \$2,200 each time. Councilor Seible questioned if the quote included the stainless-steel dump body. Mr. Carpenter responded yes. Councilor Bender questioned what the increase would be annually if we waited to purchase. Mr. Carpenter responded 3.5-4% increase annually which would equate to around \$6,000 per year. Councilor Seible stated that he wasn't in favor of the purchase and that he felt the city could get better pricing. Councilor Bender wasn't in favor of the purchase and questioned why it needed to be purchased now. Chris Schares, Public Works Director responded that we were replacing a 1997 model and that we had had issues with the truck for the past two years. Councilor Walker stated that postponing the purchase would cost the city more in the next two years in repairs. Councilor Dewater stated that we have had good luck purchasing vehicles utilizing this process in the past and was in favor of the purchase. Mark Atkins, 909 3rd Ave., stated that he wasn't in favor of the purchase as the Heights roads needed to be addressed. Ron Nichols, 1120 Evans Rd., stated that he wasn't in favor of the purchase. Ayes-Three. Nays: Two (Seible, Bender). Motion carried.

Walker/Loftus to approve Resolution 6324 authorizing payment of bills and transfers. Councilor Seible questioned why the dirt that was approved by council last October wasn't utilized for the sidewalk replacement at Angels Park. Schares responded that we haven't received the dirt. Councilor Dewater

questioned why city hall wasn't contacted by Seible before the meeting regarding his question. Roll call vote: Ayes-Four. Nays-One (Seible).

Bender/Seible to approve Resolution 6325 approving the Waterloo Community Schools School Resource Officers' Agreement for FY20 in the amount of \$32,187. Roll call vote: Ayes-Five.

Bender/Walker to approve Resolution 6326 approving a loan agreement in the amount of \$22,264 between the East Heights TIF District and New Housing TIF District and authorizing City Clerk to transfer said funds. Councilor Seible questioned the transfer. Mayor Faas responded that the new housing district had been established but the tax base is not where it is fulfilling the debt obligation, so state law allows the city to borrow from other funds until the district tax base meets the debt obligation. Roll call vote: Ayes-five.

Walker/Bender to approve request from Public Works Director to amend original quote from Kluesner Construction for crack sealing of Dubuque Road to include the use of mastic as quoted, as needed, in the amount up to \$3,741. Councilor Dewater questioned the request. Clerk Kobliska stated that it was on the original quote but wasn't approved and the mastic may be needed for the project. Ayes-Five. Motion carried.

Seible/Walker to approve request from Public Works Director to replace radiant tube heating in buildings 1 & 2 with Young Plumbing and Heating in the amount of \$21,470. Councilor Seible questioned quote. Schares responded that the current heaters were over 30 years old and worn out. Seible questioned if we would also install the heat in building 3. Schares responded that we would install heat in building 3 as part of our 5 to 10-year plan.

Bender/Walker to approve request from Public Works Director to approve bid in the amount of \$13,815.90 with Prairie Road Builders, Inc. for seal coating on Shipp St. as budgeted for FY19, 2nd application. Councilor Seible questioned the life of the road. Schares responded that the life expectancy is 15-20 years with the second application. Ayes-Five. Motion carried.

Bender/Walker to approve request from Public Works Director to engage Turf Pro's services for weed maintenance levee, wastewater plant, Meyers Lake shoreline, and Deerwood Campground in the amount of \$7,147.25 as budgeted for FY20. Councilor Seible questioned if this was an annual application. Schares responded yes but additional locations had been added. Ayes-Five. Motion carried.

Dewater/Bender to approve request from Public Works Director to approve removal & replacement of intake at City Hall along with 4 sidewalk panels, and driveway repair at 319 River Forest Rd. with B & B Builders in the amount of \$4,992. Mayor Faas explained the reason for the driveway repairs at 319 River Forest Rd., as it was part of the River Forest Rd. project and the concrete had cracked and been replaced four times by contractor. Schares discussed the project with the estimators as well as the landowner to come up with a solution to repair the driveway and that this would be the last time the city would be involved with the repair. Schares explained the procedure and what needed to be done. Councilor Seible questioned repairs to city sidewalks again. Schares responded that the intake wasn't a part of the repairs and when the other sidewalks were replaced the north/south sidewalks were damaged. Ayes-Five. Motion carried.

Walker/Seible to approve request from Public Works Director to approve additional funds needed in the amount of \$1,386 for the Deerwood Campground Roadway with Kluesner Construction (approved verbally by council). Ayes-Five. Motion carried.

Dewater/Bender to approve request to complete miscellaneous patching repairs with Lucas Asphalt Co. in the amount of \$6,280. Ayes-Five. Motion carried.

Seible/Walker to approve request from Police Chief to purchase 2019 Dodge Durango Police pursuit vehicle from Stew Hansen Dodge, Des Moines, IA in the amount of \$31,995 as budgeted for FY20. Ayes-Five. Motion carried.

Seible/Dewater to approve request from Police Chief to purchase new equipment from Racom in an amount of \$7,371.75 as budgeted for FY20. Ayes-Five. Motion carried.

Dewater/Seible to approve 667 approving Wastewater increase over a five-year period, 1st reading. Councilor Seible questioned if a separate fund was established. Clerk Kobliska responded yes. Seible quoted the increase at \$2.50 per month with rates beginning July 1, 2019 at \$23.00 per month, July 1, 2020 at \$25.50 per month, July 1, 2021 at \$28.00 per month, July 1, 2022 at \$30.50 per month, to July 1, 2023 at \$33.00 per month, then a 1% increase per month thereafter. Roll call vote: Ayes-Five.

Dewater/Bender to approve motion to suspend requirements for two (2) subsequent readings Ordinance 667. Mark Atkins, 909 3rd Ave., questioned if all vacant lots will receive increase. Mayor Faas responded that all current sewer customer rates would be increased and that rates would be addressed annually to ensure the loan would be repaid for upgrades to the wastewater plant. Loraine Atkins, 715 Central Ave., #203, stated that the city should be considering the spending when citizens are subject to all the increases. Roll call vote: Ayes-Five.

Loftus/Walker to approve motion to adopt Ordinance 667. Roll call vote: Ayes-Five.

Public discussion: non-agenda items. Sharon Loftus, 309 Morrell, stated that she had read general rules for public participation during a council meeting and if the public is limited to three minutes the council should be limited to no more than five minutes. Jerry Sprague, 114 5th Street, questioned when the road would be fixed on 5th street from the water main break last winter. Schares responded that it had been on the list for today, however, due to weather it was pushed back. Sprague also stated that a neighbor was discharging sump pump water every day and the ditch is full of water and needs to be pumped out. Mayor Faas stated that we would investigate the situation and stated that this portion of the state the groundwater is at 98% saturation. Mark Atkins, 909 3rd Ave., stated that the ditch needed to be cleaned out and that the road holes needed to be filled up in the Heights as well. Atkins also questioned the purchase of another chain saw. Faas responded that the city took over park maintenance and we needed the equipment to do so.

Mayor/Council Reports. Mayor Faas stated that McClure Engineering was supposed to be on the agenda tonight, but they had sought out another option for our project and wanted time to research it. We will need to schedule a special meeting for June 27th if possible. Seible stated he couldn't make that meeting. Faas stated that all council members needed to be present. He also stated that he would strongly encourage that all council members have a tour of the wastewater plant so they would understand all that is involved with the upgrades. Councilor Dewater stated that he wouldn't consider the plant fascinating but Chris Even, Wastewater Foreman was up to date with the procedures and the manual workings of the plant and the tour was informative. Dewater also questioned the new technology available. Chris Even responded that the new technology would include granular activated sludge so we would be able to treat more waste in a much smaller space utilizing our existing aeration tanks and the current clarifiers wouldn't be needed which would be an advantage to the city as the clarifiers are a foot below flood level and would've needed to be upgraded. Seible questioned the wastewater foreman on the upgrade options. Even responded that if we could replace the existing system with the new technology as discussed earlier there would be a substantial savings and it would be the best fit for the city. Mayor Faas stated the importance of satisfying the DNR in the entire upgrade process. Faas also stated that the sump pump committee met earlier today and would kick the program off within the next week or so with our 1st target area being the north side of Lafayette. He also discussed the situation with the raccoons in the area acting erratic and found that the raccoon tested had distemper. So, if you see a raccoon acting erratically call dispatch at 319-291-2515 that enables

the city to keep a log of the events. He also stated that if you have water or food outdoors for your pet to bring them in at night as not to pass on the disease to your pets. Councilor Dewater questioned if the city was planning on passing a bicycle ordinance as the City of Waterloo had just amended theirs. Faas responded that Waterloo's ordinance was strict, but that Hudson had a more bicycle friendly ordinance but at the same time enforcing rules that needed to be followed. Councilor Seible questioned if we were going to enforce the truck embargo on the streets. Faas responded that he had talked to the transportation coordinator at BPI and they were being diligent about respecting the city streets however, they are able to utilize the streets as their business is in town. Chief Jensen stated that we were getting more truck traffic and that our staff is addressing it. Seible also questioned the closing of the ramp of westbound traffic to the interstate. Faas responded that he would provide the number to the DOT as they are overseeing the project. Chief Jensen stated that he had attended the DOT meetings and the closure of our off ramp was part of their safety plan for the construction project.

There being no further discussion, Walker/Seible to adjourn the meeting at 7:22 p.m. Ayes-Five. Motion carried.

ATTEST:

Doug Faas, Mayor

DeAnne Kobliska, City Clerk



KNIGHTS OF COLUMBUS®

Father Nicholas Lentz Council 11192
Queen of Peace Parish
320 Mulberry Street
Waterloo, Iowa 50703

Knights of Columbus Council 11192

Mayor Doug Faas and Evansdale City Council:

The Knights of Columbus Council #11192 requests permission to hold our annual Tootsie Roll Drive in Evansdale on the weekend of August 2nd & 3rd. As in past years, we would like to do this on the 3 corners (River Forest Road & Gilbert Drive) and the 4 corners (Evans Road & Lafayette St.

All proceeds (100%) go in support of Persons with Intellectual Disabilities. This includes the EPI house on Eldene Court in Evansdale and the EPI house on the corner of Independence Ave. and Idaho in east Waterloo along with the local area Special Olympics held at the UNI Dome.

We appreciate your support in the past and hope you approve our request again this year.

Jim Ahlhelm

6-18-2019

319 8306764

Recorder

K of C Council 11192



Yard Waste Contract

WHEREAS, it is mutually desired by the parties hereto, that the residents of the City of Raymond, in Black Hawk County, Iowa be given an opportunity to use the Evansdale Yard Waste Facility without individual expense, and

WHEREAS, the City of Evansdale, Iowa, have indicated a willingness to assist the City of Raymond, Iowa, in obtaining for their residents, the use of the Yard Waste Facility,

NOW, THEREFORE, this contract and agreement is entered into by and between the City of Evansdale, Iowa, and the City of Raymond.

WITNESSETH: That the Yard Waste Facility herein mentioned shall give service to any resident of Raymond, Iowa, under the terms and regulations now in force by the Yard Waste Facility, or may hereafter be adopted by the Yard Waste Facility.

As compensation to the City of Evansdale for the service herein set forth, the City of Raymond agrees to pay a \$2,400.00 yearly service charge. In the event of a storm causing the need for overtime at the Yard Waste Facility the City of Raymond will pay twenty percent of the additional operational expenses incurred by the City of Evansdale for the Yard Waste Facility. Compensation to be paid by City of Raymond to the City of Evansdale for the Yard Waste Facility service for FYE June 30, 2020 will be \$2,400.00 (Two Thousand Four Hundred Dollars and zero cents).

FOR THE PURPOSE of this contract agreement, the term of this shall be for the fiscal year July 1, 2019 to June 30, 2020 with a revaluation at the end of contract.

IT IS FURTHER AGREED THAT this contract may, by mutual consent of the parties hereto, be terminated upon written 30-day notice, and unless such notice is given, shall continue from year to year, so long as the parties hereto comply with the foregoing provisions of this agreement.

IN WITNESS WHEREOF the parties have hereunto affixed their signatures this _____ day of _____ 2019

CITY OF EVANSDALE

CITY OF RAYMOND

Doug Faas, Mayor

Gary Vick, Mayor

ATTEST:

ATTEST:

DeAnne Kobliska, City Clerk

Nancy Miebach, City Clerk



Yard Waste Contract

WHEREAS, it is mutually desired by the parties hereto, that the residents of the City of Elk Run Heights, in Black Hawk County, Iowa be given an opportunity to use the Evansdale Yard Waste Facility without individual expense, and

WHEREAS, the City of Evansdale, Iowa, have indicated a willingness to assist the City of Elk Run Heights, Iowa, in obtaining for their residents, the use of the Yard Waste Facility,

NOW, THEREFORE, this contract and agreement is entered into by and between the City of Evansdale, Iowa, and the City of Elk Run Heights.

WITNESSETH: That the Yard Waste Facility herein mentioned shall give service to any resident of Elk Run Heights, Iowa, under the terms and regulations now in force by the Yard Waste Facility, or may hereafter be adopted by the Yard Waste Facility.

As compensation to the City of Evansdale for the service herein set forth, the City of Elk Run Heights agrees to pay a \$2,400.00 yearly service charge. In the event of a storm causing the need for overtime at the Yard Waste Facility the City of Elk Run Heights will pay twenty percent of the additional operational expenses incurred by the City of Evansdale for the Yard Waste Facility. Compensation to be paid by City of Elk Run Heights to the City of Evansdale for the Yard Waste Facility service for FYE June 30, 2020 will be \$2,400.00 (Two Thousand Four Hundred Dollars and zero cents).

FOR THE PURPOSE of this contract agreement, the term of this Agreement shall be for the fiscal year July 1, 2019 to June 30, 2020 with a revaluation at the end of the contract.

IT IS FURTHER AGREED THAT this contract may, by mutual consent of the parties hereto, be terminated upon written 30 day notice, and unless such notice is given, shall continue from year to year, so long as the parties hereto comply with the foregoing provisions of this agreement.

IN WITNESS WHEREOF the parties have hereunto affixed their signatures this _____ day of _____ 2019

CITY OF EVANSDALE

CITY OF ELK RUN HEIGHTS

Doug Faas, Mayor

Tim Swope, Mayor

ATTEST:

ATTEST:

DeAnne Kobliska, City Clerk

Julie Eastman, City Clerk

RESOLUTION 6330

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EVANSDALE, IOWA, THAT
THE FOLLOWING BILLS BE PAID AND THE TRANSFERS ARE HEREBY ALLOWED**

AUTO PLUS	FD-WINDSHIELD WIPERS	11.58	
BLACK HAWK COUNTY TREAS	PD-1ST QTR FY20 DISPATCH FEES	21,746.00	
BOUND TREE MEDICAL	FD-MEDICAL SUPPLY	223.83	
BOWERS, TRAVIS	FD-INSTALL POWER REEL	320.00	
	FD-R/R CEILING FANS	200.00	
	TOTAL	520.00	
CENTURY LINK	SR-INTERNET	78.99	
CITY LAUNDERING	LIB-MONTHLY MATS	41.28	
	CH-MONTHLY MATS	71.85	
	TOTAL	113.13	
A-6/4/19	COMPUTER TROUBLESHOOTERS	CH-FY20 IT SERVICE	4,860.00
		SR-FY20 IT SERVICE	1,215.00
		RU-FY20 IT SERVICE	1,215.00
		TOTAL	7,290.00
	COURIER	PY-PUBLISH 6/4 MINUTES/BILLS	153.32
		PY-PUBLISH ORD 667	8.86
		TOTAL	162.18
	COVENANT MEDICAL CNTR	FD-MEDICAL SUPPLIES	80.38
	FAREWAY STORES	SR-DISTILLED WATER	7.92
A-3/5/19	I.N.R.C.O.G.	GRANT WRITING FEE-ANGEL PARK	1,500.00
	IMWCA	RU-WORK COMP	1,762.19
		PD-WORK COMP	2,022.46
		PD-CLERICAL-WORK COMP	11.60
		FD-WORK COMP	1,436.69
		BI-WORK COMP	152.23
		AC-WORK COMP	13.98
		LIB-WORK COMP	14.96
		PK-CAMP FEE-WORK COMP	184.23
		MAYOR-WORK COMP	19.48
		PY-WORK COMP	24.71
		BLDG MAINT-WORK COMP	16.98
		NON-STATUTORY VOLUNTEER	250.07
		SR-WORK COMP	304.73
		TOTAL	6,214.31
	IOWA LEAGUE OF CITIES	FY20 MEMBERSHIP DUES	2,572.00
	LOCKSPERTS	SR-NEW LOCKS	399.40
	MEDIACOM	PD-INTERNET/83849500300902	123.45
		FD-INTERNET/83849500300902	123.45
		BI-INTERNET/83849500300904	41.38
		CH-INTERNET/83849500300904	41.38
		RU-INTERNET/83849500300903	96.90
		RU-INTERNET/83849500300001	76.90
		RU-INTERNET/83849500300904	41.38
		SR-INTERNET/83849500300904	41.38
		TOTAL	586.22
	MENARDS	FD-REPLACE FANS-BAY AREA	99.98
		RU-SAFETY COAT	29.99

	TOTAL	129.97
A-6/4/19 OPERATION THRESHOLD	FY20 DONATION	2,500.00
SHIVE-HATTERY	SHIVE-HATTERY	18,287.50
U.S. CELLULAR	FD-CELL PHONE	68.20
	BI-CELL PHONE	88.00
	PK-CELL PHONE	36.27
	RU-CELL PHONE	214.96
	SR-CELL PHONE	75.15
	TOTAL	482.58
WEBER PAPER	LIB-JANITOR SUPPLIES	38.42
	CH-JANITOR SUPPLIES	115.25
	TOTAL	153.67
	001 GENERAL FUND	34,964.90
	002 CAPITAL IMPROVEMENT	99.98
	005 STREETS	18,384.40
	110 ROAD USE TAX	3,340.42
	112 EMPLOYEE BENEFIT	4,147.39
	610 SEWER FUND	2,122.57
	GRAND TOTAL	63,059.66
PREPAYS:		
84012 BAKER & TAYLOR, LLC	LIB-BOOKS/DVD'S	776.29
84014 CAPITAL ONE	LIB-AMCREST CLOUD	120.00
	LIB-FACEBOOK ADVERTISING	19.34
	LIB-ADVERTISING	567.10
	LIB-POSTAGE/STAMPS	237.61
	TOTAL	944.05
84015 CREATIVE IMPACT	LIB-ADVERTISING	225.00
84016 FISHER WHITING MEMORIAL	LIB-DVD	15.00
84017 JENSEN, SHANNON	LIB-RMBRSE TRAVEL	50.69
84018 PEOPLE	LIB-MAGAZINE SUBSCRIPTION	322.38
84019 RAND, DENISE	LIB-RMBRSE TRAVEL	19.72
	TOTAL PREPAYS	2,353.13

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF EVANSDALE, IOWA,
ON THIS 2ND DAY OF JULY 2019**

ATTEST:

Doug Faas, Mayor

DeAnne Kobliska, City Clerk

RESOLUTION 6331

RESOLUTION APPROVING PRELIMINARY PLANS AND PRELIMINARY COST ESTIMATE FOR THE LAFAYETTE ROAD REHABILITATION PROJECT

WHEREAS, the City of Evansdale intends to contract for the Lafayette Road Rehabilitation Project; and

WHEREAS, the City of Evansdale requires professional engineering services for preparation of final plans, specifications, and form of contract for bidding the work;

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Evansdale hereby approves preliminary plans and preliminary cost estimate; and authorizes Shive-Hattery, to prepare final plans and specifications for the Lafayette Road Rehabilitation Project.

PASSED AND APPROVED THIS 2ND DAY OF JULY 2019

ATTEST:

Doug Faas, Mayor

DeAnne Kobliska, City Clerk

AMENDMENT TO AGREEMENT
between SHIVE-HATTERY, INC. AND THE CLIENT

ATTN: Doug Faas
CLIENT: City of Evansdale, IA
123 N Evans Road
Evansdale, IA 50707-1199

PROJECT: City of Evansdale - Lafayette Road Reconstruction

PROJECT LOCATION: Evansdale, IA

ORIGINAL AGREEMENT DATE: November 1, 2018

AMENDMENT NO.: 1

AMENDMENT DATE: June 24, 2019

City of Evansdale, IA and Shive-Hattery, Inc. (S-H) agree to amend the Original Agreement as follows:

PROJECT DESCRIPTION

The Project Description is revised as follows:

The City of Evansdale is seeking to extend the current Lafayette Road Rehabilitation project professional services agreement to include the following:

- *Lafayette Road Wetland Determination and Delineation;*
- *Bid & Construction Phase Services (Enhanced); and,*

SCOPE OF SERVICES

Tasks for the Scope of Services are revised as follows:

Wetland Determination and Delineation:

Provide a wetland and Waters of the United States (WOTUS) delineation for the project area. The delineation will use mandatory technical criteria, field indicators, and other sources of information to evaluate whether the project area has jurisdictional wetlands or WOTUS. The delineation will be performed by an experienced environmental scientist or engineer. If wetlands or WOTUS are present, the upper boundaries within the project area will be identified and mapped.

1. The delineation will identify where the upper boundaries of wetlands and WOTUS are located. Documentation of vegetation communities, hydrology, and soils will be performed as outlined by the 1987 US Army Corps of Engineers (USACE) Wetland Delineation Manual and Midwest Region (2010) Supplement.
2. Assemble and review available public information including United States Geological Survey (USGS) topo maps, National Wetlands Inventory (NWI) maps, United States Department of Agriculture (USDA) Soil Survey maps, and aerial photographs as a preliminary desktop review prior to field work.



3. Perform an on-site visit to gather data pertaining to hydrophytic vegetation, wetland hydrology, and hydric soils. The following will be performed at each data point location within suspected wetland areas on site.
 - A. Assess vegetation stratum (i.e., trees, saplings/shrubs, herbs, and woody vines). Vegetation will be classified by genus and species.
 - B. Evaluate soil for hydric indicators by digging soil samples.
 - C. Observe the presence of wetland hydrology indicators.
4. Utilize a hand-held GPS unit (sub-meter accuracy) to map the boundaries of all delineated wetlands within the project area.
5. Prepare maps that show the delineated wetland and WOTUS area(s).
6. Submit a Wetland and Waters of the United States Delineation Report to the client that can be used for submittal to the USACE. This report will include, but is not limited to sample locations, data forms, site photos, maps of the wetland area(s), and explanation of the results of the investigation.
7. Preparation and submission of Joint Application to Iowa DNR for review of wetland impacts.

The scope of this proposal includes one site visit to conduct a baseline delineation. The fee in this proposal doesn't include additional meetings or data collection/evaluation that may be requested by the USACE. If the USACE requests additional information, we will provide additional scope for your approval prior to conducting the work.

Bid & Construction Phase Services (Enhanced):

1. Bid Phase Services:

- A. Issue bidding documents.
- B. Conduct a prebid meeting and respond to questions from construction contractors as they review the documents and prepare their bids. Generate a written summary and distribute to those attending the meeting.
- C. Arrange a site tour of projects, if necessary.
- D. Prepare and distribute addenda, if needed.
- E. Assist in opening and evaluating the bids. Provide a bid tabulation and letter of recommendation of award.

2. Construction Phase Services:

- A. Prepare Notice of Award and the Construction Contract. Proceed with obtaining Performance and Payment bond and the Certificate of Liability Insurance.
- B. Prepare contract forms utilizing AIA documents including the agreement between the owner and contractor, conditions of the contract and payment and performance bond.

- C. Facilitate a preconstruction conference and generate a written summary and distribute to those attending the meeting.
- D. Attend regular construction meetings run by the contractor and conduct construction observation visits to observe and report on work-in-progress. Provide written reports after each site visit relative to the progress of the work.
- E. Review Shop Drawings, Change Orders, Project Submittals, Requests for Information, and Contractor Applications for Payment.
- F. Conduct one (1) post-construction review of the work and review contractor's punch list of items to be completed.
- G. Conduct one (1) final review of the work after the contractor has notified us that they have completed the punch list.
- H. Upon completion of construction, we will prepare final closeout documents and assist in obtaining executed documents to conclude the work.

CLIENT RESPONSIBILITIES

Client Responsibilities are revised as follows:

NO CHANGES

SCHEDULE

The Schedule is revised as follows:

Amendment 01 scope of service will be provided after the City of Evansdale City Council reviews and approves this Amendment.

COMPENSATION

The previous Compensation was as follows:

Description	Fee Type	Fee	Estimated Expenses	Total
Land Survey Services	Fixed Fee	\$68,750	\$600	\$69,350
Design Phase Services	Fixed Fee	\$148,500	\$6,250	\$154,750
Bid & Construction Phase Services	Fixed Fee	\$3,250	\$250	\$3,500
ESTIMATED TOTAL		\$220,500	\$7,100	\$227,600

The Compensation is revised as follows:

Description	Fee Type	Fee	Estimated Expenses	Total
Land Survey Services	Fixed Fee	\$68,750	\$600	\$69,350
Design Phase Services	Fixed Fee	\$148,500	\$6,250	\$154,750
Bid & Construction Phase Services (Limited)	Fixed Fee	\$3,250	\$250	\$3,500
Wetland Determination and Delineation	Fixed Fee	\$4,750	\$100	\$4,850
Bid & Construction Phase Services (Enhanced)	Fixed Fee	\$45,000	As Incurred	\$45,000
ESTIMATED TOTAL		\$270,250	\$7,200	\$277,450

Fee Types:

- Fixed Fee - We will provide the Scope of Services for the fee amounts listed above.

Expenses:

- Estimated amount - The estimated expense amounts above will be reimbursed in accordance with our Reimbursable Expense Fee Schedule in effect at the time that the expense is incurred. We will not exceed the amounts without your prior authorization.
- As Incurred - Expenses will be billed for as incurred throughout the Bid & Construction Phase.

ADDITIONAL SERVICES

The Additional Services are revised as follows:

1. The fees in this proposal do not include additional meetings or data collection/evaluation that may be required by the USACE. Fees do not include preparing a Wetland Mitigation Plan or other services that may be required if wetland or WOTUS impacts are proposed. Additional services will be necessary if compensatory mitigation is required for impacts to jurisdictional waterbodies or wetlands. Our specific involvement in these phases of the project is not known at this time. If necessary, budget estimates for additional services will be provided if our assistance is required as the project scope evolves.

AGREEMENT

When accepted by both parties, this Amendment will amend the Original Agreement and is subject to all other terms and conditions of the Original Agreement. Original, facsimile, electronic signatures or other electronic acceptance by the parties (and returned to Shive-Hattery) are deemed acceptable for binding the parties to the Amendment. The Client representative signing this Amendment warrants that he or she is authorized to enter into this Amendment on behalf of the Client.

Sincerely,
SHIVE-HATTERY, INC.



Jordan Dreyer, Project Manager
jdreyer@shive-hattery.com

AMENDMENT ACCEPTED AND SERVICES AUTHORIZED TO PROCEED

CLIENT: City of Evansdale, IA

BY: _____ TITLE: _____
(signature)

PRINTED NAME: _____ DATE ACCEPTED: _____

CC: Marcus Januario, Shive-Hattery, Inc.
Justin Campbell, Shive-Hattery, Inc.

RESOLUTION 6332

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EVANSDALE, IOWA FIXING COMPENSATION OF THE CHIEF DEPUTY CITY CLERK OF THE CITY OF EVANSDALE, IOWA FOR FISCAL YEAR 2019-2020

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EVANSDALE, IOWA:

That the following person and position named shall be paid the salaries or wages indicated and the clerk is authorized to issue warrants/checks, less legally required or authorized deductions from the amount set out below and make such contributions to I.P.E.R.S., M.F.P.R.S.I., Social Security or other purposes as required by law or authorization of the council.

<u>Employee</u>	<u>Department/Job Title</u>	<u>Proposed Wage</u>	<u>Reason</u>	<u>Effective</u>
Megan Wells	Chief Deputy City Clerk	\$19.13/hr.	New hire	07/10/2019

BE IT FURTHER RESOLVED by the City Council of the City of Evansdale, Iowa, that the salary and compensation set for the above listed employees shall be in effect beginning July 10, 2019.

PASSED AND APPROVED THIS 2ND DAY OF JULY 2019

ATTEST:

Doug Faas, Mayor

DeAnne Kobliska, City Clerk