

October 14, 2008

Proceedings of the City Council of University Heights, Iowa, subject to approval by the Council at a subsequent meeting. ALL VOTES ARE UNANIMOUS UNLESS OTHERWISE STATED.

REGULAR MEETING

Mayor From called the October, 2008 meeting of the University Heights City Council to order at 7:00 p.m.

Present: Mayor From. Council Members Andrew Dudler, David Giese, Stan Laverman, Brennan McGrath and Amy Moore. Staff present: Engineer Bilskemper, Attorney Ballard, Treasurer Kimura, Police Chief Fort and Clerk Anderson. Also present were Pat Bauer, Jeff Hendrickson, Harold Plate and Steve Smith.

The minutes of the September 9, 2008 meeting of the Council were presented, amended and approved by unanimous consent.

Public Input: Harold Plate, of 50 Highland Drive, asked the council why he had to move his portable toilet when it appeared that others had not. Attorney Ballard commented that the ordinance should be enforced consistently across the city; reported infractions have been addressed. Council member Laverman commented that this is a unique ordinance and that perhaps it should be reviewed. Attorney Ballard commented that the city could empower the Board of Adjustment to review on a case-by-case basis to ensure "reasonable effort" has occurred by the homeowner to keep the toilets out of sight.

Plate also inquired about the approach to his driveway and that drainage has become an issue; Engineer Bilskemper replied that there could be some grinding done to redirect the water away from the house or the panels could be replaced.

Finally, Plate requested that a 4-way stop sign be erected at the corner of Oakcrest & George; Council member Laverman replied he will take care of it.

Mayor's Report: The Mayor's written report was presented; Mayor From commented on the ground-breaking for the Joint Emergency Communication Center on October 22, 2008 at 1:00 pm.

Legal Report: A written report was presented. Attorney Ballard highlighted the easement agreement for lot 115 on Highland Avenue.

Clerk's Report: Clerk Anderson informed the council she would be out of town October 19-23, 2008. Police Chief Fort will monitor the city phone for calls and messages.

Finance Report: No report.

Treasurer's Report: All bills presented were approved by unanimous consent.

Warrants
September 10, 2008 through October 14, 2008

Table with 4 columns: Name, Amount, Name, Amount. Lists various entities and their respective amounts, such as City of Iowa City (13.56), IPERS (2,553.77), and Paul J. Moore (70.01).

Bilskemper addressed the street agreement with Jeff Hendrickson, developer of the former Neuzil property. The council had asked for the developer to provide collateral for this project, in addition to paying for the engineering costs for assessment of the streets after the project was completed. Bilskemper commented that he had two versions of the contract. One version stipulated that no collateral would be required. The other version requested collateral and provided several suggested options, such as a recorded lien on the development property, a letter of credit from the developer's bank, or a UCC Financing Statement on the developer's assets valued at an amount equal to the contribution. Jeff Hendrickson stated he would prefer to provide a letter of credit from his bank; after much discussion, the council agreed that the developer could chose from the 3 options listed in the contract and a letter of credit would be acceptable to the council. Hendrickson also agreed to pay for the engineering fees for assessing the condition of the streets after the project was finished.

MOTION by Laverman, seconded by McGrath to approve the updated contract which contained the collateral language **Carried.**

Dudler - Aye	McGrath - Aye
Giese - Aye	Moore - Aye
Laverman - Aye	

Building, Zoning & Sanitation: No report.

Steve Smith, owner of Johnson County Refuse, gave his annual report to the council. Last year, Smith used 170 tons of salt & sand/salt mixture; this year there is a severe shortage of salt and he was able to purchase 50 tons of salt and has another 100 tons of softener salt/sand mixture mixed. Prices will increase because of this shortage an additional \$125-175 per service; this increase will be reflected in the new 2-year contract.

Smith also commented on a problem with some citizens not using 2 garbage stickers on the bigger garbage cans. Smith will begin tagging the offending properties and will not pick up the trash for those not properly tagged.

E-Government: The dates for the leaf vacuuming and bag pick-up will be posted on the website.

JCCOG: No report.

Announcements: The Garden Club will thin-out the garden on Sunday, October 19, 2008.

The meeting was adjourned by **unanimous consent at 8:47 p.m.**

Attest: Christine M. Anderson, City Clerk

Approved: Louise A. From, Mayor