

September 9, 2019  
Regular Session

The Bellevue City Council met on Monday, September 9, 2019 in Regular Session at 6:30 P.M. in the Council Chambers with Mayor Roger Michels presiding. The Pledge of Allegiance was recited by all present. The roll was called as follows:

**PRESENT:** Councilmembers Kyle Clausen, Jayson Heiar, Lyn Medinger, Tammy Michels and Tim Roth. Also present were City Administrator/Clerk Abbey Skrivseth, Assistant Police Chief Dennis Schroeder, Kathy & Joe Blitgen, Judy & Stan Daniels, Jo Fifield, Don & Joan Holzemer, John Kruse, Laura McCool, Andrea & Chuck Melton, Joyce & Larry Michels and Mark Mueller.

**ABSENT:** None

**APPROVAL OF AGENDA:**

Mayor Roger Michels reviewed the Agenda and declared it approved.

**CONSENT AGENDA**

Michels moved with a second by Medinger to approve the Consent Agenda. Motion carried unanimously.

- A. Approve Minutes of August 26, 2019 Regular Session
- B. Approve August 2019 Financial Reports
- C. Approve Cigarette/Tobacco License Effective October 1, 2019 for The Car Wash
- D. Approve New Class C Beer Permit with Sunday Sales for The Car Wash Effective October 1, 2019
- E. Approve Addition of Carryout Wine Privilege for Casey's General Stores #2916 Effective October 1, 2019
- F. Approve Ownership Change for Class E Liquor License with Class B Wine Permit (Carryout Wine-Includes Native Wine), Class C Beer Permit and Sunday Sales for Casey's General Store #2916 Effective August 18, 2020

**PICKLEBALL UPDATE – CHUCK MELTON**

Chuck Melton came before the Council to provide an update on the Pickleball group's fundraising efforts and for approval to proceed with the project. Roughly \$24,000 has been raised. A quote was received from Midwest Sealcoat LLC for \$13,100 to resurface the courts. The group will continue to fundraise to allow for lighting for the Spring of 2020. The group continues to channel their money through the Bellevue Community Club. Clausen moved with a second by Heiar for the group to proceed with their project in having Midwest Sealcoat LLC resurface the courts. Motion carried unanimously.

**MARK MUELLER – FLOODPLAIN COMMITTEE UPDATE**

Mark Mueller provided an update on the Floodplain Committee's effort for the proposed 2020 floodplain map. Mueller noted communication continues with the Iowa DOT and DNR. Mueller

then discussed the concern of water from the county coming off and under Mill Creek Road into the City by the Dunn Subdivision. Mueller would like to discuss with the County Supervisors the idea of putting in a riser to help better control the flow of water during heavy rainfall and to utilize the County Engineer on the process. Mueller also requested that the Council consider budgeting money for future efforts that might arise during the process. Mayor Michels spoke his concern on budgeting taxpayer money on this project.

Roth moved with a second by Heiar for Mueller and Skrivseth to attend a County Supervisor meeting to discuss such concerns including the possible solution of installing a riser. Motion carried unanimously.

#### **CAMERAS – FELDERMAN PARK**

Cameras have been installed at Felderman Park, facing the entrance, compost pile, and soccer field areas. Skrivseth asked for the Council's direction on new signage and enforcement on illegal dumping. The Council agreed to specify that only City Residents may dump at the compost pile, but anyone can remove compost/items and to include a \$250 fine for illegal dumping. A new ordinance will be drawn up.

#### **OUTDOOR WOOD BURNING FURNANCE**

Discussion followed on Ordinance No. 391 that prohibits outdoor wood burning furnaces within the city limits, which was passed in 2013. Josh Klemme's outdoor wood burning furnace located at 204 Church Street was grandfathered in as his permit was issued prior to the prohibiting ordinance. The Council agreed to allow Klemme to repair his current wood burning furnace including letting him move and put back the furnace for the repair. The Council agreed that Skrivseth will work with Klemme and send him a letter clarifying his grandfathered furnace status. The letter will also clarify that the outdoor wood burning furnace and the permit only apply to Klemme and the furnace cannot be moved from the current property to another location and cannot be replaced.

#### **RESOLUTION NO. 33-19 TO ADOPT THE JACKSON COUNTY MULTI-JURISDICTIONAL LOCAL HAZARD MITIGATION PLAN**

Clausen moved with a second by Roth to approve Resolution No. 33-19. Roll call vote carried unanimously.

#### **RESOLUTION # 33-19**

#### **A Resolution to approve and adopt the Jackson County Multi-Jurisdictional Local Hazard Mitigation Plan.**

**WHEREAS**, the Jackson County Multi-Jurisdictional Local Hazard Mitigation Plan was presented to the Bellevue City Council on September 9, 2019; and

**WHEREAS**, the Jackson County Multi-Jurisdictional Local Hazard Mitigation Plan was prepared in compliance with the Hazard Mitigation Planning Requirements of the Disaster Mitigation Act of 2000 provided by the Iowa Homeland Security and Emergency Management Division; and

**WHEREAS**, the Jackson County Multi-Jurisdictional Local Hazard Mitigation Plan identifies the City’s potential hazards in the community; and

**WHEREAS**, the Jackson County Multi-Jurisdictional Local Hazard Mitigation Plan includes a profile of hazard events, a vulnerability assessment, evaluation of mitigation goals and a plan maintenance process.

**NOW THEREFORE BE IT RESOLVED** that the City Council of the City of Bellevue does hereby approve and adopt the Jackson County Multi-Jurisdictional Local Hazard Mitigation Plan this 9th day of September, 2019.

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Roger Michels, Mayor

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Attest: Abbey J. Skrivseth, City Clerk

**RESOLUTION NO. 34-19 IOWA DEPARTMENT OF TRANSPORTATION SIGN REPLACEMENT PROGRAM FOR CITIES & COUNTIES**

Heiar moved with a second by Medinger to approve Resolution No. 34-19. Roll call vote carried unanimously.

**IOWA DEPARTMENT OF TRANSPORTATION**

**AGREEMENT / RESOLUTION**

**Sign Replacement Program for Cities & Counties**

**(SRPFCC)**

ver 02.22.19

RESOLUTION NO. 34-19

WHEREAS the City/County of Bellevue, recognizes the importance of maintaining the regulatory, warning, and school area signs on the road system in conformance with the Manual on Uniform Traffic Control Devices, Federal Highway Administration, U.S. Department of Transportation, and

WHEREAS a review of signs has been conducted by the City/County of Bellevue or its agent to identify deficiencies in those signs eligible for replacement under the rules of the program, and

WHEREAS the Iowa Department of Transportation will reimburse up to \$10,000 per county and \$5,000 per city for conforming regulatory, warning, and school area signing materials for the replacement of existing signs to the City/County of Bellevue, and

WHEREAS it is understood that applications will be considered in order of receipt and will be limited to replacing eligible regulatory, warning, and school area signs. See, [“Signs eligible](#)

for SRPFCC”.

NOW THEREFORE BE IT AGREED BY THE IOWA COUNTY OR CITY COUNCIL OF  
Bellevue, THAT:

The City/County is hereby directed to submit the grant application and request for signing materials to replace signs that have been identified as deficient in their review. This application is to be submitted to the Iowa Department of Transportation’s Program Coordinator for the Sign Replacement Program for Cities & Counties, and

BE IT FURTHER RESOLVED THAT:

- A) All signing materials must be ordered within 90 days of application approval.
- B) All signing materials will be installed by the City/County of Bellevue, within 180 days after the sign materials are furnished, and,
- C) All signs will be installed in compliance with the Manual of Uniform Traffic Control Devices, Federal Highway Administration, U.S. Department of Transportation, as adopted per Iowa Administrative Rules 761, Chapter 130, and,
- D) The City/County of Bellevue, will certify in writing to the Department of Transportation’s Program Coordinator within 30 days after the sign materials and/or signs have been installed.
- E) The City/County of Bellevue, recognizes that submission of this agreement along with an application, requesting signs and sign posts, represents approval by the city/county to participate in the Sign Replacement Program for Cities & Counties.
- F) Cities and counties not complying with the SRPFCC rules will be prohibited from applying for the program for two years.
- G) Application must be approved by Iowa DOT prior to ordering signs.
- H) Reimbursement, up to the program maximum, will be sent to the grantee AFTER:
  - the signs/posts have been installed.
  - the IA DOT receives a copy of the sign-order invoice.
  - the IA DOT receives proof of payment (Reimbursement Certification).

PASSED AND APPROVED THIS 09 DAY OF September, 2019

\_\_\_\_\_  
County Engineer / Mayor

\_\_\_\_\_  
County Board of Supervisors Chair / City Clerk

maximum, will be sent after the

Iowa DOT approval by:

\_\_\_\_\_  
Iowa DOT representative

\_\_\_\_\_  
Date

**RESIGNATION OF RESERVE POLICE OFFICER OLIVER REISTROFFER**

Heiar moved with a second by Clausen to approve the resignation of Reserve Police Officer Oliver Reistroffer. Motion carried unanimously.

**ECIA'S NUISANCE PROPERTY ENFORCEMENT PROGRAM**

Skrivseth provided an update on ECIA's new Nuisance Property Enforcement Program and their offer to have a work session to go over the program in more detail as a Councilmember previously asked about nuisances. The Council agreed to handle all nuisance problems themselves without hiring the service out.

**COUNCIL AND MAYOR UPDATES**

Mayor Michels requested having a Work Session on September 23, 2019 at 5:30PM prior to the Regular Session to discuss in detail the proposed ATV/UTV Ordinance. All Councilmembers indicated they would be available for the Work Session.

Roth reminded everyone that the Research For The Kids ride will be stopping in Bellevue on Saturday, September 21 from 3:00pm-5:00pm.

**RECEIPTS AND DISBURSEMENTS**

The following amounts were received or expended in the month of August:

	<b>RECEIPTS</b>	<b>DISBURSED</b>
<b>GENERAL:</b>		
Basic General Fund	140,936.31	199,907.36
Library Gift Fund	299.00	4,561.99
P.I.L.O.T	2,017.41	
L.O.T. Prop Tax Red.	8,302.64	
Franchise-Prop Tx	666.15	
Franchise Streets	666.15	50,568.32
Reserve Accounts		31,000.00
R.R. Crossing Funds	26,415.29	1,917.25
<b>SPECIAL REVENUE</b>		

L.O.T. Street Dept	10,014.11	55,225.74
Fire Dept Cap Fund	1,020.00	
Streets Cap Fund		40,136.16
Road Use Tax	31,660.55	47,037.81
Debt Service	8,635.75	
<b>PROPRIETARY FUNDS:</b>		
Ambulance	9,267.26	4,821.66
Telecommunication	111,967.27	105,578.59
Sanitation	40,972.20	33,180.64
Water	39,540.74	18,207.53
Electric Cap Fund	246.02	3,892.20
Electric	279,784.60	218,606.86
Customer Deposit	815.00	125.00
Storm Water Fund	6,095.20	3,920.16
Sewer	40,532.13	33,855.55
Sewer Cap. Improvement	5,542.10	
<b>TOTALS</b>	<b>765,395.88</b>	<b>852,542.82</b>

**ADJOURNMENT**

As there were no other matters on the agenda for discussion, Mayor Roger Michels adjourned the meeting at 7:43 PM.

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City Administrator/Clerk

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Mayor