

City of Camanche, Iowa

Jul7, 2015

The City Council of the City of Camanche, Iowa met in regular session July 7, 2015 at 6:00 P.M. at Camanche City Hall. Present on roll call: Mayor Fahlbeck, presiding, and the following named council members: Willis, McManus, Lind, Varner, and Wruck. Also present were City Attorney Donnelly, City Engineer Solchenberger, and department heads Schutte and Hilgendorf, Asst. Police Chief Lodge and City Clerk/Treasurer Jindrich.

A moment of silence was observed. Mayor Fahlbeck led the Pledge of Allegiance.

On the line "Approve Appointment of Califf & Harper as legal counsel for the City of Camanche" under New Business, City Attorney Donnelly would like the word "legal" changed to "labor".

Moved by Willis, second by Lind to approve the agenda as amended. On roll call – all ayes.

Recognition for Neighborhood Volunteers: Dave Schutte read the following –

On Monday June 8th a very tragic event occurred in Camanche. At 1:44 in the afternoon Camanche ambulance was summoned to a residence for medical emergency. Prior to going in route to the call the dispatch information gave us some indication the seriousness of this call. Within 2 minutes, the ambulance was on scene to provide emergency medical care. Prior to our arrival, lifesaving efforts had already been initiated by several neighbors. This including removing Dianne from the pool, initiating CPR and calling 911. When the ambulance personnel reached Dianne's side her condition was very grave. She had no pulse and was not breathing. After a few medical interventions, we had our first sign of hope. A spontaneous pulse was restored. The efforts to revive Dianne continued and she was moved to the ambulance. Once in the ambulance and on the way to the emergency room another sign of hope. Dianne was breathing some on her own. Dianne was later flown to the U of I hospitals for further treatment and care. While Dianne was not able to recover from this incident and return home to her family, it does not make the efforts made by so many any less heroic. All total there were 6 paramedics, 2 EMTs, 3 police officers and several neighbors all working for one common goal, to bring Dianne back to her family. While each and every person there that day played a significant role, I would like to recognize 4 individuals who stepped up in a time of crisis and came to the aid of a person in need.

Aubrey Klahn

Mike Kramer

Deanna VanZuiden

Jake VanZuiden

These 4 individuals provided quick action and provided basic lifesaving efforts before the ambulance arrived and continued to help throughout. These 4 individuals represent one of the many things that are great about this community. All 4 should be proud of their efforts given on that day. On behalf of the Fire Department and the City of Camanche, I am honored to present these Certificates of Appreciation to them.

Brandon Rumler, son of Dianne, also thanked all the people in Murphy's Subdivision for their help and support.

Diana Diedrich – Mowing Issues: Diana stated she and her family own 18 acres of property – 9th Avenue and the Bypass – and it has always been farm ground. Rich Skiff was going to farm from Bobby Eden's property to the bypass. It's always going to be farmed. It is not a lot. She thought this was supposed to be complaint driven. She checked and no written complaint was filed. She had pictures of other property that is over the 8 inches. She feels her family is being singled out. Hilgendorf stated they have mowed 12 different properties this year and some more than once. She would like relief from these bills. Fahlbeck said if we did that we would have a line outside City Hall tomorrow.

Dawn Firrell – was present asking for support and help to put on a benefit 3K walk for her mother on August 29, 2015. She was advised to contact Amber Metzger to see what steps they take for the suicide walk.

Moved by McManus, second by Lind to approve the consent agenda which covered the following items: approve minutes from council meeting held June 16, 2015; approve Abstract No. 635 which includes the following:

ALEXIS FIRE EQUIP CO INC	PUMP TESTING	1,180.00
ALLIANT ENERGY	GAS SERVICE	308.18
BAKER & TAYLOR COMPANY	BOOKS	493.02
BLAIN'S FARM & FLEET	FLASHLIGHT,BATTERIES	83.71
BOSS INC	COPY PAPER,LABELS,CHAIR MATS	545.67
DANIEL T BROADRICK	SAFETY GLASSES,BOOTS-FYE 15	315.00
DANIEL T BROADRICK	SAFETY BOOTS,GLASSES-FYE 16	350.00
CAMANCHE VOL FIRE DEPT	MONTHLY MAINENANCE	500.00
CAMANCHE WATER WORKS	2ND QTR WATER/SEWER BILLS	322.08
CARQUEST AUTO PARTS	BRAKE PADS - TAHOE	244.69
CENTER POINT LARGE PRINT	LARGE PRINT BOOKS	114.90
CITY OF CLINTON	28E SEWER CONTRACT	56,000.00
CLINTON NATIONAL BANK	FED/FICA TAX	20,817.37
BOX RENT AT BANK	BOX RENT - #7753	65.00
COLLECTION SERVICES CTR	GARNISHMENT	304.61
CULLIGAN	WATER DISPENSER RENTAL	10.00
CORY DETERMANN	REIMBURSE AFLAC DEDUCTION	39.48
DETERMANN ASPHALT PAVING	PAY APP #2-WASH BLVD ENHANCE	32,090.86
E C I A	MEMBERSHIP DUES	2,668.80
EASTERN IA LIGHT & POWER	SECURITY LIGHTS	82.88
EMER MEDICAL PRODUCTS INC	COMBITUBE,GLOVES,SUCTION,CATH	306.42
FASTSERV DAVENPORT INC	INSPECT,CLEAN,LUBE-AMBULANCE	230.00
GALE	BOOKS	190.32
GATEWAY SUPPLY LTD	PLATES,AIR FRESHNER-SENIORS	134.73
HARTZ LOCK COMPANY	INSTALL HANDICAP OPENER	412.00
ROBERT HOUZENGA	WELLNESS,DEDUCTIBLES/COPAYMENT	347.49
IOWA LEAGUE OF CITIES	MEMBERSHIP DUES	2,079.00
IOWA ONE CALL	ONE CALL LOCATES	69.30
IOWA CITY/CO MANAGEMENT	MEMBERSHIP DUES	150.00
ING	DEFERRED COMP	500.00
IPERS	IPERS	6,238.80
SHERYL L JINDRICH	GLASSES	200.00
KYLE KING	DEDUCTIBLES/COPAYMENTS	35.82
KURTZ GLASS CO INC	WINDOW FOR MUSEUM	15.00

ELECTRONICS INC	RADIO MAINTENANCE	222.50
LESLIE ELECTRIC	LAMPS-7TH AVENUE FLASHER	112.44
LIBRARY PETTY CASH	POSTAGE,DECORATIONS,PRIZES	182.55
MASTERCARD	CABINETS,COUNTERTOP,LEAGUE,EMT	3,141.73
MCELENEY AUTOCENTER	ACTUATOR - 97 CHEVY	84.03
TOM MCMANUS BACKHOE	BUFFALO BOX-3RD STREET	375.00
MEDIACOM	INTERNET	456.69
MEREMA BROTHERS INC	NEW TRACTOR-CEMETERY	14,773.28
MICROMARKETING LLC	CDS	70.99
MIDAMERICAN ENERGY CO	ELECTRIC SERVICE	4,709.43
MIDAMERICA BOOKS	BOOKS	128.32
MIDWEST BREATHING AIR	AIR TEST	122.50
MIDWEST BUSINESS PRODUCTS	COPIER-CITY HALL,COPIES	7,443.83
JEFFREY MOORE	REIMBURSE FOR PHYSICAL EXPENSE	126.00
MUNICIPAL FIRE & POLICE	MUNICIPAL PENSN	21,535.39
O'REILLY AUTOMOTIVE INC	SERVICE KIT-AIR CONDITIONER	21.98
PAULS DISCOUNT	CLOTHING ALLOWANCE-NISSEN	106.92
POLICE DEPT PETTY CASH	COMPLIANCE CHECKS,POSTAGE	92.14
POSTMASTER	MAIL NEWSLETTERS	710.66
PRESTO-X-COMPANY	PEST CONTROL	89.00
LIFE INSURANCE	LIFE INSURANCE PREMIUMS	609.57
QC METALLURGICAL LAB	SAMPLE ANALYSIS-WELL #2	20.00
QUALITY CONCRETE	REBAR,CONCRETE-CITY GARAGE LOT	1,472.50
QUILL CORPORATION	INKJET CARTRIDGES-LIBRARY	77.88
RIVER CITY DISPOSAL LLC	SOLID WASTE/RECYCLING	22,659.00
RK AUTOGRAPHICS	CITY HALL LETTERING	66.00
THOMAS ROTH	CLOTHING ALLOWANCE,CLOCK	196.82
RICHARD SCHMITZ JR	SAFETY GLASSES,WELLNESS	450.00
DAVE SCHUTTE	SAFETY GLASSES,DEDUCTIBLE/COPAYS	379.28
SHIVE-HATTERY ENGINEERS	ENGINEERING SERVICES	24,737.45
KELLI SMITH	SAFETY BOOTS,WELLNESS	230.00
BETH THILMANY-BLUMER	DEDUCTIBLES/COPAYMENTS	20.00
THE LIBRARY STORE	LABEL PROTECT,DATE DUE GRIDS	106.98
TREASURER STATE OF IOWA	JUNE SALES TAX	7,146.55
USA BLUEBOOK	SAMPLE TESTS AND BOTTLES	225.51
UTILITY EQUIPMENT COMPANY	FLANGES-CASEY'S, BARK'S	186.17
PAUL VARNER	DEDUCTIBLES/COPAYMENTS	10.00
VERTEX CHEMICAL COMPANY	95 GALLONS SODIUM HYPOCHLORITE	140.60
WATCON INC	2-55 GALLONS POLYPHOSPHATE	3,356.15
WENDLING QUARRIES INC	ROCK FOR 9TH AVE SHOULDER	72.68
WITT'S SMALL ENGINE	38195-LINE,SKIRT-CEMETERY	218.40
MICHAEL YACKSHAW	WELLNESS,GLASSES,DEDUCTIBLES	636.87
DARYL YODER	GLASSES,BOOTS,CLOTHING ALLOW	500.21
1ST GATEWAY CREDIT UNION	1ST GATEWAY CU	1,718.00
WINDSTREAM	PHONE/LONG DISTANCE	491.25
PREMIER PARTS INC	BATTERY-AMBULANCE	268.06
CONSOLIDATED FLEET SERV	LADDER INSPECTION,SNORKEL	717.50
CENTURYLINK	TELEPHONE EXPENSE	443.41
IOWA DNR001	STORM WTR DISCHARGE-WASH BLVD	175.00
STATE HYGIENIC LABORATORY	SAMPLE ANALYSIS	81.50
PUMPKIN BOOKS	BOOKS	80.06
WHOLE ENERGY & HARDWARE	SMOKE DETECTORS	1,387.00
INSURANCE FUND	BASE	813.14
DATAPATH CARD SERVICES	REPLENISH MYSOURCECARD	300.00
CDW GOVERNMENT	SUPPLIES FOR POLICE	28.40
BLUE CROSS BLUE SHIELD	HEALTH CARE PREMIUMS	30,142.78
EDC EDUCATIONAL SERVICES	3 BOOKS	35.97

AFLAC	AFLAC - PRETAX	281.28
PLATINUM SMART INC.	PIS15-2125-SUPPORT SERVICES	1,346.10
AMAZON	DVDS	609.62
CONTINUOUS TOUCH, LLC	TELEPHONE SERVICE	116.38
VERIZON WIRELESS01	POLICE CELL PHONES	219.47
PLATINUM LEASING	LEASE SERVER,PHONES,DESKTOP	1,289.00
HOOVER LAWN & SNOW REMOVE	LEAF REMOVAL-LIBRARY	175.00
TOM FRANKLIN	EMT APPLICATION PAYMENT	70.00
LEVI GRAY	EMT REGISTRATION	30.00
ED EVANS	REPAIRS TO HISTORICAL SIGN	296.49
PAYROLL CHECKS	PAYROLL CHECKS ON 06/19/2015	33,404.97
PAYROLL CHECKS	PAYROLL CHECKS ON 07/01/2015	10,047.98
PAYROLL CHECKS	PAYROLL CHECKS ON 07/02/2015	32,626.64
	CLAIMS TOTAL	286,584.54
	GENERAL FUND	160,564.10
	LIBRARY FUND	10,219.11
	PARKS FUND	3,768.75
	CEMETERY FUND	17,862.85
	ROAD USE FUND	10,716.23
	WASH BLVD ENHANCEMENT FUND	53,466.73
	CITY HALL PROJECT FUND	66.00
	WATER UTILITY FUND	19,672.49
	SEWER UTILITY FUND	63,668.87
	LANDFILL/GARBAGE FUND	22,659.00

Receive, accept and place on file Police and Fire Report for June 2015; receive, accept and place on file Library Board minutes from June 3, 2015, Planning & Zoning minutes from June 9, 2015 and Historical Board minutes from June 1, 2015; approve Tax Abatement Application as submitted by Cheryl Droste – 1225 23rd Avenue; receive, accept and place on file resignation of Daniel Broadrick effective July 6, 2015; approve Pay Estimate from Edens Construction for painting outside city hall in the amount of \$1,200.00. On roll call – ayes.

Jindrich read the 1st Reading of An Ordinance Amending Chapter 18.12.020, Boundaries, of the Camanche Zoning Code by Rezoning a Parcel of Land Owned by Cedar Heights, Inc. from B-1, Central Business District to B-2, Highway Outlying Commercial District, said Parcel being 4.22 Acres in Size Near South Washington Boulevard as shown on the Attached Maps.

Moved by Lind, second by McManus to approve the first reading of said ordinance. On roll call – Ayes – Varner, Wruck, Willis, McManus, and Lind.

Moved by Willis, second by McManus to waive the 2nd and 3rd reading of an Ordinance Amending Chapter 18.12.020, Boundaries, of the Camanche Zoning Code by Rezoning a Parcel of Land Owned by Cedar Heights, Inc. from B-1, Central Business District to B-2, Highway Outlying Commercial District, said Parcel being 4.22 Acres in Size Near South Washington Boulevard as shown on the Attached Maps. On roll call – Ayes – Wruck, Willis, McManus, Lind, and Varner.

Moved by Willis, second by McManus to adopt Ordinance 734, an Ordinance Amending Chapter 18.12.020, Boundaries, of the Camanche Zoning Code by Rezoning a Parcel of Land Owned by Cedar Heights, Inc. from B-1, Central Business District to B-2, Highway Outlying Commercial District, said Parcel being 4.22 Acres in Size Near South Washington Boulevard as shown on the Attached Maps. On roll call – Ayes – Willis, McManus, Lind, Varner, and Wruck.

Community Center/Fire Department – Fahlbeck mentioned that Roth had sent out a plan. Schutte stated that he, Dan Solchenberger, Gary from Shive, Dale Junck, Tom Roth and Mark Hilgendorf met to go over the details. Shive Hattery is working on the site plan. They are hoping to have the building up before winter. Solchenberger stated they will have the engineering agreement for putting the plans together for next meeting.

Sidewalk at New City Hall – three bids were received: Ed’s Concrete & Masonry - \$4,260.00; Clinton Engineering - \$6,603.00 base bid; Reitz Construction – base bid of \$6,142.00. Troy Sachsenmaier stated that they have used Ed and he does excellent work. Wruck thought that last year we just talked about doing the handicapped ramp – not the whole sidewalk. Jindrich stated that Gary Low would be splitting the cost 50/50. The entrance going into City Hall needs to be taken care of. There is a lip that is a tripping hazard.

Moved by McManus, second by Varner to approve the bid from Ed’s Concrete & Masonry in the amount of \$4,260.00. On roll call – Ayes – McManus, Lind, Varner, Willis. Nays – Wruck.

Street Repairs Quotes – Quotes were received from Determann Asphalt – 16th Avenue Reconstruction between Washington Blvd. and 9th Street - \$42,205.50; 8th Avenue Overlay (Washington Blvd. to 5th Street) - \$53,341.00.

Moved by Varner, second by Lind to approve the quotes from Determann Asphalt for \$42,205.50 and \$53,341.00 for street repairs. On roll call – all ayes.

Dunn Road – Solchenberger stated the city will be advertising for bids for this project this week. Bids will be due July 20 at 10:00 A.M. On July 21, there will be a public hearing on the plans and spec and an item for council consideration. They will be filling in the dips – they picked them up with GPS so they show on the plans.

Sale of 2001 Ford Crown Victoria – One bid was received from AV Leasing for \$626.00.

Moved by Lind, second by Varner to accept the bid from AV Leasing in the amount of \$626.00 for the 2001 Crown Victoria. On roll call – all ayes.

Labor Counsel – Califf & Harper – Fahlbeck stated a short time ago he talked to the city attorney about the current negotiations and arbitration. Last week the city was served with prohibited practice by David Pillers who is representing the employees who were told not to sign the contracts. Since Brian doesn’t have a lot of experience in labor law, it was decided to hire someone who does have experience in this. That is how this came to be on the agenda. He would like to get the council’s blessing on this. This firm also agreed to help us through arbitration.

Moved by Lind to approve hiring Califf & Harper, Willis seconded it but feels with all the money already spent on negotiations and arbitration the city has shot itself in the foot. On roll call – Ayes – Wruck, Willis, McManus, Line. Nays – Varner.

City Attorney – along the lines of the labor counsel, he was contacted several weeks ago by the Mayor and researched labor law firms. He has spoken with Arthur Eggers who has approximately 30 years experience in labor law. When he talked to him he seemed very knowledgeable. As with any specialty in a field, his hourly rates are higher but it won’t take him as long to draw a conclusion on a matter. Fahlbeck stated his hourly rate would be kept down as he will have other individuals doing some of the leg work. Donnelly stated having Mr. Eggers on this matter frees him up to pursue other city matters such as nuisances. He thanks the council for approving this and he feels it is in the best interest of the city. Fahlbeck commented that one of the reasons the city ended up in this predicament is, when they were in mediation, the mediator told them that the city could go forward with a two year contract and, whether they signed it or not, that contract could be opened and that is why the committee went with a two year contract because we didn’t have all of the names of the people who wanted to join the union. He said the injunction stated that the employees were intimidated because they had to sign a two year contract.

City Engineer – they are making progress on the Washington Blvd. Rec Trail. They are working on the grading; the seeding will be delayed as we had talked about before and the benches are back ordered. It has to dry out a little bit so they can finish grading. McManus asked about the days left on the contract. Todd Powers stated that the rain received on Monday could shut them down for the rest of the week because they can't grade mud. Todd also stated that Leslie Electric should be there in a couple of days to hook the electricity up to the sign.

Mayor – before Tom left for vacation he asked him about a digital recorder so everything that is said at the meetings could be on a disk and will be complete for the minutes. Sheryl has conceded in using this at our meetings so information should not be missing.

Willis – Solid Waste – a truck has been bought to help move dirt in anticipation of building a new cell next year.

Fahlbeck stated he saw that one of our officers is leaving and going to the City of Clinton. Lodge stated that the officer is young and wants to be active and that is the place to be.

Schutte – the grant program is open through next Tuesday. At budget time we talked about replacing the 1997 pickup truck. It is a 75/25 match. He would recoup some of the funds through the sale of the truck. Before he does the grant, he would like the council's approval to go ahead with the grant process. Everyone agreed for him to go ahead.

Hilgendorf – the flashing lights over Highway 67 – have had troubles with these lights hanging low. There is a program through the DOT (they are working on eliminating these lights) to apply for the flashing stop signs like the city has right now at the end of Washington Blvd. The DOT would pay for all of the materials. The City would have to put them in and have Leslie Electric take down the overhead lights. They will be put at 9th Street/Hwy 67, 9th Avenue/Hwy 67 and 7th Avenue/Hwy 67.

Thomas Klahn – 1444 Rosehill Avenue – he has some concerns about the language in the Department Heads contract – the last line of the contract. He feels that the word "Employees" should not be part of that line. He also has concerns that "City Clerk" is mentioned in this contract. He was wondering how she, as a bargaining unit person, could be on a department head contract. Fahlbeck stated that he and the committee also have questions on this. Klahn feels that the contract should be re-written. Fahlbeck stated that that is his opinion and that is why we have legal counsel representing the city. Just because the contract isn't correct for you doesn't mean it's not correct for the city. I appreciate your concerns and bringing them to the council. I and the committee were elected to do a job and do the best job we can with the contracts. We follow the guidelines with legal counsel. Schutte stated, in Brian's defense, that same language was in the previous contract.

Jindrich was wondering since her name is on the department head contract should it be. Fahlbeck stated they had agreed for her to go forward and join the union. She understood that but was wondering do they consider her a department head without supervisory rights or is she on the other contract with the rest of the employees. Lind said they are going to have to talk about it. Fahlbeck said they will let the city attorney decide. Lind commented that this should be something for the new labor attorney. Jindrich feels in limbo. McManus stated the city clerk position has always been on that contract and when Roth came that should have been his spot on the contract. Fahlbeck also wanted to let Mr. Klahn know that the Department Head contract has been signed.

At 7:10 P.M., being no further business, the Mayor declared the regular meeting to be adjourned.

Kenneth A. Fahlbeck, Mayor

Sheryl L. Jindrich
City Clerk/Treasurer