

The City Council of the City of Anamosa met in Regular Session this December 11, 2017 in the Council Chambers at City Hall at 6:00 p.m. with Rich Crump, Bill Feldmann, John Machart, Rod Smith, Cody Shaffer and Betty Weimer present. Absent: None. Mayor Dale Barnes presided. Also present were Tammy Coons, Interim City Administrator/City Clerk; Dan Smith, Wastewater Superintendent; Tyler Laing, P&R Director; Gregg Carpenter, Streets Superintendent; Rebecca Vernon, Library Director; Adrian Knuth, City Attorney; and Kay Smith, Council Member Elect. Guests Present Addressing the Council: Carrie Klatt, 303 Gibbs St.; and John Ely, 301 N. Davis St. Mayor Dale Barnes called the meeting to order at 6:00 p.m. Roll call was taken with a quorum present.

Council Minutes

Motion by Smith, second by Shaffer to approve the minutes from the November 20, 2017 Special Council meeting and the November 27, 2017 Regular Council meeting. All Ayes. Motion Carried.

PUBLIC HEARING:

Public Hearing on Proposal to Grant Easement to Mike and Carrie Klatt to Install and Maintain Concrete Pad within West Liberty Street Right-of-Way

Mayor Barnes opens the public hearing at 6:01 p.m. No comments were offered by the public present. Motion by Smith, second by Weimer to close the public hearing at 6:01 p.m. All Ayes. Motion Carried.

COMMUNITY BETTERMENT:

Resolution Granting Easement to Mike and Carrie Klatt to Install and Maintain Concrete Pad within West Liberty Street Right-of-Way

Smith asked Adrian Knuth, City Attorney to refresh his memory and repeat their recent conversation regarding this request. Adrian stated that in any claim of injury or damage caused by the concrete pad in the right-of-way, the City can still be named as a defendant. The City should be named as an additionally insured on the property owner's insurance and this requirement should be listed in the indemnification clause. Adrian states that this can be required to transfer to any future property owner. Discussion followed. Carrie Klatt, 303 Gibbs St. addressed the Council questioning the difference between someone hurting themselves on the ROW as it exists now or with a concrete pad there. Discussion followed. Adrian will prepare a draft resolution to be considered at the next regular City Council meeting.

Bids Received on Purchase of Old Hospital Site

Tammy Coons, Interim City Administrator/City Clerk stated that no bids had been received. She also stated that she contacted all three previously interested parties in follow up and one party stated that they were not interested anymore. One party stated that after a tour of the building, they realized that there will be a bigger expense then originally estimated, but may still be interested if allowed more time for research. The last party stated that they were disappointed that the City had not just offered them the property and that the City had put it out to the public for bid. Discussion followed. Weimer suggested that the Council postpone any action on this item until the new City Administrator is in place and can possibly offer other options. No action was taken.

Ordinance Amending Chapter 55 of the City Code (Animal Protection and Control) to Drop Breed Specific Prohibition

Motion by Shaffer, second by Crump to approve the **Second Reading of Ordinance** Amending Chapter 55 of the City Code (Animal Protection and Control) to Drop Breed Specific Prohibition. Adrian Knuth made the suggestion that the Council not move to waive the third reading of the ordinance at this time to allow him to do more research regarding his previous statement that he would have a difficult time defending this ordinance as it currently is. Discussion followed. Roll Vote. 4 – Nays, Smith, Weimer, Machart and Feldmann. All Remaining Ayes. Motion Failed.

Offer from Charlotte Scheckel to Purchase 101 ½ E. Main Street

Motion by Feldmann, second by Machart to accept offer from Charlotte Scheckel to purchase 101 ½ E. Main Street and authorize the Mayor to sign purchase agreement. All Ayes. Motion Carried.

Resolution Setting Public Hearing on Proposal to Sell 101 ½ E. Main Street to Charlotte Scheckel

Motion by Feldmann, second by Weimer to approve **Resolution 2017-62** Setting public hearing on proposal to sell 101 ½ E. Main Street to Charlotte Scheckel. Roll Vote. All Ayes. Motion Carried.

Cemetery Rules and Procedures for Placement and Removal of Flowers and Items on the Gravesites at Riverside Cemetery

Motion by Smith, second by Feldmann that this item be tabled until the first regular meeting in January, 2018 to gather more information. All Ayes. Motion Carried.

PUBLIC SAFETY:

Beer and Liquor Licenses: None

Renewal of Waste Collections Licenses for 2018

Motion by Shaffer, second by Feldmann to approve the renewal of the waste collection licenses for the following haulers: BFI Waste Services, LLC (DBA Republic Services), Edwards Sanitation, Frazier's Sanitation, Lindou, Inc. (DBA Wapsi Waste), VIP Sanitation and Waste Management. All Ayes. Motion Carried.

PUBLIC WORKS:

HR Green Professional Services Agreement Amendment No. 5 for Additional GIS Services for Storm Sewer

Motion by Feldmann, second by Shaffer to approve HR Green Professional Services Agreement Amendment No. 5 for Additional Services for Storm Sewer. All Ayes. Motion Carried.

FINANCE:

Offer of Employment and Approving Employment Agreement for City Administrator

No action was taken at this time.

Resolution Hiring and Setting Salary for City Administrator for Fiscal Year Ending June 30, 2018

No action was taken at this time.

CITY ADMINISTRATOR'S REPORT:

Tammy asked the Council what day and time the Council members would like to hold a closed session regarding the continued discussions with City Administrator candidates. It was a consensus of the Council to hold a closed session tomorrow, Tuesday, December 12, 2017 at 8:00 p.m.

MAYOR AND COUNCIL:

Crump, Jones County Tourism – reported that the Board had met and set the budget for next year. He also asked that all elected officials try and attend the annual meeting in January. Crump also congratulated Tyler Laing, P&R Director on the success of the recent Tree Walk event.

Smith, P&R Board – reported that recent Jim McDonough concert went well and thanked Tyler for a “good job”. Smith also reported on a recent meeting that he, Machart, Gregg Carpenter and Doug Ricklefs had regarding the drainage issues for residents on Chamber Drive and Council Street. He said they met in that area and did a “walk through” and they determined that most of the water drainage issue

is due to the ground water in the area and not as much a run-off issue. Smith also explained that the houses in the area are at all different levels. He suggested that the homeowners and contractors meet to find solutions to the drainage and run-off issues. Smith stated that all the property owners need to be in agreement with the plan. Machart agreed with Smith's comments and report.

Public with Business with the Council on Items not on the Agenda:

John Ely, 301 N. Davis Street addressed the Council reading a filing made by attorney, Matt Novak stating that the Amy Ford vs. City of Anamosa litigation has been settled, which was filed on November 20, 2017 allowing 60 days for response. John asked the Council for an update. Weimer stated that it is not official until the response is made. John then questioned if Council Member Elect Kay Smith had been sworn in yet. Weimer stated no, as Kay Smith has not voted on any official Council action and has only been involved in the City Administrator Search process as a "committee" member.

Adjournment

Motion by Smith, second by Crump to adjourn at 7:03p.m. All Ayes. Motion Carried.

Dale Barnes, Mayor

ATTEST:

Tammy Coons, City Clerk