

CITY COUNCIL MEETING MINUTES
Webster City, Iowa September 4, 2007

The City Council met in regular session at the City Hall, Webster City, Iowa, at 7:00 p.m. September 4, 2007 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, Jack Foster, Mark Gillette, and Jerry Kloberdanz.

Mayor Gray led the Pledge of Allegiance.

APPR AGENDA

It was moved by Adams and seconded by Foster to approve the Agenda, as amended, by deleting Item 4 - First Reading of a proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa 1996, by adding a new Chapter 76 concerning Golf Cart Operation on City Streets.

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

Petitions-Communications-Requests

Stephan Japuntich and Charles Seagren spoke on concerns of the re-audit conducted by the Auditor of State.

Public Information

Mayor Gray acknowledged new employees Jared Ruby, building inspector and Trevir Michehl, police officer

Mayor Gray acknowledged City Clerk Patricia Nokes attending the Municipal Clerk's Institute; and a letter received from Hamilton Hospital thanking the Line Department for restoring their electrical service due to lightning on August 17, 2007.

City Manager Ed Sadler gave a report on the mosquito control status.

It was moved by Foster and seconded by Kloberdanz that the following motion and resolutions are approved and adopted:

MINUTES, PAYROLL

1. That the Minutes of August 20 and August 27, 2007 be approved.
2. That Resolution No. 2007-106 approving Payroll for the period ending August 18, 2007 and paid on August 25, 2007 in the amount of \$128,564.50 be passed and adopted.
3. That Resolution No. 2007-107 approving payment of Bills in the amount of \$281,946.12 be passed and adopted.

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

Gary Sandholm, Business and Industry Director of Webster City Area Development presented his bi-monthly report.

RESIGN-ASST.CITY ATTY

It was moved by Kloberdanz and seconded by Adams that the resignation of Mark L. Hemmingson as Assistant City Attorney be accepted.

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

ADOPT ORD 1671-NO PARK ZONES-DSM ST

It was moved by Gillette and seconded by Kloberdanz that the Second Reading of an Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by adding paragraphs 96 and 97 to Chapter 69, Section 08, Providing the Addition of Two No Parking Zones on the West Side of Des Moines Street (from 50' south & 50' north of Division) be approved.

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

It was moved by Gray and seconded by Foster that the requirement for the Third Reading of of an Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by adding paragraphs 96 and 97 to Chapter 69, Section 08, Providing the Addition of Two No Parking Zones on the West Side of Des Moines Street (from 50' south & 50' north of Division) be **waived**; and that Ordinance No. 2007-1671, an ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by adding paragraphs 96 and 97 to Chapter 69, Section 08, Providing the Addition of Two No Parking Zones on the West Side of Des Moines Street (from 50' south & 50' north of Division) be passed and adopted.

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

DEFER ORD-PRIVATE WELLS

It was moved by Foster and seconded by Gray that the First Reading of a proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by adding a New Section Prohibiting Private Wells in the Corporate Limits be **deferred** until the next meeting, with staff to expand the provisions in the proposed ordinance.

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

RESOL-FINAN RPT

It was moved by Adams and seconded by Kloberdanz that Resolution No. 2007-108 approving the Official Financial Report for City Streets be passed and adopted.

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

RESOL-TRANSFER FDS

It was moved by Gray and seconded by Foster that Resolution No. 2007-109 providing for the Transfer of Various Funds as provided in the 2007-2008 City Budget be passed and adopted.

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

CONTR-B.RIVER BANK STABIL-HABHAB

It was moved by Kloberdanz and seconded by Gillette that Resolution No. 2007-110 awarding contract for the Boone River Bank Stabilization and Infrastructure Protection to Habhab Construction, Inc. Webster City, Iowa in the amount of \$36,020.00 be passed and adopted.

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

AUTH AGREE-717 & 719 SEC. ST.

It was moved by Gillette and seconded by Kloberdanz that Resolution No. 2007-111 authorizing the City Manager to enter into a Permit Agreement for Usage of 717 Second Street and 719 Second Street with Dr. Eduardo and Paulette Reveiz be passed and adopted.

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

City Council Meeting Minutes September 4, 2007

STREET SWEEP-WORK SESS AGENDA

The Council decided to put the item of Discussion on use of the Street Sweeper on the agenda for the September 11, 2007 council work session, with cost estimates to be obtained.

DISCUSS-HOTEL-MOTEL TAX

The Council discussed the *Draft* Resolution Placing the Imposition of a Hotel and Motel Tax on the Election Ballot for the City of Webster City, Iowa.

It was the **CONSENSUS** of the Council to take "Assistance for Public Service Entities" out of the resolution.

TRAFFIC COMM RPT

It was moved by Kloberdanz and seconded by Adams that the Traffic Committee report of August 20, 2007 be accepted and placed on file.

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

Council Committee Reports.

Councilman Foster reported that MIDAS Council of Government will be holding a special work session on goals on September 18, 2007.

The Council took a short break.

It was moved by Adams and seconded by Kloberdanz 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 of Iowa 2007.

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

The Council went into closed session at 8:14 p.m.

The Council returned to open session at 8:57 p.m.

It was moved by Foster and seconded by Kloberdanz that the Council adjourn.

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

The Council stood adjourned at 8:58 p.m.