



GRINNELL CITY COUNCIL REGULAR SESSION MEETING
MONDAY, OCTOBER 5, 2009 AT 7:00 P.M.
IN THE COUNCIL CHAMBERS

MINUTES

The Grinnell City Council met in regular session Monday, October 5, 2009 at 7:00 o'clock pm in the council chambers. Mayor Canfield presided with the following council members in attendance: White, McNaul, Wilson, Wright, Hueftle-Worley and Witt. Also present: Linda Aron, Brent Renaud, Bob Renaud, Karen Rupe, Chris Sutliff, Peggy Elliott, Jody Matherly, Russ Behrens and Kay Cmelik.

AGENDA AND CONSENT AGENDA:

White made the motion, second by McNaul to approve the agenda and consent agenda as follows:

- Previous minutes as drafted from the Monday, September 21, 2009 Regular Session;
- Approve request from Grinnell Area Arts Council to set up a truck for a phone-a-thon annual membership drive in front of the Stewart Building on Wednesday, October 14 and Thursday, October 15;
- Approve Domestic Violence request to place purple ribbons on various poles and trees in downtown Grinnell beginning October 9 for Domestic Violence Awareness month;
- Accept Richard Jacoby resignation from the Grinnell Police Department's reserve team effective November 1, 2009; and
- Accept Tracy Rosburg resignation from the Recreation and City Offices effective October 30, 2009.

AYES: 6-0. Motion carried.

BID OPENING RESULTS:

It was announced that the bids for the \$1.9M General Obligation Capital Loan Notes were received and opened at 10:00 a.m. in the small conference room of the Community Center. Tim Oswald and Kay Cmelik were present for the same. It was announced the city received two electronic bids and one sealed bid.

The best bid was determined to be as follows:

Name & Address of Bidder: UMB Bank, NA of Kansas City, MO.

True Interest Rate: 3.600824%

True Interest Cost: \$695,510.

PUBLIC HEARING

White made the motion, second by Hueftle-Worley to close public hearing at 7:04 p.m. on the \$1.9M General Obligation Capital Loan Notes, Series 2009. AYES: McNaul, White, Wilson, Wright, Hueftle-Worley and Witt. Motion carried.

The Mayor announced that it was the time and place for the public hearing on the proposed change in zoning for 1422 Broad Street from R-2 – One & Two Family Residential District to R-3 – Multi-Family Residential. He asked for any comments written or verbal. There was none.

Hueftle-Worley made the motion, second by White to close the public hearing on the proposed zoning change at 7:06 p.m. AYES: Hueftle-Worley, White, Witt, McNaul, Wilson and Wright. Motion carried.

ROUTINE BUSINESS

White made the motion, second by Witt to approve the City Claims and Payroll Claims from September 9, 2009 through October 5, 2009. AYES: 6-0. Motion carried.

The council acknowledged receipt of the following monthly communications and minutes received since the last meeting as follows:

- A. Finance Committee minutes: September 21, 2009;
- B. Planning Committee minutes: September 21, 2009.;
- C. Public Works and Grounds Committee minutes: September 21, 2009;
- D. Public Safety Committee minutes: September 22, 2009;
- E. Stewart Library Board minutes: August 27, 2009; and
- F. Police Department Notice - Halloween Trick or Treat night to be held Saturday, October 31, 2009 at 6:00 p.m. to 8:00 p.m.

No action was necessary.

FINANCE COMMITTEE

McNaul made the motion, second by White to approve RESOLUTION NO. 3553 – “RESOLUTION DIRECTING SALE OF \$1,900,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2009.” AYES: McNaul, White, Wilson, Wright, Hueftle-Worley and Witt. Motion carried.

White made the motion, second by Witt to approve RESOLUTION NO. 3554 – “RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$500,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2009.” AYES: White, Witt, McNaul, Wilson, Wright and Hueftle-Worley. Motion carried.

White made the motion, second by Witt to approve RESOLUTION NO. 3555 – “RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$700,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2009.” AYES: White, Witt, McNaul, Wilson, Wright and Hueftle-Worley.. Motion carried.

White made the motion, second by Witt to approve RESOLUTION NO. 3556 - “RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO

EXCEED \$700,000 GENERAL OBLIGATION CAPITAL LOAN NOTES, SERIES 2009.”
AYES: White, Witt, Hueftle-Worley, Wright, Wilson and McNaul. Motion carried.

White made the motion, second by Witt to approve RESOLUTION NO. 3557 - “A RESOLUTION AUTHORIZING PAYMENT OF CONTRACTOR’S PROGRESS PAYMENT NO. 12 IN THE AMOUNT OF \$289,977.05 TO WOODRUFF CONSTRUCTION, LLC OF FORT DODGE, IOWA FOR WORK COMPLETED ON THE GRINNELL PUBLIC SAFETY BUILDING.” AYES: 6-0. Motion carried.

White made the motion, second by Witt to approve RESOLUTION NO. 3558 - RESOLUTION NO. 3558 - “A RESOLUTION AUTHORIZING PAYMENT OF A FACADE GRANT IN THE AMOUNT OF \$7,500 TO DICK KNAPP (LONNSKI’S) FOR BENEFITS TO THE PUBLIC DUE TO THE ENHANCEMENT OF THE RETAIL ENVIRONMENT IN DOWNTOWN GRINNELL.” AYES: 6-0. Motion carried.

White made the motion, second by Witt to approve RESOLUTION NO. 3559 – “RESOLUTION APPROVING TRANSFER OF FUNDS.” AYES: 6-0. Motion carried.

The Campbell Fund requests were approved as presented.

PLANNING COMMITTEE

Hueftle-Worley made the motion, second by White to approve RESOLUTION NO. 3560 – “RESOLUTION APPROVING THE ZONING RECLASSIFICATION OF CERTAIN REAL PROPERTY LOCATED IN THE INCORPORATED CITY OF GRINNELL.” Roll call vote: AYES: Hueftle-Worley, White, Witt, McNaul, Wilson and Wright. Motion carried.

Hueftle-Worley made the motion, second by McNaul to grant the Grinnell Area Arts Council permission to remove glass flooring in the Stewart building according to all historic preservation covenants and if the committee is going to do anything other than store it on site they must return to the planning committee for direction on the same. AYES: 6-0. Motion carried.

Hueftle-Worley made the motion, second by Wright to approve the Grinnell Area Arts Council is given permission to change the lighting in the Stewart building with the direction and approval of the City Manager and the Building and Planning Director. AYES: 6-0. Motion carried.

The Mayor’s Art Gallery will discontinue at the end of May 2010 at which time it should be formally dissolved by the Mayor.

The City Manager updated the council on the Van Wyk request for rezoning to the county. At this point, the county has taken no action on this issue and it has been tabled pending resolution of the storm water drainage.

Hueftle-Worley made the motion, second by Wright to approve RESOLUTION NO. 3561 - “A RESOLUTION AUTHORIZING PAYMENT OF CONTRACTOR’S PROGRESS PAYMENT NO. 17 IN THE AMOUNT OF \$141,469.00 TO GARLING CONSTRUCTION, INC. OF BELLE PLAINE, IOWA FOR WORK COMPLETED ON THE DRAKE COMMUNITY LIBRARY. AYES: 6-0. Motion carried.

PUBLIC WORKS AND GROUNDS COMMITTEE

Witt made the motion, second by McNaul to approve soliciting bids for one new truck mounted side dumping recycling unit with bids due Friday, October 15 at 1:00 p.m. and bid award October 19, 2009 at 7:00 p.m. AYES: 6-0. Motion carried.

White made the motion, second by Wright to approve RESOLUTION NO. 3562 - "A RESOLUTION APPROVING CONTRACT CHANGE ORDER NO. 2 WITH HAWKEYE PAVING CORPORATION, IOWA FOR AN INCREASE TO THE CONTRACT COST IN THE AMOUNT OF \$19,047.99 FOR WORK COMPLETED ON THE CENTRAL BUSINESS DISTRICT CONSTRUCTION PHASE III." AYES: 6-0. Motion carried.

Witt made the motion, second by McNaul to approve RESOLUTION NO. 3563 - "A RESOLUTION AUTHORIZING PAYMENT OF CONTRACTOR'S PROGRESS PAYMENT NO. 6 IN THE AMOUNT OF \$236,799.30 TO HAWKEYE PAVING CORPORATION OF BETTENDORF, IOWA FOR WORK COMPLETED ON THE CENTRAL BUSINESS DISTRICT CONSTRUCTION PHASE 3." AYES: 6-0. Motion carried.

Witt made the motion, second by McNaul to approve RESOLUTION NO. 3564 - "A RESOLUTION APPROVING CONTRACT CHANGE ORDER NO. 2 WITH ACCO UNLIMITED CORPORATION FOR AN INCREASE TO THE CONTRACT COST IN THE AMOUNT OF \$317.45 FOR WORK COMPLETED ON THE GRINNELL MUTUAL FAMILY AQUATIC CENTER PROJECT." AYES: 6-0. Motion carried.

Witt made the motion, second by Wright to approve RESOLUTION NO. 3565 - "A RESOLUTION AUTHORIZING PAYMENT OF CONTRACTOR'S PROGRESS PAYMENT NO. 4 IN THE AMOUNT OF \$124,746.81 TO ACCO UNLIMITED OF JOHNSTON, IOWA, FOR WORK COMPLETED ON THE GRINNELL MUTUAL FAMILY AQUATIC CENTER PROJECT." AYES: 6-0. Motion carried.

Witt made the motion, second by McNaul to approve RESOLUTION NO. 3566 - "A RESOLUTION AUTHORIZING PAYMENT OF CONTRACTOR'S PROGRESS PAYMENT NO. 3 IN THE AMOUNT OF \$387,153.48 TO HENKEL CONSTRUCTION COMPANY OF MASON CITY, IOWA FOR WORK COMPLETED ON THE GRINNELL FAMILY AQUATIC CENTER PROJECT." AYES: 6-0. Motion carried.

Witt made the motion, second by White to approve RESOLUTION NO. 3567 - "A RESOLUTION AUTHORIZING PAYMENT OF CONSTRUCTION PROGRESS PAYMENT NO. 2 IN THE AMOUNT OF \$173,160.38 TO PELLA CONCRETE CONTRACTORS FOR WORK COMPLETED ON THE GRINNELL REGIONAL AIRPORT ENTRANCE ROAD IMPROVEMENTS." AYES: 6-0. Motion carried.

Witt made the motion, second by Wright to approve RESOLUTION NO. 3568 - "A RESOLUTION AUTHORIZING PAYMENT OF CONTRACTOR'S PROGRESS PAYMENT NO. 1 (FINAL) IN THE AMOUNT OF \$56,047.09 TO TK CONCRETE, INC OF PELLA, IOWA FOR WORK COMPLETED ON THE 2009 CEMETERY ROAD PROJECT." AYES: 6-0. Motion carried.

Witt made the motion, second by White to approve "RESOLUTION ACCEPTING THE CERTIFICATE OF SUBSTANTIAL COMPLETION OF WORK ON 2009 CEMETERY ROAD PROJECT." AYES: 6-0. Motion carried.

Witt made the motion, second by McNaul to approve 75 percent payment of \$50,000 to Dave Vander Linden for the walking trail and the remaining 25% when the trail is completed with a sunset of January 1, 2015. AYES: 6-0. Motion carried.

RESOLUTIONS

Hueftle-Worley made the motion, second by White to approve RESOLUTION NO. 3570 - "A RESOLUTION TO APPROVE IMPROVEMENT PROJECTS AS SUBMITTED FOR PROPERTY AND REQUEST TAX EXEMPTION FOR THIS IMPROVEMENT ACCORDING TO CHAPTER 404 OF THE STATE CODE (Troy D. and Julie P. Gosselink – 1820 Penrose St)." AYES: 6-0. Motion carried.

Hueftle-Worley made the motion, second by McNaul to approve RESOLUTION NO. 3571 - "A RESOLUTION TO APPROVE IMPROVEMENT PROJECTS AS SUBMITTED FOR PROPERTY AND REQUEST TAX EXEMPTION FOR THIS IMPROVEMENT ACCORDING TO CHAPTER 404 OF THE STATE CODE (James E. & Darlis R. Hawkins – 2006 Jewel Drive)." AYES: 6-0. Motion carried.

Hueftle-Worley made the motion, second by McNaul to approve RESOLUTION NO. 3572 - "A RESOLUTION TO APPROVE IMPROVEMENT PROJECTS AS SUBMITTED FOR PROPERTY AND REQUEST TAX EXEMPTION FOR THIS IMPROVEMENT ACCORDING TO CHAPTER 404 OF THE STATE CODE (Mark & Chelsey Kolpin - 2009 Spaulding Lane)." AYES: 6-0. Motion carried.

ORDINANCES

White made the motion, second by Witt to approve the first reading of ORDINANCE NO. 1322 – "AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF GRINNELL, IOWA, 2007, BY AMENDING PROVISIONS PERTAINING TO THE STANDARD PENALTY." AYES: 6-0. Motion carried.

White made the motion, second by Witt to approve the first reading of ORDINANCE NO. 1323 – "AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF GRINNELL, IOWA, 2007, BY AMENDING PROVISIONS TO MUNICIPAL INFRACTIONS." AYES: 6-0. Motion carried.

White made the motion, second by Witt to approve the first reading of ORDINANCE NO. 1324 – "AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF GRINNELL, IOWA, 2007, BY AMENDING PROVISIONS PERTAINING TO PARKING VIOLATIONS: ALTERNATE." AYES: 6-0. Motion carried.

White made the motion, second by Witt to approve the first reading of ORDINANCE NO. 1325 – AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF GRINNELL, IOWA, 2007, BY AMENDING PROVISIONS PERTAINING TO HAZARDOUS SUBSTANCE CLEANUP COSTS." AYES: 6-0. Motion carried.

White made the motion, second by Witt to approve the first reading of ORDINANCE NO. 1326 – “AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF GRINNELL, IOWA, 2007, BY AMENDING PROVISIONS PERTAINING ABANDONED VEHICLES.” AYES: 6-0. Motion carried.

White made the motion, second by Witt to approve the first reading of ORDINANCE NO. 1327 – “AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF GRINNELL, IOWA, 2007, BY AMENDING PROVISIONS PERTAINING TO DISPOSAL OF PROPERTY.” AYES: 6-0. Motion carried.

White made the motion, second by Witt to approve ORDINANCE NO. 1328– “AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF GRINNELL, IOWA, 2007, BY AMENDING PROVISIONS PERTAINING TO OFF-ROAD UTILITY VEHICLES.” AYES: 6-0. Motion carried.

White made the motion, second by Witt to approve ORDINANCE NO. 1329 – “AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF GRINNELL, IOWA, 2007, BY AMENDING PROVISIONS PERTAINING TO UTILITY SERVICE.” AYES: 6-0. Motion carried.

Hueftle-Worley made the motion, second by Witt to approve the first reading ORDINANCE NO. 1330 - “AN ORDINANCE AMENDING ORDINANCE NO. 774 BY CHANGING CERTAIN DISTRICTS SHOWN ON THE OFFICIAL ZONING MAP.” (The ordinance refers to the property commonly referred to as 1422 Broad S). AYES: 6-0. Motion carried.

Wilson made the motion, second by White to approve the first reading of ORDINANCE NO. 1331 – “AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF GRINNELL, IOWA, 2007, BY ADDING A NEW CHAPTER FOR NOISE CONTROL.” AYES: 6-0. Motion carried.

INQUIRIES: Karen Rupe of 1014 Reed Street spoke regarding the proposed noise ordinance. Bob Renaud of 605 West Street South spoke regarding jake brakes.

White made the motion, second by McNaul to adjourn the meeting at 7:59 p.m. AYES: All. Motion carried.

GORDON R. CANFIELD, MAYOR

ATTEST:

P. KAY CMELIK, CITY CLERK