

CITY COUNCIL MEETING MINUTES
Webster City, Iowa September 21, 2009

The City Council met in regular session at the City Hall, Webster City, Iowa, at 7:00 p.m. September 21, 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 Adams 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

Scot Ely spoke in reference to a lawsuit discussed at the last Council meeting.

Carrie Olson was introduced as the new reporter for the Freeman Journal.

Mayor Gray spoke on the following:

1. Addressed news coverage on the proclamation for Jean McMurray Day September 19, 2009 in Webster City.
2. Advised he was in receipt of an anonymous letter concerning sidewalks in Webster City.

MINUTES AND CLAIMS

It was moved by Adams and seconded by Kloberdanz that the following motion and resolution be approved and adopted:

1. That the Minutes of September 8, 2009 be approved.
2. That Resolution No. 2009-096 approving payroll for the period ending September 12, 2009 and paid on September 18, 2009 in the amount of \$134,247.59 be passed and adopted.

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

It was moved by Adams and seconded by Gillette that Resolution No. 2009-097 approving bills paid in the amount of \$263,036.55 be passed and adopted.

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

GENERAL AGENDA

1. Webster City Area Development Business and Industry Director Gary Sandholm gave his quarterly report/update.

2. It was moved by Gillette and seconded by Kloberdanz that the issuance of a renewal of a Class C Beer Permit to McCoy's 1447, 1447 Second Street by the Iowa Department of Commerce be recommended for approval.

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

3. It was moved by Kloberdanz and seconded by Adams that the Third Reading of a proposed Ordinance (*Ordinance 2*), amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 99 Pertaining to Sewer Rental Rates be approved; and that **Ordinance No. 2009-1702**, an Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 99 Pertaining to Sewer Rental Rates be passed and adopted.

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

4. It was moved by Kloberdanz 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 122, Section .08, pertaining to uses allowed in a C-3 (Highway Business) District be approved.

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

It was moved by Gray and seconded by Adams that the requirement for the Third Reading Reading of a proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 122, Section .08, pertaining to uses allowed in a C-3 (Highway Business) District **be waived**; and that **Ordinance No. 2009-1703**, an ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 122, Section .08, pertaining to uses allowed in a C-3 (Highway Business) District be passed and adopted.

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

5. Virginia Meade withdrew her request to purchase street right of way at the corner of High and Second Street, so ordinance vacating portion of the right of way is not needed at this time.

It was moved by Adams and seconded by Kloberdanz that the Second Reading of a proposed Ordinance providing for the vacation of a portion of street right-of-way at the corner of High Street and Second Street, Bells Subdivision, Webster City, Iowa be approved.

ROLL CALL: Gray, Kloberdanz, Adams, Borer and Gillette voting nay.
Ordinance failed on Second Reading.

REPORTS

It was moved by Kloberdanz and seconded by Adams that the following motions are approved:

1. That the Planning and Zoning Commission Report of September 14, 2009 be accepted and placed on file.
2. That the August 2009 City Treasurer Report be accepted and placed on file.
3. That the August 2009 City Manager Report including utility reports be accepted and placed on file.

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

COUNCIL REPORTS

Mayor Gray reported on the Hamilton County Solid Waste Commission meeting of September 17, 2009. Commission voted for option #3 *“no one member of the commission would have more than 45% of the vote, there would have to be at least 3 yes votes and there would have to be majority vote of the commission for approval of all action of the commission, except as otherwise provided in the 28E agreement.”*), on their 8-26-09 letter/request.

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

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

The Council stood adjourned at 7:49 p.m.