

The City Council met in regular session, August 22, 2017 at 7:00 P.M. in the City Hall Council Chamber. Present on roll call: Mayor Vulich; Councilmembers: Gassman, Seeley, McGraw, Allesee, Odor, Connell and O'Neill.

M/S, Allesee-Odor moved to dispense with the reading of the minutes of the special City Council meeting and regular Committee of the Whole minutes of August 1, 2017 and they be approved as published on August 9, 2017. M/S, Allesee-Odor moved to dispense with the reading of the minutes of the regular City Council meeting and Committee of the Whole minutes of August 8, 2017 and they be approved as published on August 22, 2017.

#### PROCLAMATION

Holly Youngquist, Interim Clinton Public Library Director, read a proclamation declaring September 2017 Library Card Sign-Up Month. Director Youngquist stated libraries play an important role in the education and development of children and teens and library programs serve students of all ages, from early literacy to homework help to GED classes to lifelong learning. Director Youngquist continued in stating that libraries continue to transform and expand their services in ways that meet the needs of the communities they serve and encouraged everyone to sign up for their own library card at the Clinton Public Library during the month of September.

#### PUBLIC HEARINGS

There were no Public Hearings to come before the Council.

#### AUDIENCE COMMENT

No persons came before the Council to speak.

#### CONSENT AGENDA

M/S, Allesee-Odor moved to approve the Consent Agenda as presented on the attachment. On roll call, carried unanimously.

1. Committee of the Whole - minutes 08/01/2017 - receive, approve and place on file.
2. Committee of the Whole - minutes 08/08/2017 - receive, approve and place on file.
3. Tree Commission - minutes 07/13/2017 - receive, approve and place on file.
4. Electronic Payments and Transfers - July 2017 - receive, approve and place on file.
5. Summary of Revenues and Receipts - July 2017 - receive, approve and place on file.
6. Vacation Application - Gary Lee Langrehr, 1821 Roosevelt Street - receive and refer to Plan Commission.
7. Contractor's Bond - Clinton Downtown Street Light Replacement Project T-2017 - Leslie Electric - \$854,848.00 - receive, approve and place on file.

8. Plans & Specs – 13th Avenue North Concrete Rehabilitation Project P-2017 – receive, approve and place on file.
9. Resolution No. 2017-326 – approving persons with disabilities residential parking applications.
10. Resolution No. 2017-327 – denying persons with disabilities residential parking application.
11. Resolution No. 2017-328 – authorize the collection/certification of demolition costs liens.
12. Resolution No. 2017-329 – authorizing the collection/certification of grass/weed cutting and nuisance clean up liens - \$6,402.55.
13. Resolution No. 2017-330 – authorizing the collection/certification of grass/weed cutting and nuisance clean up liens - \$17,234.56.
14. Resolution No. 2017-331 – recommending Final Payment to G & R Trucking for the 2017 Demolition of Structures Project, Phases 1 & 2 - \$10,300.00.
15. Resolution No. 2017-332 – recommending Payment Request No. 1 to Leslie Electric for the Project T-2017 Downtown Street Light Replacement Project - \$44,650.00.
16. Resolution No. 2017-333 – recommending Payment No. 3 for the 25th Avenue North Sewer Separation Project A-2016 – BWC Excavating, LC - \$177,739.31.
17. Resolution No. 2017-334 – recommending Payment No. 4 for the Collector Street Resurfacing Project E-2017 – Determann Asphalt Paving, LLC - \$3,104.60.
18. Resolution No. 2017-335 – recommending Payment No. 4 for the Basin 6 Sewer Separation Project P-2016 – BWC Excavating, LC - \$41,904.88.
19. Resolution No. 2017-336 – accepting work and recommending Final Payment No. 4 for the 3rd & 4th Street ADA Curb Ramps Project J-2017 (A) - to Tschiggfrie Excavating - \$18,126.79.
20. Resolution No. 2017-337 – approving new liquor license application, and Sunday sales privilege for Luigi's, and issuance of a Class I Letter of Exemption allowing persons under 21 in licensed premises.

#### MOTIONS, RESOLUTIONS, AND ORDINANCES

M/S, Gassman-Seeley moved that the Claims be received, approved and placed on file. On roll call, Gassman, Seeley, McGraw, Allesee, Odor, O'Neill – Yes; Connell – Abstain. Motion carried.

M/S, Odor-Connell moved that the Council adopt Resolution No. 2017-338 authorizing an agreement with Logics, LLC Financial Management System. On roll call, carried unanimously.

In discussion before roll call, Councilmember O'Neill inquired about the cost of the system. Finance Director Anita Dalton stated the price was the same as the quote presented at the Committee of the Whole meeting on August 8, 2017.

M/S, Connell-O'Neill moved that the Council adopt Resolution No. 2017-339 accepting bid and awarding contract #3 for the 2017 Demolition of Structures Project for the structures located at 400 North 3<sup>rd</sup> Street to Lansing Brothers Construction for \$89,600.00. On roll call, Seeley, McGraw, Allesee, Odor, Connell, O'Neill – Yes; Gassman – No. Motion carried.

In discussion before roll call, Councilmembers O'Neill and Gassman inquired about collection of demolition costs, the Iowa Code §657A.10A process and the ability to acquire properties before demolition is necessary. Mayor Vulich and City Attorney O'Connell discussed the avenues of collection, and the current status of the Iowa Code §657A.10A process in the Iowa courts. Fire Chief Mike Brown addressed the Council and encouraged a path to greater enforcement abilities for abandoned properties. Fire Chief Brown advised the Council that the referenced property has been fenced and will either fall in, fall on a neighboring property or end up on 3<sup>rd</sup> Street.

M/S, McGraw-Seeley moved that the Council adopt Resolution No. 2017-340 authorizing an Interlocal 28E Agreement with the City of Clinton, Iowa and the County of Clinton, Iowa for the 2017 Justice Assistance Grant (JAG) Application. On roll call, carried unanimously.

M/S, Allesee-Odor moved that the Council adopt Resolution No. 2017-341 approving appointees as liaison to Clinton County Area Solid Waste Agency. On roll call, carried unanimously.

In discussion before roll call, Councilmember Connell asked for background information and an explanation of why the change was brought forth. Mayor Vulich explained the change was to allow the Mayor to attend meetings in order to address questions and concerns that other cities in Clinton County had regarding the City of Clinton's transition to single-stream recycling. Councilmember O'Neill encouraged Mayor Vulich and City Administrator Matt Brooke to attend the meetings in an effort to help provide clarification and to positively represent the City's interests. City Attorney O'Connell stated that an elected official is required to attend the meeting and suggested that the resolution be modified to remove numbers 1-3 and add language of other councilmembers as may be substituted by the Mayor. Councilmember Seeley inquired if a term needed to be listed on the resolution or if this resolution would conflict with the prior resolution. City Attorney O'Connell suggested modifying the resolution to include a provision that this resolution supersedes all prior resolutions. M/S, Allesee-Connell to modify the resolution approving appointees as liaison to Clinton County Area Solid Waste Agency to remove numbers 1-3 and add language of other councilmembers as may be substituted by the Mayor, along with a provision that the resolution supersedes all prior resolutions. On roll call, carried unanimously.

M/S, O'Neill-Connell moved that the Council adopt Resolution No. 2017-342 ordering construction of improvement, setting public hearing and directing advertisement for bids – Jurgensen Soccer Fields Project X-2017. On roll call, carried unanimously.

M/S, Seeley-Allesee moved that the Council adopt Resolution No. 2017-343 supporting the City of Clinton's bid for RAGBRAI 2018 & 2022. On roll call, carried unanimously.

#### UNFINISHED BUSINESS

No Unfinished Business was brought forth.

M/S, Allesee-Odor moved to adjourn to 7:00 P.M. September 12, 2017. On roll call, carried unanimously.

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Mark S. Vulich  
Mayor

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Lisa M. Frederick  
City Clerk