The Hiawatha City Council met in regular session in the Hiawatha Council Chambers on May 18, 2016. Mayor Bill Bennett called the meeting to order at 5:30 p.m. Council members present: Dick Olson, Bob Rampulla, Marty Bruns, Dennis Norton and Aime Wichtendahl. Staff present: Community Development Director Patrick Parsley, City Engineer John Bender, Fire Chief Mike Nesslage and Police Chief Dennis Marks. Guests: Phillip Matthews, Jean Shifflett, Daniel Hoffmann and Kinch Douth. Note: Not all guests in attendance signed in.

Wichtendahl moved the approval of the following consent agenda items: Approval of bills; Finance Director's Report for April 2016; City Clerk's Report for April 2016; Department Reports: Community Development, Fire, Parks and Recreation, Police and Public Works; RESOLUTION #16-110 approving sewer waiver on second water meter for 1095-1099 Longfellow Drive, seconded by Norton. Motion carried.

Citizens Input

Phil Matthews of 107 Willman Street inquired about the properties owned by the city, how much the city has paid for them and plans for the properties.

Council Member Rampulla explained the city has to do an investment in order to get a return back on it and the city has to put money up front due to growth. Once that money goes out, it will eventually come back in taxes.

Council Member Olson mentioned that it would be beneficial for the city to put together a list of the city owned properties including the property values to answer questions.

Matthews also questioned wages for a new employee in the Water Department and asked about job duties of the employees.

Report from Council Members / Mayor / City Administrator

Council Member Wichtendahl informed the council of the minimum wage worker meeting she attended and stated that the county has the ability to raise the minimum wage. Municipalities cannot directly opt out of it although they can set what's known as a lower minimum wage.

Mayor Bennett stated that after he left the meeting he feels cities should let the state take over with making the decision.

Council Member Olson agreed with Mayor Bennett and thanked Wichtendahl for being on that board.

City Administrator Downs stated staff has been very busy with the Tower Terrace Interchange and had a meeting with the IDOT Director. The plan is Hiawatha will continue to lead the pack and will have another meeting set up towards the end of June, which will consist of the mayor, city managers and city engineers to continue these conversations. Downs continued as of right now staff wants to keep the project moving as there are certain things staff must do to be ready for the DOT to put the project in the five-year plan. In addition, the commission meets in October and staff must be ready to do a presentation.

Downs also stated the other exciting meeting that staff attended was the Corridor Business Journal breakfast for the top 25 fastest growing businesses and six of those businesses are located in Hiawatha. It was awesome to be able to congratulate each of the businesses in their progress and growth.

Ordinance #863 to consider amending Hiawatha Code of Ordinances by adding Chapter 111A Electric Franchise establishing an electric utility franchise with Linn County Rural Electric Cooperative Association (REC) and implementing a 3% franchise fee

Rampulla moved the 2nd Reading of ORDINANCE #863 amending Hiawatha Code of Ordinances by adding Chapter 111A Electric Franchise establishing an electric utility franchise with Linn County Rural Electric Cooperative Association (REC) and implementing a 3% franchise fee, seconded by Olson. Roll call vote: AYES: Rampulla, Norton, Olson, Wichtendahl, Bruns. NAYS: None. ABSENT: None. Motion carried.

Bruns moved waiving the 3rd reading of ORDINANCE #863 amending Hiawatha Code of Ordinances by adding Chapter 111A Electric Franchise establishing an electric utility franchise with Linn County Rural Electric Cooperative

Association (REC) and implementing a 3% franchise fee, seconded by Norton. Roll call vote: AYES: Bruns, Olson, Rampulla, Norton. NAYS: Wichtendahl. ABSENT: None. Motion carried.

Olson moved the adoption of ORDINANCE #863 amending Hiawatha Code of Ordinances by adding Chapter 111A Electric Franchise establishing an electric utility franchise with Linn County Rural Electric Cooperative Association (REC) and implementing a 3% franchise fee, seconded by Rampulla. Roll call vote: AYES: Olson, Norton, Bruns, Rampulla, Wichtendahl. NAYS: None. ABSENT: None. ORDINANCE #863 adopted.

PUBLIC HEARING - to consider the FY 2016 Budget Amendment

Mayor Bennett opened the public hearing to consider the FY 2016 Budget Amendment at 5:43 P.M.

Mayor Bennett asked for an explanation of the FY 2016 Budget Amendment.

Finance Director Kudrna explained this is the annual amendment and the increase in expenses is due to the timing of the projects and when the city certified the budget 18 months ago. The city was not sure what kind of payments would be necessary and since there is about six weeks left of the fiscal year Kudrna adds in those pay estimates so the city has enough budgeted.

Council Member Rampulla asked if Kudrna would state the dollar change from the original budget.

Kudrna said the increase in revenues is $2.1 million and the increase in expenses is $5.5 million. Kudrna explained the expenses may not turn out as budgeted but Kudrna wants to make sure the city has adequate money budgeted to prevent going over budget or getting wrote up during the audit.

No additional written or public comments were received at or prior to the public hearing. Public Hearing closed at 5:45 P.M.

Olson presented RESOLUTION #16-111 approving the FY 2016 Budget Amendment, seconded by Rampulla. Roll call vote: AYES: Wichtendahl, Bruns, Norton, Olson, Rampulla. NAYS: None. ABSENT: None. **RESOLUTION #16-111 adopted.**

PUBLIC HEARING – to consider amending Hiawatha Code of Ordinances Chapter 166 Sign Code §166.10 Regulations For All Signs by allowing an exception for placement of I-380 Right-Of-Way directional trailblazer signs with approval by City Council

Mayor Bennett opened the public hearing to consider amending Hiawatha Code of Ordinances Chapter 166 Sign Code §166.10 Regulations For All Signs by allowing an exception for placement of I-380 Right-Of-Way directional trailblazer signs with approval by City Council at 5:46 P.M.

No written or public comments were received at or prior to the public hearing. Public Hearing closed at 5:46 P.M.

Wichtendahl moved the 1st Reading of ORDINANCE #864 amending Hiawatha Code of Ordinances Chapter 166 Sign Code §166.10 Regulations For All Signs by allowing an exception for placement of I-380 Right-Of-Way directional trailblazer signs with approval by City Council, seconded by Norton. Motion carried.

Norton moved to waive the 2nd and 3rd readings of ORDINANCE #864, seconded by Wichtendahl. Motion carried.

Bruns moved the adoption of ORDINANCE #864 amending Hiawatha Code of Ordinances Chapter 166 Sign Code §166.10 Regulations For All Signs by allowing an exception for placement of I-380 Right-Of-Way directional trailblazer signs with approval by City Council, seconded by Olson. Roll call vote: AYES: Bruns, Rampulla, Olson, Wichtendahl, Norton. NAYS: None. ABSENT: None. ORDINANCE #864 adopted.

$2,945,000 General Obligation Capital Loan Notes, Series 2016A
Larry Burger of Speer Financial presented an overview of the bids received and a recommendation for the best bid received:

Three bids received from:
1. Robert W. Baird & Co., Milwaukee, Wisconsin with a true interest rate of 1.8476%
2. Cantor Fitzgerald & Co., Memphis, Tennessee with a true interest rate of 1.8514%
3. Bankers' Bank, Madison, Wisconsin with a true interest rate of 1.9095%

Burger explained that a portion of the Notes will be used to currently refund $925,000.00 of the Series 2009A Notes. With the city choosing to currently refund the Series 2009A Notes, the city will realize a gross savings of $51,975.56, with a net present value savings of $50,463.06 or 5.455% of the principal amount of the Refunded Notes.

Burger recommends upon Speer Financial examination and opinion that the bid of Robert W. Baird & Co., Milwaukee, Wisconsin, is the best bid received and it is further most favorable bid to the city and should be accepted. Speer Financial therefore recommend that the Notes be awarded to Robert W. Baird & Co., Milwaukee, Wisconsin at a price of $3,029,760.15, being at a true interest rate of 1.8476%.

Bruns presented RESOLUTION #16-112 directing sale of $2,945,000 General Obligation Capital Loan Notes, Series 2016A to Robert W. Baird & Co., Milwaukee, Wisconsin at a price of $3,029,760.15, seconded by Olson. Roll call vote: AYES: Rampulla, Wichtendahl, Norton, Bruns, Olson. NAYS: None. ABSENT: None. **RESOLUTION #16-112 adopted.**

Redemption of Outstanding General Obligation Capital Loan Notes, Series 2009A, dated April 1, 2009
Wichtendahl presented RESOLUTION #16-113 authorizing the Redemption of Outstanding General Obligation Capital Loan Notes, Series 2009A, dated April 1, 2009, seconded by Bruns. Roll call vote: AYES: Olson, Bruns, Wichtendahl, Norton, Rampulla. NAYS: None. ABSENT: None. **RESOLUTION #16-113 adopted.**

Setting a public hearing date (June 1, 2016 @ 5:30 P.M.) to consider amending Hiawatha Code of Ordinance Chapter 101 Storm Water Drainage System §101.03 Rates by increasing the residential and commercial storm water rates
Bruns presented RESOLUTION #16-114 setting a public hearing date (June 1, 2016 @ 5:30 P.M.) to consider amending Hiawatha Code of Ordinance Chapter 101 Storm Water Drainage System §101.03 Rates by increasing the residential and commercial storm water rates, seconded by Norton. Roll call vote: AYES: Norton, Olson, Bruns, Wichtendahl, Rampulla. NAYS: None. ABSENT: None. **RESOLUTION #16-114 adopted.**

Setting a public hearing date (June 1, 2016 @ 5:30 P.M.) to consider amending Hiawatha Code of Ordinances Chapter 69 Parking Regulations §69.08 No Parking Zones setting No Parking restrictions for Diamondback Road and Forrest Meadow Lane
Rampulla presented RESOLUTION #16-115 setting a public hearing date (June 1, 2016 @ 5:30 P.M.) to consider amending Hiawatha Code of Ordinances Chapter 69 Parking Regulations §69.08 No Parking Zones setting No Parking restrictions for Diamondback Road and Forrest Meadow Lane, seconded by Bruns. Roll call vote: AYES: Wichtendahl, Rampulla, Norton, Bruns, Olson. NAYS: None. ABSENT: None. **RESOLUTION #16-115 adopted.**

Setting a public hearing date (June 1, 2016 @ 5:30 P.M.) to consider the vacation of a portion of Langston Drive Right-Of-Way in connection with the Mercy Hospital project located at 1195 Boyson Road
Bruns presented RESOLUTION #16-116 setting a public hearing date (June 1, 2016 @ 5:30 P.M.) to consider the vacation of a portion of Langston Drive Right-Of-Way in connection with the Mercy Hospital project located at 1195 Boyson Road, seconded by Norton. Roll call vote: AYES: Bruns, Wichtendahl, Rampulla, Olson, Norton. NAYS: None. ABSENT: None. **RESOLUTION #16-116 adopted.**

2016-2017 Emmons Street/North Center Point Road/Robins Road Intersection Improvements Phase 2 Roadway Package Project
Bruns presented RESOLUTION #16-117 setting a public hearing date (June 1, 2016 @ 5:30 P.M.) to consider the proposed plans, specifications, form of contract, and estimate of cost on file and direct publication of the notice to bidders in connection with the 2016-2017 Emmons Street/North Center Point Road/Robins Road Intersection Improvements Phase

2 Roadway Package Project, seconded by Rampulla. Roll call vote: AYES: Olson, Wichtendahl, Norton, Rampulla, Bruns. NAYS: None. ABSENT: None. **RESOLUTION #16-117 adopted.**

2015 Industrial Avenue from Boyson Road to North End Pavement Reconstruction / Storm Sewer Improvements RISE Grant Project

Rampulla presented RESOLUTION #16-118 approving Amendment #2 to the Professional Services Agreement between the City of Hiawatha and Anderson Bogert Engineers and Surveyors, Inc. to perform additional construction observation and administrative duties to finalize project with the Iowa Department of Transportation (DOT), completion of remaining pay applications and a final quantity adjustment change order, additional utility coordination for remaining conflicts for property owner sidewalk installations, and coordination for as-built and final Iowa DOT reimbursements in the total amount of $5,000.00 in connection with the 2015 Industrial Avenue from Boyson Road to North End Pavement Reconstruction / Storm Sewer Improvements RISE Grant Project, seconded by Wichtendahl. Roll call vote: AYES: Norton, Bruns, Rampulla, Olson, Wichtendahl. NAYS: None. ABSENT: None. **RESOLUTION #16-118 adopted.**

Approving a Multi-Use Pathway/Sidewalk Agreement between the City of Hiawatha and Chicago, Central and Pacific Railroad for the purpose of retaining sidewalk, benches and landscaping and extending the sidewalk along 4th Avenue down to Blairs Ferry Road

Bruns presented RESOLUTION #16-119 approving a Multi-Use Pathway/Sidewalk Agreement between the City of Hiawatha and Chicago, Central and Pacific Railroad for the purpose of retaining sidewalk, benches and landscaping and extending the sidewalk along 4th Avenue down to Blairs Ferry Road on railroad property, with a one-time fee of $10.00, seconded by Norton. Roll call vote: AYES: Wichtendahl, Rampulla, Norton, Olson, Bruns. NAYS: None. ABSENT: None. **RESOLUTION #16-119 adopted.**

2016 Crack and Joint Sealing Program

Olson presented RESOLUTION #16-120 authorizing and directing the Mayor and City Clerk, to execute a Contract with Illowa Investment Inc. of Blue Grass, Iowa, for the 2016 Crack and Joint Sealing Program; work shall be completed by August 31, 2016 with a total contract cost of $33,915.68, seconded by Wichtendahl. Roll call vote: AYES: Rampulla, Olson, Bruns, Norton, Wichtendahl. NAYS: None. ABSENT: None. **RESOLUTION #16-120 adopted.**

Authorizing the Public Works Department purchase of one (1) new 2016 extended cab half ton truck, replacing Unit #920

Olson presented RESOLUTION #16-121 authorizing the purchase of one new 2016 Ford F450 Supercab XL 4WD replacing Unit #920 at a total cost of $24,230.00, from Lynch Ford of Mt. Vernon, Iowa, using Public Works Department Equipment Reserve Funds, seconded by Norton. Roll call vote: AYES: Bruns, Norton, Wichtendahl, Olson, Rampulla. NAYS: None. ABSENT: None. **RESOLUTION #16-121 adopted.**

Authorizing the Hiawatha Public Library purchase and installation of office furniture, interior design and electrical work

Rampulla presented RESOLUTION #16-122 authorizing the purchase and installation of new office furniture, interior design services, and electrical work for the Hiawatha Public Library at a total cost not to exceed $13,200.00, with Storey Kenworthy of Hiawatha, Iowa, utilizing available funding in Local Option Sales and Service Tax (LOSST) dollars, seconded by Bruns. Roll call vote: AYES: Olson, Rampulla, Wichtendahl, Norton, Bruns. NAYS: None. ABSENT: None. **RESOLUTION #16-122 adopted.**

Approving and placing on file the 2016 Fire Department Strategic Planning and Goal Setting Report

Olson presented RESOLUTION #16-123 approving and placing on file the 2016 Fire Department Strategic Planning and Goal Setting Report, seconded by Norton. Roll call vote: AYES: Norton, Rampulla, Wichtendahl, Olson, Bruns. NAYS: None. ABSENT: None. **RESOLUTION #16-123 adopted.**

Approving the renewal of Employee Life Insurance, Accidental Death and Dismemberment, Short and Long Term Disability Insurance and Vision Insurance from July 1, 2016 - June 30, 2018

Bruns presented RESOLUTION #16-124 approving the renewal of Employee Life Insurance, Accidental Death and Dismemberment, Short and Long Term Disability Insurance and Vision Insurance from July 1, 2016 – June 30, 2018, seconded by Wichtendahl. Roll call vote: AYES: Olson, Bruns, Norton, Rampula, Wichtendahl. NAYS: None. ABSENT: None. **RESOLUTION #16-124 adopted.**

Employee Policy Manual (and amending the Part-Time / Temporary / Seasonal Employee Policy Manual accordingly)

Bruns presented RESOLUTION #16-125 amending Section VII Smoking / Smokeless Tobacco Policy by adding language to restrict the use of e-cigarettes and vapor products to designated areas, amending the Electronic Communication and Information Systems Policy Section 2.5 B Passwords updating language pertaining to password construction and protection for city computers and applications, and amending the Employment Acknowledgment Form by updating language to state that employees are given electronic access to the Employee Policy Manual, seconded by Wichtendahl. Roll call vote: AYES: Wichtendahl, Rampulla, Olson, Norton, Bruns. NAYS: None. ABSENT: None. **RESOLUTION #16-125 adopted.**

Rampulla moved to adjourn at 6:13 P.M., seconded by Wichtendahl. Motion carried.

Bill Bennett, Mayor

ATTEST:

Kari Graber, Deputy Clerk