

The City Council of Gilbertville, Iowa met in Regular Session on Monday, August 5, 2013 at 7:00 p.m. at City Hall with Mayor Fischels calling the meeting to order. Council members present: Thome, Kavalier, Savage, Meinert and Becker. Quorum present.

Sharon Mayer gave the invocation and Mayor Fischels led the Pledge of Allegiance.

Pledge of Allegiance

Motion by Thome, seconded by Meinert to approve the August 5, 2013 regular session agenda. Ayes - Five. Motion carried.

Approve Agenda

Motion by Becker, seconded by Savage to approve the following items listed on the consent agenda: 1) Minutes of the July 15, 2013 regular meeting; 2) Minutes of the July 31, 2013 special meeting; 3) Resolution 2013-870 authorizing payment of bills and transfers; 4) Utility Billing Reconciliation for the month of June 2013; 5) Resolution 2013-869 - Road Use Report 2012/2013. Ayes – Five. Motion carried.

Consent Agenda

Public Comment: Bill Bohneman sent kudos for the markings at the corner of 5th St & 20th Ave. Mr. Bohneman asked if the Council had talked to Nick Purdy regarding buying land for a fire station. Councilman Becker stated that the land is not for the fire department, but for development and one of the by-products may be a fire department. Mr. Purdy has not been contacted. The Council is waiting on property appraisals. Different purchase options will be considered at that time. There are no grants for the fire department. Dan Wagner asked is the City was preparing for a new police officer. Councilman Kavalier stated that the advertisement is in the paper (Sunday). One application has been received and another interested party has requested an application.

Public Comment

Mayor Fischels opened the public hearing for LOST at 7:03 p.m. No public comments were received. Motion by Thome, seconded by Meinert to close the public hearing at 7:04 p.m. Ayes – Five. Motion carried. Motion by Kavalier, seconded by Savage to adopt Resolution 2013-867 approving – Local Option Sales & Service Tax (1%) to be effective on January 1, 2016 and ending on December 31, 2025. Roll call vote: Ayes –Thome, Kavalier, Savage, Meinert, and Savage. Nays – None. Motion carried.

PH & Res 2013-867 LOST

Mayor Fischels opened the public hearing for variance permit for Jack & Vickie Carlson at 816 9th St. at 7:06 p.m. No public comments were received. PWD Delagardelle stated that the measurements were all correct. Motion by Thome, seconded by Savage to close the public hearing at 7:07 p.m. Ayes – Five. Motion carried. Motion by Kavalier, seconded by Meinert to adopt Resolution 2013-866 approving variance permit for Jack & Vickie Carlson, 816 9th St. Roll call vote: Ayes – Kavalier, Savage, Meinert, Savage, and Thome. Nays – None. Motion carried.

PH & Res 2013-866 Carlson Variance

Motion by Thome, seconded by Savage to authorize setting the date of Public Hearing - Ordinance 274 amending current Gilbertville Traffic Code Section 69.08 (No Parking Zones) for August 19, 2013. PWD Delagardelle explained this designates new “no parking” places on 5th St on the east side, from 20th Ave to 21st Ave, and “no parking” except Sunday & Holidays on the west side of 5th St and the north side of 20th Ave, all due to the new markings on the corner of 5th St and 20th Ave. Ayes – Five. Motion carried.

Set date – PH Ord 274 “no parking”

Motion by Kavalier, seconded by Savage to adopt Resolution 2013-871 authorizing the appointment of parking enforcement officers and approving job descriptions of those officers. PWD Delagardelle asked if they were to wear identifying vests. Councilman Savage said that anything that would identify them as “official”. PWD Delagardelle asked if the position would be eliminated if a new police chief were hired. The answer was possibly. Roll call vote: Ayes – Savage, Meinert, Becker, Thome, and Kavalier. Nays – None. Motion carried.

Res 2013-871 authorizing parking officers

Motion by Thome, seconded by Savage to adopt Resolution 2013-872 appointing parking enforcement officers PWD Delagardelle and Jeff Thome. Roll call vote: Aye – Meinert, Becker, Thome, Kavalier, and Savage. Nays – None. Motion carried.

Res 2013-872 appoint parking officers

Motion by Becker, seconded by Meinert to adopt Resolution 2013-873 approving proposal to Keith Oltrogge, CPA, P.C. for annual audit. The estimated cost of the sewer project has triggered the requirement for the City to be audited annually. Roll call vote: Ayes – Becker, Thome, Kavalier, Meinert, and Savage. Nays – None. Motion carried.

Res 2013-873 auditor

Mayor Fischels questioned whether the WCF Courier ad for Fall & Winter sports publication has been done in the past. Councilwoman Meinert explained that this expense was covered by monies set aside for community activities, such as Gilbertville Days. Councilwoman Meinert stated that it was good public relations as Don Bosco is a large part of the community. Motion by Thome, seconded by Kavalier to approve the full color \$140, 1x2 Fall Sports and Winter Sports ad in the WCF Courier. Ayes – Five. Motion carried.

WCF Fall & Winter Sports Ad

Revision of Resolution 2012-805 to remove "WHEREAS, no wages adjustments will be made as per the policies and procedures policy for current employees" was discussed. PWD Delagardelle said that a part-time employee had been hired for his department. He questioned the inclusion of the above paragraph in the resolution. Everyone else received a 3% cost of living increase which his part-timer did not get. PWD Delagardelle asked if it was the intention of the Council to never give her wage adjustments. Councilman Kavalier asked if the other part-timers received the 3% raise. All the other part-timers employed as of July 1, 2013 received the increase. When Councilman Kavalier asked how that happened Councilman Thome stated that he had made that point when she was hired. Councilman Becker questioned whether the City is abiding by the guidelines. Councilman Thome stated that for the number of hours required \$15.75 an hour is not a bad wage. Councilman Becker suggested that the attorney be contacted to ensure that the City is in compliance with its policies and procedures. PWD Delagardelle said that regardless he would like to see it changed to maintain a fair and equitable environment. PWD Delagardelle quoted the actual recorded motion which read, "Motion by Kavalier, seconded by Savage to approve Resolution 2012-805 setting pay for a city employee at \$15.75 per hour and not to exceed 20 hours per month and no conferences." The motion did not address wage adjustment. Councilman Becker again suggested that the City attorney be contacted to ensure compliance and to clarify the issue. PWD Delagardelle felt that regardless she needs to be included with the rest of the employees. Mayor Fischels agreed that the matter should be forwarded to Attorney McCoy for clarification. Any adjustment would be retroactive to July 1, 2013. Deputy City Clerk directed to contact attorney and include Resolution on the August 19, 2013 agenda.

Revise Res 2012-805 Wage

Police Issues: Councilman Savage asked if the City has received any applications. There has been one application received and another one requested. The ad was in the paper yesterday (Sunday). The Council will consider any applications received at the next meeting.

Police Coverage

The 28E contract with the Sheriff's Department will be going to County tomorrow. The contract initially runs on a monthly basis until December 2013 and can be cancelled with thirty (30) days' notice until October 1st. If not cancelled by December 31, 2013 the contract converts to a quarterly basis and ninety (90) days' notice is required. At July 1, 2014, if not cancelled, the contract converts to an annual basis and ninety (90) days' notice of intended cancellation is required.

Motion by Becker, seconded by Savage to set date of public hearing to consider Resolution 2013-875 Fox Engineering, Ames, IA contract for August 19, 2013. PWD Delagardelle explained that he has been working with Bill Claassen and Fox Engineering on the sewer plant project. Councilman Becker and PWD Delagardelle met with Attorney John McCoy regarding the engineering contract for Fox Contract and had minor revisions. Bill Claassen will also review the contract. Councilman

Set PH –Fox Eng. Contract

Becker stated that the contract should be ready for the Council to consider at the August 19th meeting. PWD Delagardelle stated that he had checked references and received positive responses about Fox Engineering. Claassen had developed a facility plan, but without allowing for much future growth. The DNR had disliked that plan. With this agreement completed, Fox can get started on the new facility plan, which they indicated they could have completed within a month. Councilman Becker said that there will be oversight of the project by the City engineers. Ayes – Five. Nays – None. Motion carried.

Motion by Becker, seconded by Savage to select Option 1 with Emergency Management Levy for funding the radio system project. Ayes – Five. Nays – None. Motion carried.

Emrg Mgmt.

Reports: PWD Delagardelle reported that Bob Brustkern will be finishing curbs in several places around town. Everything is working with water.

Dept. Reports

Motion by Thome, seconded by Kavalier to adjourn at 7:44 p.m. Ayes – Five. Motion carried.

Adjourn

Harry Fischels, Mayor

ATTEST: _____

Jane Walter, Deputy City Clerk