

Legal Publication

Fort Dodge City Council Minutes for September 8, 2014

Mayor Bemrich called meeting to order at 6:00 p.m. Present: Council Members: David Flattery, Jeffrey Halter, Don Wilson, Andy Fritz, Kim Alstott, Terry Moehnke and Dean Hill.

Moved by Fritz to approve the agenda for this meeting. Motion seconded by Moehnke. Aye: 7. Nay: 0. Motion carried.

Mayor Bemrich announced that this is the time and place for a public hearing on proposed plans, specifications, form of contract and estimate of cost for the 2014 OHV Water Main Extension Project for the City of Fort Dodge, Iowa. Mayor Bemrich asked for comments, written or oral. There being none, he declared the hearing closed.

City Clerk Nemmers introduced Resolution No. 14-09-226 Approving Plans and Specifications, Form of Contract and Estimate of Cost for the 2014 OHV Water Main Extension Project for the City of Fort Dodge, Iowa. Council Member Flattery moved to adopt Resolution No. 14-09-226 as introduced. Motion seconded by Hill. On roll call, the vote was: Aye: 7. Nay: 0. Resolution was adopted.

City Clerk Nemmers introduced Resolution No. 14-09-227 Awarding Contract for the 2014 OHV Water Main Extension Project for the City of Fort Dodge, Iowa. Council Member Flattery moved to adopt Resolution No. 14-09-227 as introduced and accept bid in the amount of \$1,099,416.50 from Carstensen Contracting, Inc. Motion seconded by Alstott. On roll call, the vote was: Aye: 7. Nay: 0. Resolution was adopted.

Mayor Bemrich announced that this is the time and place for a public hearing to consider the disposal of Part of Lots 1, 2, and 3, County Auditor's Taxation Plat of Section 17-89-28 in the City of Fort Dodge, Webster County, Iowa. Mayor Bemrich asked for comments, written or oral. There being none, he declared the hearing closed.

City Clerk Nemmers introduced Resolution No. 14-09-228 Directing the Disposal of an Interest in Real Property following Public Hearing. Council Member Wilson moved to adopt Resolution No. 14-09-228 as introduced and dispose of property in the amount of \$3,000.00 to Autumn Johanson. Motion seconded by Fritz. On roll call, the vote was: Aye: 7. Nay: 0. Resolution was adopted.

Mayor Bemrich announced that this is the time and place for a public hearing to consider vacating a portion of public right-of-way described as a portion of 1st Avenue North located north of Lot 4 and Lot 3, in Block 7 of Original Town of Fort Dodge, Webster County, Iowa. Mayor Bemrich asked for comments, written or oral. There being none, he declared the hearing closed.

City Clerk Nemmers introduced first consideration of Ordinance No. 2218, an Ordinance Providing for the Vacation of Public Right-of-Way in the City of Fort Dodge, Webster County, Iowa. Council Member Wilson moved to pass on first consideration Ordinance No. 2218 as introduced. Motion seconded by Alstott. On roll call, the vote was: Aye: 7. Nay: 0. Ordinance No. 2218 passed on first consideration.

Moved by Moehnke to approve Consent Agenda as follows removing items n & s for separate vote:

- a. Approval of August 25, 2014 minutes.
- b. Approval of Accounts Payable listing for September 12, 2014.
- c. **Applications for License and Permits:**
 - Renewal/Liquor License: Amigo's, 280 North 1st Street
 - Renewal/Liquor License: Ridgewood Lanes, 326 South 25th Street
 - Renewal/Liquor License: Opera House, 1232 Fort Museum Road
 - Refund/Retail Liquor License: Hy-Vee Drugstore, 214 So. 25th Street (\$225.00)
- d. Joint Funding Agreement with U.S. Department of Interior, U.S. Geological Survey, for support, operation and maintenance of the streamgaging station on the Des Moines River for fiscal year 2015.
- e. Change Order No. 2 will not affect the contract price with the amount of \$137,518.00 being deducted from the contingency allowance for Gridor Construction, Inc. for the Wastewater System Improvements 2011, North Central Ag Park Expansion – Phase D: Wastewater Treatment Section 1, Water Pollution Control Facility Expansion.
- f. Resolution No. 14-09-229 Identifying and Establishing the Proper Labor Grade and Job Description for the Following City Employee.
 - a. Police Evidence Technician for the Fort Dodge Police Department – Grade 18
- g. Resolution No. 14-09-230 Identifying and Establishing the Proper Labor Grade and Job Description for the Following City Employee.
 - a. Assistant Fire Chief for the Fort Dodge Fire Department – Grade 30
- h. Set Date for Public Hearing to Consider Proposed Nuisance Assessments for June and July 2014.
 - a. Public Hearing: September 22, 2014 at 6:00 p.m.
- i. Resolution No. 14-09-231 Amending Development Agreement with BHJ USA, Inc.
- j. Resolution No. 14-09-232 Authorizing Internal Advance of Funds for Urban Renewal Project.
- k. Resolution No. 14-09-233 Approving Application for Tax Abatement and Forwarding to the

Webster County Assessor.

- a. Application No. 155 – 1415 North 11th Street
- b. Application No. 156 – 1819 7th Avenue North
- l. Agreement with Elderbridge Agency on Aging for congregate meals at Citizens Central.
- m. Bids Received for Congregate Meals at Citizens Central.
 - a. Starlite - \$5.35 per plate
- ~~n. Removed for separate vote~~
- o. Bids Received for the Paint Project for Restoration Project for the 2014 Harlan Rogers Bleacher Project.
 - a. Master Blasters, Inc - \$57,300.00
- p. Invoice in the amount of \$19,034.00 from Huntington Block Insurance for the Blanden Memorial Art Museum permanent collections insurance.
- q. Bids Received for EMS Equipment for the Fire Department.
 - a. ZOLL Medical Corporation - \$59,800.00 for Monitors/Defibrillators
 - b. Stryker - \$14,500 for Power Cots
- r. Bids Received for the Forestry Mowers for Parks, Recreation, & Forestry.
 - a. K.C. Nielsen, LTD - \$16,076.40
- ~~s. Removed for separate vote~~

Motion seconded by Hill. On roll call, the vote was: Aye: 7. Nay: 0. Motion carried. Resolutions were adopted.

Council Member Wilson moved to approve Joint Public Services with Webster County Providing for the Division of Fees for Council Member Engineering and Construction Costs for Bridge Replacement Project FM-CO94(983370)—55-94 on 210th Street/Extension of 15th Avenue South, between Sections 28 and 33, T-89N, R-28W, Cooper Township, Webster County, Iowa. Motion seconded by Moehnke. On roll call, the vote was: Aye: 7. Nay: 0. Motion carried.

Council Member Flattery moved to adopt Resolution No. 14-09-234 Authorizing the City to Enter into Agreement with Property Owners Desiring City Services. Motion seconded by Fritz. Mr. Knupp clarified that agreement is with Clyde and Dianne Knupp and gave history of their ownership. Mandatory property setbacks, tax abatement and beautification issues were discussed by Council. Neven Mulholland, attorney for C & S Products, reported that Webster County Board of Adjustment denied the Knupps' variance application of a 25' setback. Mulholland reported that his company doesn't oppose storage units but oppose zoning violations. Zoning laws are mandated for safety of the employees, orderly development and aesthetics. Carissa Miller, Senior Planner for the City of Fort Dodge, reported that no variance would be needed for construction if annexation was approved. Clark Fletcher, 1785 Madison Avenue, representing Webster County, gave history of the County's zoning amendment in 2009 that required a 50 foot setback on the south and west sides of the property in question. On roll call, the vote was: Aye: Wilson, Moehnke and Hill. Nay: Flattery, Halter, and Fritz. Abstain: Alstott - conflict of interest. Motion defeated.

Council Member Flattery moved to approve Change Order No. 5 increasing the contract in the amount of \$300.00, Pay Estimate No. 17, sub-final, in the amount of \$114,681.60 from CL Carroll Co. for the North Ag Park Expansion – Water Systems Improvements 2011, Phase A: Raw Water Supply, Section 2: Well Houses Project. Motion seconded by Fritz. On roll call, the vote was: Aye: 7. Nay: 0. Motion carried.

Council Member Flattery moved to approve Change Order No. 2 reducing the contract in the amount of \$5,000.00, Pay Estimate No. 4, final, in the amount of \$11,945.54 from Wicks Construction for the 2013 North 23rd Street Improvement Project. Motion seconded by Alstott. On roll call, the vote was: Aye:7. Nay: 0. Motion carried.

Council Member Flattery moved to approve Pay Estimate No. 7, final, in the amount of \$12,098.00 from Jensen Builders Ltd. for the 2nd Avenue South Trail Project. Motion seconded by Alstott. On roll call, the vote was: Aye: 7. Nay: 0. Motion carried.

Council Member Flattery moved to approve Change Order No. 2 increases the contract in the amount \$32,931.19 and Pay Estimate No. 2, sub-final, in the amount of \$495,922.32 from Fort Dodge Asphalt Company for the 5th Avenue South Corridor Improvements Project. Motion seconded by Moehnke. On roll call, the vote was: Aye: 7. Nay: 0. Motion carried.

Council Member Alstott moved to approve New Taxi Cab License for First Call Taxi & Courier Service, Evansdale, Iowa. Motion seconded by Fritz. Discussion was held. On roll call, the vote was: Aye: 6. Nay: Wilson. Motion carried.

Comments and Questions from the Public.

Clyde Knupp questioned next process since his property annexation failed. Mayor Bemrich directed Council Members to give City Manager their concerns regarding annexation.

End of Comments, etc.

There being no further business to come before Council, Council Member Fritz moved for adjournment. Motion seconded by Alstott. Aye: 7. Nay: 0. Motion carried. Meeting adjourned at 7:17 p.m.

Jeff Nemmers, City Clerk

Accounts Payable Listing for September 12, 2014

Abstract Assoc. of Webster Co., svcs	571.00	Cretex Concrete Products, suppl	2,196.00
Access Audio & Accessories, suppl	2,650.00	Crippin/Jacqueline, stip	85.50
Advanced Systems, Inc., suppl	177.27	Cruz/Rolimar, svcs	45.36
Ahlers & Cooney, PC, svcs	129.00	Culligan Inc., suppl	177.59
Airgas Usa, LLC, suppl	641.99	Daniel Tire Co., svcs	944.26
Allers Associates Architects, svcs	187.50	Dart Transit, transit	7.84
Allgood/Judy, stip	169.85	Davis/Margaret, svcs	53.00
American Concrete Products, suppl	23,819.26	Deal/Shawn E, svcs	19.35
American Solutions for Business, suppl	2,944.50	Diamond Vogel Paint, suppl	89.51
Axness/Jeanette, stip	134.00	Dish Network, svcs	64.00
Baedke/Tenna, stip	89.50	Don's Pest Control, svcs	37.00
Bailey/Margaret, stip	90.10	Doolittle Oil Company, suppl	579.56
Baily/Carole, stip	81.50	Dorothy's Hair Depot, svcs	58.29
Barringer/Megan, svcs	54.78	DPC Industries, Inc., suppl	847.50
Beck/Nancy, svcs	120.00	Dunbar Power Equipment, suppl	59.35
Becker Florists Inc., suppl	53.00	Dutcher/William F, svcs	59.58
Beisser Lumber Co., Inc., suppl	155.60	Electrical Materials, suppl	525.67
Bell/Juanita, stip	53.00	Electronic Engineering Co., suppl	82.80
Bennett, Crimmins & Ostrander, svcs	5,532.30	Farber/Joann, svcs	53.00
BHJ Usa, Inc., svcs	21,174.00	Fareway Store, suppl	168.58
Bianchi Heating & Cooling, svcs	62.42	Farner Bocken, suppl	2,536.62
Bodensteiner/Millie, stip	71.60	Fastenal Company, suppl	58.72
Bomgaars Supply, suppl	771.87	FD Convention & Visitors Bureau, mktg	7,114.58
Brown Supply Co., Inc., suppl	280.25	Federal Express Corp, svcs	20.20
Brown/Donna, stip	90.80	Feld Equipment Co./Ed M., suppl	70.00
Brundage/Donna M, svcs	58.00	Fischer/Violet, svcs	103.35
Bsn Sports, suppl	495.81	Force America, Inc., suppl	382.20
Calhoun-Burns and Assoc, svcs	486.10	Fort Dodge Asphalt Co., svcs	495,922.32
Capital One, FFB, svcs	483.30	Fort Dodge Community Schools, svcs	135.00
Carpenter Uniform Co., svcs	585.15	Fort Dodge Flight Support, svcs	1,701.50
Casady Bros Equip Inc., suppl	326.46	Fort Dodge Ford Lincoln-Mercury, suppl	174.00
Casey/Mary, svcs	68.25	Fort Dodge Machine-Supply, suppl	133.64
CDW Computer Centers, suppl	218.66	Fort Dodge Photo Enforcement, svcs	300.00
Central Iowa Distributing, suppl	1,970.60	Fort Dodge Police Dept, svcs	9.60
Cerwick/Vera, stip	118.00	Fort Dodge Regional Airport, salaries	7,679.85
Chambers/Rhonda M, reimb	55.50	Fort Dodge Water Department, svcs	45.90
CL Carroll Co Inc., svcs	114,681.60	Fort Dodge/City of, contrib	6,841.41
Clabaugh/Gary J, svcs	82.00	Fort Dodge/City of, contrib	210.00
Clymer/Phyllis, stip	53.00	Frontier Comm. of America, svcs	27.62
Coleman Sanitary Sewer District, svcs	167.33	Frontier Communications, svcs	2,259.97
Coleman Water Board, svcs	182.88	Fuller/Roma, svcs	126.05
Colonial Research, suppl	435.61	G & K Services, suppl	147.30
Copper/Pat, svcs	112.70	Gall's, Inc., svcs	1,242.50
Creative Signs & Graphics, suppl	86.87	General Electric Capital, svcs	78.70
Crescent Electric Supply, suppl	5,477.61	Gilleland/Joan, svcs	89.50

Great American Outdoor, suppl	719.06	McCormack/Marvel, svcs	103.35
Greater Fort Dodge Growth Alliance, reg	64.20	McGee/Judy Ann, svcs	1,123.38
Gudmonson Service, svcs	700.00	Menards, suppl	827.89
Gurney & Associates Inc., svcs	1,241.86	Merrill/Frances, svcs	53.00
Hach Chemical Co., Inc., suppl	822.64	Messenger, svcs	587.25
Harvey/Lois, svcs	103.40	Mid Country Machinery, Inc., suppl	136.08
Hiway Truck Equipment, Inc., suppl	1,555.00	Mid-American Energy, svcs	62,344.42
Hopson, Inc/J. Robert, svcs	600.00	Mid-Iowa Sales Company, suppl	140.02
Hotsy Equipment Company, suppl	155.90	Midas - Council of Government, reg	25.00
Huntington T Block Ins Assoc., ins	19,034.00	Midstate Plumbing, Inc., svcs	246.00
Hy-Vee Drugstore, suppl	225.00	Midwest Breathing Air Systems, suppl	50.00
Idexx Distribution, Inc., suppl	1,314.06	Mikes Pest Control, Inc., svcs	32.00
Imt Insurance, ins	336.00	Miller/Travis, svcs	120.00
Interdept. Exp. 34.90, reimb	68.99	Moeller Oil Co/Gene, suppl	358.06
Iowa Athletic Field, svcs	491.00	Mti Distributing, Inc., suppl	91.39
Iowa Chapter APWA, dues	175.00	Municipal Supply, Inc., suppl	4,758.72
Iowa Law Enforcement Academy, svcs	140.00	Napa Auto, suppl	1,371.04
Iowa Park & Recreation Assoc., dues	170.00	Neenah Foundry Company, suppl	1,235.98
Iowa Prison Industries, svcs	5,210.00	Nemitz/Jeanine, reimb	306.00
Ipers, ipers	2,287.67	Newsum/Susie, svcs	120.00
Jebro, Inc., suppl	12,163.86	North Central Iowa Regional, svcs	117.65
Jensen Builders, Ltd., svcs	12,098.00	North Central Turf, Inc., suppl	82.00
Jim's 66 Service, Inc., suppl	44.23	Northern Lights Distributing, suppl	552.99
Jobtarget, LLC, svcs	275.00	O'Halloran International, suppl	68.65
Jochimsen/Delores, svcs	117.35	O'Reilly Auto Parts, suppl	823.59
Johnson Appraisal Service, svcs	3,500.00	Odor/David, reimb	16.00
Johnston Auto, suppl	84.07	Olson/Rhonda, svcs	116.75
Jones/Michael, reimb	294.51	Overhead Door of Web. Co., suppl	221.35
Kesterson Appraisal, Const., svcs	375.00	Party Productions, suppl	395.00
Kimball Midwest, suppl	164.63	Payroll Fund, payroll	404,026.47
Konica Minolta Premier, svcs	210.55	Pederson Sanitation, svcs	57.00
L & D - Premier Dry Clean, svcs	27.95	Pepsi-Cola General Bottlers, suppl	660.19
Labaume/Julia, svcs	129.05	Pingel/Lois, svcs	120.00
Lange/Karren, svcs	102.80	Plumb Supply, suppl	45.51
Larson/Dawn, reimb	45.00	Postmaster/U.S., postage	98.00
Lentsch Upholstery Service, svcs	202.50	Powerplan, suppl	249.17
Leonard/Yvonne, svcs	247.15	Public Agency Training Co., svcs	295.00
Lincoln National Life Insurance, ins	44.65	Public Library, salaries	15,485.36
Linking Families & Community, svcs	25.00	Reeck/Vickie, reimb	45.00
Machovec/Irma, svcs	53.00	Reed/Mardell, svcs	79.50
Marco, Inc., svcs	66.02	Reserve Account, postage	4,000.00
Marsh/William, svcs	104.50	Ricoh Usa, Inc., suppl	356.75
Martens/Carol, svcs	117.35	Road Machinery Supplies, suppl	491.49
Martin Marietta Aggregates, suppl	447.41	Rogers Tire Service, suppl	837.00
Martin's Flag Co., suppl	324.30	Rosalez Lock & Key, svcs	38.00
McCaffery/Pamela, svcs	96.15	Rose/Rosanne, svcs	135.25
McClure Engineering Co., svcs	201,532.50	Ross Appliance Center, svcs	204.98
		Russell/Bonnie, svcs	104.75

Safety Vision, suppl	153.66
Scbas, svcs	400.00
Schumacher Elevator Co, svcs	500.00
Seagren/Cordell, svcs	54.10
Seiser/Richard, svcs	2,636.90
Shimkat Motor Co. Inc., svcs	297.70
Sideline Construction, LLC, svcs	4,300.00
Snyder & Associates, svcs	4,780.46
Solverson/Mary, svcs	37.80
Stanley's Mowing Service, svcs	270.00
Storey Kenworthy, suppl	718.56
Thatcher Atty./William J., svcs	675.00
Three Eagles Communications, svcs	972.86
Titleist, suppl	566.64
Trimark Physicians Group, svcs	78.85
Trinity Emerg Room Physicians, svcs	445.28
Trinity Regional Medical, svcs	972.62
Turfwerks, suppl	862.77
Twist & Shout/Messenger, svcs	500.00
Unitypoint Health Trinity, svcs	284.24
Utility Equipment Co., suppl	947.76
Valeriano/German A, svcs	49.45
Vanwaes/Joshua, svcs	8.80
Verizon Wireless, svcs	2,581.85
Walters Sanitary Service, svcs	126.00
Webster Co Butler & Rhodes, svcs	52.00
Webster Co Clerk of Court, svcs	30.60
Webster Co Recorder, svcs	111.00
Webster Co Recorder, svcs	72.00
Webster Co Sheriff, svcs	18.50
Wellmark Blue Cross Blue Shield, ins	1,302.05
Wellmark Blue Cross Blue Shield, ins	4,511.20
Wells Fargo Card Service, svcs	7,372.18
West Plains Company, suppl	14,759.15
Westrum Leak Detection Inc., suppl	462.50
Wfca: The Daily Dispatch, subsr	350.00
Wicks Construction, svcs	11,945.54
Zimco Supply Co., suppl	600.00
TOTAL	\$ 1,556,682.10

