

## **SPRINGVILLE CITY COUNCIL PROCEEDINGS**

### **July 11, 2011**

Mayor Heeren called the regular meeting of the Springville City Council to order at 6:00 p.m. in Springville City Hall. Present on roll call: Grimley, Miller, Ballantyne and Ralston. Shebetka was absent. Also present: Kent Backen, Doug Beard, Robert Tobin, Todd Wyman, Carl Schumacher, Joel Rochleau, Susan Cooper, Mike Brady, Steve Kalmes, Bob William, Rae Visnapuu, Chris Jacobs, Dave Haugen and Deputy Pavelka.

**Consent Agenda:** Motion was made by Grimley, second by Miller to approve the consent agenda as posted. All ayes motion carried.

**Citizens with Concerns Not on the Agenda:** none.

**Sheriff's Report:** Deputy Pavelka gave the patrol report for hours of service from June 20, 2011 through July 11, 2011. There were 41 calls for service. June hours of service: 89.80.

Due to time constraints Todd gave a brief update on the sewer renovation project.

Susan Cooper reported there is now a written Library Policy in place. This is a requirement for achieving Tier 3 accreditation within the State Library of Iowa. This level of accreditation receives maximum state funding.

**Other Reports:** June building permit report, 2011 outstanding debt obligation report, hydrant testing report, July activity calendar for the Library and June 7, 2011 Library Board minutes

#### **Old Business**

**Nuisance Abatement – 173 Broadway Disposition of Property:** nothing new.

**Elite Developers Tax Abatement Program:** Kent Backen was present for discussion with the council on utilizing Ahlers & Conney, P.C. for development of a tax abatement program for Spring Meadows 3. Backen believes the Spring Meadows 3 development qualifies for other types of abatement other than the option presented by Atty. Bob Josten. Discussion continued on the need for the City to have Josten review any proposals submitted by Ahlers & Conney, P.C. and responsibility for payment of services. Backen will get back to the Council with more information.

#### **New Business**

**Trophy Sponsorship:** Motion by Ballantyne, second by Grimley approving trophy sponsorship for the Issy's Classy Car Show in the amount of \$35. All ayes, motion carried.

**Appointment:** Motion was made by Ralston, second by Grimley appointing Iris Trampe to the Zoning Board of Adjustment for a 5 year term. All ayes, motion carried

**Shawn Graham/Atty. Taylor Conflict of Interest:** Discussion was held on the conflict of interest waiver submitted by city attorney Jeff Taylor. Atty. Taylor represents Shawn Graham and Clean Cut Property Services. A waiver would need to be signed by all parties concerned so Taylor may represent both parties. Motion was made by Grimley, second by Ralston directing Mayor Heeren to sign said agreement. Grimley and Ralston ayes. Miller and Ballantyne nay, motion defeated.

**Parade Route & Closing of Academy Street for Fun Days:** Motion was made by Ballantyne, second by Miller to approve the closing of Academy Street on August 13<sup>th</sup> from 8 am to midnight and approving the parade route as presented by the John Keizer. All ayes, motion carried.

**Amendment of Cemetery Ordinance:** Council reviewed the recommended revisions to the cemetery ordinance developed from the public forum held on July 6<sup>th</sup>. Bixler was directed to adopt an ordinance amendment as per the changes approved by the council.

**City Hall Computers:** Council reviewed the bid from PC Mechanix for replacement of the 2 computers in City Hall. Jeff will contact Sean for further discussion on the computer needs of the clerk's office.

**Appointment:** Motion was made by Grimley, second by Ralston to appoint James Porter to fill the vacant Library Board seat for the remaining term. All ayes, motion carried.

Miller left the meeting at 8:30 p.m.

**Request for Consideration of Sewer Charges:** Rae Visnapuu was present requesting a reduction in the sewer portion of her utility bill due to the need to drain and refill a 14,000 gallon swimming pool for liner replacement. Discussion took place on what policy has been adopted from previous requests for reduction of sewer charges for filling a swimming pool. Motion was made by Ballantyne, second by Ralston to deduct 50% of the total sewer usage charge from Visnapuu's next utility bill. All ayes, motion carried.

**Financial Planner:** Carl Schumacher of Ruan Securities was present to provide financial assistance to the City for refinancing of current debt, taking on new debt for the purchase of a new fire truck and to study a sanitary sewer cash flow chart showing sewer fund projections thru FY2018.

**Joint Purchase of Fire Truck with Brown Township:** Brown Township representative not present.

**Fagle Bequeath:** Discussion was held on the Norma Fagle bequeath to the Springville Fire Department. Due to the fact Brown Township and Springville Fire Department have an agreement for the operation of the Fire Department, Brown Township felt one half of the Fagle bequeath should go to the Township. An opinion on this was requested from the state auditor and city attorney. Attorney Taylor reiterated the state auditor's comment that the will states the funds shall be left to the "Springville Fire Department". Motion by Ballantyne, second by Ralston directing the Clerk to invest said bequeath in the name of the Springville Fire Department. All ayes, motion carried.

**Sign Retro-reflectivity:** Correspondence was received from Ament Engineering offering to assist small cities in complying with the new retro-reflectivity standards. They will inventory the City signs, perform a nighttime observation on compliance of the current signs posted in the City, provide a report rating each sign and prepare and submit an IDOT sign Application grant for up to \$5,000 worth of signs. The fee to provide these services is \$950. Motion was made by Ballantyne, second by Ralston directing Mayor Heeren to sign an agreement with Ament Engineering for services as stated above. All ayes, motion carried.

**Review Spring Meadows 3 Construction Documents:** Bob Tobin was present for discussion and review of the construction documents, construction observation and inspection services for Spring Meadows 3. Discussion continued on Kent Backen's request that the City of Marion Building Department inspectors be hired to perform some aspects of the inspections needed as a cost savings measure since the City has an agreement for services with Marion. It was questioned if employees of the Marion Building Department had the qualifications for the type of inspections that would be needed. Shoemaker and Haaland would still be needed for construction observation and review of any inspection documents. Motion was made by Ballantyne, second by Grimley to approve Spring Meadows 3 construction documents as recommended by the city engineer. All ayes, motion carried.

**MSA-CDBG Grant Requirements:** Springville received notification that IDED has awarded the City a \$500,000 CDBG grant for improvements to the sewer system. Dave Haugen was on hand to inform the council of increased requirements that must be met now because of the grant money. The professional services agreement for administration of the grant by MSA will be on the next council agenda.

Motion was made by Ballantyne, second by Grimley approving **Resolution #18-2011; A Resolution Setting Salaries for Library Personnel of the City of Springville, IA for FY 2011-12.** Roll call vote, Miller and Shebetka absent. Remaining ayes, motion carried.

Motion was made by Grimley, second by Ballantyne approving **Resolution #19-2011; A Resolution Proposing Sale of City Owned Property Located at 173 Broadway.** Roll call vote, Miller and Shebetka absent. Remaining ayes, motion carried.

Motion was made by Ballantyne, second by Grimley approving **Resolution #20-2011; A Resolution Setting A Public Hearing for the Consideration of Sale of City Owned Property Located at 173 Broadway, Springville, Iowa and Prescribing Notice of Sale Pursuant to §364.7 Code of Iowa .** Roll call vote, Miller and Shebetka absent. Remaining ayes, motion carried.

Motion was made by Ballantyne, second by Ralston approving **Resolution #21-2011; City of Springville Code of Conduct.** Roll call vote, Miller and Shebetka absent. Remaining ayes, motion carried.

Motion was made by Ralston, second by Ballantyne approving **Resolution #22-2011; A Procurement Policy Resolution.** Roll call vote, Miller and Shebetka absent. Remaining ayes, motion carried.

Motion was made by Ballantyne, second by Grimley approving **Resolution #23-2011; A Resolution Approving Plat of Borst 1st Addition to Linn County.** Roll call vote, Miller and Shebetka absent. Remaining ayes, motion carried.

Motion was made by Grimley, second by Ralston approving the final reading of **Ordinance #3-2011; An Ordinance Amending the Code of Ordinances of the City of Springville, Iowa 2009 by Amending Chapter 22, Section 220.1 Planning and Zoning Commission.** Roll call vote, Miller and Shebetka absent. Remaining ayes, motion carried. As per Chapter 18, Section 18.05(2) Manner of Publication, said ordinance amendment shall be posted in 3 places as designated and become official upon posting.

**Correspondence:** notification of changes to Iowa's open meetings and open records law and requirement of gender balanced boards.

Next regular council meeting **July 25, 2011 at 6:00 p.m.**

Motion by Grimley, second by Shebetka to adjourn at 9:59 p.m. All ayes, motion carried.

**ATTEST:** \_\_\_\_\_  
*City Clerk*

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*Mayor*

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