

REGULAR COUNCIL MEETING

The Clear Lake City Council met in regular session on Monday, March 19, 2012, 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 Unsworth. Passed Unanimously.

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

- A. Minutes – March 12, 2012.
- B. Approval of the bills & claims.
- C. Licenses & Permits:
 - **Liquor License**: Class B Wine Permit, Class C Beer Permit, Class E Liquor License (LE) with Sunday Sales, Clear Lake Payless Foods, (new).
 - **Cigarette Permit**: Clear Lake Payless Foods, (new).
 - **Excavator's License**: McKiness Excavating, Inc., Mason City; Yohn Co., Clear Lake; Mayer's Digging, Osage, (renewals).
 - **Peddler's License**: I Scream 4 Ice Cream, Jewell, (renewals).

Roll Call: All Ayes.

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

Peter Lagios, 308 4th Avenue S, addressed the Council regarding concerns he has expressed to the police department in reference to motorcycles and excessive noise in his neighborhood.

Unsworth moved to take the matter regarding the application for a Peddler's License for "The Dog" off the table and open for discussion, seconded by Callanan. Council Member Nelson asked the applicant if he had determined a specific location or locations where he would be located for business. The applicant indicated that he had no set specific locations determined. Unsworth indicated that he would not favor setting a precedent in approving the requested application for use on City street right-of-way or other public property, but may support the request if the applicant had private property to use. After general discussion by the Council, Mayor Crabb called the roll pertaining to the approval of the Peddler's License, all Council Members voting Nay. Request denied.

Scott Flory, City Administrator, reviewed the CDBG Sanitary Sewer Collection System Improvement Project (Phase 2) and stated that at its meeting on March 12th, the Council awarded the construction contract for the project to Wick's Construction of Decorah, Iowa and that the City has now received the contract, bonds, and certificate of liability insurance from the contractor. He stated that the documents have been reviewed by City staff and the project engineer and have been determined to be in compliance with the Project's contract documents. 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. 12-15

A RESOLUTION APPROVING THE CONTRACT & BONDS

Flory reviewed the Groves 2nd Residential Subdivision and stated that the Planning & Zoning Commission and the City Council approved the preliminary plan for Groves 2nd Residential Subdivision in the summer of 2010. He stated that originally the developer proposed to undertake the overall development of the tract of land in three separate subdivisions however, as a result of some favorable construction bidding, the developer wishes to proceed with both phase 2 and 3 now. He further stated that the final plat requiring council approval is revised to include both the original phase 2 and 3. John Marino, Building Official, stated that the preliminary plat (amended) and final plat were approved by the Planning and Zoning Commission at its January 31, 2012 meeting. 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. 12-16

A RESOLUTION APPROVING FINAL PLAT FOR "THE GROVES SECOND RESIDENTIAL SUBDIVISION, CLEAR LAKE, IOWA"

John Marino, Building Official, reviewed the final plat for South Harbor First Subdivision and stated that the proposed subdivision is a 2-lot subdivision located in Clear Lake Township. He noted that no infrastructure improvements are proposed as part of the subdivision and that the Planning & Zoning Commission reviewed the proposed subdivision plat at its meeting on March 13th and has forwarded its recommendation that the subdivision be approved by the City Council. 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. 12-17

A RESOLUTION APPROVING SOUTH HARBOR FIRST SUBDIVISION, CERRO GORDO COUNTY, IOWA

Flory reviewed a proposal to purchase an aerial ladder/pumper truck for the Fire Department and stated that a Request for Proposals (RFP) which was previously reviewed and authorized by the Council was sent out by the Fire Department to ten prospective bidders and that a bid opening was held with four bids being received. Doug Meyers, Fire Chief, reviewed the bids that were received and stated that the department recommendation is to accept the proposal from Sutphen Corporation for the purchase of a Mid-Mount 75' Aerial Platform fire apparatus in the amount of \$682,676.10. He noted that delivery of the truck at the earliest would be late November or December of this year. 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. 12-18

A RESOLUTION APPROVING THE TERMS AND CONDITIONS FOR THE PURCHASE OF A MID-MOUNT LADDER FIRE APPARATUS

There being no further business before the Council, Boehnke moved to adjourn at 7:30 p.m., seconded by Callanan. Passed Unanimously.

NEXT REGULAR MEETING – MONDAY, APRIL 2, 2012

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

ATTEST:

/S/ Jennifer Larsen
Jennifer Larsen, City Clerk