

CITY COUNCIL MEETING MINUTES
Webster City, Iowa May 18, 2009

The City Council met in regular session at the City Hall, Webster City, Iowa, at 7:00 p.m. May 18, 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 Adams 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

Mayor Gray noted the television recording system is out of order and a cassette tape will be used to record the meeting for record.

Councilwoman Adams advised the dedication of the south entrance sign will be June 19, 2009 in conjunction with hosting the Chamber Coffee at 10:00 a.m.

MINUTES AND CLAIMS

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

1. That the Minutes of May 4, 2009 be approved.
2. That Resolution No. 2009-050 approving payroll for the period ending May 9, 2009 and paid on May 15, 2009 in the amount of \$130,052.36 be passed and adopted.
3. That Resolution No. 2009-051 approving bills paid in the amount of \$924,552.84 be passed and adopted.

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

GENERAL AGENDA

1. It was moved by Adams and seconded by Borer that the request from Travis and Gina Hurt, TeeGee's Bar & Grill to close a portion of the 700 block of Second Street for a Street Dance on Saturday, July 18, 2009 from 7:00 p.m. – 1 a.m., along with a request for picnic tables and snow fence be approved, **with the stipulation** that the sponsor will have two hours after the dance to clean up all trash within a one-half block radius or a municipal infraction will be served.

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

2. It was moved by Gillette and seconded by Kloberdanz that the application for a Garbage and Rubbish collectors License to Pederson Sanitation, Fort Dodge, Iowa be approved.

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

Council discussed adding statement to demolition permit process that materials are to go through the Hamilton County Transfer Station.

11. 7:15 p.m. May 18, 2009, at City Hall, Webster City, Iowa being the time and place set for a Public Hearing on proposed plans and specifications and proposed form of contract and estimate of cost for the 2009 Willson Avenue Bridge Improvement Project, the same was held. No written objections were filed and no oral objections were presented.

It was moved by Kloberdanz and seconded by Gillette that the Resolution finally approving and confirming plans, specifications and proposed form of contract and estimate of cost for the 2009 Willson Avenue Bridge Improvement Project be passed and adopted.

Public Works Project Coordinator Jan Andrew reported on the bid which was opened by City Staff at 2:00 p.m. on May 12, 2009 as follows:

BID: Cramer and Associates, Grimes, Iowa \$115,980.50

Mayor Gray noted that staff recommendation due to the bid exceeding the estimated construction cost that the 2009 Willson Avenue Bridge Improvement Project be reevaluated after the next bridge inspection, with the project to possibly be re-bid.

ROLL CALL on resolution and project:

Adams, Borer, Gillette, Gray and Kloberdanz voting nay.

Project will be reevaluated and re-bid.

12. 7:20 p.m. May 18, 2009 at City Hall, Webster City, Iowa being the time and place set for a Public Hearing on Budget amendments for 2008-2009 Budget, the same was held. No written objections were filed and no oral objections were presented.

It was moved by Kloberdanz and seconded by Adams that Resolution No. 2009-052 amending the current 2008-2009 budget be passed and adopted.

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

3. It was moved by Gillette and seconded by Kloberdanz that the Second Reading of a proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 146, Beer, Liquor and Wine Permits be approved.

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

THE ORDINANCE FAILED ON THE SECOND READING.

4. It was moved by Gillette and seconded by Adams that the Second Reading of a proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 90 Pertaining to Water System Rates be approved.

No Roll Call On This Motion

Webster City Area Development Business and Industry Director Gary Sandholm addressed the Council regarding their proposal for the water rate structure and suggested Council not act on the second reading until further information is gathered. Council held a lengthy discussion on the proposed rate process requesting additional rate scenarios.

It was moved by Gray and seconded by Adams that the Second Reading of a proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 90 Pertaining to Water System Rates **be deferred** until the June 1, 2009 Council meeting.

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

5. It was moved by Gray and seconded by Gillette that the Second Reading of a proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 99 Pertaining to Sewer Rental Rates **be deferred** until the June 1, 2009 Council meeting be approved.

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

6. It was moved by Kloberdanz and seconded by Adams that the First Reading of a proposed Ordinance amending Chapters 131 and 198 of the Code of Ordinances of the City of Webster City, Iowa, 1996, Pertaining to Permit Fees be approved.

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

Council discussed proposed fee structure. Mayor Gray suggested putting a statement on demolition permits, requiring waste haulers to take all solid waste from the project to the Transfer Station. Councilman Gillette suggested adjusting connection fees for new construction on water mains.

7. Council discussed the proposed Resolution establishing fees for 2009. Councilman Gillette was concerned that recreational fees for non-residents is proposed higher than resident fees. Kent Harfst explained the Park and Recreation board recommended the proposed structure.

The Resolution will be on the June 1, 2009 Council Agenda.

8. It was moved by Kloberdanz and seconded by Gillette that specifications for a 72 Inch Tractor Mower be approved and quotations be authorized, for the Parks Department.

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

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9. It was moved by Kloberdanz and seconded by Adams that specifications for a Brush Claw/Grapple Rake and quotations be authorized, for the Street Department.
ROLL CALL: Gillette, Gray, Kloberdanz, Adams and Borer voting aye.

10. Council discussed the Appointment Procedure Policy. The Resolution adopting the Policy will be on the June 1, 2009 Agenda.

REPORTS

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

1. That the April 2009 Financial Report and April Receipts be accepted and placed on file.
2. That the April 2009 City Treasurer Report be accepted and placed on file.
3. That the April 2009 City Manager Report be accepted and placed on file.

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

COUNCIL COMMITTEE REPORTS

None presented

OTHER REPORTS

None presented

It was moved by Gillette and seconded by Borer that the Council meet in closed session 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.

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

The Council went into closed session at 8:43 p.m.

The Council returned from closed session at 9:05 p.m.

It was the **CONSENSUS** of the City Council that the Mayor direct City Manager Ed Sadler to move forward with further negotiations with Corn Belt Power Cooperative.

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

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

The Council stood adjourned at 9:06 p.m.