COUNCIL COMMUNICATION

Department: Public Works Ordinance No._____ First Reading July 13, 2009
Case/Project No.:_____ Resolution No.09-195
Applicant: Ron Neal, P. E., City Engineer

SUBJECT/TITLE

Council consideration of a resolution authorizing the Mayor to submit an application to the Iowa Department of Economic Development for the Supplemental Community Disaster Grant, and also setting a public hearing for 7:00 p.m. on July 27, 2009, for the Community Development Block Grant Infrastructure Program (CDGB) Application Supplemental Disaster Recovery Funding.

BACKGROUND/DISCUSSION

- On February 2, 2009, Governor Culver signed into law House File 64 which established the Community Disaster Grant Program. This law appropriated funds to cities and counties within the geographical area covered by Presidential Disaster Declaration DR-1763-IA. Council Bluffs is covered under this Presidential Disaster Declaration and is eligible to receive funding under the Program.

- The Iowa Department of Economic Development (IDED) distribute this supplemental disaster recovery funding for disaster-related infrastructure projects through the Community Block Grant (CBDG) Infrastructure Program.

- Funding may be used to address a need arising from the 2008 disaster or, serve as the best alternative to address the need and meet a national objective under the CBDG program. If a project does not meet the national objective of primarily benefitting persons of low and moderate income, it could potentially meet the national objective of meeting an urgent need in a community.

- Funding may be used for disaster related costs that have not received funding from other federal or non-federal sources. Projects could include a variety of physical rehabilitation activities resulting from storm damage or mitigation activities to lessen the impact of future storms.

- Staff proposed five (5) projects consistent with the program requirements and request clerk publish public notice regarding submittal of application for supplemental CDBG disaster recovery funding for five (5) projects.

- The Public Works Department recommends City Council adopt a resolution authorizing the Mayor to submit an application to the Iowa Department of Economic Development for five (5) disaster-related infrastructure projects through the Community Development Block Grant (CDBG) Infrastructure Program in the amount of $8,166,360.63.

- The funding program offers up to 100% project funding. To enhance the applications the projects will be submitted with a 20% local, match funding.

- Cost estimate for each project is as follows

Playland Park Sanitary Sewer Lining	$1,094,641.88
Lateral #5 Channel Lining and Pump Station Improvements	$1,014,300.00
Missouri River Relief Well Replacement	$3,156,500.00
North 28th Street Pump Station and Outfall	$2,499,668.75
6th Avenue Sanitary Pump Station Emergency Generator	$ 401,250.00
Total	$8,166,360.63

RECOMMENDATION

Approval of this resolution.

_____
Greg Reeder, Public Works Director

Playland Park Sanitary Sewer Lining

Project Description Narrative

Explain the needs arising from the 2008 disaster that will be addressed by the proposed improvements

Excessively high rainfall during the 2008 disaster generated increased Missouri river level to recorded National Weather Service flood levels. Missouri river level and subsequent wet weather sewer collection flows have been linked through study of the collection system. High river levels and high wet weather infiltration flows are in a direct relationship. Flow monitoring reveals over one third of the sanitary sewer flow in the project area comes from infiltration. During high river levels experienced during the disaster the infiltration goes even higher.

Describe how the proposed improvements are related to the disaster recovery.
During the disaster the project area event was hit by many threats. Reducing the high river level relationship within the project area is only part of the recovery. Improving sewer collection capacity to the project area is ongoing. Currently a new collector sewer and pump station tied to the project area has been awarded and winter delivery is expected. Storm sewer extensions within the project area are currently being planned to aid in reducing sanitary sewer wet weather inflow and remove rains from a disaster event.

Describe how the proposed project considers and / or provides for mitigation to minimize damage in the event of future floods or tornadoes.
Project improvements will reduce the high river stage infiltration relationship through infiltration reduction measures. The measures include rehabilitation lining effort towards the sewer collection system mains, manholes. Within the sanitary sewer industry collection system lining has been shown to significantly reduce infiltration.

Discuss the urgency of the need to complete this project, including any threats to the health, safety or welfare of the residents.
Past sewer collection system line collapses within the project area have occurred that have been linked to sewer trench voids caused by excessive infiltration. Increase disaster river level increases infiltration and thus trench voids. Records reveal one or two collapses a year costing over $100,000 each in the project area. Proactive measures are difficult with present assessment means and method to predict collapse locations. Sewer line collapse can impact service which threatens the health safety or welfare of residents.

Identify the proposed improvements, the location of the proposed improvements, the current size/ capacity of the system, and the area served by the system.
The project improvements include lining over 15000 linear feet of sewer main, repair and lining over 65 sewer manholes and repairing over 436 laterals. Project location is Playland Park neighborhood of Council Bluffs, IA. The neighborhood is located in the northwest corner of the city, bordered by the Missouri River on the north and west sides.

Indicate whether the project will require acquisition of property or easements.
The project does not anticipation acquisition of property or easement. The sanitary collection system resides within present right of ways and easement under city ownership and control.

Describe how the project relates to existing infrastructure. For example, if you plan to install new sewage collection lines, can the treatment plant handle the increased capacity?
The proposed project mitigation is to reduce wet weather loading in the collection system. Reducing loading relieves stress throughout the downstream collection system and treatment process. The single family residential areas of the project area is substantially built out. No significant growth is suspected to occur in the land locked single family residential areas. Sewer collection capacity within the project is adequate to support lining mitigation measures.

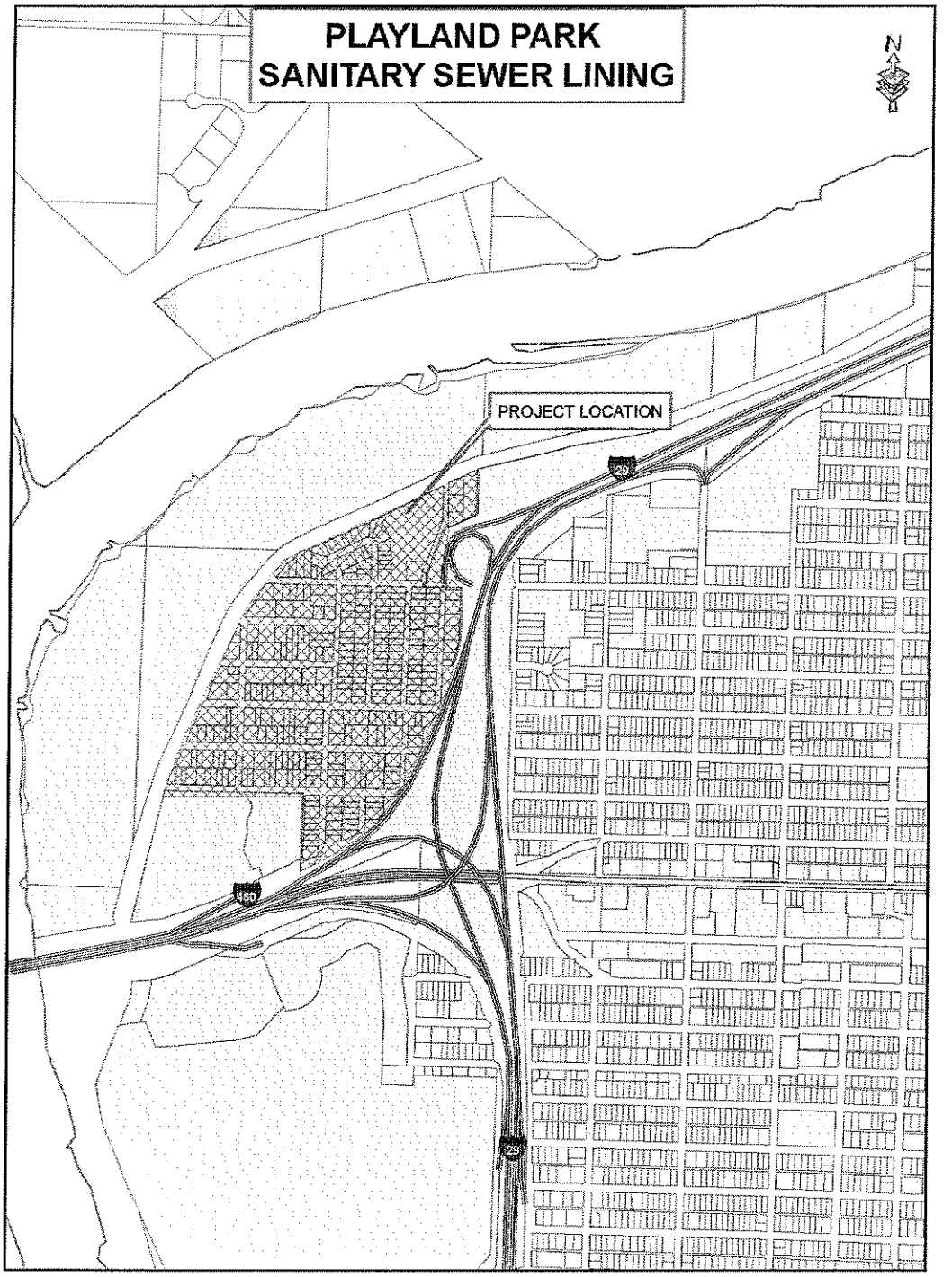
Discuss the options considered to resolve the needs(s) and explain why the option selected is the best for long term benefit of the community.
Project area sewer collection system removal and replacement was considered as an alternative to reduce infiltration. The total sewer collection system removal and replacement would require excessive street removal and replacement within the project area. The streets within the project area have been rehabilitated and are in good structural condition. The project lining mitigation was chosen to minimize street removal and replacement.

Discuss the the unavailability or lack of timely commitment of other sufficient local, state or federal funds within the required period.
This project mitigation is enhancing condition to reduce impact.
Funding sources often prioritize collection and treatment extension and expansion. Neither of these efforts are being completed with this project request.

Discuss how the use of additional local taxes or user fees in place of the requested assistance would place undue burden on residents, especially low – and moderate income households.
Sewer rates have been raised several time in the last decade to improve treatment plant process capacity and treatment to meet new stricter requirements. Future plant demands and regulatory requirements earmark future rate increases towards these same needs. Increasing rates to include deficient collection system issues at the same time will place undue burden on residents, especially low and moderate income households.

What is the timeline for project completion? Please identify your project using only the following major milestones:

- Environmental Assessment/Request for Release of Funds N/A
- Land Acquisition, if applicable N/A
- Completion of final plans and specifications 11/09/09
- Construction permit issued 10/1/09
- Bid letting date 12/17/09
- Bid contract award date 01/11/2010
- Construction start date 02/01/2010
- Construction complete date. 12/01/2010


PLAYLAND PARK
SANITARY SEWER LINING
N
PROJECT LOCATION
29
460
29

Lateral #5 Channel Lining and Pump Station Improvements

Project Description Narrative

Explain the needs arising from the 2008 disaster that will be addressed by the proposed improvements

Excessively high rainfall during the 2008 disaster generated increased Missouri river level to recorded National Weather Service flood levels. Adjacent Missouri river tributary upland areas have storm outfalls that display significantly reduced discharge release under high Missouri river level. When the Missouri river reaches flood levels the outfalls are closed to prevent back flooding from the Missouri river and no release occurs. Reduced or closed outfall release generates local flooding on the adjacent upland areas. Improvement to the storm outfall discharge release is needed to reduce localized flooding within the adjacent upland areas.

Describe how the proposed improvements are related to the disaster recovery.
During the disaster the project area was hit by localized flooding. Improving the outfall release is part of an overall disaster recovery effort. The adjacent upland areas along the Missouri river and Mosquito Creek are protected by the Missouri river levee. Structural repair to the levee system along with relief well replacement are either under construction or are being prepared for bidding.

Describe how the proposed project considers and / or provides for mitigation to minimize damage in the event of future floods or tornadoes.
Project improvements will minimize localize flooding through channel outfall capacity and pump station improvements. The improvements will improve outfall discharge release under open and closed Mosquito Creek outfall conditions. Upland storm collection system will be built as necessary to further reduce localize flooding and provide relief.

Discuss the urgency of the need to complete this project, including any threats to the health, safety or welfare of the residents.
During extensive rainfall periods that display prolonged high Missouri and Mosquito Creek levels, localize flooding damages begin to increase due to poor storm sewer service. Poor service turns streets into pools and places water into private property. The water often ends up in to the sanitary collection system and generates inflow that causes backups. Localize street flooding and subsequent back up complaints are a threat to the health, safety or welfare of the residents.

Identify the proposed improvements, the location of the proposed improvements, the current size/ capacity of the system, and the area served by the system.
The proposed improvements includes over 4000 LF of channel and 6000 LF of wall improvement. The project also includes adding one pump to improve downstream storm outfall release rates under disaster conditions. The location is Council Bluffs, IA in the southeast portion of the city, bordered by Mosquito Creek on the south and east sides. The service area is 2244 upland acres.

Indicate whether the project will require acquisition of property or easements.
The project does not anticipation acquisition of property or easement. The proposed storm collection system resides within present right of ways and easement under city ownership and control.

Describe how the project relates to existing infrastructure. For example, if you plan to install new sewage collection lines, can the treatment plant handle the increased capacity?
Improving upland retention and detention in the upland area has been considered and is being implemented . Efforts have been made to keep existing lateral 5 flows in balance within its ultimate capacity improvement. The service area of the project is projected to see further commercial and industrial growth in the north and residential in the south. Further storm sewer extension will tie into the lateral to provide service to the changing land use.

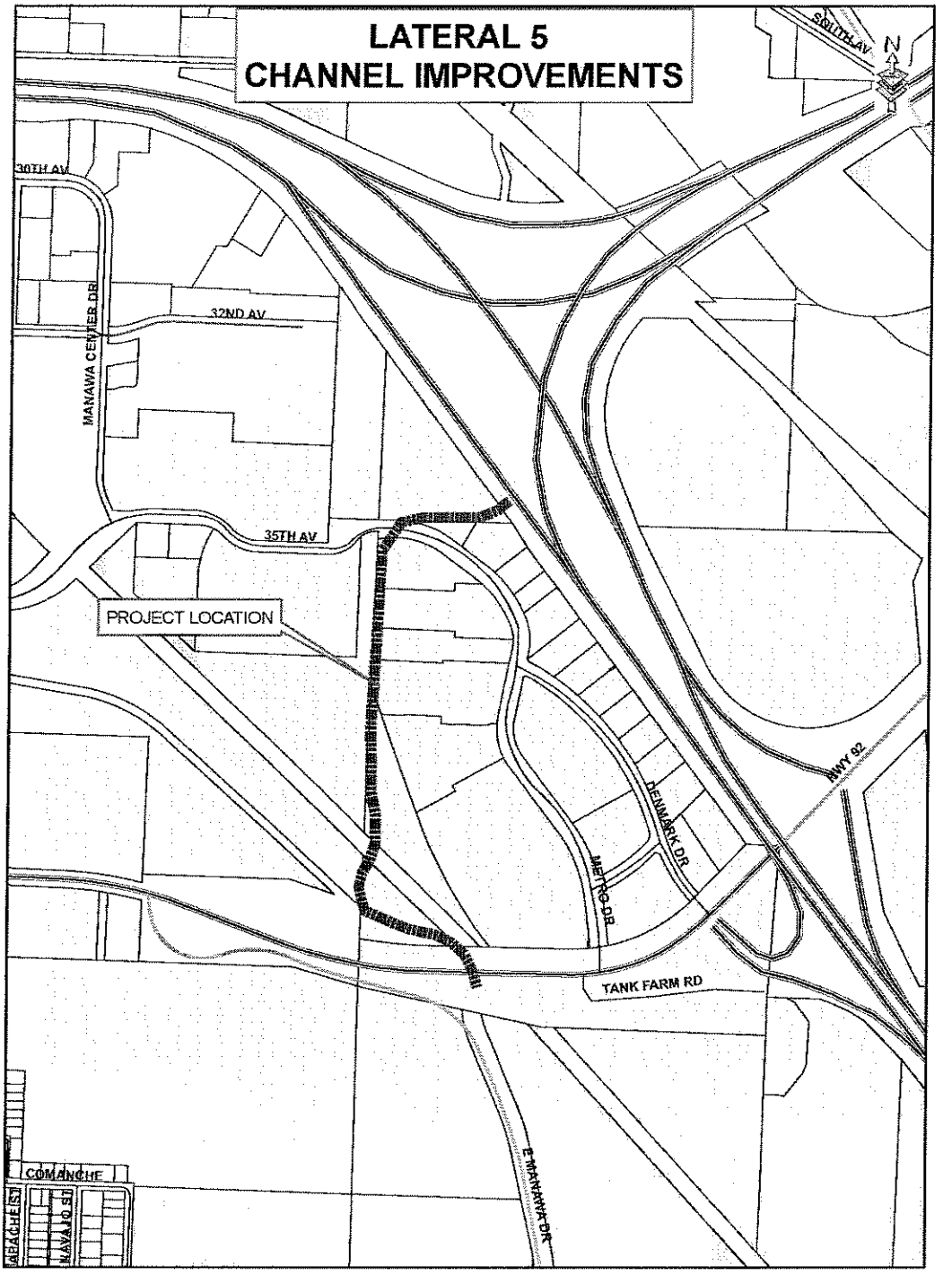
Discuss the options considered to resolve the needs(s) and explain why the option selected is the best for long term benefit of the community.
The ultimate channel capacity improvement and downstream pump improvement is the best alternative to provide level of service within present right of way of existing project area conditions.

Discuss the unavailability or lack of timely commitment of other sufficient local, state or federal funds within the required period.
Other federal funds are being attempted to improve upfront match but no available information on status is available. Existing local funding sources are already allocated to other sanitary and storm needs.

Discuss how the use of additional local taxes or user fees in place of the requested assistance would place undue burden on residents, especially low – and moderate income households.
Sanitary sewer rates and sales tax revenue is used to improve the storm collection system. The sanitary sewer rates have been raised several time in the last decade to make system improvements and meet federal mandates. Sales tax revenue has been earmarked to reduce the sanitary sewer overflow federal mandate. Sales tax projections appear to be flat for the near future. Increasing either or both sources would place undue burden on residents, especially low – and moderate income households.

What is the timeline for project completion? Please identify your project using only the following major milestones:

- Environmental Assessment/Request for Release of Funds N/A
- Land Acquisition, if applicable N/A
- Completion of final plans and specifications 11/09/09
- Construction permit issued 10/1/09
- Bid letting date 12/17/09
- Bid contract award date 01/11/09
- Construction start date 02/01/2010
- Construction complete date. 12/01/2010


LATERAL 5
CHANNEL IMPROVEMENTS
SOUTH AV
N
30TH AV
32ND AV
MANAWA CENTER DR
35TH AV
PROJECT LOCATION
HWY 92
DENMARK DR
METRO DR
TANK FARM RD
E MANAWA DR
COMANCHE
APACHE ST
NAVAJO ST

Missouri Levee Relief Wells Replacement

Project Description Narrative

Explain the needs arising from the 2008 disaster that will be addressed by the proposed improvements

Excessively high rainfall during the 2008 disaster generated increased Missouri river level to recorded National Weather Service flood levels. Over 23 miles of levee built on the sandy floodplain protected Council Bluffs from Missouri River disaster flows. Subsequent levee inspections revealed further efforts need to be focused toward replacing the levee system's obsolete relief wells. Over 150 wells are in the inventory and only 22 recent replacements work as necessary

Describe how the proposed improvements are related to the disaster recovery.
Isolated structural levee damage occurred during the disaster event and federal funds are assisting with repairs . The levee repairs have been awarded by the US Army Corps of Engineers and fall completion is anticipated. Several levee storm outfall structures have been identified as obsolete. One storm outfall structure is being delivered this summer and one is anticipated to be delivery by the end of the calendar year. Other structures are being evaluated for replacement and federal funds are being saught.

Relief wells balance pore water pressure in sandy soils and are an integral part of the levee system during disaster flood levels. The proposed improvements will replace all obsolete relief wells to maintain Missouri River levee performance requirements.

Describe how the proposed project considers and / or provides for mitigation to minimize damage in the event of future floods or tornadoes.
Levees built on over and through sandy floodplains require relief wells to reduce the occurrence of sand boils. A sand boil is in essence a sink hole. The levee collapses in the hole and becomes breached. Sand boils are mitigated by maintaining proper functioning relief wells. When a relief well no longer provides proper function it becomes obsolete and requires replacement. Relief wells reduce and minimize breach damage in a disaster river flow event.

Discuss the urgency of the need to complete this project, including any threats to the health, safety or welfare of the residents.

Community pre hazard mitigation plan has already identified the relief well replacement as part of its plan. Moreover, the community is in the process of formulating an action plan for further levee assessment and evaluation to address ultimate FEMA levee certification. Replacing obsolete relief wells to maintain proper relief well performance is anticipated to be a recommendation from the plan.

Obsolete relief wells increase the change of sand boils which increase levee breach. A levee breach would be a threat to the health, safety or welfare of residents.

Identify the proposed improvements, the location of the proposed improvements, the current size/ capacity of the system, and the area served by the system.

The project improvement include replacing over 118 relief wells on the levee dry side in areas of highly porous river sands. The location is Council Bluffs, IA along its 23 miles of levee that provide 19.2 square miles of special flood hazard area protection.

Indicate whether the project will require acquisition of property or easements.
The project does not anticipation acquisition of property or easement. The levees and relief wells resides within present right of ways and easement under city ownership and control.

Describe how the project relates to existing infrastructure. For example, if you plan to install new sewage collection lines, can the treatment plant handle the increased capacity?
The existing relief wells will be abandoned in place following US Army Corps of Engineers procedure. The new relief wells will meet or exceed performance minimums. Flows from relief well release are returned to river upon it return to lower river stage.

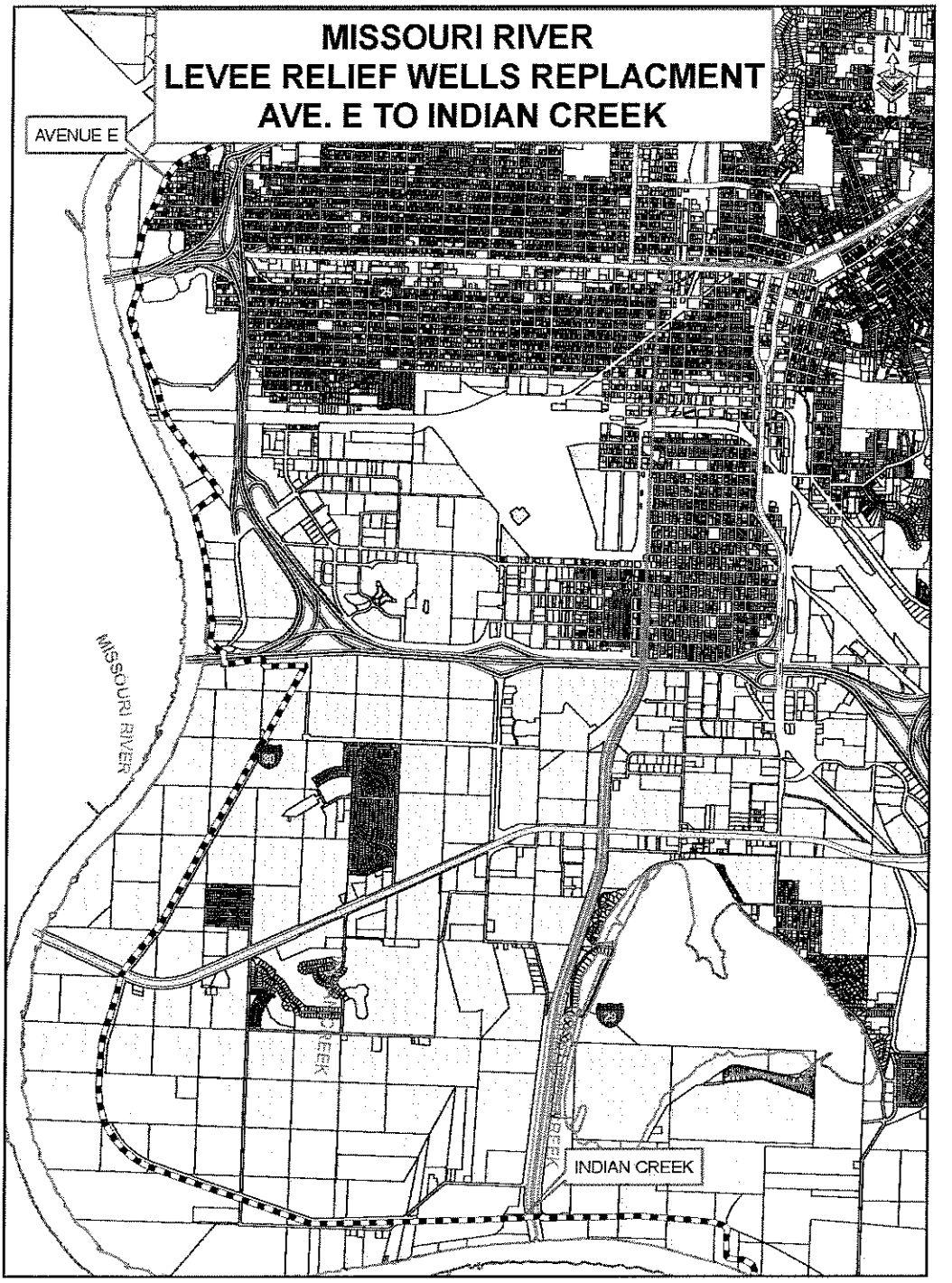
Discuss the options considered to resolve the needs(s) and explain why the option selected is the best for long term benefit of the community.
Relief well rehabilitation alternative has been considered. Assessment results determine the wells were beyond rehabilitation and full replacement is required to meet minimum performance requirements.

Discuss the unavailability or lack of timely commitment of other sufficient local, state or federal funds within the required period.
Obsolete relief well replacement efforts do not qualify for structural damage repairs under federal funds or pre hazard mitigation funds. Local available program funds to meet the relief well need rolls deliver out beyond 30 years.

Discuss how the use of additional local taxes or user fees in place of the requested assistance would place undue burden on residents, especially low – and moderate income households.
Sanitary sewer rates and drainage district funds are used to maintain the Council Bluffs levee sanitary program. The sanitary sewer rates have been raised several time in the last decade to make system improvements and meet federal mandates. Drainage district funds have been held constant to hold burdens in check. Increasing either or both sources would place undue burden on residents, especially low – and moderate income households.

What is the timeline for project completion? Please identify your project using only the following major milestones:

- Environmental Assessment/Request for Release of Funds N/A
- Land Acquisition, if applicable N/A
- Completion of final plans and specifications 11/09/09
- Construction permit issued 10/1/09
- Bid letting date 12/17/09
- Bid contract award date 01/11/2010
- Construction start date 02/01/2010
- Construction complete date. 12/01/2010


MISSOURI RIVER
LEVEE RELIEF WELLS REPLACMENT
AVE. E TO INDIAN CREEK
AVENUE E
MISSOURI RIVER
INDIAN CREEK
N

North 28th Street Pump Station

Project Description Narrative

Explain the needs arising from the 2008 disaster that will be addressed by the proposed improvements.

Excessively high rainfall during the 2008 disaster generated increased Missouri river to recorded National Weather Service flood levels. Adjacent upland areas that drain to the Missouri river experience storm outfalls that display significantly reduced discharge release under high Missouri river level. When the Missouri river reaches flood levels the outfalls are closed to prevent back flooding from the Missouri river and no release occurs. Reduced or closed outfall release generates local flooding on the adjacent upland areas. Improvement to the outfall discharge release is needed to reduce localized flooding within the adjacent upland areas.

Describe how the proposed improvements are related to the disaster recovery.
During the disaster the project area was hit by localized flooding. Improving the outfall release is part of an overall disaster recovery effort. The adjacent upland areas along the Missouri river are protected by the Missouri river levee. Structural repair to the levee system along with relief well replacement are either under construction or are being prepared for bidding.

Describe how the proposed project considers and / or provides for mitigation to minimize damage in the event of future floods or tornadoes.
Project improvements will minimize localize flooding through outfall capacity and pump station improvements. The improvements will improve outfall discharge release under open and closed outfall conditions. Upland storm collection system will be built as necessary to further reduce localize flooding and provide relief.

Discuss the urgency of the need to complete this project, including any threats to the health, safety or welfare of the residents.
During extensive rainfall periods that display prolonged high Missouri stages, localize flooding damages begin to increase due to poor storm sewer service. Poor service turns streets into pools and places water into private property. The water often ends up in to the sanitary collection system and generates inflow that causes backups. Localize street flooding and subsequent back up complaints are a threat to the health, safety or welfare of the residents.

Identify the proposed improvements, the location of the proposed improvements, the current size/ capacity of the system, and the area served by the system.
The proposed improvements includes 700ft of 72" large diameter outfall with levee and interstate crossing, and a new outfall pump station. The location is Council Bluffs, IA in the northwest corner of the city, bordered by the Missouri River on the north and west sides. The service area is 767 upland acres.

Indicate whether the project will require acquisition of property or easements.
The project does not anticipation acquisition of property or easement. The proposed storm collection system resides within present right of ways and easement under city ownership and control.

Describe how the project relates to existing infrastructure. For example, if you plan to install new sewage collection lines, can the treatment plant handle the increased capacity?
The single family residential areas of the project area is substantially built out. No significant growth is suspected to occur in the land locked single family residential areas. Further storm sewer extension will tie into existing storm lines to provide relief.

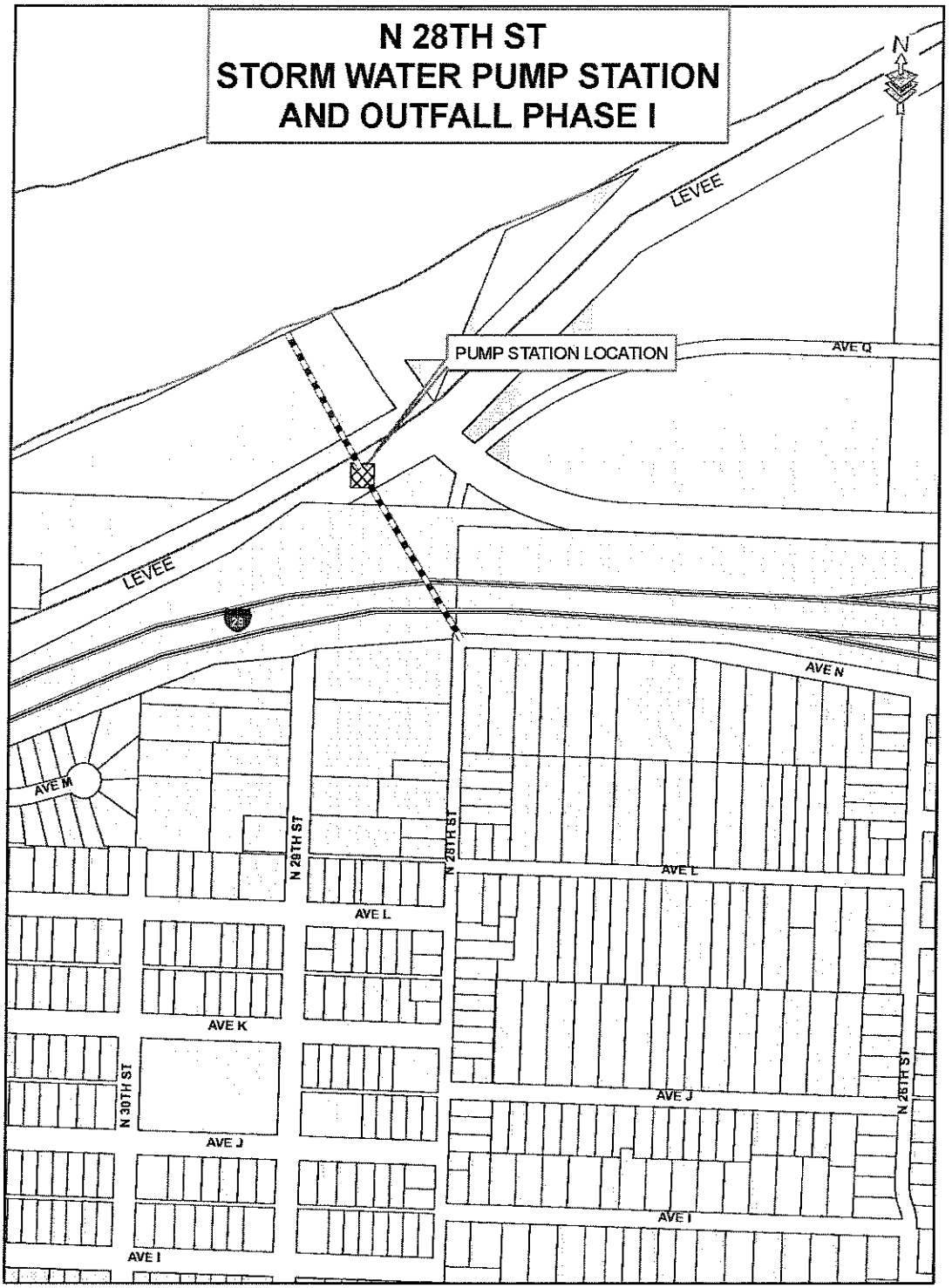
Discuss the options considered to resolve the needs(s) and explain why the option selected is the best for long term benefit of the community.
Improving upland retention and detention in the upland area has been considered. However, with existing service area built out no room exists for placing detention/retention mitigation. Many of the streets have been rehabilitated and are in good structural condition. Placing detention mitigation under streets would increase costs. Improving the outfall discharge release is considered the best alternative for long terrm benefit.

Discuss the the unavailability or lack of timely commitment of other sufficient local, state or federal funds within the required period.
Other federal funds are being attempted to improve upfront match but no available information on status is available. Existing local funding sources are already allocated to other sanitary and storm needs.

Discuss how the use of additional local taxes or user fees in place of the requested assistance would place undue burden on residents, especially low – and moderate income households.
Sanitary sewer rates and sales tax revenue is used to improve the storm collection system. The sanitary sewer rates have been raised several time in the last decade to make system improvements and meet federal mandates. Sales tax revenue has been earmarked to reduce the sanitary sewer overflow federal mandate. Sales tax projections appear to be flat for the near future. Increasing either or both sources would place undue burden on residents, especially low – and moderate income households.

What is the timeline for project completion? Please identify your project using only the following major milestones:

- Environmental Assessment/Request for Release of Funds N/A
- Land Acquisition, if applicable N/A
- Completion of final plans and specifications 11/09/09
- Construction permit issued 10/1/09
- Bid letting date 12/17/09
- Bid contract award date 1/11/2010
- Construction start date 2/1/2010
- Construction complete date. 12/1/2010


N 28TH ST
STORM WATER PUMP STATION
AND OUTFALL PHASE I
N
LEVEE
PUMP STATION LOCATION
AVE Q
LEVEE
25
AVE N
AVE M
N 28TH ST
N 28TH ST
AVE L
AVE L
AVE K
N 30TH ST
AVE J
AVE J
N 26TH ST
AVE I
AVE I

6th Avenue Pump Station Emergency Generator

Project Description Narrative

Explain the needs arising from the 2008 disaster that will be addressed by the proposed improvements

Inclement weather conditions during the 2008 disaster generated power outages that were experienced at the project location sanitary pump station. The power outages interrupted the station's ability to remove increased disaster wet weather flows continuously from the upland collection system. Upon restored power the station increased pumping rate surged the downstream interceptor sewer and caused many recorded backups.
The proposed improvement will address a need to install back up power to the project location sanitary pump station.

Describe how the proposed improvements are related to the disaster recovery.
Both upland and downstream sanitary sewer capacity improvements are ongoing to and from the project location pump station. Project awards for these sewers have been completed and delivery is expected by end of this calendar year. Further capacity improvements will be designed and built within several of the following calendar years.

Describe how the proposed project considers and / or provides for mitigation to minimize damage in the event of future floods or tornadoes.
Project improvements will eliminate pumping interruption due to electrical power outages during disaster events. Without electrical interruption, pumping surges will be significantly reduced or eliminated. Reducing a downstream pumping surge will aid in reducing interceptor sewer backups.

Discuss the urgency of the need to complete this project, including any threats to the health, safety or welfare of the residents.
Sewer line surges or overloading creates sewer backups which directly threatens the health, safety or welfare of residents. Upland and downstream capacity improvements are ongoing both from and to the pump station. Capacity improvements alone will not completely remove the threat of pumping surges caused by interruption of continuous power.

Identify the proposed improvements, the location of the proposed improvements, the current size/ capacity of the system, and the area served by the system.
The project improvements include installing back up power generation and controls to the 6th Ave sanitary collection pump station. Project location is 6th Ave and 31st St in Council Bluffs, IA. The collection station services 2400 developed acres within the city's west side. The stations peak wet weather flow is over 17.5 MGD and the ultimate down stream capacity is being built to 20 MGD.

Indicate whether the project will require acquisition of property or easements.
The project does not anticipation acquisition of property or easement. The project location sanitary pump station resides within lands under city ownership and control.

Describe how the project relates to existing infrastructure. For example, if you plan to install new sewage collection lines, can the treatment plant handle the increased capacity?

The proposed back up power mitigation is to reduce downstream interceptor wet weather pumping surges caused by power interruption. Upland and downstream interceptor and collector lines are increasing capacity with other ongoing projects. Pumping capacity is adequate to support upland capacity improvements.

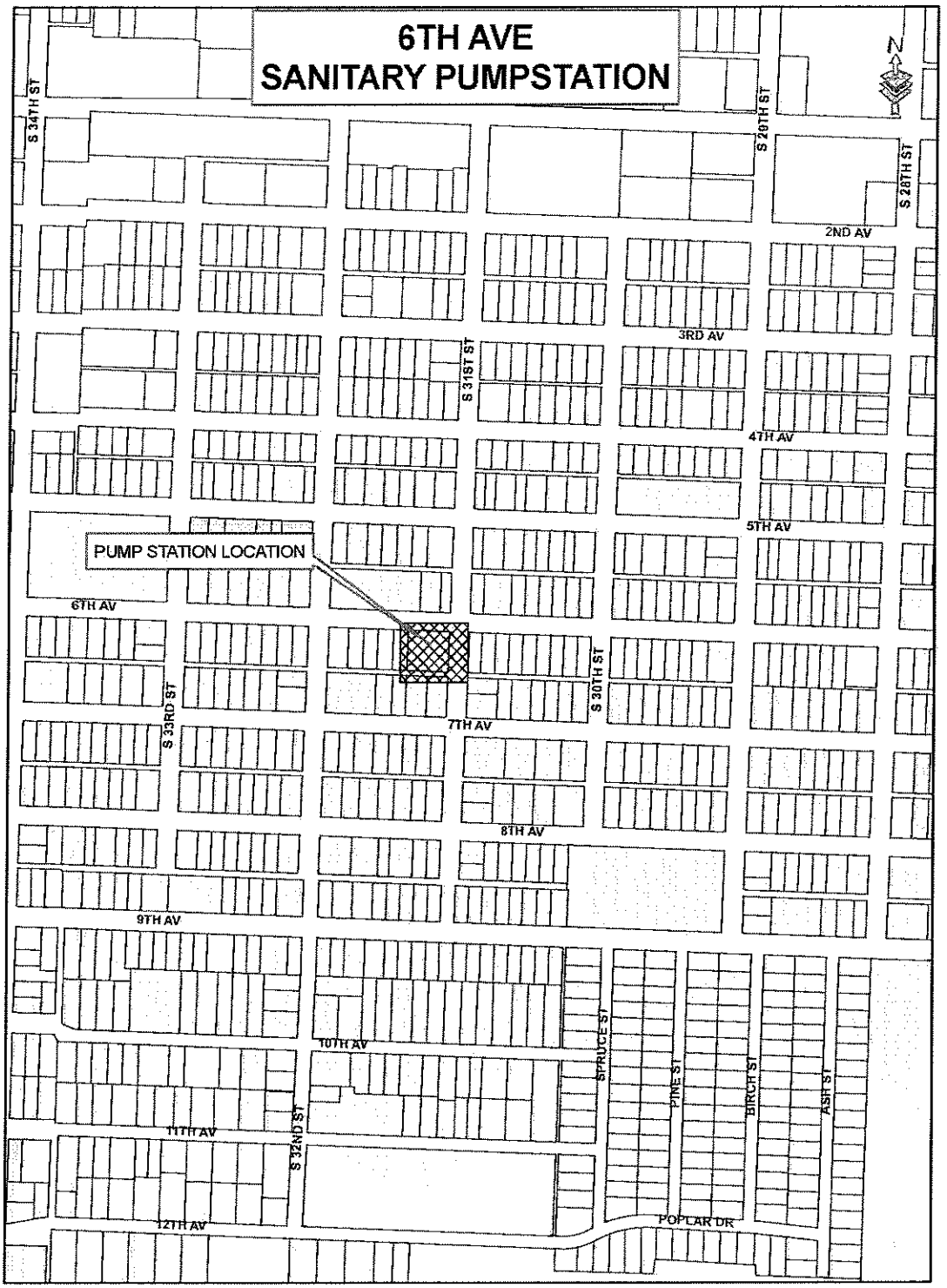
Discuss the options considered to resolve the needs(s) and explain why the option selected is the best for long term benefit of the community.
Pumps require continuous power to provide continuous dry and wet weather service. Back up power provides excellent continuous electrical service reliability to the sanitary collection system.

Discuss the the unavailability or lack of timely commitment of other sufficient local, state or federal funds within the required period.
Local funding sources have been directed toward upstream and downstream sanitary sewer capacity improvements both from and to this project sanitary pump station other collection system needs limit further participation.
Other state and federal funds have been attempted and do not wish to participate in this type of scope.

Discuss how the use of additional local taxes or user fees in place of the requested assistance would place undue burden on residents, especially low – and moderate income households.
Sewer rates have been raised several time in the last decade to improve plant process capacity and enhance treatment to meet new stricter requirements. Future plant demands and regulatory requirements earmark future rate increases towards these same needs. Increasing rates to include deficient collection system issues at the same time will place undue burden on residents, especially low and moderate income households. Other local sales tax fund sources have been arranged to improve upland and downstream sewer lines capacity and other collection system needs limit further participation

What is the timeline for project completion? Please identify your project using only the following major milestones:

- Environmental Assessment/Request for Release of Funds N/A
- Land Acquisition, if applicable N/A
- Completion of final plans and specifications 8/24/09
- Construction permit issued 10/1/09
- Bid letting date 9/03/09
- Bid contract award date 10/12/09
- Construction start date 11/1/09
- Construction complete date. 12/30/09


6TH AVE
SANITARY PUMPSTATION
N
S 34TH ST
S 29TH ST
S 28TH ST
2ND AV
3RD AV
S 31ST ST
4TH AV
5TH AV
PUMP STATION LOCATION
6TH AV
S 33RD ST
S 30TH ST
7TH AV
8TH AV
9TH AV
10TH AV
SPRUCE ST
PINE ST
BIRCH ST
ASH ST
11TH AV
S 32ND ST
12TH AV
POPLAR DR

RESOLUTION NO.
09-195

RESOLUTION AUTHORIZING THE MAYOR TO SUBMIT AN APPLICATION TO THE IOWA DEPARTMENT OF ECONOMIC DEVELOPMENT FOR SUPPLEMENTAL COMMUNITY DISASTER GRANT PROGRAM FUNDING FOR 5 PROJECTS IN THE AMOUNT OF $8,166,360.63 AND ALSO A RESOLUTION DIRECTING THE CLERK TO PUBLISH NOTICE AND SETTING A PUBLIC HEARING ON THE PLAYLAND PARK SANITARY SEWER LINING; LATERAL #5 CHANNEL LINING AND PUMP STATION IMPROVEMENTS; MISSOURI RIVER RELIEF WELL REPLACEMENT; NORTH 28th STREET PUMP STATION AND OUTFALL; AND 6th AVENUE SANITARY PUMP STATION EMERGENCY GENERATOR

WHEREAS, On February 2, 2009, Governor Culver signed into law House File 64 which established the Community Disaster Grant Program; and

WHEREAS, the law appropriates funds to cities and counties within the geographical area covered by Presidential Disaster Declaration DR-1763-IA; and

WHEREAS, Council Bluffs is located within this said area and is eligible to receive funding under the Program;

WHEREAS, Iowa Department of Economic Development (DED) has supplemental disaster recovery funding available for disaster-related infrastructure projects through the Community Block Grant (CDBG) infrastructure program.

WHEREAS, this City Council has determined that an application for said funds is in the best interest of the City.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the Mayor is hereby authorized to submit an application to the Iowa Department of Economic Development for Supplemental Community Disaster Grant Program funding for 5 projects in the amount of $8,166,360.63. City Council directs city clerk to publish notice regarding submittal of an application for supplemental CDBG disaster recovery funding for 5 projects.

BE IT FURTHER RESOLVED

That the City Clerk is hereby ordered to set a public hearing on application and cost estimate for the Playland Park Sanitary Sewer Lining; Lateral #5 Channel Lining and Pump Station Improvements; Missouri River Relief Well Replacement; North 28th Street Pump Station and Outfall; and 6th Avenue Sanitary Pump Station Emergency Generator setting July 27, 2009, at 7:00 p.m. as the date and time of said hearing.

ADOPTED
AND
APPROVED July 13, 2009

_____
Scott A. Belt, Mayor Pro-tem

ATTEST: _____
Richard B. Wade, Acting City Clerk

Council Communication

Department: Library Case/Project No. Applicant. Barbara Peterson	Ordinance No. Resolution No. 09-196	Council Date: July 13, 2009

Subject/Title

A Resolution for bidding on the construction project of the Teen Center at the Council Bluffs Public Library, 400 Willow Ave, Council Bluffs, IA 51503.

Background/Discussion

The Council Bluffs Public Library has been seeing the need for a space where teenagers can gather, be supervised, and a librarian responsible for programming geared to this age group. The Library Board has been planning for a renovation project on the second-floor Southeast corner. Funding has been secured from the City General Fund, CIP Fund, and a matching grant from Iowa West Foundation for the project. This project will also include relocation of books in that area, taking down of shelving, and demolition of two walls that enclose a storage space. During the renovation project, a temporary wall will surround the work area, two walls with windows for the perimeter will be constructed, an adequate number of electrical outlets will be placed in the room, a small stage area will be constructed, a graffiti board will cover one wall, seating areas will be established along with areas and equipment for video games. This projected is need for the following reasons:

- Staff has seen a need for service to teens for the past few years
- The library currently has staff, great programming, and space for youth through fifth grade
- There is currently no space for youth sixth grade through twelfth grade
- This project would solve the problem of service to the teen population of the area

The following timeline for this project is proposed. In order to proceed, we are asking the City Council to set a public hearing on the plans, specifications and form of contract. This public hearing shall be held on July 27, 2009 at 7:00 p.m. in the City Council chambers. The rest of the timeline shall be as follows: August 19, 2009 – Bid opening; September 14, 2009 – City Council award; September 15, 2009 – Renovation work begin; November 30, 2009 – Renovation work complete.

Recommendation

Approval of the resolution

Prepared By: Barbara Peterson, Council Bluffs Public Library

Department Head Signature

Mayor Signature

RESOLUTION NO. 09-196

A RESOLUTION DIRECTING THE CITY CLERK TO PUBLISH NOTICE AND SETTING A PUBLIC HEARING ON THE PLANS, SPECIFICATIONS AND FORM OF CONTRACT FOR THE COUNCIL BLUFFS PUBLIC LIBRARY TEEN CENTER.

WHEREAS, the City wishes to renovate 2,500 sq. ft on the second floor of the Library in order to construct a Teen Center

WHEREAS, this project will involve the moving of books, taking down stacks, and removing a storage room wall; and

WHEREAS, further this project will involve the construction of walls, electrical work, sound-proofing, painting; and

WHEREAS, such improvements are required to accommodate an area for teen programming and a teen gathering place; and

WHEREAS, the plans, specifications and form of contract for the Teen Center are on file in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED

BY THE CITY COUNCIL

OF THE

CITY OF COUNCIL BLUFFS, IOWA

That the City Clerk is hereby directed to set a public hearing on July 27, 2009 at 7:00 p.m. on the plans, specifications and form of contract for the Council Bluffs Public Library Teen Center renovation.

ADOPTED
AND
APPROVED: July 13, 2009

_____
Scott A. Belt, Mayor Pro-tem

ATTEST: _____
Richard B. Wade, Acting City Clerk

Council Communication

Department: Case/Project No. Applicant:	Ordinance No. _____ Resolution No. 09-208	First Reading Second Reading Third Reading

Subject/Title

A resolution of intent to dispose of an interest in City property in connection with the Valley View Drive Extension Project.

Background/Discussion

Nustar Pipeline Operating Partnership is the owner of a pipeline that is located in the Valley View Drive Extension Project area. This project will require that Nustar relocate a portion of their pipeline and it is in the best interest of the City to grant an easement to allow for this relocation.

Recommendation

Staff recommends that approval of this resolution be granted.

_____ Department Head Signature

_____ Mayor Signature

RESOLUTION NO. 09-208

A RESOLUTION OF INTENT TO DISPOSE OF AN EASEMENT TO NUSTAR PIPELINE OPERATING PARTNERSHIP L.P.

WHEREAS, it is the City's intent to dispose of an interest in City property in accordance with the Relocation Agreement and License Agreement attached hereto; and

WHEREAS, this disposal of this easement is in connection to the Valley View Drive Extension project; and

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That a public hearing on said disposal of the City's property for the purpose of granting this easement be held on July 27, 2009.

ADOPTED
AND
APPROVED July 13, 2009

_____
Scott A. Belt, Mayor Pro Tem

ATTEST:_____
Richard B. Wade, Acting City Clerk

Return to: City Clerk, 209 Pearl Street, Co. Bluffs, IA 51503 - Phone: 328-4616
Prepared by: Community Development Dept., Co. Bluffs, IA 51503 - Phone: 328-4629

RESOLUTION NO._____

A RESOLUTION TO VACATE AND TO DISPOSE OF THE WEST NORTH/SOUTH ALLEY IN BLOCK 7, RIDDLES SUBDIVISION, CITY OF COUNCIL BLUFFS, POTTAWATTAMIE COUNTY, IOWA.

WHEREAS, following public hearing and having given careful study to the proposal, the City Council determines that city-owned right-of-way described as follows: the West north/south alley in Block 7, Riddles Subdivision which runs from 9th to 10th Avenue between South Main and South 6th Streets, City of Council Bluffs, Pottawattamie County, Iowa, is of no benefit to the public and should be vacated; and

WHEREAS, pursuant to Iowa Code Section 354.23, the City Council declares its intent to dispose of this City right-of-way by conveying and quitclaiming all of its right, title, and interest in it to the abutting property owners; and

WHEREAS, this conveyance is subject to the reservation of a permanent and perpetual utilities easement of way in favor of the City of Council Bluffs, for the maintenance of any and all utilities equipment presently in place, and for such reconstruction, re-emplacement and repair thereof which said City and its licensees and/or franchise grantees may in the future deem necessary and proper, and for the removal of any improvements emplaced thereon by the grantees, or their successors or assigns, necessitated by the reconstruction, re-emplacement, or repair of such utilities, such removal to be at the sole expense of grantees or their successors or assigns and without cost to the City, its licensees and/or franchise grantees, and without obligation to repair or replace such improvements, and subject to any and all other easements and right-of-way of record and those not of record.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA:

That the above-described city right-of-way is hereby vacated and conveyed as follows:
Gas-Mart USA, Inc. and all successors in interest: The East 1/2 of the vacated West north/south alley abutting the North 121 feet of Lot 14, Block 7, Riddles Subdivision and the West 1/2 of the vacated West north/south alley abutting Lot 12 and Lot 13 and the North 18.22 feet of Lot 11, Block 7, Riddles Subdivision.
Edwin T. and Kristie A. Drustrup and all successors in interest: The East 1/2 of the vacated West north/south alley abutting Lot 7 and the South 14.99 feet of Lot 3, Block 7, Riddles Subdivision.
Edwin T. and Kristie Ann Drustrup and all successors in interest: The West 1/2 of the vacated West north/south alley abutting Lot 8, Lot 9, Lot 10 and the South 27.75 feet of Lot 11, Block 7, Riddles Subdivision.

BE IT FURTHER RESOLVED

That the Mayor and the City Clerk be and are hereby authorized, empowered and directed to execute this resolution conveying the City's interest in the above-described alley right-of-way in consideration of the vacation application fee already paid, and;

BE IT FURTHER RESOLVED

That the City Clerk is directed to deliver this resolution and any attached documents to the County Recorder according to Iowa Code 354.23.

ADOPTED
AND
APPROVED: _____, 2009

_____
Thomas P. Hanafan, Mayor

ATTEST: _____
Marcia L. Worden, Acting City Clerk

STATE OF IOWA)
COUNTY OF)ss
POTTAWATTAMIE)

On this _____ day of _____, before me the undersigned, a Notary Public in and for said County and said State, personally appeared Thomas P. Hanafan and Marcia L. Worden, to me personally known, who, being by me duly sworn, did say that they are the Mayor and Acting City Clerk respectively, of the said City of Council Bluffs, Iowa, a Municipal Corporation, that the seal affixed hereto is the seal of said Municipal Corporation; that said instrument was signed and sealed on behalf of the said City of Council Bluffs, Iowa, by authority of its City Council; and that said Thomas P. Hanafan and said Marcia L. Worden, as such officers, acknowledged the execution of said instrument to be the voluntary act and deed of said City, by it and by them voluntarily executed.

_____
Notary Public in and for said State

Planning Case #SAV-09-004

Council Communication

Department/Applicant: Community Development Department	Resolution No. 09 - 197	City Council – July 13, 2009

Subject/Title

Resolution approving the plans, specifications and form of contract for the Rivers Edge Subdivision Site Grading.

Background

The City has been planning for the redevelopment of Playland Park and the development of the Missouri riverfront for the past several years. Sufficient funding as been secured to initiate the project. The first phase will include the installation of a trunk storm sewer system along the I-480 through the Missouri River levee and discharging to the Missouri River. This phase would also include demolition of the western 2/3 of Playland Park and adding fill dirt. With the exception of the ball field, one shelter and an unpaved parking lot, the existing park will continue to remain in use. Further, the work is consistent with the Playland Park Master Plan and will be coordinated with the proposed pedestrian bridge landing improvements and river front development concepts being developed by Sasaki. Staff has advanced this phase of the project for the following reasons:

- With the Improvements to the 2nd Avenue pump station and the extension of a sanitary sewer trunk line, the site will be served with municipal utilities with the exception of adequate storm sewer. Upon completion, full utility service will be provided and the site ready for development.
- Regardless of the type of development to occur on the site, the location of the storm sewer is fixed by the need to drain portions of the abutting interstate, the location of existing storm sewer outlet structures on the levee, and site topography.
- The storm sewer work through the levee system and in the riverfront area will be an intrusive project, which needs to be installed prior to the installation of any park and roadways to minimize future impacts.
- A significant amount of fill material will be hauled to the site which could be potential disruptive to other contemplated activities including the pedestrian bridge landing, artwork, and riverfront development. Grading prior will eliminate potential impacts on these future improvements.
- Grant funding received for the project needs to be expended on or before March 31, 2010.

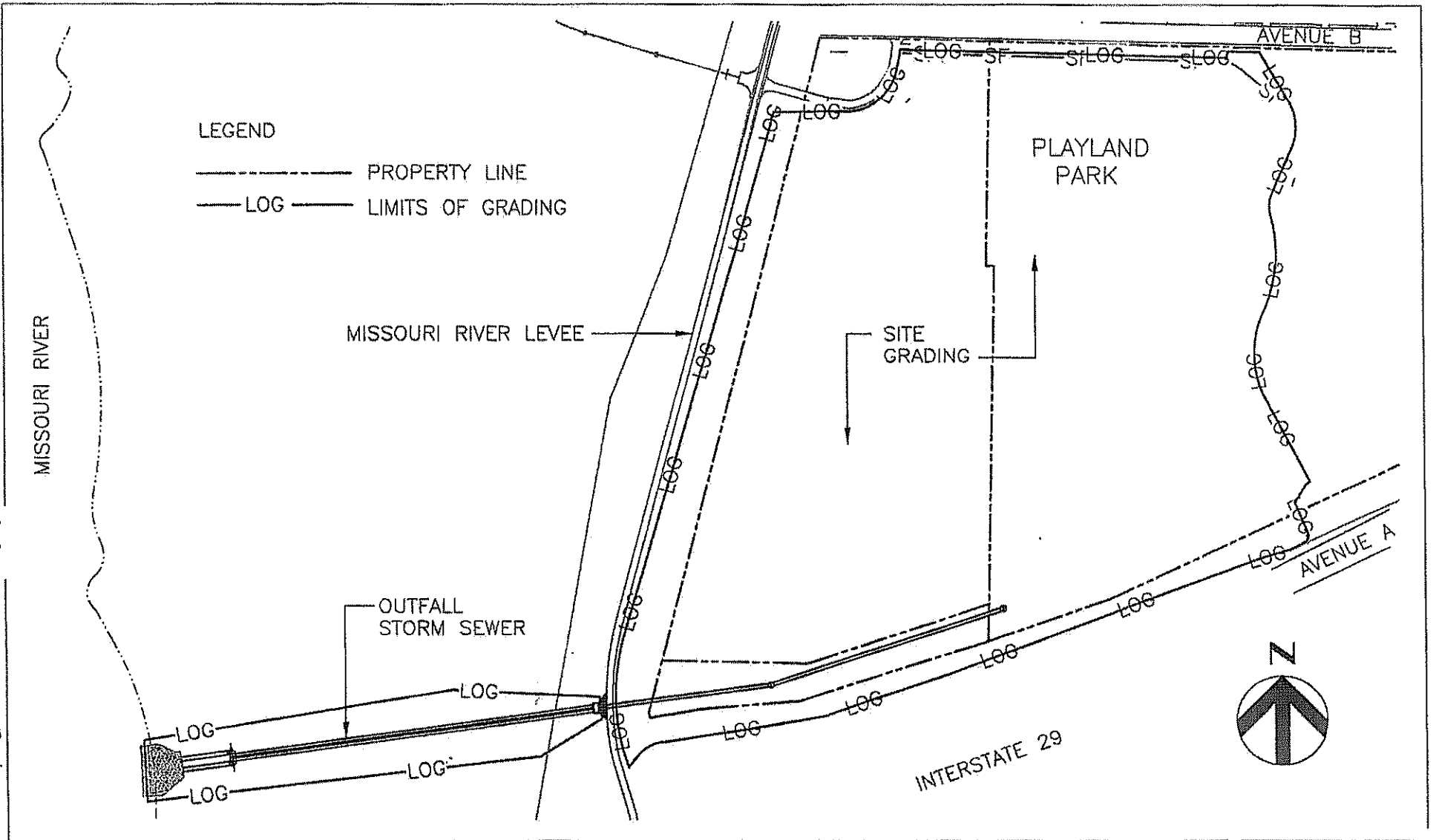
Community Development Department has determined a timeline for the site grading and storm sewer of the project. After the public hearing, we are asking City Council to approve the plans, specifications, cost estimate and form of contract. Allocated CIP funds and grants are sufficient to pay for project costs, which are estimated at $1,782,783.00. The City Clerk shall also be authorized to advertise for bids setting August 4, 2009 at 10:00 a.m. as the date and time for the bid opening for the project. The rest of the timeline shall be as follows: August 10, 2009 - City Council award; September 1, 2009 - Start construction work; and December 31, 2010 - Construction work complete.

Recommendation

The Community Development Department recommends approval of the plans, specifications, cost estimate and form of contract for the River's Edge Subdivision Site Grading. The City Clerk shall also be directed to advertise for bids setting August 4, 2009 at 10:00 a.m. as the date and time for the bid opening for the project.

Attachments: Resolution and Map

Prepared By: Donald Gross, Community Development Department DDG/cac



HDR

Rivers Edge Subdivision
Site Grading and Outfall
Storm Sewer Exhibit

DATE
6-11-09

FIGURE
1

RESOLUTION NO. 09-197

A RESOLUTION APPROVING THE PLANS, SPECIFICATIONS, COST ESTIMATE AND FORM OF CONTRACT FOR THE RIVER'S EDGE SUBDIVISION SITE GRADING.

WHEREAS, The City wishes to make improvements known as the River's Edge Subdivision Site Grading, within the City, as therein described; and

WHEREAS, This project will involve grading and storm sewer improvements between Avenue B and I-480 west of North 41st Street extended; and

WHEREAS, Such improvements are required to accommodate the further residential, commercial and recreational development of the area; and

WHEREAS, The plans, specifications, cost estimate and form of contract for the Grading and storm sewer project are on file in the office of the City Clerk; and

WHEREAS, A Notice of Public Hearing was published as required by law and a public hearing was held on July 13, 2009.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the plans, specifications, cost estimate and form of contract for the River's Edge Subdivision Site Grading, are hereby approved and the City Clerk is hereby authorized to advertise for bids for said project.

ADOPTED
AND
APPROVED: July 13, 2009

_____
Scott A. Belt, Mayor Pro-tem

ATTEST: _____
Richard B. Wade, Acting City Clerk

COUNCIL COMMUNICATION

Department: Public Works
Case/Project No.:
Applicant: Dan Woellhof, CBO

Ordinance No.
Resolution No.09-198

First Reading July 13, 2009

SUBJECT/TITLE

After the Public Hearing council consideration of a resolution approving the Assessment of Costs for Securing Certain Buildings within the City.

BACKGROUND/DISCUSSION

- The Building Division found certain vacant and unsecured buildings that were not being maintained by the owners. These buildings were not in compliance with Chapter 8.54 of the Municipal Code. The Building Division abated the nuisance according to code by contracting the buildings to be secured.

- The Contractor was paid from the Capital Project Fund.

- The procedure of assessment of the abated nuisance, is in accordance to the *Uniform Code for the Abatement of Dangerous Buildings* as adopted and amended. The procedure is that when the City Clerk receives an Account of Expense Report, the City Council is to set a date for public hearing assessing the costs. Also, all objections or protests must be filed with the City Clerk **PRIOR** to the public hearing.

- These properties were declared a nuisance that had certain building which were secured as follows:

Property Address	Addition	Blk	Lot	Parcel #	Charged	%10 Admin Fee	Total	Done
319 Benton St.	Johnson Add.	N2'47S1/2	48	7544 25 281 004	$297.00	$29.70	$326.70	01-05-09
1618 7th Avenue	Everetts Add.	25	12	7544 35 261 007	$ 71.00	$ 7.10	$ 78.10	01-05-09
357 Scott	Mill & Addison Add.	1 & 2		7544 25 338 928	$171.00	$17.10	$188.10	01-03-09

RECOMMENDATION

Approval of this resolution.

Greg Reeder, Public Works Director

RESOLUTION
NO 09-198

RESOLUTION APPROVING THE ASSESSING OF COSTS FOR SECURING CERTAIN BUILDINGS WITHIN THE CITY OF COUNCIL BLUFFS, IOWA

WHEREAS: the Building Division of the Public Works Department of the City of Council Bluffs, Iowa, has contracted for the securing of certain buildings; and

WHEREAS: the City now desires to assess the costs for this project back to the properties that had buildings that were secured; and

WHEREAS: a Notice of Public Hearing was published as required by law, and a public hearing was held on July 13, 2009.

WHEREAS: the city clerk received the Building Official's Account of Expense Report date June, 2009, regarding securing expense at 1618 7th Avenue, 319 Benton, 357 Scott St.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the City Clerk hereby approve for the assessment of the costs for certain projects back to the properties that had buildings that were secured.

ADOPTED
AND
APPROVED July 13, 2009

_____
Scott A. Belt, Mayor Pro-tem

ATTEST: _____
Richard B. Wade, Acting City Clerk

Council Communication

Department/Applicant: Community Development Department Case #SAV-09-004	Resolution of Intent No. 09-174 Resolution to Dispose No. 09-199	Council Meeting: 6/22/09 Planning Commission: 06/09/09 Set Public Hearing: 06/22/09 Public Hearing: 07/13/09

Subject/Title

Request of Community Development Department to vacate the West north/south alley in Block 7, Riddles Subdivision. This alley runs from 9th to 10th Avenue between South Main and South 6th Streets.

Background

Tenth Avenue between South Main Street and South 6th Street is scheduled for reconstruction this summer. The Community Development Department is proposing to vacate the above named alley in order to provide flexibility in the location of proposed curb cuts and placement of electrical equipment. The alley is unopened and measures 12 feet wide by 272 feet long for a total of 3,264 square feet.

Mid American Energy has electrical facilities in the northern portion of the alley and will be installing additional underground facilities in the southern portion as part of the 10th Avenue Project. There has been no indication of any other utilities within the subject right-of-way.

There only two owners abutting this right-of-way and they each abut both sides of the alley. Gas-Mart USA at the southwest corner of 9th Avenue and South Main Street and Edwin and Kristie Drustrup (Woodcrafters) who own the south half of the block. Neither party has returned their written response indicating if they are willing or unwilling to acquire their portion of right-of-way. However, over the years, the alley right-of-way has been incorporated into and used as part of each of these properties.

Recommendation

In order to relieve the City of any potential liability connected to the subject right-of-way and to provide flexibility in the location of proposed curb cuts and placement of electrical equipment, the Community Development Department recommends vacating the West north/south alley in Block 7, Riddles Subdivision subject to a utility easement being retained.

Public Hearing

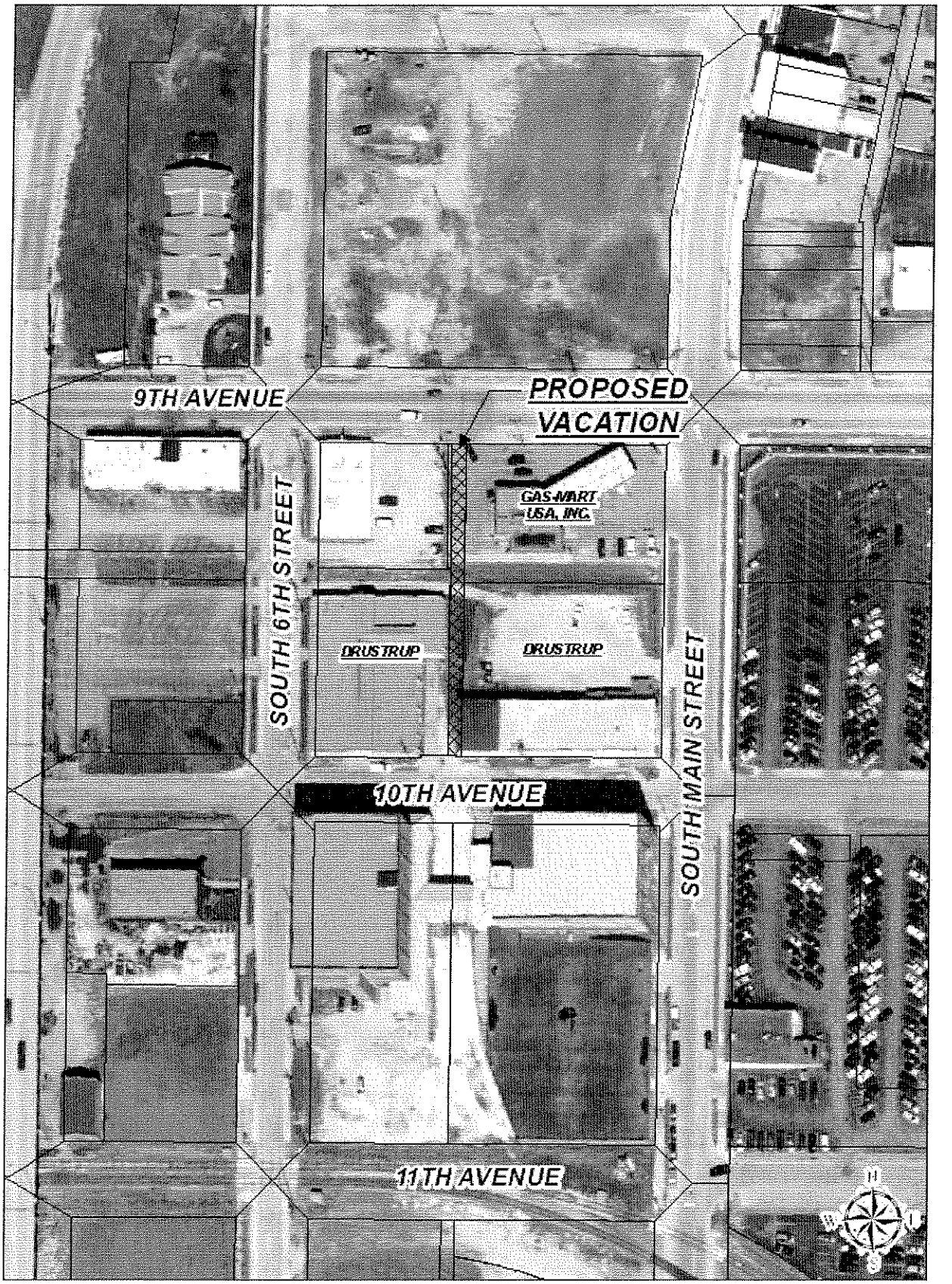
Gayle Malmquist appeared before the Planning Commission in favor of the request. No one appeared in opposition.

Planning Commission Recommendation

The Planning Commission recommends vacating the West north/south alley in Block 7, Riddles Subdivision subject to retaining a utility easement.

VOTE: AYE 7 NAY 0 ABSTAIN 0 ABSENT 4 Motion: Carried

Attachments: Map showing requested right-of-way vacation
Prepared By: Rebecca Sall, Planning Technician, Community Development Department



CASE #SAV-09-004

Return to: City Clerk, 209 Pearl Street, Co. Bluffs, IA 51503 - Phone: 328-4616
Prepared by: Community Development Dept., Co. Bluffs, IA 51503 - Phone: 328-4629

RESOLUTION NO 09-199

A RESOLUTION TO VACATE AND TO DISPOSE OF THE WEST NORTH/SOUTH ALLEY IN BLOCK 7, RIDDLES SUBDIVISION, CITY OF COUNCIL BLUFFS, POTTAWATTAMIE COUNTY, IOWA.

WHEREAS, following public hearing and having given careful study to the proposal, the City Council determines that city-owned right-of-way described as follows: the West north/south alley in Block 7, Riddles Subdivision which runs from 9th to 10th Avenue between South Main and South 6th Streets, City of Council Bluffs, Pottawattamie County, Iowa, is of no benefit to the public and should be vacated; and

WHEREAS, pursuant to Iowa Code Section 354.23, the City Council declares its intent to dispose of this City right-of-way by conveying and quitclaiming all of its right, title, and interest in it to the abutting property owners; and

WHEREAS, this conveyance is subject to the reservation of a permanent and perpetual utilities easement of way in favor of the City of Council Bluffs, for the maintenance of any and all utilities equipment presently in place, and for such reconstruction, re-emplacement and repair thereof which said City and its licensees and/or franchise grantees may in the future deem necessary and proper, and for the removal of any improvements emplaced thereon by the grantees, or their successors or assigns, necessitated by the reconstruction, re-emplacement, or repair of such utilities, such removal to be at the sole expense of grantees or their successors or assigns and without cost to the City, its licensees and/or franchise grantees, and without obligation to repair or replace such improvements, and subject to any and all other easements and right-of-way of record and those not of record.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA:

That the above-described city right-of-way is hereby vacated and conveyed as follows:
Gas-Mart USA, Inc. and all successors in interest: The East 1/2 of the vacated West north/south alley abutting the North 121 feet of Lot 14, Block 7, Riddles Subdivision and the West 1/2 of the vacated West north/south alley abutting Lot 12 and Lot 13 and the North 18.22 feet of Lot 11, Block 7, Riddles Subdivision.
Edwin T. and Kristie A. Drustrup and all successors in interest: The East 1/2 of the vacated West north/south alley abutting Lot 7 and the South 14.99 feet of Lot 3, Block 7, Riddles Subdivision.
Edwin T. and Kristie Ann Drustrup and all successors in interest: The West 1/2 of the vacated West north/south alley abutting Lot 8, Lot 9, Lot 10 and the South 27.75 feet of Lot 11, Block 7, Riddles Subdivision.

BE IT FURTHER RESOLVED

That the Mayor and the City Clerk be and are hereby authorized, empowered and directed to execute this resolution conveying the City's interest in the above-described alley right-of-way in consideration of the vacation application fee already paid, and;

BE IT FURTHER RESOLVED

That the City Clerk is directed to deliver this resolution and any attached documents to the County Recorder according to Iowa Code 354.23.

ADOPTED
AND
APPROVED: July 13, 2009

_____
Scott A. Belt, Mayor Pro-tem

ATTEST: _____
Richard B. Wade, Acting City Clerk

STATE OF IOWA)
COUNTY OF)ss
POTTAWATTAMIE)

On this _____ day of _____, before me the undersigned, a Notary Public in and for said County and said State, personally appeared Scott A. Belt and Richard B. Wade, to me personally known, who, being by me duly sworn, did say that they are the Mayor Pro-tem and Acting City Clerk respectively, of the said City of Council Bluffs, Iowa, a Municipal Corporation, that the seal affixed hereto is the seal of said Municipal Corporation; that said instrument was signed and sealed on behalf of the said City of Council Bluffs, Iowa, by authority of its City Council; and that said Scott A. Belt and said Richard B. Wade, as such officers, acknowledged the execution of said instrument to be the voluntary act and deed of said City, by it and by them voluntarily executed.

_____
Notary Public in and for said State

Planning Case #SAV-09-004

Council Communication

Department: Community Development Case No. SUB-09-004 Applicant: David H. Edwards 21276 McPherson Council Bluffs, IA 51503	Resolution No. 09-200	Public Hearing – City Council: July 13, 2009

Subject/Title

Final Plat approval - Lincoln Acres Annex Replat No. 1 – As revised

Background/Discussion

On April 13, 2009, the City Council approved the final plat for a Lincoln Acres Annex Replat No. 1 with Resolution No. 09-89. The plat will not be recorded within the 90 days after Council approval as required by §14.13.050 of the Subdivision Ordinance and is therefore null and void. The applicant, David H. Edwards has resubmitted the plat removing the northern part of Lot 4. He did not intend to include that land in the replat with the original submission. The Department was only made aware of his intent after the City Council had taken action. He wishes to be able to sell the northern portion of existing Lot 4 separately from Proposed Lot 3 on the revised plat. The north 'part of Lot 4', excluded from the replat does not have access to sanitary sewer. The lack of sewer along Gunn Avenue remains an issue for any future construction on that lot.

This is a request for final plat approval for three lot residential subdivision to be known as Lincoln Acres Annex Replat No. 1, a replat of Lot 3, Block 2, Lincoln Acres Annex, located on 1.02 acres lying between North Linden and Gunn Avenues, as shown on Attachment 'A'. Kimball Park zoned A-2/Parks, Estates and Agricultural lies south of the subject property. The rest of the surrounding land is zoned R-1/Single Family Residential. The current R-1 zoning is appropriate for the proposed residential use. Final plats for minor subdivisions are approved after public hearing by the City Council.

The proposed subdivision is consistent with the 1994 Comprehensive Plan and the purpose and intent of the Zoning and Subdivision Ordinances. Each lot directly abuts public right-of-way and exceeds the minimum lot size requirements.

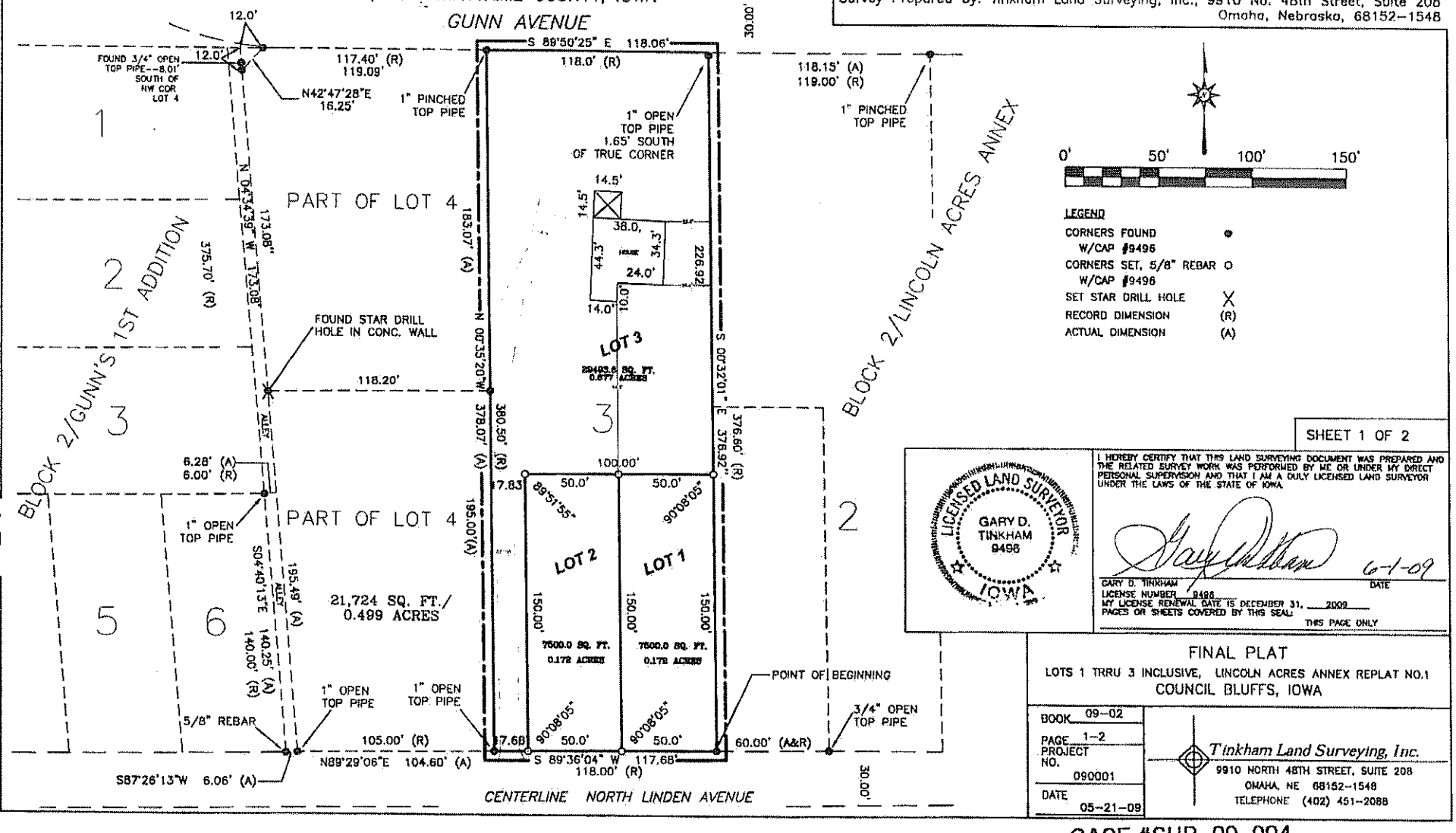
According to Public Works, the sanitary and storm sewers located in North Linden Avenue are adequate to support two new houses. Water and other utilities are available with adequate capacity to serve the proposed residential use at this location. Water service for two new houses is available from the 6" water line in North Linden. Natural gas and cable are also available. Service lines for new structures are required at time of construction, with costs borne by the applicant. Driveway approaches and sewer laterals must be placed to avoid conflict with existing utilities or relocated at owner's expense. MidAmerican Energy can extend service along North Linden Avenue to serve the two new lots. The existing house on proposed Lot 3 is served from Gunn Avenue. All costs associated with extending or relocating facilities are the developer's responsibility. Utility easements were not found with the original platting. The easements noted on the final plat are adequate for MidAmerican Energy's purposes.

Recommendation
The Community Development Department recommends approval of the final plat for a subdivision to be known as Lincoln Acres Annex Replat No. 1 - Revised as shown on Attachment 'A', subject to: 1. Revocation of the plat as approved by Resolution No. 09-89 on April 13, 2009. 2. Prior to executing the final plat, any technical corrections required by the Community Development and/or Public Works Department shall be incorporated into the final plat document. 3. All utilities shall be installed underground at no cost to the City. 4. Sidewalk shall be installed along the North Linden Avenue street frontage of Lots 1 and 2 prior to issuance of a Certificate of Occupancy for each lot.
Attachment: Final Plat- Lincoln Acres Annex Replat No. 1- Revised
Applicant's Representative: John Edwards, 501 South Main, Council Bluffs, IA 51503
Prepared by: Gayle M. Malmquist, Development Services Coordinator

LINCOLN ACRES ANNEX REPLAT NO. 1

LOT 1 THRU 3, INCLUSIVE
BEING A REPLAT OF LOT 3, [redacted] BLOCK 2, LINCOLN ACRES ANNEX
COUNCIL BLUFFS, POTTAWATTAMIE COUNTY, IOWA

Survey Prepared by: Tinkham Land Surveying, Inc., 9910 No. 48th Street, Suite 208
Omaha, Nebraska, 68152-1548



SHEET 1 OF 2

LICENSED LAND SURVEYOR
GARY D. TINKHAM
9496
IOWA

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.

6-1-09
GARY D. TINKHAM — DATE
LICENSE NUMBER 9496
MY LICENSE RENEWAL DATE IS DECEMBER 31, 2009
PAGES OR SHEETS COVERED BY THIS SEAL: THIS PAGE ONLY

FINAL PLAT
LOTS 1 TRRU 3 INCLUSIVE, LINCOLN ACRES ANNEX REPLAT NO.1
COUNCIL BLUFFS, IOWA

BOOK 09-02
PAGE 1-2
PROJECT NO. 090001
DATE 05-21-09

Tinkham Land Surveying, Inc.
9910 NORTH 48TH STREET, SUITE 208
OMAHA, NE 68152-1548
TELEPHONE (402) 451-2088

CASE #SUB-09-004

ATTACHMENT A

LINCOLN ACRES ANNEX REPLAT NO. 1

LOT 1 THRU 3, INCLUSIVE
BEING A REPLAT OF LOT 3 [redacted] BLOCK 2, LINCOLN ACRES ANNEX
COUNCIL BLUFFS, POTTAWATTAMIE COUNTY, IOWA

Survey Prepared by: Tinkham Land Surveying, Inc., 9910 No. 48th Street, Suite 208
Omaha, Nebraska, 68152-1548

LEGAL DESCRIPTION:

(FROM COURT OFFICER DEED, RECORDED IN BOOK 103, PAGE 02180)

LOT 3 [redacted] IN BLOCK 2, LINCOLN ACRES ANNEX, COUNCIL BLUFFS, POTTAWATTAMIE COUNTY, IOWA, EXCEPT A TRACT DESCRIBED AS FOLLOWS: COMMENCING AT A POINT 12 FEET EAST FROM THE NORTHWEST CORNER OF SAID LOT 4, AND RUNNING THENCE WEST TO THE NORTHWEST CORNER OF SAID LOT 4, THENCE SOUTH ALONG THE WEST LINE OF SAID LOT, 12 FEET, THENCE NORTHEASTERLY TO THE PLACE OF BEGINNING, AND EXCEPT THE SOUTH 195 FEET OF SAID LOT 4. MORE PARTICULARLY AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 3, BLOCK 2 OF SAID LINCOLN ACRES ANNEX; THENCE S 89°36'04"W (AN ASSUMED BEARING RELATIVE TO ALL BEARINGS CONTAINED HEREIN) ALONG THE SOUTH LINE OF SAID LOT 3 FOR 117.68' FEET; THENCE N 00°35'20"W ALONG THE COMMON LINE BETWEEN SAID LOTS 3 AND 4 FOR 378.07' FEET; THENCE S 89°50'25"E ALONG THE NORTHERLY LINE OF SAID LOT 3 FOR 118.06" FEET; THENCE S00°32'01" E ALONG THE EAST LINE OF SAID LOT 3 FOR 376.92' TO THE POINT OF BEGINNING SAID TRACT CONTAINS AN AREA OF 44,493.6 SQUARE FEET OR 1.02 ACRES, MORE OR LESS.

NOTES:

1 A PERPETUAL EASEMENT 5' FEET IN WIDTH IS RESERVED ALONG SIDE LOT LINES AND A 10' FEET IN WIDTH ALONG THE FRONT AND REAR OF ALL LOTS; SAID EASEMENT ARE FOR UTILITY INSTALLATION AND MAINTENANCE

2 NO EASEMENTS AS SHOWN PER TITLE COMMITMENT NO. 800685c EFFECTIVE DATE: DECEMBER 3, 2008 PROVIDED BY KEY REAL ESTATE.

DEDICATION

KNOWN ALL PERSONS BY THESE PRESENTS: THAT DAVID H. EDWARDS AND JODY R. EDWARDS, BEING THE OWNERS AND PROPRIETORS OF THE LAND DESCRIBED IN THE SURVEYOR'S CERTIFICATE AND EMBRACED WITHIN THIS PLAT, HAVE CAUSED SAID PROPERTY TO BE SUBDIVIDED INTO LOTS AS SHOW, SAID ADDITION TO BE HEREAFTER KNOWN AS LINCOLN ACRES ANNEX REPLAT NO. 1 CONSISTING OF LOTS 1 THRU 3 INCLUSIVE.

DAVID H. EDWARDS.

JODY R. EDWARDS.

ACKNOWLEDGEMENT OF NOTARY)
COUNTY OF POTTAWATTAMIE)

ON THIS_____ DAY OF_____2009, BEFORE ME THE UNDERSIGNED, A NOTARY PUBLIC, PERSONNALLY CAME, DAVID H. EDWARDS, TO ME PERSONALLY KNOWN TO BE THE IDENTICAL PERSON WHOSE NAME IS AFFIXED TO THE FOREGING INSTRUMENT, AND HE ACKNOWLEDGES THE SAME TO BE HIS VOLUNTARY AND DEED, AS AN INDIVIDUAL OF HER TRUST.

_____ MY COMMISSION EXPIRES_____
NOTARY

ACKNOWLEDGEMENT OF NOTARY)
COUNTY OF POTTAWATTAMIE)

ON THIS_____ DAY OF_____2009, BEFORE ME THE UNDERSIGNED, A NOTARY PUBLIC, PERSONNALLY CAME, JODY R. EDWARDS, TO ME PERSONALLY KNOWN TO BE THE IDENTICAL PERSON WHOSE NAME IS AFFIXED TO THE FOREGING INSTRUMENT, AND SHE ACKNOWLEDGES THE SAME TO BE HER VOLUNTARY AND DEED, AS AN INDIVIDUAL OF HER TRUST.

_____ MY COMMISSION EXPIRES_____
NOTARY

APPROVAL OF COUNCIL BLUFFS CITY IOWA

THIS FINAL PLAT OF LINCOLN ACRES ANNEX REPLAT NO. 1 WAS APPROVED BY THE CITY OF COUNCIL BLUFFS, IOWA ON THIS_____DAY OF_____2009.

_____
THOMAS P. HANAFAN, MAYOR

ATTEST:_____
MARCIA L. WORDEN, ACTING CITY CLERK

COUNTY TREASURE'S CERTIFICATION

THIS IS TO CERTIFY THAT I FIND NO REGULAR OR SPECIAL TAXES, DUE OR DELINQUENT, AGAINST THE PROPERTY DESCRIBED IN THE SURVEYOR'S CERTIFICATE AND EMBRACED IN THIS PLAT AS SHOWN ON THE RECORDS OF THIS OFFICE THIS_____ DAY OF _____ 2009.

_____
JUDY ANN MILLER, POTTAWATTAMIE COUNTY TREASURER

APPROVAL OF COUNCIL BLUFFS COMMUNITY DEVELOPMENT DEPARTMENT

THIS FINAL PLAT OF LINCOLN ACRES ANNEX REPLAT NO. 1, WAS APPROVED BY THE COUNCIL BLUFFS COMMUNITY DEVELOPMENT ON THIS 8th DAY OF JUNE 2009

_____
DONALD GROSS, DIRECTOR

SHEET 2 OF 2

FINAL PLAT
LOTS 1 THRU 3 INCLUSIVE, LINCOLN ACRES ANNEX REPLAT NO. 1
COUNCIL BLUFFS, IOWA

BOOK 07-11	Tinkham Land Surveying, Inc.
PAGE 53-54	9910 NORTH 48TH STREET, SUITE 208
PROJECT NO. 080185	OMAHA, NE 68152-1548
DATE 10-17-08	TELEPHONE (402) 451-2088

Prepared by: City of Council Bluffs Legal Department, 209 Pearl Street, Council Bluffs, Iowa 51503 (712) 328-4620
Return to: City Clerk, 209 Pearl Street, Council Bluffs, Iowa 51503 (712) 328-4616

RESOLUTION NO. 09-200

A RESOLUTION granting final plat approval for Lincoln Acres Annex Replat No. 1, as revised.

WHEREAS, on April 13, 2009, the City Council approved the final plat for Lincoln Acres Annex Replat No. 1 with Resolution No. 09-89; and

WHEREAS, the plat will not be recorded within the 90 days after Council approval as required by Section 14.13.050 of the Subdivision Ordinance, and is therefore null and void; and

WHEREAS, David H. Edwards has resubmitted the plat, removing the northern part of Lot 4, which was unintentionally included in the replat with the original submission; and

WHEREAS, this is a request for final plat approval for a three-lot residential subdivision to be known as Lincoln Acres Annex Replat No. 1, a replat of Lot 3, Block 2, Lincoln Acres Annex, located on 1.02 acres lying between North Linden and Gunn Avenues, as shown on Attachment "A"; and

WHEREAS, the proposed subdivision is consistent with the 1994 Comprehensive Plan and the purpose and intent of the Subdivision and Zoning Ordinances; and

WHEREAS, the current R-1/Single Family Residential zoning is appropriate for the proposed residential use; and

WHEREAS, sanitary sewer, storm sewer and North Linden Avenue are adequate to support two new houses, and water and other utilities are available with adequate capacity to serve the proposed residential use at this location; and

WHEREAS, the Community Development Department recommends approval of the final plat for a subdivision to be known as Lincoln Acres Annex Replat No. 1 – Revised, as shown on Attachment "A", subject to following:

1. Revocation of the plat as approved by Resolution No. 09-89 on April 13, 2009;
2. Prior to executing the final plat, any technical corrections required by the Community Development Department and/or Public Works Department shall be incorporated into the final plat document;
3. All utilities shall be installed underground at no cost to the City.
4. Sidewalk shall be installed along the North Linden Avenue street frontage of Lots 1 and 2 prior to issuance of a Certificate of Occupancy for each lot.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA:

That the final plat for Lincoln Acres Annex Replat No. 1 - Revised, as shown on Attachment "A", is hereby approved, subject to the conditions set forth above; and

BE IT FURTHER RESOLVED

That the Mayor and City Clerk are hereby authorized and directed to endorse the final plat.

ADOPTED
AND July 13, 2009
APPROVED

_____
SCOTT A. BELT, Mayor Pro-tem

Attest: _____
RICHARD B. WADE, Acting City Clerk

Planning Case No. SUB-09-004

Council Communication

Department: Police Case/Project No. N/A Applicant. City of Council Bluffs	Ordinance No. Resolution No. 09-201	City Council: July 13, 2009

Subject/Title

Resolution authorizing the Police Department to purchase equipment, as detailed on the attached memorandum with proceeds received from the 2009 Edward Byrne Memorial Justice Assistance Award (JAG)

Background/Discussion

The Department of Justice has opened the Justice Assistance Grant (JAG) process. Part of the process is to obtain governing body approval, and provide a means for public input as to how the Police Department will spend the money obtained from this grant.

Planned equipment purchases include: Nikon camera and accessories, fuming chamber, alternative light source, LED illuminator, (2) Sony video cameras, (4) digital Point and Shoot cameras, (2) video recording systems, (6) computers and (1) photo printer, office furniture, (2) Visionair Licenses, (40) sets of traffic cones, Desert Snow Drug Interdiction Training for two officers including tuition, travel, food and lodging, 32" television, (65) Polo uniform shirts, (80) new badges.

Recommendation

City Council is requested to approve the application to the Department of Justice for the Justice Assistance Grant.

Department Head Signature

Mayor Signature

PREPARED BY: City Legal Department, 209 Pearl Street, Council Bluffs, IA 51503
RETURN TO: City Clerk, 209 Pearl Street, Council Bluffs, IA 51503

RESOLUTION NO. 09-201

A RESOLUTION IN SUPPORT OF THE POLICE DEPARTMENT'S APPLICATION FOR A JUSTICE GRANT ASSISTANCE (JAG).

WHEREAS, the City has been presented with the opportunity to apply for a Justice Assistance Grant; and

WHEREAS, on June 22, 2009, Resolution 09-194, supporting the Police Department's application for a JAG award was approved and the required Public Hearing was on July 13, 2009; and

NOW, THEREFORE, BE IT RESOLVED

BY THE CITY COUNCIL

OF THE

CITY OF COUNCIL BLUFFS, IOWA

That following the Public Hearing, the Mayor is hereby authorized to submit the Police Department's application for JAG award.

ADOPTED
AND
APPROVED July 13, 2009

Scott A. Belt, Mayor Pro-tem

ATTEST:
Richard B. Wade, Acting City Clerk

Council Communication

Department: Case/Project No. Applicant.	Ordinance No 6035	First Reading July 13, 2009 Second Reading July 27, 2009 Third Reading _____

Subject/Title

AN ORDINANCE amending Chapter 2.08 "Schedule of Fees" of the 2005 Municipal Code of Council Bluffs, Iowa, by repealing Section 2.08.030 "Waiver of fees", and by enacting a new Section 2.08.030 "Waiver of fees" to allow the Mayor to waive parking meter hood fees.

Background/Discussion

At the request of Matt Schultz, an ordinance has been prepared that allows the Mayor to waive parking meter hood fees when it is determined to be in the best interests of the City.

Recommendation

Pass the ordinance amending Section 2.08.030 "Waiver of fees".

Submitted by: Dick Wade, City Attorney _____

ORDINANCE NO. 6035

AN ORDINANCE amending Chapter 2.08 "Schedule of Fees" of the 2005 Municipal Code of Council Bluffs, Iowa, by repealing Section 2.08.030 "Waiver of fees", and by enacting a new Section 2.08.030 "Waiver of fees" to allow the Mayor to waive parking meter hood fees.

BE IT ORDAINED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA:

SECTION 1. That Chapter 2.08 "Schedule of Fees" of the 2005 Council Bluffs Municipal Code be and the same is hereby amended by repealing Section 2.08.030 "Waiver of fees" and enacting a new Section 2.08.030 "Waiver of fees", to read as follows:

2.08.030 Waiver of fees. The fees contained in the schedule and those authorized by other provisions of this municipal code may be waived by resolution of the city council if it is determined to be in the best interests of the city of Council Bluffs. In addition to this waiver authority of the city council, the mayor may waive parking meter hood fees set out in Section 2.08.060 herein, if he/she determines such a waiver to be in the best interests of the city.

SECTION 2. Repealer. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed. This is Ord. 5768 § 2 (part), 2003.

SECTION 3. Severability Clause. If any of the provisions of this ordinance are for any reason declared illegal or void, then the lawful provisions of this ordinance which are severable from said unlawful provisions shall be and remain in full force and effect, the same as if the ordinance contained no illegal or void provisions.

SECTION 4. Effective Date. This ordinance shall be in full force and effect from and after its final passage and publication, as by law provided.

PASSED
AND _____, 2009
APPROVED

_____
THOMAS P. HANAFAN Mayor

Attest: _____
MARCIA L. WORDEN Acting City Clerk

First Consideration: July 13, 2009
Second Consideration: July 27, 2009
Public Hearing: None required
Third Consideration:

COUNCIL COMMUNICATION

Department: Public Works
Case/Project No.:_____
Applicant:_____

Ordinance No.6036 First Reading July 13, 2009
Resolution No._____

SUBJECT/TITLE

Consideration of:

1). a resolution authorizing the Mayor to execute an agreement with Redflex Traffic Systems Inc., for services associated with the Automated Red Light Enforcement Program.
2). a resolution expanding the red light photo enforcement program to 6 additional approaches.
3). amending Ordinance 9.16.055 Automated Red Light Enforcement.

BACKGROUND/DISCUSSION

- The city implemented the red light photo enforcement program almost four years ago (August, 2005).

- The first year of operation covered only 11 months with 10,095 tickets issued. Years two and three showed 10,416 and 10,013 tickets issued respectively. This last year of operation is on track to hit about 8,000 tickets.

- It is the opinion of the Police, Public Works, and Legal Departments that the cameras are an effective tool in reducing red light running and improving safety. Statistically the numbers are mixed.

- The Departments recommend not only a continuation of the program but an expansion of locations as well.

- Currently the City has seven approaches:

    - 7th Street and Willow Avenue (Southbound)
    - 8th and Broadway (Eastbound)
    - 8th and Broadway (Westbound)
    - 16th and Broadway (Eastbound)
    - 16th and Broadway (Westbound)
    - 21st and Broadway (Westbound)
    - 35th and Broadway (Eastbound)

- Proposed additional locations are:

    - South Expressway and 30th Avenue (Eastbound)
    - South Expressway and 30th Avenue (Northbound)
    - Kanesville Blvd. and Harrison St. (Eastbound)
    - Kanesville Blvd. and Harrison St. (Westbound)
    - 25th and Broadway (Eastbound)
    - 25th and Broadway (Westbound)

These intersections were selected based on accident history and observed problems with red light running.

- Redflex has performed very well in providing the photo enforcement service. For this reason a new contract is proposed. This contract provides for similar terms to the existing contract.

- The proposed contract is for 7 years (the existing is for 5 years).
  The existing fee paid to Reflex is tiered at:

$50	citations 01-119	paid per month per approach
$40	citations 120-209	paid per month per approach
$30	citations 210 +	paid per month per approach

  The proposed fee structure is:

$48	citations 0-100	paid per month per approach
$40	citations 101-200	paid per month per approach
$32	citations 201 +	paid per month per approach

- Currently the penalty assessed by the city for automated enforcement of a red light violation is $65. At the time the program was initiated four years ago this matched the state penalty. Since then the state has increased the penalty twice and currently is $106 including all court costs and fees.

- Proposed is an ordinance amendment that sets the photo detected red light violation penalty to match whatever the Iowa Code sets for running a red light.

RECOMMENDATION

In summary the Automated Red Light Enforcement Program has been an effective tool in reducing accidents and improving safety. Recommended is approval of

(1) Resolution approving a seven year agreement with Redflex for the automated red light enforcement program.
(2) Resolution approving 6 additional approaches for red light photo enforcement.
(3) Amending Ordinance 9.16.055 changing the civil penalty for violation of automated red light enforcement to equal that set by Iowa Code for failing to obey a red light traffic signal.

Greg Reeder, Public Works Director

ORDINANCE NO. 6036

AN ORDINANCE to amend Chapter 9.16 "Signs and Signals" of the 2000 Municipal Code of Council Bluffs, Iowa, by amending Section 9.16.055 "Automated red light enforcement" to amend the fine to the current schedule fine, including all surcharges and costs, as set by the Iowa Code.

BE IT ORDAINED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA:

SECTION 1. That Chapter 9.16 "Signs and signals" of the 2000 Municipal Code of Council Bluffs, Iowa, be and the same is hereby amended by amending Section 9.16.055 "Automated red light enforcement", to read as follows:

"9.16.055 Automated red light enforcement. (a) General. The city of Council Bluffs, in accordance with the police powers authorized it by the state of Iowa for governing safe traffic flow, may erect or cause to have erected an automated traffic enforcement system for making photographs, video, or digital images of vehicles that fail to obey red light traffic signals at intersections designated by the mayor or his/her designee. The system may be managed by the private contractor that owns and operates the requisite equipment with supervisory control vested in the city's police department. Photographs, video, or digital images shall be provided to the police department by the contractor for review. The police department will determine which vehicle owners are in violation of the city's red light ordinance and are to receive a notice of violation for the offense.

(b) Definitions.

(1) "Automated traffic enforcement system" shall mean an electronic system consisting of a photographic, video, or electronic camera and a vehicle sensor installed to work in conjunction with an official traffic controller and to automatically produce photographs, video, or digital images of each vehicle violating a standard traffic control.

(2) "Vehicle owner" shall mean the person or entity identified by the Iowa Department of Transportation, or registered with any other state vehicle registration office, as the registered owner of a vehicle.

(c) Offense.

(1) The vehicle owner shall be liable for a fine as imposed below if such vehicle crosses a marked stop line or the intersection plane at a system location when the traffic signal for that vehicle's direction is emitting a steady red light or red arrow.

(2) The violation may be rebutted by a showing that a stolen vehicle report was made on the vehicle encompassing the period in question.

(3) The citation will in no event be sent or reported to the Iowa Department of Transportation or similar department of any other state for the purpose of being added to the vehicle owner's driving record.

(d) Penalty and Appeal.

(1) Any violation of subsection (c)(1) ~~above shall be considered a notice of violation for which a civil fine of sixty-five dollars ($65.00) shall be imposed, payable as directed on the citation.~~ shall be considered a civil violation for which a civil penalty equal to the current scheduled fine, including all surcharges and costs, as set by the Iowa Code for failing to obey a red light traffic signal shall be imposed, payable as directed on the citation.

(2) A recipient of an automated red light citation may dispute the citation by requesting an issuance of municipal infraction citation by the police department. Such request will result in a required court appearance by the recipient and in the scheduling of a trial before a judge or magistrate at the Pottawattamie County Courthouse. The issuance of a municipal infraction citation will cause the imposition of state mandated court costs to be added to the amount of the violation.

(3) If a recipient of an automated right light citation does not pay the fine by the stated due date or request a trial before a judge or magistrate, a municipal infraction will be issued to the recipient by certified mail from the police department. Said municipal infraction will result in a mandatory court appearance by the recipient as well as imposition of stated mandated court costs."

SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed. This is Ordinance No. 5870, Section 1 (2005).

SECTION 3. SEVERABILITY CLAUSE. If any of the provisions of this ordinance are for any reason declared illegal or void, then the lawful provisions of this ordinance which are severable from said unlawful provisions shall be and remain in full force and effect, the same as if the ordinance contained no illegal or void provisions.

SECTION 4. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its final passage and publication, as by law provided.

PASSED
AND _____, 2009
APPROVED

_____
THOMAS P. HANAFAN Mayor

Attest: _____
MARCIA L. WORDEN Acting City Clerk

First Consideration: July 13, 2009
Second Consideration: July 27, 2009
Public Hearing: None required
Third Consideration:

Council Communication

Department/Applicant: Fire	Resolution No. 09-202	Council Meeting: 7/13/09

Subject/Title

Emergency Medical Service Ambulance transport rates.

Background

The Fire Department provides ambulance transport services for the City of Council Bluffs using three first line advanced life support ambulances for transport of patients to the hospital. To help fund the transport service, rates for basic care, advanced care and mileage were established in 1996 and were last adjusted in 2007. A comparison of rates is contained in the table below:

	Basic Care	Advanced Care	Advanced 2 Care	Mileage
Omaha Fire Division	$ 600.00	$ 600.00	$ 800.00	$ 10.00
Lincoln Fire Division	$ 575.00	$ 715.00	$ 760.00	$ 13.00
Des Moines Fire Dept.	$ 550.00	$ 600.00	$ 600.00	$ 7.00
Waterloo Fire Dept.	$ 460.00	$ 602.00	$ 602.00	$ 7.37
Dubuque Fire Dept.	$ 400.00	$ 650.00	$ 650.00	$ 8.00
Mason City Fire Dept.	$ 500.00	$ 650.00	$ 650.00	$ 11.00
Omaha Ambulance Service	$ 478.00	$ 630.00	$ 630.00	$ 11.00
Rural Metro Ambulance	$ 575.00	$ 650.00	$ 650.00	$ 10.50
Council Bluffs Fire Dept. (current)	**$ 445.00**	**$ 510.00**	**$ 510.00**	**$ 8.50**

After conducting a comparison of rates and at the recommendation of the ambulance fee billing company, I ask your concurrence in adjusting the rates as follows:

Basic Life Support transport rate:	$ 525.00
Advanced Life Support	$ 600.00
Advanced Life Support 2	$ 700.00
Treated/No Transport	$ 150.00
Mileage	$ 11.00

Recommendation

Request your concurrence and City Council action on attached ordinance adjusting the fees for ambulance treatment and transport. The adjusted rates would be effective August 1, 2009

Attachments:

Prepared By: Alan R. Byers, Fire Chief

RESOLUTION NO. 09-202

A RESOLUTION to amend the fees for ambulance service.

WHEREAS, it is the recommendation of the Fire Chief that the fees for ambulance services be amended as follows:

Basic Life Support Emergency	$ 525.00
Advance Life Support (ALS)	$ 600.00
Advanced Life Support 2	$ 700.00
Mileage (per loaded mile)	$ 11.00
ALS – Treat/No Transport	$ 150.00

WHEREAS, after study and consideration, this City Council deems the proposed amendments for ambulances service fees to be in the best interest of the City of Council Bluffs.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA:

That fees for ambulance services shall be as set forth above and effective August 1, 2009; and

BE IT FURTHER RESOLVED

That the City Clerk is hereby authorized and directed to amend the schedule of fees to reflect these charges.

ADOPTED
AND
APPROVED

July 13, 2009

Scott A. Belt, Mayor Pro-tem

Attest:

Richard B. Wade, Acting City Clerk

COUNCIL COMMUNICATION

Department: Public Works | Ordinance No._____ | First Reading July 13, 2009
Case/Project No.: FY10-06B | Resolution No.09-203
Applicant: Ron Neal, P. E., City Engineer

SUBJECT/TITLE

Consideration of a resolution authorizing the Mayor to execute an agreement with The Schemmer Associates, Inc.for engineering services for the East 29th Avenue Sewer Extension. Project #FY10-06B.

BACKGROUND/DISCUSSION

- Recently, Public Works was approached by a resident of E. 29th Avenue with a request for a sanitary sewer extension on his street. His septic system has failed and due to his lot dimensions and terrain, rebuilding the septic is not an option. Currently there is no sanitary sewer on E. 29th Avenue.

- Proposed is a sewer extension that will service and benefit E. 29th Avenue, located north of Harry Langdon Blvd and east of I-80.

- Letters of support have been received from all five property owners of six parcels benefitted. One additional parcel on the street is already connected to the sewer. Two property owners will tap-on to the new sewer immediately.

- The benefitted area of this project contains 9 acres. CBPW estimates that at ultimate build-out of the benefitted area could reasonable contain 13 lots. In the benefitted area there are 5 existing single family homes and 8 more that could be built along E. 29th Avenue, each with 55 foot frontages.

- The engineering estimate is $130,000.00. The ultimate build out is 13 lots and the benefitted area is 9 acres. The anticipated Tap-on fee is:

  ($130,000.00 x / 13 lots = $10,000 per benefitted lot, **or**
  ($130,000.00 x / 9 acres = $14,400 per benefitted acre.

  Final fees will be set with tap-on fee ordinance to council upon project completion. Homeowners will be directly responsible for lateral connections and abandonment of septic systems.

- CBPW recommends, that a per benefitted lot tap-on fee schedule be used to lower the cost to existing property owner while retaining the ability to be reimbursed when new houses connect to the sewer extension.

BACKGROUND/DISCUSSION

- This project will be funded through Sewer Impact Fees as listed in the CIP as FY10-06B. The project cost would be repaid over time when houses connect to the sewer and pay the tap-on fee. Existing houses would not be required to hook up until the septic systems failed or were abandoned.

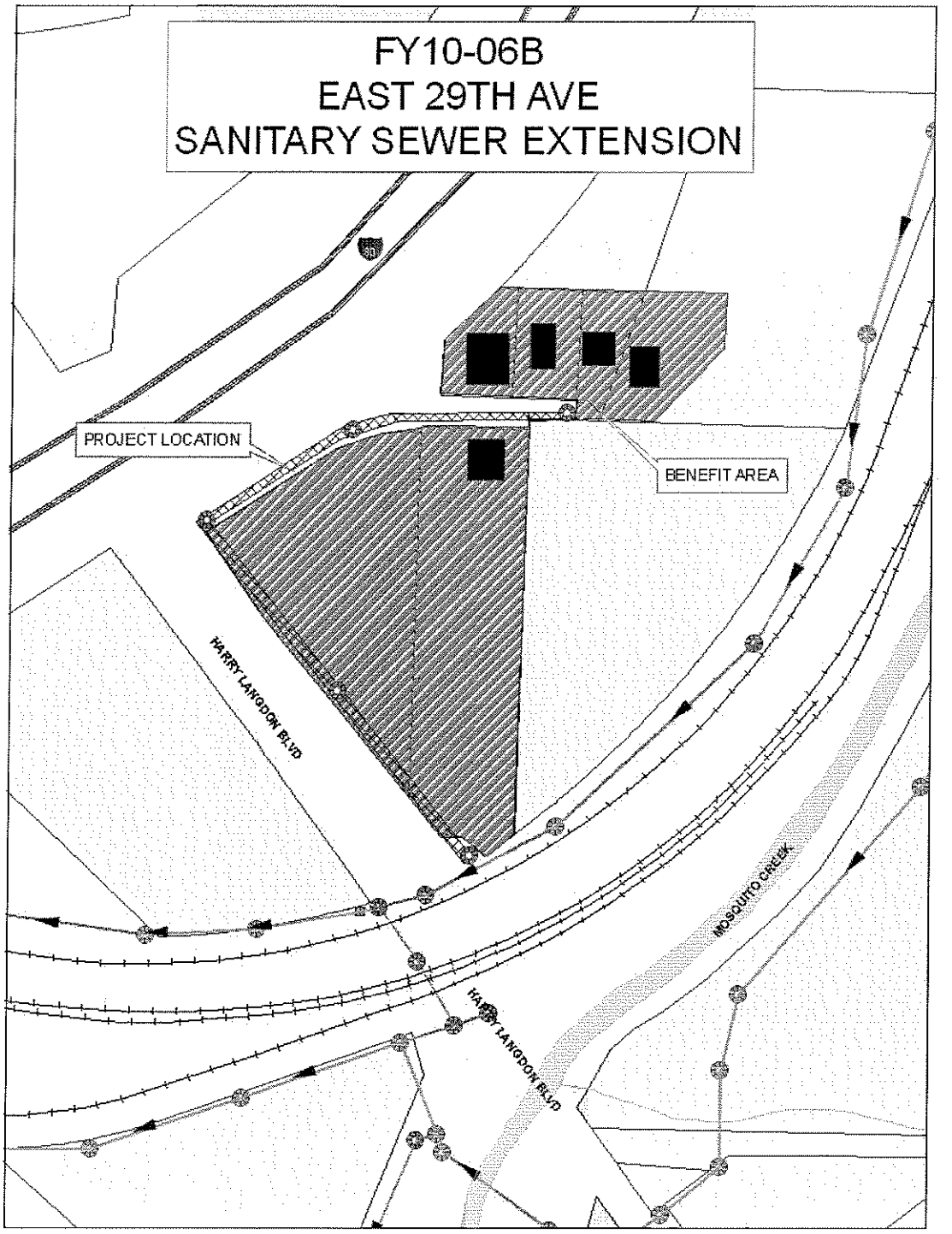
- The tentative schedule is:

Set Public Hearing	August 10, 2009
Hold Public Hearing	August 24, 2009
Letting	September 3, 2009
Award	September 14, 2009
Construction Commencing	October 5, 2009

RECOMMENDATION

Approval of this resolution.

Greg Reeder, Public Works Director


FY10-06B
EAST 29TH AVE
SANITARY SEWER EXTENSION
PROJECT LOCATION
BENEFIT AREA
HARRY LANGDON BLVD
HARRY LANGDON BLVD
MOSQUITO CREEK

SCHEMMER
ARCHITECTS | ENGINEERS | PLANNERS

May 28, 2009

Mr. Greg Reeder
Public Works Department
209 Pearl Street
Council Bluffs, Iowa 51503

RE: Engineering Services Agreement
29th Avenue Sewer Extension
City Project No. FY10-06B

Dear Mr. Reeder:

The Schemmer Associates Inc. (Schemmer) proposes to render professional services to the City of Council Bluffs, Iowa, (City) in connection with the design of a sanitary sewer to serve the cul-de-sac on E. 29th Avenue (hereinafter referred to as Project).

I. CONDITIONS OF SERVICE

Services rendered by Schemmer as enumerated under Section II shall be provided under the following conditions:

A. General Conditions of The Schemmer Associates (See attached).

B. Fees

1. Payroll cost used as the basis for payment mean salaries and wages paid to all personnel engaged directly on the Project, including, but not limited to engineers, architects, surveyors, designers, drafters, specification writers, estimators, other technical and business personnel; plus the cost of customary and statutory benefits including, but not limited to, social security contributions, unemployment, excise and payroll taxes, worker's compensations, health and retirement benefits, sick leave, vacation and holiday pay and other group benefits.

2. Hourly, not-to-exceed negotiated maximum fees, as listed in the scope of services below, shall be determined by multiplying the hours charged to the Project for each work classification by the hourly rate for each classification as listed in the current Schedule of Hourly Rates.

3. Lump sum fees, as listed in the scope of services below, shall be a negotiated lump sum amount for such services.

PHONE 712.329.0300
FAX 712.329.9970
Valley View Village
928 Valley View Drive, Suite 12
Council Bluffs, Iowa 51503-5288
SCHEMMER.COM

EMPLOYEE OWNED

4. For services during construction, fee shall be determined on an hourly basis in accordance with item I. B - 2 above with a negotiated maximum amount based upon a percent of the averaged bid amounts of the two low bidders.

5. The fee for subconsultants or testing laboratories (as approved by the City) shall be the actual amount billed to Schemmer.

6. For additional services rendered by Schemmer as authorized in writing by the City, the fees shall be computed on an hourly rate basis by multiplying the hours worked by the hourly rates per the current Schedule of Hourly Rates.

C. Indemnification

Each party hereby agrees to indemnify, defend and save harmless the other, its officers, agents, and employees from and against any and all claims arising out of the negligent acts, errors, or omissions of Schemmer, its officers, agents, and employees in the execution of the services specified in this contract.

D. Insurance

Schemmer hereby agrees to obtain and to keep in force during the term of this contract the below-described insurance coverage relating to the services specified under this contract. Schemmer will furnish the City with evidence of such coverage prior to commencing any services under this contract.

Insurance coverage, which Schemmer shall obtain and keep in force, is as follows:

1. Worker's Compensation insurance as required under the laws applicable to the services, and Employer's Liability insurance at a level of $500,000, which shall cover all of Schemmer's employees engaged in the services specified.

2. Automobile Liability insurance covering all automotive equipment used in connection with the services under this contract, with not less than $1,000,000 bodily injury per occurrence, and property damage insurance with $500,000 per occurrence and $1,000,000 aggregate.

3. Comprehensive General Liability insurance (including contractual, products and completed operations liability insurance) covering services performed under this contract, with not less than $1,000,000 per occurrence for bodily injury, and property damage insurance with limits of $500,000 per occurrence and $1,000,000 aggregate.

4. Excess Liability insurance of $1,000,000.

II. SCOPE OF SERVICES

Services to be provided by Schemmer and the Fee Basis are as follows:

	Scope of Services	***Fee Basis***
I.	Definition of Problem Scope of Project	Hourly, Not-to- Exceed Negotiated Maximum
II.	Survey	Lump Sum
III.	Design	Lump Sum
	A. Preliminary	
	B. Final	
IV.	Bid Phase	Lump Sum
V.	Construction	Hourly Not-to-Exceed Negotiated
	A. Observation	% of construction (average of
	B. Management	two low bidders)
	C. Staking	
VI.	Project Management	Hourly Not-to-Exceed Negotiated Maximum
VII.	Outside Consultants/Testing	Billed as per invoice
VIII.	ROW, Easements, Outside Permits, Assessments	Hourly

If the foregoing proposal and attachments are agreeable, please indicate your acceptance by signing and returning one copy of this proposal.

Sincerely,

THE SCHEMMER ASSOCIATES INC.
ARCHITECTS | ENGINEERS | PLANNERS

Randy G. Fehl
Randy G. Fehl, P.E.
Engineering Manager

ACCEPTED:
CITY OF COUNCIL BLUFFS, IOWA

BY_____
Thomas P. Hanafan, Mayor

DATE_____

ATTEST:

BY_____

Attachment (General Conditions)

GENERAL CONDITIONS

1. **REUSE OF DOCUMENTS.** All documents including drawings, specifications and CADD data on electronic media furnished by The Schemmer Associates Inc. pursuant to this Agreement are instruments of its services in respect to this project. They are not intended or represented to be suitable for reuse on extensions of this project or on any other project. Any reuse without specific written verification or adaptation by The Schemmer Associates Inc. shall be at the user's sole risk and without liability or legal exposure to The Schemmer Associates Inc., and the other party to this Agreement shall indemnify and hold harmless The Schemmer Associates Inc. from all claims, damages, losses and expenses including attorneys' fees arising out of or resulting therefrom. Any such verification or adaptation will entitle The Schemmer Associates Inc. to further compensation.

2. **ESTIMATES.** Since The Schemmer Associates Inc. has no control over the cost of labor, materials or equipment or over the contractor(s)' methods of determining prices, or over competitive bidding or market conditions, estimates of project cost are made on the basis of experience and qualifications and represent the best judgment of design professionals familiar with the industry, but The Schemmer Associates Inc. cannot and does not guarantee that proposals, bids or project costs will not vary from estimates of cost prepared by The Schemmer Associates Inc.

3. **SUSPENSION OR ABANDONMENT.** If the project is suspended for more than three months or abandoned in whole or in part, The Schemmer Associates Inc. shall be paid compensation for services performed prior to receipt of written notice of such suspension or abandonment, together with reimbursable expenses then due.

4. **TERMINATION.** This Agreement may be terminated by either party upon seven days' written notice should either party fail substantially to perform in accordance with its terms through no fault of the other. In the event of termination due to the fault of others than The Schemmer Associates Inc., The Schemmer Associates Inc. shall be paid compensation for services performed to termination date, including reimbursable expenses then due.

5. **SUCCESSORS AND ASSIGNS.** Each party to this Agreement binds him/herself, his/her partners, successors, assigns and legal representatives to the other party, his/her partners, successors, assigns and legal representatives with respect to all covenants of this Agreement. Neither party shall assign, sublet or transfer his/her interest in this Agreement without the written consent of the other.

6. **PAYMENTS.** Payments due The Schemmer Associates Inc. under this Agreement shall be payable within thirty (30) days of the date of billing. If full payment is not received within sixty (60) days of the date of billing, the payment shall bear interest at the highest rate permitted by law but not exceeding eighteen percent (18%).

7. **DELINQUENT PAYMENTS.** (a) Delinquent Progress Payments: It is understood and agreed that should any progress payment hereunder remain due and unpaid for a period of 60 days after invoice, that all services on the part of The Schemmer Associates Inc. will cease and will not resume until all amounts owing for services rendered have been paid in full. Cessation shall not constitute a breach of The Schemmer Associates Inc.'s duties under this agreement, or an election of remedies, and The Schemmer Associates Inc. shall be fully indemnified for any liability or damages thereby caused. (b) Legal Action: No account will be held by The Schemmer Associates Inc. more than 90 days after their invoice. At the end of 90 days all such accounts will be referred for appropriate legal action. (c) Mechanics Liens: Unless specific arrangements for delayed payments have been made, by written agreement, all mechanics lien rights available to The Schemmer Associates Inc. will be exercised within the time period allowed by law.

8. **TAX.** The amount of any excise, gross receipts or sales tax that may be imposed shall be invoiced as a reimbursable expense.

9. HAZARDOUS MATERIALS. Unless otherwise provided in this Agreement, The Schemmer Associates and The Schemmer Associates' consultants shall have no responsibility for the discovery, presence, handling, removal or disposal of or exposure of persons to hazardous materials in any form, including but not limited to asbestos, asbestos products, polychlorinated biphenyl (PCB) or other toxic substances. The Schemmer Associates Inc. shall be indemnified and held harmless against all claims related to hazardous materials.

10. NOTICE OF LIMITATION OF AGENTS' AUTHORITY. It is understood and acknowledged that no agent, officer, or principal of The Schemmer Associates Inc. is authorized to vary the terms of this agreement in any particular, except by writing, expressly limiting the application of the terms of this Agreement.

11. INVALIDATION OF PROFESSIONAL LIABILITY INSURANCE. The Schemmer Associates shall not knowingly take any action called for by this agreement or arising from the course of this project which shall cause loss of the The Schemmer Associates' professional liability insurance coverage for this project or any aspect of it.

12. LIMITATION OF LIABILITY. To the fullest extent permitted by law, the Client agrees to limit The Schemmer Associates Inc.'s liability for the Client's damages to the sum of $50,000 or The Schemmer Associates Inc.'s fee, whichever is greater. This limitation shall apply regardless of the cause of action or legal theory pled or asserted.

13. COMPUTER AIDED DESIGN/DRAFTING (CADD). CADD may be utilized to prepare drawings, specifications, calculations, and other instruments of service prepared by The Schemmer Associates Inc. Submitted data files are intended to work only as described in the agreement and are compatible only with the original hardware and software used to create the files.

13.1. Because data stored on electronic media can deteriorate undetected or be modified without the knowledge of The Schemmer Associates Inc., the Owner agrees to accept responsibility for the completeness, correctness, and readability of the electronic media after an acceptance period of 30 days after delivery of the electronic files, and that upon the expiration of this acceptance period, the Owner will indemnify and save harmless The Schemmer Associates Inc. for any and all claims, losses, costs, damages, awards, or judgments arising from use of the electronic media files or output generated from them. The Schemmer Associates Inc. agrees that it is responsible for the accuracy of the sealed hard copy drawings that have been or will be submitted, and that such accuracy is defined as the care and skill ordinarily used by members of the profession practicing under similar conditions at the same time and in the same locality. The Schemmer Associates Inc. makes no warranties, express or implied, under this agreement or otherwise, in connection with the services provided.

13.2. The electronic files are submitted to the client for a 30-day acceptance period. During this period, the client may review and examine these files. Any errors detected during this time will be corrected by The Schemmer Associates Inc. as part of the basic agreement. Any changes requested after the acceptance period will be considered additional services to be performed on a time and materials basis, at the standard cost plus terms and conditions. The Schemmer Associates Inc. is not required to maintain copies of the electronic files beyond the acceptance period after delivery of the files.

13.3. The Owner shall be permitted to retain copies of the drawings and specifications prepared in CADD format for the Owner's information. Due to the potential that the information set forth on the electronic media can be modified by the Owner, unintentionally or otherwise, The Schemmer Associates reserves the right to remove all indicia of its ownership and/or involvement from each electronic file.

13.4. Any use or reuse of altered files by the Owner or others without written authorization or CADD adaptation by The Schemmer Associates Inc. for the specific purpose intended will be at the Owner's risk and full legal responsibility. Furthermore, the Owner will, to the fullest extent permitted by law, indemnify and hold The Schemmer Associates Inc. harmless from any and all claims, suits, liability, demands, or costs arising out of or resulting from such use. Any such authorization or CADD adaptation by the Owner will entitle The Schemmer Associates Inc. to additional compensation at the rates established as part of this agreement.

14. GEOTECHNICAL MATERIALS TESTING SERVICE. In the case that geotechnical and/or materials testing services are provided by The Schemmer Associates Inc., our supplementary General Conditions for Geotechnical and Materials Testing shall be considered a part of this document.

RESOLUTION
NO 09-203

RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH THE SCHEMMER ASSOCIATES, INC. FOR ENGINEERING SERVICES IN CONNECTION WITH THE EAST 29TH AVENUE SEWER EXTENSION FY10-06B

WHEREAS, the city wishes to make improvements known as the East 29th Avenue Sewer Extension, within the city, as therein described; and

WHEREAS, The Schemmer Associates, Inc. has submitted an agreement to provide engineering services for the work necessary for said improvements; and

WHEREAS, the city council deems approval of said agreement to be in the best interest of the City of Council Bluffs.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the Mayor and City Clerk are hereby authorized and directed to execute an agreement with The Schemmer Associates, Inc. for engineering services relative to the East 29th Avenue Sewer Extension.

ADOPTED
AND
APPROVED July 13, 2009

_____
Scott A. Belt, Mayor Pro-tem

ATTEST: _____
Richard B. Wade, Acting City Clerk

COUNCIL COMMUNICATION

Department: Public Works	Ordinance No._____	First Reading July 13, 2009
Case/Project No.:_____	Resolution No.09-204	
Applicant:_____		

SUBJECT/TITLE

Consideration of:

1). a resolution authorizing the Mayor to execute an agreement with Redflex Traffic Systems Inc., for services associated with the Automated Red Light Enforcement Program.
2). a resolution expanding the red light photo enforcement program to 6 additional approaches.
3). amending Ordinance 9.16.055 Automated Red Light Enforcement.

BACKGROUND/DISCUSSION

- The city implemented the red light photo enforcement program almost four years ago (August, 2005).

- The first year of operation covered only 11 months with 10,095 tickets issued. Years two and three showed 10,416 and 10,013 tickets issued respectively. This last year of operation is on track to hit about 8,000 tickets.

- It is the opinion of the Police, Public Works, and Legal Departments that the cameras are an effective tool in reducing red light running and improving safety. Statistically the numbers are mixed.

- The Departments recommend not only a continuation of the program but an expansion of locations as well.

- Currently the City has seven approaches:

    - 7th Street and Willow Avenue (Southbound)
    - 8th and Broadway (Eastbound)
    - 8th and Broadway (Westbound)
    - 16th and Broadway (Eastbound)
    - 16th and Broadway (Westbound)
    - 21st and Broadway (Westbound)
    - 35th and Broadway (Eastbound)

- Proposed additional locations are:

    - South Expressway and 30th Avenue (Eastbound)
    - South Expressway and 30th Avenue (Northbound)
    - Kanesville Blvd. and Harrison St. (Eastbound)
    - Kanesville Blvd. and Harrison St. (Westbound)
    - 25th and Broadway (Eastbound)
    - 25th and Broadway (Westbound)

These intersections were selected based on accident history and observed problems with red light running.

- Redflex has performed very well in providing the photo enforcement service. For this reason a new contract is proposed. This contract provides for similar terms to the existing contract.

- The proposed contract is for 7 years (the existing is for 5 years).
  The existing fee paid to Reflex is tiered at:

$50	citations 01-119	paid per month per approach
$40	citations 120-209	paid per month per approach
$30	citations 210 +	paid per month per approach

The proposed fee structure is:

$48	citations 0-100	paid per month per approach
$40	citations 101-200	paid per month per approach
$32	citations 201 +	paid per month per approach

- Currently the penalty assessed by the city for automated enforcement of a red light violation is $65. At the time the program was initiated four years ago this matched the state penalty. Since then the state has increased the penalty twice and currently is $106 including all court costs and fees.

- Proposed is an ordinance amendment that sets the photo detected red light violation penalty to match whatever the Iowa Code sets for running a red light.

RECOMMENDATION

In summary the Automated Red Light Enforcement Program has been an effective tool in reducing accidents and improving safety. Recommended is approval of

(1) Resolution approving a seven year agreement with Redflex for the automated red light enforcement program.
(2) Resolution approving 6 additional approaches for red light photo enforcement.
(3) Amending Ordinance 9.16.055 changing the civil penalty for violation of automated red light enforcement to equal that set by Iowa Code for failing to obey a red light traffic signal.

Greg Reeder, Public Works Director

7/1/2009 2003 to 2008 Accident Summary for Red Light Camera locations

intersection	accident type	before cameras Jan 2003 to Aug 2005 accidents	per year	after cameras Aug 2005 to Dec 2008 accidents	per year	change in accidents per year	per cent change in accidents per year
7th & Willow							
	RRL-SB	1	0.40	0	0.00	-0.40	-100%
	RRL-other	0	0.00	3	0.86	0.86	increase from 0
	FTC-SB	1	0.40	1	0.29	-0.11	-29%
	FTC-other	0	0.00	0	0.00	0.00	no change
	all types	4	1.60	8	2.29	0.69	43%
35th & Broadway							
	RRL-EB	2	0.80	3	0.86	0.06	7%
	RRL-other	3	1.20	3	0.86	-0.34	-29%
	FTC-EB	2	0.80	11	3.14	2.34	293%
	FTC-other	3	1.20	3	0.86	-0.34	-29%
	all types	20	8.00	31	8.86	0.86	11%
21st & Broadway							
	RRL-WB	5	2.00	2	0.57	-1.43	-71%
	RRL-other	3	1.20	2	0.57	-0.63	-52%
	FTC-WB	4	1.60	4	1.14	-0.46	-29%
	FTC-other	1	0.40	3	0.86	0.46	114%
	all types	16	6.40	16	4.57	-1.83	-29%
16th & Broadway							
	RRL-WB	2	0.80	0	0.00	-0.80	-100%
	RRL-EB	2	0.80	0	0.00	-0.80	-100%
	RRL-other	2	0.80	2	0.57	-0.23	-29%
	FTC-WB	2	0.80	0	0.00	-0.80	-100%
	FTC-EB	0	0.00	2	0.57	0.57	increase from 0
	FTC-other	1	0.40	2	0.57	0.17	43%
	all types	21	8.40	23	6.57	-1.83	-22%
8th & Broadway							
	RRL-WB	2	0.80	2	0.57	-0.23	-29%
	RRL-EB	1	0.40	2	0.57	0.17	43%
	RRL-other	2	0.80	2	0.57	-0.23	-29%
	FTC-WB	3	1.20	5	1.43	0.23	19%
	FTC-EB	2	0.80	6	1.71	0.91	114%
	FTC-other	0	0.00	2	0.57	0.57	increase from 0
	all types	36	14.40	41	11.71	-2.69	-19%

RRL-ran red light
FTC-followed too close
EB-east bound travel is a camera location
WB-west bound travel is a camera location
SB-south bound travel is a camera location
other denotes intersection legs without cameras
all types totals all accidents in all directions of all causes

decrease in accidents

increase in accidents

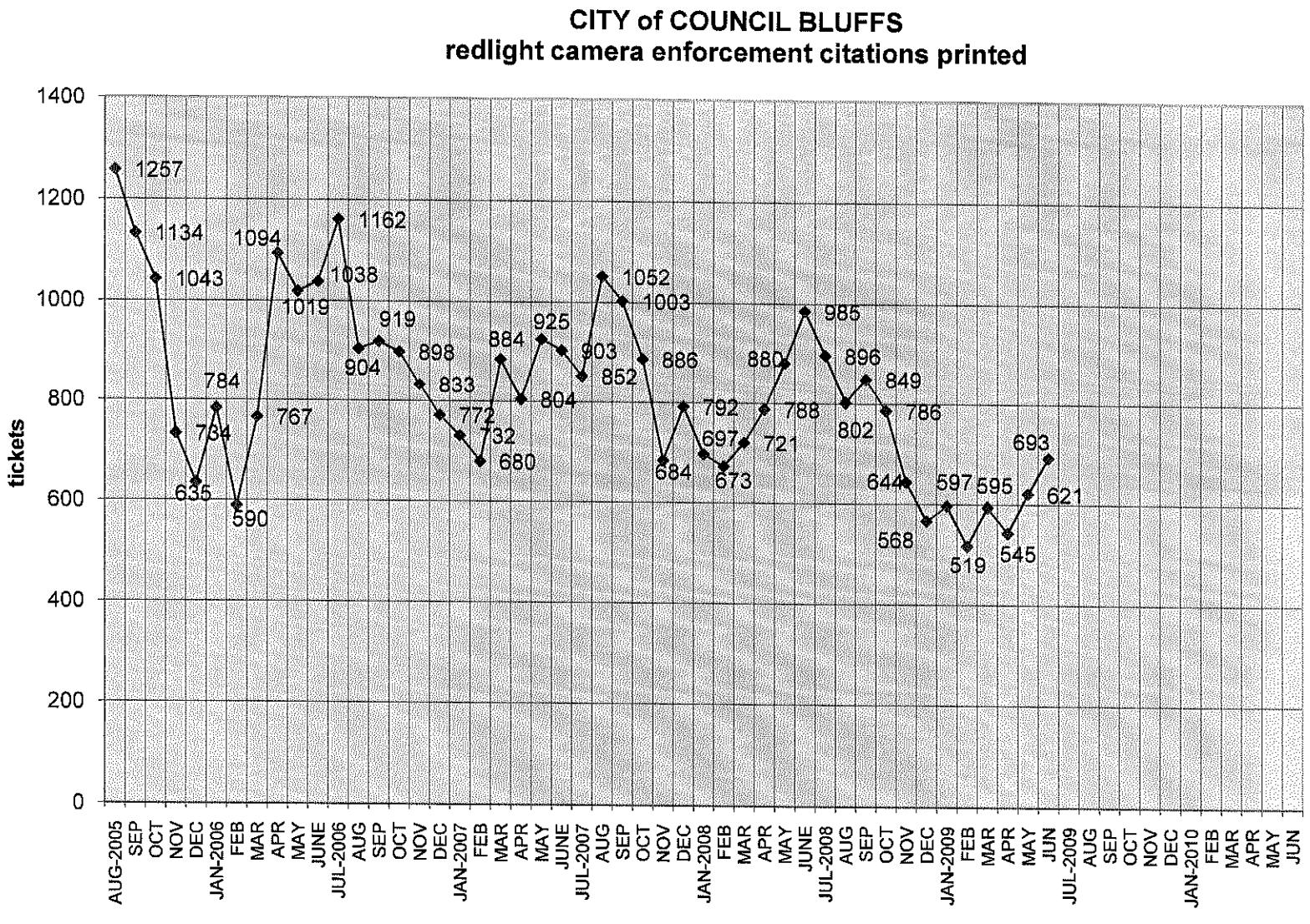
2003-2008 accident summary.xls

7/6/2009

CITY OF COUNCIL BLUFFS
redlight camera enforcement citations

	TOTAL VIOLATIONS	AFTER UNCONTROLABLE FACTORS	AFTER REJECTS	NOTICES PRINTED	NOTICES COLLECTED	CITY PAYMENTS RECEIVED
AUG-2005	1732	1523	1257	1257	101	$1,575.60
SEP	1796	1500	1134	1134	784	$13,360.33
OCT	1547	1347	1043	1043	791	$13,432.61
NOV	1290	1107	734	734	785	$14,074.31
DEC	1292	1124	635	635	512	$8,238.24
JAN-2006	1177	1049	784	784	598	$9,198.42
FEB	896	796	590	590	569	$8,745.93
MAR	1340	1171	767	767	594	$9,030.42
APR	1636	1285	1094	1094	487	$7,263.53
MAY	1405	1156	1019	1019	738	$12,170.26
JUNE	1441	1143	1038	1038	764	$12,671.48
FY05-06 TOTAL				10,095	6,723	$109,761.13
JUL-2006	1559	1246	1162	1162	790	$12,890.38
AUG	1228	993	904	904	802	$13,096.76
SEP	1210	945	919	919	599	$8,991.18
OCT	1221	944	898	898	670	$10,522.89
NOV	1141	892	833	833	697	$11,097.73
DEC	1089	804	772	772	571	$8,439.57
JAN-2007	1174	794	732	732	652	$9,871.22
FEB	1114	749	680	680	585	$8,919.07
MAR	1392	917	884	884	635	$9,963.00
APR	1151	843	804	804	665	$10,348.14
MAY	1337	989	925	925	550	$8,238.78
JUNE	1281	918	903	903	692	$10,865.37
FY06-07 TOTAL				10,416	7,908	$123,244.09
JUL-2007	1238	892	852	852	695	$11,019.13
AUG	1450	1097	1052	1052	722	$11,657.74
SEP	1448	1054	1003	1003	723	$11,238.93
OCT	1317	918	886	886	749	$11,955.22
NOV	987	731	684	684	731	$11,638.22
DEC	1350	826	792	792	574	$8,994.33
JAN-2008	1192	737	697	697	666	$10,143.80
FEB	1189	724	673	673	576	$8,720.90
MAR	1139	780	721	721	581	$8,944.81
APR	1186	838	788	788	588	$9,139.27
MAY	1134	907	880	880	582	$7,942.60
JUNE	1288	1007	985	985	722	$10,299.31
FY07-08 TOTAL				10,013	7,909	$121,694.26

	redlight camera enforcement citations					
	TOTAL VIOLATIONS	AFTER UNCONTROLABLE FACTORS	AFTER REJECTS	NOTICES PRINTED	NOTICES COLLECTED	CITY PAYMENTS RECEIVED
JUL-2008	1280	991	896	896	807	$12,951.31
AUG	1195	884	802	802	650	$9,071.68
SEP	1174	914	849	849	621	$8,676.76
OCT	1104	854	786	786	670	$8,753.04
NOV	877	722	644	644	515	$6,876.18
DEC	874	604	568	568	494	$6,525.10
JAN-2009	963	669	597	597	525	$7,286.28
FEB	771	561	519	519	434	$7,242.58
MAR	952	698	595	595	514	$7,166.95
APR	962	661	545	545	429	$5,469.78
MAY	1042	700	621	621	476	$6,671.25
JUN	1064	755	693	693		
FY08-09 TOTAL				8,115	6,135	$86,690.91
JUL-2009						
AUG						
SEP						
OCT						
NOV						
DEC						
JAN-2010						
FEB						
MAR						
APR						
MAY						
JUN						
FY09-10 TOTAL				0	0	$0.00
GRAND TOTAL	57,625	43,759	38,639	38,639	28,675	$441,390.39


CITY of COUNCIL BLUFFS
redlight camera enforcement citations printed
tickets
1400
1200
1000
800
600
400
200
0
1257
1134
1043
635
784
764
590
1094
767
1019
1038
1162
904
919
898
833
772
732
680
884
804
925
903
852
1052
1003
886
684
792
697
673
721
880
788
985
802
896
849
786
644
568
597
519
595
545
693
621
AUG-2005
SEP
OCT
NOV
DEC
JAN-2006
FEB
MAR
APR
MAY
JUNE
JUL-2006
AUG
SEP
OCT
NOV
DEC
JAN-2007
FEB
MAR
APR
MAY
JUNE
JUL-2007
AUG
SEP
OCT
NOV
DEC
JAN-2008
FEB
MAR
APR
MAY
JUNE
JUL-2008
AUG
SEP
OCT
NOV
DEC
JAN-2009
FEB
MAR
APR
MAY
JUN
JUL-2009
AUG
SEP
OCT
NOV
DEC
JAN-2010
FEB
MAR
APR
MAY
JUN

RESOLUTION
NO 09-204

RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH REDFLEX TRAFFIC SYSTEMS, INC. SERVICES ASSOCIATED WITH THE AUTOMATED RED LIGHT ENFORCEMENT PROGRAM

WHEREAS, the city wishes to make improvements known as the Automated Red Light Enforcement Program, within the city, as therein described; and

WHEREAS, Redflex Traffic Systems, Inc. has submitted an agreement to provide services for the work necessary for said improvements; and

WHEREAS, the city council deems approval of said agreement to be in the best interest of the City of Council Bluffs.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the Mayor and City Clerk are hereby authorized and directed to execute an agreement with Redflex Traffic Systems, Inc. for services relative to the Automated Red Light Enforcement Program.

ADOPTED
AND
APPROVED July 13, 2009

_____
Scott A. Belt, Mayor Pro-tem

ATTEST: _____
Richard B. Wade, Acting City Clerk