

August 17, 2015  
Regular Session

The Bellevue City Council met in Regular Session on Monday August 17, 2015 at 6:30 p.m. in the Council Chambers with Mayor Christopher J. Roling presiding. The Pledge of Allegiance was recited by all present. The roll was called as follows:

**PRESENT:** Councilmembers Darla Lawson, Allen Ernst, Jayson Heiar and Gary Feuerbach. Also present were City Administrator Loras Herrig, Officer Ryan Kloft, Todd Koppes, Karen Langseth, Mark Herman, Dave Namanny, Solomon Wilharm, Kim Roling, Kelly Griebel, Kierstan Nemmers, Morgan Anton, Aryelle Reisen, Keith Messner, Trudy & Jeff Theisen and Glen Stalder.

**ABSENT:** Councilmember Tim Roth

### **APPROVAL OF AGENDA**

Mayor Roling reviewed the Agenda and declared it approved with the addition of:  
September Meeting Date  
Authorization to Post for Part-time Officer

### **CONSENT AGENDA**

Ernst moved with a second by Heiar to approve the Consent Agenda. Motion carried unanimously.

- A. Approve August 3, 2015 Regular Session
- B. Approve 5 Day Class B Beer Permit with Outdoor Service and Sunday Sales Privileges for St. Joseph Church Effective 09/05/15
- C. Approve July Financial Reports
- D. Approve Bills and Claims as Authorized
- E. Approve New Vendors
- F. Cable TV Viewership Report

### **FLATTED FIFTH BLUES & BBQ**

Mark Herman of Flatted Fifth Blues & BBQ asked the Council's permission to close Potter's Drive for a blues festival on October 10<sup>th</sup>.

Feuerbach moved with a second by Heiar to approve closing Potter's Drive on October 10<sup>th</sup>, 2015 for a blues festival. No equipment is to be on the street in case of any emergency vehicle needing to get through. Motion carried unanimously.

### **HOME POOL REGULATIONS**

The Council agreed to continue advising home owners that ask about pool regulations to check with their personal insurance requirements.

### **SEPTEMBER MEETING DATE**

The first Monday in September is Labor Day so the Council decided to only meet once for the month on September 21, 2015.

### **PART-TIME POLICE OFFICER**

Chief Lynn Schwager requested permission to post for part-time police officer positions. Ernst moved with a second by Lawson to approve posting notice that the Bellevue Police Department is accepting applications for part-time officer positions. Motion carried unanimously.

### **NOISE COMPLAINT**

Todd Koppes of 100 Court Street filed a formal complaint against Lock 12 Music “for consistently violating State of Iowa Ordinances resulting in excessive noise being generated from their premises”. Mr. Koppes was present to explain his concerns and answer any questions. Karen Langseth of Lock 12 Music was also present to explain what she and her husband have done to try to alleviate problems and asked for Council’s suggestions.

The Council determined they needed time to review the information provided by Koppes, Langseth and the City Attorney. They will meet in closed session due to possible litigation on Monday, August 24<sup>th</sup> at 7:00 P.M. with City Attorney Steve Kahler present.

### **EMPLOYEE RESIDENCY REQUIREMENTS**

After considering a legal opinion the Council determined that the current residency requirement is compliant with state law.

### **ORDINANCE NO. 407 AMENDING THE PERSONS WITH DISABILITIES PARKING LOCATIONS**

Feuerbach moved with a second by Lawson to introduce and approve the first reading of Ordinance No. 407. Roll call carried unanimously.

Ernst then moved with a second by Heiar to waive the second and third readings and pass Ordinance No. 407 into law after publication. Roll call vote carried unanimously.

### **ORDINANCE NO. 405**

### **AN ORDINANCE AMENDING TITLE III COMMUNITY PROTECTION CHAPTER 3 TRAFFIC CODE TO AMEND THE PERSONS WITH DISABILITIES PARKING LOCATIONS**

#### **BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELLEVUE, IOWA:**

SECTION 1. Purpose. The purpose of this ordinance is to add an additional parking space to the persons with disabilities parking spaces in the City of Bellevue.

SECTION 2. Amendment. Section 3-3-19 (13) is hereby amended as follows:

b (7) The 100 block of Market Street, on the westbound traffic side, first parking space west of Riverview alley.

SECTION 3. Severability. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 4. Effective Date. This ordinance shall be in effect after its final passage, approval and publication as provided by law.

Passed and approved this 17th day of August, 2015

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City Administrator

Mayor

**RECEIPTS AND DISBURSEMENTS**

The following amounts were received or expended in the month of July:

<b>FUNDS</b>	<b>RECEIPTS</b>	<b>DISBURSED</b>
<b>GENERAL:</b>		
Basic General Fund	54064.13	171517.29
<b>SUB FUNDS</b>		
P.I.L.O.T.	2500.00	
Library Gift	290.00	
L.O.T. Prop Tax Red Museum	7758.69	182.59
Franchise Prop. Tax	733.64	
Franchise Streets	733.64	
<b>SPECIAL REVENUE</b>		
Streets Cap Project	73.56	118.47
Park Imp. Project	100.00	8750.00
L.O.T. St. Imp. Project	7758.69	4230.13
Fire Dept. Cap. Fund	3415.00	
Employee Benefits	3992.98	
T.I.F. Fund	509.29	222.57
Debt Service	10203.31	
Road Use Tax	22528.69	15728.32
<b>PROPRIETARY FUNDS</b>		
Ambulance	10238.43	9529.04
Telecommunication	104085.40	112605.60
Sanitation	32575.92	28147.08
Water	25686.43	15754.64
Electric	200739.84	214729.86
Electric Cap. Fund	10026.56	14775.00
Customer Deposit	866.36	3070.97
Storm Water Fund	6014.84	4968.38
Sewer	38341.11	19533.63
<b>TOTALS</b>	<b>543236.51</b>	<b>623863.57</b>

## **BILLS AND CLAIMS**

The following Bills and Claims were paid as approved:

IRS	SS/Fed WH/Medicare	11283.65
Treasurer State of Iowa	July 1-15, 2015 Sales Tax	1955.00
Treasurer State of Iowa	State WH	3648.93
IPERS	Retirement	13802.30
Treasurer State of Iowa	June 16-30, 2015 Sales Tax	3347.00
IRS	Fed WH/SS/Medicare	10534.95
Treasurer State of Iowa	City Consumer Use Tax	28.00
Treasurer State of Iowa	July 16-31, 2015 Sales Tax	3278.64
Dubuque County Sheriff	Hefel Property Tax Garnishment	7284.96
Scott Heiar	Replaces lost check # 68188	100.15
Assurant Employee Benefits	City Life Insurance	158.40
Bellevue Arts Council	175/180 Celebration Cont.	1000.00
Black Hills Energy	City Gas Bills	906.24
Dubuque Networking Services	City & Cable Support Agreement	15000.00
Medical Assoc. Health Ins.	City Health Insurance	19732.88
Kathryn Crouch Family	Memorial	100.00
American Funds	Payroll WH	1570.00
National Cable TV Coop	Programming Charges	27021.94
A & P Graphics	Cole Park Signs	120.00
Advanced Media Technologies	Cable Equipment	480.04
ATS Petro	Fuel Purchase	1098.94
Aurora Networks	Annual Support	10000.00
BBC America	Programming Charges	278.10
Bellevue Area Chamber of Commerce	Membership Dues	460.00
Bellevue Mun. Utilities	Utilities	4083.00
Bellevue Pharmacy	Supplies	9.83
Bellevue Sand & Gravel	Sealing &Reconst. Exp.	1225.37
Bellevue State Bank	Cable TV Payment	9545.50
Big Ten Network	Programming Charges	1191.53
Blue Tarp Financial	Renewal Fee	39.99
Canvas Products Co.	F.D. Bldg. Maint. Exp.	46.75
Card Center	Sanitation Equip. Maint/MiscChrg.	1288.56
Caseys	Fuel Purchase	1200.59
CCP Industries	Roadway Misc. Expense	190.18

Central United Life Ins.	Cancer Insurance	235.50
City of Bellevue	Strm Water to DS/Park St. PrjPymt.	4534.92
City of Bellevue	Office Transfer/Cable PILT	14717.09
City of Bellevue	LOT Funds to D.S.	4230.17
Clarey's Safety Equipment	F.D. Equip. Maint Expense	100.48
Clark's Saw Center	Tree Maintenance Expense	21.00
Comcast Sportsnet	Programming Charges	2668.14
Copy Works	F.D. Misc	25.15
Cummings Construction	Comm. Ctr. Bldg. Maint.	8579.37
D & T Concrete	Rdway Sidewalk Exp.	3850.00
Dennis Gerardy	City Hall/Comm. Ctr. BldgMaint. Exp	135.00
Deppe Floor Care	F.D. Bldg. Maint.	247.43
Des Moines Stamp	Police Misc. Expense	28.70
Digital Ally	Police Software	595.00
Display Sales	Amb. Expense	195.00
Dubuque Networking Services	Cable Equipment	5140.88
East Central Intergov. Assoc.	Prof. Fees	45.00
Eberhart Farm Center	F.D. Equipment	2600.00
Emergency Services Marketing Corp	F.D. Subscription	300.00
Envision	Rural F.D. Expense	249.00
Ernst Outdoor Power	Parks Equipment Maint.	30.00
FAO USAED, Rock Island	Easement	4000.00
Feld Fire	F.D. Equip. Maintenance Exp.	235.50
Fidelity Bank	Cable TV Payment	9545.50
Frank Const. & Landscaping	Park Spraying	958.00
Heiar Brothers Fencing	Cole Park Fence Repair	400.00
I Wireless	Public Works Cell Phone Exp.	5.50
IA Dept. of Public Health	Pool Inspection Fee	270.00
IIW Engineers	Prof. Fees	9528.75
Innovative Systems	Software Maint. Fees	5829.99
Innovative Systems	Software Purchase	190000.00
Iowa Area Development Group	Econ. Dev.	160.00
Iowa Network Services	Video Transport/CALEA	5270.50
Iowa Prison Industries	Traffic Signs	48.90
Iowa Wall Sawing	Curb Cuts	710.00
J & J Pool Spa & Billards	Pool Expense-Chemicals	23.40
J & R Supply	Storm Sewer Main. Expense	250.00
John Deere Financial	F.D. Equip Maint/Sanit. Clothing All.	438.77
JoJons	Monthly Rental Fee	90.00
KCRG	Programming Charges	1143.00
Keeney Welding	F.D. Equipment Maintenance	14.70
Kent Clasen	Reimb. F.D. Equip. Maint.	268.13
Kieffer Plumbing & Heating	Pool Repairs	48.00
KWWL	Programming Charges	762.00
LL Pelling Co.	Asphalting Expense	50487.00
LaMotte Telephone Co.	Internet/Video Transport	15986.00

Lampe True Value	Supplies	650.97
Lectronics	F.D. Radio Maintenance	563.05
Lynn Schwager	Mileage Reimb.	104.65
Maquoketa Valley Elec. Coop.	Security Light	12.47
Media General Inc.	KWQC Programming Charges	1714.50
Midwest Business Products	Copier Expense	77.17
Nexstar Broadcasting	KLJB Programming	953.75
N.E. Iowa Comm. College	Amb. Training Expense	7.00
Nieland Refrigeration	Comm. Ctr. Bldg. Maint. Exp.	444.70
Northland Securities	Prof. Fees	435.00
Physician's Claims Co.	Ambulance Billing	732.85
Petty Cash	Reimbursement	25.81
Physio-Control	Ambulance Supplies	692.30
Productivity Plus	Equipment Maint. Expense	330.53
Qualification Targets, Inc.	Police Training Exp.	103.34
RFD TV	Programming Charges	93.55
River City Paving	Sealing/Reconst. Expense	1039.76
River Valley Energy	Fuel Purchase	1173.52
Robert J Schnaithman	Refund Ambulance Overpayment	520.00
Roeder Brothers	Equipment Maint. Expense	841.69
Roe's Repair	Sanit. Equip. Maint. Expense	225.00
Ruth Sieverding	Monthly Maint. Expense	750.00
Schoenthaler, Bartelt, Kahler &Reicks	Legal Fees	122.50
Showtime	Programming Charges	196.48
Sinclair Broadcast Group	KGAN/KFXA Programming	2011.68
Smart Source Consulting	Broadband Consulting Service	680.00
Stacy Jo. Heiar	F.D. Bldg. Maint. Expense	100.00
State Hygienic Laboratory	Outside Pool Water Testing Svc.	12.50
Stetson Bldg. Products	Roadway Misc. Exp.	352.82
StoreyKenworthy/Matt Parrott	Vouchers	129.11
Superior Welding Supply	Ambulance Supplies	76.80
Tandem	Equipment Maint. Expense	993.70
The Car Wash	Fuel Purchase	1410.85
The Herald Leader	Publication	366.88
Till's	Vehicle Maint. Expense	419.38
Tower Distribution Co.	WGN Programming	151.91
Trans Iowa Equipment	Sweeper Maint. Expense	1081.51
Tribune Media Services	EPG Guide	575.60
Uniform Den	Police Clothing Allowance	214.94
United States Cellular	Cell Phone Service	318.16
Unity Point Health	100M Internet Transport	4000.00
Waste Authority of Jack. Co	Tipping Fees	5485.26
Weber Paper Co.	Supplies	292.70
Weldon Tire	Sanit. Equip. Maint. Expense	1440.72
Windstream	Telephone Service	556.72

**ADJOURNMENT**

As there was no further business to come before the Council, Ernst moved with a second by Heiar to adjourn at 7:40 p.m. Motion carried unanimously.

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City Clerk

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Mayor