

Hills City Council Meeting  
November 13, 2017  
7:00 PM  
Hills Fire Station Meeting Room

The regular Hills City Council meeting was called to order by Mayor Tim Kemp at 7:00 p.m. on Monday, November 13, 2017 at the Hills Fire Station Meeting Room.

Present: Mayor Tim Kemp. Council members: Steve Harris, Merle Hill, and Cathy Knebel. Absent: Bruce Endris and Thom Kirkpatrick. Also present: Cathy Fitzmaurice-Hill, City Administrator, Ron Wolfe, Public Works, Jason VanNevel, Fire Chief, Matt Pantel, Public Works and Asst. Fire Chief, and City Attorney, Erek Sittig.

**Consent Agenda:** A Motion was made by Hill and seconded by Knebel to approve the consent agenda approving agenda, minutes from October 23, 2017 meeting, scheduled list of claims, receipts from October 21, 2017 thru November 10, 2017, Treasurer's Report and Budget Report. Ayes:3. Motion carried.

**Public Comment:** Donna Brun, Williams Circle, was present to discuss an issue with a neighbor's dog. She has purchased chickens jointly with Luke Lemburg. Three times in the last year the neighbor's dog has killed some of the chickens. Last week they discovered that at least six chickens were killed. No one was home at the time of the attack and the remains of the chickens were cleaned up before they got home. A neighbor provided her with information that the dog identified as owned by Luis Perez was on the property and attacked the chickens. Then the neighbor witnessed the Perez family enter the yard and clean up the dead chickens. She did not receive any information from the Perez family until days later. She has reported it to Johnson County Sheriff. She is concerned that the dog may continue to attack as this had happened to them several times. They took steps to prevent it but the dog is still able to access the chickens. Attorney Sittig explained to the Council that City Code does not provide for impounding the dog for this attack, that this would be a civil matter. But City Code does require animals to be under the control of its owner and not running loose. A violation of this could be enforced by a fine as a municipal infraction which carries a maximum fine of \$750. The Council directed Sittig to send a letter to the Perez family in regard to the infraction. They also directed him to review the ordinance and recommend changes to address a dog attacking other domestic animals and the penalty for this.

**Business:**

Resolution 2017-33 was presented approving and authorizing the Mayor to sign Contractor's Application for Payment No. 6 to the Contract with Woodruff Construction, LLC for Hills Wastewater Treatment Plant Improvement Project. The requested payment in the amount of \$336,214.50 has been reviewed and recommended for approval by Fox Engineering. A Motion was made by Knebel and seconded by Harris to approve Resolution 2017-33. Roll Call: Ayes: Knebel, Harris, Hill. Absent: Endris, Kirkpatrick. Resolution 2017-33 approved.

Resolution 2017-34 was presented approving and authorizing the Mayor to sign Contractor's Application for Payment No. 2 to the Contract with LL Pelling Company for Hills Main Street Resurfacing Improvements Project. This is the final payment of the retainage and has been recommended for approval by Shive-Hattery. A Motion was made by Hill and seconded by Knebel to approve Resolution 2017-34. Roll Call: Ayes: Hill, Knebel, Harris. Absent: Endris, Kirkpatrick. Resolution 2017-34 approved.

The Council was presented with plans from Stevens Erosion Control for a culvert and grading on its lot in Hills Commercial Park. This would be placed in the drainage ditch at the back of the lot and would become City property and maintained by City. The plan has been reviewed by City Engineer Trom and P&Z, both recommend approval of the plan. A Motion was made by Knebel and seconded by Harris to approve the plan. Ayes: 3. Motion carried.

The Council reviewed Temporary Construction Easements for the SRF Sponsored project. It was discovered that part of the sidewalks that will be replaced are not owned by the City and would require easements to complete the project. The easements required are with Hills Building Corporation/Coffelt & Zwick Holdings, LLC, Randy & Nancy Lackender, Sharon Telephone Company, and Dennis & Peggy Bush. A Motion was made by Hill and seconded by Knebel to approve the easements. Ayes: 3

**Reports:**

Attorney: No report.

Fire Chief: Chief VanNevel announced his retirement from the Fire Department. The Council thanked him for his service.

Maintenance: No parking signs will be installed along Main Street prior to the enforcement date of Dec.1.

Sewer: Extra samples were collected for the Wastewater permit. Turtles stuck in mixers this month.

Water: No report

Administrator: The wastewater project should be substantially completed by the end of December, including the Washington Street Lift Station. The desludging of the lagoon and the final blower hookups will not be completed until the Spring. The City received a request for leasing space on the water tower from the ICCSD for a 3 foot dish. The Council was in favor of moving forward with a potential lease.

Mayor: No report.

Council Comments: Knebel and Harris commented they were approached during voting in regard to the lack of cleaning at the Community Center. The Board will be notified.

A Motion was made by Knebel and seconded by Hill to adjourn the meeting at 7:46 p.m. Ayes:3. Motion carried.

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Tim Kemp, Mayor

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Cathy Fitzmaurice-Hill, City Administrator