

REGULAR COUNCIL MEETING

The Clear Lake City Council met in regular session on Monday, July 1, 2013, at 6:30 p.m., in the Council Chambers, at City Hall, with Mayor Nelson P. Crabb presiding. All Council Members present.

Mayor Crabb asked that the consent agenda be amended by adding the following items:

Liquor License: Class B Wine Permit, Class C Beer Permit (Carryout Beer) and Class E Liquor License (LE) with Sunday Sales, Kum & Go #302; and Class B Wine Permit, Class C Beer Permit (Carryout Beer) and Class E Liquor License (LE) with Sunday Sales, Kum & Go #301; (renewals).

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

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

- A. Minutes – June 17, 2013.
- B. Approval of the bills & claims.
- C. Licenses & Permits:
 - Amusement License: Clear Lake Area Chamber of Commerce, 4th of July Carnival.
 - Fireworks Permit: Clear Lake Area Chamber of Commerce.
 - Sign Erector's License: Atwood Electric, Sigourney, (renewal).
 - Excavator's License: Peterson Excavating & Drainage, Kensett; Larson Contracting, Lake Mills; (renewals).

Roll Call: All Ayes.

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

Patrick Azeltine, 1311 S Lakeview Drive, stated that he was concerned about enforcement of the designated “no parking” area on the 14th Avenue S public approach and stated that residents have parked along the approach for some time.

Jerry Dingman, 1403 S Lakeview Drive, stated that he would like the 14th Avenue S public approach to be maintained as a street in order to allow for parking there and that there has been “no parking” signs posted there for the 7 years he has lived there.

Ryan Smith, 1401 S Lakeview Drive, stated that he would like to see some beautification improvements to the 14th Avenue S public approach.

After general discussion by the Council, Scott Flory, City Administrator, stated that he would give an update regarding the 14th Avenue S public approach during his report later in the meeting.

Unsworth moved that the City Hall/Police Department Facility Assessment Report be removed from the table and open for Council discussion and consideration, seconded by Nelson. Passed Unanimously.

After general discussion by the Council, Unsworth moved to approve the Building Assessment Report and authorize staff to negotiate an architectural services agreement with Bergland & Cram, seconded by Callanan. Passed Unanimously.

Brent Willett, North Iowa Corridor EDC, gave an update on the EDC 2nd quarter activities.

Flory reviewed the proposed Northwest Water Tower Improvement Project and stated that at its May 20th meeting the Council set the date for the public hearing on the proposed plans & specifications as July 1st and the date for the project bid letting as June 26th at 11:00 a.m. He stated that the proposed project is one of the major capital improvements budgeted for FY 2014 and that the base bid scope of work includes all labor, materials, and equipment necessary to construct an elevated water storage tank, including site work, fencing, seeding, concrete foundation and support column, steel one million gallon water storage tank, painting, electrical, and other miscellaneous work. He advised that one bid was received by the established date and time that being from Landmark Structures of Fort Worth, Texas in the amount of \$2,183,000 (base bid) and that their bids for the add alternates were \$21,000 for Alternate “A” and \$25,000 for Alternate “B” for a total bid of \$2,229,000. He noted that the engineer’s estimate of the cost of construction was \$1,923,500 for the base bid and that although the bid exceeds the estimate,

the project, including anticipated remaining engineering fees and both add alternates is estimate to total \$2,319,000 which is 3.4% below the City's project budget.

Tim Moreau, Veenstra & Kimm, reviewed the project plans & specifications and the project schedule. He stated that if approved by the Council, it is anticipated that a "Notice to Proceed" would be issued by late-July and that the projects substantial completion date is November of 2014.

Mayor Crabb stated it was now the time and place for the public hearing on the Northwest Water Tower Improvement Project as previously established by the Council. Hearing no public comment, Nelson moved to close the public hearing, seconded by Callanan. Passed Unanimously.

Nelson inquired about re-bidding the project since only one bid was received. Flory reminded the Council that there were two bids received but the bid from Phoenix Fabricators was not on time. He stated that the company's representative indicated that upon learning the bid from Landmark that his company's bid would not have been low any way.

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. 13-50

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

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. 13-51

A RESOLUTION MAKING AN AWARD OF CONTRACT

Flory reviewed the CDBG Sanitary Sewer Collection System Improvement Project (Contract #2) and stated that at its regular meeting on June 17th, the Council accepted the work and ordered the engineer to prepare the Final Plat & Schedule of Assessments. He advised that the Council may now act on the Resolution to "Adopt the Final Plat & Schedule of Assessments" and instruct the Clerk to file the same with the County Treasurer. Flory noted that notices to affected property owners will be sent between July 10th and July 17th. Boehnke 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. 13-52

A RESOLUTION ADOPTING AND LEVYING FINAL SCHEDULE OF ASSESSMENTS

Flory gave an update on the Main Avenue Water Tower Demolition & Site Grading Project and stated that at its regular meeting on February 4th, the council made an award of contract to Iseler Demolition of Romeo, Michigan in the amount of \$35,928.50. He stated that the Project engineer has now filed the "Certificate of Completion" for the project, indicating all work has been completed in compliance with the plans & specifications. Flory also noted that the original contract was revised by a change order to \$48,207.36 and that the final value of construction work completed was \$47,482.77. Jason Petersburg, Veenstra & Kimm, reviewed Pay Estimate #1 (final) in the amount of \$45,108.63 to Iseler Demolition. Nelson moved to approve Pay Estimate #1 (final), seconded by Callanan. Passed Unanimously.

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. 13-53

A RESOLUTION ACCEPTING THE WORK

Petersburg gave an update on the North Shore Drive Streetscape Improvement Project and reviewed Pay Estimate #4 in the amount of \$5,876.20 to Vieth Construction of Cedar Falls, Iowa. Unsworth moved to approve Pay Estimate #4, seconded by Nelson. Passed Unanimously.

Joe Weigel, Public Works Director, gave an update on the following: Future Cemetery Expansion Area Site Grading Project; 12th Avenue S. Outdoor Recreation Area Trail Project; US HWY 18 (N. 3rd St W – N 9th St W) Water Main Improvement Project; and the S 20th Street Intersection(s), Stormwater, & Sidewalk Project.

Flory reviewed the proposed preliminary concept plan previously presented to the Council for improvements to the 14th Ave S Public Approach and stated that the estimated cost for the improvements is \$25,000. He also reviewed the proposed project time schedule. After general discussion, it was a consensus to have Flory work with Yaggy Colby Associates to prepare plans & specifications for review at the July 15th meeting.

There being no further business before the Council, Brant moved to adjourn at 8:05 p.m., seconded by Callanan. Passed Unanimously.

NEXT MEETING – MONDAY, JULY 15, 2013

Nelson P. Crabb, Mayor

ATTEST:

Jennifer Larsen, City Clerk