

SPRINGVILLE CITY COUNCIL PROCEEDINGS
December 13, 2010

Mayor Heeren called the regular meeting of the Springville City Council to order at 7:00 p.m. in Springville City Hall. Present on roll call: Shebetka, Ralston and Grimley. Ballantyne and Neff were absent. Also present: Steve Shaffer, Doug Beard, Brandon French, and Todd Wyman.

Public Hearing: Notice of Proposed Action to Institute Proceedings to Enter Into a Loan and Disbursement Agreement in a Principal Amount Not to Exceed \$100,000.

The Clerk explained the purpose of borrowing the \$100,000 was for the payment of planning, designing, and engineering services for the Sewer Rehab Project. The loan is a no interest loan and the borrowed funds will be rolled into the project loan financing once the project is complete. Mayor Heeren asked for written or oral comments. There being none he closed the public hearing at 7:04 p.m.

Consent Agenda: Motion was made by Shebetka, second by Ralston to approve the consent agenda with the correction to the minutes noted by Mayor Heeren. All ayes, motion carried.

Citizen's With Concerns Not on the Agenda: Steve Shaffer was present to complain about the snowmobiles and ATVS that are not operating on the snowmobile route and are running on lawns and sidewalks. Bixler noted there is an article in the newsletter outlining snow removal regulations, snow routes and the operation of snowmobiles in the City. Councilman Shebetka added that many sidewalks are not being cleared and this problem also needs to be addressed. The snowmobile route and sidewalk regulations will be printed in the next newsletter.

Sheriff's Report: patrol report for hours of service from November 15, 2010 through December 06, 2010. There were 34 calls for service. November hours of service: 115.30.

Maintenance: the 7th Street culvert has been replaced. The street was filled in with road rock and will be patched back in with asphalt next spring. Todd noted Christmas decorations are up, but are in need of replacement. Todd suggested a committee of businesses, organizations and citizens be formed to come up with funding ideas to purchase new decorations. Roger noted this was also discussed at the SEDC meeting. The snow equipment was ready to go for the first snowfall, got the plowing done and most of the equipment now needs repair. Todd says hopefully they can get it to limp through the remainder of the season but an equipment replacement plan needs to be implemented. Todd has spoken to local sales reps to stay alert for good used equipment the City could purchase. Brandon has completed his first 30 days. According to the personnel policy a 30 day review is required. Todd was directed to complete a written review of Brandon and submit it to the Council.

Mayor: attended a NEIRL meeting of which the topic was health care legislation and attended a reception in honor of Staff Sergeant Salvatore Giunta.

Other Reports: the November building permit report, overtime and leave reports were provided to the Council. Also submitted: November Library Board minutes, October finance report and newsletter.

Todd reported for the Fire Department that the department elected Patrick Hoyt as Fire Chief.

Old Business:

Nuisance Abatement – 173 Broadway Street: Council reviewed the order from District Court setting a hearing for the 173 Broadway property.

Roger reported on attending the Trees Forever Symposium in Cedar Rapids and found it very informing and beneficial. The symposium centered on the concept of community working together through effective stewardship to achieve sustainability of the environment.

256 Broadway Rental Interest: Bixler noted the party who expressed interest in purchasing 256 Broadway has viewed the property and is no longer interested in purchasing the property. Roger and Heather worked on the financial aspects of a rental agreement for the North unit of 256 Broadway. The committee recommends: Coberle be financially responsible for any cosmetic changes or business requirements. Rent at \$250 per month with the first 2 months rent free, but Coberle would pay all utility bills. Council also discussed the need for a lease and Atty. Taylor will be contacted at that time. Motion was made by Shebetka, second by Ralston to offer said rental options to Casey Coberle. All ayes, motion carried.

New Business:

2010 Annual Finance Report: Bixler reviewed the 2010 AFR with the Council.

Goal Setting with SEDC: Roger reported on this aspect of the SEDC meeting held on December 9th. Jeff Schott of Institute of Public Affairs was present to explain the goal setting process and results achieved by such a process. Motion was made by Grimley, second by Ralston approving a goal setting work session with SEDC and to split the cost of the \$750 fee. All ayes, motion carried.

Linn County Protection Services Contract: Council reviewed the FY 2010-11 Law Enforcement Services Contract. The contract calls for a \$988 increase from last year's contract. In FY 2010 the City contracted for 19 hours per week @ \$27 per hour. FY 2011 contract calls for a rate increase to \$28 per hour. Discussion was held on current services and questions and concerns the Council has. Council directed Bixler to contact Major Riniker and request an officer attend a January meeting for conversation on aspects of Springville services.

Appointment: Motion was made by Grimley, second by Shebetka appointing Dee Wagman and Colleen Vogel to 2 year terms on the Park Board. All ayes, motion carried.

Trees Forever: Roger noted that at the Trees Forever Symposium provided attendees with application to join Trees Forever. Trees Forever offers numerous programs, grant opportunities, community tree planting, technical assistance for development of trails, parks, green planting for erosion, buffers and pollutants. Roger requested the City join Trees Forever at the \$100 level. Motion was made by Grimley, second by Shebetka to join Trees Forever at the \$100 level. All ayes, motion carried.

Wanda Young Retaining Wall: Council reviewed correspondence from Atty. Taylor on the retaining wall that Wanda Young built on a joint property line without benefit of a building permit or fence agreement. Adjoining neighbor Ed Sleep will not agree to sign a fence agreement which would have legally allowed her to construct the retaining wall on the joint property line. Young ignored a stop work order from the City to complete construction of the wall. Atty. Taylor recommends an agreement between Young and the City that she acknowledges the retaining wall is in violation of Springville Code and agrees to tear the retaining wall out at the conclusion of her litigation against Sleep, unless Sleep otherwise agrees to sign a fence agreement. Council discussed Taylor's recommendation, but could not come to agreement on how the City should proceed. All agreed it was a dispute between neighbors, however it was noted that Young ignored a stop work order which is in violation of Springville Code. Council was hesitant to spend money on attorney fees for a dispute between neighbors that would ultimately be decided by the court. Subject was tabled until the next meeting for full council discussion.

Motion was made by Shebetka, second by Grimley approving **RESOLUTION #29-2010; A Resolution Approving a Sewer Revenue Loan & Disbursement Agreement in a Amount Not to Exceed \$100,000.** Roll call vote, Ballantyne and Neff absent. All ayes, motion carried.

Motion by Shebetka, second by Ralston approving **RESOLUTION #30-2010; A Resolution Fixing the Time and Place for the Regular Meetings of the City Council of Springville, Iowa.** Roll call vote, Ballantyne and Neff absent. All ayes, motion carried.

Correspondence: none.

The next meeting of the Springville City Council is set **January 3, 2010 at 6:00 p.m.**

Motion by Shebetka, second by Ralston to adjourn at 8:26 p.m. All ayes, motion carried.

ATTEST: _____
City Clerk

Mayor

***minutes not official until approved by City Council*