

## REGULAR COUNCIL MEETING

The Clear Lake City Council met in regular session on Monday, February 18, 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 Callanan. Passed Unanimously.

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

- A. Minutes – February 4, 2013.
- B. Approval of the bills & claims.
- C. Licenses & Permits:
  - Excavator's License: McKiness Excavating, Mason City; YohnCo., Clear Lake; Brian Nettleton Excavating, Joice; and Groves Contracting & Sales, Forest City, (renewals).
  - Tree Trimmer's License: Blanchard Tree Services, Mason City; Cutting Edge Tree Services, Mason City; (renewals).
  - Solid Waste Hauler License: Waste Management, Mason City (renewal).

Roll Call: All Ayes.

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

Scott Flory, City Administrator, reviewed the proposed Cemetery Expansion Area Site Grading Project and stated that one of the major capital improvement projects budgeted for FY 13 was the site grading of the area designated for future expansion of the municipal cemetery. He stated the site is approximately 5 acres and that over the years the City has accumulated approximately 11,000 cubic yards of excavated fill material in anticipation of the future development and expansion of the municipal cemetery. Flory advised that the City has budgeted \$90,000 for the project. Mike Danburg, Yaggy Colby Associates, reviewed the project plans & specifications and stated that the estimated cost of construction is \$86,250.00. He noted that the proposed date for the bid letting is March 13<sup>th</sup> and the date of the hearing on the plans & specifications, as well as consideration of award of contract at the March 18<sup>th</sup> regular City Council meeting. He advised that the proposed completion date is June 7, 2013. Unsworth 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. 13-11

A RESOLUTION FIXING THE DATE FOR A PUBLIC HEARING ON PLANS, SPECIFICATIONS, FORM OF CONTRACT, & ESTIMATE OF COST, AND SETTING THE DATE FOR A BID LETTING ON THE PROPOSED CLEAR LAKE MUNICIPAL CEMETERY ADDITION PHASE I GRADING IMPROVEMENTS FOR THE CITY OF CLEAR LAKE, IOWA AND FOR TAKING OF BIDS THEREFOR

Flory reviewed the Highway 18 (N. 3<sup>rd</sup> Street W – N 9<sup>th</sup> Street W) Watermain Improvement Project and stated bid letting for the project was held on February 14<sup>th</sup> with eight bids received. He stated the lowest responsive responsible bid was submitted by North Iowa Septic Solutions of Mason City in the amount of \$278,410.71 which is approximately 6.7% below the engineer's estimate of the probable cost of construction of \$298,391.00. Jason Petersburg, P.E., Veenstra & Kimm, reviewed the project bid tabulation and stated that the bids ranged from the low of 6.7% under the engineer's estimate to 62.5% above the estimate. He also stated that it is the recommendation of Veenstra & Kimm that the project be awarded to North Iowa Septic Solutions of Mason City. Petersburg noted the anticipated start date for construction is April 1<sup>st</sup> and completion date is set for September 6<sup>th</sup>. Mayor Crabb stated it was now the time and place for the public hearing on the plans, specifications, form of contract, and estimate of cost for the Highway 18 Watermain Improvement Project. Hearing no public comment, Nelson moved to close the public hearing, seconded by Callanan. Passed Unanimously.

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

RESOLUTION No. 13-12

A RESOLUTION APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATE OF COST FOR THE HIGHWAY 18 WATER MAIN IMPROVEMENT PROJECT

Unsworth 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. 13-13

A RESOLUTION MAKING AWARD OF CONTRACT FOR THE HIGHWAY 18 WATER MAIN IMPROVEMENT PROJECT

Flory reviewed the 2013 General Obligation Bond Refunding Loan Agreement and stated that at its February 4<sup>th</sup> meeting the Council approved a "Loan and Bond Purchase Agreement", in the principal amount not to exceed \$1,260,000, to refund three outstanding City general obligation bond issues. He stated the refunding of the outstanding bonds will generate an interest savings of approximately \$65,247. Boehnke 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. 13-14

A RESOLUTION AUTHORIZING AND APPROVING A LOAN AGREEMENT, PROVIDING FOR ISSUANCE OF \$1,260,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2013 AND THE LEVY OF TAXES TO PAY THE SAME

Flory reviewed the 2014 Fiscal Year Budget proposal and stated that the proposed City tax rate for the 2014 fiscal year is \$10.54/\$1,000 of taxable valuation and that this would be the third consecutive year that the City taxed at that rate. He advised that the Council would need to set the date and time for the public hearing on the proposed 2014 Fiscal Year Budget proposal. Nelson moved to adopt the preliminary budget and set the date and time for a public hearing for March 4, 2012 at 6:30 p.m., seconded by Callanan. Passed Unanimously.

Flory reviewed the proposed S. 20<sup>th</sup> Street (Main Avenue – 2<sup>nd</sup> Avenue S.) Improvement Project and stated that the City has budgeted \$420,000 in FY 13 for the project. He stated the proposed project would entail the complete reconstruction of the following intersections: south portion of S. 20<sup>th</sup> St & Main Ave and the full intersections of S. 20<sup>th</sup> St and 1<sup>st</sup> & 2<sup>nd</sup> Aves S. He noted that additionally, private water and sanitary sewer service laterals would be replaced, if necessary, and sidewalks would be constructed on the west side of this segment of S. 20<sup>th</sup> St.; as well as between S. 14<sup>th</sup> St & S. 20<sup>th</sup> St, along 2<sup>nd</sup> Ave S., on the north side only. He noted the proposed sidewalk would be 5' in width and the property owners would be specially assessed for the costs associated with construction of 2' of sidewalk width only, including legal and engineering. Jason Petersburg, reviewed the proposed plans & specifications for the project and stated that the estimated cost of construction is \$335,312 plus engineering, legal and administrative costs of \$84,800 for a total estimated project cost of \$420,192. He advised that special assessments against the benefited property owners are estimated at \$62,468 which is roughly 15% of the total project cost and that the project schedule calls for the Council to initiate special assessment process at its February 18<sup>th</sup> meeting and a public hearing on the proposed Resolution of Necessity would be held at the regular meeting on March 18<sup>th</sup>. Callanan 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. 13-15

A PRELIMINARY RESOLUTION FOR THE CONSTRUCTION OF STREET, WATER, SANITARY SEWER, STORM SEWER AND OTHER PUBLIC IMPROVEMENTS IN THE CITY OF CLEAR LAKE, STATE OF IOWA

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

RESOLUTION No. 13-16

A RESOLUTION FIXING VALUES OF LOTS

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. 13-17

A RESOLUTION ADOPTING PRELIMINARY PLAT AND SCHEDULE, ESTIMATE OF COST AND PROPOSED PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF THE S 20<sup>TH</sup> STREET (MAIN AVENUE – 2<sup>ND</sup> AVENUE SOUTH) INTERSECTION & STORM SEWER PROJECT, CLEAR LAKE, IOWA

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

RESOLUTION No. 13-18

A RESOLUTION OF NECESSITY (PROPOSED)

Flory reviewed the proposed 2013 Main Avenue Street Resurfacing and Intersection Sidewalks ADA Compliancy Project (8<sup>th</sup> Street to 20<sup>th</sup> Street) and stated that the proposed project would consist of the resurfacing of Main Avenue from S 8<sup>th</sup> Street to S 20<sup>th</sup> Street and upgrading the sidewalk ramps at all intersections to ADA compliancy. He noted that the City has budgeted in FY 14 for a street resurfacing project and for a sidewalk improvement project.

There being no further business before the Council, Boehnke moved to adjourn at 7:55 p.m., seconded by Nelson. Passed Unanimously.

NEXT MEETING – MONDAY, MARCH 4, 2013

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

ATTEST:

/S/ Jennifer Larsen  
Jennifer Larsen, City Clerk