

The City Council met in regular session, August 9, 2016 at 7:00 P.M. in the City Hall Council Chamber.
Present on roll call: Mayor Vulich;
Councilmembers: Gassman, Seeley, McGraw,
Determann, O'Neill, Connell and Allesee.

M/S, Determann -O'Neill moved to dispense with the reading of the minutes of the regular City Council meeting and Committee of the Whole minutes of July 26, 2016 and they be approved as published on August 8, 2016. On roll call, carried unanimously.

PUBLIC HEARINGS

Mayor Vulich convened a public hearing concerning the vacation and conveyance of an alley located in Weston and Lambertson's Sunnyside Addition. No comments were received, written or oral. M/S, Seeley-Gassman moved that the public hearing concerning the vacation and conveyance of an alley located in Weston and Lambertson's Sunnyside Addition be entered into the record. On roll call, carried unanimously.

1. M/S, Seeley-Allesee moved the Council consider and ordinance for the first time - AN ORDINANCE PROVIDING FOR THE VACATION AND CONVEYANCE OF A 12-FOOT BY 200-FOOT EAST/WEST ALLEY RIGHT-OF-WAY LOCATED IN BLOCK 3, WESTON & LANBERTSON'S SUNNYSIDE ADDITION AT 50 CENTS PER SQUARE FOOT. On roll call, carried unanimously.

AUDIENCE COMMENT

Ms. Patricia Schmitz, 622 Melrose Court, stated that she was opposed to the proposed roundabouts. She continued in stating that once 19th Avenue North opens the roundabouts will create a mess.

Mr. Patrick Determan stated that he knows that three lanes are safe; however, reducing the lanes on North 3rd Street to three lanes will result in a traffic backup. He continued in stating that he could not envision one lane going north and now is not the right time to change to three lanes.

CONSENT AGENDA

Mayor Vulich advised the Council that item #9 has been removed from the Consent Agenda. Councilmember O'Neill requested that item #8 be moved to Unfinished Business. Councilmember McGraw requested that item #4 be moved to Unfinished Business.

M/S, Determann-Gassman moved the Council approve the Consent Agenda as amended. On roll call, carried unanimously.

1. Claims - receive, approve and place on file.
2. Committee of the Whole - minutes 7/26/2016 - receive, approve and place on file.
3. Work Orders - May, 2016 and June, 2016 - receive, approve and place on file.
4. Removed to Unfinished Business - Communication from Rev. Jorge A. Montes Clausen - receive and place on file.

5. Contract & Bond – Project T-2016, Douglas Court Reconstruction Project – Clinton Engineering Company - \$89,776.00 – receive, approve and place on file.
6. Resolution No. 2016-334 setting a public hearing for the Community Development Block Grant (CDBG) Status of Funds for the Housing Rehabilitation Program.
7. Resolution No. 2016-335 setting a public hearing for the Community Development Block Grant (CDBG) Status of Funds for the Basin 10 Sewer Separation Project.
8. Resolution – Removed to Unfinished Business - approving sound system project of the Downtown Clinton Alliance.
9. Resolution – Removed from Agenda - accepting proposal for cleaning service - Eagle Point Lodge.
10. Resolution No. 2016-336 approving the release of claims in Danny Millard V. City of Clinton, Iowa.
11. Resolution No. 2016-337 denying Persons with Disabilities Residential Parking Space Application.
12. Resolution No. 2016-338 recommending payment No. 1 for the Highway 136 Roadway Rehabilitation Project B-2016 – Determann Asphalt Paving, LLC - \$48,997.85.
13. Resolution No. 2016-339 recommending payment No. 4 Residential Street Reconstruction Project E-2016 – Eastern Iowa Excavating & Concrete - \$67,425.48.
14. Resolution No. 2016-340 approving liquor license renewal and Sunday sales privilege for Plaza Bowl of Clinton and issuance of a class I Letter of Exemption for allowing persons under 21 in licensed premises
15. Resolution No. 2016-341 approving extended outdoor sales privilege for Lyons Tap.
16. Resolution No. 2016-342 approving liquor license renewal , catering privilege and Sunday sales privilege for Rastrelli’s &/or Rastrelli’s Avanti and issuance of a Class I Letter of Exemption for allowing persons under 21 in licensed premises.
17. Resolution No, 2016-343 suspending cigarette permit for Express Lane Gas & Food Mart #61.

MOTIONS, RESOLUTIONS, AND ORDINANCES

2. M/S, Gassman -Seeley moved the Council consider an ordinance for the second time – AN ORDINANCE AMENDING CHAPTER 52, WITH MULTIPLE AMENDMENTS TO SANITARY SEWER SYSTEM, OF THE CODE OF ORDINANCES OF THE CITY OF CLINTON, IOWA. Motion and second withdrawn.

In discussion before roll call, Councilmember Gassman moved that the second reading of the ordinance be delayed. Second by Councilmember Seeley. On roll call, carried unanimously.

3. M/S, O’Neill-Determann moved the Council adopt a resolution of official endorsement of FY2018 Traffic Safety Improvement Program Funding Application to Iowa Department of Transportation for the Mill Creek Parkway & 16th Street NW Roundabout Project. On roll call, O’Neill, Connell, Allesee – Yes; Gassman, Seeley, McGraw, Determann – No. Motion failed.

In discussion before roll call, Councilmember McGraw stated that she did not have enough information relating to the resolution under consideration. City Engineer Jason Craft stated that if the City wants to apply for the TSIP Grant it must be submitted by August 15, 2016. Councilmember Connell inquired regarding whether the City could apply next year. Engineer Craft stated that application could be made next year. Councilmember Gassman inquired regarding whether the grant funds must be used by a certain time. The City Engineer stated that the DOT would award the grant at the end of 2016. In 2017 design would begin and construction would not take place until 2018. He continued in stating that this would give the City a year to educate residents about roundabouts.

Mayor Vulich inquired regarding what would happen if the City received the grant; however, decided not to do the project. He further inquired regarding whether it would impact future applications. Engineer Craft stated that it would not affect future applications.

Councilmember Determann inquired regarding which roundabout would receive top priority. Engineer Craft stated that the 16th Street NW and Mill Creek Parkway intersection has the most need for safety; however, with the increase in traffic on 13th Avenue North this would be a good place to start. 2nd Avenue South would be constructed third. Councilmember Determann inquired regarding how a two lane roundabout would be transitioned to a four lane roundabout. Engineer Craft stated that initially the roundabout would be constructed with a circle median and one lane going around, then it is easy to construct an additional lane. There would be no waste of money.

Councilmember O'Neill stated that there was discussion regarding construction of four lanes on Mill Creek Parkway; however, traffic would need to triple in order to warrant four lanes. He continued in stating that this would not happen for a long time. He further stated that a project like that would cost \$10 million to \$12 Million which the City does not have. He proceeded to state that the Iowa DOT would fund the proposed roundabouts due to safety concerns and there would not be a budget constraint. He further stated that he would vote for the roundabouts.

Councilmember Seeley stated that Muscatine has traffic signals on their bypass. City Engineer Craft stated that signals would not increase safety. Councilmember Seeley inquired regarding the traffic count at 13th Avenue North and Mill Creek Parkway. Engineer Craft stated that there are approximately 4,300 vehicles per day. Councilmember Seeley inquired regarding the projected number of vehicles on 19th Avenue North. Engineer Craft stated that he projected high at 6,000 vehicles per day. Councilmember Seeley stated that he is concerned with 19th Avenue North opening up and the possible traffic log. There are a lot of variables and only time will tell. He continued in stating that he is not opposed to roundabouts; however, the timing is wrong. City Engineer Craft stated that the traffic will only increase by a couple hundred vehicles. Councilmember Seeley stated that it will dilute down the number of vehicles on 13th Avenue North. He inquired regarding whether a roundabout is necessary right now. Engineer Craft stated that it is about safety concerns not traffic counts.

Councilmember O'Neill stated that traffic signals would be a \$600,000 expenditure. He continued in stating that if additional lanes are warranted on Mill Creek Parkway that is great and a roundabout would be a benefit. He further stated that change is always met with resistance; however, he would go with the expertise of the Iowa DOT and the City Engineer.

Councilmember Connell stated that he would support the endorsement resolution for the grant. Councilmember Determann inquired regarding whether the City is committed to bid the project. Engineer Craft stated that the resolution under consideration only commits the City to apply for the grant, not construction.

Councilmember Allesee stated that there needs to be more education related to roundabouts. City Engineer Craft stated that there could be a number of meetings scheduled to educate the public. Councilmember Gassman stated that some people will avoid the Parkway if there are roundabouts. City Engineer Craft stated that some will avoid the Parkway; however, roundabouts are for safety. Councilmember McGraw stated that she has received numerous calls and no one is for the roundabouts. Councilmember O'Neill stated that the City has a good shot at a grant and will have two years to construct the project.

4. M/S, McGraw-O'Neill moved the council adopt a resolution of official endorsement of FY2018 Traffic Safety Improvement Program Funding Application to Iowa Department of Transportation for the Mill Creek Parkway & 13th Avenue North Roundabout Project. On roll call, O'Neill, Connell, Allesee - Yes; Gassman, Seeley, McGraw, Determann - No. Motion failed.
5. M/S, Allesee-Gassman moved the Council adopt a resolution of official endorsement of FY2018 Traffic Safety Improvement Program Funding Application to Iowa Department of Transportation for the Mill Creek Parkway & 2nd Avenue South Roundabout Project.. On roll call, O'Neill - Yes; Gassman, Seeley, McGraw, Determann, Connell, Allesee - No. Motion failed.
6. M/S, Connell-Allesee moved the Council adopt a resolution approving temporary modification to driving lane configuration on North 3rd Street, from 17th Avenue North to 25th Avenue North, within the City of Clinton, Iowa.

In discussion before roll call, City Engineer Jason Craft stated that this is something he feels strongly about. There are many projects in Iowa like this that have seen a lot of success. This type of configuration helps with accidents and also the volume of traffic does not warrant four lanes. He continued in stating that he does not know why traffic backs up; however, the Iowa DOT has said that this will improve traffic flow. There is not enough traffic to cause problems. Councilmember Allesee inquired regarding whether it would be simpler to remove the "no right turn on red" sign. Engineer Craft stated that the sign was put there at the request of the Police Department due to the number of accidents at that intersection. He continued in stating that the sign would be removed.

Mayor Vulich inquired regarding whether the left turn arrow would no longer be used. Engineer Craft stated that there would be a protected left turn lane. Mayor Vulich stated that people wanting to turn right will be turning into the left turners. Engineer Craft stated that the City must get to a level of service to reduce accidents,

Councilmember Seeley stated that if the intersection is that dangerous we should address trucks turning the corner and using two lanes to do so. He continued in stating that this will create problems. City Engineer Craft stated that he did not see that being a problem. Trucks will have 17 ½ feet of clear space to turn. He suggested that he bring back turning movement and simulated turning scenarios to the August 23, 2016 Council meeting.

M/S, Determann-McGraw moved that the resolution under consideration be postponed to the August 23, 2016 City Council meeting. On roll call, Seeley, McGraw, Determann, O'Neill, Connell, Allesee - Yes; Gassman - No. Motion carried.

UNFINISHED BUSINESS

Councilmember O'Neill stated that this is the first time he has heard about the proposed music in the downtown area and had concerns regarding whether the noise will interfere with second and third shift workers living in the downtown apartments. He continued in stating that the head of

the Down Town Alliance has assured him that she will have meetings with those residents who may be affected.

7. M/S, O'Neill-Connell moved to approve Resolution No. 2016-344 approving sound system project of the Downtown Clinton Alliance. On roll call, carried unanimously.

Councilmember McGraw stated that she could relate to Mr. Montes Clausen's letter. She inquired regarding why there is a high bill for the first two months and then a small bill on the third month. Mayor Vulich stated that he addressed numerous concerns with Iowa American Water Company. They advised him that the meter change out is nearing completion. Finance Director Anita Dalton stated that there is a 12 month rolling average on the account. This individual has not been at the residence for the full 12 months. He received two small bills from the usage of the previous owner and one large true read.

Councilmember Seeley inquired regarding how billing would be done if a house is closed for a year. Director Dalton stated that the City would bill them the minimum usage for the two estimated bills and then a true read. Councilmember Gassman suggested that a letter be sent to a new owner of a residence asking them the number of people in the household.

8. M/S, McGraw-Connell moved to receive and place on file the communication from Rev. Jorge A. Montes Clausen. On roll call, carried unanimously.

M/S, Determann-O'Neill moved to adjourn to 7:00 P.M., August 23, 2016. On roll call, carried unanimously.

Mark S. Vulich
Mayor

Pat Van Loo
City Clerk