

**Clive City Council Meeting
Regular Session
Thursday, January 31, 2008**

The regular meeting of the Clive City Council was held Thursday, January 31, 2008 at Clive City Hall at 6:00 p.m. Mayor Aasheim presided. Council members present were: Begleiter, Brody, Cirksena, Edwards, Leighton. Absent: None.

Leighton moved to approve the agenda, seconded by Cirksena. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried.

Leighton moved to approve the consent items and those **Resolutions** contained therein seconded by Edwards.

4a. Minutes dated 1-17-08; 4b. Bill list dated 1-28-08; 4c. 2007 Police Department Yearly Report; 4d. Liquor License Renewal – Tanner’s Pub, 9956 Swanson; 4e. Liquor License Renewal – Kum & Go #206, 1725 N.W. 86th; 4f. Liquor License Renewal – Ducktail Lounge, 1809 86th; 4g. Liquor License Renewal – Cabaret Lounge, 8450 Hickman Rd. Suite B; 4h. Liquor License Renewal – Quiktrip #566, 11925 University Ave; 4i. Approve pay rate for Grayling Ashley – Police Officer – \$41,325.00 – 2/4/08; 4j. Approve purchase - new unmarked police vehicle, 2008 Dodge Charger, w/ extended warranty - \$20,721 - Hartwig Motors, Iowa City; 4k. **Resolution 2008-15** approving professional services agreement - Genus Landscape Architects – Karp Park Project - 14,900.00; 4l. Approve pay request #5–Hitchcock Design Group – NW 86th Street Streetscape Master Plan - \$3,184.39; 4m. **Resolution 2008-16** establishing signatures necessary to withdraw funds; 4n. **Resolution 2008-17** approve proceeding to condemnation- utility easement- property owned by University Plaza LLC. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried.

Linda Schaut gave an annual update to the council regarding Greater Dallas County Development. She asked for dues of 2000 Census of \$2 per capita in Dallas County.

Edwards moved that **Ordinance No. 881**, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLIVE, IOWA, 2000, AMENDING AND RESTATING CHAPTER 155 – BUILDING CODE, having been considered by the council for the second time, be voted on for passage prior to its final adoption, seconded by Cirksena. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried.

Edwards moved that **Ordinance No. 882**, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLIVE, IOWA, 2000, BY AMENDING AND RESTATING CHAPTER 156 – ELECTRICAL CODE, having been considered by the council for the second time, be voted on for passage prior to its final adoption, seconded by Cirksena. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried.

Edwards moved that **Ordinance No. 883**, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLIVE, IOWA, 2000, BY AMENDING AND RESTATING CHAPTER 157 – PLUMBING CODE, having been considered by the council for the second time, be voted on for passage prior to its final adoption, seconded by Cirksena. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried.

Edwards moved that **Ordinance No. 884**, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLIVE, IOWA, 2000, BY AMENDING AND RESTATING CHAPTER 158 – ENERGY CONSERVATION CODE, having been considered by the council for the second time, be voted on for passage prior to its final adoption, seconded by Cirksena. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried.

Edwards moved that **Ordinance No. 885**, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLIVE, IOWA, 2000, BY AMENDING AND RESTATING

CHAPTER 159 – MECHANICAL CODE, having been considered by the council for the second time, be voted on for passage prior to its final adoption, seconded by Cirksena. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried.

Edwards moved that **Ordinance No. 886**, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLIVE, IOWA, 2000, BY AMENDING AND RESTATING CHAPTER 161 – FUEL GAS CODE, having been considered by the council for the second time, be voted on for passage prior to its final adoption, seconded by Cirksena. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried.

Edwards moved that **Ordinance No. 887**, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLIVE, IOWA, 2000, BY AMENDING AND RESTATING CHAPTER 162 – EXISTING BUILDING CODE, having been considered by the council for the second time, be voted on for passage prior to its final adoption, seconded by Cirksena. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried.

Cirksena moved that **Ordinance No. 880**, AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF CLIVE, IOWA, 2000, PERTAINING TO CHAPTER 122 REGARDING SOLICITORS AND TRANSIENT MERCHANTS, having been considered by the council for the second time, be voted on for passage prior to its final adoption, seconded by Edwards. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried.

A Bike to Work Week donation request was discussed. The council agreed that this is a great program, but is not comfortable with circumventing the budget process to make a contribution. The suggestion was made to approach civic clubs with the request.

86th Street Project coordination and timeline were discussed. A February 16, 2008 work session has been scheduled for 8:30 a.m. in the Special Events Building to further discuss the project.

Edwards introduced the following **Resolution** and moved its adoption, seconded by Begleiter. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried. Whereupon, the Mayor declared the following duly adopted:

RESOLUTION NO. 2008-18

RESOLUTION APPROVING CHANGE ORDER NO. 1 FOR DECARLO DEMOLITION – BUILDING DEMOLITION PROJECT

PASSED AND APPROVED THIS 31ST DAY OF JANUARY 2008.

The Assistant City Manager's report was given by Lisa Schmidt.

The City Manager's report was given by Dennis Henderson.

Discussion was held regarding the proposed 08/09 Budget.

Mayor Aasheim presented Certificates of Recognition to Jim Crawford, and Dave Wisenieski for their service on the Planning and Zoning Commission and Parks and Recreation Board, respectively.

There was further discussion regarding the Clive Budget FY 08/09 with departments highlighting major departmental changes.

Mayor Aasheim announced this was the time and place for a public hearing for the sale of the Public Works Building – 9289 Swanson.

The City Clerk advised notice of the hearing was published in the Clive Register on 1-28-08.

No written objections were filed and no oral objections were offered from the audience.

Edwards moved to close the public hearing, seconded by Leighton. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried.

Edwards introduced the following **Resolution** and moved its adoption, seconded by Cirksena. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried. Whereupon, the Mayor declared the following duly adopted:

RESOLUTION NO. 2008-19

RESOLUTION APPROVING THE SALE OF CERTAIN PUBLIC PROPERTY LOCATED AT 9289 SWANSON BLVD., CLIVE, IOWA, AND AUTHORIZING THE CONVEYANCE OF SAID PROPERTY (1st Amendment to the Purchase Agreement)

PASSED AND APPROVED THIS 31ST DAY OF JANUARY 2008.

Leighton introduced the following Resolution and moved its adoption, seconded by Begleiter. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried. Whereupon, the Mayor declared the following duly adopted:

RESOLUTION NO. 2008-20

RESOLUTION SETTING DATE OF PUBLIC HEARING FOR APPROVAL OF PROPOSAL TO GRANT A WATER MAIN EASEMENT TO JOSEPH L. MARCUS AND DIANE B. MARCUS IN CONNECTION WITH REAL PROPERTY OWNED BY CITY AT 9289 SWANSON BLVD, CLIVE, IOWA

PASSED AND APPROVED THIS 31ST DAY OF JANUARY 2008.

Mayor Aasheim announced this was the time and place for a public hearing for the issuance of \$2,900,000.00 Refunding Loan Agreement.

The City Clerk advised notice of the hearing was published in the Clive Register on 1-25-08.

No written objections were filed and no oral objections were offered from the audience.

Edwards moved to close the public hearing, seconded by Begleiter. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried.

Leighton introduced the following Resolution and moved its adoption, seconded by Cirksena. Roll Call: Ayes: Begleiter, Brody, Cirksena, Edwards, Leighton. Nays: None. Motion carried. Whereupon, the Mayor declared the following duly adopted:

RESOLUTION NO. 2008-21

RESOLUTION TAKING ADDITIONAL ACTION TO ENTER INTO A LOAN AGREEMENT

PASSED AND APPROVED THIS 31ST DAY OF JANUARY 2008.

There being no further business before the Council, Mayor Aasheim adjourned the meeting at 8:34 p.m.

Pamela L. Blessman, City Clerk

Les Aasheim, Mayor