

## REGULAR COUNCIL MEETING

The Clear Lake City Council met in regular session on Monday, October 6, 2014, at 6:30 p.m., in the Council Chamber, at City Hall, with Mayor Nelson P. Crabb presiding. Council Members present: Boehnke, Hugi, Callanan, & Nelson. Absent: Brant.

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

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

- A. Minutes – September 15, 2014
- B. Approval of the bills & claims.
- C. Licenses & Permits:
  - Liquor License: Special Class C Liquor License (BW) (Beer/Wine) and Class B Wine Permit with Outdoor Service & Sunday Sales, The Supper Club Clear Lake, (new); Class C Liquor License (LC) (Commercial) with Outdoor Service & Sunday Sales, The Anchor Inn; Class C Beer Permit (BC) and Class B Native Wine Permit with Sunday Sales, Casey's General Store #1427; Class C Liquor License (LC) (Commercial) with Sunday Sales, VFW Post 4868, (renewals).
  - Sign Erector's License: Sign Me Up!, Sheboygan Falls, Wisconsin, (new).

Roll Call: All Ayes.

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

Mark Fisher, 3 Four Winds Drive, addressed the Council regarding the existing water tower located in the Four Winds Drive area and stated that he believes the suggestion of turning the existing northwest water tower into a residence will be a nuisance and would also cause negative traffic issues on Highway 18.

Blaine Archer, 100 Four Winds Drive, stated that having two water towers located right next to each other would be unattractive if the existing multi-legged water tower was converted to a residence.

Fred Clark, 20 Four Winds Drive, inquired as to whether a variance and zoning ordinance change would be required if the existing multi-legged water tower was converted to a residence.

Jim Tjaden, 84 Four Winds Drive, stated he is concerned with the liability the City would assume pertaining to emergency response services to the existing multi-legged water tower if converted to a residence and he is opposed to such an idea.

Aldin Stecker, Mason City, stated that he is interested in converting the existing multi-legged water tower into a residence.

Dennis VanDenbroeke, 25 Four Winds Drive, stated he has concerns regarding adequate fire protection for the existing multi-legged water tower if it was to be converted into a residence.

Walt Muskovich, 30 Four Winds Drive, stated that he feels that the individual interested in converting the current multi-legged water tower to a residence should have taken the time to communicate with the Four Winds residents regarding what his plans are for converting the water tower to a residence. He stated he is very opposed to the idea.

William Koreleski, 4649 N Shore Drive (Ventura, Iowa), stated he believes converting the current water tower to a residence would be a unique idea.

Scott Flory, City Administrator, reviewed the proposed 12<sup>th</sup> Avenue S Street Resurfacing Project and stated that at its September 15<sup>th</sup> regular meeting the Council awarded the construction contract to Heartland Asphalt of Mason City in the amount of \$220,559.50. He further stated that the City has now received the partially-executed contract & bonds and "Certificate of Liability Insurance" from the contractor and that these documents have been reviewed by City staff and the Project consulting engineer and have been determined to be in compliance with the Project specifications. He advised the Contractor's tentative completion date is November 4, 2014 and the contract completion date for the Project is November 14, 2014. 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. 14-65

A RESOLUTION APPROVING CONTRACT & BONDS

Flory reviewed the 2014 Street Resurfacing Project and stated that at its September 8<sup>th</sup> regular meeting the Council passed a Resolution “Accepting the Work” for the project and ordered the project engineer to prepare the Final Plat & Schedule of Assessments. He stated the Council may now act upon the Resolution to “Adopt the Final Plat & Schedule of Assessments” and instruct the City Clerk to file the same with the County Treasurer. He advised that additionally, the City Clerk is required to publish notice in the newspaper for two consecutive weeks of the filing of the “Final Plat & Schedule of Assessments” on October 15<sup>th</sup> and October 22<sup>nd</sup> and that notices to the affected property owners will be sent not before October 15<sup>th</sup> and not later than October 22<sup>nd</sup>. He noted that special assessment payments will be collected at the City Clerk’s office until November 20<sup>th</sup>. 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. 14-66

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

Flory reviewed the proposed Northwest Water Tower Demolition Project and stated that Veenstra & Kimm has prepared a proposed professional services agreement for design, bidding, and construction services related to the demolition of the existing Northwest (Four Winds Drive vicinity) elevated water storage tower and that the total cost of the professional services agreement is a not to exceed \$16,200. He noted that the new Northwest Water Tower currently under final construction is set to be completed by November and is anticipated to be brought on line and operational in December. Jason Petersburg, P.E., Veenstra & Kimm, reviewed the proposed professional services agreement and stated that demolition work is proposed to include deconstruction of the existing 250,000 gallon elevated water storage tower (tank and legs), concrete foundation removal, capping of existing water main, and site restoration. He noted it is anticipated that the Project will be let for bids in January, with construction activities to commence in February, 2015. Hugi moved to approve the Professional Service Agreement with Veenstra & Kimm for the Northwest Water Tower Demolition Project, seconded by Callanan. Ayes: Callanan, Nelson, Hugi. Nays: Boehnke.

Flory reviewed the proposed Water Treatment Plant High Service Pumps Improvement Project and stated that at its regular meeting on August 18<sup>th</sup>, the Council rejected the lone bid that was submitted by Grundman-Hicks in the amount of \$588,000, which was \$106,900 or 22.2% more than the engineer’s estimate of the probable cost of construction. He stated that at the same meeting, the Council directed that City staff work with the consulting engineer to re-bid the project and attempt to identify alternatives to bring the project in line with what was budgeted. Petersburg stated that the revised project schedule calls for the Council at its October 6<sup>th</sup> meeting to set the date for the public hearing and bid letting on the revised project plans and specifications and that the bid letting will be scheduled for October 30<sup>th</sup> and the public hearing on November 3<sup>rd</sup>. Flory stated that the City has set a total project budget of \$550,000 and that the revised engineers estimate for the cost of construction is \$467,000. Hugi 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. 14-67

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 WATER TREATMENT PLANT HIGH SERVICE PUMP IMPROVEMENT PROJECT FOR THE CITY OF CLEAR LAKE, IOWA AND FOR TAKING OF BIDS THEREFOR

Rex McChesney, Chief of Police, gave an update on the City Hall/Police Department Renovation Project and reviewed Pay Estimate #8 in the amount of \$55,755.88 to King Construction of Clear Lake. Boehnke moved to approve Pay Estimate #8, seconded by Nelson. Passed Unanimously.

McChesney stated that the current detective vehicle for the department is in poor condition and that the Cerro Gordo County Sheriff's department has an used vehicle that would serve the department's needs for a replacement for the detective's vehicle.

Mayor Crabb gave an update regarding the next steps for the permanent Police Chief selection process and stated that a committee will be formed consisting of himself, Council Members Hugi and Callanan, City Administrator Scott Flory, City Clerk Jennifer Larsen, City Finance Officer Linda Nelson, and one at-large member of the community. He stated that this committee will review the job description and propose any modifications that may be necessary and bring their recommendation back to the Council for their consideration at the October 20<sup>th</sup> meeting.

Joe Weigel, Public Works Director, gave an update on the following: Water Treatment Plant Back-up Generator repairs, North Shore Drive Street Reconstruction Project and the Northwest Water Tower Improvement Project.

There being no further business before the Council, Hugi moved to adjourn at 7:42 p.m., seconded by Callanan. Passed Unanimously.

NEXT REGULAR MEETING – MONDAY, OCTOBER 20, 2014

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Nelson P. Crabb, Mayor

ATTEST:

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Jennifer Larsen, City Clerk

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