

City of Carter Lake  
City Hall – 950 Locust St.  
Proceedings: Monday, February 16, 2015  
Regular City Council Meeting – 7:00 PM

The Pledge of Allegiance

Mayor Gerald Waltrip called the meeting to order at 7:00 PM.

- I. Roll Call: Present – Mayor Gerald Waltrip  
Council members Ed Aldmeyer, Dave Huey, Ron Cumberledge, Barb Hawkins and Barb Melonis.  
Also present – City Clerk Doreen Mowery  
Absent – Attorney Joe Thornton
- II. Approval of the Agenda – Moved by Council member Aldmeyer seconded by council member Hawkins to approve the agenda as presented. Ayes: Unanimous.
- III. Consent agenda – Moved by council member Aldmeyer seconded by council member Huey to approve the consent agenda as presented. Ayes: Aldmeyer, Hawkins, Huey, Melonis. Nays: Cumberledge.
- IV. New Business
  - A. Bond Issues
    1. General Obligation Capital Loan Notes, Series 2015A – Fire Truck/Equipment
      - a. Moved by council member Melonis seconded by council member Aldmeyer to approve the final Preliminary Official Statement dated Feb. 6, 2015. Ayes: Unanimous.
      - b. Moved by council member Cumberledge seconded by council member Huey to approve the Proposed Purchase Agreement with D.A. Davidson. Ayes: Unanimous.
      - c. Moved by council member Aldmeyer seconded by council member Melonis to adopt a resolution Directing the Acceptance of a Proposal to Purchase \$775,000 (Dollar Amount Subject to Change) General Obligation Capital Loan Notes, Series 2015A. Ayes: Unanimous.
    2. General Obligation Local Option Sales and Services Tax Refunding Capital Loan Notes, Series 2015B – Advance Refinancing – City Hall Bonds
      - a. Moved by council member Aldmeyer seconded by council member Huey to approve the final Preliminary Official Statement dated Feb. 6, 2015. Ayes: Unanimous.
      - b. Moved by council member Aldmeyer seconded by council member Melonis to accept the Independent Accountant’s Verification Report submitted by D. A. Davidson. Ayes: Unanimous.
      - c. Moved by council member Aldmeyer seconded by council member Cumberledge to adopt a resolution Directing the Acceptance of a Proposal to Purchase \$3,380,000 (Dollar Amount Subject to Change) General Obligation Local Option Sales and Services Tax Refunding Capital Loan Notes, Series 2015B. Ayes: Unanimous.

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B. Communications from the Public

1. Dave Deboer was present to answer council questions regarding a proposed amendment to the contract for water supplied by MUD. The retail capital facility charges will no longer be charged by MUD; therefore the City would be able to keep those fees for their own use. MUD has submitted a proposed First Amendment to the agreement that the City of Carter Lake has with them for water service. Moved by council member Aldmeyer seconded by council member Hawkins to approve the amendment as submitted. Ayes: Unanimous.
2. Steve Robinette, from PeopleService, was present and submitted a proposed updated administrative service agreement. The current contract expires July 1, 2015 and there is a 90 day written notice requirement for cancellation by either party (April 1). PeopleService would be willing to look at implementing online billing and a meter change out program, if those are services the council would like to consider. The meter change out would consist of changing out approximately 200 meters per year over a 5 year period. The Attorney has not had an opportunity to review the contract. Moved by council member Aldmeyer to approve. Council member Cumberledge would like to table the proposed agreement until the Attorney has reviewed the contract and we have solicited bids from other companies that provide the same service. The Attorney stated that the council review Exhibit A as a description of services provided and that would be what the other companies should also bid on. Moved by council member Cumberledge to table the proposal until the attorney can review the contract and solicit bids. Council member Melonis seconded the motion. Council member Aldmeyer had a motion on the floor that the clerk did not hear or record. Roll call on the motion to table and solicit. Ayes: Unanimous. Council member Cumberledge stated he would participate in soliciting bids.
3. Roger Wilson reviewed a letter sent to the council regarding the Pot-In-Pot Nursery Project planted on property north of the Library. This project has been a work in process for five years. It has now been completed and will be in a perpetual state of growth. The Mayor commended Mr. Wilson for staying on top of the project.
4. Mary Schomer updated the council on the services that the Library provides. She gave the council members a packet with several testimonials from patrons that they took over a three day period. She also shared some of the “Thank You” notes received from school children for the programming that they held at the school. There will be an open house at the Library on March 2<sup>nd</sup> at 5:30 PM. One of the largest services that they provide at the library is programming. She would like the council to know they are more than just books. Mary thanked maintenance for their new circulation desk.
5. Moved by council member Cumberledge seconded by council member Huey to approve renewal of the Dollar General liquor license. Ayes: Unanimous.
6. Moved by council member Huey seconded by council member Cumberledge to approve renewal of the liquor license for the Carter Lake Lounge. Ayes: Unanimous.

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7. Moved by council member Aldmeyer seconded by council member Huey to approve renewal of the liquor license for the Holiday Inn Express & Suites.  
Ayes: Unanimous.
- B. Communications from the Departments
1. The new Fire Department Officers are Chief – Eric Bentzinger, Asst. Chief – Allan Kuiper, Trainer – Misty Kuiper, Fire Captain – James Snelling, Fire Captain – Jim Collins, EMS Captain – Diane Hite, Fire Lt. – Jason Smyser, EMT Lt. – Ashley Dishong, WET Lt. – Akeem Banister. Moved by council member Melonis seconded by council member Aldmeyer to approve the new officers as presented. Ayes: Unanimous. Allan Kuiper stated that the department has averaged a call a day since the first of the year. He also thanked the council for the cooperation with the fire truck bond issue.
  2. There was not a Planning Board update at this time.
  3. Council member Aldmeyer reported that at the recent storm water committee meeting, the majority of the discussion was new legislation on top soil regulations. There was also discussion on certifying the inspector for testing and the need for more committee members.  
Janet Bell wanted clarification on the status of the storm water ordinance. The ordinance update was completed in June of 2014. The portion of the ordinance that pertained to fees was repealed.  
Bill Dahlheimer discussed the storm water ordinances. He stated he is not interested in serving on the Storm Water Committee.
  4. Mayor Waltrip
    - a. The Mayor would like the council to consider an ordinance for no parking on both sides of Walker from 13<sup>th</sup> Street, for at least 125 foot east of the intersection. He feels the buses going to the Boys and Girls Club are hindered by the parked vehicles. Council member Melonis stated that there should not be a problem for the homeowner on the north side of the street use his driveway. It is no different than any other street. On Willow there was the same issue for the buses, and it was resolved by the homeowner voluntarily moving his vehicles back two car lengths (approximately 40 foot) from 13<sup>th</sup> Street. The Attorney stated that signs will have to be installed. Council member Cumberledge suggested that they try no parking on one side of the street only. Moved by council member Melonis seconded by council member Cumberledge to table this request so the council can review the suggestion of no parking on the north side of Walker from 13<sup>th</sup> Street east to the first driveway, and no parking on the south side of Walker for 2 car links or 40 feet. Ayes: Unanimous. Council member Hawkins would like to discuss the bus issue with the Boys Club.
    - b. The Mayor requested that the council approve tearing out and pouring a new driveway approach at 180 Marina Court. Dennis Moore stated that the city made him pour the driveway with a flat sidewalk instead of a sloped sidewalk. He has tripped and fell on the sidewalk several times. The Mayor would like the City to tear it out and pour him a new driveway approach and sidewalk. The house was built in 2010. Council member Aldmeyer suggested that Mr. Moore file a claim against the City. The Attorney stated that we

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would need to determine if the sidewalk was built according to code. The problem is that he can't get his boat on the property.

5. The Building Inspector submitted some proposed rate changes for some of the building permits. The council did not object to the proposals. The clerk will prepare a resolution to change the fees at the next meeting.

6. City Clerk

- a. Moved by council member Aldmeyer seconded by council member Huey to receive and adopt final proposed budget amendment for FYE 6-30-15 and order a public hearing for Monday, March 2, 2015 at 7:00 PM. Nays: Cumberledge. Council member Melonis requested verification on the wording of the motion. She stated that if the word adopt was removed she would vote yes. Council members Aldmeyer and Huey agreed to change their motion and second and remove the word adopt. Council member Cumberledge then changed his vote to yes. Roll Call on the amended motion was: Ayes: Unanimous.

- b. Moved by council member Aldmeyer seconded by council member Hawkins to receive the proposed budget for FYE 6-30-16 and to order a notice of public hearing for Monday, March 2, 2015 at 7:00 PM. Council member Cumberledge wanted to know how far upside down the numbers were for next fiscal year. The clerk stated it is about \$74,000 in the general fund. Council member Cumberledge feels we need a break even budget and it is up to the council to make the numbers work, not the department heads. Roll Call on the motion – Ayes: Aldmeyer, Hawkins, Huey, Melonis. Nays: Cumberledge. The budget can be amended up through the public hearing and meeting on March 2, 2015. Sharon Paterson stated there is nothing on the website for the current meeting. The clerk updated the website and the agenda packet was put on the web on Friday.

A budget workshop with the department heads will be scheduled for Wednesday, Feb. 25, 2015 at 4:30 PM.

Bill Dahlheimer addressed the council regarding the proposed budget. He was curious about who does the water testing and why the cost was so high. He thinks the amount of money spent on the person testing the water is excessive. He requested that the council make a motion to return the water testing responsibility back to the maintenance shop and get rid of the employee that does water testing. Mr. Dahlheimer also wanted to know if the Resource Center is funded with federal funds. Currently they are partially funded by Iowa West Foundation.

## V. Resolutions

- A. Moved by council member Cumberledge seconded by council member Aldmeyer to adopt a resolution repealing resolutions #09-2015 and #10-2015 and approving a revised agreement with PVS for storm water maintenance and an easement for a fence. Ayes: Unanimous.
- B. Moved by council member Melonis seconded by council member Huey to adopt a resolution approving liens for unpaid weed abatements. Ayes: Unanimous.

- C. Moved by council member Cumberledge seconded by council member Huey to approve a resolution writing off uncollectible utility bills. Ayes:  
Unanimous.

VI. Comments

Council member Melonis thanked everyone for attending. She explained that the budget is a big project. She has submitted a memo that stated she would like to give the department heads parameters for their expenditure based on the anticipated income. The council is working very hard to have a balanced budget. Council member Cumberledge stated that the major problem with the budget is that the government ordered a rollback on commercial properties. Council member Huey thanked the department heads for putting their budgets together.

R. J. Brown questioned why the police and animal control do not submit a monthly report. The Mayor will get that answer. Council member Cumberledge stated that he does not approve the consent agendas because monthly reports are not submitted by all of the department heads. He guesses the department heads think the council works for them not the other way around.

Bob Wahl thanked Ron Cumberledge for looking into a different company to do the water billing. He believes we will save a lot of money.

Jan Bell questioned if 17<sup>th</sup> Street was ever deeded over to the abutting property owners as was discussed a few months ago. The property owners are in the process of getting both properties surveyed. She is proud of the council for working within the budget.

Kellie Aldmeyer thanked Ron Cumberledge for explaining why he did not approve the consent agenda. She also questioned if the clerk is still excluded from the department head meetings. She would like the Mayor to give monthly reports on what the department heads are doing if written reports are not required. He does not feel there is a need to provide reports however, he can report to the council. He said the reason for the department head meetings is so they can get a feel for what is going on so they can stand on their own two feet. The Mayor does not think the department heads need to attend the meetings or submit a report. He will provide a report from now on.

Bill Dahlheimer does not feel that it is asking too much to have the department heads attend the council meetings. He does not want to cut services or cut jobs. However, he does not think a non-citizen should be able to keep her job.

This regular city council meeting was adjourned at 8:45 PM.

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Doreen Mowery, City Clerk

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Gerald Waltrip, Mayor