

REGULAR COUNCIL MEETING

The Clear Lake City Council met in regular session on Monday, December 16, 2013, at 6:30 p.m., in the Council Chambers, at City Hall, with Mayor Nelson P. Crabb presiding. All Council Members present.

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

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

- A. Minutes – December 2, 2013.
- B. Approval of the bills & claims.
- C. Licenses & Permits:
 - **Liquor License**: Class E Liquor License (LE), Class B Wine Permit, Class C Beer Permit (Carryout Beer) and Sunday Sales, Lake Liquors Wine & Spirits, (new).
 - **Cigarette Permit**: Lake Liquors Wine & Spirits, (new).

Roll Call: All Ayes.

Mayor Crabb announced that it was the time and place for the citizen's forum. There was no citizen comment.

Jason Petersburg, P.E., Veenstra & Kimm, gave an update on the Northwest Water Tower Improvement Project and reviewed Pay Estimate #2 in the amount of \$122,451.20 to Landmark Structures of Fort Worth, Texas. Unsworth moved to approve Pay Estimate #2, seconded by Boehnke. Passed Unanimously.

Flory reviewed the 14th Avenue S. Public Approach Improvement Project and stated that on October 7, 2013 the City Council approved a construction contract with Complete Concrete of Clear Lake in the amount of \$22,091.00. He stated that the project engineer has now filed the certificate of completion indicating that all work has been completed in compliance with the project plans & specifications. Flory noted that the final cost of construction was \$21,516.00. Mike Danburg, P.E., Yaggy Colby Associates, reviewed Pay Estimate #1 (final) in the amount of \$20,440.20 to Complete Concrete of Clear Lake. Brant moved to approve Pay Estimate #1 (final), seconded by Nelson. Passed Unanimously.

Brant 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. 13-80

A RESOLUTION ACCEPTING WORK

Flory reviewed a proposal to purchase the properties located at 1115, 1119, & 1123 South 3rd Street and stated that City staff has negotiated a purchase agreement with the property owner to purchase the three parcels for \$98,000. He noted that amount is 107.6% above the current assessed value of the three parcels of \$90,390. He advised that, although not required by law, notice had been given in the newspaper regarding a public hearing on the proposal to be held on December 16th. Mayor Crabb stated it was now the time and place for the public hearing on the proposal to purchase the properties at 1115, 1119, & 1123 South 3rd Street. Hearing no public comment, Nelson moved to close the public hearing, seconded by Callanan. Passed Unanimously.

Unsworth introduced the following **Resolution** and moved its adoption, seconded by Brant. Roll Call: Ayes: Brant, Callanan, Unsworth, Nelson. Nays: Boehnke. Whereupon, the Mayor declared the following duly adopted:

RESOLUTION No. 13-81

A RESOLUTION APPROVING AND AUTHORIZING THE ACQUISITION OF 1115 S 3RD STREET, 1119 S 3RD STREET, AND 1123 S 3RD STREET AND EMPOWERING THE MAYOR, CITY CLERK, AND CITY ATTORNEY TO SIGN DOCUMENTS RELATED TO THE ACQUISITION ON BEHALF OF THE CITY

Flory reviewed the proposed amendments to the City's zoning map and stated that when a change in zoning is made an Ordinance needs to be adopted by the Council. He noted that when the Council approved Yohn's 1st Subdivision, Larry Luker Memorial Industrial Park 1st Addition, and Groves 1st & 2nd Subdivisions zoning map amendment ordinances were not adopted at that time to effect the change in zoning classification. He advised that the Council would need to act on a Resolution setting the date for a public hearing on the proposed zoning changes. Brant introduced the following **Resolution** and moved its adoption, seconded by Unsworth. Roll Call: Passed Unanimously. Whereupon, the Mayor declared the following duly adopted:

RESOLUTION No. 13-82

A RESOLUTION OF THE CITY OF CLEAR LAKE, IOWA, PROPOSING AMENDMENTS TO THE OFFICIAL ZONING MAP OF THE CITY TO CHANGE THE ZONING CLASSIFICATIONS OF CERTAIN PREVIOUSLY APPROVED SUBDIVISIONS INCLUDING LARRY LUKER MEMORIAL INDUSTRIAL PARK 1ST ADDITION, GROVES 1ST & 2ND SUBDIVISIONS, AND YOHN'S 1ST SUBDIVISION TO REFLECT THE OTHERWISE HERETOFORE APPROVED CHANGE IN ZONING CLASSIFICATIONS; PROSCRIBING NOTICE; AND SETTING THE DATE FOR A PUBLIC HEARING THEREON

Flory reminded the Council of the City Hall/Police Department Pre-Bid Walkthrough on Friday, December 20th at 4:00 p.m.

There being no further business before the Council, Unsworth moved to adjourn at 6:47 p.m., seconded by Nelson. Passed Unanimously.

NEXT MEETING – MONDAY, JANUARY 6, 2014

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

ATTEST:

/S/ Jennifer Larsen
Jennifer Larsen, City Clerk