

CITY COUNCIL MEETING  
RAND CENTER  
JULY 1, 2014  
6:00 P.M.

Mayor Sargent presided over the meeting and called it to order at 6:00 p.m. with the following Council members present: Ratliff, Johnson, Struble, Isom. Council member Dillinger was absent. Also present were City Clerk/Administrator Miller and visitors: Ada Isom, Bryan Athay, Katie Flora, Jesusa Christians, John Riley, Jessie Dewaele Griffis, Julie Newton, Caleb Wohlers, Dave Scott.

The Pledge of Allegiance was recited.

Moved by Council member Struble to approve the agenda for July 1<sup>st</sup> as presented, seconded by Council member Johnson. Motion carried on a 4-0 vote.

Moved by Council member Isom to approve the consent agenda, seconded by Council member Struble. Motion carried on a 4-0 vote. City Clerk/Administrator Miller clarified that the bid for replacing the brush truck engine that was approved at the May 20, 2014 meeting was from Valley Equipment Service, not Case IH. That invoice is included in the Claims List on this agenda.

Jim Olmsted presented a summary of the Longview/Sunnyside sewer project. Due to the short construction timeframe, an alternative was given on the bid to extend the completion date to November 15<sup>th</sup>, but the bids still came in 6.6% higher than the estimated cost. Jim summarized all three parties are benefitted by the new main – Longview would avoid putting in a lift station, Sunnyside would have a new main to tie into and for future use, and the City would have infrastructure in place for growth in that area. The contractor had been contacted and he had been able to make price adjustments of approximately \$24,000 and the City could take out the stub line but it would still leave the project cost higher than anticipated. Discussion was held on how the shortfall could be covered to make the project funding work. Kelly Sherer stated Longview's position was that they are willing to pay 53% of the bid amount (\$143,100) but could not do more. The November 15<sup>th</sup> date would be a hardship for their tenants but if the funding could be worked out they were in. If the project was not done, they would like to have TIF funds to help with infrastructure costs they would incur putting in a lift station. Consensus was that going downhill with the sewer line was in everyone's best interest. Longview would cost share at \$143,100, Sunnyside \$60,000 and the City pick up the shortfall.

Moved by Council member Struble to approve Resolution 14-22, "Resolution Awarding Contract For The Longview/Sunnyside Sewer Improvements Project", awarding the contract to Pierce Pump in the amount of their alternate No. 1 bid of \$240,019.00, seconded by Council member Johnson. Motion carried on a 4-0 vote.

RESOLUTION 14-22

RESOLUTION AWARDING CONTRACT FOR THE  
LONGVIEW/SUNNYSIDE SEWER IMPROVEMENTS PROJECT

WHEREAS, pursuant to notice duly published in the manner and form prescribed by resolution of the City Council of the City of Missouri Valley, Iowa, and as required by law, bids and proposals were received by this Council for the Longview/Sunnyside Sewer Improvements Project (the "Project"); and

WHEREAS, all of the said bids and proposals have been carefully considered, and it is necessary and advisable that provision be made for the award of the contract for the Project;

NOW, THEREFORE, Be It Resolved by the City Council of the City of Missouri Valley, Iowa, as follows:

Section 1. The bid for the Project submitted by the following contractor is fully responsive to the plans and specifications for the Project, heretofore approved by the City Council, and is the lowest responsible bid received, such bid being as follows:

<u>Name and Address of Contractor</u>	<u>Amount of Bid</u>
<u>Pierce Pump</u>	<u>\$240,019.00</u>
<u>513 North Hwy</u>	
<u>PO Box 427</u>	
<u>Oakland, IA 51560</u>	

Section 2. The contract for the Project is hereby awarded to such contractor at the total estimated cost set out above, the final settlement to be made on the basis of the unit prices therein set out and the actual final quantities of each class of materials furnished, the said contract to be subject to the terms of the aforementioned resolution, the notice of hearing and letting, the plans and specifications and the terms of the bidder's written proposal.

Section 3. The Mayor and City Clerk are hereby authorized and ordered to enter into a written contract with said contractor for the Project, said contract not to be binding until approved by resolution of this City Council.

Section 4. The amount of the contractor's performance and/or payment bonds is hereby fixed and determined to be 100% of the amount of the contract.

Section 5. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved July 1, 2014.

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Clint Sargent, Mayor

Attest:

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Rita M. Miller  
City Clerk/Administrator

The Council accepted the scope changes and price adjustments from the contractor and authorized a change order be prepared in the amount of \$36,948.00 deduct, resulting in a contract price of \$203,071.00.

During citizen inquiries, Dave Scott asked the Council to consider making the south end of S. West Street a dead-end. Council agreed to put it on the next agenda for consideration. Tim Speight asked Council to reconsider his denial for membership on the Missouri Valley Fire Department. Council was in agreement to review the matter at the next meeting.

Moved by Council member Ratliff to approve the Proposal for Services on the Fire Station/City Hall from Rick Emswiler and authorize the design development work, seconded by Council member Struble. Motion carried on a 4-0 vote.

Council discussed amending the animal control ordinance to allow pit bulls within City limits. City Clerk/Administrator Miller reported neither Council Bluffs nor Glenwood allow the breed unless the dogs were currently licensed prior to the ordinance going into effect. Concerns were expressed about safety and enforcement. City Attorney Argotsinger stated he did not know of or represent any cities that allowed the breed and most are moving to keep the breed out because of the reputation they have of being dangerous. Bryan Athay spoke in favor of allowing the dogs stating not all pit bulls are mean or dangerous – it depends on how the dogs were raised. Council agreed but because not all people are responsible owners they have to consider the overall impact. Moved by Council member Ratliff to deny the request to amend the animal control ordinance to allow pit bulls in town, seconded by Council member Struble. Motion carried on a 3-1 vote with Council member Isom voting nay.

Council discussed chip sealing S. 9<sup>th</sup> Street and expressed concerns whether it would withstand the heavy trucks using the road. Council requested the vendor be asked to attend the next meeting. Moved by Council member Johnson to table the item to the next meeting, seconded by Council member Struble. Motion carried on a 4-0 vote.

Moved by Council member Struble to approve the Mayor's appointments to the Library Board as follows: Phyllis Henrich, Geri Birks, Corey McIntosh, seconded by Council member Johnson. Motion carried on a 4-0 vote.

Moved by Council member Struble to approve the Mayor's appointment of Josh Cue to the Low Rent Housing Board to fill the position vacated by Holly Butcher, seconded by Council member Isom. Motion carried on a 4-0 vote.

Moved by Council member Struble to approve Resolution 14-23, "Resolution To Transfer Money From The General Checking Into Splash Pad Fund", seconded by Council member Isom. Motion carried on a 4-0 vote.

**RESOLUTION 14-23**

**RESOLUTION TO TRANSFER MONEY FROM THE GENERAL CHECKING INTO  
SPLASH PAD FUND**

WHEREAS, the City of Missouri Valley desires to create a Splash Pad; and

WHEREAS, this project will be accomplished in phases over multiple fiscal years; and

WHEREAS, the Council has budgeted money to be set aside for that purpose.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Missouri Valley, Iowa, that the City Clerk is hereby directed to transfer \$8,000 into the Splash Pad Reserve Fund from the FY15 budget.

Passed and approved this 1st day of July, 2014.

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Clint Sargent, Mayor

ATTEST:

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Rita M. Miller  
City Clerk/Administrator

Moved by Council member Struble to go into Closed Session pursuant to I.C.21.5(i) for an employee review, seconded by Council member Isom. Roll call.

AYES: Ratliff, Johnson, Struble, Isom

NAYS: None. Motion carried.

Council recessed to closed session at 6:57 p.m.

Moved by Council member Struble to reconvene in Open Session, seconded by Council member Ratliff. Motion carried on a 4-0 vote. (7:31 p.m.)

Moved by Council member Struble to accept the recommendation from the Closed Session, seconded by Council member Isom. Motion carried on a 4-0 vote.

Moved to adjourn by Council member Struble, seconded by Council member Ratliff. Motion carried on a 4-0 vote. Meeting adjourned at 7:33 p.m.

Clint Sargent, Mayor

Attest:  
Rita Miller  
City Clerk/Administrator