

City of Carter Lake
Regular City Council Meeting
Monday, July 16, 2018

The Pledge of Allegiance

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

Roll Call: Council members Present: Jackie Wahl, Jason Gunderson, Pat Paterson and Frank Corcoran Aaron Grell was absent. Also present City Clerk, Jackie Stender and City Attorney Michael O'Bradovich.

Mayor opened the public hearing to receive comments concerning the request to vacate Avenue J. No written comments have been received by Clerk or Council. Mayor asked would adjacent property still have access if the city vacates the road way? Attorney O'Bradovich stated that Iowa Code states that all adjacent property owners own one half of the street and no other property owner may limit access to others. No one can impair access along the vacated street. Is an easement added to protect owners? The Code says once the council gives up the road it is no longer the City say, we can establish an easement that goes with the property forever. Attorney will try to locate an answer for the Mayor. Gunderson moved to close the hearing, seconded by Corcoran. Ayes: Unanimous.

New Business: Paterson moved to approve agenda, seconded by Gunderson; Ayes: Unanimous. Gunderson moved to approve the consent agenda, seconded by Paterson; Ayes: Unanimous. Corcoran moved to approve Salvage Yard Permit for City Super Shop, seconded by Paterson. Ayes: Unanimous. Gunderson moved to approve the appointment of Matt Waldron to the Fire Department, seconded by Paterson, Ayes: Unanimous.

Department Supervisors: Police Chief hired new officer who will be attending the academy, reminded everyone about the National Night Out event for August 7th from 6-9 p.m at Mabrey Park. Joint event with Police, Fire and Parks – lots of fun stuff for families.

Mayor Cumberledge requested council support for approving the amendment to the agreement with the Ponca Indian Tribe concerning the Casino. Gunderson moved to approve, seconded by Corcoran. Ayes: Unanimous. Gunderson moved to approve Bonnie Freeman to the Library Board, seconded by Paterson, Ayes: Unanimous. Gunderson moved to approve the proposed agreement with the Iowa DNR for the materials to stabilize the shoreline, seconded by Paterson, Ayes: Unanimous. Corcoran moved to approve the request for a temporary lot at PVS during this current project, seconded by Paterson, Ayes: Unanimous. Verizon/MCI is requesting an agreement for the Fiber Optic project, council requested to table the issue at this time. Mayor Cumberledge moved to sign a Proclamation in support of the National Night Out event on August 7, 2018 at Mabrey Park.

Paterson expressed his disgust at the construction equipment that is being stored on the vacant lot off Abbott Drive. Wants to see it moved. Company leased property from the bank and can move equipment on to the Nebraska side of the lot but it will still be an eye sore for the next year

or so. Paterson thanked the Clerk and Park Director for getting the new signs up at Mabrey Park. Paterson would like to know the status of the Omaha Tribe Land and getting it cleaned up. Mayor has had very little success in getting anyone to respond to his phone calls and emails. Mike will prepare a letter to address the problems. Paterson would like to schedule a workshop to keep the rental inspection program plans moving forward. Paterson moved to hire a third party inspector to handle the inspections for the first year, seconded by Wahl, Ayes: Unanimous. Paterson questioned why does the parks department have \$3,000 in overtime this past month? Mayor said it is for field prep before games. Paterson wants to see it managed better. Gundersen mentioned that some employees are not taking lunch and still getting overtime. Some OT is for call out maintenance issues. Mayor will follow up with the departments supervisors

Ray Pauly was present to update the Council on the Planning Board's last meeting. Board reviewed the Casino plans for mechanical, electrical and fire protection and approved. We agreed to the plans based on the development agreement that will be signed by the Council on the project. Board had a request from some residents who live at the east end of Avenue Q, looking for support from the Planning Board to encourage the Council to allow develop their land for housing.

Paterson moved to approve 2017-18 fund transfers to close out the year, seconded by Gundersen. Ayes: Unanimous.

Gundersen moved to set public hearing for ordinance amendment for the height restrictions in all zoning districts, seconded by Paterson. Ayes: Unanimous.

Clerk Stender provided information to implement the state electrical inspector, council would like to move forward with State Electrical inspection services by resolution. Paterson wants to make it official at the next meeting

Gundersen moved to go into executive session to discuss Union contract issues pursuant to Iowa Code section 21.5(1)(c) at 8 p.m., seconded by Paterson. Ayes: Unanimous.

At 8: 50 p.m. the council reconvened in regular session.

Gundersen moved to approve 2018-19 wages seconded by Corcoran. Ayes: Unanimous.

Gunderson motion to adjourn at 8:55 p.m. seconded by Wahl. Ayes: Unanimous.

Jackie Stender
City Clerk

Ron Cumberledge
Mayor