

The City Council met in regular session, November 13, 2018 at 7:00 P.M. in the City Hall Council Chamber. Present on roll call: Mayor Vulich, Councilmembers: Gassman, Seeley, McGraw, Allesee, Connell, and Schemers. Councilmember Odor - absent.

M/S, Allesee-Connell moved to dispense with the reading of the minutes of the regular City Council and Committee of the Whole meetings of October 23, 2018 and they be approved as published on November 3, 2018. On roll call, Gassman, Seeley, McGraw, Allesee, Connell, Schemers - Yes; Odor - Absent. Motion carried.

#### PUBLIC HEARINGS

Mayor Vulich convened a public hearing concerning the Mill Creek Pump Station Standby Generator Project. No comments were received, written or oral. M/S, McGraw-Allesee moved that the public hearing concerning the Mill Creek Pump Station Standby Generator Project be entered into the record. On roll call, Gassman, Seeley, McGraw, Allesee, Connell, Schemers - Yes; Odor - Absent. Motion carried.

M/S, McGraw-Allesee moved the Council adopt Resolution No. 2018-511 accepting bid and awarding contract to Tri-City Electric for Mill Creek Pump Station Standby Generator Project for \$154,350.00. On roll call, Gassman, Seeley, McGraw, Allesee, Connell, Schemers - Yes; Odor - Absent. Motion carried.

In discussion before roll call, Councilmember Schemers inquired about the bid amount in comparison to the estimate as well as the difference between the two bids. Water Quality Superintendent Bob Milroy stated the bid from Tri-City Electric was \$60,000.00 lower than the other bid. Water Quality Superintendent Milroy stated the difference between the two bids was due to one bid having a higher cost for site work. Water Quality Superintendent Milroy stated HDR reviewed the bids and recommended awarding the bid to Tri-City Electric. Mayor Vulich stated grant funding was received for a portion of the project. Water Quality Superintendent Milroy answered in the affirmative and stated the estimated cost of the project was \$350,000.00. Water Quality Superintendent Milroy stated the City borrowed \$290,000.00 as part of the FY19 CIP borrowing for the project and \$60,000.00 was received from the Clinton County Emergency Management Grant Program for the project.

#### AUDIENCE COMMENT

No persons came before the Council to speak.

#### CONSENT AGENDA

M/S, Allesee-Connell moved to approve the Consent Agenda as presented on the attachment. On roll call, Gassman, Seeley, McGraw, Allesee, Connell, Schemers - Yes; Odor - Absent. Motion carried.

1. Airport Commission - minutes 09/17/2018 - receive, approve and place on file.
2. Civil Service Commission - minutes 10/20/2018 - receive, approve and place on file.

3. Committee of the Whole – minutes 10/23/2018 – receive, approve and place on file.
4. Finance Committee – minutes 08/31/2018 – receive, approve and place on file.
5. Grant Committee – minutes 10/17/2018 – receive, approve and place on file.
6. Historic Preservation Commission – minutes 10/11/2018 – receive, approve and place on file.
7. City Plan Commission – minutes 11/07/2018 – receive, approve and place on file.
8. Trails Advisory Committee – minutes 08/27/2018, 10/01/2018 – receive, approve and place on file.
9. State Revolving Fund – letter 10/26/2018 – receive, approve and place on file.
10. Resolution No. 2018-512 – authorizing collection/certification of demolition costs liens.
11. Resolution No. 2018-513 – placing fifteen (15) properties on the City demolition list.
12. Resolution No. 2018-514 – amend the non-housing delinquency lien list.
13. Resolution No. 2018-515 – amend the housing inspection delinquency lien list.
14. Resolution No. 2018-516 – approving the City of Clinton’s Annual Urban Renewal Report for Fiscal Year 2017-2018.
15. Resolution No. 2018-517 – approving an annual appropriation for Rail.One USA of incremental property tax revenues for Fiscal Year 2020.
16. Resolution No. 2018-518 – approving an annual appropriation for the Towne & Country Manor of incremental property tax revenues for Fiscal Year 2020.
17. Resolution No. 2018-519 – approving an annual appropriation for Community Housing Initiative (Roosevelt School Building) of incremental property tax revenues or Fiscal Year 2020.
18. Resolution No. 2018-520 – approving an annual appropriation for Economic Growth Corporation d/b/a Wilson Lofts LP, of incremental property tax revenues for Fiscal Year 2020.
19. Resolution No. 2018-521 – accepting City of Clinton, Iowa Code Supplement S-12 (copy available for inspection at Clerk’s office).
20. Resolution No. 2018-522 – approving joint representation by Ahlers & Cooney, P.C. of City of Clinton, Iowa and County of Clinton, Iowa for the drafting and adopting of a 28E Agreement related to the Lincolnway Railport Project.
21. Resolution No. 2018-523 – authorizing connection to sanitary sewer along South 30<sup>th</sup> Street, south of Mill Creek Parkway.

22. Resolution No. 2018-524 – awarding contract to JT General Contractors LLC for the Project E-2019, Riverfront Fitness Courts Project.
23. Resolution No. 2018-525 – recommending Payment No. 1 – 6<sup>th</sup> Avenue North Parking Lot Resurfacing Project T-2018 – Determann Asphalt Paving, LLC - \$245,671.19.
24. Resolution No. 2018-526 – recommending Final Payment No. 2 – Project P-2018, 13<sup>th</sup> Avenue South Reclamation Project – Larry L. Detterman Excavating Inc. - \$33,402.98.
25. Resolution No. 2018-527 – recommending Final Payment No. 2 – 20<sup>th</sup> Avenue North Combined Sewer Trunk Sewer Replacement Project M-2017 – BWC Excavating, LC - \$18,033.68.
26. Resolution No. 2018-528 – recommending Payment No. 2 and 3 – Rhododendron Showboat Theatre Painting Project X-2018 – Moehr Painting and Insulation Company, Inc. - \$118,453.75.
27. Resolution No. 2018-529 – recommending Payment No. 3 – Basin 6 Sewer Separation Project E-2018 – BWC Excavating LC - \$261,626.20.
28. Resolution No. 2018-530 – recommending Payment No. 4 – Project B-2018 1<sup>st</sup> Avenue Force Main Replacement Project – Langman Construction Inc. - \$200,543.20.
29. Resolution No. 2018-531 – recommending Payment No. 5 – Turtle Creek Culvert Replacement and Sanitary Sewer Relocation Project D-2017 – Legacy Corporation of East Moline, IL - \$542,890.01.
30. Resolution No. 2018-532 – approving pet shop business permit for Wings-N-Things Pet Center.
31. Resolution No. 2018-533 – approving massage therapy business permit for Essential Massage & Wellness.
32. Resolution No. 2018-534 – correction Resolution No. 2018-509.
33. Resolution No. 2018-535 – approving Class C Beer Permit renewal application with Class B Native Wine Permit and Sunday Sales privileges for Casey’s General Store #2030.
34. Resolution No. 2018-536 – approving Class C Liquor License renewal application with Outdoor Service and Sunday Sales privileges for Silver Dollar Saloon and issuance of a Class II Letter of Exemption for allowing persons under 21 in licensed premises.
35. Resolution No. 2018-537 – approving Class B Native Wine Permit/License renewal application for Peaceful River Creations.
36. Resolution No. 2018-538 – approving a new Special Class C Liquor License application with Class B Native Wine Permit and Sunday Sales privileges for Ninja Sushi Steak House Clinton and issuance of a Class I Letter of Exemption for 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 - Yes; Connell, Schemers - Abstain; Odor - Absent. Motion carried.

M/S, Gassman-Seeley moved the Council consider an ordinance for the second time - AN ORDINANCE PROVIDING FOR THE VACATION AND CONVEYANCE OF AN EAST/WEST ALLEY SITUATED UPON THE FORMER WASHINGTON MIDDLE SCHOOL PROPERTY AND A PORTION OF SOUTH 8TH STREET BETWEEN 2ND AVENUE SOUTH AND 3RD AVENUE SOUTH. On roll call, Gassman, Seeley, McGraw, Allesee, Connell, Schemers - Yes; Odor - Absent. Motion carried.

M/S, Gassman-Seeley moved the rules be suspended and the Council consider an ordinance for the third time. On roll call, Gassman, Seeley, McGraw, Allesee, Connell, Schemers - Yes; Odor - Absent. Motion carried.

M/S, Gassman-Seeley moved the rules be suspended and that the ordinance under consideration be placed on its final passage and adopted. On roll call, Gassman, Seeley, McGraw, Allesee, Connell, Schemers - Yes; Odor - Absent. Motion carried.

### ORDINANCE NO. 2597

M/S, Schemers-Gassman moved the Council adopt Resolution No. 2018-539 setting a public hearing regarding proposed text amendments to zoning regulations of the City of Clinton, Iowa. On roll call, Gassman, Seeley, McGraw, Allesee, Connell, Schemers - Yes; Odor - Absent. Motion carried.

In discussion before roll call, Councilmember Seeley inquired if part of the text amendments pertained to adjusting the height restrictions for the C-R zoning. Administrator Brooke answered in the affirmative.

M/S, Seeley-Allesee moved the Council adopt Resolution No. 2018-540 approving an agreement with American Fidelity Assurance Company for flexible spending account administration services and other optional supplemental benefits. On roll call, Gassman, Seeley, McGraw, Allesee, Connell, Schemers - Yes; Odor - Absent. Motion carried.

M/S, Connell-Schemers moved the Council adopt Resolution No. 2018-541 amending Home Base Iowa incentives for the City of Clinton, Iowa. On roll call, Gassman, Seeley, McGraw, Allesee, Connell, Schemers - Yes; Odor - Absent. Motion carried.

### UNFINISHED BUSINESS

No Unfinished Business was brought forth.

M/S, Allesee-Connell moved to adjourn to 7:00 P.M. November 27, 2018. On roll call, Gassman, Seeley, McGraw, Allesee, Connell, Schemers - Yes; Odor - Absent. Motion carried.

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Mark S. Vulich  
Mayor

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Lisa M. Frederick  
City Clerk