

**LENNOX CITY COUNCIL SPECIAL MEETING  
MONDAY, OCTOBER 26, 2015  
LENNOX CITY HALL – 107 S MAIN ST.**

The special meeting of the Lennox City Council was called to order by Mayor Wiebers at 7:00 PM and all present recited the Pledge of Allegiance. Members present were Mayor Wiebers, Tracy West, Mike Gregg, Marlyn Jacobson, Phillip Fett, Les Noonan and Greg Poppenga. Staff present was Finance Officer Jerry Jones, Public Works Director Greg Stack and City Engineer Mitch Mergen and Project Engineer Ross Kutcha. Also present were Paul Jacobson, Jonathan Bagby, Luella Leonard, Tiffany VanDeKeift, Joan Renz, Ryan Renz, Bobby Conner, Candace Conner, Darvin Abbas, Audry Poppenga, Cheryl Kjose, Aaron Kjose, Greg Payne, Sally Braak and Wayne Petersen. Several more residents were in attendance but did not sign in.

**AGENDA:**

Motion by Gregg, second by Noonan to approve the agenda as presented. Motion carried.

**VISITORS TO BE HEARD:** None at this time.

**OLD BUSINESS: None**

**NEW BUSINESS:**

**Resolution 2015-10-26-01 Uniform Assessment Rate:** PWD Stack presented and read the resolution 2015-10-26-01 for Council approval. After discussion, motion by Gregg, second by West to approve resolution 2015-10-26-01 Uniform Assessment Rate. Upon roll call vote, all members present voted aye. Motion carried.

**Resolution 2015-10-26-02 Resolution of Necessity for Main Street Project Public Hearing:** PWD Stack presented and read resolution 2015-10-26-02 for Council consideration and approval. Mayor Wiebers opened the public hearing at 7:20 PM. Several residents in attendance voiced their concerns about the project including the assessment cost to their property, the ability to get to their property during the construction and the timing of the start up of the project in regards to graduation schedule. City personnel and City Engineer Mitch Mergen answered the concerns to the best of their ability. Mayor Wiebers closed the public hearing at 8:30 PM. After further Council discussion, motion by West, second by Noonan to table the Resolution 2015-10-26-02. Upon roll call vote, all members present voted nay. Motion failed. After further Council discussion, motion by West, second by Noonan to approve Resolution 2015-10-26-02 and to publish the resolution on November 5, 2015. Upon roll call vote, all members present voted aye. Motion carried.

**Resolution 2015-10-26-03 Modify Revenue Obligation Loan:** PWD Stack presented and read resolution 2015-10-26-03 which modifies the language in the Drinking Water SRF loan dated July 19, 2005. After discussion, motion by West, second by Gregg to approve the resolution 2015-10-26-03 Modify Revenue Obligation Loan. Upon roll call vote, all members present voted aye. Motion carried.

**Resolution 2015-10-26-04 Surcharge Approval for Drinking Water System:** PWD Stack presented and read resolution 2015-10-26-04 Surcharge approval for the City of Lennox drinking water system. After discussion and explanation of the resolution, motion by Jacobson, second by West to approve the resolution 2015-10-26-04 Surcharge approval for drinking water system. Upon roll call vote, all members present voted aye. Motion carried.

**Change Order for Cahoy Well and Pump:** PWD Stack presented a change order from Cahoy Well and Pump concerning the well rehab project. Several additional problems have been found in both wells during the

inspection. Three options are being considered for the wells. Cahoy Well and Pump recommended to do the least expensive option which is to shock chlorinate each well and to purge the wells to waste the following day. The additional cost for the change order is \$7,820.00. After discussion, motion by West, second by Jacobson to approve the change order for the two wells in the amount of \$7,820.00. Upon roll call vote, all members present voted aye. Motion carried.

**Pay Request #9 for First Rate Excavate:** The pay request #9 from First Rate Excavation in the amount of \$228,742.09 was presented for Council approval. Project Engineer Ross Kutcha answered questions from the Council and reported that all the requested funds have been completed to date. Motion by West, second by Noonan to approve the pay request #9 from First Rate Excavation in the amount of \$228,742.09 for the Central Basin Project. Upon roll call vote, all members present voted aye. Motion carried.

**Contract Time Extension for Central Basin Project:** PWD Stack and Project Engineer Ross Kutcha addressed the request from First Rate Excavation for additional time on the contract for the Central Basin Project. First Rate Excavation is requesting an additional 15 day for phase 4 and 25.5 day for phase 1, 2, 3, and 5 of the Central Basin Project. The recommendation from Stockwell Engineers is to allow an additional 11 days for phase 4 and an additional 13 days for phase 1, 2, 3 and 5. After further discussion, motion by West, second by Noonan to follow Stockwell Engineers recommendation to allow the additional 11 days for phase 4 and an additional 13 days for phase 1, 2, 3 and 5 for the Central Basin Project. Upon roll call vote, West- aye; Gregg-aye; Noonan-aye; Poppenga-aye; Jacobson-aye; Fett-nay. Motion carried on a 5 to 1 vote.

**EXECUTIVE SESSION:** No need for executive session at this time.

**ADJOURNMENT:** Motion by Gregg, second by West to adjourn at 9:24 PM. All members present, voted aye. Motion carried.

**ATTEST:** \_\_\_\_\_  
Jerry Jones, Finance Officer

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Orville Wiebers, Mayor