

September 19, 2012
Regular Session

The Bellevue City Council met in regular session in the Council Chambers at 6:30 p.m. 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, Gary Feuerbach and Tim Roth. Also present were City Administrator Loras Herrig, Officer Kody Sieverding, Rhonda Cunningham, Sara Millhouse and Kyle Hunter

ABSENT: Councilmember Dan Blitgen

APPROVAL OF AGENDA

Mayor Roling reviewed the Agenda and declared it approved with no additions or corrections.

CONSENT AGENDA

It was moved by Feuerbach and seconded by Lawson to approve the Consent Agenda. Motion carried unanimously.

- A. Approve minutes of 9-5-2012 regular session
- B. Approve August Financial Reports
- C. Approve Bills and Claims as authorized
- D. Approval of New Vendors

BELLEVUE AMBULANCE CORRESPONDENCE

The Ambulance Service requested a meeting with the Mayor and Council Committee of Gary Feuerbach and Allen Ernst to discuss procedures and policies. Wednesday, September 26, 2012 at 6:30 p.m. was set as the date and time for the meeting.

SANITATION RATES

Administrator Herrig prepared and explained an analysis on Sanitation rates.

ORDINANCE NO. 388 AMENDING REFUSE COLLECTION RATES

Feuerbach moved with a second by Roth to introduce and approve the first reading of Ordinance No. 388 Amending Refuse Collection Rates. Roll call vote carried.

Ayes: Councilmembers Ernst, Feuerbach and Roth

Nays: Councilmember Lawson

OCTOBER FACILITIES TOUR

The Council decided to visit the public works facilities on October 17th at 5:30 p.m. as the next tour location.

RESOLUTION NO. 19-12 ADOPTING THE OFFICIAL 2012 FISCAL YEAR STREET FINANCE REPORT

Ernst moved with a second by Roth to approve Resolution No. 19-12. Roll call vote carried unanimously.

RESOLUTION NO. 19-12

A RESOLUTION ADOPTING THE OFFICIAL 2012 FISCAL YEAR STREET FINANCE REPORT

Be It Resolved by the Bellevue City Council that the official financial report for streets as prepared by the City Clerk is hereby approved.

Adopted by the Bellevue City Council this 19th day of September 2012.

ATTEST: City Administrator

Mayor

RESOLUTION NO. 20-12 ACCEPTING CONVEYANCE OF PUBLIC UTILITY EASEMENT FROM JIM BUDDE

Feuerbach moved with a second by Lawson to approve Resolution No. 20-12. Roll call vote carried unanimously.

RESOLUTION NO. 20-12

RESOLUTION ACCEPTING CONVEYANCE OF PUBLIC UTILITY EASEMENT

BE IT RESOLVED by the City Council of the City of Bellevue, Iowa:

Section A. Findings of Fact. The City Council of the City of Bellevue, Iowa, hereby makes the following findings:

1. A parcel of land located in **Lot 277 in the Town of Bellevue, Jackson County, Iowa, according to the U.S. Government Survey of said Town and Official Plat thereof** is needed for the use of the public as an easement for public utilities, which would provide a benefit to the public, and therefore, the acquisition and maintenance of said parcel of land at public expense is justified.
2. James C. Budde is the owner of **Lot 277 in the Town of Bellevue, Jackson County, according to the U.S. Government Survey of said Town and Official Plat thereof.**

3. The City Council determines that, for the sum of \$1.00 plus recording costs and other expenses, it is in the best interest of the City of Bellevue, Iowa to acquire a right-of-way and easement for public utilities over, under and across a portion of the above-described real property in accordance with Chapter 364, Code of Iowa Code (2011).

Section B. Public Utility Easement Area. The parcel of land located in **Lot 277 in the Town of Bellevue, Jackson County, according to the U.S. Government Survey of said Town and Official Plat thereof**, to be designated as the Public Utility Easement Area is described as set forth on the Public Utility Easement Exhibit and Alley Vacation Exhibit, attached hereto as Exhibit A and incorporated herein by this reference (the "Public Utility Easement Area").

Section C. Easement Agreement. The Mayor and City Administrator of the City of Bellevue, Iowa, are hereby authorized to enter into that one certain Easement Agreement, attached hereto as Exhibit B and incorporated herein by reference, for the acquisition of the Public Utility Easement Area from James C. Budde.

Section D. Effective Date. This resolution shall be in effect upon its passage and approval as provided by law.

Passed, approved and adopted this ____ day of _____, 2012.

Christopher J. Roling, Mayor

Attest:

Loras Herrig, City Administrator

RESOLUTION NO. 21-12 DIRECTING THE VACATION OF A PORTION OF ALLEYWAY IN THE CITY OF BELLEVUE, IOWA, AND CONVEYING THE VACATED PORTION OF ALLEYWAY TO THE ADJOINING PROPERTY OWNER

Roth moved with a second by Ernst to approve Resolution No. 21-12. Roll call vote carried unanimously.

RESOLUTION NO. 21-12

RESOLUTION DIRECTING THE VACATION OF A PORTION OF ALLEYWAY IN THE CITY OF BELLEVUE, IOWA, AND CONVEYING THE VACATED PORTION OF ALLEYWAY TO THE ADJOINING PROPERTY OWNER.

BE IT RESOLVED by the City Council of the City of Bellevue, Iowa:

Section A. Findings of Fact. The City Council of the City of Bellevue, Iowa, hereby makes the following findings:

1. The portions of the described alleyway set forth below is not needed for the use of the public, is of no benefit to the public, and therefore, the continued maintenance thereof at public expense is no longer justified.
2. The vacation will not deny owners of property abutting the alleyway reasonable access to their respective properties.
3. The adjoining property owner is James C. Budde, who is the owner of Lot 152 and Lot 277 in the original Town of Bellevue, Jackson County, Iowa, according to the official plat of said City.
4. The City Council determines that, for the sum of \$1.00 plus associated attorney fees, recording costs and other expenses, it is in the best interest of the City of Bellevue, Iowa to convey the property to the adjoining property owner as provided in Iowa Code §354.23 (2011).

Section B. Vacation. The following portion of the alleyway located between and adjoining Lot 152 and Lot 277 in the original Town of Bellevue, Jackson County, Iowa, according to the official plat of said City is hereby declared vacated:

Beginning at the northeast corner of said Lot 277; thence South 16° 58' 00" East (assumed bearing) along the easterly line of said Lot 277 a distance of 42.8 feet to the southeast corner of said Lot 277; thence North 89° 29' 00" East 25.0 feet to the southwest corner of said Lot 152; thence North 16° 58' 00" West along the westerly line of said Lot 152 a distance of 50.0 feet to the northwest corner of said Lot 152; thence South 72° 54' 00" West 24.0 feet to the point of beginning, containing 1,120 feet, more or less.

(the "Vacated Real Property").

Section C. Conveyance. The City of Bellevue, Iowa, hereby quit claims and conveys all of its right, title and interest in and to the above-described Vacated Real Property to the adjoining property owner, namely: James C. Budde. This resolution shall be considered a deed of conveyance and may be indexed and recorded by the Recorder of Jackson County, Iowa pursuant to Iowa Code §354.23 (2011).

Section D. Effective Date. This resolution shall be in effect upon its passage and approval as provided by law.

Passed, approved and adopted this ____ day of _____, 2012.

Christopher J. Roling, Mayor

Attest:

Loras Herrig, City Administrator

BILLS AND CLAIMS

The following Bills and Claims were paid as authorized:

Treas. State of Iowa	Sales Tax 8/16-31/2012	2377.00
American Funds	Payroll W.H.	1744.00
IRS	Fed. W.H./S.S./Medicare	8440.11
IRS	S.S./Medicare/Fed. W.H.	8836.91
Treas. State of Iowa	Sales Tax 8/1-15/2012	1701.00
Treas. State of Iowa	Sales Tax 9/1-15/2012	1723.00
IPERS	Retirement	11642.20
Treas. State of Iowa	Payroll W.H.	3059.00
Black Hills Energy	City Gas Bills	473.09
Claira Sieverding	Life Jacket Reimb.	15.40
CNH Capital	Parks Misc. Exp.	3.61
Medical Assoc. Health Plans	City Health Ins.	15081.41
U.S. Cellular	Police Cell Phone	97.00
Jackson Co. Mun. League	Membership Dues	25.00
All Seasons Trucking	Brick Pavers	500.00
Am. Tree Service	Stump Removal	1100.00
Assurant Emp. Benefits	City Life Ins.	126.00
Aurora Networks	ONT Repair	75.00
Bancard Center	Amb. Supplies/F.D.Training	1284.79
BBC America	Programming Charges	229.95
Bellevue EMS	F.D. Training Exp.	78.00
Bellevue Lumber	Materials	124.60
Bellevue Mun. Utilities	Utilities	5097.99
Bellevue Sand & Gravel	Sealing/Reconst. Exp.	2150.62
Bellevue State Bank	Cable TV Payment	9545.50
Bi-State Detergent Systems	F.D. Supplies	257.39
Big 10	Programming Charges	953.51
Blue Tarp Financial	Sanitation Minor Eqpt.	84.78
Cara Boswell	Amb/F.D. Training	250.00
Caseys	Fuel Purchase	472.39
Cellar Urchin	Frame Maps	30.00
Central Pool Sply.	Pool Supplies	90.66

Central United Life Ins.	Cancer Ins.	269.66
City of Bellevue	Office Trsf./Cable PILT	11380.98
City of Bellevue	Stm. Wtr. To D.S./Park St. Proj. Pmt.	4871.25
Clark Boat Co.	F.D. Eqpt. Main. Exp.	279.33
Clinton Co. Area Solid Waste	Tipping Fees	4229.28
Comcast Sportsnet Chicago	Programming Charges	2086.20
Com Elec. Services	F.D. Radio Maint. Exp.	164.00
Diamond Vogel	Traffic Paint	503.70
Discovery Communications	Programming Charges	423.40
Dubuque Fire Eqpt.	Annual Service	226.35
Dubuque Networking Services	Cable Computer Exp.	599.85
ECIA	Prof. Fees	825.00
Emergency Medical Prod.	Ambulance Supplies	155.87
Farrell's Inc.	Calcium – Dust control	589.78
Feld Fire	F.D. Equipment	3858.50
Fidelity Bank	Cable TV Payment	9545.50
Frank Construction	Police Exp.	180.00
Gerardy Construction	City Hall Window Maint. Exp.	4935.00
Heming Pest Control	F.D. Bldg. Maint.	100.00
HUB Television	Programming Charges	105.85
I Wireless	Public Works Cell Phone	4.83
IIW, P.C.	Engineering Fees	12831.75
Ia. Network Services	Video Transport/Programming	8492.20
Ia. Prison Industries	Street Signs	132.00
J&J Pool	Supplies	32.00
J&R Supply	Storm Sewer Maint. Exp.	3436.50
J.J. Scheckel	F.D. Eqpt. Maint. Exp.	152.60
Jac. Co. San. Disposal Agency	Tipping Fees	8216.25
Jac. Co. Area Tourism Assoc.	Membership Dues	50.00
Jac. Co. Humane Society	Animal Control	195.00
Jac. Co. Mun. League	Annual Membership Dues	25.00
JoJons	Monthly Rental Fee	75.00
KCRG	Programming Charges	377.00
Kent Clasen	Reimb. – F.D. Postage Exp.	18.00
Kieffer Plbg. & Htg.	Bldg. Maint. Exp.	79.85
Kirkwood Comm. College	F.D. Training	398.00
KLJB/KGCW	Programming Charges	565.50
Kone	Elevator Maint.	206.55
KWQC	Programming Charges	1362.60
LaMotte Telephone Co.	Video Transport/Internet	15368.00
Lampe True Value	Supplies	562.02
Lectronics	FCC License Renewal	220.00
Maquoketa Valley Elec. Coop	Security Light	11.60
Matt Parrott	Laser Checks	249.27

Medical Assoc. Clinic	Police Medical Exp.	115.00
Meier Construction	Sealing Reconstr./Storm Sewer Exp.	2941.79
Midwest Business Prod.	Copier Expense	73.74
Municipal Street Improv.	Seal Coating	36342.56
National Cable TV Coop	Programming Charges	14483.01
NICC	Amb. Training Expense	100.00
Novus Glass	Vehicle Maint. – Exp.	390.00
Paramount EMS	Transport Service	450.00
Physicians Claims	Ambulance Billing	831.95
Reliable	Office Supplies	229.74
River Valley Energy	Fuel Purchase	1859.46
Riverside Gas & Grille	Fuel Purchase	2687.99
Roeder Bros.	Equip. Maint. Expense	391.36
Ruth Sieverding	Monthly Maint. Expense	750.00
Schoenthaler,Roberg,Bartelt,Kahler	Legal Fees	374.00
Seven Hills Paving	Sealing & Reconstruction	518.75
Sinclair Broadcast Group	KGAN/KFXA Prog. Charges	950.04
Stryker Medical	Ambulance	2757.30
Superior Welding	Operating Supplies	235.61
The Car Wash	Fuel Purchase	931.26
The Herald Leader	Publication	443.48
Till's Garage	Vehicle Maint. Exp.	189.96
Tonica Davis	Service Deposit Refund	100.56
Tower Distribution Co.	WGN Programming Charges	134.86
Tribune Media	EPG Guide	473.20
U.S. Post Office	Stamps	742.50
United States Cellular	Fire/Amb./Cable Cell Phone	283.43
Waste Authority of Jac. Co.	Tipping Fees	70.40
Weber Paper Co.	Supplies	262.24
WHBF	Programming Charges	603.20
Wheelworks	Police Vehicle Maint.	33.75
Windsteam	Telephone Service	433.87
Zee Medical	Supplies	39.45
Zeimet's Garage Inc.	Rdwy. Equip. Maint.	50.00

RECEIPTS AND DISBURSEMENTS

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

GENERAL	RECEIPTS	DISBURSED
General	36606.83	93675.55
P.I.L.O.T.	2500.00	
Library Gift	119.00	
L.O.T. Prop. Tax Red.	13972.96	
Museum	8.00	297.58

D.A.R.E.		81.44
Franchise Prop. Tax	670.26	
Franchise Stm. Wtr.	7024.79	4871.25
SPECIAL REVENUE		
Streets Cap. Proj.	66.11	95953.23
Park Imp. Project	1375.00	2819.00
LOT St. Dept.	14024.97	
Fire Dept. Cap. Fund	46.18	2325.32
Employee Benefits	905.19	
T.I.F. Fund	2718.44	2391.04
Debt Service	18029.19	
Road Use Tax	23022.94	23717.69
PROPRIETARY FUNDS		
Ambulance	15341.93	20217.27
Telecommunication	84325.75	85117.02
Sanitation	24074.96	22743.80
Water	27462.18	15913.05
Electric	275243.42	228704.03
Elec. Cap. Imp.	10103.24	
Customer Deposits	1534.00	465.00
Sewer	43030.02	28376.48
TOTALS	602,205.36	627,668.75

ADJOURNMENT

As there was no further business to come before the Council Lawson moved with a second by Ernst to adjourn at 6:55 p.m. Motion carried unanimously.

City Clerk

Mayor