

City of Monticello, Iowa

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Posted on April 13, 2017 at 7:30 p.m.

Monticello City Council Regular Meeting April 17, 2017 @ 6:00 p.m.

Monticello Renaissance Center, 220 E. 1st Street, Monticello, Iowa

Mayor:	Dena Himes	City Administrator:	Doug Herman
City Council:		Staff:	
At Large:	Dave Goedken	City Clerk/Treas.:	Sally Hinrichsen
At Large:	Brian Wolken, Mayor Pro Tem	Public Works Dir.:	Brant LaGrange
Ward #1:	Rob Paulson	City Engineer:	Patrick Schwickerath
Ward #2:	Johnny Russ	Police Chief:	Britt Smith
Ward #3:	Chris Lux	Ambulance Dir.:	C.J. Johnson
Ward #4:	Tom Yeoman		

- Call to Order – 6:00 P.M.

- Pledge of Allegiance
- Roll Call
- Agenda Addition/Agenda Approval

Open Forum: If you wish to address the City Council on subjects pertaining to today's meeting agenda please wait until that item on the agenda is reached. If you wish to address the City Council on an item not on the agenda, please approach the lectern and give your name and address for the public record before discussing your item.

Consent Agenda (These are routine items and will be enacted by one motion without separate discussion unless someone requests an item removed to be considered separately.)

Approval of Council Mtg. Minutes

April 03, 2017

Approval of Payroll

April 13, 2017

Approval of Bill List

Approval of Resignation of Justin Shover from the Monticello Park & Recreation Board

Approval of Appointment of Josh Brenneman to the Monticello Park & Recreation Board

Approval of "Shine On" Native Wine Permit

Approval of Re-Appointment of City Clerk (July 1, 2017 through June 30, 2018)

Approval of Re-Appointment of Police Chief (July 1, 2017 through June 30, 2018)

Motions:

1. **Motion** to approve issuance of building permit to Josh Ludovissy, 635 N. Chestnut Street.

Public Hearing: None

Resolutions:

2. **Resolution** to schedule Public Hearing to consider the proposed Voluntary Annexations of the following properties, generally described as the Yousse property, the Koob Property, the City of Monticello Shop, and the Monticello Machine Shop. (Previously set for tonight; not published; additional notice required by Statute.)
3. **Resolution** to schedule Public Hearing on City of Monticello 2016/2017 Fiscal Year Budget Amendments.

4. **Resolution** to approve payment for “contract rock” installation on 190th Street at request of County Engineer’s Office.
5. **Resolution** to approve asbestos abatement and demolition bid related to 516 N. Cedar Street.
6. **Resolution** to approve sewer main repair project near intersection of South Street and South Main Street and to hire Eastern Iowa Excavating and Concrete, LLC, to perform the necessary repairs/improvements.

Ordinances:

7. **Ordinance** to approve the Re-Zoning of Intlekofer Property located at: SE Corner of Washington and S. Cedar Street from C-1 to R-1. (Second Reading)
8. **Ordinance** to approve the Re-Zoning of Intlekofer Property located at: 322 W 4th Street from R-1 to R-2. (Second Reading)
9. **Ordinance** to approve the Re-Zoning of Kraus property located at 410 E. Oak Street, Monticello, from R-1 to C-1. (Second Reading)
10. **Ordinance** to approve of numerous parcels of property located within the City of Monticello, as identified within Addendum “A” to this agenda, that are incorrectly zoned or incorrectly classified by the City of Monticello official zoning map. (Second Reading)

Reports / Potential Action:

- Board Openings: Tree Board
- One-Way Alleyway discussion, Varvel-Buckeye
- Al Hughes property
- City Fountain
- ECIA Board openings
- Health/Dental/Vision Renewals
- Pocket Park Wall / Rock by Intlekofer Building on Grand Street
- Engineer Report

Adjournment: Pursuant to §21.4(2) of the Code of Iowa, the City has the right to amend this agenda up until 24 hours before the posted meeting time.

Regular Council Meeting – Official
April 3, 2017
Community Media Center
6:00 P.M.

Mayor Dena Himes called the meeting to order. Council present: Dave Goedken, Brian Wolken, Johnny Russ, Rob Paulson, Chris Lux and Tom Yeoman. Also present were City Administrator Doug Herman, City Clerk Sally Hinrichsen, Public Works Director Brant LaGrange, City Engineer Casey Zwolinski and Police Chief Britt Smith.

Yeoman moved to approve the agenda, adding resolution to direct a plan of action in relation to City Fountain repairs or upgrades; resolution to provide for a notice on proposed plans, specifications, form of contract and estimate of cost for the 2017 South Main Street HMA Resurfacing project and a possible closed session on the potential purchase of real estate. Russ seconded, roll call unanimous.

Wolken moved to approve the consent agenda, Paulson seconded. Herman advised that Alice Shimanek was looking at resigning from P&Z Board and she talked with Chris Sasina who was interested in serving; Dennis Gray requested appointing Doug Bean to replace Chuck Claussen on the Soldiers Memorial Board; and Yeoman agreed to be the Park Board Representative to the Fair Board. Roll call unanimous.

Mayor Himes opened the public hearing on the proposed Development Agreement with Menasha Corp., d/b/a Orbis Manufacturing, including tax increment payments in an amount not to exceed \$1,207,236. Herman advised there were no changes to the agreement with Orbis from last Council meeting. Herman also advised Council will need to amend the Urban Renewal Area and the Urban Renewal Plan to include this area. Staff received no oral or written comments. Mayor Himes closed the hearing on the proposed Development Agreement with Menasha Corp., d/b/a Orbis Manufacturing. Yeoman moved to approve Resolution #17-35 approving a Development Agreement with Orbis Manufacturing, a subsidiary of Menasha Corporation, including tax increment payments in an amount not to exceed \$1,207,236. Wolken seconded, roll call unanimous.

Mayor Himes opened the public hearing on the proposed Re-Zoning of Properties located at 322 W 4th Street, 525 S. Maple Street, and the corner of E. Washington and S. Cedar Streets. Staff received no written comments. Herman reported some of the neighbors of 525 S Maple Street voiced concerns on setbacks and water runoff issues. Herman stated the 322 W 4th Street if rezoned to R-2 would be required to have two parking spaces per dwelling. Herman advised the City Code requires building permits for R-2 property to include a certificate signed by the licensed surveyor verifying the lot lines and a signed certificate from a licensed engineer or architect that the firewall meets or exceeds construction standards set by the State of Iowa fire codes. Herman suggested these requirements are for new development. Steve Intlekofer, owner of these properties, stated he did not have the survey or firewall. Intlekofer stated 10 years ago, he and prior Public Works Director Dana Edwards reviewed lot and they agreed there was enough space to build according to the GIS on 525 S. Maple. The current GIS shows there is not enough space, so Intlekofer will have to do a survey. Intlekofer requested Council not pursue the rezoning request for 525 S Maple Street at this time. Herman suggested tabling the rezoning for Maple Street property, so save the expenses to have the hearing notice

republished. Intlekofer stated currently a father, daughter and granddaughter living at 322 W 4th Street. He is willing to add two parking spaces on the east side of the lot and has plenty of space for that. Wolken had concerns on the garage not being attached to the house. Council questioned if the driveway was not wide enough to get a car around a parked car, if that was a parking space or a drive. Intlekofer reported there is separate accesses for both units. Herman stated recently, one tenant left and requested the water to be shut off and it was discovered that the tenant was paying for all utilities for both units, without their knowledge. Council felt separate utilities needed to be installed prior to rezoning. Jerry Behrends, 616 S. Main Street, stated the tenants of 525 S. Maple have driven on his property to access the rear lot. Larry McDonald, 521 S. Maple, stated he was very against a two-stall garage being built on this property as all the water would run onto his property. LaGrange stated that Intlekofer permit was denied. Herman stated it was denied as the neighbors didn't sign the required application. Mayor Himes closed the hearing on the proposed Rezoning of Properties located at 322 W 4th Street, 525 S. Maple Street, and the corner of E. Washington and S. Cedar Streets.

Goedken introduced and moved Ordinance #695 amending Chapter 165 "ZONING REGULATIONS" of certain property located within the City Limits of the City of Monticello, same being generally described as vacant lot located at: SE Corner of E. Washington and S. Cedar Street (112 E Washington Street), Monticello, IA 52310 and amending the Official Zoning Map, first reading and in title only. Russ seconded. This will change the zoning from C-1 General Commercial to R-1 Single-Family Residential. Roll call unanimous.

Goedken introduced and moved Ordinance #696 amending Chapter 165 "ZONING REGULATIONS" of certain property located within the City Limits of the City of Monticello, same being generally described as 322 W 4th Street, Monticello, IA 52310 and amending the Official Zoning Map, first reading and in title only; subject to appropriate parking and separate utilities are installed. Yeoman seconded. This will change the zoning from R-1 Single-Family Residential to R-2 Two-Family Residential. Roll call vote, Goedken, Yeoman, Paulson, Russ and Lux voted aye and Wolken voted nay. Motion carried.

Yeoman moved to table Ordinance amending Chapter 165 "ZONING REGULATIONS" of certain property located within the City Limits of the City of Monticello, same being generally described as 525 S. Maple Street, Monticello, IA 52310 and amending the Official Zoning Map, Goedken seconded, roll call unanimous.

Mayor Himes opened the public hearing on the proposed re-zoning of Kraus property located at 410 E. Oak Street, Monticello, from R-1 to C-1. Staff received no oral or written comments. Herman reported that Kraus decided to demolish the former "IDOT" and would like to change the rezoning to R-3 Multiple Family Residential instead of C-1 General Commercial, as was published. Herman advised Kraus is looking to build a condo on this lot. Mayor Himes closed the hearing on the re-zoning of Kraus property located at 410 E. Oak Street, Monticello, from R-1 to C-1. Herman recommended changing the zoning from C-1 to R-3.

Wolken introduced and moved Ordinance #697 amending Chapter 165 "ZONING REGULATIONS" of certain property located within the City Limits of the City of Monticello, same being generally described as 410 E. Oak Street, Monticello, IA 52310 and amending the Official Zoning Map, first reading and in title only. Goedken seconded. This will change the zoning from R-1 Single-Family Residential to R-3 Multiple Family Residential. Roll call unanimous.

Mayor Himes opened the public hearing on the proposed rezoning of numerous parcels of property located within the City of Monticello, as identified within Addendum "A" that are incorrectly zoned or incorrectly classified by the City of Monticello official zoning map. Staff received no written comments. Herman suggest doing two separate ordinance so Kraus property could be rezoned and not hold up the construction of the condos. Herman stated all the property owners were contacted prior to the P & Z Board meeting and ones who contacted him had no problem with the changes proposed. Mayor Himes closed the hearing on the rezoning of numerous parcels of property located within the City of Monticello, as identified within Addendum "A" that are incorrectly zoned or incorrectly classified by the City of Monticello official zoning map.

Goedken introduced and moved Ordinance #698 amending Chapter 165 "ZONING REGULATIONS" of certain property located within the City Limits of the City of Monticello, same being generally described as 412, 414, and 416 E. Oak Street, and Parcel 2012-126 located in Doden's 1st Addition Lot 2, also identified by Tax Parcel I.D. 0227176041, all located within the City limits of Monticello, IA 52310 and amending the Official Zoning Map, in title only and moved that the rule requiring that an ordinance be considered and voted on for passage at three council meetings prior to the final (third) consideration be suspended and that the ordinance be considered for final passage and adopted, Lux seconded. This will change the zoning from R-1 Single Family Residential and C-1 General Commercial to R-3 Multiple Family Residential. Roll call unanimous.

Russ introduced and moved Ordinance #699 amending Chapter 165 "ZONING REGULATIONS" of certain property located within the City Limits of the City of Monticello, same being generally described as set forth within Addendum A, attached hereto, all located within the City Limits of Monticello, IA 52310 and amending the Official Zoning Map, first reading and in title only. Wolken seconded. Roll call vote, Russ, Wolken, Paulson and Lux voted aye and Goedken and Yeoman abstained, as they have property being rezoned. Motion carried.

Herman advised paperwork is completed to finalize annexation of Yousse Sign Shop, Koob's Garage, the City Shop and the Monticello Machine Shop. Herman reported certified mailing was sent to County Auditor and Attorney as required by Code of Iowa. Goedken moved to approve Resolution #17-36 scheduling Public Hearing on proposed Voluntary Annexations, Russ seconded, roll call unanimous. Hearing will be held on April 17, 2017 at 6 PM.

Herman reported Theisen proposes a storm water cost share related to water problem behind their building including modifications to City curb and gutter along S. Maple Street. LaGrange reviewed the proposed project, the total project cost is estimated be \$15,898, of which \$6,000 is associated with curb and gutter removal along with the installation of an 8" tube under the curb to the catch basin on 1st Street. Theisen has requested a 50% cost share of the \$6,000 related to the City curb and gutter removal and tiling portion of the project, or a \$3,000 City investment. Goedken moved to approve Resolution #17-37 to approve proposed storm water cost share agreement between City of Monticello and Theisen Inc.; in the amount of \$3,000 with separate agreement requiring that Theisen be responsible to clean the tiling if it becomes plugged. Yeoman seconded. Roll call unanimous.

Herman reported the E. 1st Street Bridge grant required two temporary easements and one permanent easement. William and Camela Greif agreed to grant a temporary and a permanent easement in relation to the E 1st Street Bridge project, granting both to the City at no cost. The grant also required the City to grant itself a temporary construction easement on the grounds of the Disc Golf Course. Wolken moved to approve Resolution #17-38 Approving Temporary and Permanent Easement Agreements granted to the City by William J. and Camela C. Greif and further approving and authorizing entry into a Temporary Easement Agreement whereby the City of Monticello grants the City of Monticello a Temporary Easement, all in relation to the City of Monticello, Iowa, E 1st Street Bridge Replacement Project. Goedken seconded. Roll call unanimous.

Herman reported with the impending S. Main Street reconstruction /overlay Project, City Staff looked into replacing several manholes that are either totally brick or partially brick, with City Engineer assistance to prepare the plans. LaGrange reported a manhole by Dr. James' office could possibly be removed completely. Herman reported three bidders were contacted with two submitting a competitive quotation. Eastern Iowa Excavating & Concrete quotation was lowest at \$91,925. Herman stated an IDOT permit will be required to work in the right of way. Contactor will have to shut down lanes of traffic, but should be able to have at least one lane open. Goedken moved to approve Resolution #17-39 Approving the 2017 Main Street Manhole Replacement Project and authorizing the entry into an agreement between the City of Monticello and Eastern Iowa Excavating and Concrete to perform the work as specified by the City in the amount of \$91,925, with the completion date July 1st. Russ seconded. Roll call unanimous.

Herman reported an energy audit was completed a few years ago and bids were sought from two local contractors, REM Electric and Monti Plumbing, Heating and Electric, to replace nearly all lighting within the Berndes Center with LED fixtures. Herman advised low bidder was Monti Plumbing, Heating and Electric in the amount of \$25,879. Herman stated the Park budget would need to be amended \$3500 to cover the expense. Yeoman moved to approve Resolution #17-40 to approve Berndes Center "2017 LED Lighting Upgrade Project", Goedken seconded. Roll call unanimous.

Goedken moved to approve Resolution #17-41 Scheduling Public Hearing on the proposed Amendments to the Monticello Urban Renewal Area and the Monticello Urban Renewal Plan, seconded by Lux, roll call unanimous. Public Hearing will be on May 1, 2017 at 6 PM.

Herman met with Josh Iben, Brian Wolken and LaGrange to discuss options related to the repair/renovation of the City fountain by the Aquatic Center. Options 1 -2 would include repairing the fountain by removing much of the flooring, re-doing the pit near the fountain to ensure the water line to the fountain is not leaking, along with: Option 1 -- then install a fountain that looks similar to what is currently there, but smaller, surrounded by a new interior stone wall to capture the water from the fountain to be recycled through fountain. Lighting would be outside the pond but inside that area of existing walls which would be converted to an above ground flower garden; or Option 2 -- then install a three tiered fountain, similar to but larger than the one at Pocket Park, surrounded by a new interior stone wall to capture the water from the fountain to be recycled through fountain. Lighting would be outside the pond but inside that area of existing walls which would be converted to an above ground flower garden. Option 3 would be to do nothing to inspect and/or repair the water feed/system to the

fountain and hire a contractor to perform obvious repairs to the pond area and then install a liner in the fountain. Hoping the leaking is occurring from the pond cavity and not under the fountain or otherwise associated feed. We would look at a different lighting set up, moving the lights outside of the pond area. Option 4 would be total removal of the current fountain, create a committee to study if there is a better option or alternative. Herman showed pictures for representation of options 1 and 2. Wolken stated people like the nostalgic look of the fountain. Sharon Kell with Federated garden Club stated the only reason she joined the club was because of the fountain and like the sprinkler style fountain. Russ and Lux stated they like the sprinkler type fountain, which is similar to the current fountain. Himes and Yeoman stated they liked the 3 tier style of fountain. Russ moved to approve Resolution #17-42 directing a plan of action in relations to the City Fountain repairs and upgrades, preparing plans for the sprinkler style of fountain, with bid alternative for a 3 tier fountain. Lux seconded. Roll call seconded.

Herman reported the 2017 Main Street H.M.A. Resurfacing Project plans, specifications, form of contract and cost estimates have been filed with the City Clerk. Bids are due and will be opened on May 3, 2017 at 10:00 a.m. and a public hearing needs to be set. Yeoman moved to approve Resolution #17-43 to provide for a notice of hearing on proposed plans, specifications, form of contract and estimate of cost for the 2017 Main Street H.M.A. Resurfacing Project, same now being on file with the City Clerk, and the taking of bids therefor. Wolken seconded. Roll call seconded. Public Hearing will be held on May 15, 2017 at 6 PM.

Herman reported there is an open board position on Tree Board.

Herman advised that Smith hand delivered letters to each property associated with the alleyway between S. Chestnut and Linden Streets from Buckeye to Varvel Street. With comments received so far there is not a strong consensus to make alley one way. Some suggested a speed bump on each end of the alley.

Herman reported that Al Hughes is working to sell his house, located at 224 N Chestnut Street, that had the fire and looking to possibly salvage some of his belongings. Smith met with Hughes to be sure the home was secured without a fence and Smith was content with the enclosure being used at this time. Curt Hughes, from Iowa City, has been working to salvage items from the home, every day since the fire. He has someone that wants all the lumber from the home and the Victorian items that can be salvaged. He has a crew that tears down homes for salvage. He has negotiated and agreed on price with Al Hughes to purchase the home and is getting abstract updated and reviewed by an attorney. If he purchases the property, he intends to make it a green space by Fair time, if the Council will work with him. He is looking into liens and judgements that may be on the property. Herman stated there is a tax sale judgement and liens on the property. Curt Hughes was aware of these as he has visited with the County Treasurer's office. Wolken suggested if he has someone to salvage the house to get working on the contracts. Goedken glad to hear he had someone to tear down the home. Curt Hughes questioned about leaving the garage on the lot until he decided to build or sell the lot. Herman advised he would need to go to P & Z Board for their recommendation and then get Council approval to keep the garage. Herman suggested Curt Hughes get an agreement with Al Hughes to purchase the home, contingent on Council approving the garage to stay. Council asked Curt Hughes to keep the Council informed.

Herman reported receiving a text during the meeting, advising him that Sue Chapman was interested in serving as the Park Board rep to the Fair Board. Herman asked Park Board Member Kim McQuillen to ask Chapman if she would be interested to continue to serve, about a month ago and heard nothing back.

Herman handed out a picture of a possible sign to be installed at the Disc Golf Course, closer to the shelter. With names of John Baty, Bill Greif and Lloyd Welter families on it to acknowledge their donation to the park. No action was taken.

Goedken moved to go into closed session under §21.5(1)(j) of the Iowa Code "To discuss purchase of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for the property", Wolken seconded. Roll call unanimous.

Yeoman moved, Russ seconded to end the closed session and return to open session. Roll call unanimous.

Wolken moved to direct Herman to proceed as discussed related to the purchase of the real estate. Russ seconded. Roll call unanimous.

Wolken moved to adjourn the Council meeting at 8:48 P.M., roll call vote unanimous.

Dena Himes, Mayor

Sally Hinrichsen, City Clerk

PAYROLL - APRIL 13, 2017

DEPARTMENT	GROSS PAY	OT PAY	COMP HRS. ACCRUED	COMP TOTAL	NET PAY
AMBULANCE	Mar. 27 - Apr. 9, 2017				
Angela Batcheler	\$ 24.00	\$ -	0.00	0.00	\$ 20.59
Brian Bronemann	70.56	-	0.00	0.00	60.54
Carter Bronemann	130.08	-	0.00	0.00	108.29
Dawn Brus	1,785.00	-	0.00	239.62	1,226.38
Ben Hein	104.00	-	0.00	0.00	89.22
David Husmann	588.06	-	0.00	0.00	460.97
Mary Intlekofer	1,946.25	191.25	0.00	62.25	1,047.95
C.J. Johnson	1,923.08	-	0.00	59.25	1,209.23
Brandon Kent	1,792.97	7.97	0.00	2.25	1,129.43
Matt Kunkie	486.00	-	0.00	0.00	404.94
Lori Lynch	2,550.00	765.00	0.00	0.00	1,335.05
Dave McNeill	220.96	-	0.00	0.00	187.57
Shelly Searles	2,573.91	788.91	0.00	0.00	1,891.63
Shawn Snaith	486.00	-	0.00	0.00	406.94
Brenda Surom	765.00	-	0.00	0.00	550.68
TOTAL AMBULANCE	\$ 15,445.87	\$ 1,753.13	0.00	363.37	\$ 10,129.41
CEMETERY	Mar. 25 - Apr. 7, 2017				
Dan McDonald	\$ 1,536.00	\$ -	0.00	0.00	\$ 1,074.96
TOTAL CEMETERY	\$ 1,536.00	\$ -	0.00	0.00	\$ 1,074.96
CITY HALL	Mar. 26 - Apr. 8, 2017				
Cheryl Clark	\$ 1,571.34	\$ 7.33	0.00	0.00	\$ 997.59
Doug Herman	3,629.96	-	0.00	0.00	2,561.53
Sally Hinrichsen	2,321.74	-	0.00	0.00	1,587.64
Heather Paddock	450.00	-	0.00	0.00	310.16
Nanci Tuel	1,336.41	12.41	0.00	0.00	858.02
TOTAL CITY HALL	\$ 9,309.45	\$ 19.74	0.00	0.00	\$ 6,314.94
FIRE					
Mike Bader	\$ 60.00	\$ -	0.00	0.00	\$ 55.41
Marvin Kelchen	100.00	-	0.00	0.00	92.35
Don McCarthy	125.00	-	0.00	0.00	107.24
Mike Wink	100.00	-	0.00	0.00	92.35
TOTAL FIRE	\$ 385.00	\$ -	0.00	0.00	\$ 347.35
LIBRARY	Mar. 27 - Apr. 9, 2017				
Julie Aldrich	\$ 249.34	\$ -	0.00	0.00	\$ 214.42
Kyle Gassman	285.63	-	0.00	0.00	244.79
Heather Paddock	96.66	-	0.00	0.00	66.64
Penny Schmit	899.20	-	0.00	0.00	651.02
Madonna Thoma-Kremer	734.11	-	0.00	0.00	609.28
Michelle Turnis	1,487.83	-	0.00	0.00	915.56
TOTAL LIBRARY	\$ 3,752.77	\$ -	0.00	0.00	\$ 2,701.71
MBC	Mar. 27 - Apr. 9, 2017				
Jacob Oswald	\$ 1,846.15	\$ -	0.00	0.00	\$ 1,359.76
Heather Paddock	333.00	-	0.00	0.00	229.58
Casey Reyner	1,538.46	-	0.00	0.00	1,052.39

PAYROLL - APRIL 13, 2017

DEPARTMENT	GROSS PAY	OT PAY	COMP HRS. ACCRUED	COMP TOTAL	NET PAY
TOTAL MBC	\$ 3,717.61	\$ -	0.00	0.00	\$ 2,641.73
POLICE	Mar. 27 - Apr. 9, 2017				
Dawn Graver	\$ 2,128.56	\$ -	0.00	0.00	\$ 1,441.31
Erik Honda	1,789.04	-	0.00	4.50	1,314.20
Jordan Koos	1,931.27	-	1.50	69.50	1,377.09
Britt Smith	2,372.39	-	0.00	0.00	1,696.89
Madonna Staner	1,378.40	-	0.00	0.00	1,025.25
Brian Tate	2,016.84	-	0.00	0.00	1,494.08
Robert Urbain	2,057.04	-	0.00	55.50	1,420.16
TOTAL POLICE	\$ 13,673.54	\$ -	1.50	129.50	\$ 9,768.98
ROAD USE	Mar. 25 - Apr. 7, 2017				
Billy Norton	\$ 1,536.00	\$ -	0.00	0.00	\$ 937.28
Wayne Yousse	1,536.00	-	0.00	24.50	1,013.75
TOTAL ROAD USE	\$ 3,072.00	\$ -	0.00	24.50	\$ 1,951.03
SANITATION	Mar. 25 - Apr. 7, 2017				
Michael Boyson	\$ 1,488.00	\$ -	0.00	0.00	\$ 992.69
Nick Kahler	1,536.00	-	0.00	0.00	1,002.55
Chris Taylor	1,536.00	-	0.00	0.00	962.83
TOTAL SANITATION	\$ 4,560.00	\$ -	0.00	0.00	\$ 2,958.07
SEWER	Mar. 25 - Apr. 7, 2017				
Tim Schultz	\$ 1,584.00	\$ -	0.00	3.13	\$ 1,074.04
Jim Tjaden	1,864.00	-	0.00	0.00	1,307.74
TOTAL SEWER	\$ 3,448.00	\$ -	0.00	3.13	\$ 2,381.78
WATER	Mar. 25 - Apr. 7, 2017				
Brant LaGrange	\$ 1,961.54	\$ -	0.00	0.00	\$ 1,336.57
Jay Yanda	1,784.00	-	0.00	0.00	1,259.74
TOTAL WATER	\$ 3,745.54	\$ -	0.00	0.00	\$ 2,596.31
TOTAL - ALL DEPTS.	\$ 62,645.78	\$ 1,772.87	1.50	520.50	\$ 42,866.27

ACCOUNTS PAYABLE ACTIVITY CLAIMS REPORT

VENDOR NAME	REFERENCE	VENDOR TOTAL	CHECK#	CHECK DATE
ACCOUNTS PAYABLE CLAIMS				

GENERAL				
POLICE DEPARTMENT				
BOSS OFFICE SUPPLIES & SYS INC	PD OFFICE SUPPLIES	4.47		
IOWA DEPT OF PUBLIC SAFETY	PD IOWA SYSTEM	300.00		
KONICA MINOLTA BUSINESS	PD OFFICE SUPPLIES	81.33		
KOOB AUTOMOTIVE & TOWING INC	PD VEHICLE OPERATING	35.84		
MONTICELLO COMM SCHOOL DISTRICT	PD FUEL	684.91		
MONTICELLO EXPRESS INC	PD/AMB BLDG LETTERING	168.00		
BRITT SMITH	PD TRAVEL	455.82		
TRI COUNTY PROPANE LLC	PD FUEL	179.79		
U.S. CELLULAR	PD CELL PHONES	310.07		
		=====		
POLICE DEPARTMENT		2,220.23		
STREET LIGHTS				
ALLIANT ENERGY-IES	E FIRST STREETLIGHTS	5,170.16		
		=====		
STREET LIGHTS		5,170.16		
AQUATIC CENTER				
CAMP COURAGEOUS OF IOWA	LIFEGUARD CERTIFICATIONS	320.00		
		=====		
AQUATIC CENTER		320.00		
CEMETERY				
JOHN DEERE FINANCIAL	CEMETERY EQUIP REPAIR/MAINT	12.27		
LAPORTE MOTOR SUPPLY	CEMETERY EQUIP REPAIR/MAINT	16.34		
MONTICELLO COMM SCHOOL DISTRICT	CEMETERY FUEL	175.12		
MONTICELLO EXPRESS INC	CEMETERY ADVERTISING	163.20		
		=====		
CEMETERY		366.93		
SOLDIER'S MEMORIAL BOARD				
BRIAN KRAMER	SNOW REMOVAL	37.50		
MEDIACOM	SLDR MEM TELEPHONE	25.10		
MONTICELLO MEMORIAL BOARD	SLDR MEM OPERATING FEE	500.00		
		=====		
SOLDIER'S MEMORIAL BOARD		562.60		
MAYOR AND CITY COUNCIL				
CHRISTINA LUX	COUNCIL MILEAGE	12.84		

ACCOUNTS PAYABLE ACTIVITY

CLAIMS REPORT

VENDOR NAME	REFERENCE	VENDOR TOTAL	CHECK#	CHECK DATE
	MAYOR AND CITY COUNCIL	12.84		
	ENGINEER			
SNYDER & ASSOCIATES, INC	ENGINEER FEES	926.50		
	ENGINEER	926.50		
	ATTORNEY			
LEXISNEXIS	ATTORNEY RESEARCH	70.00		
	ATTORNEY	70.00		
	CITY HALL/GENERAL BLDGS			
BAKER PAPER CO INC	CH BUILDING SUPPLIES	59.08		
BOSS OFFICE SUPPLIES & SYS INC	CH OFFICE SUPPLIES	105.50		
JOSH IBEN	CH GROUNDS SUPPLIES	151.00		
INFRASTRUCTURE TECHNOLOGY	CH MISC CONTRACT WORK	3,628.20		
JONES COUNTY RECORDER	CH RECORDING FEES	36.00		
BRIAN KRAMER	SNOW REMOVAL	95.00		
MED PLAST	CH FRANCHISE FEE REFUND	2,652.33		
MEDIACOM	CH TELEPHONE	158.96		
MONTICELLO EXPRESS INC	CH ADVERTISING	535.95		
	CITY HALL/GENERAL BLDGS	7,422.02		
	GENERAL	17,071.28		
	MONTICELLO BERNDEN CENTER			
	PARKS			
BAKER PAPER CO INC	MBC BUILDING SUPPLIES	51.24		
JOSH IBEN	MBC FOUNTAIN REPAIR/MAINT	685.50		
INFRASTRUCTURE TECHNOLOGY	MBC EQUIP REPAIR/MAINT	50.00		
JOHN DEERE FINANCIAL	MBC BUILDING SUPPLIES	1.98		
MONTICELLO COMM SCHOOL DISTRICT	MBC FUEL	13.49		
PEPSI COLA BOTTLING CO	MBC CONCESSIONS	557.74		
SACRED HEART CHURCH	MBC DEPOSIT REFUND	200.00		
JONAH SANNITO	MBC SOCCER REFUND	20.00		
	PARKS	1,579.95		
	MONTICELLO BERNDEN CENTER	1,579.95		
	DARE			
	POLICE DEPARTMENT			

ACCOUNTS PAYABLE ACTIVITY **CLAIMS REPORT**

VENDOR NAME	REFERENCE	VENDOR TOTAL	CHECK#	CHECK DATE
BRIAN KRAMER	SNOW REMOVAL	37.50		
MEDIACOM	LIB TELEPHONE	117.13		
MICRO MARKETING LLC	LIB AUDIO RECORDINGS	455.80		
TUMBLEWEED PRESS INC	LIB PROCESSING	299.50		
		=====		
	LIBRARY	2,474.31		
		=====		
	LIBRARY	2,474.31		
	ROAD USE			
	STREETS			
ALLIANT ENERGY-IES	22059 HWY 38	392.82		
BROWN SUPPLY CO INC	RU EQUIP REPAIR/MAINT	276.00		
CENTRAL IOWA DISTRIBUTING INC	RU SUPPLIES	224.00		
IOWA STATE PRISON INDUSTRIES	RU STREET MAINTENANCE SUPPLIES	450.01		
JOHN DEERE FINANCIAL	RU EQUIP REPAIR/MAINT	86.49		
KROMMINGA MOTORS INC	RU EQUIP REPAIR/MAINT	52.60		
LAPORTE MOTOR SUPPLY	RU/SANITATION SUPPLIES	55.56		
MONTICELLO COMM SCHOOL DISTRICT	RU FUEL	1,140.72		
MONTICELLO MACHINE SHOP INC	RU/SANITATION SUPPLIES	58.72		
RADIO COMMUNICATIONS CO INC	PUBLIC WORKS/FIRE RADIO MAINT	141.25		
		=====		
	STREETS	2,878.17		
		=====		
	ROAD USE	2,878.17		
	TRUST/SLAVKA GEHRET FUND			
	LIBRARY			
MICRO MARKETING LLC	LIB GEHRET BOOKS	18.90		
		=====		
	LIBRARY	18.90		
		=====		
	TRUST/SLAVKA GEHRET FUND	18.90		
	CAPITAL IMPROVEMENT			
	STREETS			
BEHREND'S CRUSHED STONE	CAP IMP - EAST FIRST ST BRIDGE	520.82		
MONTICELLO EXPRESS INC	CAP IMP - E FIRST ST BRIDGE	14.88		
SNYDER & ASSOCIATES, INC	CAP IMP - EAST FIRST ST BRIDGE	16,427.59		
		=====		
	STREETS	16,963.29		
	CAPITAL PROJECTS			
MONTICELLO DEVELOPMENT CORP	OAK STREET HOUSE - FINAL	12,709.09		
*** CITY OF MONTICELLO ***				

ACCOUNTS PAYABLE ACTIVITY CLAIMS REPORT

VENDOR NAME	REFERENCE	VENDOR TOTAL	CHECK#	CHECK DATE
SNYDER & ASSOCIATES, INC	CAP IMP-2015 MAIN ST PAVEMENT	5,738.04		
	CAPITAL PROJECTS	18,447.13		
	STORM WATER FUND			
MONTICELLO EXPRESS INC	SIXTH STREET DITCH PROJECT	21.25		
	STORM WATER FUND	21.25		
	CAPITAL IMPROVEMENT	35,431.67		
	MYSBA CAPITAL FUND			
	PARKS			
RAPIDS WHOLESALE	MYBSA - TWO DISPLAY COOLERS	5,989.46		
	PARKS	5,989.46		
	MYSBA CAPITAL FUND	5,989.46		
	MARY MAXINE REDMOND TRUST			
	LIBRARY			
PAUL SCHUMACHER	LIB REDMOND PROGRAMS	125.00		
	LIBRARY	125.00		
	MARY MAXINE REDMOND TRUST	125.00		
	WATER			
	WATER			
ALLIANT ENERGY-IES	22059 HWY 38	163.45		
HYGIENIC LABORATORY	WATER LAB TESTS	69.50		
IOWA ONE CALL	WATER/SEWER SYSTEM	18.45		
JOHN DEERE FINANCIAL	WATER SUPPLIES	13.99		
KIRKWOOD COMMUNITY COLLEGE	WATER EDUCATION - SCHULTZ	145.00		
MONTICELLO COMM SCHOOL DISTRICT	WATER FUEL	207.54		
MONTICELLO EXPRESS INC	WATER SUPPLIES	29.99		
MONTICELLO MACHINE SHOP INC	WATER SUPPLIES	17.68		
MUNICIPAL SUPPLY INC	WATER SYSTEM	189.15		
RADIO COMMUNICATIONS CO INC	PUBLIC WORKS/FIRE RADIO MAINT	141.25		
	WATER	996.00		

ACCOUNTS PAYABLE ACTIVITY

CLAIMS REPORT

VENDOR NAME	REFERENCE	VENDOR TOTAL	CHECK#	CHECK DATE
	WATER	996.00		
	CUSTOMER DEPOSITS			
	WATER			
CITY OF MONTICELLO	BOYSEN/LEISA	50.00		
	WATER	50.00		
	CUSTOMER DEPOSITS	50.00		
	WATER CAPITAL IMPROVEMENT			
	WATER			
SNYDER & ASSOCIATES, INC	WATER TOWER PAINTING	2,779.76		
	WATER	2,779.76		
	WATER CAPITAL IMPROVEMENT	2,779.76		
	SEWER			
	SEWER			
ALLIANT ENERGY-IES	22059 HWY 38	7.03		
B.G. BRECKE INC	SEWER BLDG REPAIR/MAINT	725.65		
FAREWAY STORES #840-1	SEWER LAB SUPPLIES	20.92		
HYGIENIC LABORATORY	WATER/SEWER LAB TESTS	1,268.00		
IA DIV OF LABOR SERVICES	SEWER BOILER INSPECTION	135.00		
IOWA ONE CALL	WATER/SEWER SYSTEM	18.45		
MONTICELLO COMM SCHOOL DISTRICT	SEWER FUEL	207.53		
RADIO COMMUNICATIONS CO INC	PUBLIC WORKS/FIRE RADIO MAINT	141.25		
SNYDER & ASSOCIATES, INC	SEWER PRO FEES	383.01		
TRI COUNTY PROPANE LLC	SEWER UTILITIES	1,691.18		
USA BLUE BOOK	SEWER LAB SUPPLIES	51.46		
	SEWER	4,649.48		
	SEWER	4,649.48		
	SANITATION			
	SANITATION			
ALLIANT ENERGY-IES	22059 HWY 38	7.03		
JONES COUNTY SOLID WASTE	SANITATION LOAD TICKETS	6,905.00		
LAPORTE MOTOR SUPPLY	RU/SANITATION SUPPLIES	32.09		
MONTICELLO COMM SCHOOL DISTRICT	SANITATION FUEL	228.74		

ACCOUNTS PAYABLE ACTIVITY CLAIMS REPORT

VENDOR NAME	REFERENCE	VENDOR TOTAL	CHECK#	CHECK DATE
MONTICELLO EXPRESS INC	SANITATION ADVERTISING	306.00		
MONTICELLO MACHINE SHOP INC	RU/SANITATION SUPPLIES	56.14		
RADIO COMMUNICATIONS CO INC	PUBLIC WORKS/FIRE RADIO MAINT	141.25		
REPUBLIC SERVICES	DUMPSTER COLLECTIONS	7,708.43		
		=====		
	SANITATION	15,384.68		
		=====		
	SANITATION	15,384.68		
	STORM WATER			
	STORM WATER FUND			
J&R SUPPLY INC	STORMWATER IMP - THEISENS	1,008.50		
		=====		
	STORM WATER FUND	1,008.50		
		=====		
	STORM WATER	1,008.50		
**** SCHED TOTAL ****		96,881.96		
		=====		
***** REPORT TOTAL *****		96,881.96		
		=====		

ACCOUNTS PAYABLE ACTIVITY **CLAIMS FUND SUMMARY**

FUND FUND NAME		TOTAL	CHECK#	DATE
001	GENERAL	17,071.28		
005	MONTICELLO BERNDEN CENTER	1,579.95		
008	DARE	54.00		
015	FIRE	5,541.29		
016	AMBULANCE	669.51		
030	LIBRARY IMPROVEMENT	180.00		
041	LIBRARY	2,474.31		
110	ROAD USE	2,878.17		
178	TRUST/SLAVKA GEHRET FUND	18.90		
332	CAPITAL IMPROVEMENT	35,431.67		
333	MYSBA CAPITAL FUND	5,989.46		
339	MARY MAXINE REDMOND TRUST	125.00		
600	WATER	996.00		
602	CUSTOMER DEPOSITS	50.00		
604	WATER CAPITAL IMPROVEMENT	2,779.76		
610	SEWER	4,649.48		
670	SANITATION	15,384.68		
740	STORM WATER	1,008.50		

City Council Meeting
Prep. Date: 04/13/17
Preparer: Doug Herman



Agenda Item: 1
Agenda Date: 04/17/2017

Communication Page

Agenda Items Description: Motion to approve issuance of building permit to Josh Ludovissy, 635 N. Chestnut Street.

Type of Action Requested: Motion; Resolution; Ordinance; Report; Public Hearing; Closed Session

Attachments & Enclosures:

Aerial; Building Permit App., Survey

Fiscal Impact:

Budget Line Item:

n/a

Budget Summary:

n/a

Expenditure:

n/a

Revenue:

n/a

Synopsis: Building Permit process modified a few years ago to require neighboring property owner signatures before a permit could be granted and a procedure to follow if neighbors did not sign.

Background Information: The owner of the property located at 635 N. Chestnut Street desires to erect a garage and a boundary line fence. The neighboring property owner to the south refused to sign the Building Permit Application leading Ludovissy to obtain a retracement survey which has been shared with the neighbor, Gale Oldfield, heir of Lyle Ehltz, who reportedly continues to be unhappy with the survey and building plan. (Oldfields may purchase their own survey but it is my understanding that they do not plan to do so.)

Brant has been the lead on this and continues to try and work with the property owners on a resolution. Ludovissy is apparently agreeable to not building the fence, making it easier for the Oldfields to get around their home, however, as I understand it the Oldfields do not like the proposed construction of a garage within three (3) feet of the property line. (3' set back is what is required for an accessory structure in a rear yard.)

Council may or may not need to do anything tonight, but with Oldfield reportedly planning to attend I thought I would put the issue on the agenda for potential action.

Staff Recommendation: I recommend that the Council listen to any comments / concerns raised by either neighbor and then take action if deemed appropriate to direct the issuance of the Building Permit or other appropriate action.

CITY OF MONTICELLO, IOWA
Building Permit Application

Building Permit Property Address: 635 North Chestnut St., Monticello, IA

Property Owner: Josh Ludovisy
Mailing Address: 635 N Chestnut St
City/State/Zip Code: Monticello IA 52310
Phone: 563-419-3391

Please identify all known general and sub-contractors that will be working on the project.
(Use separate sheet if more contractors than space allows.)

Contractor: Accent Construction
City/State/Zip Code: Monticello IA 52310
Phone: 319-465-3244

Contractor: _____
City/State/Zip Code: _____
Phone: _____

Contractor: _____
City/State/Zip Code: _____
Phone: _____

Contractor: _____
City/State/Zip Code: _____
Phone: _____

Electrical: _____
City/State/Zip Code: _____
Phone: _____
License Number: _____

HVAC/Plumbing: _____
City/State/Zip Code: _____
Phone: _____
License Number: _____

Project Description: Garage - detached + 4' chain link fence

New Construction Dimensions, if applicable, in square feet:

Main Level: _____ Basement: _____ Garage: 22 x 30 Accessory Building: _____

If Residential use, is there an In-Home Business planned? Yes ☐ No ☒

If yes, please provide general description: _____

Will any fencing be erected? ☒ Yes / No ☐

If yes, please provide a general description, including desired type of fence, fence height, location on property, etc. chain link fence 4ft height property line boundary

Are sump pumps presently installed or intended to be installed in this property? Yes ☐ No ☒

If yes, how many and in what locations? _____

If yes, please acknowledge your understanding of the following information with your initials:

Surface water cannot be diverted or piped into the sanitary sewer system. Perimeter tiling is permitted only when such tiles are connected to an existing storm sewer system. The Public Works Director must pre-approve the diversion of water into an existing storm sewer. Any and all costs related to the diversion of water to the storm sewer system, including potential City Engineer review, shall be the sole expense of the property owner. Initials: JL

Has the property to the best of your knowledge ever been surveyed? Yes/ No
(If yes, please identify the dates of survey and attach a copy of all surveys of record.)

Have you located the property pins? Yes/ No

Sketch Required: If the project covered by this building permit includes new construction, the change of the footprint of an existing structure, the installation or placement of an accessory building, or the installation of a fence, you, the owner, are required to create an accurate sketch identifying the size and location of the structure within the site, adjacent streets, presumed or actual property lines, etc.

Adjacent Property Acknowledgement: The section of this form entitled Adjacent Property Acknowledgement must be completed and submitted before a building permit will be issued. The purpose of said attachment is to ensure the understanding and agreement of neighboring properties as to the location of property boundaries and, therefore, the placement of proposed improvements in such a fashion as to meet the requirements of the City of Monticello Code of Ordinances.

Staking: The site boundaries and the perimeter of any new structure or location of other improvement must be staked prior to the consideration of the building permit.

Set Back Acknowledgement: I acknowledge my receipt and understanding of the set-backs that will be required for this project: Initials: JL

Penalty: A penalty of \$100/day will be assessed if permits are not approved prior to the commencement of construction.

ACKNOWLEDGEMENT (To Be Signed By Owners)

I hereby acknowledge that I have read and understand the contents of this application and its' attachments. I hereby affirm that the above and foregoing information is true and correct to the best of my knowledge and belief. I agree to comply with all City Ordinances and State Laws that apply to and/or regulate the proposed construction project. I acknowledge my understanding that if the proposed construction is not completed within twelve months of the issuance of this building permit that I will need to request a building permit extension with an extension fee of \$100.00. Failure to do so may be treated as a municipal infraction punishable by civil penalties as provided for in Chapter 4 of the Monticello Code. I also acknowledge my understanding that a Certificate of Occupancy must be received from the City of Monticello before any person may occupy or use any new structure or a structure that has gone through reconstruction or major remodeling. I also acknowledge my responsibility to understand the requirements of this building permit and my obligation to seek clarification or assistance from City staff should I not fully understand the expectations or requirements.

Josh Ludovissy
Print Name

Josh Ludovissy
Signature

Adjacent Property Acknowledgement:

Purpose: The purpose of this form is to ascertain whether or not there is agreement amongst adjoining property owners as to the boundaries of their respective lots/properties. It is not necessary that property owners know the exact location of property boundaries, and the signatures of property owners on this form is not an agreement or admission as to the exact location of their boundaries. The signatures of adjacent property owners on this form shall acknowledge their understanding and agreement that the proposed location of any new construction, including a property addition, a fence, an accessory building, etc. as proposed by owner's building permit application, is on the property of the owner, is placed in such a fashion as to be compliant with City set back requirements, and is not otherwise objectionable to the adjacent property owner.

What Happens if there are Objections? In the event that an adjacent property owner refuses to sign this acknowledgement, for any reason, the owner will not be issued a building permit until such time as the City Council has had an opportunity to consider the issue and to thereafter determine if the building permit should be issued. The Council may require that the owner's property be surveyed if deemed necessary to overcome any objections. It will be the sole responsibility of the owner to acquire a survey, if required, and after acquisition, the survey shall be shared with those property owners that previously objected with a renewed request for their signature on this form. If there is continued refusal to sign, the objecting property owner will be given an opportunity to obtain their own survey, at their sole expense, and if they fail to pursue and obtain a survey within fourteen (14) days, unless otherwise extended by the City P.W. Director, the owner's survey shall be considered to be dispositive on the issue, with the building permit to be issued after verification by the owner that they will construct the proposed improvement(s) in such a fashion as to be compliant with the City of Monticello Code of Ordinances, including set-back rules and regulations. If a second survey is obtained by an objecting property owner and the property owners cannot at that point reconcile their differences, the matter may again be brought to the City Council for further consideration. The Council may or may not be able to resolve the conflict at that point, and if the conflict cannot be resolved a building permit will not be issued. The boundary issue will at that point need to be litigated by the parties. City staff will at all times work with the parties to assist them in discussing differences, options, or other terms of agreement.

This form shall be signed by all adjacent property owners, not including the City of Monticello.

I, the undersigned, do hereby swear and affirm, that I have read and understand the above and foregoing form, and further acknowledge my understanding of the proposed improvements proposed by the owner within the Building Permit Application to which this form is attached. By signing this form I agree and consent to the construction or erection of the proposed improvements as proposed based upon my present opinion that the improvements are all located within the property of the owner and, as proposed, meet the set back requirements of the Monticello Code of Ordinances.

Name: <u>Karen Henson</u>	Date: <u>3-13-17</u>	Property adjoins to the: E, W, S, <u>N</u>
Name: <u>Donna Wilber</u>	Date: <u>3-14-17</u>	Property adjoins to the: E, <u>W</u> , S, N
Name: <u>Refused to sign</u>	Date: _____	Property adjoins to the: E, W, <u>S</u> , N
Name: _____	Date: _____	Property adjoins to the: E, W, S, N
Name: _____	Date: _____	Property adjoins to the: E, W, S, N
Name: _____	Date: _____	Property adjoins to the: E, W, S, N

Instrument #: 2016-3534

B: V P: 138

12/14/2016 09:43:23 AM

Total Pages: 1

ZPS SURVEYS/PLATS

Recording Fee: \$7.00 Transfer Tax: \$0

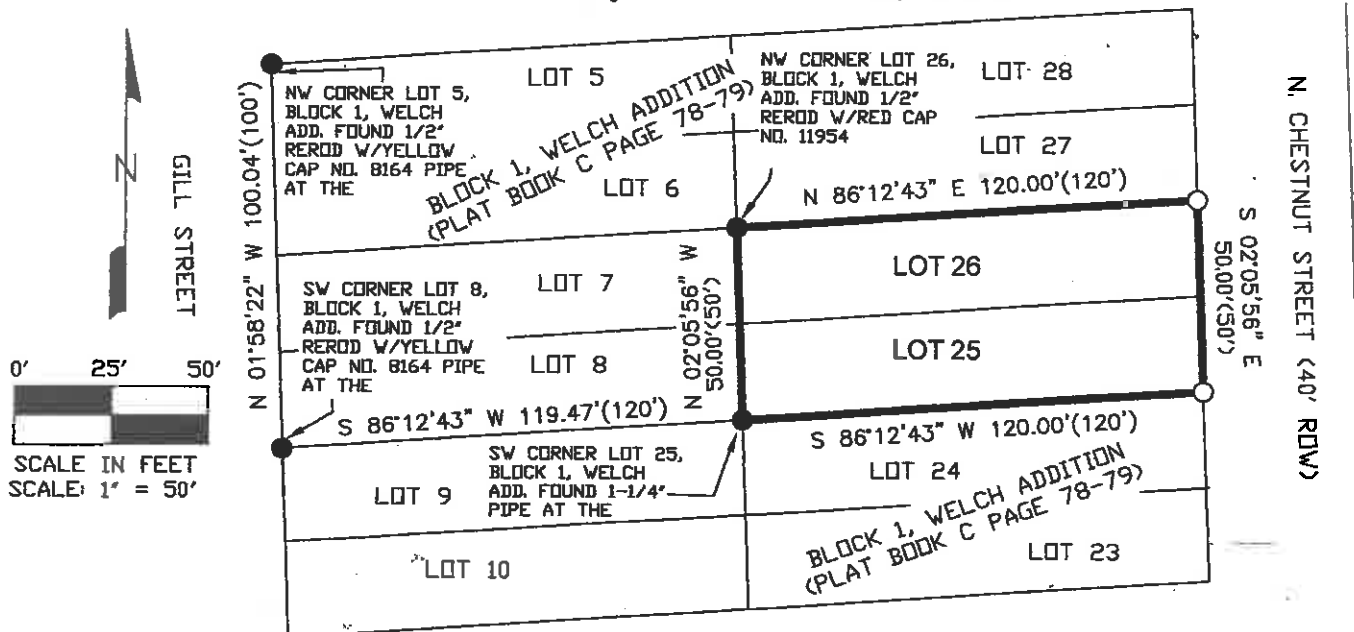
Sheri L. Jones, Recorder, Jones County Iowa



PREPARED BY: MICHAEL J. WEBER, WEBER SURVEYING, LLC, 26789 46TH AVE, BERNARD, IA 52032 (563) 879-4173

PLAT of SURVEY - RETRACEMENT

Lot 25 and Lot 26 of Block 1 of Welch Addition to the City of Monticello, Iowa

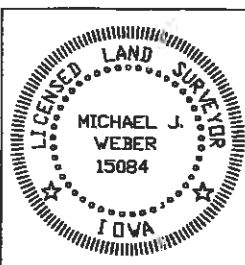


NOTES:

1. ALL MEASUREMENTS ARE IN FEET AND DECIMALS THEREOF;
2. PROPRIETOR: JOSHUA LUDOVISY
3. SURVEYED REQUESTED BY: JOSHUA LUDOVISY
4. THIS PLAT IS SUBJECT TO RIGHT OF WAY AND EASEMENTS OF RECORD AND NOT OF RECORD.

○ PLACED 5/8" STEEL REROD W/ORANGE PLASTIC CAP MARKED "WEBER PLS 15084"

● FOUND MONUMENT AS NOTED

— SURVEYED LINE
--- LOT LINE() RECORDED DIMENSION
ROW RIGHT OF WAY

I HEREBY CERTIFY THAT THIS LAND SURVEYING DOCUMENT WAS PREPARED AND THE RELATED SURVEY WORK WAS PERFORMED BY ME OR UNDER MY DIRECT PERSONAL SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF IOWA.

Michael J. Weber December 10, 2016
MICHAEL J. WEBER, (DATE)

LICENSE NUMBER 15084

MY LICENSE RENEWAL DATE IS DECEMBER 31, 2017

SHEETS COVERED BY THIS SEAL: Sheet 1

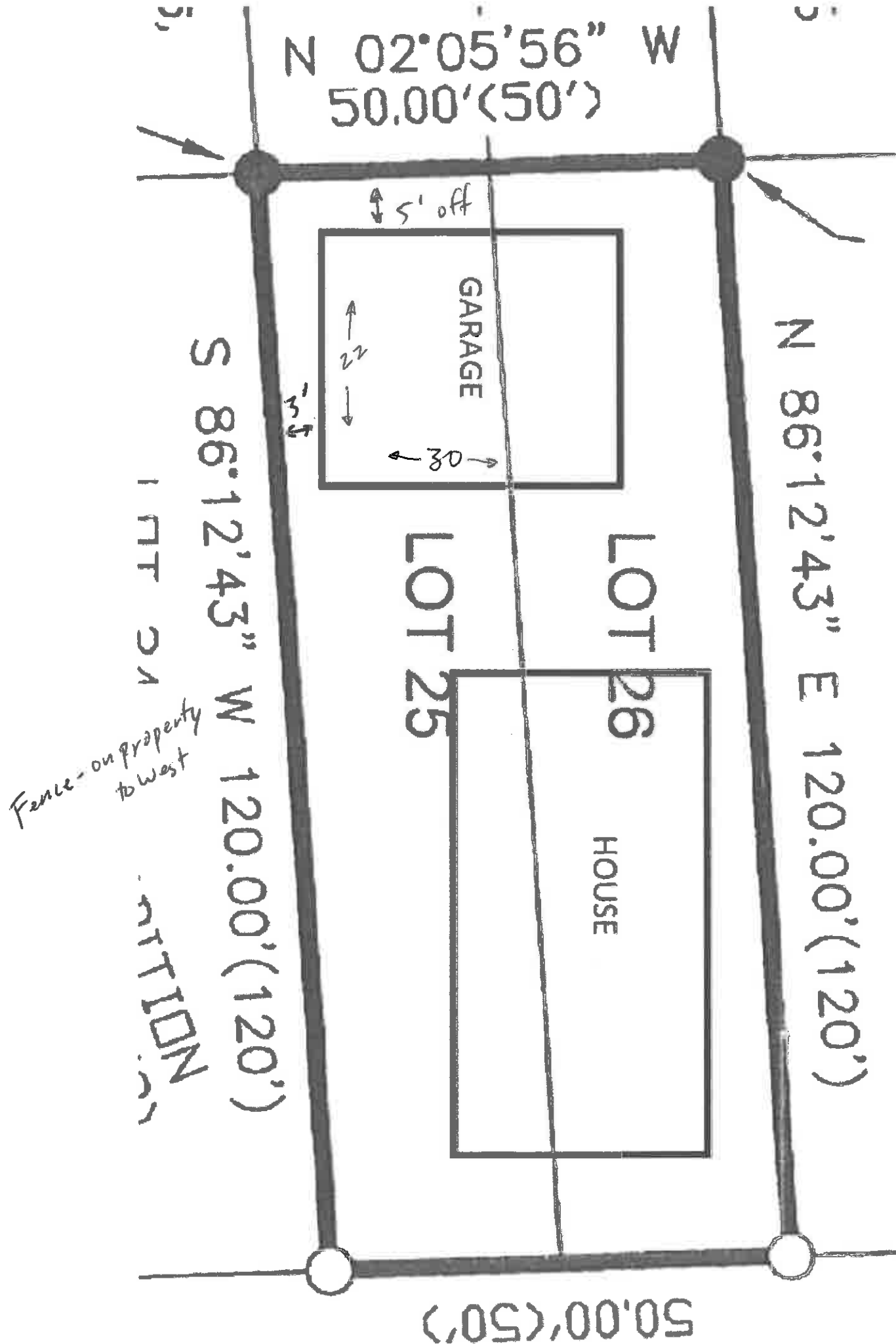
WEBER SURVEYING, LLC
26789 46TH AVE.
BERNARD, IA 52032
PH: (563) 879-4173
FAX: (563) 879-4199

DRAWN BY: MJW

SURVEY DATE: 12/10/16

DWG: 16063-LUDOVISY

SHEET 1 OF 1





Owner Address LUDOVISY, JOSHUA
635 N CHESTNUT ST
MONTICELLO IA 52310

Alternate ID	136600
Class	R
Acreeage	n/a

Parcel ID 0221426006
Sec/Twp/Rng n/a
Property Address 635 N CHESTNUT ST
MONTICELLO

MONCO
WELCHS ADD LOTS 25 & 26, BLK 1
(Note: Not to be used on legal documents)

MONCO

Brief Tax Description

WELCHS ADD LOTS 25 & 26, BLK 1

(Note: Not to be used on legal documents)

THIS MAP DOES NOT REPRESENT A SURVEY. NO LIABILITY IS ASSUMED FOR THE ACCURACY OF THE DATA DELINEATED HEREIN, EITHER EXPRESSED OR IMPLIED BY JONES COUNTY OR ITS EMPLOYEES. THIS MAP IS COMPILED FROM OFFICIAL RECORDS, INCLUDING PLATS, SURVEYS, RECORDED DEEDS, AND CONTRACTS, AND ONLY CONTAINS INFORMATION REQUIRED FOR LOCAL GOVERNMENT PURPOSES. SEE THE RECORDED DOCUMENTS FOR MORE DETAILED LEGAL INFORMATION.

Date created: 4/5/2017

Last Data Uploaded: 3/28/2017 7:21:06 PM

Developed by
The Schneider Corporation

City Council Meeting
Prep. Date: 04/13/17
Preparer: Doug Herman



Agenda Item: # **2**
Agenda Date: 04/17/17

Communication Page

Agenda Item Description: Resolution to schedule Public Hearing on Proposed Voluntary Annexations.

Type of Action Requested: Motion; **Resolution**; Ordinance; Report; Public Hearing

Attachments & Enclosures:

Proposed Resolution

Fiscal Impact:

Budget Line Item:

n/a

Budget Summary:

Expenditure:

Revenue:

Synopsis: Public Hearing required as part of the process to annex property. Annexations to be approved after Publication of Notice, Public Hearing, and the passage of 14 days after certified notice to County Auditor and County Attorney.

Background Information: With the Yousse annexation documents signed and in hand we can now take the next step to wrap up the annexation of said property along with other property annexations that were held up during the finalization of the Yousse annexation paperwork, including Koob's Garage, the City Shop, and the Monticello Machine Shop.

The next steps include:

1. Schedule Public Hearing for May 15, 2017
2. Publish Notice in Express of P.Hrg. and mail notice to the County Auditor and County Atty. by Certified Mail.
3. The passage of 14 business days.
4. Hold Public Hearing and approve annexations by Resolution.
5. The forwarding and filing of the Resolution and related paperwork with those parties required by law to receive notice.

Staff Recommendation: I recommend that the Council approve the proposed Resolution scheduling the Public Hearing. (Certified notice has been mailed to the County Auditor and County Attorney.)

THE CITY OF MONTICELLO, IOWA

IN THE NAME AND BY THE AUTHORITY OF THE CITY OF MONTICELLO, IOWA

RESOLUTION #17-____

Resolution scheduling Public Hearing on proposed Voluntary Annexations

WHEREAS, The City has received Applications for Voluntary Annexations related to the following properties (generally described) Yousse property, Koob's Garage, City of Monticello Shop, and Monticello Machine Shop, and

WHEREAS, The properties, generally described above, are contiguous to the City and otherwise in a legal position to be annexed, said properties more specifically described as shown on the attached Exhibit A to this Resolution, and

WHEREAS, The Annexation process requires the City to hold a public hearing on the proposed annexations, and

WHEREAS, a public hearing was originally scheduled for tonight's meeting, however, after setting the Public Hearing it was determined that a lengthier notice period was required, resulting in the need to reschedule the Public Hearing to the 15th day of May, 2017 at 6:00 p.m.

NOW THEREFORE BE IT RESOLVED by the City of Monticello, through its' City Council, in session this 17th day of April, 2017 does hereby schedule a public hearing on the proposed annexation of the properties identified herein, said public hearing to be set for the 15th day of May, 2017 at 6 p.m.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the Great Seal for the City of Monticello, Iowa to be affixed. Done this 17th day of April, 2017.

Dena Himes, Mayor

Attest:

Sally Hinrichsen, City Clerk

City Council Meeting
Prep. Date: 04/13/17
Preparer: Doug Herman



Agenda Item: # 3
Agenda Date: 04/04/16

Communication Page

Agenda Item Description: Resolution scheduling Public Hearing on City of Monticello FY '17 Budget Amendments.

Type of Action Requested: Motion; Resolution; Ordinance; Report; Public Hearing

Attachments & Enclosures:

Resolution / Notice

Fiscal Impact:

Budget Line Item:

Various

Budget Summary:

n/a

Expenditure:

n/a

Revenue:

n/a

Synopsis: Proposed amendment to FY '17 budget.

Background Information: Every year, generally one time, we amend the budget to conform to actual revenues and expenses. Expenses are more important than revenues from an amendment process, however, we attempt to recognize new/unanticipated revenues as well as expenditures not planned or anticipated at budget creation.

All we are doing tonight is scheduling the public hearing to consider the proposed budget amendments. I will provide a more detailed analysis of the proposed amendments between now and the next meeting.

Staff Recommendation: I recommend that the Council approve the proposed resolution scheduling public hearing on the proposed budget amendments for May 15, 2017 at 6:00 p.m.

The City of Monticello, Iowa

IN THE NAME AND BY THE AUTHORITY OF THE CITY OF MONTICELLO,
IOWA

RESOLUTION #

Scheduling Public Hearing on City of Monticello 2016/2017 Fiscal Year budget amendments.

WHEREAS, The Iowa Code requires that that the City of Monticello hold a Public Hearing on all proposed budget amendment for the 2015/2016 fiscal year, prior to the final approval of same, and

WHEREAS, The budget amendment must be submitted to the County Auditor by no later than May 31, 2017, and

WHEREAS, Notice of the Public Hearing must be published at least ten but no more than twenty days prior to the Public Hearing, and

WHEREAS, Notice shall be published in the Monticello Express, scheduling Public Hearing for the 15th day of May, 2017 at 6:00 P.M. at the Community Media Center, City Council Chambers, Monticello, Iowa, and

WHEREAS, The City Clerk is instructed to see to the publication of the appropriate Notice in the Monticello Express, consistent with the above dictates, so that the Public Hearing may be held as scheduled herein.

NOW, THEREFORE, BE IT RESOLVED that the City Council of Monticello, Iowa does hereby schedule Public Hearing on the proposed 2016/2017 budget amendment for the 15th day of May, 2017 at 6:00 p.m. to be held in the City Council Chambers at the Mary Lovell LeVan Renaissance Center in Monticello, Iowa.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the Great Seal of the City of Monticello, Iowa to be affixed hereto. Done this 17th day of April, 2017.

Dena Himes, Mayor

Attest:

Sally Hinrichsen, Monticello City Clerk

Fiscal Year 2016-2017 Budget First Amendments - Revenues dated April 13, 2017

Budget Line Item	Current Budget	Proposed Budget	Increase/ Decrease	For
General				
Transfer In MYBSA	10152	29002	\$18,850	pay off early
Beer & Liquor Permits	4500	5578	\$1,078	
STEP Grant	2500	0	-\$2,500	
Refunds/Reimbursements	4500	29600	\$25,100	ins st lites & PD car
Cem Lot Sales	7500	10250	\$2,750	
Sales Tax Collections	400	1000	\$600	
Berndes Center				
Donations	500	5350	\$4,850	Horseshoe, sound system
Trees Forever				
DOT State Grant	100000	0	-\$100,000	
Transfer in General Fund	5000	0	-\$5,000	
Fire				
Federal Grant	0	87120	\$87,120	AFG grant-clothing
Ambulance				
Trans in general fund	122500	162500	\$40,000	
Hotel/Motel Tax Total				
Hotel/Motel Tax	\$24,000	\$16,000	-\$8,000	
Interest	\$1,000	\$100	-\$900	
Police Improvement				
Pd Imp Donations & Deposits	\$1,500	\$4,200	\$2,700	Dubuque Racing Grant
Miscellaneous Rev	\$200	\$525	\$325	ASUS Slate bundle
Vehicle Inspections	\$500	\$200	-\$300	
Equipment Set-a-Side				
Ambulance Revenue	\$0	\$1,950	\$1,950	
Airport				
Airport Farm Lease	65000	62000	-\$3,000	
Miscellaneous Revenue	500	8200	\$7,700	dirt sold
Airport Fuel Sales	5500	7500	\$2,000	
Revolving Loan Fund-General				
Transfer IN	0	38514	\$38,514	
Interest	0	300	\$300	
Mere Loan Payments	0	900	\$900	
TIF Tax Collection				
Oak Street House	5724	18235	\$12,511	pay off Oak St loan

Debt Service				
Transfer In Stormwater	11554	11196	-\$358	
Transfer In Water Operating	108066	107284	-\$782	
Transfer In Sewer Operating	151047	150334	-\$713	
Revolving Loan Fund-Cap Imp				
Interest	300	0	-\$300	
Mere Loan Payments	900	0	-\$900	
Ambulance Improvements				
Delaware Co Township taxes	\$4,500	\$0	-\$4,500	
Amb Imp Grants	\$10,000	\$0	-\$10,000	
Family Aquatic Center Camp				
Interest	\$0	\$150	\$150	
Capital Improvement				
Trans in General Fund	\$0	\$100,000	\$100,000	
Trans in a/port IDOT Grant	\$34,206	\$50,000	\$15,794	
Trans in AIP Grant Match	\$52,936	\$0	-\$52,936	
Interest	\$0	\$7,500	\$7,500	
IDOT 1st St Bridge Grant	\$0	\$25,000	\$25,000	
Main St - State Share	\$433,677	\$0	-\$433,677	
16 a/port paving/IDOT grant	\$193,828	\$191,632	-\$2,196	
AIP Grant Ten-T-Hanger	\$476,428	\$0	-\$476,428	
Park Drive Assessments	\$0	\$335	\$335	
2009 Cedar Street Assessment	\$0	\$4,015	\$4,015	
2012 Second St Assmts	\$0	\$2,152	\$2,152	
Refunds & Reimbursements	\$0	\$28,780	\$28,780	hail insurance
Oak Street Houses	\$5,725	\$18,235	\$12,510	Pay off loan
Bonding Proceeds	\$1,325,000	\$0	-\$1,325,000	
MYBSA				
Capital Project Donation	\$0	\$4,401	\$4,401	
Transfer In- MBC	\$5,000	\$15,000	\$10,000	
Transfer In- General Fund	\$3,000	\$9,000	\$6,000	
Pocket Park				
State Grants	\$0	\$47,863	\$47,863	
Mere Revolving Loan Pymt	\$0	\$4,478	\$4,478	
TOTAL			-\$1,911,264	

Fiscal Year 2016-2017 Proposed Budget First Amendments - Expenditures dated April 13, 2017

Budget Line Item	Current Budget as amended	Proposed Budget	Increase/ Decrease	For
Police Operating				
Police/Admin Secretary	16500	17920	\$1,420	
Deferred Comp	10000	12650	\$2,650	
Vehicle Operating	8000	12764	\$4,764	new Charger repairs
Other Capital Equipment	0	25256	\$25,256	purchase 2016 car
General Streets				
Street Manitenance Supplies	0	5226	\$5,226	Sternberg fixtures
Cemetery				
Sexton	26250	32500	\$6,250	
Pro Fees	100	1110	\$1,010	GIS mapping
Soldier Memorial				
Sldr Mem Rep/maint on Bldg	500	1500	\$1,000	
Utilities	6000	9000	\$3,000	
General Insurance	0	1500	\$1,500	
Administration				
Janitorial Services	5500	11200	\$5,700	
Rep/Maint on Bldg	5000	25000	\$20,000	Heating system CH floor & wall
Taxes	100	1000	\$900	
Economic Development Fee	7592	8567	\$975	
Recording & Professional Fees	14000	16000	\$2,000	
Postage	2200	4200	\$2,000	postage
Transfers/Appropriations				
Transfer to Trees Forever	5000	0	-\$5,000	
Transfer to Ambulance Oper	122500	162500	\$40,000	
Transfer to MYBSA	3000	9000	\$6,000	pay off MUSCO lite loan
Transfer to Capital Imp	0	100000	\$100,000	Sixth Street Ditch
Berndes Center				
Salaries- Director	40000	55798	\$15,798	
Salaries- MBC staff	5000	19000	\$14,000	
Ads & Legal Publications	800	1600	\$800	
Other Capital Equipment	15000	18500	\$3,500	LED lights
Facilities	1500	3300	\$1,800	
Trans to MYBSA	5000	15000	\$10,000	
Insurance Fund				
Admin City Self Insurance	4000	6500	\$2,500	
Trees Forever				
Trees	120000	10000	-\$110,000	
Police Improvement				
Other Capital Equipment	0	7700	\$7,700	2016 car equipment
Library Improvement				
Programs/Library Promotions	250	2250	\$2,000	adult STEM book club grant
Other Capital Equipment	1500	12100	\$10,600	new phone system/projector screen
Super Mac				
Coordinator Salary	16500	17920	\$1,420	
Airport				
Workmans Compensation	500	834	\$334	

Refunds	0	330	\$330	Kraus overpayment
Transfer for grant match	87142	50000	-\$37,142	IDOT paving match
Revolving Loan Fund - Gen Mere Loan Project	0	4500	\$4,500	
Road Use				
Wages	143500	104000	-\$39,500	1 wage paid from sanitation instead
Rep & Maint of Equipment	26000	52000	\$26,000	tractor, truck transmissions
Street Maintenance Contracts	35000	70000	\$35,000	paint & st repairs
Heavy Equipment Lease	0	3929	\$3,929	backhoe rental
Street Maintenance Supplies	41000	51000	\$10,000	patch work
Employee Benefits				
Group Insurance-Police	44603	48618	\$4,015	24% rate increase
Group Insurance-Ambulance	41172	44878	\$3,706	24% rate increase
Group Insurance-Road Use	22991	25061	\$2,070	24% rate increase
Group Insurance-Library	13724	14960	\$1,236	24% rate increase
Park Social Security	3902	6182	\$2,280	staff added
Park lpers	4555	7216	\$2,661	staff added
Group Insurance-Park	6862	10597	\$3,735	24% rate increase & 1 staff added
Group Insurance-Pool	2288	2494	\$206	24% rate increase
Group Insurance-Cemetery	4461	4863	\$402	24% rate increase
SuperMac Social Security	1263	1371	\$108	
SuperMac lpers	1474	1601	\$127	
Group Insurance-SuperMac	3431	3739	\$308	24% rate increase
Group Insurance-Admin	18871	20570	\$1,699	24% rate increase
TIF Collections				
Kardes Rebate Agreement	54304	53492	-\$812	
IAS Rebate Agreement	4698	4564	-\$134	
Althoff Develop Agreement	7448	7076	-\$372	
Bud Johnson Develop Agreeemt	2690	2536	-\$154	
MC Industries Devel Agreeemt	9092	8878	-\$214	
Yogis Develop Agreement	23740	22632	-\$1,108	
Bagge Welter Drive Agreeemt	26526	25634	-\$892	
Police Forfeiture				
Minor Equipment	0	300	\$300	
Debt Service				
2016 Go Refund Bond	11290	16148	\$4,858	
2016 Go Refund Bond Fee	30	188	\$158	
2016 Go Refund Bond-wtr	22453	22536	\$83	
2016 GO Refund Int- wtr	2983	2094	-\$889	
2016 Go Refund Fee -wtr	20	44	\$24	
2016 Go Refund Bond-swr	66067	66090	\$23	
2016 GO Refund Int- swr	2890	2156	-\$734	
2016 Go Refund Fee swr	65	45	-\$20	
2016 Go Refund Bond -St wtr	10190	10228	\$38	
2016 GO Refund Int-St Wtr	1354	950	-\$404	
2016 Go Refund Fee- St Wtr	10	18	\$8	
Revolving Loan Fund-Cap Imp				
Revolving Loan	30000	0	-\$30,000	
Transfer out	0	38514	\$38,514	
Cemetery Improvement				
Grnd Oper/Maint	5000	16600	\$11,600	new concrete
Other Capital Equipment	15000	3400	-\$11,600	
Family Aquatic Center Camp				
Other Capital Equipment	5000	12200	\$7,200	

Capital Projects				
Airport Taxiway grading& pavg	115000	228450	\$113,450	
Airport Hangar-AIP Grant	529364	50000	-\$479,364	
Sixth St Ditch	350000	125000	-\$225,000	
East First Street Bridge	0	70000	\$70,000	engineering
2016 South St Reconstruction	862697	883947	\$21,250	rep manhole & line
2016 S Main St	860152	550000	-\$310,152	
Hail Damage Expenses	0	212650	\$212,650	
Consultant/Engineering	0	12500	\$12,500	
Legal/Financial Advisor Fees	35000	22500	-\$12,500	
Oak St House Pymt - Dev Corp	5724	18235	\$12,511	Kraus pay off loan
MYBSA Capital Fund				
Capital Improvements	0	6000	\$6,000	display coolers
Trans to gen MUSCO lite loan	10152	29002	\$18,850	
Baty Disc Golf Course				
Repair/Maint of Equipment	5000	0	-\$5,000	
Other Capital Equipment	2500	7500	\$5,000	
Pocket Park				
Pocket Park Improvements	40000	50000	\$10,000	
Refunds	0	100	\$100	
Other Capital Equipment	0	10000	\$10,000	
Water Operating				
Deferred Comp	5452	6000	\$548	
Group Insurance	11275	12750	\$1,475	24% rate increase
Consultant Fees	0	7500	\$7,500	
Utility Systems	30000	45000	\$15,000	water main breaks
Transfer to Debt	108066	107284	-\$782	
Water Cap Imp				
2016 Water Tower Painting	325000	287000	-\$38,000	
Sewer Operating				
Deferred Comp	5452	6000	\$548	
Group Insurance	18000	20000	\$2,000	24% rate increase
				Heat Exchanger 30K, UV lites 10K,
				Cleaned Digester 16K. Blower 5k,
Rep/Maint of Equip	10000	75000	\$65,000	Vac truck rep 9K
				grit screw 8K, install heat exchanger
Rep/Maint of Building	8000	30000	\$22,000	7K, electrical repairs 6K
Sanitary sewer system	30000	48000	\$18,000	Lagoon cleaning
Lab & medical supplies	8000	15500	\$7,500	EPA regulations changes
Trans to Debt	151047	150334	-\$713	
Sanitation				
				3 guys instead 2 paid for here, plus
Salaries	127500	185250	\$57,750	part of Doug & Cheryl
City share Social Security	10000	14250	\$4,250	
City share IPERS	11000	14500	\$3,500	
Deferred Comp	5452	6000	\$548	
Group Insurance	18000	26490	\$8,490	24% rate increase
Utility Services	11000	12502	\$1,502	
Workmans Comp	12500	20500	\$8,000	
Sanitation Bags	15000	20000	\$5,000	
Stormwater				
Sixth Street Ditch Project	0	50000	\$50,000	
Transfer to Debt	11554	11196	-\$358	
Total			-\$74,701	

City Council Meeting
Prep. Date: 04/13/17
Preparer: Doug Herman



Agenda Item: # 4
Agenda Date: 04/17/17

Communication Page

Agenda Item Description: Resolution to approve payment for "contract rock" installation on 190th Street at request of County Engineer's Office.

Type of Action Requested: Motion; **Resolution**; Ordinance; Report; Public Hearing

Attachments & Enclosures:

Resolution
Resolution 16-40 and Agreement with County
Aerial showing City and County portion of 190 th

Fiscal Impact:

Budget Line Item:
Budget Summary:
Expenditure:
Revenue:

Road Use
\$9,500 estimate

Synopsis: County Engineer's Office requests that City pay for "contract rock" application on 190th Street. (Approximate \$9,500)

Background Information: The City and the County entered into an agreement related to road maintenance on or about April 4, 2016, same being approved by City Council Resolution #16-40. The agreement dealt with road maintenance, including snow removal, and outlined which roads the City would be responsible for and which ones the County would be responsible for from a snow removal and maintenance standpoint. The agreement provides that the City will pay to contract rock 190th street biennially. The City paid for the contract rocking of 190th Street last year and the County Engineer has requested that the City pay to contract rock it again this year. To do so would be inconsistent with the agreement to pay to contract rock the road biennially. For that reason I informed the County Engineer that I needed to take this request to the City Council.

Last Payment for Contract Rock: \$ _____ Date of Payment: _____

Real rough measurements taken from Beacon suggest that the County has 3.207 miles of road to maintain between the Amber Road and Hwy. 38 while the City has 1.9530. (Each lane is measured, in some cases the City or County has both lanes and in some cases the lanes are split ½ City and ½ County. I do not believe there are any "City" residents on this road. The County receives Farm to Market money each year. The City of Anamosa receives farm to market road money as well as their population exceeds 5,000. (Prison included.) Our population counts towards the money the County receives each year and they choose how to spend those sums; we do not receive farm to market money.

I do not know what the County Engineer will choose to do if the City does not approve this request.

Staff Recommendation: I recommend that the Council consider the request and take appropriate action.

The City of Monticello, Iowa

IN THE NAME AND BY THE AUTHORITY OF THE CITY OF MONTICELLO, IOWA

RESOLUTION #17-__

**Resolution to approve payment for Contract Rock on 190th Street
between Amber Road and State Hwy. 38**

WHEREAS, Jones County Engineer's Office has requested that the City of Monticello pay to contract rock 190th Street in the near future, and

WHEREAS, The City of Monticello paid to contract rock 190th Street at a cost of \$_____ on or about _____, and

WHEREAS, The City and the County entered into an agreement with regard to road maintenance and said agreement required the City of Monticello to pay for contract rock biennially, not annually, and

WHEREAS, The City has considered the request and finds that

_____.

NOW THEREFORE, BE IT RESOLVED that the City Council of Monticello, Iowa does hereby

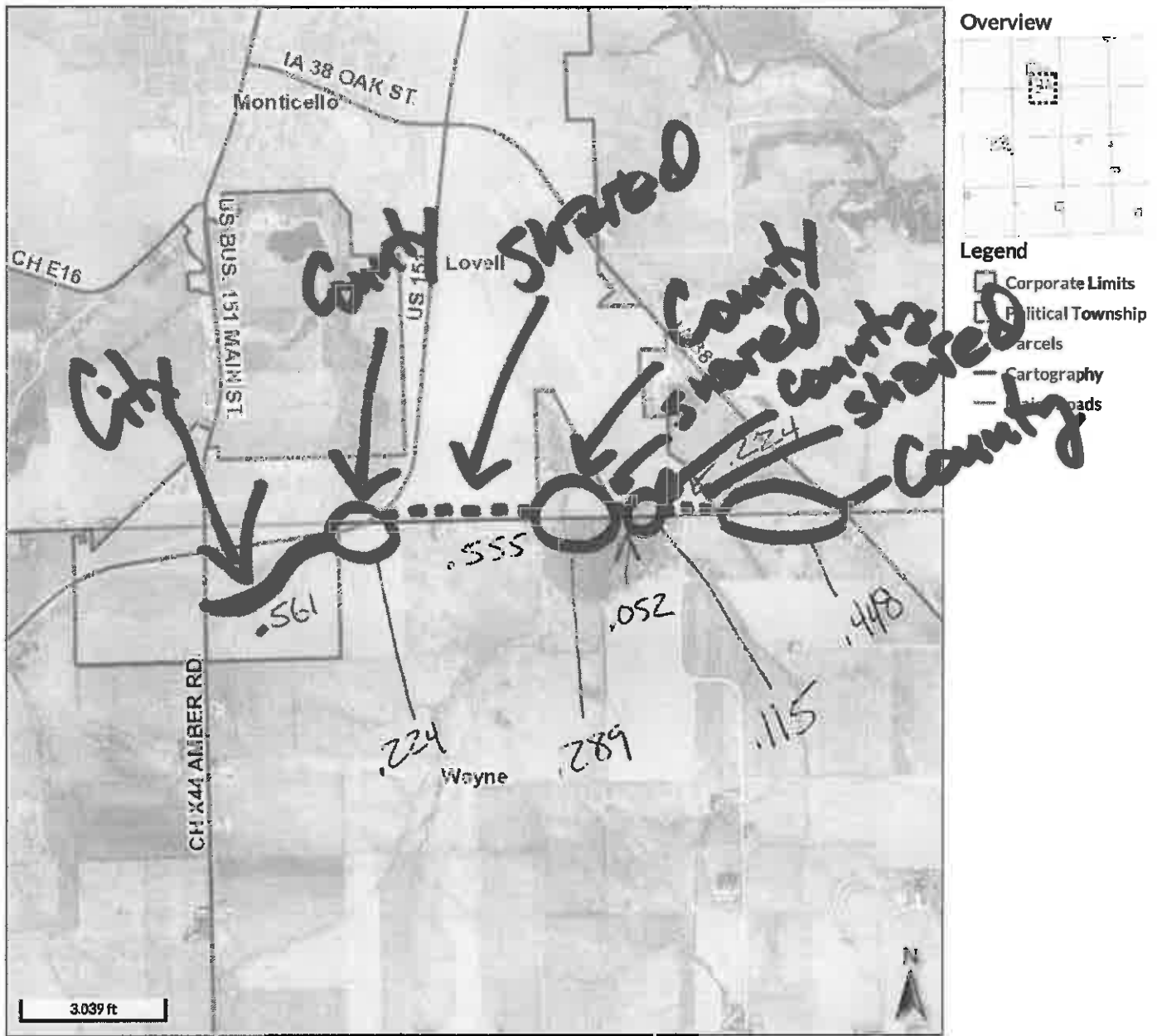
and authorizes the City Administrator to proceed consistent with the Council's decision as set forth herein.

IN THE TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the Great Seal for the City of Monticello, Iowa to be affixed. Done this 17th day of April, 2017.

Dena Himes, Mayor

Attest:

Sally Hinrichsen, City Clerk



THIS MAP DOES NOT REPRESENT A SURVEY. NO LIABILITY IS ASSUMED FOR THE ACCURACY OF THE DATA DELINEATED HEREIN, EITHER EXPRESSED OR IMPLIED BY JONES COUNTY OR ITS EMPLOYEES. THIS MAP IS COMPILED FROM OFFICIAL RECORDS, INCLUDING PLATS, SURVEYS, RECORDED DEEDS, AND CONTRACTS, AND ONLY CONTAINS INFORMATION REQUIRED FOR LOCAL GOVERNMENT PURPOSES. SEE THE RECORDED DOCUMENTS FOR MORE DETAILED LEGAL INFORMATION.

Date created: 4/13/2017
Last Data Uploaded: 4/12/2017 7:24:44 PM

Schneider Developed by
The Schneider Corporation

$$\text{City} = .561(2) + .555 + .052 + .224 = 1.9530 \text{ miles}$$

$$\text{County} = .224(2) + .555 + .289(2) + .052 + .115(2) + .224 + .448(2) = 3.707 \text{ miles}$$

When x2 is when both towns
are within one jurisdiction

The City of Monticello, Iowa

IN THE NAME AND BY THE AUTHORITY OF THE CITY OF MONTICELLO, IOWA

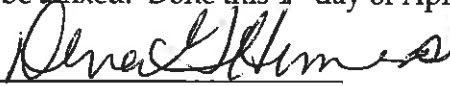
RESOLUTION #16-40

Approving Agreement between the City of Monticello and Jones County with regard to Winter Maintenance of various roadways.

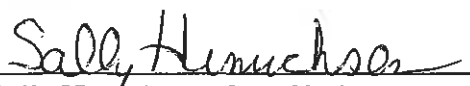
- WHEREAS,** The City of Monticello and Jones Count have, over the years, shared in the responsibility for winter maintenance of various roadways in each other's jurisdictions, and
- WHEREAS,** An agreement has been drafted to formalize and memorialize the agreement, setting out with specificity the length of sections of roadways to be maintained by each respective party in the other's jurisdiction and the specific maintenance rights and obligations, and
- WHEREAS,** The City Council approved a prior version of this agreement at the Regular Council meeting of March 14, 2016 by way of Resolution No. 16-30 and it is the intention of the Council that the agreement, as amended, be approved by this Resolution and that same supersede the previously approved agreement, and
- WHEREAS,** The Council find that the agreement results in a near identical division of roadway miles, is otherwise equitable, and that it is fair, and that same should be approved.

NOW THEREFORE, BE IT RESOLVED that the City Council of Monticello, Iowa does hereby approve the proposed Agreement between the City of Monticello and Jones County with regard to Winter Maintenance of various roadways, a signed copy of same to be appended hereto upon final approval by the City and the County Board of Supervisors.

IN THE TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the Great Seal for the City of Monticello, Iowa to be affixed. Done this 4th day of April, 2016.


Dena Himes, Mayor

Attest:


Sally Hinrichsen, City Clerk

City of Monticello and Jones County Winter Maintenance Agreement

Purpose

This written agreement made and entered into by and between the City of Monticello, Iowa, and Jones County, Iowa, for the purpose of exchanging winter maintenance responsibilities on certain routes along, around and within the City of Monticello's Corporation Limits to make more efficient use of services provided.

Definitions

City Limits refers to the City of Monticello Corporation Limits.

Routine Maintenance includes application of granular materials, blading of granular surfaces, roadside mowing and herbicide applications, and repair or replacement of traffic control devices.

Special Maintenance is any maintenance not specifically listed within Routine or Winter Maintenance such as maintenance of drainage structures.

Winter Maintenance is the clearance of snow or ice during the winter months by means of blading, sanding, salting and other maintenance.

Jones County Responsibility

Jones County shall be responsible for winter maintenance on 3.96 lane miles of the following City and/or shared routes (see attached map):

1. A portion of AMBER RD (CO RD X44) from the City Limits north to 190TH ST.
2. A portion a 190TH ST from AMBER RD (CO RD X44) east to the City Limits.
3. A portion of CO RD E16 from the City Limits east to Business 151 (S).
4. A portion of CO RD D62 from the City Limits east to DANA AVE.
5. A portion of River Road west of Business 151 (N) within the City Limits.

Jones County shall be responsible for routine maintenance on 1.71 lane miles of the following City and/or shared routes (see attached map):

2. A portion of 190TH ST from AMBER RD (CO RD X44) east to the City Limits.

Any special maintenance required on the above mentioned roadway will need to be completed under a separate Roadway Maintenance Agreement.

City of Monticello Responsibility

The City of Monticello shall be responsible for winter maintenance on 3.34 lane miles of the following County and/or shared routes (see attached map):

6. A portion of Business 151 from 190TH ST (south of HWY 151 overpass) north to RIVER RD.
7. A portion of RIVER RD from Business 151 (N) east to Monticello-Maquoketa Dam.
8. A portion of 11TH ST from HARDSCRABBLE RD east to the City Limits.
9. A portion of HARDSCRABBLE RD from 11TH ST north and west to the east drive into the Maquoketa Heights Subdivision.

The City of Monticello shall be responsible for reimbursing the Jones County Secondary Road Department for Contract Rock purchased on 190TH ST from AMBER RD (CO RD X44) east to HWY 38. Rock shall be purchased biennially and an invoice will be sent to the City of Monticello upon its completion.

Liability

Nothing within the context of this Agreement shall be construed to transfer any liability from one jurisdiction to the other.


Severability Clause

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

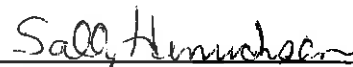
Term

This is a perpetual Agreement and shall take effect upon approval by both parties. It is also understood and agreed that the right is reserved by both parties to review, adjust, or terminate this Agreement at any time, provided however that written notice be given either party at least thirty days prior to such review, adjustment, or termination.

RECOMMENDED FOR APPROVAL:**City of Monticello, Iowa**

BY: 
Dena Himes, Mayor

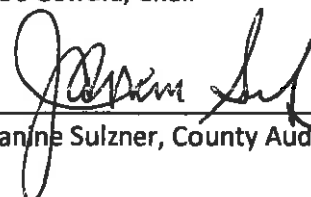
DATE: 4-4, 2016

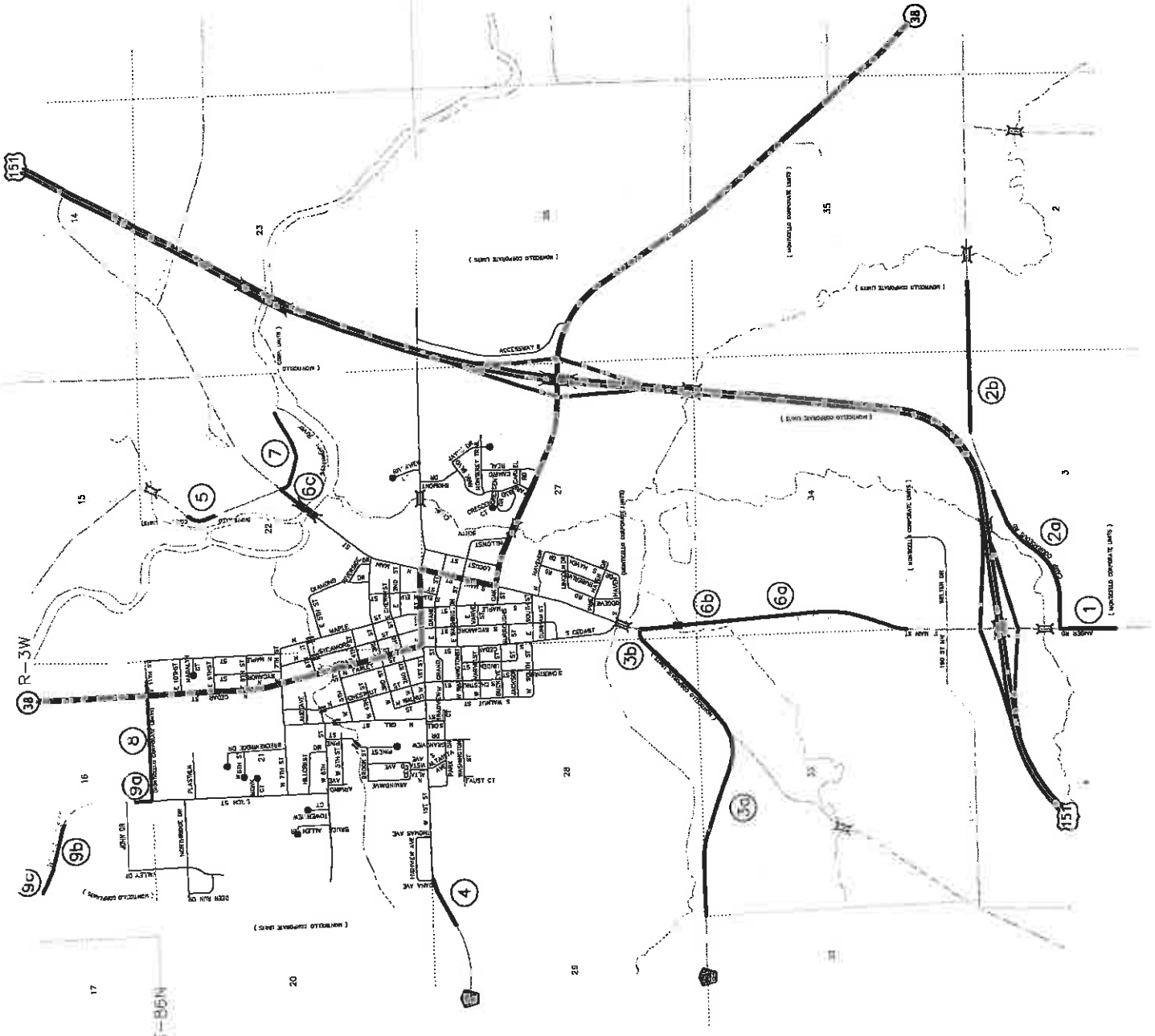
ATTEST: 
Sally Hinrichsen, City Clerk

Jones County, Iowa

BY: 
Joe Oswald, Chair

DATE: 3-22-16, 2016

ATTEST: 
Janine Sulzner, County Auditor



LEGEND
 JONES COUNTY WINTER MAINTENANCE ROUTE
 CITY OF MONTICELLO WINTER MAINTENANCE ROUTE

SECTION, TOWNSHIP & RANGE NUMBERS 9, 14 N. R. 20 W.
 SCALE IN MILES
 SCALE IN KILOMETERS

HIGHWAY AND STREET MAP OF MONTICELLO IOWA

PREPARED BY
 IOWA DEPARTMENT OF TRANSPORTATION
 PLANNING, PROGRAMMING, AND MODAL DIVISION
 OFFICE OF TRANSPORTATION DATA
 PHONE (515) 384-1200
 IN COOPERATION WITH
 UNITED STATES DEPARTMENT OF TRANSPORTATION
 FEDERAL HIGHWAY ADMINISTRATION

JONES CO RESPONSIBILITY					
ROAD NO.	DESCRIPTION	LANES	LENGTH (LF)	LANE MILES	CUM. LENGTH
1	CO RD X44	2	1044	0.40	0.40
2a	190TH ST	2	3078	0.17	0.57
2b	190TH ST	1	2865	0.09	0.66
3a	CO RD E16	1	5593	0.08	0.74
3b	CO RD E16	2	589	0.03	0.77
4	CO RD D62	2	968	0.07	0.84
5	RIVER RD	2	558	0.02	0.86

CITY OF MONTICELLO RESPONSIBILITY					
ROAD NO.	DESCRIPTION	LANES	LENGTH (LF)	LANE MILES	CUM. LENGTH
6a	BUSINESS 151 (S)	2	3431	0.06	0.92
6b	BUSINESS 151 (S)	1	1750	0.03	0.95
6c	BUSINESS 151 (N)	2	718	0.02	0.97
7	RIVER RD	2	1674	0.05	1.02
8	11TH ST	1	2260	0.03	1.05
9a	HARDSCRABBLE RD	2	322	0.01	1.06
9b	HARDSCRABBLE RD	1	836	0.01	1.07
9c	HARDSCRABBLE RD	2	257	0.01	1.08

City Council Meeting
Prep. Date: 04/13/17
Preparer: Doug Herman



Agenda Item: # 5
Agenda Date: 04/04/16

Communication Page

Agenda Item Description: Resolution to approve asbestos abatement and demolition bid related to 516 N. Cedar Street.

Type of Action Requested: Motion; Resolution; Ordinance; Report; Public Hearing

Attachments & Enclosures:

Resolution
Asbestos Bid
Demolition Bid

Fiscal Impact:

Budget Line Item:
Budget Summary:
Expenditure:
Revenue:

6 th Street Ditch Project
\$12,110

Synopsis: City Council has directed that City owned property at 516 N. Cedar be demolished.

Background Information: The City acquired the home at 516 N. Cedar Street in order to provide access to the 6th Street Ditch on the east side of Hwy 38, avoiding the necessity of acquiring access easements and disrupting private property owners when access is required.

The Council directed that the home be demolished. An asbestos inspection was performed and the siding, suspected of containing asbestos, was confirmed to contain asbestos and a bid was obtained to remove the siding. One bid was received, after publicly advertising, to demolish the building as well.

Asbestos Bid: \$3,360 from Environmental Mgmt. Services of Iowa, Inc. (Including inspection/testing. No Asbestos Notification required and Demo. Contractor will submit their own notification, therefore, the notification fees set forth within the proposal will not be incurred.)

Demolition Bid: \$8,750 from B & J Hauling and Excavation, Inc. (No performance bond required.) Demo. Contractor to submit any and all necessary notifications to the DNR / others as required.

The City has had good luck in the past with both of these contractors.

Staff Recommendation: I recommend that the Council approve the proposed bids.

The City of Monticello, Iowa

IN THE NAME AND BY THE AUTHORITY OF THE CITY OF MONTICELLO, IOWA

RESOLUTION #17-__

Resolution to approve bids of Environmental Management Services of Iowa, Inc. and B & J Hauling and Excavation, Inc. related to asbestos removal and demolition of the home located at 516 N. Cedar Street, Monticello, Iowa

WHEREAS, The City of Monticello acquired the home located at 516 N. Cedar Street with the intent to demolish the home to allow for access to the 6th Street Ditch, and

WHEREAS, City staff requested an asbestos inspection from a contractor the City has worked with on numerous projects, Environmental Management Services of Iowa, Inc., and

WHEREAS, The inspection fee totaled \$570.00 and the bid to remove and dispose of asbestos cement board siding totaled \$2,790, and

WHEREAS, The City advertised for demolition bids and received one bid from B & J Hauling and Excavation in the amount of \$8,750, and

WHEREAS, The Council finds that the asbestos removal and demolition should proceed, that the bids are reasonable and appropriate, and that the City should award the asbestos project to Environmental Management Services of Iowa, Inc. and the demolition project to B & J Hauling and Excavation, Inc.

NOW THEREFORE, BE IT RESOLVED that the City Council of Monticello, Iowa does hereby accept the bids and does hereby award the 516 N. Cedar asbestos abatement project to Environmental Management Services of Iowa, for the sum of \$2,790, and the 516 N. Cedar demolition project to B & J Hauling and Excavation Inc. in the amount of \$8,750 and authorizes the City Administrator to execute all documents necessary to proceed with this project.

IN THE TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the Great Seal for the City of Monticello, Iowa to be affixed. Done this 17th day of April, 2017.

Dena Himes, Mayor

Attest:

Sally Hinrichsen, City Clerk

PROPOSAL ENVIRONMENTAL MANAGEMENT SERVICES OF IOWA, INC.

5170 WOLFF ROAD, #2
DUBUQUE, IOWA 52002-2563
PHONE: (563) 583-0808

FAX: (563) 583-2206

PROPOSAL TO: City of Monticello Attn: Mr. Doug Herman	PHONE: (319) 480-6798 dherman@ci.monticello.ia.us	DATE: April 12, 2017
STREET: 200 East 1 st Street	JOB: Asbestos Inspection & Asbestos Removal	
CITY, STATE, ZIP: Monticello, IA 52310	JOB LOCATION: Former Residence, 516 North Cedar Street, Monticello, IA	

We hereby submit specifications and estimates for:

Asbestos Inspection completed 04/06/2017 \$570.00

Removal and disposal of approximately 1,307 sq. ft. of asbestos cement board siding.

Price Complete (asbestos removal and disposal) \$2,790.00
IA DNR Asbestos Notification Fee \$100.00
IA DNR Demolition Notification Fee and Recordkeeping \$150.00
(EMSI submitted for the demolition contractor)

NOTE: The prices are not based on Prevailing Wage or Davis Bacon Rates.

***WI JOBS ONLY:** If awarded this project, there will be an additional notification fee, if applicable, added to the price quoted as this fee is required by the WI DNR. The fees range from \$50.00 to \$1,325.00 depending on the type of project.

***IL JOBS ONLY:** If awarded this project, there will be an additional \$150.00 notification fee, if applicable, added to the price quoted as this fee is required by the IL EPA. Price does not include the cost of any required air clearance samples.

***IA JOBS ONLY:** If awarded this project, there will be an additional \$100.00 notification fee added to the price quoted as this fee is required by the IA DNR. If a demolition notification is required, EMSI can submit for the demolition contractor and then there will be an additional \$100.00 demolition notification fee required by the IA DNR plus a \$50.00 fee for submittal and tracking of demolition dates. Price does not include the cost of any required air clearance samples.

***SCHOOL PROJECTS ONLY:** Prices do not include the cost of project management, if applicable, or air clearance samples that are required to be taken by an Independent Air Sampling Professional at the end of a school project. Schools will be billed directly by the Project Manager and/or Air Sampling Professional.

All work will be performed in accordance with OSHA asbestos standard for construction industry, 29 CFR 1926.1101 and USEPA National Emissions Standard for Hazardous Air Pollutants (NESHAPS). Asbestos Regulations, 40 CFR 61 Subpart A & M. All work will be performed by AHERA licensed individuals regularly engaged in asbestos removal.

We propose

Hereby to furnish materials, equipment and labor, complete in accordance with the above specifications, for the sum of

Asbestos Inspection: Five hundred seventy dollars and 00/100

Asbestos Removal and Disposal: Two thousand seven hundred ninety dollars and 00/100

Asbestos & Demolition Notification Fees: Two hundred fifty dollars and 00/100

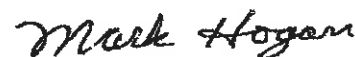
Payment to be made as follows: Net 10 days from receipt of invoice / 1.5% Past Due

NOTE: If payment is not received within the terms of payment, a lien will be filed and/or other legal action will be taken.

Any alteration or deviation from the above specifications involving extra costs, will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents, or delays beyond our control.

Iowa Contractors License No. 2552
IL Asbestos Contractor Permit No. 500-0482
WI Contractor Permit No. CAP-13150

Authorized Signature:



Mark Hogan, President

NOTE: This proposal may be withdrawn if not accepted within 30 days.

Acceptance of Proposal

The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as stated above.

Signature: _____

Date Accepted: _____

Signature: _____



Estimate

Date	Estimate #
4/13/17	1907

Name / Address
City of Monticello. 200 E 1st st. Monticello, Ia 52310

			Project
Description	Qty	Rate	Total
Bid for house removal located at 516 N. Cedar Street, Monticello Per the specs of the "Notice to Bidders" Demolition Add in Performance Bond (deduct if not mandatory) Price does not include any sidewalk repairs or replacement. Removal only per the city. Utilities to be removed prior to starting. Iowa One Call to be done prior to work commencing. No asbestos removal. Basement to be filled with fill sand.	1	8,750.00	8,750.00
	1	500.00	500.00
Total			\$9,250.00

City Council Meeting
Prep. Date: 04/13/17
Preparer: Doug Herman



Agenda Item: # 6
Agenda Date: 04/17/17

Communication Page

Agenda Item Description: Resolution to approve Sewer Main repair project near intersection of South Street and Main Street.

Type of Action Requested: Motion; Resolution; Ordinance; Report; Public Hearing

Attachments & Enclosures:

Proposed Resolution

Bids

Fiscal Impact:

Budget Line Item:

n/a

Budget Summary:

Sewer Cap. Improv.

Expenditure:

\$21,500 +/-

Revenue:

Synopsis: City has a problem sanitary sewer main near the intersection of South Street and S. Main. PW Director and I have been looking at repair options.

Background Information: Brant discussed this issue with the Council at the last meeting. We talked about the potential of "pipe bursting", where Roto Rooter would come in and through a process would blast up the old line pushing a new line in its' place. The blasting bid was right at \$15,000. We would also need to utilize a contractor as part of the pipe blasting project. That bid came in right at \$14,000. So, the pipe blasting route resulted in a total project cost in the approx. amount of \$29,000.

Brant and I discussed, and then he investigated with Eastern Iowa, a second option that included the abandonment of the problem line, the movement of a manhole, and the re-routing of a service line. Right now the area has two parallel mains which would remain the case if we pipe blast. Abandoning the line will result in one main and will also eliminate one manhole from the manhole replacement project.

Eastern Iowa agreed that this second option made sense and the total cost of option 2 through Eastern Iowa came in right at \$21,226, just about an \$8,000 savings, not to mention the savings we will see on the manhole replacement project which will be reduced by one manhole.

Staff Recommendation: I recommend that the Council approve the proposed Sanitary Sewer Repair project, abandoning the faulty line, re-routing the one impacted service line, eliminating a manhole, and hiring Eastern Iowa Excavating & Concrete, LLC to perform the work.

THE CITY OF MONTICELLO, IOWA

IN THE NAME AND BY THE AUTHORITY OF THE CITY OF MONTICELLO, IOWA

RESOLUTION #17-__

Resolution to approve sewer main repair project near intersection of South Street and South Main Street and to hire Eastern Iowa Excavating and Concrete, LLC, to perform the necessary repairs/improvements.

WHEREAS, The City PW Director has investigated various options related to the repair of a failed sewer line near the intersection of South Main Street and South Street, and

WHEREAS, The PW Director has considered a number of options, including a the repair of the bad section of main, the replacement of the bad line by a process referred to as pipe blasting, and the abandonment of the line, removal of one manhole, and re-routing of one sanitary service line, and

WHEREAS, The PW Director and City Administrator recommend that the Council authorize the process that includes the abandonment of the bad line, the removal of a manhole, the relocation of a manhole, and the re-routing of a one sanitary sewer service line, at the estimated total cost of \$\$21,500, and

WHEREAS, The PW Director and the City Administrator recommend that Eastern Iowa Excavating and Concrete, LLC, be hired to perform the work associated with this project.

NOW THEREFORE BE IT RESOLVED by the City of Monticello, through its' City Council, in session this 17th day of April, 2017 does hereby approve of the proposed project as recommended by the PW Director and authorizes the hiring of Eastern Iowa Excavating and Concrete, LLC to perform the necessary repairs/improvements.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused the Great Seal for the City of Monticello, Iowa to be affixed. Done this 17th day of April, 2017.

Dena Himes, Mayor

Attest:

Sally Hinrichsen, City Clerk



QUOTATION

TO: CITY OF MONTICELLO

Date:

4/11/2017

RE: MONTICELLO, IA, PIPE BURSTING
Bid Date: Thursday, April 6, 2017

We are pleased to offer the following quotation:

ITEM	DESCRIPTION	QTY	UNITS	UNIT PRICE	EXTENSION
1	MOBILIZATION	1	LS	\$	\$0.00
2	TRAFFIC CONTROL	1	LS	950.00	950.00
3	8" PCC PATCH	17	SY	135.00	2,295.00
4	PIPE BURSTING PIT AND SHORING	1	LS	3,350.00	3,350.00
5	GRANULAR BACKFILL	100	TON	16.00	1,600.00
6	REMOVE AND REPLACE DUCTILE IRON PIPE	40	LF	143.00	5,720.00

NOTE: ITEM 4 PIPE BURSTING WILL BE PERFORMED BY
ROTO ROOTER.

Total

\$ 13,915.00

29,215/p20k24



852 44th Street
Cedar Rapids, IA 52403
Phone: 1-319-365-2243
Fax: 1-319-364-2247

Project Name: Pipeburst
Date Requested: 4/3/17
Requested By: Brant LaGrange
Expected Date: TBD
Payment Terms: Net 30
Prepared by: Nicole Maher

City of Monticello

Service: Main St & E South St

Work Estimate

Estimate Notes:

The estimate includes all labor, pipe (HDPE DR 17), and materials.

Item	Item Description	Quantity	Unit	Unit Cost	Item Total
1	To pipeburst and upsize from a 6" to 8" line, approximately 200'. Vac jet combination unit to hydro-excavate and clean the line. The line will be pipe burst from the ductile clay transition up the plastic stub outside of the manhole at intersection of Main St & South St. Price includes inspection a post work video of the bursted line. Price includes a camera inspection at the dentist office to verify service location; this will need to be excavated to reinstate. The excavation will be performed by a city contracted excavator.				\$15,300.00
2	The ductile iron will be excavated and removed. (This will be performed by an excavator contracted by the City).				
3					
4					
5					
6					
7					
8					
9					
				Sales Tax:	Exempt
				Total Cost:	

Terms & Conditions

1. Completed w
2. Any addition
3. This proposal
4. Roto-Rooter
5. Upon comple
6. Restoration c
7. All excavator
8. Utilizing pipe

*Roto-Rooter
Needs to be paired
with Eastern IA Excavating*

*Thru back in my
box. Just so you have
an idea of project/scope
of costs. Brant*

imate.
as time & material using pre-
determined
work simultaneously without interruption- additional mobilizations shall be charged according-
luding any costs associated with slowed productions due to the schedules of the owner, general
e and payable. Interest shall accrue on any outstanding balance at the rate of 1.5% per month
pto-Rooter in collecting any outstanding balance.
falls, sidewalk, driveways, private utilities, etc).
atural settlement.
on will not be necessary. In the event that an unforeseen condition occurs (i.e. pipe separation,
excavation may be required at any given location and Roto-Rooter is no responsible for resulting
damages to private property restoration as noted in Term 6 (listed above).
10. Weather conditions must permit a safe working environment for employees and/or equipment- Roto-Rooter is not responsible for delayed schedules due to weather conditions.
11. This proposal was prepared without the provision of construction plans and/or specifications. All construction methods included in this proposal are based on verbal requests
by the owner; therefore Roto-Rooter is not responsible for potential geotechnical deficiencies.
12. This proposal excludes rock excavation, frost excavation, dewatering beyond the capacity of a 2" submersible pump, handling of hazardous materials and use of select back-

Prepared By: Nathan Maher
Title: Vice President
Date Prepared: 4/3/2017

Accepted by:
Title:
Date Accepted:



Number: F17-091

Project Name:	US Business 151 Main Street Pipe Burst
Date Requested:	Wednesday, March 29, 2017
Requested By:	Grant LaGrange, Director of Public Works
Expected Date:	TBD - Work to be Scheduled Upon Authorization
Payment Terms:	Ken-Way to be Paid in Full Upon Completion
Prepared By:	Charlie Fisher - (319) 784-7334

Estimate Notes: This work estimate includes costs to provide pipe bursting of an existing 6" diameter clay sanitary sewer main upsizing to an 8" diameter HDPE main. This pricing includes provision of the 8" diameter HDPE SDR-17 pipe, fusion welding of all joints, bursting between each manhole pit, and provision of shoring, steel plates and I-Beams necessary to brace bursting equipment. ~~Owner is to provide rock bedding material for pits,~~ any required ~~select backfill material~~ dewatering, ~~by permit application~~ any required traffic control, and ~~pavement restoration in the streets.~~ Manhole connections to be made by Ken-Way Trucking. If it is elected to replace the existing manhole, additional costs may incur. Due to the sandy soils present, it is recommended that the existing steel piping be removed prior to bursting.

Item	Item Description	Quantity	Unit	Unit Cost	Item Total
1	Equipment Mobilization	1.00	LS	\$ 2,692.00	\$ 2,692.00
2	Excavate and Shore Bursting and Receiving Pits	1.00	LS	\$ 6,238.50	\$ 6,238.50
3	Removal of Existing Steel Pipe (Approximately 25-30')	1.00	LS	\$ 4,863.50	\$ 4,863.50
4	6" VCP Bursting - Upsize to 8" HDPE IPS SDR-18	230.00	LF	\$ 47.96	\$ 11,030.10
5	Re-Connect Sanitary Sewer Service	1.00	EA	\$ 1,095.00	\$ 1,095.00
6	Post Installation Televising	1.00	LS	\$ 660.00	\$ 660.00
7	Backfill Services and Clean-Up of Site	1.00	LS	\$ 1,464.00	\$ 1,464.00
8	Traffic Control	1.00	LS	\$ 1,145.00	\$ 1,145.00
HRLY-1	Hourly Rate for Crew to Perform Manhole Removal/Replacement	1.00	HR	\$ 365.00	
	**Please Note Project Specific Exclusions on Page 2/2				
				Total Cost:	\$ 29,128.10

Accepted By:

77721

Date Accepted: Pg. 1/2

Terms & Conditions:

- 1) Completed Work is to be Paid According to the "Lump-Sum" and/or "Unit" Price(s) as Listed in the Work Estimate
- 2) Any Additional Work Requested and Approved by the Owner is to be Completed on a "Time & Material" Basis Using KEN-WAY Trucking, LLC. Unit Prices. KEN-WAY Trucking, LLC. Unit Prices May be Made Available Upon Request - Any Materials Necessary for Additional Work Shall be Billed at Cost Plus 20% Profit
- 3) This Proposal Includes One Mobilization as Necessary to Complete All Proposed Work Simultaneously Without Interruption - Additional Mobilizations Shall be Charged Accordingly - Upon Request KEN-WAY Trucking, LLC. May Provide Rates for Mobilization Cost(s)
- 4) KEN-WAY Trucking, LLC. has derived the listed values based on consistent productions, excluding any costs associated with slowed productions due to the schedules of the owner, general contractor, and/or other sub-contractors.
- 5) Upon completion of the Proposed Work, the Total Cost shall be immediately due and payable. Interest shall accrue on any outstanding balance at the rate of 18% per annum. Further, Owner agrees to pay any attorney's fees incurred by KEN-WAY Trucking, LLC. in collecting any outstanding balance. If any remaining balance remains due after 20 days, KEN-WAY Trucking, LLC. reserves the right to file a mechanic's lien on the affected property. After receiving qualified payment in full, including the associated fees with filing the mechanics lien, KEN-WAY Trucking, LLC. will release the mechanic's lien as satisfied.
- 6) Restoration of Excavated Areas are Excluded Unless Otherwise Noted (i.e. Landscaping, Grass, Trees, Retaining Walls, Sidewalks, Driveways, Private Utilities, etc.)
- 7) All Excavated Material Shall be Backfilled Over the Trench Location Permitting Natural Settlement Excluding Compaction Unless Otherwise Noted
- 8) Utilizing Pipe Bursting and/or Pneumatic Tools is Not a Grantee that Excavation Will Not be Necessary. In the Event that an Unforeseen Condition Occurs (i.e.: Pipe Separation, Equipment Failure, Underground Restrictions, Existing Utility Conflict, Etc.) Excavation May be Required at Any Given Location and Ken-Way Trucking, LLC. is Not Responsible for Resulting Damages to Private Property, Adjacent Utilities, and/or Restoration as Noted in Term 6 listed above.
- 9) Weather Conditions Must Permit a Safe Working Environment for Employees and/or Equipment - KEN-WAY Trucking, LLC. is Not Responsible for Delayed Schedules Due to Weather Conditions - Ambient Air Temperatures must be 10 Degrees Fahrenheit and Rising to Start Any Mechanical Equipment
- 10) All Work Shall be Performed in Accordance with the Local Governing Construction Standards & Specifications
- 11) This proposal excludes surveying, engineering and/or geotechnical fees, including materials or soils testing. KEN-WAY Trucking, LLC. is not responsible for potential geotechnical deficiencies.
- 12) Unless Otherwise noted, this proposal was prepared without the provision of construction plans and/or specifications. All construction methods included in this proposal are based on verbal requests by the owner and KEN-WAY Trucking, LLC. shall be held harmless of fault for work not reviewed by a licensed engineering firm.
- 13) This proposal excludes rock excavation, frost excavation, dewatering beyond the capacity of a 2" submersible pump, handling of hazardous materials and use of select backfill materials. Select fill materials shall be charged at cost plus 20% profit and hauling shall be charged at the current hourly rate(s).
- 14) Service Utility Work Performed by KEN-WAY Trucking, LLC. Shall be Warranted from Defects for a Period of 2-Years (Excluding Exterior Settlement & Restoration)
- 15) KEN-WAY Trucking, LLC. shall not be held responsible for any final elevations or grades. KEN-WAY Trucking, LLC. may offer suggestions based on professional experience, but it is the ultimate responsibility of the Owner and/or their representative to determine final elevations and grades prior to excavation work.

PROJECT SPECIFIC EXCLUSIONS:

- 1) Ken-Way pricing does not include costs associated with dewatering beyond the use of a 2" electric submersible pump within the work zone. If additional dewatering measures including, but not limited to, temporary dewatering wells, additional costs will incur.
- 2) The pricing provided in this proposal does not include additional costs associated with performing cold weather work. Ken-Way is not responsible for ground covering, ground heaters, any temporary heating, snow removal, and/or frost excavation.
- 3) Ken-Way is not responsible for implementing or maintaining any erosion control measures including obtaining or managing any Storm Water Management Plan(s). Costs associated with implementation of BMP's of any form are not included in this proposal.
- 4) Ken-Way is not responsible for rock excavation. Hourly rates will be provided to perform any necessary rock excavation.
- 5) Ken-Way is not responsible for over-excavation due to unsuitable soils including trench bottom stabilization. In the event that the on-site geotechnical engineer, or Ken-Way foreman, requires over-excavation or deems it to be necessary, a unit price can be provided to compensate such additional expenses. Any additional stone material necessary to replace unsuitable soils shall be charged to the Owner at a predetermined unit price.
- 6) The pricing provided in this proposal does not include engineering design, geotechnical engineering including but not limited to nuclear density testing, and/or surveying fees.
- 7) This pricing does not include removal and/or replacement of manhole structures.
- 8) This proposal does not include patching of concrete pavement affected by pipe bursting process.

City Council Meeting
Prep. Date: 04/13/17
Preparer: Doug Herman



Agenda Item: 7+8
Agenda Date: 04/17/2017

Communication Page

Agenda Items Description: Ordinance to Re-Zone Intlekofer Properties located at: SE Corner of Washington and S. Cedar Street from C-1 to R-1 and 322 W 4th Street from R-1 to R-2. (Second Reading)

Type of Action Requested: Motion; Resolution; **Ordinance**; Report; Public Hearing; Closed Session

Attachments & Enclosures:

Aerials of each parcel
Ordinances to be prepared
based upon Council direction at meeting

Fiscal Impact:

Budget Line Item:	n/a
Budget Summary:	n/a
Expenditure:	n/a
Revenue:	n/a

Synopsis: Steve Intlekofer requests the re-zoning of two properties to R-2 Zoning. (A third request was temporarily withdrawn)

Background Information: Steve Intlekofer requests the re-zoning of the following properties:

- a. Lot located at SE Corner of intersection of E. Washington and S. Cedar Street from C-1 to R-1 (Original Request was to change this zoning to R-2, but Steve orally agreed to change this request in conversation with PW LaGrange and at last Council meeting.)
- b. 322 W. 4th Street from R-1 to R-2

The P & Z considered the requests and by a unanimous vote did NOT recommend that the zoning be changed as originally requested, but were comfortable changing the zoning of the Washington/Cedar lot from C-1 to R-1 as now agreed to by Intlekofer. Council approved the first reading of an Ordinance to make this change at the last meeting.

Since the Council meeting it has been brought to our attention that the properties do have egress windows. Whether the number of windows and/or size or installation of the windows meets any applicable building or fire code is not currently known. (The City of Monticello does not, however, have a building code.)

Here is some information or considerations related to each specific property:

1. Lot located at SE Corner of intersection of E. Washington and S. Cedar Street from C-1 to R-1 (Original Request was to change this zoning to R-2, but Steve orally agreed to change this request in conversation with PW LaGrange and at last Council meeting.)

(Owned by Jayne Intlekofer per Beacon)

- a. This lot has been vacant for a number of years and is located on a corner lot of two relatively busy streets, Cedar and Washington.
- b. The lot has been looked at by others over the years for Commercial purposes, but when one applies the setbacks to proposed commercial construction the lot becomes too small to justify building.
- c. Steve Intlekofer originally suggested that he desired to buy the lot to place two small homes on it. He and I went back and forth with some drawings and set back numbers in regard to that option. It became clear pretty quick that such an option was untenable. He then began to look at a duplex scenario. While that would work, each unit would be pretty small with a single car garage. Steve has since submitted a building permit application to build a single family residence with a detached two car garage. I do not know this to be the case but suspect that he will be moving both structures in from elsewhere, as opposed to stick building the structure, as if he was not he would surely be attaching the two car garage. **(See attached sketch provided by Steve with the building permit application.)**
- d. The construction proposed by the Application appears to meet setbacks and other requirements. Will the structures be similarly sided, have similar roof pitches, etc.? Does the Council wish to condition the change in zoning in any fashion?

2. 322 W. 4th Street from R-1 to R-2 (Owned by Jayne Intlekofer per Beacon)

- a. This property was purchased by Intlekofer in 2010. It was zoned then and continues to be zoned now R-1 Single Family Residential. To the best of my knowledge it was always used as an R-1 Single Family residence prior to the Intlekofer purchase. At some point after 2010 the property began to be used as a two-family residence, with one apartment upstairs and one apartment in the basement. It is my understanding that the basement apartment is accessed through a door on the E side of the house, to the rear of the garage. It is also my understanding that the home is only served by one set of utilities. (Not sure how the tenants have split these utilities but know that we have had a tenant at City Hall upset that she was paying all utilities, for both apartments, reportedly unbeknownst to her.) A number of months ago Steve reported that the home had returned to R-1 use, however, a short time thereafter, when a tenant on the front porch was approached by the Police Department he reported that the home was still being used as a duplex, reporting that he lived in the basement apartment. It has been reported to me that it is not at all unusual to see a large number of cars parked in the driveway, on the street, in the yard at/near this home.
- b. Across the street to the west of this property is a 4-Plex and a Duplex (I believe). There is also a duplex to the west and down the street one house from a Single Family House that lies between the 4-plex and duplex. The property to the South of this property is a large older home that is used and zoned as an R-2 dwelling. The home to the east is zoned R-1. **(See Attached Aerial)**

- c. According to the Zoning Ordinances all R-2 dwellings must have two off-street parking units for each unit. Therefore, each duplex must have four off street parking spots.
 - i. Code does not allow more than one parking spot per dwelling unit to be in the required front yard of the property. (Therefore, no more than two of the four required spots can be located between the front/face of the home and the front ROW property line.) Also, if there are four cars parked in the driveway they would be parking over the sidewalk.
 - ii. Code does not allow any of the required parking spots to be located within six (6) feet of an abutting lot. (It appears that there may be room to add parking next to the garage on the east of the home, however, I am not certain what limitations the topography might play.)
 - iii. Adding to this home in any way would require careful consideration as it does not likely meet required front yard setbacks, making it an existing, legal, non-conforming use. In that case the home may not be enlarged without special permission and in those cases the enlargement of the home must be done in a way that does not increase the non-conforming nature of the property.

Notes/Considerations Since Last Meeting:

1. Council passed the first reading with the condition that two paved parking spots to the east of the garage be created. Steve indicated a plan to do this. There was discussion in regard to topography. I took a look at the property and I have concerns with the ability to install parking next to the garage as indicated. In addition, there was concern about cars blocking the sidewalk. Even with two smaller cars in the driveway of the home they partially block the sidewalk. For potentially four cars to get in and out of there without others having to move out of the way would prove, in my opinion, very difficult.
2. The Council also tied the re-zoning to the separation of all utilities so that the two units would each have their own water, electric, and gas.
 - a. As I thought about this condition I came to believe that this would be a huge undertaking, to convert a single family home to a separately metered apartment. Walls would have to be opened up, plumbing tore out and replaced, gas lines added, etc. I would think that this requirement would be both cost prohibitive and take a significant amount of time.
3. Steve Intlekofer reported at the last meeting that the current residents of the home were an adult male, his daughter and granddaughter. They could reside together in a single family residence. I have been informed since the last meeting that the home is not in fact solely occupied by those folks. When investigating a nuisance complaint at the home the Police Chief learned through one of the home's tenants that the following persons live there: Jeff Husmann, his daughter, and his granddaughter live upstairs with the daughter's boyfriend Tyler Kula. Another male tenant and his daughter live downstairs. Chief Smith reported that the home has one "shared" kitchen.

Finally, applicable to both of the proposed R-2 properties, the Code requires that:

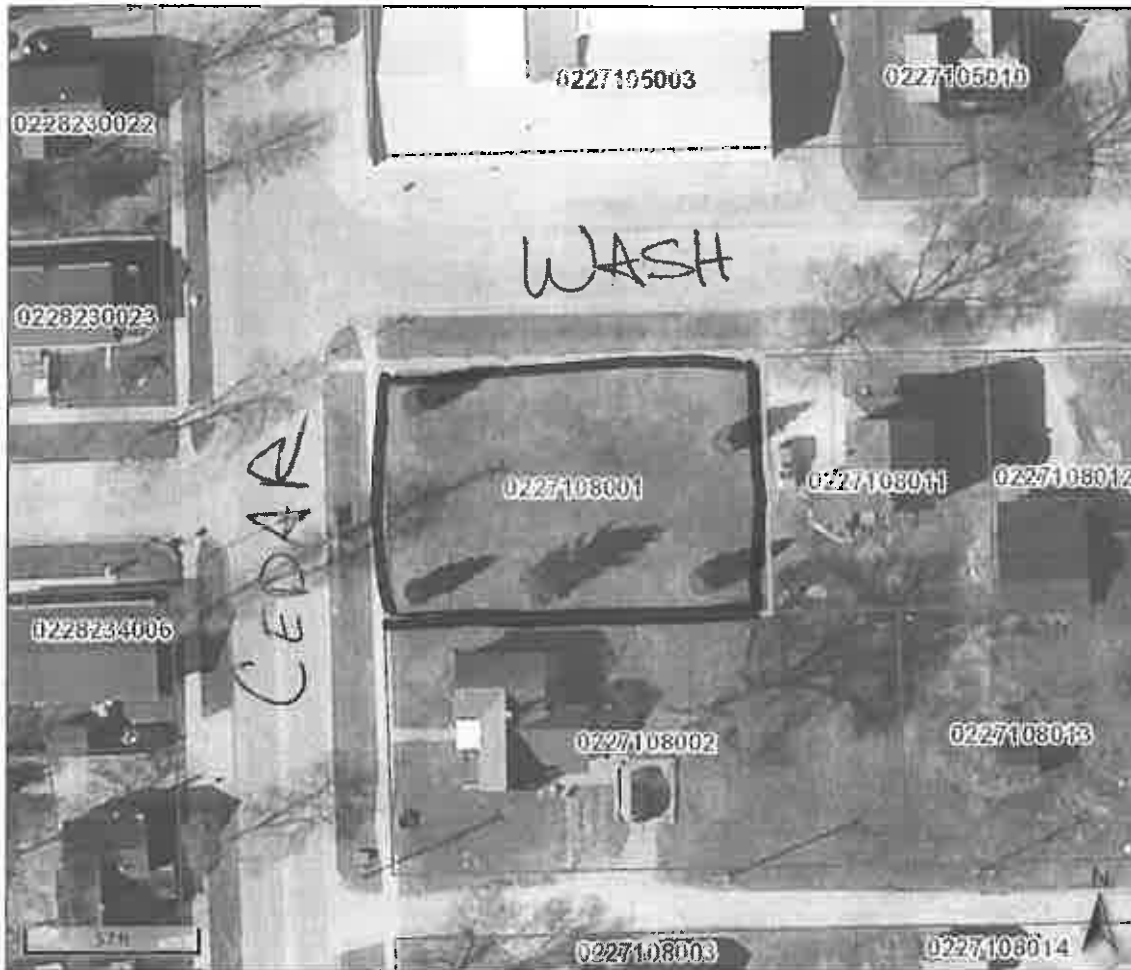
- Building Permits for an R-2 property include a certificate signed by a licensed surveyor verifying the lot lines, and
- Signed Certificate from a licensed engineer or architect that the firewall meets or exceeds construction standards as set by the State of Iowa fire codes.

These two requirements have not, to my understanding, been noted/required during the review of building permit applications for duplexes in the past. With that said, they exist in the Code and unless the Council desires to remove them from the Code I will be sure that the PW Director takes steps to ensure compliance with these requirements moving forward.

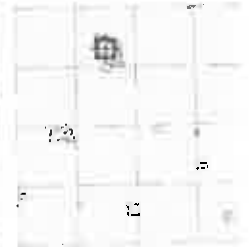
Staff Recommendation: I recommend that the Council consider the requests separately, the Washington / Cedar Street lot first and the Gill / 4th Street house next.

- Washington / Cedar: Council passed first reading to go from C-1 to R-1. There were some concerns expressed as to the improvements planned for that property. If the Council was ok with R-1 but concerned with the planned improvements you could pass the 2nd reading with a requirement that a site plan and design/architectural plan be submitted for review by the P & Z and Council as a condition on the zoning change.
- 4th /Gill: If the Council continues to be comfortable with the change in zoning I would suggest that the Council not finalize a change in zoning, but rather consider a Resolution to approve an agreement with Steve that the Council will proceed with the change in zoning at such time as satisfactory improvements are made to the property. (Separation of Utilities and Parking improvements.)
- With regard to the 4th / Gill property and the Intlekofer home on S. Maple that Steve plans to have surveyed, how long is the Council comfortable with allowing the use to continue as R-2?

Washington St. Lot



Overview



Legend

- ☐ Parcels
- Cartography
- Major Roads

Parcel ID	0227108001	Alternate ID	103600	Owner Address	INTLEKOFER, JAYNE A
Sec/Twp/Rng	n/a	Class	C		529 W 1ST ST
Property Address	112 E WASHINGTON ST	Acreege	n/a		MONTICELLO IA 52310
	MONTICELLO				
District	MONCO				
Brief Tax Description	VARVELS ADD W 120' LOT 97				
	(Note: Not to be used on legal documents)				

THIS MAP DOES NOT REPRESENT A SURVEY. NO LIABILITY IS ASSUMED FOR THE ACCURACY OF THE DATA DELINEATED HEREIN, EITHER EXPRESSED OR IMPLIED BY JONES COUNTY OR ITS EMPLOYEES. THIS MAP IS COMPILED FROM OFFICIAL RECORDS, INCLUDING PLATS, SURVEYS, RECORDED DEEDS, AND CONTRACTS, AND ONLY CONTAINS INFORMATION REQUIRED FOR LOCAL GOVERNMENT PURPOSES. SEE THE RECORDED DOCUMENTS FOR MORE DETAILED LEGAL INFORMATION.

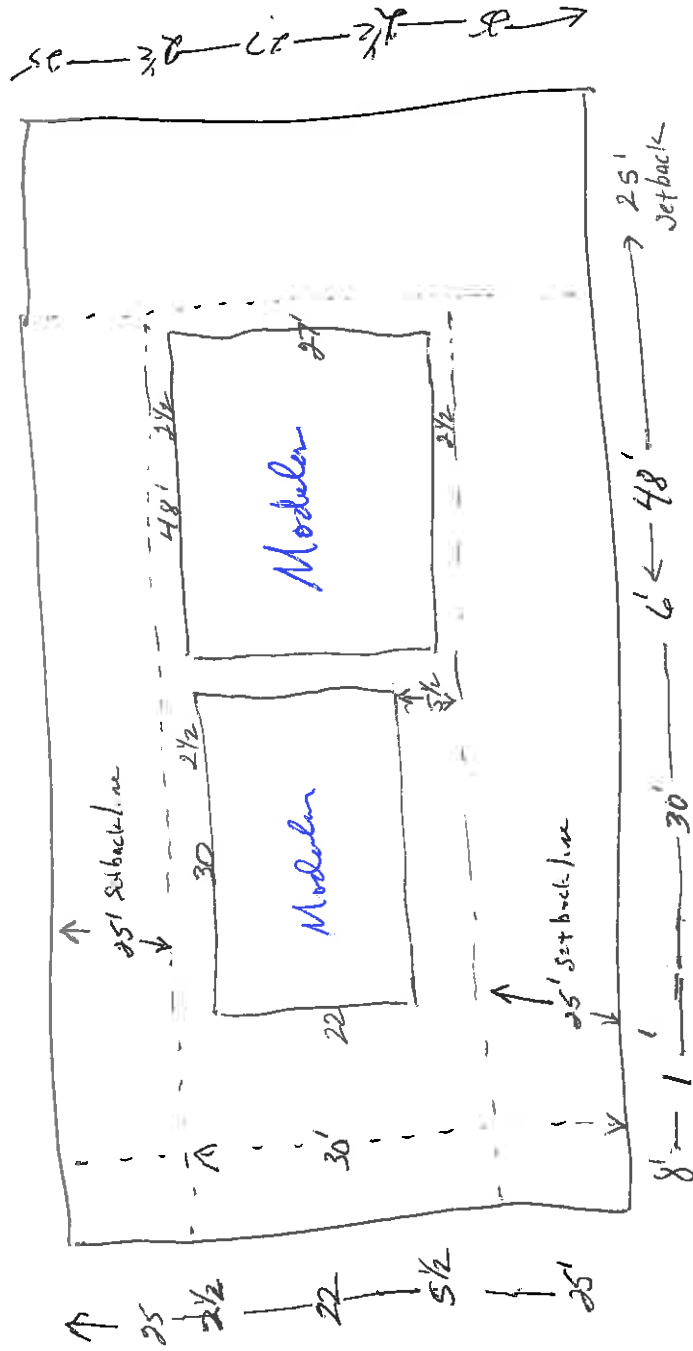
Date created: 3/15/2017
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112 E. Washington

SFR Proposal - 80 x 120 lot

features 25' set back - 35.0m
8' set back - East

existing
facing
houses



80

120

E. Washington St.

Not to Scale

Duplex



Overview



Legend

- ☐ Parcels
- Cartography
- Major Roads

Subject Property

Parcel ID	0221434002	Alternate ID	004400	Owner Address	INTLEKOFER, JAYNE A
Sec/Twp/Rng	n/a	Class	R		529 W 1ST ST
Property Address	322 W 4TH ST	Acreage	n/a		MONTICELLO IA 52310
	MONTICELLO				
District	MONCO				
Brief Tax Description	R.R. ADJ S 100' W 50' & S 72' E 40' W 90' LOT 261 (Note: Not to be used on legal documents)				

Duplex

Duplex?

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Date created: 3/15/2017
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City Council Meeting
Prep. Date: 04/13/17
Preparer: Doug Herman



Agenda Item: 9
Agenda Date: 04/17/2017

Communication Page

Agenda Items Description: Ordinance: Re-Zoning of Kraus property located at 410 E. Oak Street, Monticello, from R-1 to R-3. (Second Reading)

Type of Action Requested: Motion; Resolution; **Ordinance**; Report; Public Hearing; Closed Session

Attachments & Enclosures:

Aerial
Proposed Ordinance

Fiscal Impact:

Budget Line Item:	n/a
Budget Summary:	n/a
Expenditure:	n/a
Revenue:	n/a

Synopsis: Mike Kraus requests the re-zoning of a parcel of property with commercial building to C-1 R-3, multi-family residential, with a plan to tear down the commercial building in the coming years.

Background Information: Mike Kraus owns the “old DOT” building located adjacent to the HCH Real Estate offices. The property is zoned R-1, however, it is a commercial building, generally used for Commercial purposes. Mike intends to tear down the building in the coming years and include the lot as part of the Condo Development on the adjacent properties.

Staff Recommendation: I recommend that the Council approve the second reading of an Ordinance to change the zoning of this property from R-1 to R-3.

Preparer: Doug Herman, Monticello City Admin. 200 E. 1st St., Monticello, IA 52310; 319.465.6435
Return to: Doug Herman, Monticello City Admin. 200 E. 1st St., Monticello, IA 52310

Amendment to Ordinance recorded as document 2000 3630, recorded date November 28, 2000

ORDINANCE NO. _____

An Ordinance amending the Monticello Code of Ordinances, by amending Chapter 165
"ZONING REGULATIONS" of certain property located within the City Limits of the City of
Monticello, same being generally described as 410 E. Oak Street, Monticello, IA 52310 and
amending the Official Zoning Map.

BE IT ENACTED by the City Council of the City of Monticello, Iowa:

A. Zoning Classification:

That the Zoning Classification for the above-described property shall be hereby amended
from its' present designation of R-1, Single Family Residential to R-3, Multi-Family
Residential.

B. Repealer:

All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance
are hereby repealed.

C. 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.

D. Effective Date

This Ordinance shall be in effect from and after its final passage, approval and
publication as provided by law.

1st reading passed by the Council on this _____.

2nd reading passed by the Council on this _____.

3rd reading passed by the Council on this _____.

Dena Himes, Mayor

Attest:

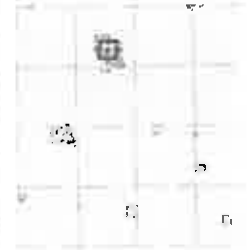
Sally Hinrichsen, City Clerk

I, Sally Hinrichsen, Monticello City Clerk, do hereby certify that the above and foregoing
Ordinance #___ was published in the Monticello Express on the ___ day of ___, 2017.

Sally Hinrichsen, City Clerk



Overview



Legend

-  Parcels
-  Cartography
-  Major Roads

Parcel ID	0227176009	Alternate ID	139700	Owner Address	KRAUS, MICHAEL
Sec/Twp/Rng	n/a	Class	R		14432 190TH ST
Property Address	410 E OAK ST	Acreage	n/a		MONTICELLO IA 52310
	MONTICELLO				
District	MONCO				
Brief Tax Description	SMITHS IRREG SURVEY COM NE COR LOT 134 E 151' S TO LOT 132				
	(Note: Not to be used on legal documents)				

THIS MAP DOES NOT REPRESENT A SURVEY. NO LIABILITY IS ASSUMED FOR THE ACCURACY OF THE DATA DELINEATED HEREIN, EITHER EXPRESSED OR IMPLIED BY JONES COUNTY OR ITS EMPLOYEES. THIS MAP IS COMPILED FROM OFFICIAL RECORDS, INCLUDING PLATS, SURVEYS, RECORDED DEEDS, AND CONTRACTS, AND ONLY CONTAINS INFORMATION REQUIRED FOR LOCAL GOVERNMENT PURPOSES. SEE THE RECORDED DOCUMENTS FOR MORE DETAILED LEGAL INFORMATION.

Date created: 3/15/2017
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Developed by
The Schneider Corporation

City Council Meeting
Prep. Date: 03/30/17
Preparer: Doug Herman



Agenda Item: 10
Agenda Date: 04/03/2017

Agenda Items Description: Ordinance: Re-Zoning of numerous parcels of property located within the City of Monticello, as identified within Addendum "A" to this agenda, that are incorrectly zoned or incorrectly classified by the City of Monticello official zoning map. (2nd Reading)

Type of Action Requested: Motion; Resolution; **Ordinance**; Report; Public Hearing; Closed Session

Attachments & Enclosures:

Exhibit "A"
Ordinance

Fiscal Impact:

Budget Line Item:
Budget Summary:
Expenditure:
Revenue:

n/a
n/a
n/a
n/a

Synopsis: Staff identified Zoning Map errors. Public Hearing to receive public comment, if any, followed by consideration of Ordinances.

Background Information: The following properties/parcels, upon a review of the Zoning Map, do not appear to be zoned correctly. It is difficult to tell with certainty whether the map is wrong or if the properties are in fact zoned incorrectly by prior ordinance of the City. Because it would be very time consuming to review past City Ordinances, that may go back a significant number of years, I am proposing that we proceed with a process that would either result in a change or verification of the correct zoning. In some cases the map is undoubtedly wrong, in some cases showing property as "city owned" when it is not and in other cases merely in need of updating, to reflect new city owned property, like the Pocket Park and Disc Golf Course for example. If over the next few months we take care of these mapping issues by either correcting or confirming the correct zoning we can have a good map overlaid on the Jones County Beacon that we will be in a better position to manage going forward and will not need to utilize the City Engineer in the future to update. There are a lot of properties on my list as I spent a number of hours looking at the map. I think I caught most of the erroneous mapping/zoning but it is likely there will be a correction here and there as we move forward. I did not list map errors where I know the zoning has been changed, just not reflected on the map. Those can be fixed by the engineer without further action by this Board or the Council. All affected property owners were sent a letter by me explaining the process we were going through to correct what appears to be erroneous zoning classifications. I haven't received any objections to date. The proposed changes will put the property into the zoning class that most property owners already believe they are in. (Note: C-1 is general commercial, must meet set-backs. C-2 is downtown commercial, can build to the property right-of-way line.) See next page (Addendum "A") for list of properties:

Staff Recommendation: I recommend that the Council approve the second reading of the proposed ordinance.

Proposed Property Re-Zoning Classifications / Corrections

Addendum “A”

- a. 208 S. Cedar Street (Monk Property) and adjacent Abandoned RR ROW (identified as the E ½ E ½ R.R. R.O.W. Adj S 28’ Lot 517), from C-1 to C-2
- b. 200-206 S. Cedar Street (PLK Properties, L.L.C.), from C-1 to C-2.
- c. Abandoned RR ROW (Audrey Savage) (identified as the W 1/2 E ½ R.R. R.O.W. Adj S 28’ Lots 517-518), from R-1 to C-1.
- d. Portion of 116 E. Grand Street sold from Carnegie Library lot to Knopp described as E. 30’ of Lot 101 of Varvel’s Addition, from C-1 to R-1.
- e. 121 E. Grand Street (Intlekofer “offices”) from C-1 to C-2.
- f. 117 E. Grand Street (City Parking Lot) from R-2 to City Owned.
- g. 111 E. Grand Street (Goodyear / Express) from C-1 to C-2.
- h. 112 and 114 E. 1st Street (Pocket Park) from C-2 to City Owned.
- i. 116 S. Cedar Street (Mootz Property) from C-1 to C-2.
- j. 114 S. Cedar Street (Shimanek Property) from C-1 to C-2.
- k. 103 W. 1st Street (Hughes Property) from C-1 to C-2.
- l. 104 S. Cedar Street (Reyner Property) from C-1 to C-2.
- m. 105 W. 1st Street (O’Mahoney Property) from C-1 to C-2.
- n. 107 W. 1st Street (Herky Hawk Financial) from C-1 to C-2.
- o. Lot adjacent to 107 W. 1st St. to south (Herky Hawk Financial) from C-1 to C-2.
- p. 216 W. 1st Street (Monk Property) from C-1 to C-2.
- q. 218 W. 1st Street (And adjacent lot to west) (Digmann Property) from C-1 to C-2.
- r. Regions Bank W. Park. lot (Savage property), described as R.R. Add Lot 431 & Corn 25’ S NW Cor Lot 430 N 25’ E 122’ S 50’ NW to Beg., from R-1 to C-1.
- s. City Parking Lot across from Post Office, R.R. Add Lot 447 Exc. N. 16”, From C-2 to City Owned.
- t. 136 N. Cedar Street (Freese Property) from C-1 to C-2.
- u. 103 E. 2nd Street (Freese Property) from C-1 to C-2.
- v. 202 N. Cedar Street (Cox / Kardes) from R-1 to C-1.
- w. 205 E Grand Street (Library Parking Lot) from R-1 to City Owned
- x. Lot adjacent to and North of 205 E. Grand (Ren. Center) from C-2 to City Owned.
- y. Old “School” parking lot to south of Middle School across Washington Street owned by Iben Construction Co. Inc., from “City Owned” (*does not appear that this was a correct zoning at any point*) to R-1.
- z. Tower Hill Addition Lot B (A part of Jacobs Park, most of which is shown but not all to be City Owned on Map) from R-1 to City Owned.
- aa. City owned property located on S. Cedar Street to the W. of and adjacent to BBall Courts, Dunhams Lots 9 and N. 40’ Lot 12, from R-1 to City Owned.
- bb. City Cemetery Property recently acquired from Mike Kraus, Parcel 2015-41, from A-1 to City Owned.
- cc. Mike Kraus Property recently acquired from City Cemetery, Parcel 2015-39, from City Owned to A-1
- dd. 412, 414, and 416 E. Oak Street (Kraus Property) from R-1 to R-3.

- ee. Property owned by Phil First/others (Parcel 2012-126 in Doden's 1st Add. Lot 2) to south of 412-416 E. Oak Street to be purchased by Kraus for R-3 Development, from C-1 to R-3.
- ff. 139 S. Main Street, all suites and buildings, (Stingley Dental Office, Family Insurance, et. al.) from R-1 to C-1 (Appears that most of this property is Zoned C-1, but the East 1/3 appears to be zoned R-1 according to our Zoning Map.)
- gg. Parcel 2001-149 (Airport Property) from A-1 to City Owned.
- hh. Parcel 2001-149 (Airport Property) from A-1 to City Owned.
- ii. Parcel located in Section 35, township 86, range 3 west of the 5th P.M., Tax Parcel I.D. 0235100012 (Rowland Property) lying just south of the western portion of City parcel 2001-149, currently shown as being City Owned but appearing to be owned by Elizabeth Rowland, et. al. as A-1.
- jj. Parcel 2001-172 (Rowland Property) from City Owned to A-1.
- kk. Parcel 2001-171 (Rowland Property) from City Owned to A-1.
- ll. 35-86-03 NW ¼ NW ¼ Exc. Parcel 2001-149 (Rowland Property) from City Owned to A-1.
- mm. Shimanek property located at or near the western edge of the Monticello City limits identified by the following Tax Parcel I.D.'s: 0221101011 (two tracts) and 0221101002. From R-1 to A-1
- nn. Goedken property located at or near the western edge of the Monticello City limits identified by the following Tax Parcel I.D.'s: 0221151001 and 0221326025. From R-1 to A-1
- oo. McDonough property located at or near the western edge of the Monticello City limits identified by the following Tax Parcel I.D.: 0221301002. From R-1 to A-1

The balance of the proposed changes are all associated with past flood buyouts, the DGC, and street abandonments in that area.

- a. Parcel 2015-15 (Willow Park / Shelter) from C-1 to City Owned.
- b. Parcel 2015-16 (Yeoman Property, purchased from City after vacation of Locust Street) from a "street" to C-1.
- c. Parcel 2015-14 (White property, purchased from City), confirming continued zoning as C-1.
- d. 615 E. Washington Street (Old Riddle Property) from C-1 to City Owned.
- e. 231 S. Locust Street (Flood Buyout) from R-1 to City Owned.
- f. 225 S. Locust Street (Flood Buyout) from C-1 to City Owned.
- g. 523 E. Grand Street (Flood Buyout) from R-1 to City Owned.
- h. 121 S. Locust Street (Flood Buyout) from R-1 to City Owned.
- i. 124 S. Locust Street (Flood Buyout) from R-1 to City Owned.
- j. 114 S. Locust Street and adjacent strip to the south, between 114 and 124 S. Locust Street (Flood Buyout) from R-1 to City Owned.
- k. 105 S. Locust Street (Flood Buyout) from R-2 to City Owned
- l. 109 S. Locust Street (Flood Buyout) from R-1 to City Owned.
- m. 602 E. 1st Street (Flood Buyout) from C-1 to City Owned.
- n. 604 E. 1st Street (Flood Buyout) from C-1 to City Owned.

- o. Energy Company Place Lot 2 (DGC Donation) from C-1 and R-1 to City Owned.
- p. Irreg. Plat E Pt. Lot 143 & E. Pt Lot 146 Fra 5.40 acres (DGC Donation) from C-1 to City Owned.
- q. Parcel 2014-2745 (DGC Donation) from C-1 and R-1 to City Owned.

Amendment to Ordinance recorded as document 2000 3630, recorded date November 28, 2000

ORDINANCE NO. _____

An Ordinance amending the Monticello Code of Ordinances, by amending Chapter 165 "ZONING REGULATIONS" of certain property located within the City Limits of the City of Monticello, same being generally described as set forth within Addendum A, attached hereto, all located within the City limits of Monticello, IA 52310 and amending the Official Zoning Map.

BE IT ENACTED by the City Council of the City of Monticello, Iowa:

A. Summary

That a number of properties located within the City Limits of Monticello have been determined, upon a review of the Monticello Zoning Map, to be incorrectly zoned and/or incorrectly classified, said properties being generally described as set forth within the attached Addendum "A".

B. Zoning Classification:

That the current and proposed Zoning Classifications of the properties described within Addendum "A" attached hereto are, by this reference, incorporated in this Ordinance, as if same had been set forth fully, verbatim, herein.

C. Amendment to Zoning Classifications:

That the Zoning Classifications of the properties identified in the attached Addendum "A" are hereby amended from their present designation, as shown within the Addendum, to the new or updated Zoning Classification, also as shown within the attached Addendum.

D. Repealer:

All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

E. 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.

F. Effective Date

This Ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

1st reading passed by the Council on this ____ day of _____, 2017.

2nd reading passed by the Council on this ____ day of _____, 2017.

3rd reading passed by the Council on this ____ day of _____, 2017.

Dena Himes, Mayor

Attest:

Sally Hinrichsen, City Clerk

I, Sally Hinrichsen, Monticello City Clerk, do hereby certify that the above and foregoing Ordinance #____ was published in the Monticello Express on the ____ day of ____, 2017.

Sally Hinrichsen, City Clerk

City Council Meeting
Prep. Date: 04/13/17
Preparer: Doug Herman



Agenda Item: Reports
Agenda Date: 04/17/2017

Communication Page

Agenda Items Description: Misc. Reports

Type of Action Requested: Motion; Resolution; Ordinance; **Reports**; Public Hearing; Closed Session

Attachments & Enclosures:

ECIA Letter

Fiscal Impact:

Budget Line Item:

Budget Summary:

Expenditure:

Revenue:

- **Board Openings:** Tree Board – One Opening
- **One-Way Alleyway discussion, Varvel-Buckeye:** Mixed reviews from neighbors in regard to the proposed one-way alleyway. No new input since last meeting. Joe Tubbs, neighbor who brought this issue to Council with Clyde Zedick, called to check status. I told him that Council had not made a decision one way or another but without additional input or evidence from more neighbors it was likely to remain a two way alley. He also asked about status of bushes and alleyway parking by neighbors on the end of alley and I told him that I would follow up with Britt/Brant.
- **Al Hughes Property:** To my understanding Al's cousin who was at the last meeting continues to be at the home, removing items deemed to be of value. I believe he has started the abstract updating process but am not clear whether or not he and Al have reached a deal on the purchase or a plan with regard to the demolition.
- **City Fountain:** I do not have enough detail yet to get competitive quotes on Fountain upgrade and repair. Is there a desire that I get a bid to replace plumbing/pit, repair fountain, and install liner? Leaving fountain more as it currently is? New lights outside of water potentially?
- **ECIA Board Openings:** City may appoint two members to the ECIA Board. (meets in Dubuque We have not had members on this Board for a couple of years. I have never attended an ECIA meeting. I do attend, with some regularity, ECICOG meetings in Cedar Rapids, which is a similar entity. (Council members and employees are not eligible.)

- **Health/Dental/Vision/Life, Short Term Dis., Accidental Death and Dismemberment Renewals:** Renewals came in pretty good.
 - Health Insurance down 4.95% (after a 20+% increase last year)
 - Dental Insurance unchanged
 - Vision Insurance up 2% +/-
 - Life/ST Dis./AD&D up 9.47% (\$720 for the year) Broker recommends that we shop this around next year, indicating that most companies give you a break in price the first couple years, bumping you up to “normal” in year three, where we are at. If you shop around too much you have trouble getting quotes, so waiting until next year is advised.

- **Pocket Park Wall / Intlekofer Building on Grand:** After the last Council meeting I received a letter from Steve complaining of the parking lot rock placement and light fixture placement next to his building and also complained about the finish on the west wall of the Grand China building facing the Pocket Park. I shared correspondence with all of you by e-mail as it came in. Steve is acquiring a survey of his lot on Grand, however, he definitely incorrectly believed it to be 33’ wide when it is much closer to 27’ wide. (actually 26’ 6” I believe) We will work with him to rectify any water problems if we had a role in them. With regard to the Pocket Park it is a bit hard to explain how Steve didn’t complain until after the last Council meeting. He saw the work going on, the block filler application, the paint application, etc., and never complained. We can definitely talk to him about the wall, but as a “party wall” which I believe it is, he has an obligation to work with us and us with him on any modifications/repairs and the costs of modifications / repairs are to be proportionally divided by the owners in a manner that is equivalent to the value of the wall to the owner. Would seem that he may have more interest in the wall than the City as the City does not have a building. With that said, the Trans are buying the building on contract from Steve and we want to be sure that they are protected as well.

- **Engineer Report:** I have asked Patrick/Casey/Troy to provide an update on all pending projects, timelines, hurdles, etc.



ECIA

March 30, 2017

Mayor Dena Himes
City of Monticello
200 East 1st Street
Monticello, IA 52310-1501

Dear Mayor Himes:

According to our records the individual(s) listed below have a term that will be or has expired on the Eastern Iowa Regional Housing Authority Board:

Commissioner	Term Expiration
Vacant	X
Vacant	X

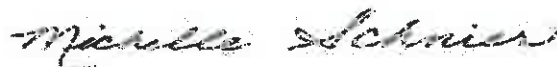
The EIRHA by-laws state that each member city or county of EIRHA shall be represented by two commissioners appointed to a minimum of two-year terms. Therefore, the City Council or the Board of Supervisors should take action to reappoint/appoint commissioners to the EIRHA Board.

The Department of Housing and Urban Development has ruled that local elected officials and city employees are prohibited from being a member of the Board. We recommend that you appoint individuals who are interested in housing, do not have rental properties on our program, and who are willing to attend up to six board meetings per year in Dubuque.

Please complete and return the enclosed resolution and have the appointed commissioner(s) sign and return the "Oath of a Commissioner" form. Also enclosed is an information sheet that will need to be completed and returned.

Thank you for your time and cooperation regarding this matter. Should you have any questions, I can be reached at 563-556-4166 or 1-800-942-4648 or mschnier@ecia.org.

Sincerely,



Michelle Schnier
Director of Housing & Support Services

Enclosure