

The City Council met in regular session, February 14, 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-Connell moved to dispense with the reading of the minutes of the regular City Council meeting and Committee of the Whole minutes of January 25, 2017 and they be approved as published on February 6, 2017. On roll call, carried unanimously

PUBLIC HEARINGS

Mayor Vulich convened a public hearing concerning accepting bid and awarding contract for Project J-2017 (A) - 3rd & 4th Street ADA Curb Ramps. No comments were received, written or oral. M/S, Connell-Allesee moved that the public hearing concerning accepting bid and awarding contract for Project J-2017 (A) - 3rd & 4th Street ADA Curb Ramps be entered into the record. On roll call, carried unanimously.

M/S, Connell-O'Neill moved the Council adopt Resolution No. 2017-031 accepting bid and awarding contract for Project J-2017 (A) - 3rd & 4th Street ADA Curb Ramps to Tschiggfrie Excavating - \$337,783.90. On roll call, carried unanimously.

Mayor Vulich convened a public hearing concerning accepting bid and awarding contract for Project E-2017 - Asphalt Road Resurfacing. No comments were received, written or oral. M/S, Odor-Connell moved that the public hearing concerning accepting bid and awarding contract for Project E-2017 - Asphalt Road Resurfacing be entered into the record. On roll call, carried unanimously.

M/S, Odor-Connell moved the Council adopt Resolution No. 2017-032 accepting bid and awarding contract for Project E-2017 - Asphalt Road Resurfacing to Determann Asphalt Paving, LLC - \$867,631.89. On roll call, carried unanimously.

AUDIENCE COMMENT

Mr. Steve Comer, 6348 Jebens Avenue, Davenport, Iowa, requested that the Council consider forgiving the tax liens on 1016 South 5th Street. He stated that he is a tax sale buyer and the excessive tax liens have an effect on the resale of the property. He continued in stating when the liens reach into the thousands it becomes hard for the homeowner to pay. He further stated that he would be able to sell the property for \$10,000 but not \$23,000. He proceeded to state that he is requesting that the past due bills for the property be waived so it can be returned to the tax rolls. He advised that if the property is on the tax rolls over the next ten years the taxes paid would be over \$21,000. He respectfully requested that the Council work with him.

CONSENT AGENDA

Councilmember Seeley requested that item #20 be removed to Unfinished Business.
Councilmember O'Neill requested that item #24 be removed to Unfinished Business.
Councilmember McGraw requested that items #28 and #31 be removed to Unfinished Business.

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

1. ADA Advisory Commission - minutes 12/8/2016 - receive, approve and place on file.

2. Advisory Appointments Committee – minutes 2/9/2017 – receive, approve and place on file.
3. Committee of the Whole – minutes 1/25/2017 – receive, approve and place on file.
4. Committee of the Whole – minutes 2/7/2017 – receive, approve and place on file.
5. Historic Preservation Commission – minutes 1/12/2017 – receive, approve and place on file.
6. Mayor’s Youth Commission – minutes 1/18/2017 – receive, approve and place on file.
7. Tree Commission – minutes 1/12/2017 – receive, approve and place on file.
8. Completed Work Orders – December & January – receive, approve and place on file.
9. Adopt-A-Highway renewal application – Clysar LLC – receive, approve and place on file.
10. Contract & Bond – Project P-2016, Basin 6 Sewer Separation, Phase A – BWC Excavating - \$1,060,408.75 – receive, approve and place on file.
11. Contract & Bond – Project W-2016 – Large Diameter Sewer Cleaning – Visu-Sewer - \$345,486.25 – receive, approve and place on file.
12. Plans & Specs – Project G-2017- North 2nd Street Rehabilitation – receive, approve and place on file.
13. Resolution No. 2017-033 setting public hearing on Transit Grant Applications.
14. Resolution No. 2017-034 approving issuance of a cigarette permit for the Vapor Stop, 317 South 2nd Street.
15. Resolution No. 2017-035 establish a public hearing for the rezoning of 4625 Bellevue Road, legally described as Lots 1, 2 and 3, Eagle Point Estates, Riverview Addition, including the 15 acres (more or less) rezoned in Chapter 1682.
16. Resolution No. 2017-036 City-wide Urban Revitalization Applications.
17. Resolution No. 2017-037 City-wide Urban Revitalization Applications.
18. Resolution No. 2017-038 placing five (5) properties on the City Demolition List (2017A).
19. Resolution No. 2017-039 establishing just compensation for property acquisition pursuant to executed purchase agreement #1 regarding necessary property for the west Deer Creek Bridge replacement Project A-2015.
20. Resolution – Removed to Unfinished Business - establishing just compensation for property acquisition pursuant to executed purchase agreement #2 regarding necessary property for the west Deer Creek Bridge replacement Project A-2015.
21. Resolution No. 2017-040 ordering construction of improvement, setting public hearing and directing advertisement for bids – North 2nd Street Rehabilitation Project G-2017.

22. Resolution No. 2017-041 approving Consulting Engineering Agreement with IEFM Consulting Engineers for professional engineering services for "Downtown Street Light Project".
23. Resolution No. 2017-042 approving change order #1 to the Fire Sprinkler Project at Central Fire Station – Continental Fire Sprinkler Company - \$3,021.93.
24. Resolution – Removed to Unfinished Business - recommending payment request No. 1 to Continental Fire Sprinkler Company for Fire Station Sprinkler Projects - \$8,109.75.
25. Resolution No. 2017-043 recommending payment No. 1 to Burke Electric for Project No. G-2016 Joyce's Slough Flood Wall Pump Station Generator Addition and Electrical Upgrades - \$93,697.74.
26. Resolution No. 2017-044 recommending payment request No. 6 for Project S-2016 – 13th Avenue North Traffic safety Improvement Project – Leslie Electric - \$11,410.87.
27. Resolution No. 2017-045 accepting work and recommending final payment No. 4 to Miller Trucking for the 25th Avenue North Grinder Station Project Q-2016 - \$8,790.75.
28. Resolution – Removed to Unfinished Business - approving liquor license renewal and Sunday sales privilege for Happy Joe's Pizza & Ice Cream Parlor and issuance of a Class I Letter of Exemption for allowing persons under 21 in licensed premises.
29. Resolution No. 2017-046 approving a Class C Beer permit/license renewal application for Kwik Star #348.
30. Resolution No. 2017-047 approving liquor license renewal with Sunday sales privilege and outdoor sales privilege for Silver Dollar Saloon.
31. Resolution – Removed to Unfinished Business - approving renewal of Native Wine permit/license application for the Old Crow.
32. Resolution No. 2017-048 approving liquor license renewal application for Clinton Liquor & Convenience Store, Inc.
33. Resolution No. 2017-049 approving liquor license renewal including Sunday sales privilege for San Antonio, Inc. dba La feria Mexican Restaurant 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 List be received, approved and placed on file. On roll call, Gassman, Seeley, McGraw, Allesee, Odor, O'Neill – Yes; Connell - abstain. Motion carried.

In discussion before roll call, Councilmember Seeley inquired regarding the duplication of payments to Alliant Energy. City Finance Director Anita Dalton stated that there were payments to Alliant Energy which were entered multiple times; however, that has been corrected. She continued in stating that the error would have been caught in the morning when the checks were being processed for payment.

M/S, O'Neill-Gassman moved the Council adopt Resolution No. 2017-050 approving the Emergency Action Plan for Clinton dams. On roll call, carried unanimously.

M/S, Connell-Allesee moved the Council adopt Resolution No. 2017-051 setting a public hearing on the FY 2017-2018 City Operating Budget. On roll call, carried unanimously.

M/S, Seeley-O'Neill moved the Council adopt Resolution No. 2017-052 accepting letter of resignation to the Clinton Fire Department from firefighter Andre Ruby. On toll call, carried unanimously.

M/S, Odor-Connell moved the Council adopt Resolution No. 2017-053 approving electronic bidding procedures and official statement. On roll call, carried unanimously.

M/S, McGraw-Odor moved the Council approve Mayor's recommendation to boards and commissions. On roll call, carried unanimously.

After roll call Councilmember McGraw read the following list of names: Historic Preservation Commission - John Rowland, Human Rights Commission - Christopher Busker and Reverend Nathaniel Johnson, Library Board - Judy Carstensen and Quinn Williams, Tree Commission - April Diss. Re-appointments - Advisory Appointments Committee - Carolyn Tallett and ADA Advisory Commission - Eric Claussen.

Mayor Vulich advised those present that there were still some vacancies on Boards and Commissions.

UNFINISHED BUSINESS

Councilmember Seeley advised that the written amount on the resolution was incorrect and needed to be changed to One Thousand Five Hundred Forty-Eight and 00/100 dollars.

M/S, Seeley-Gassman moved the Council adopt Resolution No. 2017-054 establishing just compensation for property acquisition pursuant to executed purchase agreement #2 regarding necessary property for the West Deer Creek Bridge replacement Project A-2015 with the appropriate changes. On roll call, carried unanimously.

Councilmember O'Neill inquired regarding whether the other bidder, Lectronics, had completed their part of the project. Fire Chief Mike Brown stated that this is for the first portion of the project being done by Continental Fire Sprinkler Company. Lectronics would not perform their part of the project until Continental has finished. Councilmember O'Neill inquired regarding whether the project will run over the original bid. Fire Chief Brown stated that it would because an American Water Company water line was found to be further down than expected and Continental had to come up with another way to tap into the line.

M/S, O'Neill-Gassman moved the Council adopt Resolution No. 2017-055 recommending payment request No. 1 to Continental Fire Sprinkler Company for Fire Station Sprinkler Projects - \$8,109.75. On roll call, carried unanimously.

M/S, Connell-Odor moved the Council adopt Resolution No. 2017-056 approving liquor license renewal and Sunday sales privilege for Happy Joe's Pizza & Ice Cream Parlor and issuance of a Class I Letter of Exemption for allowing persons under 21 in licensed premises. On roll call, Gassman, Seeley, Allesee, Odor, Connell, O'Neill - Yes; McGraw - abstain. Motion carried.

Councilmember McGraw stated that the address for the Old Crow was incorrect as written on the resolution. City Clerk Pat Van Loo stated that she had used a copy of a resolution which did not have the new address. She stated that she would correct the resolution to reflect the proper address.

M/S, McGraw-Seeley moved the Council adopt Resolution No. 2017-057 approving renewal of Native Wine permit/license application for the Old Crow with the address changed to 501 South 2nd Street. On roll call, carried unanimously.

M/S, Allesee-Connell moved to adjourn to 7:00 February 28, 2017. On roll call, carried unanimously.

Mark S. Vulich
Mayor

Pat Van Loo
City Clerk