

# SPRINGVILLE CITY COUNCIL PROCEEDINGS

## August 20, 2012

Mayor Heeren called the regular meeting of the Springville City Council to order at 6:00 pm at Springville City Hall. Present on roll call: Miller, Grimley, Shebetka, Ralston and Brady. Also present: Treva Davis, Sharon Minger, Tom and Maura Walsh, Dixie Brady, Steve Shaffer, Brandon French, Doug Beard, Kellie Byers, Karen Anderson, Cheryl Weld, Bob Tobin, Wanda Young and Deputy Johnson.

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

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

### Reports

**Sheriff:** the patrol report was provided by Deputy Johnson for hours of service from August 6, 2012 through August 20, 2012. There were 44 calls for service. July hours of service: 115.0.

**Maintenance:** The maintenance report consisted of: getting ready for Fun Days, finishing the downtown project, RAGBRAI, cleaning up the yard waste site for the tractor pull, sealcoat project and painting crosswalks. The EMC insurance engineer was here to assess the damage to the lift station and will assist the city in filing an insurance claim. The guys will replace 2 blocks of sidewalk at Upper Butler Park, erect the playground equipment and spray for weeds. Mayor Heeren asked the broken sidewalk at Cox Lake be replaced also.

Submitted to the council: July overtime report, June 5<sup>th</sup>, June 13, June 20<sup>th</sup> and July 10<sup>th</sup> Library Board minutes.

### Old Business:

**Nuisance Abatement – 173 Broadway:** Council reviewed a copy of the signed FannieMae assignment stating that Wells Fargo Bank erroneously conveyed to FannieMae and that they did not accept the assignment of judgment as this was done in error by the plaintiff. The original assignment was forwarded to the court for filing and then will proceed on to Wells Fargo.

**Wanda Young Building Permit:** Wanda Young was present with a letter from Atty. Fay stating that labor and materials for the construction of the retaining wall were \$2,000, not \$20,000 as he related to Atty. Taylor. Council noted that on the permit itself Wanda valued the retaining wall expense at \$3,800. Council discussion continued on trying to settle with Young on the retaining wall valuation or continuing with the municipal infraction. Motion was made by Brady, second by Grimley to settle on a project valuation of \$3,800 and for Young to pay the permit fee based on the \$3,800 valuation. Ayes; Grimley, Brady, Ralston, Shebetka. Miller nay. Motion carried.

**501 Broadway; Use of Camper as Residential Dwelling:** Deputy Johnson was asked to deliver certified mail to the property owner of 501 Broadway.

### New Business:

**Broadway Improvements Project:** Engineer Bob Tobin was present with a revised agreement for additional design services for the Broadway Improvements Project. During design of Phase III of the project Shoemaker and Haaland assisted with items that were not originally anticipated within the design scope. Shoemaker and Haaland had originally proposed an additional \$4,500 for the completion of these items. Based on comments

received from the council the request was reduced to \$3,000. Motion by Brady, second by Shebetka approving an amended service agreement in the amount of \$3,000. All ayes, motion carried.

Motion was made by Brady, second by Shebetka approving Change Order #3, removal and replacement of 54'X12.6'X9" thick PCC paving to improve drainage near the crosswalk on Broadway at a cost of \$3,881.25 (75.0 SY @ \$51.75/SY). All ayes, motion carried.

The punch list was reviewed again and it was noted that Jim Leighton said Eastern Iowa should be back in Springville next week to finish the project up.

**3<sup>rd</sup> Avenue/Broadway Intersection:** Kellie Byers was present inquiring why there is no stop sign on Third Avenue entering Broadway. Byers related her daughter Edna was driving on Broadway when another vehicle came straight off of 3<sup>rd</sup> Avenue without stopping and there was almost an accident. Discussion continued if a stop sign had ever been at that intersection and due to the configuration of the intersection if there could be a stop sign placed at that intersection. Bixler will get the opinion of a deputy on placing a sign there and check the ordinance book to see if that intersection is listed in the traffic chapter of Springville code.

**Gazebo LED Lighting:** Bids will be sought from John's Electric and Hoddy Gates to replace the motion lights at the Gazebo with timer based LED lighting.

**Terminex Service:** Bixler informed the council that Terminex has raised their rates and also added a Monthly Commercial Service fee which raises the total monthly billing by \$8. Council directed the clerk to seek other quotes for pest control services.

**Fall Banners:** Council reviewed the revised cattail mockup for the fall banners. It was decided to look at other examples of fall banners as it was felt that the cattail banners in colors of mostly blue and green were not the fall colors the council desired.

**Utility Acct. #01-15403-00:** Council was informed that the curbstop for this property cannot be located. The curbstop is located deeper than normal due to the fact the main runs underneath the creek. Discussion continued on the importance of a working curbstop for each residence. As the job is too big for city equipment to handle bids will be sought for the project.

**Electronic Document Storage:** The clerk presented information on electronic document storage and inquired if the council was interested in pursuing this type of document storage. Bixler will contact a representative for a presentation to the council.

**Request to Remove Damaged Limb:** Tom and Maura Walsh were present to inform the council that during the rain/wind storm of June 29<sup>th</sup> a tree that sits partially on city owned railroad right-of-way and partially on Walsh's property sustained damage. One of the limbs hanging over the railroad right-of-way cracked and is hanging down on a limb that hangs over Walsh's fence. They would like the limb removed before it breaks off and lands on their fence. Motion was made by Shebetka, second by Miller to have D&D Tree Service remove the limb and to split the cost of the removal 50/50. All ayes, motion carried.

**Library Appointment:** City Hall has not received any applications for the vacant library board seat. The library board again requested that Susan Cooper be appointed to the board. Council reiterated their reasons for not appointing Cooper. Motion was made by Shebetka to reappoint Susan Cooper to a 6 year term on the library board. Motion died for lack of a second.

**2012 Legislative Bills:** Council reviewed the 2012 legislative changes affecting city codes. Not all the changes apply to Springville however, opinion was expressed that the rates charged to amend those that apply to Springville Code were rather high. Bixler will work on finding other sources for assistance in updating the applicable sections of code.

**Volquardsen Fence Permit:** Tom Volquardsen residing at 410 3<sup>rd</sup> Avenue was present to request to build a fence on a shared property line with the City. After making sure visibility at the intersection North Avenue and N. 5<sup>th</sup> Street would not be compromised a motion was made by Shebetka, second by Brady for approval of a 6' cedar privacy fence to be erected on the shared property line. All ayes, motion carried.

Mayor Heeren read a proclamation in support of Grandparents Day.

Motion by Shebetka, second by Brady to approve **Resolution #23-2012: A Resolution Authorizing the City Clerk to Certify to the County Treasurer for Collection of Delinquent Utility Fees.** Roll call vote, all ayes. Motion carried.

Motion by Shebetka, second by Ralston approving **Resolution #24-2012: A Resolution Authorizing the City Clerk to Certify to the County Treasurer for Collection of Delinquent Utility Fees.** Roll call vote, all ayes. Motion carried.

Motion by Miller, second by Brady to approve the first reading of **Ordinance #4-2012: An Ordinance Amending the Code of Ordinances of the City of Springville, Iowa, 2009, By Repealing the Following Sections of Chapter 105; Solid Waste and Recycling.** Roll call vote, all ayes. Motion carried.

**Correspondence:** CIP agenda from Pat Callahan, offer of a pre-blasting survey from Croell Inc. and a "public service announcement" from Wendling Quarries.

**Next Meeting:** September 10, 2012

Motion by Shebetka, second by Ralston to adjourn at 7:48 pm. All ayes, motion carried.

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

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*Mayor*

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