

City of Carter Lake
Regular City Council Meeting
Monday, June 19, 2017

The Pledge of Allegiance

Mayor Waltrip called the meeting to order at 7:00 p.m.

Roll Call: Present: Council members: Barb Melonis, Pat Paterson, Jason Gunderson, Ron Cumberledge, Absent: Frank Corcoran Also present City Clerk, Jackie Stender and City Attorney Michael O'Bradovich

Approval of the Agenda – Moved by Melonis, seconded by Paterson; Ayes: Unanimous.

Approval of the Consent Agenda items as follows: May 15 minutes, May financial reports, claims, overtime reports and department reports from fire/ems, senior center, library and police department moved by Melonis, seconded Paterson; Ayes: Unanimous.

New Business:

Open bids for Towing Contract. Cumberledge moved to award bid to Arrow Towing with effective date of August 1, 2017, seconded by Paterson; Ayes: Unanimous. Melonis moved to approve liquor license for JumpStart, seconded by Paterson; Ayes: Unanimous. Melonis motioned to approve tobacco permits for Casey's General Store, Kwik Shop, Dollar General, and Spearmint Rhino Gentleman's Club, seconded by Gunderson; Ayes: Unanimous. Paterson moved to approve Solid Waste Collector Permits from Fitch Inc., A-1 Containers; A-Quik Dump; Abe's Trash Service Inc., Papillion Sanitation, Affordable Container, seconded by Melonis; Ayes: Unanimous. Motion to approve lease with Connections Area Agency on Aging is tables, board would like to know if the food has improved before approving.

Communication from the Police Department: Sergeant Driscoll was present to introduce K-9 Officer Delta and his handler Officer Owens. Officer answered questions from the audience and council; Carter Lake Fire Department representatives presented a \$1,000 donation to assist with the food and care for Delta; Sergeant Driscoll updated the council concerning the U.S.A. Triathlon that will be holding events in Carter Lake August 12-13; requesting permission to close the parks from 5 A.M.-2 P.M. both days; Carter Lake EMS, Fire and Police officers will be on hand for patrol and response for rescue or medical assistance as needed. Council agreed to the request. June 26-29 Officers from the area will be taking SIMS training in and around the elementary school. The training is provided at no cost to all officers.

Communications from the Public:

The following residents made request to close streets for 4th of July celebrations: Ron Bothwell Jr. close Ave K from 13th east to the dead end; Melonis moved, Paterson seconded; James Banks close 11th from Cachelin to P St.; Melonis moved; Gunderson seconded; Risa Putnam close Janbrook from 13th-14th St.; Paterson moved, Melonis seconded. All request were unanimously approved. Sandy Coburn Wood Ave from 7th-9th Melonis moved; Paterson seconded.

Earl Bowser wanted to know why it was necessary to have a special council meeting one week before the regular meeting. There is no way for the public to receive notification when a special meeting is scheduled at the last minute. Request that an email be sent to residents because they don't have time to stop at the library to see if there is a meeting going on. Also would like an update for parking on Redick; Jerry said idea fell apart because there is not enough time to get project completed.

Bill Dahlheimer, questioned if city attorney was at the special meeting? Mike stated he was not invited. Handed out overhead color photos of the shoreline erosion. Pointed out that he provided these photos months ago and nothing has been done to correct the erosion. Offered suggestions utilizing broken concrete; Bill submitted resignation from storm water committee because in 2 years had not been invited to a meeting. Melonis stated it would be appropriate for the Mayor to follow up and find out if the committee is meeting;

Communication from Mayor Waltrip: Lone Mountain Trucking request to complete parking lot expansion. Requesting variance to have 16 setback instead of 20 foot; request 20 foot aisle instead of 27 foot as required; request no landscaping; and no lighting plan was provided. Planning Board did not move on the request due to lack of quorum the last week. Attorney said there is probably no issue with the aisle or lighting but the setback issue probably needs to be addressed by Board of Adjustment; Believe the board can agree to the size of the aisle and landscaping they don't need BOA; Lighting plan needs to be provided to Planning; Cumberledge clarified, the council can approve aisle length and landscaping; but the setback goes to the Board of Adjustment; Engineer said they created the parking lot 16 feet off the lot line to match concrete that what already in place and no one said anything and stalls were 18x9. Attorney said the council could make motion to approve plans as present. Cumberledge motioned to approve plans as presented to match the existing parking lot, Melonis seconded. Ayes: Unanimous. Light plans will need to be taken to the Planning Board.

Mayor stated that at the special meeting nothing was accomplished; and would like council to recognize the Mayor as the direct supervisor of the employees per state code; Mayor request the council to hire Lem Sheard as the residential building inspector; Melonis motioned to hire Lem Sheard on a one year term with a review in 6 months. If Lem or his company area doing any contract work, that another individual be the reviewer and inspector of the job, seconded by Cumberledge. Earl Bowser asked if a copy of the engineering degree before he is hired so the board can be aware. Ayes: Melonis, Gundersen and Cumberledge Neys: Paterson

Communications from Councilman Paterson:

Water Analyst position is now open with Tim Parker's resignation, Mayor, Where are we in hiring a water inspector? When does paperwork have to be to the state? DNR documents are due by 1st of July. Paterson motioned to hire Rex Schambaug for 6 months on contract and we authorize the City Attorney and City Clerk to work with Rex to possibly hire him as city employee at the end; The City Attorney and City Clerk to enter into contract with Rex for \$500 per month if that is still an acceptable price. Paterson

Some employees are not taking lunch breaks, there are studies that it is safer and more productive if lunch breaks are being taken by city employees. City Attorney: Breaks are not mandatory per the union contracts, it does however give the department head the right to schedule breaks for the employees and are your department heads accommodating without penalizing or punishing employees who request to take breaks? Clearly department heads are given the authority to set those schedules. If they want to take lunch, you have to make certain they are allowed to take lunch and they do so without negative consequences. What if employees are taking lunch but not punching out for it? That is the concern; or eating while driving from one place to another. Cumberledge: most employees worry about days off, lunch breaks and their vacations, I find it weird that they don't care about lunch break, we don't want other departments to start saying well I am not taking my lunch break so I am leaving an hour or ½ hour early. Mayor stated he would write a letter to department head and pass out to each department head. Cumberledge it should be a level playing field, you should not be able to take your lunch break while driving to next job when the next guy has to clock out to take lunch break. Melonis would like the Mayor to strongly encourage all department heads that all employees are encouraged to take lunch breaks.

How is the remodeling of the park bathrooms and security camera installation going? Maintenance Department was given the responsibility during the budget talks. The department has not had time to get to the project. Mayor will talk with Ron for update for the next council meeting.

At the last council meeting Pat was granted permission by the council to work with Chris to develop a plan for ropes and bouys at Wavecrest. Pat and Chris met and made decision after that meeting. Pat talked to Chris today Chris stated that the Mayor told him do not order them. Mayor disagrees "he stated we are not putting in bouys until I talk to the insurance company". Safety should be main concern, if we are insurable according to ICAP, then it would be silly to not rope off an area. It is an accident waiting to happen,. Gundersen motions to buy bouys, seconded by Paterson. Ayes: Unanimous. Melonis, Mr. Mayor we have to do something to discourage the combination of boaters and swimmers in swim area.

Concerning the Library construction project; How did that project get approved and moved to the front of the line. It would appear at a minimum the council should have been informed before spending city funds doing whatever was done. How did it get approved? Mayor, The Library board wanted the canopy removed, it was rusting and hornets nest were being built. The library board approved the expenditure and in the process the sidewalk from parking lot to the library was buckling. The City has funds in road use for these improvements and the maintenance department completed the work. Code clearly states that the City Council approves all improvements of buildings.

Communications from City Attorney regarding fireworks regulations. Council has right to limit the time frame of discharge of fireworks. Clerk provided copies of Sioux City, Attorney will come back to next meeting with a more information.

Clerk updated council on the Iowa DNR Application for Dock and Swimming Area; received request from Army Corp asking for more information by July 1st clerk will complete and send off. Clerk provided the rule book from the Iowa League of Cities that was adopted by council years ago. Clerk provided list of documents to be shredded over the next few months, Paterson motioned to approve shredding under the Iowa League of Cities rules, seconded by Melonis. Ayes: Unanimous.

Melonis motioned to approve Resolution to approve 2017-18 wage increases to be effective July 1, 2017, seconded by Paterson. Ayes: Unanimous.

Gundersen motioned to approve resolution to approve Urban Revitalization Tax Exemption for 3006 Nakoma Lane and 3008 Nakoma Lane, seconded by Paterson.

Adjourn at 9:40 p.m.

Jackie Stender
City Clerk

Gerald Waltrip
Mayor