

October 17, 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 and 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 Ryan Kloft, City Engineer Mark Jobgen, Michelle Taylor, Mary Nevans-Pederson, Terry & Mike Dempewolf

**ABSENT:** Councilmember Dan Blitgen

### **APPROVAL OF AGENDA**

Mayor Roling reviewed the Agenda and declared it approved with the following additions:

Michelle Taylor – Traffic Concerns  
Bike Trail Grant  
Holiday Train

### **FRANKLIN STREET TRAFFIC CONCERNS**

Michelle Taylor has concerns about the traffic on Franklin Street especially during school and church services. She has two small children and wondered if some kind of signage could be done to help ensure their safety. After discussing possibilities, the Council directed that the police be asked to do additional traffic enforcement in the area.

### **CONSENT AGENDA**

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

- A. Approve minutes of October 3, 2012 regular session
- B. Approve Bills and Claims as authorized
- C. Approval of New Vendors

### **ORDINANCE NO. 388 AMENDING REFUSE COLLECTION RATE**

Feuerbach moved with a second by Roth to approve the third and final reading and passage into law upon publication of Ordinance No. 388. Roll call vote carried.

**AYES:** Ernst, Feuerbach and Roth

**NAYS:** Lawson

## ORDINANCE NO. 388

### AN ORDINANCE AMENDING TITLE VI PHYSICAL ENVIRONMENT CHAPTER 5 UTILITIES – REFUSE COLLECTION TO AMEND RATES FOR REFUSE COLLECTION

Be It Enacted By the Council of the City of Bellevue, Iowa:

SECTION 1. Purpose. The purpose of this ordinance is to amend rates for refuse collection.

SECTION 2. Amendment. Sections 6-15-16 and 6-5-19 of the Bellevue Municipal Code are hereby amended by deleting those sections in their entirety and substituting the following sections in their place:

6-5-16 Schedule of Fees. The City shall collect the following mandatory fees for collecting garbage and rubbish:

1. Residential Rate. Each resident with alley or curb pick-up shall pay the sum of \$22.00 per month. This charge is collectable from a resident whether or not that resident utilizes the garbage or pick-up service the City provides. This base rate shall entitle a resident to pick-up of up to two (2) thirty-two (32) gallon containers per pickup, or up to two (2) bags containing up to one-eighth (1/8) cubic yard of garbage. A resident shall be charged \$2.00 for each additional container or bag.
  - a. In the event that alley or curb pick-up for any residence is not feasible, the City Administrator is hereby empowered to enter into an agreement with such resident for any other location of pick-up that may be agreed upon.
  - b. Where a resident is hospitalized or in the care of a nursing home, or in other extraordinary situations, the City Administrator shall have discretion as to whether the base charge for residential pick-up shall be assessed.
  - c. Where other utilities have been shut off, there will be no charge assessed for garbage pick-up.
  - d. The seasonal rate for refuse collection will be 75% of the normal residential rate established by the City of Bellevue.
  - e. Rental housing units will not be charged the residential garbage rate if they are vacant and if the utility billing is in the name of the landlord.
  - f. Any resident whose annual income is below the current poverty level is eligible, upon written application and approval of the City Administrator, to have their base garbage collection rate reduced to one-half of the base residential rate. Income must be substantiated by providing a copy of the resident's most recent federal income tax return. A resident's continuing eligibility may be determined by the City Administrator, who may request a resident to provide updated federal income tax returns.

2. Commercial Rate. Each commercial establishment shall pay a base commercial rate of \$22.00 per month, plus \$6.75 per cubic yard of waste collected in excess of one (1) cubic yard. The Sanitation Department shall conduct an annual volume study and report the result to the City Administrator, who shall determine a commercial establishment's base rate. The City Administrator may increase the base commercial rate for an establishment if its volume substantially increases before an annual review. Any commercial customer may appeal the City Administrator's decision to the City Council which may, by majority vote, uphold or deny the City Administrator's decision.
3. Dumpsters. Dumpsters shall be rented to residents or commercial establishments at a rate of \$40.00 per month plus \$20.00 per standard load or \$30.00 per load of demolition waste.

#### 6-5-19 Large Items and Bulky Rubbish.

1. Large items and bulky rubbish which are too large or heavy to be collected in the normal collection route shall be collected by the City on an as requested basis. Any citizen in need of extra collection services shall call Bellevue City Hall to make arrangements. When possible additional items will be picked up as part of the normal collection schedule. If not possible, arrangements will be made for an additional collection stop. If an additional stop is necessary a \$25.00 charge will be assessed to the customer.
2. Customers requesting the collection of large items or bulky rubbish shall notify the City Clerk's office of their request for service during normal business hours. Notification may be done in person, by mail, or by telephone, and shall include the following:
  - a. The name of the customer requesting the large collection service.
  - b. The address for which the collection service is requested
  - c. A detailed list of the items to be collected
3. Schedule of Fees. Each customer requesting large garbage collection service shall pay a minimum charge of \$25.00 for up to four (4) cubic yards, plus an additional \$6.75 per cubic yard for any amount over four (4) cubic yards. In addition to this collection service charge, each customer shall pay a disposal fee for each item as follows:
  - a. Tires:
    - Passenger Car up to 15" diameter \$3.00
    - Passenger Car Tire on Rim \$4.00
    - Truck Tire – 16" diameter to 24" diameter \$8.00
    - Truck Tire on Rim \$10.00
    - Tractor Tire Larger Than 24" diameter \$25.00

- b. Appliances – Including, but not limited to, washers, dryers, dishwaters, stoves, refrigerators, freezers, compactors, televisions, stereos

Non-Refrigerant \$20.00

Refrigerant \$40.00

- c. Automotives Batteries \$5.00 each

- d. Electronic Waste:

Computer toners, small printers \$5.00 each

Computer monitor, TV with screen size 20" or less \$10.00 each

Large TV's, copiers, printers \$20.00 each

- 4. Manner of Payment – The normal manner of payment shall be the addition of applicable charges to the customer's monthly utility bill. The charges shall be treated as any other monthly service charge and, as such, shall be governed by the same rules, policies and procedures.

- 5. Ineligible Items – Certain items shall not be eligible for large garbage collection services. These include, but are not limited to:

- a. Any and all forms of lawn waste/landscape waste

- b. Motor oil and/or toxic and hazardous chemicals

SECTION 3. Repealer. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 4. Severability. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the vality of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 5. Effective Date. This ordinance shall be in effect after its final passage, approval, and publication as provided by law.

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_ 2012.

\_\_\_\_\_  
City Administrator

\_\_\_\_\_  
Mayor

### **BIKE TRAIL GRANT**

The City received notification that the Grant submitted for the State Recreational Trails Program was not funded. Eight of the forty applications were funded and the City of Bellevue's

application ranked ninth. The Bike Trail Committee will be meeting on October 30, 2012 to discuss the next step.

### **NOVEMBER MEETING DATE**

The Council decided to only have one meeting for the month on November 14<sup>th</sup> due to the conflict with the November holidays.

### **REQUEST TO CLOSE 4<sup>TH</sup> STREET**

The First Presbyterian Church has asked if they could block off 4<sup>th</sup> street and the alley next to the church for a Bike Rodeo.

Lawson moved with a second by Feuerbach to authorize the First Presbyterian Church to close 4<sup>th</sup> Street and the alley adjacent to the church on November 3, 2012 for a Bike Rodeo. Motion carried unanimously.

### **CANADIAN PACIFIC HOLIDAY TRAIN**

The Holiday Train will be returning to Bellevue on December 6<sup>th</sup>, arriving at 6:45 p.m. with the show from 7:00 – 7:30 p.m.

### **BILLS AND CLAIMS**

The following Bills and Claims were paid as authorized:

IRS	S.S./Medicare/Fed. W.H.	8385.36
Treas. State of Iowa	Cable Consumer Use Tax	152.00
IRS	S.S./Fed. W.H./Medicare	8432.63
Treas. State of Iowa	Sales Tax 9/16-30/2012	2383.00
IRS	S.S./Fed. W.H./Medicare	7931.53
American Funds	Payroll W.H.	1744.00
Ia. Workforce Dev.	Unemployment Ins.	297.41
IPERS	Retirement	11928.40
Treas. State of Iowa	State Withholding	3078.00
IPERS	Wage Adjustment	219.01
Jackson Co. Pioneer Cem. Comm.	City Cemetery Sign	163.50
Dubuque Networking Svcs.	Support Agreement/Computer	1483.23
Black Hills Energy	City Gas Bills	598.47
Chuck Kueter	Reimbursement	100.00
CNH Capital	Park Eqpt. Repair	79.10
Medical Assoc. Health Plans	City Health Ins.	15081.41
U.S. Cellular	Police Cell Phone	94.35
Riverview Hotel	Volunteer Dinner	720.00
Carol Sprank	Comm. Ctr. Expense	125.00
Alert – All	F.D. Fire Prevention	790.00
Assurant Emp. Benefits	City Life Ins.	126.00
Bancard Center	Amb/F.D. Trng. Expense	2956.28

BBC America	Programming Charges	229.00
Bellevue Development Inc.	TIF Payment	30752.79
Bellevue Fire Dept.	Calls July 2012 – June 2013	1500.00
Bellevue Lumber	Materials	66.56
Bellevue Mun. Utilities	Utilities	4290.02
Bellevue Pharmacy	Ambulance Supplies	155.84
Bellevue Sand & Gravel	Sealing/Reconst. Expense	1060.38
Bellevue State Bank	Cable TV Payment	9545.50
Bender's Foods	Supplies	31.01
Big Ten Network	Programming Charges	935.43
Bret Margeson	Reimb. – F.D. Vehicle Maint.	206.00
Carroll Co. Children's Fire House	Fire Safety House	500.00
Casey's	Fuel Purchase	423.74
CCP Industries	Public Works Misc.	180.02
Cellular Urchin	Misc.	47.00
Central United Life Ins.	Cancer Ins.	269.66
City of Bellevue	Stm. Wtr. To D.S./Park St. Proj. Pymt.	4871.25
City of Bellevue	Office Trsf./Cable PILT	11380.98
Clark's Saw Center	Rdwy. Tree Maint. Expense	388.80
Clinton Co. Area Solid Waste	Tipping Fees	3973.20
Cloos & Sons	Rdwy. Equip. Maint.	696.95
Comcast Sportsnet	Programming Charges	2077.65
Dennis Gerardy	City Hall Bldg. Maint. Exp.	185.00
Discovery Communications	Programming Charges	421.64
Dubuque Fire Eqpt.	Annual Service	148.24
Elliott Eqpt.	Sanit. Vehicle Maint. Expense	3295.94
Emergency Medical Prod.	Ambulance Supplies	159.04
ETI Software Solutions	2 <sup>nd</sup> Pymt. Tech Support	7620.00
Fidelity Bank	Cable TV Payment	9545.50
Fire Service Training Bureau	F.D. Training Expense	234.50
Frank Construction	St. Dept. Dump Box	1500.00
Heming Pest Control	F.D. Bug Control Service	50.00
HUB Television Network	Programming Charges	105.41
I Wireless	Public Works Cell Phone	3.93
IAMU	ECIASSO Dues	310.40
Ia. Dept. of Transportation	Rdwy./Sanit. Eqpt. Maint. Exp.	414.52
Ia. League of Cities	Budget Workshop	30.00
IIW Engineers	Engineering Services	5200.16
Innovative Systems	IPTV License Qtr. Maint.	1473.92
Ia. Network Services	Video Trsp./Programming Charges	8494.68
Jac. Co. Emergency Mgmt.	Emergency Management/Hazmat	6025.25
Jan Galasti	Service Deposit Refund	100.16
John Deere Financial	Clothing Allowance	132.94
KCRG	Programming Charges	375.50

Keltek Inc.	Ambulance Computer Exp.	721.51
Kieffer Plbg. & Htg.	Comm. Ctr. Bldg. Maint.	64.86
KLJB TV/KGCW-TV	Programming Charge	564.00
KWQC	Programming Charge	675.90
LaMotte Telephone Co.	Video/Internet Transport	15422.00
Lampe True Value	Supplies	325.88
Lectronics	F.D. Radio Maint.	360.64
Legislative Services Agency	Iowa Code	100.00
Maquoketa Valley Elec.	Security Light	12.48
Matt Parrott	Envelopes/Letterhead	388.02
Meier Construction	Storm Sewer Prog. Exp.	1741.58
Michael Peterson	Reimb. Amb. Training Exp.	25.00
Midwest Business Prod.	Copier Exp.	142.46
Midwest Radar	Police Equipmenet	80.00
Municipal Pipe Tool	Televise Storm Sewers	292.00
National Cable TV Coop	Programming Charges	14468.75
NICC Business & Comm. Solutions	Amb. Training Expense	78.00
Paramount EMS	Intercept Calls	600.00
Physicians Claims Co.	Ambulance Billing	989.14
Peg Skoff	Ambulance Training Exp.	267.00
Petty Cash	Reimb.	109.92
Physio Control	Ambulance Supplies	90.75
Reliable	Office Supplies	153.24
River Valley Energy	Fuel Purchase	2121.54
Riverside Gas & Grill	Fuel Purchase	1981.08
Roeder Bros.	Equip. Maint. Expense	2306.16
Roeder Outdoor Power	Parks – Equipment	285.00
Ruth Sieverding	City Hall/C.C. Bldg. Maint.	840.00
Schoenthaler,Roberg,Bartlet,Kahler	Legal Fees	960.00
Sinclair Broadcast Group	Programming Charges	947.52
Standard & Associates	Police Testing	53.00
Stetson Bldg. Products	Rdwy. Sidewalk Expense	825.60
Stryker Medical	Ambulance Equipment	2816.10
Superior Welding	Ambulance Supplies	85.66
T & W Grinding	Composting Contract	1750.00
The Car Wash	Fuel Purchase	1721.51
The Herald Leader	Publication	98.68
The Sign Makers	Engrave Name Plates	4.00
Till's Garage	Vehicle Maint. Exp.	408.03
Tom Hovland Enterprises	F.D. Vehicle Maint. Exp.	14.27
Tower Dist. Co.	Programming Charges	134.30
Tribune Media Services	EPG Guide	473.20
Tricia Holdgrafer	Service Deposit Refund	100.08
Ultramax	Ammunition	678.00

U.S. Cellular	Fire/Amb/Cable Cell Phone	171.84
Universal Electric	Ambulance Supplies	29.34
Utility Eqpt. Co.	Storm Sewer Maint.	167.05
Weber Paper co.	Copy Paper/Supplies	249.21
Weldon Tire	Sanitation Tires	1733.48
WHBF	Programming Charges	600.80
Windstream	Telephone Service	328.44
WR Reeves & Assoc.	F.D. Vehile Maint.	249.60
Zarnoth Brush Works	Street Sweeper Maint.	272.00
Zee Medical	Rdwy. Supplies	21.30
IPERS	Retirement	11633.00
Treas. State of Iowa	State W.H.	2988.00

**ADJOURNMENT**

As there was no further business to come before the Council it was moved by Feuerbach and seconded by Ernst to adjourn at 7:00 p.m. Motion carried unanimously.

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City Clerk

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Mayor

**WORK SESSION**

The regular session was followed by a Work Session on Jackson Heights Subdivision.