

City of Elk Run Heights
Regular Council Meeting
Eddis Winstead Council Chambers
February 13, 2018 – 7:00 p.m.

Mayor Swope called the meeting to order at 7:00 pm. All present recited the pledge of Allegiance. Roll call of Council Members: Present – Schellhorn, Bass and Wilson. Absent – Smock and Ratchford. Quorum present. Wilson/Schellhorn motion to approve the February 13, 2018 Agenda. Ayes – 3. Motion carried.

Schellhorn/Bass motion to accept the Consent Agenda, approving the January 9, 2018 regular meeting minutes, the January 15, 2018 and January 22, 2018 Budget Workshop meeting minutes, accept the City Clerk's Report, Treasurer's Report, Trial Balance, Budget Report by Function, Investment Report, the Revenue and Expenditure Reports as of January 31, 2018 as presented, approve Resolution 2880 approving and authorizing the payment of City bills, approve Resolution 2881 authorizing the Mayor to enter into a 28E Agreement contract for law enforcement services with the City of Evansdale for fiscal year 2018/2019 at a cost of \$41,387.00, approve Resolution 2882 authorizing the City clerk to publish the employee and elected officials wages for the calendar year 2017 as required by Iowa Code, approve Resolution 2883 authorizing the transfer of certain monies as outlayed and authorizing the clerk to make these transfers: \$50,000.00 from General Fund to the Waste Water Capital Project Fund, \$50,000.00 from the Sewer Fund to the Waste Water Capital Project Fund, \$10,000.00 from the General Fund to the Vehicle Replacement Fund for the end of the year transfer, \$9,000.00 from the Sewer Fund to the Sewer Replacement Fund for the end of the year transfer, \$250.00 from Capital Outlay Office Equipment to Office Equipment Reserve Fund, approve Resolution 2884 authorizing the destruction of City records as allowed by the Iowa Municipal Records Manual, approve the Building Inspector's January Report. Roll call: Roll call: Ayes – 3. Motion carried.

Engineer Jason Miller with MSA Engineering spoke to the council regarding the Waste Water Treatment Project. Jason stated eight months ago MSA completed the Waste Water Facility Plant for Elk Run and Raymond in evaluating the waste water facility rates and solutions and submitted the report to the DNR. Jason has started an analysis for Evansdale and should hear back from the DNR within two months. Jason stated Elk Run has received a new permit in draft form. The permit basically offers a compliance schedule to be done within a time frame of four years; this is written into the permit. Jason added the City could establish a twenty year “disadvantaged community”, allowing extensions. Bass questioned the time frame for the new plant. Jason stated the City would have to comply within two years of making a decision and proceeding. Adding there are about 1,000 cities in the state in this same situation. Wilson ask if Jason had a listing of fundings. Jason replied yes, adding best if design ready then apply for grants. Wilson ask if multiple cities offer a better grant chance. Jason noted the upcoming sewer meeting this Thursday. Mayor Swope questioned who should attend, Bob Dieter. Bass mentioned Elk Run and Raymond have worked together for years. Mayor Swope mentioned Waste Water Supervisor Pat brought in Fluidyne. Jason stated he will bring this information Thursday.

City Engineer Mike Dryden reviewed the Application for Public Right-Of-Way Permit for any utility use. Mike added the City has an Ordinance regarding this but no mechanism in place to implement the permit part. Attorney Hosack agreed. Mike noted conditions must be met insurances, how connections made, all put back as before. Adding this would allow private utilities knowledge of what was there and who is using it. Mike stated the City needs to pass an amendment to the code. Attorney Hosack will address this - making the Code more concrete.

Mike reviewed the Preliminary Engineer's Opinion of Anticipated Construction Costs for Lafayette/Gilbertville Roads – Reconstruction Project for the Surface Transportation Block Grant (STBG) and the Iowa Transportation Alternatives Program (TAP) portion of the FY 2019-2022 Transportation Improvement Program (TIP). Mayor Swope ask to have the City at least put on the list. Mike agreed as cities are on the list for a few years, this is done locally and each eligible city or entity gets one vote, eventually it will get funded. Schellhorn questioned the next step. Mike advised think about it and next month discuss it. Bass ask if Gilbertville/Lafayette Roads should be maintained in the meantime. Mike replied yes. Bass did not want to remove the STOP signs. Mike thought a five foot shoulder both sides overlay would be okay. Bass questioned if the City widened the road would it last ten years. Mike replied if roads updated may last five years. Mike commented the narrower the road the slower the speed. Mike advised do the patches, apply five years before doing and this would be a General Obligation Bond. Mike stated once submitted the City will know how long before funding. Mike thought the City can decide to remove/leave STOP signs. Mike mentioned he has a meeting with Road Ranger regarding extending the water main to the East. Mike will meet with Kyle Durant at INRCOG about sidewalk funding.

City Attorney David Hosack reviewed the Notice – Nuisance Property letters sent to the two properties within the City that are in violation of City Code. Attorney Hosack stated properties have two deadlines - fourteen days to request a hearing or must abate the nuisances within thirty days. Attorney Hosack suggested ways the City could handle this. Adding he is trying to physically look at each property. Schellhorn questioned ownership on one of the properties. Attorney Hosack will correct this.

Council reviewed the Waste Management contract for the City's solid waste disposal. Council is satisfied with Waste Management's service, noting anytime the City calls for something response is quick.

Wilson/Schellhorn motion to approve Resolution 2885 authorizing the Mayor to enter into a five-year contract with Waste Management for solid waste collection, recycling and cardboard service effective from July 1, 2018 through June 30, 2023 Resident curbside recycling must sign up directly with Waste Management at a rate of \$4.99 per month for every-other-week collection. Also per Attachment A there will be a fuel surcharge if diesel increases to a dollar amount equal to or above \$5.00 per gallon. Roll call: Ayes – 3. Motion carried.

Council discussed the James Street Lift Station fencing. Schellhorn got estimates from Menards and Lowes. Bass questioned if the City could make the gate. Schellhorn questioned Tom James about the size of the gates. Schellhorn thinks a 12 foot gate on Gilbert Street and an 18 foot gate on James Street would be sufficient. Schellhorn and Wilson agreed fencing would not interfere with sight lines.

Schellhorn explained he would like to speak with Country Estates as both Menards and Lowes suggested this due to the size of gate, however Country Estates is closed until March 1st. Bass is ok with no fencing. Schellhorn thought since it is in a park with small children it should be fenced. Mayor Swope commented by law it must be fenced. Council decided to discuss this again in April allowing Schellhorn time to check with Country Estates.

Council reviewed the new City truck bids. Mayor Swope stated the City has the money to purchase the truck. Adding the dog park was denied by the Black Hawk Gaming Association. Residents Chad and Staci Frush, 104 Shirley Avenue, commented mileage was more important than use, Wilson agreed. Wilson noted the Chevy was cheaper. Mayor Swope added the package is the same for both. Council agreed to table as only three members present. Schellhorn/Wilson motion to table the truck discussion until next month's regular meeting. Ayes – 3. Motion carried.

Council reviewed the 2018/2019 Fiscal Year Budget. Council approved setting the 2018/2019 Public Hearing. Bass questioned the reason for adding \$100,000.00 to the Waste Water Plant Project.

Wilson/Bass motion to set the Budget Public Hearing to be held March 13, 2018 at the regular council monthly meeting. Ayes: 3. Motion carried.

Council discussed five new Christmas decorations. Bass questioned where the money would come from. Two of the five will be placed in the new Elk Ridge Estates Addition and three will be old replacements. Wilson/Schellhorn motion to approve the purchase of five new street Christmas decorations from Mainstreet, Inc. for a total cost of \$1,920.00. Ayes – 3. Motion carried.

Mayor Swope had the council look at proposed maps of the Northeast Iowa Corridor Study routes. Council thought all routes encroached on future growth for the City. Bass noted all uses involve Plaza Drive. Mike stated this is a \$1,000,000.00 project and could take forty years to complete. Schellhorn questioned if property sold and developed in the meantime what would happen. Mike replied then different routes would have to be found. Bass felt this is not a priority. Mayor Swope stated the City has spent \$20,000.00 on this study so far, which will be done in March.

During New Business Schellhorn questioned the Hogan Hansen Audit regarding the First Security Bank Resolution. Mayor Swope replied City clerk Lundy had found that and it was taken care of.

Bass/Wilson motion to adjourn at 8:55p.m. Ayes – 3. Motion carried.

Tim Swope, Sr., Mayor

ATTEST:

Bonnie G. Cross, Deputy Clerk