

Your Roles and Responsibilities as a Board Member” and provided the Council with a copy of that handout for individual consideration.

Council Member Nelson asked if Brimeyer could email an updated position profile based on the changes discussed with Brimeyer stating he would make the changes and would email them to Administrator Meyer, but would have to have everything back before this Friday.

Marsters suggested that the item be tabled to a Special Meeting on Thursday so the Council could review the final copy to make sure all the changes had been made and everyone was comfortable with them.

**It was moved by Marsters and seconded by Nelson to table this item to a Special Meeting (prior to the Worksession) on Thursday October 19, 2006, at 7:00 p.m., 2<sup>nd</sup> Floor Conference Room of City Hall.**

The Mayor pro tem called the question and on roll call, the vote was as follows:

Yea: Marsters, Nelson, Weaver, Tornquist, Jaszewski, Zook  
(Motion was declared carried.)

**15. Phase II, Design Services for 19<sup>th</sup> Street SW Overpass Project:**

The following communication had been submitted regarding approval of the contract with WHKS & Co. for design services related to Phase II of the 19<sup>th</sup> Street Overpass Project;

(As submitted: “19<sup>th</sup> Street SW Overpass Project)

Council Member Weaver asked for an explanation of what was going on because it appeared to be in conflict with Thursday night’s Worksession with City Engineer Wilfong stating the discussion Thursday night would revolve around the possibility of designing the overpass to accommodate future rail expansion (a second rail expansion to the annexation area on the south side of town) explaining that really did not have an impact on this contract. Whether the bridge was designed to accommodate second rail access or not the engineering services were essentially the same.

Council Member Weaver stressed the importance of communication and how he needed to have a clear idea that this contract tonight, where it refers to the Iowa Traction Railroad requirements, could be omitted or expanded after Thursday’s Worksession with Wilfong stating he did not think the consultant would have any problem with that at all.

Council Member Weaver questioned why they should waste the consultant's time if the Council decided they were not going to do a second line with Wilfong stating

that was exactly his point. If the Council approved this tonight and then discussed it forty-eight hours later (second line) it would not be wasting the consultant's time noting a large part of the contract involved surveying the site, the geological aspects of the project, so the Council would not be wasting the consultant's time by approving the contract tonight and having that discussion on Thursday.

Council Member Weaver expressed his concerns over discussing the issue during a Worksession noting the Council was not allowed to vote while in Worksession with Wilfong stating from his perspective he would hope that, based on Council's discussions, staff and the consultant would have a pretty good idea of what the Council wanted and if they wanted an addendum to the contract, that could be done in two weeks, but approval of this tonight would at least let the consultant get started with the surveying.

Council Member Weaver stated he did not want to stop the process but wanted to make sure there was good debate with Wilfong stating the contract listed a not-to-exceed fee and the consultant did work closely with staff.

Administrator Meyer stated Staff would have to adjust the Agenda for Thursday night regarding the Administrator profile so staff would be posting for a Special meeting prior to the Worksession.

Council Member Weaver referred to paragraph 6, "... access the local properties. Based on access needs, location and type of new access required as determined under the provisions task, evaluate the effects of changes in direct access to 19th Street, changes may affect private residences, businesses and farming operations", stating he wanted to go on record as saying that it was very important to work with the 1133rd Transportation Company because its imperative that they be able to get out on 19th Street quickly, and with 60-foot tractor trailers and a possible proposed frontage road (goes to the West and comes out on Taft), it makes that turn almost impossible. He also stated he wanted to go on record that the Council was addressing the concerns of the National Guard's Transportation Unit.

Council Member Marsters requested clarification and asked if the Administrator was suggesting the Council table this for Thursday with Administrator Meyer stating, no, and that from his discussions with WHKS representatives, he was perfectly fine with the Council passing this item tonight and based on Thursdays Worksession they could make adjustments regarding an additional rail or just one rail.

**It was moved by Marsters and seconded by Tornquist that Resolution No. 06-315, be adopted**

Daoud clarified that part of the preliminary design work included working with the Iowa Traction Railroad, not necessarily regarding the extra rail, but there was going

to be two crossings with the Iowa Traction Railroad, one on Pierce and one on the permanent road for the Armory.

Council Member Zook referred to Attachment B (letter from Terracon) and asked where the cemetery road entrance was with Council Member Weaver stating it was on the North side of Highway 106/19th Street to the East of the IOOF Home.

The Mayor Pro tem called the question and the following resolution was introduced.

**Reso. 06-315(ADOPTED):**

Resolution No. 06-315, approving Supplement #1 to the professional services agreement with WHKS & Co. for the preliminary design and other services (Phase II) in conjunction with the "19th Street SW Overpass Project", was presented.

On roll call, the vote was as follows:

Yea: Marsters, Tornquist, Weaver, Jaszewski, Zook, Nelson  
(Motion was declared carried.)

**PUBLIC HEARING**

**16. Issuance of Not to exceed \$190,000 GO Capital Loan Notes:**

The following communication had been submitted regarding approval to take additional action for the authorization of a loan agreement and issuance of \$190,000 General Obligation Capital Loan Notes;

(As submitted: Issuance \$190,000 GO Capital Loan Notes)

The public hearing was held, as per published notice and the Mayor Pro tem called for comments and objections.

Jim Kantaris asked why the City was borrowing \$190,000 with Council Member Marsters stating it was for North Carolina storm sewer enhancements.

There being no further comments, the public hearing was declared closed.

**It was moved by Tornquist and seconded by Marsters that Resolution No. 06-316, be adopted in the amount of \$190,000 for storm sewer enhancements.**

The Mayor called the question and the following resolution was introduced.