

The City Council met in regular session, March 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 February 28, 2017 and they be approved as published on March 12, 2017. On roll call, carried unanimously

PUBLIC HEARINGS

Mayor Vulich convened a public hearing concerning accepting bid and awarding contract for North 2nd Street Rehabilitation Project G-2017. No comments were received, written or oral. M/S, Connell-O'Neill moved that the public hearing concerning accepting bid and awarding contract for North 2nd Street Rehabilitation Project G-2017 be entered into the record. On roll call, carried unanimously.

M/S, Connell-O'Neill moved the Council adopt Resolution No. 2017-082 accepting bid and awarding contract for North 2nd Street Rehabilitation Project G-2017 to BWC Excavating, LC for \$742,963.50. On roll call, carried unanimously.

AUDIENCE COMMENT

No persons came before the Council to speak.

CONSENT AGENDA

Councilmember Gassman requested that item #8 be removed to Unfinished Business.

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

1. Airport Commission - minutes 1/16/2017 - receive, approve and place on file.
2. Committee of the Whole - minutes 2/28/2017 - receive, approve and place on file.
3. Completed Work Orders - February & March - receive, approve and place on file.
4. Contract & Bond - Project E-2017 Asphalt Road Resurfacing - Determann Asphalt Paving, LLC - \$867,631.89 - receive, approve and place on file.
5. Contract & Bond - 3rd & 4th Streets ADA Curb Ramps, Project J-2017 -Tschiggfrie Excavating Company - \$337,783.90.
6. Resolution No. 2017-083 authorizing the collection/certification of grass/weed cutting and nuisance clean up liens.

7. Resolution No. 2017-084 authorizing the collection/certification of grass/weed cutting and nuisance clean up liens.
8. Resolution - Removed to Unfinished Business - recommending payment No. 2 to Burke Electric for Project G-2016, Joyce's Slough Flood Wall Pump Station Generator Addition and Electrical Upgrades - \$76,000.00.
9. Resolution No. 2017-085 approving liquor license renewal with Sunday sales privilege for Hook's Pub.
10. Resolution No. 2017-086 approving liquor license renewal application with Sunday sales privilege, outdoor sales privilege and issuance of a Class II Letter of Exemption for Ray's Time Out Sports Bar & Grill.

MOTIONS, RESOLUTIONS, AND ORDINANCES

M/S, Gassman-Seeley moved 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.

M/S, Odor-Connell moved the Council consider an ordinance for the second time - AN ORDINANCE AMENDING CHAPTER 159.002 OF THE ORDINANCES OF THE CITY OF CLINTON, IOWA, BY CHANGING THE ZONING CLASSIFICATION OF A PARCEL OF LAND LOCATED AT 4625 BELLEVUE ROAD, LEGALLY DESCRIBED AS LOTS 1, 2 AND 3, EAGLE POINT ESTATES, RIVERVIEW ADDITION, INCLUDING 15 ACRES (MORE OR LESS) REZONED IN CHAPTER 1682 FROM C-2, GENERAL COMMERCIAL DISTRICT TO R-1A, ONE-FAMILY RESIDENTIAL DISTRICT. On roll call, carried unanimously.

M/S, Odor-Connell moved the rules be suspended and the Council consider the ordinance for the third time. On roll call, carried unanimously.

M/S, Odor-Connell moved the rules be suspended and the ordinance under consideration be placed on its final passage and adopted. On roll call, carried unanimously.

ORDINANCE NO. 2554

M/S, Seeley-Gassman moved the Council adopt Resolution No. 2017-087 appointing Bankers Trust Company of Des Moines, Iowa, to serve as paying agent, note registrar, and transfer agent, approving the paying agent and note registrar and transfer agent agreement and authorizing the execution of the agreement. On roll call, carried unanimously.

M/S, O'Neill-Seeley moved the Council adopt Resolution No. 2017-088 approving and authorizing a form of loan agreement and authorizing and providing for the issuance of \$4,110,000 General Obligation Capital Loan Notes, Series 2017A, and levying a tax to pay said notes; approval of the tax exemption certificate and continuing disclosure certificate. On roll call, carried unanimously.

M/S, Connell-O'Neill moved the Council adopt Resolution No. 2017-089 approving the fourth amendment to the Consent Order, Judgment, and decree between the State of Iowa, Iowa Department of Natural Resources, and the City of Clinton, Iowa. On roll call, Gassman, Seeley, McGraw, Allesee, Odor, Connell - Yes; O'Neill - No. Motion carried.

M/S, McGraw-Allesee moved the Council adopt Resolution No. 2017-090 adopting the Clinton County Multi-Jurisdictional Local Hazard Mitigation Plan. On roll call, carried unanimously.

M/S, O'Neill-Gassman moved the Council adopt Resolution No. 2017-091 supporting the closure of State Highway 136 for the Midwest Pets for Life Muddy Mississippi Mutt March. On roll call, carried unanimously.

M/S, Allesee-Odor moved the Council adopt Resolution No. 2017-092 approving amendment of Memorandum of Agreement between the City of Clinton and Kevin Gyrion. On roll call, Seeley, McGraw, Allesee, Odor, Connell, O'Neill - Yes; Gassman - No. Motion carried.

UNFINISHED BUSINESS

Councilmember Gassman inquired regarding where the funding was coming from for this project. City Engineer Jason Craft stated that the City received \$100,000 from a Clinton County Emergency Management Generator Grant and the rest would be funded by the City. Councilmember Gassman inquired regarding whether the project was on time. Engineer Craft stated that the generator had to be ordered; however, the project would be completed by April 30, 2017 which is the final date of the Decree. Councilmember Gassman inquired regarding the high cost of the project. Engineer Craft stated that the most costly part of the project was the purchase of the generator for \$115,000 and the removal and replacement of all the old pumps and lines in the Pump Station as well as the placement of the generator on the land side of the levee. He continued in stating that a roof was also constructed.

M/S, Gassman-Seeley moved the Council adopt Resolution No. 2017-093 recommending payment No. 2 to Burke Electric for Project G-2016, Joyce's Slough Flood Wall Pump Station Generator Addition and Electrical Upgrades - \$76,000.00. On roll call, carried unanimously.

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

Mark S. Vulich
Mayor

Pat Van Loo
City Clerk