

REGULAR COUNCIL MEETING

The Clear Lake City Council met in regular session on Monday, March 1, 2010, at 6:30 p.m., in the Council Chambers, at City Hall, with Mayor Nelson P. Crabb presiding. All Council Members present.

Callanan moved the agenda be approved, seconded by Nelson. Passed Unanimously.

Furleigh moved to approve the consent agenda, seconded by Callanan:

- A. Minutes – February 15, 2010.
- B. Approval of the bills & claims.
- C. Licenses & Permits:
 - Liquor License: Class B Liquor License (LB) (Hotel/Motel) with Catering Privilege and Sunday Sales, Best Western Holiday Motor Lodge; Class C Liquor License (LC) (Commercial) with Sunday Sales, Rookies, (renewals).
 - Tree Trimmers License: Blanchard Tree Service, Mason City (renewal).
 - Excavator's License: McKiness Excavating, Mason City and A-1 Septic Solutions, Mason City (renewals).

Roll Call: All Ayes.

Mayor Crabb announced that it was the time and place for the citizen's forum.

Harry Baago, 3506 E Main, asked that the City consider extending the City water main to his property located at 3510 E Main. Mayor Crabb stated that City would look into his request and get back with him.

Callanan introduced **Ordinance #791** “AN ORDINANCE AMENDING AN ORDINANCE OF THE CITY OF CLEAR LAKE, IOWA, NOW KNOWN AS ZONING REGULATIONS, CHAPTER 165 OF CLEAR LAKE MUNICIPAL CODE BY CHANGING THE PROVISIONS OF SECTIONS 165.32 (E) AND 165.32 (F) TO CHANGE CERTAIN MAXIMUM REAR YARD COVERAGE AND BY CHANGING THE PROVISIONS OF SECTION 165.35 (1) BY CHANGING THE DEFINITION OF ELECTRONIC SIGN” (Final reading), seconded by Cooney. Roll Call: Passed Unanimously.

Nelson introduced **Ordinance #792** “AN ORDINANCE AMENDING AN ORDINANCE OF THE CITY OF CLEAR LAKE, IOWA, KNOWN AS SOLID WASTE CONTROL, CHAPTER 105 OF CLEAR LAKE MUNICIPAL CODE BY CHANGING THE PROVISIONS OF SECTION 105.05 (9) TO CHANGE CERTAIN REQUIREMENT REQUIREMENTS FOR OPEN BURNING VARIANCES” (2nd reading), seconded by Furleigh. Roll Call: Passed Unanimously.

Scott Flory, City Administrator, reviewed the 2011 Fiscal Year Budget proposal and the 2010 Fiscal Year Budget amendment. He stated that the tax rate for FY 11 would remain unchanged at \$10.0487 for the 5th consecutive year and that the proposed FY 11 budget was \$14.2 million.

Mayor Crabb announced it was now the time and place for the previously established public hearing on the proposed 2011 Fiscal Year Municipal Budget.

Bob Swanson, 1913 N Shore Drive, requested that the Council remove the \$3,500 in funds that are currently allocated for the North Iowa Fair Association. He stated that he feels that if the funds are withheld that it will impress upon the fair association that changes need to be implemented within the fair association.

Larry Morris, 207 7th Ave S, asked for clarification on the total expenditures and revenues for the FY 11 budget.

After general discussion it was the consensus of the Council to leave the funding allocation for the North Iowa Fair Association in the proposed budget and review the expenditure prior to the funds being disbursed.

Nelson introduced the following **Resolution** and moved its adoption, seconded by Callanan. Roll Call: Passed Unanimously. Whereupon, the Mayor declared the following duly adopted:

RESOLUTION No. 10-16

A RESOLUTION AMENDING THE CURRENT BUDGET FOR THE FISCAL YEAR ENDING ON JUNE 30, 2010 AND ADOPTING A BUDGET FOR THE YEAR ENDING ON JUNE 30, 2011

Flory reviewed the 2010 Water Distribution System Improvement Project and stated that the bid letting was held on February 24th with 15 of the 27 contractors holding plans submitting bids, although one bid was not opened and was disqualified due to a failure to meet the bid bond requirement. He stated that the lowest responsive responsible bid was received from McKiness Excavating of Mason City for the base bid, all three divisions, and adjusted alternates in an amount of \$949,171.50. He noted that the engineer's estimate of the probable cost of construction, with alternates, was \$1,137,580 and that twelve of the bids received were under the engineer's estimate.

Tim Moreau, Veenstra & Kimm, reviewed the bid tabulation and the proposed contract for the project. He stated that it is the recommendation of Veenstra & Kimm that the Council award the contract to McKiness Excavating for the base bid, all three divisions, and adjusted alternates in the amount of \$949,171.50.

Mayor Crabb stated it was now the time and place for the public hearing on the proposed plans, specifications, form of contract, and estimate of cost for the 2010 Water Distribution System Improvement Project. Hearing no public comment, Furleigh moved to close the public hearing, seconded by Cooney. Passed Unanimously.

Callanan introduced the following **Resolution** and moved its adoption, seconded by Monson. Roll Call: Passed Unanimously. Whereupon, the Mayor declared the following duly adopted:

RESOLUTION No. 10-17

A RESOLUTION ADOPTING PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATE OF COST

Nelson introduced the following **Resolution** and moved its adoption, seconded by Furleigh. Roll Call: Passed Unanimously. Whereupon, the Mayor declared the following duly adopted:

RESOLUTION No. 10-18

A RESOLUTION MAKING AN AWARD OF CONSTRUCTION CONTRACT FOR THE 2010 WATER DISTRIBUTION SYSTEM IMPROVEMENT PROJECT

Flory reviewed the Titan pro SCI Economic Development Project and stated that the Council previously established the date, time, & place for the public hearing on the proposal to enter into a development agreement with Titan Pro SCI regarding the construction of a new roughly 70,000 sq. ft. facility. He stated the agreement provides for a 10-year property tax rebate, reimbursement for the cost of sanitary sewer and water service lateral extensions, and a \$300,000 forgivable loan over a 10-year period.

Greg Gillman, North Iowa Corridor, and Jeff Meints, owner of Titan Pro SCI, updated the council on the status of the company. Meints stated that currently the company employs 13 full-time office staff, 8 full-time warehouse, and 4 full-time agronomists. He noted that he anticipates adding approximately 6 to 12 part-time and seasonal employees.

Mayor Crabb stated it is now the time and place for the previously established public hearing on the proposed Development Agreement with Titan Pro SCI.

Tom Lovell, North Iowa Corridor Board Member, thanked the Council and the City for its initiative in bringing a new company and new jobs to our community as a result of this development agreement.

Hearing no further public comment, Callanan moved to close the public hearing, seconded by Nelson. Passed Unanimously.

Furleigh introduced the following **Resolution** and moved its adoption, seconded by Cooney. Roll Call: Passed Unanimously. Whereupon, the Mayor declared the following duly adopted:

RESOLUTION No. 10-19

RESOLUTION APPROVING DEVELOPMENT AGREEMENT WITH TITAN PRO SCI,
AUTHORIZING ANNUAL APPROPRIATION TAX INCREMENT PAYMENTS AND
PLEDGING CERTAIN TAX INCREMENT REVENUES TO THE PAYMENT OF THE
AGREEMENT AND AUTHORIZING A FORGIVABLE LOAN

Flory reviewed the selection process for the Water Department Treatment Plant Superintendent position. He stated that the interview and selection committee conducted in-person interviews with three candidates for the position and stated that the vacancy is the result of the pending retirement of current superintendent, Bob Powell, which will occur on May 1st. He stated the selection committee recommends the appointment of Mr. Greg Farwell of Eagle Grove. He noted that Mr. Farwell is a Grade 3 licensed operator and has been with the Water Department in the City of Eagle Grove for almost 14 years. Mr. Farwell's start date with the City of Clear Lake would be March 15th and his initial salary is proposed to be \$45,000, with a step increase after 6 months to \$48,000. Callanan moved to approve the appointment of Greg Farwell to the position of Water Department Treatment Plant Superintendent, seconded by Monson. Passed Unanimously.

Flory reviewed a proposal to submit a grant application to the Energy Efficiency & Conservation Block Grant Program (EECBG) for a LED Traffic Signal Intersection Luminaire Retrofit Project. He stated that the City may utilize EECBG funds to replace street lighting with energy-efficient technology and that this project would replace approximately 15 existing 250-watt high pressure sodium street lights, located at intersections that have traffic signals with LED lighting. He noted that additionally as part of the project that outdoor lighting at various City facilities will be retrofitted with energy efficient technology.

Mike Danburg, Yaggy & Colby, stated that the project would consist of replacing 15 streetlights at 6 intersections with LED lighting. He noted that the grant application package must be submitted by March 5th and that the grant requires a 50% local match.

Furleigh introduced the following **Resolution** and moved its adoption, seconded by Nelson. Roll Call: Passed Unanimously. Whereupon, the Mayor declared the following duly adopted:

RESOLUTION No. 10-20

A RESOLUTION OF SUPPORT AUTHORIZING THE FILING OF AN APPLICATION TO
THE ENERGY EFFICIENCY & CONSERVATION BLOCK GRANT PROGRAM UNDER
THE PROVISIONS OF THE AMERICAN RECOVERY AND REINVESTMENT ACT FOR
THE LED TRAFFIC SIGNAL INTERSECTION LUMINAIRE RETROFIT PROJECT FOR
THE CITY OF CLEAR LAKE, IOWA

Gillman reviewed the TeamQuest Economic Development Expansion Project and stated that the company has made an application to the Iowa Department of Economic Development for a forgivable loan in the amount of \$90,000. He stated that as part of the application the company is required to obtain a local match from the City of 20% in the form of a forgivable loan. He further stated that the local match needs to be in place by March 17th. Terry Weisner, TeamQuest, gave an overview of the company and stated that the company currently employs 131 full-time employees and that as part of the expansion it is anticipated that 18 new full-time positions will be created. Mayor Crabb stated that the Council would consider a formal request from TeamQuest at its meeting on March 15th.

Doug Meyers, Fire Chief, reviewed the department request for funding for the construction of a new fire station for the department. He stated that the members of the Volunteer Fire Department are requesting that the Council consider a special election for a \$2.3 million bond issuance to build an all masonry building for the proposed new fire station project. He stated the department plans to solicit donations and to continue to seek grant funding to reduce the burden to the taxpayers. After general discussion, it was a consensus of the Council to take action on the department request at its March 15th meeting.

Joe Weigel, Public Works Director, updated the Council on the 109 N 8th Street Demolition Project.

Flory updated the Council on the iCash electronic payment program through the Iowa League of Cities. He stated that it is anticipated that the City will be able to accept electronic payments within the next 30 to 60 days.

There being no further business before the Council, Monson moved to adjourn at 8:20 p.m., seconded by Callanan. Passed Unanimously.

NEXT REGULAR MEETING – MARCH 15, 2010

/S/ Nelson P. Crabb
Nelson P. Crabb, Mayor

ATTEST:

/S/ Jennifer Larsen
Jennifer Larsen, City Clerk