

City of Camanche, Iowa

October 20, 2015

The City Council of the City of Camanche, Iowa met in regular session October 20, 2015 at 6:00 P.M. at Camanche City Hall. Present on roll call: Mayor Fahlbeck, presiding, and the following named council members: Willis, Lind, Varner and Wruck. Also present were City Administrator Roth, City Attorney Donnelly, department heads Houzenga, Schutte, Hilgendorf and City Clerk/Treasurer Jindrich.

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

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

Jindrich stated that minutes from the October 6, 2015 meeting need to be corrected – on Page 32, the paragraph that starts with “Fahlbeck”. The sentence that reads “He was told by Art Eggers that it was illegal” should read “He was told by Art Eggers that it was invalid”.

Moved by Willis, second by Lind to approve the consent agenda which covered the following items: approve the minutes as amended from council meeting held October 6, 2015; approve Abstract No. 642 which includes the following:

|                           |                                  |          |
|---------------------------|----------------------------------|----------|
| BAKER & TAYLOR COMPANY    | ONE BOOK                         | 32.65    |
| BLAIN'S FARM & FLEET      | HITCHIN PIN,CHAIN                | 48.17    |
| CARQUEST AUTO PARTS       | BATTERY-DUMP TRUCK               | 209.02   |
| CARRIAGE PAPER PROD CORP  | PAPER,TONER                      | 452.40   |
| CLINTON HERALD            | LEGAL PUBLICATIONS               | 359.68   |
| CLINTON NATIONAL BANK     | FED/FICA TAX                     | 9,059.47 |
| CL CO AREA SOLID WASTE    | YARD WASTE/COMMERICAL REFUSE     | 42.36    |
| COLLECTION SERVICES CTR   | GARNISHMENT                      | 138.46   |
|                           | USER GROUP MEETING-              |          |
| DATA TECHNOLOGIES INC     | ROTH,JINDRI                      | 170.00   |
| CITY OF DAVENPORT         | ROAD SALT PURCHASE               | 5,433.57 |
| ECONOMY PLBG/HEATING      |                                  |          |
| INC                       | TUNEUP FURNANCES-G HALL          | 139.00   |
| EASTERN IA LIGHT & POWER  | SECURITY LIGHTS                  | 58.82    |
| EMPLOYEE DATA FORMS INC   | EMPLOYEE DATA CALENDARS          | 23.00    |
| FASTENAL COMPANY          | LAG BOLTS-STREET SIGNS           | 5.72     |
| GALE                      | BOOKS                            | 261.51   |
| HARTZ LOCK COMPANY        | SERVICE CALL-C HALL              | 320.00   |
| MARK HILGENDORF           | SAFETY SHOES                     | 200.00   |
| IOWA ONE CALL             | ONE CALL LOCATES                 | 56.70    |
| INGRAM BOOK COMPANY       | BOOKS                            | 827.38   |
| SHERYL L JINDRICH         | DEDUCTIBLE/COPAYMENTS            | 118.50   |
| KYLE KING                 | DEDUCTIBLE/COPAYMENT             | 90.00    |
| KWIK TRIP/KWIK STAR STORE | UNLEADED/DIESEL                  | 2,028.47 |
| LECTRONICS INC            | RADIO MAINTENANCE                | 222.50   |
| LIBRARY PETTY CASH        | POSTAGE,PLATES,PRIZES            | 195.26   |
| MASTERCARD                | PICNIC TABLE,TRAINING,FIRE PREVE | 2,858.52 |
| TOM MCMANUS BACKHOE       | DIG GRAVE-SKOFF,HALL,SHADLE      | 600.00   |
| MEDIACOM                  | INTERNET                         | 6.69     |
| MERCY MEDICAL CENTER-     |                                  |          |
| CLIN                      | PHARMACEUTICALS FOR SEPT         | 33.00    |
| MIDAMERICAN ENERGY CO     | ELEC SERVICE,STREET LIGHTING     | 6,850.61 |
| MIDAMERICA BOOKS          | BOOKS                            | 125.07   |
| JEFFREY MOORE             | DEDUCTIBLE/COPAYS                | 184.00   |

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|                           | MUNICIPAL PENSN                | 10,381.64 |
| DALE NISSEN               | DEDUCTIBLE/COPAY               | 405.00    |
| OSSIAN INC                | FUSION TO MIX WITH SALT        | 812.50    |
| PANTHER UNIFORMS INC      | UNIFORMS-A SCHUTTE,M PRUETT    | 17.00     |
| PAULS DISCOUNT            | GLOVES,PAINTING SUPPLIES,SEED  | 198.68    |
| THE PENWORTHY COMPANY     | BOOKS                          | 194.75    |
| PRAXAIR DISTRIBUTION INC  | CYLINDER RENTAL                | 65.10     |
| PREMIER LINEN/UNIFORM     | TOWELS,MOP HEADS,RUGS          | 216.96    |
| QLT                       | INDOOR BELL CHIME              | 12.30     |
| QUALITY CONCRETE          | CURE & SEAL-C HALL SIDEWALK    | 115.00    |
| RIVER CITY DISPOSAL LLC   | FALL LARGE ITEM PICKUP         | 5,000.00  |
| SHIVE-HATTERY ENGINEERS   | END SERV-DUNN ROAD,CULVERT     | 2,000.97  |
| STIVERS FORD              | 2016 FORD UTILITY INTERCEPTOR  | 25,629.00 |
| TASTE OF HOME BOOKS       | HOLIDAY & CELEBRATIONS         | 31.98     |
| TEAM TWO INC              | BILL FEE FOR SEPTEMBER         | 982.69    |
| THE LIBRARY STORE         | LABELS,DVD ALBUMS,DATE DUE     | 143.84    |
| TREASURER STATE OF IOWA   | C3EA496887-UNLCAIM DEPOSITS    | 45.67     |
| PAUL VARNER               | DEDUCTIBLE/COPAYMENTS          | 28.43     |
| MICHAEL YACKSHAW          | DEDUCTIBLE/COPAYMENTS          | 15.79     |
| DARYL YODER               | DEDUCTIBLE/COPAYS              | 224.50    |
| 1ST GATEWAY CREDIT UNION  | 1ST GATEWAY CU                 | 934.00    |
| RAY O'HERRON CO INC       | SAFETY VEST-SCHMITZ            | 1,067.78  |
| PETERSEN SANITARY INC     | PORTABLE TOILETS FOR PARKS     | 390.00    |
| CENTURYLINK               | TELEPHONE EXPENSE              | 210.69    |
| OPENEDGE                  | CREDIT CARD SURCHARGES         | 122.73    |
| CAMANCHE HS YEARBOOK      | 2015 CAMANCHE YEARBOOK         | 40.00     |
| STATE HYGIENIC            |                                |           |
| LABORATORY                | SAMPLE ANALYSIS                | 62.50     |
| MAYER, LONERGAN & ROLFES  | LEGAL SERVICES FOR SEPT.       | 1,829.00  |
| JAMES SOWLE               | SAFETY SHOES                   | 200.00    |
| CLERK OF COURT            | CASE DISMISSAL                 | 60.00     |
| SHANE NIXON               | DEDUCTIBLE/COPAYMENTS          | 118.78    |
| BASE                      | CAFETERIA MONTHLY              | 43.75     |
| UNIQUE MANAGEMENT SERV    | COLLECTIONS                    | 26.85     |
| IOWA LIBRARY SERVICES     | PUBLIC LIB SUPPORT-MARTENS     | 20.00     |
| PLATINUM SMART INC.       | DATA BACKUP AND RECOVERY       | 466.20    |
| ADM TERMINAL SERVICES INC | UNLOAD SALT FROM BARGE         | 421.38    |
| AMAZON                    | DVDS                           | 132.47    |
| VAN METER INC.            | FUSES,STRAPS,PHOTO CENTERS     | 44.66     |
| CONTINUOUS TOUCH, LLC     | SIP TRUNKING                   | 120.13    |
| PLATINUM LEASING          | LEASE SERVER,PHONES,IT SUPPORT | 2,259.00  |
| XEROX BUSINESS SERVICES   | COPIER MAINTENANCE             | 63.09     |
| LAKESHORE                 | BUILDING CENTERS               | 136.85    |
| CLINTON FLORAL SHOP       | FLOWERS FOR SHADLE FUNERAL     | 40.00     |
| VERONICA DEEVERS          | BALANCE OWING ON MURAL         | 1,068.62  |
| SLOAN IMPLEMENT           | FAN,V-BELT,PULLEY              | 75.98     |
| TAPCO                     | BLINKER STOP SIGNS             | 8,188.80  |
| PAYROLL CHECKS            | PAYROLL CHECKS ON 10/09/2015   | 30,642.06 |
| ACCOUNTS PAYABLE          | CLAIMS TOTAL                   | 95,815.59 |
|                           | GENERAL FUND                   | 88,495.78 |
|                           | LIBRARY FUND                   | 5,450.67  |
|                           | PARKS FUND                     | 2,901.72  |
|                           | CEMETERY FUND                  | 2,374.74  |
|                           | ROAD USE FUND                  | 13,946.59 |
|                           | CITY HALL PROJECT FUND         | 1,068.62  |

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| 21ST STREET CULVERT FUND | 475.00   |
| WATER UTILITY FUND       | 4,236.95 |
| SEWER UTILITY FUND       | 2,465.22 |
| LANDFILL/GARBAGE FUND    | 5,042.36 |

Accept and approve the City Clerk/Treasurer’s Report for September 2015 which included the following receipts: General - \$141,108.48, Library - \$18,363.31, Parks - \$11,057.96, Cemetery - \$9,166.75, Road Use - \$54,647.63, Employee Benefit - \$8,091.18, Police & Fire Pension - \$17,193.75, Perp. Care and Howson Trust - \$200.09, Debt Service - \$32,869.98, City Hall - \$24,225.00, Water Utility - \$35,567.20, Sewer Utility Fund - \$56,926.86, Garbage - \$34,662.47 for a total of \$444,080.66; receive, accept and place on file the Police and Fire Report for September 2015; receive, accept and place on file minutes from Historical Board October 8, 2015, minutes from Rose Hill Cemetery Board October 12, 2015; approve application from Greg Nelson for Cemetery Board – term ending January 2019; approve an Application for Tax Abatement as submitted by Gary & Karen Murphy – 1213 23<sup>rd</sup> Avenue; accept and place on file the Certified Police Officer List. On roll call – all ayes.

Moved by Willis, second by Lind to read Ordinance Amending Chapter 3-3.10...by Adding a New Subsection 12, Establishing Speed Limits on 9<sup>th</sup> Avenue from the Intersection with US 67 Westward to the Corporate Limits by title only. On roll call – ayes – Wruck, Willis, Lind and Varner.

Moved by Willis, second by Lind to approve the 2<sup>nd</sup> reading by title only of an Ordinance Amending Chapter 3-3.10...by Adding a New Subsection 12, Establishing Speed Limits on 9<sup>th</sup> Avenue from the Intersection with US 67 Westward to the Corporate Limits. On roll call – ayes – Willis, Lind, Varner, and Wruck.

Moved by Willis, second by Varner to waive the third reading of an Ordinance Amending Chapter 3-3.10...by Adding a New Subsection 12, Establishing Speed Limits on 9<sup>th</sup> Avenue from the Intersection with US 67 Westward to the Corporate Limits. On roll call – ayes – Lind, Varner, Wruck, and Willis.

Moved by Willis, second by Lind to adopt Ordinance No. 735 Amending Chapter 3-3.10...by Adding a New Subsection 12, Establishing Speed Limits on 9<sup>th</sup> Avenue from the Intersection with US 67 Westward to the Corporate Limits. On roll call – ayes – Lind, Varner, Wruck, Willis.

**Contracts for Police and Fire Chief** – Donnelly stated that wording for clothing allowance has been changed to uniform allowance. Wording in the contracts was clarified.

Moved by Lind, second by Wruck to approve the revised contracts for Police and Fire Chief. On roll call – all ayes.

**Audio Record Council Meetings** – Fahlbeck stated that back in July we started using digital recordings. At the last meeting, the city clerk forgot to bring the recorder with her. After talking with the city attorney and the city administrator, they decided to establish a policy. What does the council want to set the fee at? Lind feels \$15.00 would be fair. Fahlbeck stated that farther down the line, if there are a lot of requests, the fee could be raised. If someone wants a lot of them, it could take longer. Lind questioned who would burn the CDs. Jindrich stated it would be her. Willis feels the money should be in hand when they request a CD. He feels it should be \$15.00 per meeting.

Moved by Varner, second by Wruck to approve a Resolution Establishing a Policy for Audio Recording of Camanche City Council Meetings. On roll call – all ayes.

**Ordinance Establishing what Minor Means** – the current code classifies a minor as anyone under the age of 17. We need to get things straightened out and it needs to say anyone under the age of 18.

Roth read the first reading of an Ordinance Amending Chapter 3-6-3, Item 5, of the Camanche Municipal Code by Changing the Definition of a Minor from Any Person Under 17 Years of Age to Any Person Under 18 Years of Age.

Moved by Willis, second by Lind to approve the first reading of an Ordinance Amending Chapter 3-6-3, Item 5, of the Camanche Municipal Code by Changing the Definition of a Minor from Any Person Under 17 Years of Age to Any Person Under 18 Years of Age. On roll call – Wruck, Willis, Lind, and Varner.

Roth stated he mailed out letters to attorneys in Clinton and DeWitt. He gave them until November to submit their information.

Roth reported that he met with an insurance broker the other day. He talked about a health savings account. He is going to present alternative plans for health insurance.

Mayor Fahlbeck read a flyer he was given by Brenda Waldorf. The 12<sup>th</sup> Annual Poker Run – Pack the Pantry – will be held November 7<sup>th</sup> starting at 1:00. There is a \$5.00 donation and 2 canned goods to participate. Clinton National Bank is accepting cash donations. He wanted to remind everyone of the candidate's forum, Thursday, October 22, 2015 at 7:00 PM at Camanche Middle School.

Wruck was wondering how many water meters we have. He is working on water rates.

Varner informed everyone that the ribbon cutting was today for the new City Hall. The Chamber was impressed with the building.

Lind wanted to wish all of the candidates good luck at the forum.

Willis informed the council that the frame is broken on a 2009 loader at the landfill. It could cost \$50,000 to \$60,000. Fahlbeck was wondering what the cost is going to be to the cities. Willis didn't think there was going to be a cost.

Jindrich stated the last of the murals has been delivered. Roth is going to get Bob Edens to put them up.

Charlie Blount stated he couldn't hear what Sheryl said about the unfair labor practice. Fahlbeck stated he talked with Art Eggers and the prohibitive practice was not illegal but it was invalid. Willis stated the unfair labor practice complaint is still out there. Fahlbeck said the prohibitive practice was filed against him with what he said at a public meeting. After we hired the labor attorney, the city never heard back from the bargaining unit. A day or two later, Art Eggers found the contract agreement to be illegal. Willis stated there was one provision in the contract that was illegal – not the whole contract. Roth explained the retiree health care insurance is an illegal subject of bargaining. The city can provide health insurance to the retirees according to 364.25 of the State Code. The City was providing health care insurance for retirees pre-collective bargaining. Charlie feels Trevor, Paul and Tom are responsible, to some degree, for this illegal contract process. Brian Donnelly stated that the mayor and council members are not obliged to respond to public comments. Personal attacks are something we don't encourage. Everyone should keep their comments to city business. Charlie wanted to personally thank Mayor Fahlbeck, Wruck and Lind for finding this illegal practice. Roth said many of the employees have been with the city for 20, 30 or even 40 years. He wanted to thank the elected officials for doing the admirable and honorable thing and reached a

resolution to continue to provide health care insurance for the retirees. It was decided to not offer this benefit for employees hired after July 1, 2015.

Larry Halweg has been asked if candidates have to be tax payers to run for election. Jindrich stated they have to be Camanche residents but there is nothing that says they have to be taxpayers.

Tom White was wondering if anything has been done concerning the safety for the kids on 7<sup>th</sup> Avenue. Houzenga stated that Lodge has talked to the crossing guard. Paula Mess said cars to do slow down when the police car is there. Bob Houzenga said we will get a portable stop sign for that location. Somebody was going to look into flashing stop signs for the crossing guards to hold. Tom White was wondering if we could look into signs like Clinton has – it is a school crossing sign with flashing lights around it.

Charlie Blount stated there were attorneys on both sides – they should have known about this illegal practice. The other negotiating committees should have caught this.

Paul Willis said that somebody needs to look into flashing signs for the crossing signs – the crossing guard on Washington Blvd. was holding up the sign and you could barely see it.

Ken Thomas was wondering what has been done about the sidewalks. Camanche is a hard place to walk. Roth informed him that the city's sidewalks were to be looked at first and then we were going after the bad ones. We have not abandoned the issue. Mark is still working on the city's sidewalks.

At 6:59 P.M., being no further business, the Mayor declared the meeting adjourned until November 3, 2015.

Kenneth A. Fahlbeck, Mayor

Sheryl L. Jindrich  
City Clerk/Treasurer