

## REGULAR COUNCIL MEETING

The Clear Lake City Council met in regular session on Monday, June 17, 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:

*Cigarette Permit:* Duale Star dba Shell Food Mart, (renewal).

*Excavator's License:* Double "M" Plumbing & Heating, Clear Lake, (renewal).

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

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

- A. Minutes – June 3, 2013.
- B. Approval of the bills & claims.
- C. Licenses & Permits:
  - *Sign Erector's License:* Nagle Signs, Waterloo; Johnson Sign Service, Mason City; Signs & Designs, Cedar Falls; (renewals).
  - *Cigarette Permit:* Pitstop Convenience Store; Lake Liquors Wine & Spirits; (renewals).
  - *Street Closing Request:* Clear Lake Yacht Club (sailing regatta), June 26<sup>th</sup> & 29<sup>th</sup>; Clear Lake Area Chamber of Commerce 4<sup>th</sup> of July celebration, July 3<sup>rd</sup> through July 7<sup>th</sup>.

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 US HWY 18 (N. 3<sup>rd</sup> St. W – N. 9<sup>th</sup> St. W.) Water Main Improvement Project and reviewed Pay Estimate #2 in the amount of \$8,009.96 to North Iowa Septic Solutions of Mason City. Unsworth moved to approve Pay Estimate #2, seconded by Callanan. Passed Unanimously.

Scott Flory, City Administrator, reviewed the proposed wage and salary increase for City employees for the 2014 fiscal year and stated the proposal reflects a 1.75% across the board increase effective July 1, 2013 and a 1.5% increase effective January 1, 2014. He noted that this is the percentage increase that was agreed to in the City collective bargaining agreements and that the employee's contribution to the cost of health insurance increased by 8% towards a family health insurance premium. Callanan indicated that although he did not object to the non-union and salaried employees receiving the same increase he thinks in future years a committee of the Mayor and two Council members should consider that group separately. Unsworth 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. 13-45

#### A RESOLUTION SETTING SALARIES FOR APPOINTED OFFICERS AND EMPLOYEES OF THE CITY OF CLEAR LAKE FOR THE 2013-2014 BUDGET YEAR

Flory reviewed the CDBG Sanitary Sewer Collection System Improvement Project (Contract #2) and stated that on March 12, 2012, the council approved the construction contract for the project with Wicks Construction of Decorah, Iowa, in the amount of \$1,304,820.75. He stated that Contract #2 included all of the above grade construction improvements and that the scope of the construction work included both new and replacement of defective sidewalks; driveway upgrades, and street paving. Flory also noted the Project engineer has filed the Certificate of Completion for the project with the City Clerk.

Petersburg stated that the original contract amount was revised by a series of change orders to \$1,318,721.60 and that the final value of construction work completed was \$1,269,125.80. Petersburg reviewed the proposed Final Assessment Plat & Schedule and Pay Estimate #8 (final) in the amount of \$43,522.92 to Wicks Construction of Decorah, Iowa. Callanan moved to approve Pay Estimate #8 (final), seconded by Boehnke. Passed Unanimously. 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. 13-46

A RESOLUTION ACCEPTING WORK

Unsworth 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. 13-47

A RESOLUTION ORDERING PREPARATION OF FINAL PLAT AND SCHEDULE OF ASSESSMENTS

Flory reviewed the CDBG Sanitary Sewer Collection System Improvement Project (Contract #2) and stated that at its regular meeting on June 3<sup>rd</sup>, 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 the affected property owners will be sent between June 26<sup>th</sup> and July 3<sup>rd</sup>. 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. 13-48

A RESOLUTION ADOPTING AND LEVYING FINAL SCHEDULE OF ASSESSMENTS, AND PROVIDING FOR THE PAYMENT THEREOF

Flory once again reviewed a request from Lake Theater for assistance through the City’s Retail Recruitment Incentive Program. He stated that the proposed agreement is for a 5-year property tax rebate in an amount not to exceed a cumulative total of \$16,000. Flory further stated that at its previous meeting the Council reviewed the proposal and established the date and time for the public hearing on the proposed development agreement.

Mayor Crabb stated it was now the time and place for the public hearing on the proposed development agreement between the City of Clear Lake and Lake Theater as previously established by the Council. 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: Passed Unanimously. Whereupon, the Mayor declared the following duly adopted:

RESOLUTION No. 13-49

A RESOLUTION APPROVING ECONOMIC DEVELOPMENT AGREEMENT WITH LAKE THEATER, INCLUDING INCENTIVE PAYMENTS

Flory gave an overview of the City Hall/Police Department Facility Assessment Report and stated that the report outlines the proposed upgrades to the existing building and the remodeling of the former Fire station and Police Department portion of the building. Randy Cram, Bergland & Cram, reviewed the report, the proposed project schedule and the probable cost of construction. After general discussion by the Council, Unsworth moved to table the item until the July 1<sup>st</sup> council meeting to provide the Council with more time to review the report and meet with staff to discuss any questions, seconded by Boehnke. Passed Unanimously.

Mayor Crabb recommended that the appointment of Mr. Tim Raber, 400 Pine Brooke Drive, to the Park & Recreation Advisory Board for the term ending June 30, 2016, be approved. Callanan moved to approve the appointment, seconded by Brant. Passed Unanimously.

Joe Weigel, Public Works Director, gave an update on the following: Future Cemetery Expansion Site Grading Project; 12<sup>th</sup> Avenue S. Outdoor Recreation Area Trail Project; Main Avenue Water Tower Demo & Site Restoration Project; and the S. 20<sup>th</sup> Street Intersection(s), Stormwater, & Sidewalk Project.

Flory reminded the Council of the Northwest Water Tower Bid letting on Wednesday, June 26<sup>th</sup> at 11:00 a.m.

Flory stated that at the most recent Council workshop staff was instructed to develop concepts and cost proposals to make improvements to the 14<sup>th</sup> Ave S Public Approach. Mike Danburg, P.E., Yaggy Colby Associates, stated that the most preferable alternative would be to pave a 15 foot drive with a permeable pavement system or a product called “Grasspave” and place 12.5 feet of sod on either side of the drive. He stated the estimated cost of the project would be \$28,340 and that the City may be able to obtain some funding from the CLEAR Project for the improvements. After general discussion, it was a consensus of the Council to submit an application to the CLEAR Project for funding.

There being no further business before the Council, Brant moved to adjourn at 8:03 p.m., seconded by Callanan. Passed Unanimously.

NEXT MEETING – MONDAY, JULY 1, 2013

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Nelson P. Crabb, Mayor

ATTEST:

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Jennifer Larsen, City Clerk