

CITY OF LOGAN
CITY COUNCIL MEETING
108 W. 4th STREET
November 19, 2018

At 6:00 P.M. Mayor McDonald called the meeting to order.

Agenda item 2 was the Pledge of Allegiance.

Agenda item 3 was roll call. Those present were Council Members Cohrs, Fisher, Sporrer, Moss, Czarnecki and Mayor McDonald.

Agenda item 4 was to approve the agenda.

Agenda item 5 was to approve the consent agenda which consisted of approving the minutes of the 11/5/18 regular City Council meeting, set a date of Monday, December 10, 2018 at 6:00 for the next regular council meeting, approve the claims register and approve building permits for: Tedd Bosworth, 405 N. Park Ave., concrete driveway; Harrison County Humane Society, 106 N. 5th Ave., pitched roof over existing flat roof; Andrea McWilliams, 215 N. 3rd Ave., sidewalk and roof over deck. Motion was made by Moss and seconded by Sporrer. 5 ayes.

Agenda item 6 was to approve a Class C Beer, Sunday Sales and Carryout Native Wine permit for Yesway Store #10007. Motion was made by Czarnecki and seconded by Sporrer to approve a Class C Beer, Sunday Sales and Carryout Native Wine permit for Yesway Store #10007. 5 ayes.

Agenda item 7 was to approve a Class C Liquor, Outdoor Service and Sunday Sales permit for 4th Avenue Grill. Motion was made by Sporrer and seconded by Fisher to approve a Class C Liquor, Outdoor Service and Sunday Sales permit for 4th Avenue Grill. 5 ayes.

Agenda item 8 was to discuss and decide on a request from Lisa Winther for payment of damages to her sidewalk during a tree removal. Winther was present to make a case for the replacement of all of her sidewalk as well as the approach leading up to her driveway per the bid from Doug Johnsen that had been previously submitted. She informed the Council that additional damage was done to the driveway approach by the tree company who had just ground down her tree stump that the City hired. Mark Warner of Warner Insurance was present and informed that Council that he had looked at the concrete in question several times now, beginning with last summer when the tree was first removed. He presented several pictures of the concrete in question as well as a detailed drawing showing the areas of new damage as opposed to the old cracks due to the age of the concrete being over 50 years old. Mark explained the process that would take place if the claim was turned over to the insurance company. He explained that the City or the tree trimmer is only liable for the damage that was created by either the tree trimmer or the City's end loader. After much discussion, the Mayor asked Ms. Winther if she would pay \$825 of the cost to cover the driveway approach since that has many cracks due to its age and the City would pay the other \$1,430 to replace the whole sidewalk, not just the broken squares. Ms. Winther said she would only pay \$500 of the bid. The council discussed the fact that the City had already paid \$1,200 to remove a tree because it had been deemed dangerous and

then another \$175 to grind the stump. Ms. Winther stated that she wouldn't be having to replace any of the sidewalk or driveway if the concrete hadn't been damaged by the tree trimmer or the City's end loader so she didn't feel she should need to pay for the whole driveway approach since there was a corner of it that had been broken. Mark Warner's opinion was that by the City agreeing to pay \$1,430 of the \$2,255 bid was more than generous and she would most likely not get near that if the insurance adjuster only agreed to pay for the broken sections of concrete. After much more discussion, motion was made by Czarnecki and seconded by Cohrs to pay \$1,580.80 towards the concrete bid at 226 W. 4th Street when the concrete is completed by Doug Johnsen. The remainder of the bid and any additional work would be paid by Lisa Winther. 5 ayes.

Agenda item 9 was to discuss and approve changes to the 5th Street paving project. Craig Beedle of Veenstra & Kimm was present to go over the proposed changes to 5th Street where it meets Maple Ave. and the drainage concerns. Craig informed the Council that the storm sewer had been cleaned from Maple Ave. to Hwy 127 and that Compass Utility will pay for 1/3 of the cleaning since that is the amount of new debris in the sewer since the project started. He then discussed the issue of 9 bumps in the new street that were higher than what is allowed per SUDAS standards. 4 of those bumps were ground down by a subcontractor but 5 could not be ground due to the steep grade at the top of the hill. According to Craig, each bump that was not ground down is worth a \$900 deduct on the contract. If the City considered the attempt to grind 4 of the bumps acceptable, Compass would be responsible for a \$4,500 deduct for the 5 bumps that remain. Mayor McDonald said this was much less than he was expecting in the form of a deduct. Craig then presented a drawing to the Council showing his proposed changes to the concrete near the storm inlets at the bottom of the hill, near Maple Ave. He is proposing removing 3 sections, 6.5' wide, on the north side of 5th Street and 2 sections, 6.5' wide, on the south side of the street and replacing the concrete with a steeper grade so that more of the water running down the hill will reach the inlets. By doing this, as well as putting in a 6" curb leading up to the inlets, approximately 18% more of the water will be directed to the inlets. Compass Utility has asked that the City pay for these changes to be made at a cost of \$4,000. After much discussion, motion was made by Sporrer and seconded by Cohrs to charge for all 9 bumps on 5th Street at a cost of \$900 each and to have Compass Utility fix the drainage at the bottom of the hill at their cost to meet Veenstra & Kimm's current specs as of 11-19-18. 5 ayes.

Agenda item 10 was to discuss and approve the City establishing a Logan Senior Center fund to operate a meal site. The Clerk reported that she had talked to the city attorney and reviewed the ideas that had been discussed so far such as insurance, talking to the City's auditor, establishing a Senior Center Board as well as a liaison from the city council and the attorney didn't have any additional concerns or requirements at this time. More information was gathered about reinstating the food license for the center. Council Member Czarnecki expressed concern with using taxpayer dollars to fund the center and was concerned that the center would hurt the local restaurant business. The Clerk stated she felt like the seniors who would frequent the senior center were probably not eating in the local restaurants every day so if the center is only open 2 or 3 days a week, then it shouldn't hurt the restaurants. Council Member Cohrs discussed the fact that there is money that would be transferred to the City that was left by Miles Barnhart specifically to keep the senior center running and when that money ran out, then the City would need to decide what to do to keep the center running. She stated that they could ask for donations

or do fundraisers or perhaps others would leave funds the same as Miles had. The Council discussed the aspects of setting up a senior center board and who would serve on the board. Some of the current board members that are on the board overseeing the money left by Barnhart would need to be replaced because they serve on other boards or have a conflict such as the City Clerk who serves on the board. Council Member Cohrs stated she would ask around for new board members. Another item discussed was the budgeting and keeping track of the senior center funds that would be transferred into the city. Motion was made by Cohrs and seconded by Fisher to establish a Logan Senior Center fund to operate a meal site with the funds that the Miles Barnhart estate left to the Senior Center that is in a 501(c)3. 5 ayes.

Agenda item 11 was the Clerk's report.

Agenda item 12 was citizen's questions/comments. Utility Superintendent Scott Muxfeldt asked the Council about enforcement of city ordinances. The Council asked him to make a list of ordinances that he felt needed enforced.

	CLAIMS	
ACCO	GRATES	\$1,024.63
AFLAC	INSURANCE	\$25.08
AGRILAND FS	FUEL	\$1,045.44
B&K TREE SERVICE	STUMP GRINDING	\$1,220.00
COLONIAL LIFE	INSURANCE	\$437.18
COUNTRY HARDWARE	TUBING/ANTI-FREEZE	\$105.34
DATA TECH	2019 LICENSE/SUPPORT FEE	\$5,345.15
ELECTRIC PUMP INC	BOOSTER PUMP	\$4,647.00
ERICON, INC.	FUEL	\$62.00
FIRST WIRELESS, INC.	PROGRAM RADIO '18 CHEVY	\$135.00
FRANCK & SEXTRO	LEGAL FEES	\$245.00
HARRISON COUNTY REC	UTILITIES	\$194.24
HORIZON EQUIPMENT	OIL FILTER	\$7.41
HYDRO PLUMBING INC.	VAC 5TH ST/MAPLE	\$7,125.00
HYGIENIC LABORATORY	TESTS	\$65.00
IOWA RURAL WATER ASSOC	2019 MEMBERSHIP DUES	\$275.00
IPERS	IPERS	\$5,361.02
KEIZER DETAILING	CLEANING SERVICES	\$490.04
LOGAN AUTO SUPPLY	CHAIN/BOLT/OIL/PARTS	\$404.25
LOGAN HERALD OBSERVER	PUBLISHING	\$655.95
LOGAN SUPER FOODS	CLEANING SUPPLIES	\$16.67
LOGAN WATER DEPARTMENT	DEPOSIT REFUND	\$162.54
LOGAN STATE BANK	PAYROLL TAXES	\$7,591.37
MANGOLD ENVIRONMENTAL TES	WASTEWATER TESTS	\$168.00
MELISSA PITT	DEPOSIT REFUND	\$37.46
POSTMASTER	POSTAGE	\$310.00
R & S WASTE DISPOSAL	TRASH SERVICE	\$57.75
REED'S SERVICE LLC	OIL CHANGE '13 F-150/TIRE REPAIR	\$98.24
STONEY CREEK HOTEL	TRAINING/OHL/LIEBER	\$483.84

THE OFFICE STOP	PAPER TOWELS	\$28.67
THINKSPACEIT	FIREWALL/MONTHLY SERVICE	\$164.00
TREASURER IA	PAYROLL TAXES	\$1,588.00
UPS	SHIPPING	\$60.17
VERIZON WIRELESS	AIR CARDS	\$160.12
VISA	MOUSE	\$29.90
WELLMARK HEALTH INSURANCE	INSURANCE	\$8,523.40
WILSON BOHANNAN PADLOCK	KEYS	\$21.94
WINDSTREAM	TELEPHONE	\$570.12
WINNELSON CO	WATER PARTS	<u>\$1,196.65</u>
	TOTAL	\$50,138.57
	PAYROLL THRU 11/19/18	<u>\$24,454.59</u>
	PAID TOTAL	\$74,593.16
FUND SUMMARY	GENERAL FUND	\$28,424.59
	ROAD USE FUND	\$7,480.91
	EMPLOYEE BENEFIT FUND	\$5,508.21
	5TH ST PAVING PROJECT FUND	\$2,375.00
	WATER FUND	\$17,594.69
	SEWER FUND	<u>\$13,209.76</u>
		\$74,593.16

Agenda item 13 was to adjourn. Motion was made by Cohrs and seconded by Fisher to adjourn. 4 ayes. Council Member Czarnecki left the meeting at 8:06.

Angela Winther, City Clerk/Administrator
 Attest: Clint McDonald, Mayor