

**CITY COUNCIL MEETING MINUTES  
Webster City, Iowa April 20, 2009**

The City Council met in regular session at the City Hall, Webster City, Iowa, at 7:00 p.m. April 20, 2009 upon call of the Mayor and the advance agenda. The meeting was called to order by Mayor Eugene C. Gray and roll being called there were present Eugene C. Gray, Mayor in the chair and the following named Council Members: Janet Adams, Melissa Borer, Mark Gillette and Jerry Kloberdanz.

It was moved by Gillette and seconded by Kloberdanz to approve the Agenda.  
ROLL CALL: Borer, Gillette, Gray, Kloberdanz and Adams voting aye.

Mayor Gray led the Pledge of Allegiance.

**PETITIONS – COMMUNICATIONS – REQUESTS**

None brought forth

**PUBLIC INFORMATION**

City Manager Ed Sadler gave an update on the summer Outdoor Movies. There are still six movies available to sponsor. If anyone would like to sponsor half a movie, he will match payment of sponsorship.

Kathy Getting of Power Up Youth spoke to the Council on the ‘Love Our Kids Celebration’ to be held May 3, 2009 from 1:00 to 4:00 p.m. at the Middle School and thanked the Council and the City of Webster City for their support.

**MINUTES AND CLAIMS**

It was moved by Gillette and seconded by Adams that the following motion and resolutions be approved and adopted.

1. That the Minutes of April 6 and April 15, 2009 be approved.
2. That Resolution No. 2009-042 approving payroll for the period ending April 11, 2009 and paid on April 17, 2009 in the amount of \$131,113.89 be passed and adopted.
3. That Resolution No. 2009-043 approving bills paid in the amount of \$958,770.92 be passed and adopted.

ROLL CALL: Gillette, Gray, Kloberdanz, Adams and Borer voting aye.

**GENERAL AGENDA**

1. It was moved by Kloberdanz and seconded by Borer that the First Reading of a proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapters 126 and 127, pertaining to Subdivision Regulations be approved.

ROLL CALL: Gray, Kloberdanz, Adams, Borer and Gillette voting aye.

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**2.** It was moved by Kloberdanz and seconded by Gillette that Resolution No. 2009- 044 approving Amendment to Agreement with DENCO Highway Construction Corporation, Mingo, Iowa, for PCC hot pour joint/random crack repair and PCC partial depth patch be passed and adopted.

ROLL CALL: Kloberdanz, Adams, Borer, Gillette and Gray voting aye.

**3.** It was moved by Adams and seconded by Kloberdanz to approve submitting a grant application to the Webster City Hotel/Motel Tax Board for the Information Center at the Wilson Brewer Park Depot Complex.

ROLL CALL: Adams, Borer, Gillette, Gray and Kloberdanz voting aye.

**4.** It was the CONSENSUS of the Council to defer the item of the City Clerk position duties to the May 4, 2009 Council meeting.

**5.** 7:15 p.m. April 20, 2009 at City Hall, Webster City, Iowa being the time and place for a Public Hearing on the proposed agreement to monitor the Wetland Mitigated Site developed in conjunction with the Boone River Recreational Trail, the same was held. No written objections were filed and no oral objections were presented.

It was moved by Borer and seconded by Kloberdanz that Resolution No. 2009-045 authorizing the Mayor and City Clerk to enter into a five year professional services agreement with Griggs Environmental Strategies, Boone, Iowa, for Wetland Mitigation Monitoring in connection with the Boone River Recreational Trail Project in the total amount of \$8,035.00, be passed and adopted.

ROLL CALL: Borer, Gillette, Gray, Kloberdanz and Adams voting aye.

**REPORTS**

It was moved by Borer and seconded by Gillette that the following motions be approved:

1. That the Planning and Zoning Commission Report of April 13, 2009 be accepted and placed on file.
2. That the March 2009 Financial Report and March 2009 Receipts be accepted and placed on file.
3. That the March 2009 City Treasurer Report be accepted and placed on file.
4. That the March 2009 City Manager Report be accepted and placed on file.

ROLL CALL: Gillette, Gray, Kloberdanz, Adams and Borer voting aye.

**OTHER REPORT**

Mayor Gray presented an example on how people prepare for disasters – i.e. fire extinguishers, smoke alarms, sump pumps etc. This was in response to a question at the April 6, 2009 meeting from a homeowner about being responsible for buying their own sandbags.

It was moved by Borer and seconded by Gillette that the City Clerk go into the closed session listed on the agenda.

ROLL CALL:           Borer and Gillette voting aye.  
                          Gray, Kloberdanz and Adams voting nay.  
                          THE MOTION FAILED

The Council took a short recess.

It was moved by Gray and seconded by Gillette that the Council meet in Closed Session as provided by Chapter 21.5 c. of the Code of Iowa.

ROLL CALL: Kloberdanz, Adams, Borer and Gillette voting aye. Roll Call was interrupted and discussion took place over other concerns regarding the closed session.

Gray withdrew his motion

Gillette withdrew his second

Further discussion took place and Borer requested to hear the tape without a closed session. Council then discussed putting the closed session off until a later date or doing it at this time.

It was moved by Gillette and seconded by Borer that the Council meet in closed session without the City Clerk present, to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation, as provided by Chapter 21.5 c. of the Code of Iowa.

ROLL CALL:           Kloberdanz, Borer and Gillette voting aye.  
                          Gray and Adams voting nay.

The Council went into closed session at 7:46 p.m.

The Council returned from closed session at 9:27 p.m.

It was moved by Adams and seconded by Gillette that the Council adjourn.

ROLL CALL        Adams, Borer, Gillette, Gray and Kloberdanz voting aye.

The Council stood adjourned at 9:27 p.m.