

CITY HALL
EVANSDALE, IOWA, DECEMBER 06, 2016
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: Dewater, Seible, Nichols, Walker, and Loftus. Quorum present.

Nichols/Seible to approve the December 06, 2016 agenda as amended. Ayes-Five. Motion carried.

Loftus/Seible to approve the following items on the November 15, 2016 consent agenda. a) Approval of November 15, 2016 regular meeting minutes and November 28, 2016 special meeting minutes. Roll call vote: Ayes-Five. Motion Carried.

Dewater/Loftus to approve Resolution 6024 authorizing payment of bills and transfers. Councilman Seible questioned the sweeper invoice in an amount over \$500 for repairs and an invoice for repairs to a flood gate. Mayor Faas responded that the sweeper repairs could be covered under warranty and the flood gate repairs were part of the levee repairs needed to be made at Elk Run Creek for our Army Corps levee inspection. Roll call vote: Ayes-Five. Motion carried.

Walker/Dewater to approve Resolution 6025 approving tax abatement for property located at 1730 Timberline Dr. Roll call vote: Ayes-Five. Motion carried.

Nichols/Walker to approve Resolution 6026 approving final payment to Tojo Construction in the amount of \$15,909 for project number six (6) located at 1737 Enid Street as part of the 2015 Evansdale Housing Rehabilitation Program. Roll call vote: Ayes-Five. Motion carried.

Seible/Loftus to approve Resolution 6027 approving No U-Turn sign at the corners of Central Avenue and S. Roosevelt Road area. Councilman Seible questioned the need for sign. Chief Jensen explained that parents pick up children in front of the school and proceed to make a U-Turn to avoid the stop sign. Seible questioned if any accidents have happened as a result of the U-turns. Chief Jensen responded not at this time, but trying to avoid an accident going forward. Roll call vote: Ayes-Five. Motion carried.

Walker/Dewater to approve Resolution 6028 amending sewer and garbage deposit rates. Mayor Faas explained the deposit has always matched the quarterly bill, so an update is needed. Seible questioned why the deposit needs to match the quarterly bill. Mayor responded if someone doesn't pay their bill, the deposit is available to cover the costs. Roll call vote: Ayes-Three. Nays-Two (Seible, Nichols). Motion carried.

Walker/Seible to approve Resolution 6029 approving change order #1 in the amount of \$450 to C & R Construction for CDBG project five (5) located at 759 Burr Oak. Roll call vote: Ayes-Five. Motion carried.

Loftus/Walker to approve Resolution 6030 approving change order #2 in the amount of \$800 to Tojo Construction for CDBG project seven (7) located at 1691 W. Gilbert Drive. Roll call vote: Ayes-Five. Motion carried.

Walker/Loftus to approve Resolution 6031 approving payment request #1 to Tojo Construction in an amount of \$7,267.50 for project number seven (7) located at 1691 W. Gilbert Drive as part of the 2015 Evansdale Housing Rehabilitation Program. Roll call vote: Ayes-Five. Motion carried.

Loftus/Walker to approve Resolution 6032 approving change order #2 in the amount of \$1,000 to C & R Construction for CDBG project five (5) located at 759 Burr Oak. Roll call vote: Ayes-Five. Motion

carried.

Nichols/Walker to approve Resolution 6033 approving payment request #1 in the amount of \$4,860 to C & R Construction for CDBG project five (5) located at 759 Burr Oak. Councilman Dewater stated that each change and pay request is approved by our project manager as well as myself, and that normally cities don't approve the change orders and each payment. The council agreed that only pay requests would be brought to council. Roll call vote: Ayes-Five. Motion carried.

To adopt Ordinance 647 amending Chapter 63, SPEED REGULATIONS, of the Evansdale Code of Ordinances section 63.04, subline 2, line D. Removing River Forest Road from Lafayette Road to Central Avenue, in its first reading. Mayor Faas explained the Iowa code for residential speed zones and now that Central to River Forest Road has gone back to a 2 lane it should go back to residential speed zone of 25 mph. Councilman Seible questioned why Waterloo has 30 mph speed zones in residential areas. Councilman Loftus wasn't in favor of lowering the speed limit. Councilman Dewater mentioned they had previously voted this down. Failed to due lack of motion.

Nichols/Seible to approve request from Public Works Director to purchase a backup drive motor for either of the clarifiers at the plant from Motion Industries. Roll call vote: Ayes-Five. Motion carried.

Dewater/Walker to approve Request from Public Works Director to remove a tree located at 103 Doyle Avenue in the amount not to exceed \$1,050. Ayes-Five. Motion carried.

Dewater/Seible to approve Request from Public Works Director to order 2 new RCP 74" aprons and ties for levee repair from County Materials Corp for \$1809.20. Councilman Seible questioned the location. Mayor Faas responded Cedar River side of the levee, the second and third flood gates. Seible asked what our anticipated cost will be to fix the flood gates. Public Works Director, Chris Schares stated that the project in its entirety could cost up to \$50,000. Bill Nichols, 221 Oakwood Dr., stated maybe the person throwing rip rap into the Cedar River would make the repairs for free. Roll call vote: Ayes-Five. Motion carried.

Discussion/Possible Action – Ordinance amendment to include junk/abandoned vehicles, nuisance abatement, and noise disturbance. Councilman Loftus stated he hasn't had a chance to review the whole thing. Councilman Seible asked what teeth we don't have in our ordinances that the other cities do. Mayor Faas responded several weeks ago he had provided the council with examples of ordinances from some of the surrounding cities that have detailed information in the ordinances which make them enforceable, the council was to look over these and provide him with suggestions of what they thought we should include. Councilman Dewater questioned what we need to add to the ordinances to give code enforcement the ability to move forward with action. Mayor discussed the junk vehicle ordinance and walked through some sections we could add to our ordinances. Councilman Nichols stated we need to enforce the ordinances we currently have in place. Mayor requested Councilman Nichols to call or stop by City Hall with specific examples of our ordinances that aren't being enforced. Councilman Dewater stated the mayor has been clear about what he wanted from the councilman. Mayor explained again if the council members would like to see something specific in the ordinances to highlight the sections and just bring them to him, he will figure out a way to include or discuss them. Dewater stated he feels we need to implement municipal infractions, as that section states it all. Mayor stated the reason we need to make the changes is to specify some areas that technically could exclude some of the nuisances we are discussing. Mayor stated he would go through some of the examples of the other cities ordinances and bring up the problem areas he has encountered the last 3 years and bring back to the discussion. Councilman Walker questioned the noise ordinance, as it questions the vibration of the noise. Bill Nichols, 221 Oakwood Dr., stated we could handle the noise problems by getting equipment that measures decibels of sound.

Public Discussion/Non Agenda Items - Loraine Atkins, 625 River Forest Road, concerned about the increase in the water/sewer bill already being in effect. Mayor Faas explained that it goes into effect in

different zones at different times, it is standard practice that once the ordinance is published it goes into effect. Loraine expressed her inability to read her water bills. Councilman Seible stated he didn't feel the water/sewer bill increase should be in effect until the council meeting date approving the increase. Sandy Clements from Evansdale Water Works stated again that it's normal procedure. Mayor stated he would work with Water Works about possibly doing a credit for the zone that received the increase.

Councilman Nichols questioned that auctioneer ordinance having to get a permit to do business. Mayor Faas and DeAnne Kobliska explained that the auction house is a business, the permits are in regards to an auctioneer coming into someone's house. Nichols questioned if the business' are all separate now who is responsible for the parking lot conditions. Mayor responds that one of the ordinances that he brought to the council for review talks about the city being able to force a business to fix these types of things, whereas currently we cannot.

Loraine Atkins, 625 River Forest, feels there may be a conflict of interest having Sandy Clements on the Hardship and Grievance Board and working for the water dept. Mayor Faas responded that the city is responsible for the hardship & grievance board. Loraine thanked the Police and Fire Dept. for their help in her family's tragedy.

Mayor/Council Reports – Mayor Faas stated he has given council a draft of the Employee Handbook and stated that it would be on the next agenda for approval. Mayor also stated that the lots on Fran will be built upon at 50 feet as they were lots on record from 1955. Mayor mentioned the flood mitigation, he met with the engineer and Meyers Lake will need some tweaking, he is asking for permission to proceed with that and get a plan in place. Mayor also discussed the possibility of adding permanent part time EMT's to the Fire Dept. to staff some of the critical shifts that aren't being covered well. Councilman Nichols asked if we have talked to Waterloo or Covenant to see what they would charge to cover us. Mayor responded that we could look into that option as well. Councilman Seible questioned the hours the Paramedic is scheduled. Mayor explained those hours were set due to most of the volunteers working during the day. Councilman Walker would also like to see what Waterloo and Covenant can offer compared to what we would be paying out to cover these times with a part time employee. Bill Nichols, 221 Oakwood Dr., commented he is not happy with the Ambulance/EMT services.

Mayor Faas discussed the FY18 Road Projects and talked about the concerns with Doris Dr., we will need to get some numbers together. Councilman Loftus stated that he would like to see Lafayette Road reconstructed. Mayor responded that we are working with I.N.R.C.O.G. for federal funding for the Lafayette project.

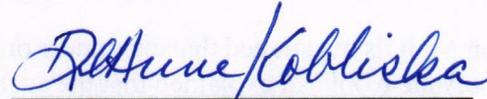
Ryan Fischer, Shoff Engineering gave the River Forest Road Reconstruction project update stating that all of the roadway pavement and driveways are installed. He is hopes by the middle of next week they would finish backfill, installing signs, and striping. The contractors will return in the spring to finish sidewalks, landscaping, and rear access roads. Councilman Seible questioned mailbox heights and also the flooded street on the South side of River Forest Road. Mayor Faas explained that the storm drains are closed there until the projects are done so that no contaminated water gets down there. Sandy Francis, 312 River Forest Rd., questioned if tree will be planted in the easement and if residents have a choice on the tree planted. Mayor explained we weren't planning on placing trees in the easements due to the fact the roots can cause problems for pipe lines etc., but the home owner could put up small trees if they so choose.

Councilman Seible asked for a status update on the weir at the lake. Mayor Faas asked Chris Schares if the gates have come in yet. Schares responded that we should receive the repair piece by the end of this week and start working on it next week. Seible asked about the televised inspection. Mayor responded that it showed no structural damage.

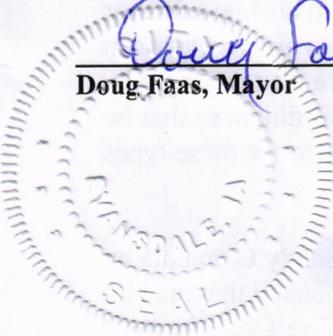
Councilman Seible asked about the replacement of the electrical at Deerwood Park and if the work will be done before the park opens in April. Mayor Faas responded yes, the bids have been received and it's a part of the FEMA projected reimbursements.

There being no further discussion, Loftus/Walker to adjourn the meeting at 7:25 p.m. Motion carried.

ATTEST:


DeAnne Kobliska, City Clerk


Doug Faas, Mayor



The seal is circular with a double-lined border. The outer ring contains the text 'TYNGSBORO MASS' at the top and 'SEAL' at the bottom. The inner circle is mostly blank.