

CITY HALL  
EVANSDALE, IOWA, AUGUST 4, 2015  
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: Walker, Seible, Dewater, and Loftus. Absent: Nichols. Quorum present.

Loftus/Seible approved the August 4, 2015 agenda. Councilman Dewater questioned rescinding resolutions 5836 and 5837 as they were failed at the last meeting. City Clerk, DeAnne Kobliska, stated that the resolutions had to be rescinded because we did not act on them. Roll call vote: Ayes-Four. Motion carried.

Loftus/Walker approved the following items on the August 4, 2015 consent agenda: a) Approval of July 21, 2015 regular meeting minutes b) Resolution 5849 authorizing payment of bills and transfers. Roll call vote: Ayes-Four. Motion carried.

Dewater/Loftus to approve appointment of Library Board member Richard Clements term expiring 06-30-17. Motion carried.

Loftus/Seible to approve appointment of Planning and Zoning Commission members Scott Strader and Denny Wilson with terms expiring 12-31-17. Motion carried.

Walker/Loftus to approve appointment of Water Board member Cecil Azbill with a term expiring 12-31-19. Motion carried.

Walker/Loftus to open public hearing at 6:05p.m. regarding the W. Gilbert Drive/River Forest Road Intersection Project. Proof of publication received and on file, no public comments received. Motion carried. Walker/Loftus to approve the closing of the public hearing at 6:05p.m. Motion carried.

Walker/Loftus to approve Resolution 5850 final plans, specifications, and form of contract accepting low bid in the amount of \$98,835.00, to Baker Concrete and Excavating of Waverly, Iowa, and approving the contracts, bonds, and Certificate of Insurance for the W. Gilbert Drive and River Forest Road Intersection Reconstruction Project, and authorize Mayor and City Clerk to sign said documents. Bill Wright, Shoff Engineering explained said Project specs to the council. Councilman Walker questioned if there have been any changes since it went out for bid. Mayor Faas explained that we will need to replace two panels to the south of the intersection as they failed, however, Kwik Star repaired two panels that were included in our project so it should be a wash. John Peverill, 543 East End Ave., questioned if Kwik Star will help fund project. Councilman Dewater stated that even if Kwik Star does not share in the costs they have not asked the city for any incentives. Councilman Walker stated that the panels at the intersection would have to be replaced regardless. Roll call vote: Ayes-Four. Motion carried.

Bill Wright, Shoff Engineering updated the council on the Dubuque Road Bridge Project stating that the east bound lanes should open on or before the 17<sup>th</sup> of August. They have acquired the piece that was needed so it will not have to be reclosed.

Loftus/Seible to approve continued action to pursue city paid Social Security contributions in the amount of \$4,058.42 that were not deducted from Chad Deutsch's payroll checks in calendar years 2012 and 2013. Councilman Seible asked the city attorney to explain what he found regarding the 1099 the city issued. City Attorney, Craig Ament stated that he was trying to stay out of the middle of this discussion,

but after he asked his personal CPA, he stated that it was necessary for the city to send the 1099 to Mr. Deutsch to account for the disbursement of city funds and that they are separate issues and one doesn't drive the other. Councilman Walker stated that he didn't want to set a precedence for the future. Councilman Seible stated that if it is owed, it should be paid. Councilman Dewater stated that since the city made the mistake that we should be responsible. Roll call vote: Ayes-Two. Nays-Two (Walker and Dewater). Motion failed.

Loftus/Dewater to approve rescinding Resolution 5836 setting the date of public hearing as of July 21, 2015 to dispose of city property, known as Lot No. 8, Roosevelt Court Subdivision, in the amount of \$1,000 to Stan Seda. Roll call vote: Ayes-Four. Motion carried.

Loftus/Dewater to approve rescinding Resolution 5837 setting the date of public hearing as of July 21, 2015 to dispose of city property, known as Lot No. 9, Roosevelt Court Subdivision, in the amount of \$1,000 to Daniel Scoggin. Roll call vote: Ayes-Four. Motion carried.

Walker/Seible to open Public Hearing to receive comments concerning the City's intent to sell city-owned property located on Lot 8, Roosevelt Court Subdivision to Stan Seda at 6:21p.m. Proof of publication on file, no prior public comments received. John Peverill, 543 East End Ave., questioned if the council had defined a price for selling city-owned property. Mayor Faas responded that no decision had been made. Loftus/Walker to close public hearing at 6:22p.m. Motion carried.

Dewater/Seible to approve Resolution 5851 approving sale of city-owned property located on Lot 8, Roosevelt Court Subdivision in the amount of \$923 to Stan Seda. Roll call vote: Ayes-Four. Motion carried.

Walker/Seible to open Public Hearing to receive comments concerning the City's intent to sell city-owned property located on Lot 9, Roosevelt Court Subdivision to Daniel Scoggin at 6:23p.m. Proof of publication on file, no prior public comments received. Loftus/Dewater to close public hearing at 6:23p.m. Motion carried.

Walker/Dewater to approve Resolution 5852 approving sale of city-owned property located on Lot 9, Roosevelt Court Subdivision in the amount of \$1,059 to Daniel Scoggin. Roll call vote: Ayes-Four. Motion carried.

Dewater/Seible to approve request from Public Works Director to authorize payment in an amount not to exceed \$2,410.60 to Murphy Tractor, Waterloo, IA for repairs completed for the John Deere 544K Loader. Roll call vote: Ayes-Four. Motion carried.

Dewater/Seible to approve request from Public Works Director to authorize repairs in an amount not to exceed \$2,568 to KNM Services, Inc. of Waterloo, Iowa for replacing the computer board on the 2003 Sterling Dump truck. Public Works Director, Chris Schares, stated that the vehicle failed and the total cost also includes a field visit, towing of vehicle, plus the repair to the vehicle. Roll call vote: Ayes-Four. Motion carried.

Loftus/Walker to approve request from Public Works Director, Fire Chief, and Police Chief to purchase a John Deere combination lawn mower/snow blower in the amount of \$5,500, from a local resident, for the Community Response Center (CRC) lawn and W. Gilbert Drive Trails in the winter. Police Chief, Jeff Jensen stated that the CRC will utilize the John Deere for both lawn care and snow blowing in the winter months. Roll call vote: Ayes-Four. Motion carried.

Loftus/Seible to approve request from Planning & Zoning Commission approving service station occupancy permit for Advanced Automotive Service located at 202 W. Gilbert Drive. Roll call vote: Ayes-Four. Motion carried.

Walker/Seible to approve Ordinance 641 Mayor's Compensation on its third reading. Roll call vote: Ayes-Three. Nays-One (Dewater). Motion carried.

Seible/Walker to adopt and place on file Ordinance 641 Mayor's Compensation. Roll call vote: Ayes-four. Motion carried.

Walker Seible to approve Public Works Director to seek pricing for rumble strips at the `T` intersection of McCoy and Evansdale Drive. Police Chief Jensen discussed the liability at the intersection and the need to improve signage. Councilman Dewater stated that several people have not seen the sign, mostly due to weather conditions, and have went off the road into homeowner's yards. Councilman Walker stated that the high usage of drivers using cell phones that rumble strips may work better.

Discussion: The Mayor stated that he would attend a REAP grant meeting on Meyers Lake Rehabilitation Project tomorrow. There is also a meeting on the 19<sup>th</sup> of August with FEMA and encouraged council members to attend. Sharon Loftus, 309 Morrell, thanked the Public Works Director for the help dig the mud volleyball pits this year. They did an excellent job and the Evansdale Chamber really appreciated all of their help. Al Chidester, 176 River Forest Road, asked the council and mayor to consider investing in microphones as it is hard for some of us to hear all that is being said. Loraine Atkins, 625 River Forest Road, stated that the local Red Cross blood drive made their goal.

There being no further discussion, Loftus/Seible to adjourn the meeting at 6:39 p.m. Motion carried.

**ATTEST:**

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**Doug Faas, Mayor**

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**DeAnne Kobliska, City Clerk**