

**CITY COUNCIL MEETING MINUTES
Webster City, Iowa October 4, 2010**

The City Council met in regular session at the City Hall, Webster City, Iowa, at 7:00 p.m. October 4, 2010 upon call of the Mayor and the advance agenda. The meeting was called to order by Mayor Janet Adams and roll being called there were present Janet Adams, Mayor in the chair and the following named Council Members: Linda Conaway, Doug Getter, Jerry Kloberdanz and Geary Meyer.

It was moved by Getter and seconded by Kloberdanz to approve the agenda.
ROLL CALL: Adams, Conaway, Getter, Kloberdanz and Meyer voting aye

Mayor Janet Adams led the Pledge of Allegiance.

PETITIONS – COMMUNICATIONS – REQUESTS

None brought forth.

PUBLIC INFORMATION

Mayor Janet Adams acknowledged the presence of Den 12 of the Webster City Cub Scouts. They were in attendance as part of a requirement to earn their Citizenship Pin and to learn about local Government.

City Manager, Ed Sadler, announced that the Fire Station Open House will be held October 5, 2010 from 5 to 7:30 p.m.

Chamber Director Carrie Fitzgerald thanked the Council for their support of the Iowa Great Places Program and informed those in attendance of the upcoming banquet on October 22, 2010 at the State Historical Building.

MINUTES AND CLAIMS

It was moved by Conaway and seconded by Kloberdanz that the following motion and resolutions be approved and adopted:

1. That the Minutes of September 20, 2010 be approved.
2. That Resolution No. 2010-118 approving payroll for the period ending September 25, 2010 and paid on October 1, 2010 in the amount of \$136,144.56 be passed and adopted.
3. That Resolution No. 2010-119 approving bills paid in the amount of \$569,695.81 be passed and adopted.

ROLL CALL: Conaway, Getter, Kloberdanz, Meyer and Adams voting aye.

GENERAL AGENDA

1. It was moved by Getter and seconded by Meyer that the issuance of Beer and Liquor Licenses by the Iowa Department of Commerce be recommended for approval for the following:

- a. Renewal of Class C Liquor License, Outdoor Service, Sunday Sales for C & C's American Tap, 526 Second Street
- b. Renewal of Class B Native Wine Permit for Dave Orton, Heart N' Home Gift Shoppe, 1423 Superior Street
- c. New Class E Liquor License for Mouw Real Estate Investors LC d/b/a Lena's Liquor, 1544 Superior Street.

ROLL CALL: Getter, Kloberdanz, Meyer, Adams and Conaway voting aye.

2. It was moved by Conaway and seconded by Kloberdanz that the following ordinances be approved on the First Readings:

A. Proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 118, Section .01 and Section .02, Pertaining to the **Park and Recreation Advisory Commission**

B. Proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 195, Section .02, Pertaining to the **Airport Commission**.

C. Proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 124, Section .08, Paragraphs 4 and 5 Pertaining to the **Zoning – Administration and Enforcement**. (Board)

D. Proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 120, Section .02, Pertaining to the **Planning and Zoning Commission**.

E. Proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 171, Section .06, Pertaining to **Hotel/Motel Tax**. (Board)

F. Proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 60, Section .14, Paragraph 1, Pertaining to the **Traffic Code**. (Committee)

G. Proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 119, Section .01 Pertaining to the **Senior Citizens Center Administrative Board**.

H. Proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 196, Section .09, Paragraph 2 Pertaining to the **Airport Board of Adjustment**.

I. Proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 197, Section .02, Pertaining to the **Airport Zoning Commission**.

J. Proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by **repealing** Chapter 153 which established a **Cable Television Commission**.

K. Proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 152, Sections .01 including changing name and Section .02 Pertaining to the **Utility Commission**.

L. Proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, by Adding Chapter 24 Pertaining to **ALL Boards and Commissions** created and authorized by the City of Webster City, Iowa.

ROLL CALL: Kloberdanz, Meyer, Adams, Conaway and Getter voting aye.

3. It was moved by Getter and seconded by Conaway that Resolution No. 2010-120 amending Resolution No. 2003-6 establishing the Wilson Brewer Historic Park Committee by establishing Method of appointment and length of terms. (Committee) be passed and adopted.

ROLL CALL: Meyer, Adams, Conaway, Getter and Kloberdanz voting aye.

4. It was moved by Kloberdanz and seconded by Getter that Resolution No. 2010-121 authorizing the Mayor and City Clerk to enter into an agreement with Jim's Tree Service, Webster City, Iowa, providing for Electric Line Clearance Tree Trimming be passed and adopted.

ROLL CALL: Adams, Conaway, Getter, Kloberdanz and Meyer voting aye.

5. It was moved by Conaway and seconded by Meyer that Resolution No. 2010-122 approving amendment to agreement with Denco Highway Construction Corporation, Mingo, Iowa, for PCC Hot Pour Joint/Random Crack Repair and PCC Partial Depth Patching be passed and adopted.

ROLL CALL: Conaway, Getter, Kloberdanz, Meyer and Adams voting aye.

6. It was moved by Kloberdanz and seconded by Conaway that Resolution No. 2010-123 setting October 18th at 7:15 p.m. at City Hall, Webster City, Iowa for a Public Hearing on the proposed sale of the vacated portion of Maple Avenue Right-Of-Way, Webster City, Iowa be passed and adopted.

ROLL CALL: Getter, Kloberdanz, Meyer, Adams and Conaway voting aye.

7. It was moved by Conaway and seconded by Kloberdanz that Resolution No. 2010-124 approving Change Order No. 3 to the Superior/Fairmeadow Intersection Improvement Project Contract with Concrete Technologies, Inc., Urbandale, Iowa be passed and adopted.

ROLL CALL: Getter, Kloberdanz, Meyer, Adams and Conaway voting aye.

8. October 4, 2010 at 7:15 p.m. at City Hall, Webster City, Iowa being the time and place set for Public Hearing on the proposed sale of vacated Funk Street Right-Of-Way and City owned property, both located on James Street, in Wilson Funk and Co's Addition to Webster City, Iowa, the same was held. No written objections were filed and no oral objections were presented.

It was moved by Kloberdanz and seconded by Meyer that Resolution No. 2010-125 authorizing execution of Quit Claim Deed conveying the vacated portion of Funk Street right-of-way and Lot 11, Block 17, both located in Wilson Funk & Co.'s Addition, Webster City, Iowa, to Reid A. Keller, Webster City, Iowa be passed and adopted.

ROLL CALL: Kloberdanz, Meyer, Adams, Conaway and Getter voting aye.

It was moved by Conaway and seconded by Getter that the Utility Easement Conveyance from Reid A. Keller be accepted.

ROLL CALL: Meyer, Adams, Conaway, Getter and Kloberdanz voting aye.

COUNCIL COMMITTEE AND STUDY COMMITTEE REPORTS

None brought forth.

OTHER Reports and Recommendations

Mayor Adams reported on the Iowa League of Cities Conference that was attended by herself and Councilman Kloberdanz in Coralville, Iowa September 22-24, 2010.

Councilman Meyer thanked Mayor Adams for her active role in the Iowa Great Places Program.

City Manager Sadler reminded citizens that the Farmer's Market is still being held on Saturday mornings on the City Plaza and will possibly continue through the end of October. Also thanked those who had signed up to help with the Warm Hearts, Warm Homes program coming up on October 16, 2010 and homeowners should contact Black Hills Energy if they wish to be considered for the program.

It was moved by Conway and seconded by Getter 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.

ROLL CALL: Adams, Conaway, Getter, Kloberdanz and Meyer voting aye.

A five minute recess was held before entering into closed session.

The Council went into closed session at 7:30 p.m.

The Council returned from closed session at 8:00 p.m.

Further discussion was held by Council on the First Reading of Proposed Ordinance Agenda Item #2, B, regarding the Airport Commission.

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

ROLL CALL: Conaway, Getter, Kloberdanz, Meyer and Adams voting aye.

The Council stood adjourned at 9:05 p.m.