

The City Council of the City of Anamosa met in a Regular Session this July 27, 2009 in the Meeting Room at the Anamosa Library at 6:00 p.m. with Danny Young, Brian Harmon, Dennis Hansen, Brady Reynolds and Tom Swisher present. Absent: Bill Feldmann. Mayor Jon Hatcher presided. Also present were Patrick Callahan, City Administrator, Tammy Coons, City Clerk; Larry Driscoll, Public Works Director; and Dave Stoklasa, Snyder & Associates. Guests Present: Alan Rush, Dennis Walters and Mike Lathrop. Mayor Jon Hatcher called the regular meeting to order at 6:00 p.m. with a quorum present.

Council Minutes

Motion by Hansen, second by Reynolds to approve the minutes from the July 13, 2009 Regular Council meeting. All Ayes. Motion Carried.

Proclamations

Anamosa Community School District 150th Year Anniversary

Mayor Hatcher proclaimed that the school year of 2009-2010 shall be known as "150 Years of Educational Excellence" as stated and read the proclamation presented by the Anamosa Community School District.

PUBLIC HEARINGS

Public Hearing Regarding Sale of Parcel of Land Adjacent to the North Williams Street ROW to Randy and Rosann Caspers

Mayor opens public hearing regarding the sale of parcel of land adjacent to the North Williams Street row to Randy and Rosann Caspers at 6:04 p.m.

Pat Callahan reviewed and identified the parcel of land for proposed sale. Pat stated that no written or verbal comments had been received. Larry Driscoll asked how close this parcel was to the road. Pat stated that the City would need to retain an easement for a water line. Larry questioned why the City would sell the portion of the land where a water line was located.

Motion by Young, second by Harmon to close the public hearing at 6:08 p.m. All Ayes. Motion Carried.

COMMUNITY BETTERMENT

Ordinance Vacating and Conveying a portion of Sadie Street ROW

Motion by Harmon, second by Young to approve the **third reading of Ordinance 857** vacating and conveying portion of Sadie Street. Young clarified that this sale of Sadie Street ROW is not an approval of the School's proposed new addition. Alan Rush addressed the Council questioning the compliance of this sale with State Code requirements. He feels that Anamosa School has not agreed to their responsibilities at this point. He also stated that the School's proposed drainage from the proposed building and parking do not meet the requirements in this ordinance. Discussion followed. Roll Vote. 1-Absent, Feldmann. All Remaining Ayes. Motion Carried.

Sale Price of Portion of North Williams Street ROW to Randy and Rosann Caspers

Pat stated that Larry will need to mark out the location of the water line on this property. Larry was given a map identifying the location of this parcel and after his review he stated that there are no water or sewer lines that run through this parcel of land. Discussion followed on the proposed sale price of the parcel of land.

Motion by Swisher, second by Young to sell the parcel of land to Randy and Rosann Caspers for \$2,000, plus all out-of-pocket expenses such as legal fees, publication and recording costs. All Ayes. Motion Carried.

Request for Waiver of Section 167.16(3) J of the Site Plan Ordinance for McDonald's Commercial Project

Pat reviewed the requested waiver submitted for the McDonald's Commercial Project. Discussion followed.

Motion by Hansen, second by Harmon to approve the waiver to Section 167.16(3)J of the Site Plan Ordinance regarding the deletion of mechanical screening for the McDonald's Commercial Project. All Ayes. Motion Carried.

Report on Anamosa Community High School Site Plan

Pat stated that the site plan for the High School addition included in the Council packet is just a draft at this point. It has not been finalized. Pat stated that the Council members are invited to attend the August 3rd School Board meeting to hear the presentation being made on this proposed project. Pat stated no action is required at this time. Discussion followed.

PUBLIC SAFETY**Possible Conversion of Yield Sign to Stop Sign on South Garnavillo Street at the Intersection of 2nd Street**

Pat stated this was a suggestion he received from Matt Menard, Police Chief and Larry Driscoll, Public Works Director. Discussion followed.

Motion by Young, second by Reynolds to authorize Pat Callahan to prepare an ordinance reflecting this change for the next Council agenda. All Ayes. Motion Carried.

Request to Strawberry Hill Staff to Not Park on East First Street and East Second Street

Pat reviewed the proposed request to ask the Strawberry Hill Elementary School staff to not park on East First Street or East Second Street. Discussion followed. It was the consensus of the Council to present the proposed letter to the Strawberry Hill Staff as suggested.

PUBLIC WORKS**Water Well No. 6 Project**

Pat stated that all the adjacent property owners to the proposed well property have been contacted. Larry questioned not having the agreement of the property owners in place prior to applying with the DNR for this project. Dave Stoklasa stated that there is no specific deadline for obtaining these signed agreements, but he stated that the City will need these signed agreements before the construction application can be submitted.

Dave updated the Council on the status of the proposed well project to date. The DNR should have completed the environmental review by the time of the public hearing on September 14, 2009.

Resolution Setting Date for Public Hearing for State Revolving Fund (SRF) Loan for Water Well Project

Motion by Hansen, second by Young to approve **Resolution 2009-52** setting date for public hearing for the State Revolving Loan Fund – Environmental Information Document and City Water Well No. 6 Project for September 14, 2009 at 6:00 p.m. Roll Vote. 1-Absent, Feldmann. All Remaining Ayes. Motion Carried.

Water Pressure in the Anamosa Commercial Park

Mike Lathrop, J&P Cycles addressed the Council regarding the current water pressure in the Anamosa Commercial Park, in particular in the new motel. He has received complaints on varying water pressure in the hotel. He stated that they will be looking at possible internal issues causing this low pressure, but he is questioning the potential water pressure in other areas of the Commercial Park. Larry Driscoll suggested looping the water lines in the Park to help with the fluctuations in water pressure. Mike stated that they will do everything on their side to identify the water pressure problem. Mike asked if the water pressure would ever improve, as they are looking at putting in a booster pump and they do not want to go to that expense and then have the water pressure get better later. Larry stated that the most pressure the Park would ever have is 55 psi. If they wanted or required more than that, they would need to install a booster pump. Dennis Walters stated he was told that the back flow preventor could make as much as 10lb difference in water pressure. He stated that businesses in other communities have been given the option to remove the back flow preventor. Larry Driscoll stated that he would not recommend removing the back flow preventor. The current ordinance requiring these devices protects the City. He stated he would be willing to put a check valve in place until this is corrected. Dennis asked if it would be feasible with the water pressure to install a sprinkler system at J&P Cycles. Larry stated that the most water pressure that J&P Cycles would ever have is 45 psi.

Proposed Wastewater Treatment Plant 2010 Improvements and Status of CDBG Funding for Project

Pat clarified that the proposed Lift Station Project and Fire Station Project previously discussed were not eligible for I-Jobs Funding.

Acquisition of Property Owner Waivers for the Proposed WWTP 2010 Improvements

Dave stated that the IDNR has a separation distance requirement with property owners for the proposed WWTP 2010 Improvements. Dave reviewed the aerial map indicating the area of separation and the affected property owners. Dave would encourage the City to move forward with obtaining those waiver signatures now from the affected property owners. Discussion followed.

Motion by Hansen, second by Reynolds to authorize Pat Callahan and Dave Stoklasa to proceed with securing the required waivers from the affected property owners. All Ayes. Motion Carried.

Request to Trim or Remove Trees in a Vacated City Alley

Pat stated Larry had received a request from a home owner on S. Garnavillo to remove trees in a vacated alley. Pat stated that it is physically impossible to get equipment in the alley on either end to remove the trees. Pat suggested selling the alley to adjoining property owners, but retain an easement for the electric and sewer line running through the alley. Discussion followed. Pat stated he will ask Adrian what possible options the City has and what is required of the City in this instance in a vacated alley.

Pay Request No. 7 to WRH, Inc. for the WWTP Operations Building Project

Motion by Harmon, second by Hansen to approve Pay Request No. 7 for \$42,283.28 to WRH, Inc. for the WWTP Operations Building Project. All Ayes. Motion Carried.

Resolution Accepting the Wastewater Treatment Plant Operations Building Project

Dave stated that the contractor, WRH, Inc. has completed 100% of the contract with the exception of several punch list items, with two of the items being more important items. WRH, Inc. is anxious to complete the outstanding punch list items. Snyder's is recommending acceptance to the project at this time. Discussion followed. Larry asked what happens if the City gets penalized for the by-pass issue earlier this year. Dave stated that that would probably be a matter for litigation. Discussion followed. Danny Young asked Larry if he was aware of any outstanding issues that would affect the operation. Larry stated there were no operational issues, but there is an air leak in a compressor hose, which causes the compressors to run 24/7 and creates an increase in the electric bill. Dave stated he would add this to the punch list.

Motion by Young, second by Harmon to approve **Resolution 2009-53** approving and accepting the work done by WRH, Inc. on the Wastewater Treatment Plant Operations Building Project. Roll Vote. 1-Absent, Feldmann. All Remaining Ayes. Motion Carried.

FINANCE

Resolution Approving the City Application for funding for the Flood Protection Levee Improvements from the I-Jobs Program

Motion by Young, second by Hansen to approve **Resolution 2009-54** approving the City application for funding for the Flood Protection Levee Improvements from the I-Jobs Program. Roll Vote. 1-Absent, Feldmann. All Remaining Ayes. Motion Carried.

Resolution Approving the City's Application for Funding for WWTP Flood Mitigation Project from I-Jobs Local Infrastructure

Motion by Hansen, second by Harmon to approve **Resolution 2009-55** approving the City application for funding from the I-Jobs Program for the Wastewater Treatment Plant Flood Mitigation Program. Roll Vote. 1- Absent, Feldmann. All Remaining Ayes. Motion Carried.

Resolution Approving the Clean Water SRF Intended Use Plan Application for the Wastewater Treatment Plant and Sanitary Sewer Lift Stations

Motion by Young, second by Hansen to approve **Resolution 2009-56** approving the Clean Water SRF Intended Use Plan Application for the Wastewater Treatment Plant and sanitary sewer lift stations. Roll Vote. 1-Absent, Feldmann. All Remaining Ayes. Motion Carried.

Resolution Approving an Application for Baseball Field/Softball Field Relocation Project from I-Jobs Local Infrastructure Program

Motion by Harmon, second by Reynolds to approve **Resolution 2009-57** approving an application for baseball/softball field relocation project from I-Jobs Infrastructure program. Roll Vote. 1-Absent, Feldmann. All Remaining Ayes. Motion Carried.

Pay Request No. 7 and No. 8 to Ricklefs Excavating for WWTP Engineered Fill Project

Discussion was held on the pay requests presented.

Motion by Young, second by Hansen to approve pay requests no.7 for \$23,275.66 and pay request no.8 for \$21,293.82 to Ricklefs Excavating for the WWTP Engineered Fill Project. All Ayes. Motion Carried.

Payment of Bills for the Month of July, 2009

Motion by Harmon, second by Young to approve the payment of bills for the month of July, 2009. Discussion followed. All Ayes. Motion Carried.

CITY ADMINISTRATOR'S REPORT:

Pat stated he and Brady Reynolds met with the neighbors on the alley between 1st and 2nd Streets. We are still waiting for Swain's decision on the proposed alley purchase.

Pat stated that Marty Kelzer asked that the hotel/motel tax increase be put on an upcoming agenda. He would like to see this put on the November, 2009 ballot.

Adjournment

Motion by Young, second by Harmon to adjourn at 8:14 p.m. All Ayes. Motion Carried.

Jon Hatcher, Mayor

ATTEST:

Tammy Coons, City Clerk