

**CITY COUNCIL MEETING MINUTES
Webster City, Iowa October 18, 2010**

The City Council met in regular session at the City Hall, Webster City, Iowa, at 7:00 p.m. October 18, 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: Conaway, Getter, Kloberdanz, Meyer and Adams voting aye.

Mayor Janet Adams led the Pledge of Allegiance.

PETITIONS – COMMUNICATIONS – REQUESTS

Michelle Carpenter who resides in the 1100 block of Elm brought forth concerns about vicious dogs in her neighborhood. She presented the Council with Ordinances from surrounding communities to review. Mayor Adams acknowledged the concerns and Council will take a look at the information and place on the agenda at a future date.

PUBLIC INFORMATION

Mayor Adams thanked the many volunteers who participated in the Warm Hearts, Warm Homes program on Saturday, October 16.

City Manager Sadler spoke on the LOSST Funds and the previous and future projects these monies have funded. This item will be on the ballot at the November 2, 2010 election.

Councilwoman Conaway addressed a recent letter to the editor regarding the LOSST election and utility rates.

Roma Johnson, a member of the Class of 1960, shared many positive comments about Webster City from classmates regarding their recent reunion held here.

Councilman Meyer advised that Van Diest Supply Company had received many positive remarks about the appearance at the South Entrance to Webster City.

Councilman Getter thanked the Pride Committee Volunteers for their continuing work on the plantings around the city.

MINUTES AND CLAIMS

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

1. That the Minutes of October 4, 2010 be approved.
2. That Resolution No. 2010-126 approving payroll for the period ending October 9, 2010 and paid on October 15, 2010 in the amount of \$132,749.07 be passed and adopted.

3. That Resolution No. 2010-127 approving bills paid in the amount of \$958,082.85 be passed and adopted.

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

GENERAL AGENDA

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

- a. New Class C Liquor License for Shenanigans, North Inc.,
(Kirk Vinchattle) 732 Second Street (*formerly Bow Lounge*)

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

2. It was moved by Getter and seconded by Kloberdanz accepting the resignation of Hitesh Chaudhari from the Hotel Motel Tax Board.

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

3. It was moved by Conaway and seconded by Getter to appoint Pawel Kraska to the Hotel Motel Tax Board for the unexpired term of the Webster City Motels board representative, ending December 31, 2010

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

4. It was moved by Kloberdanz and second by Meyer accepting the resignation of Kerry Carleton from the Planning and Zoning Commission.

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

5. Merlyn Tungesvik gave a report on the status of property cleanup at 1300 Seneca Street.

This report was requested by the City Council following the adoption of Resolution No. 2010-115 on September 20, 2010 which established a nuisance at 1300 Seneca Street and ordering the abatement thereof within thirty days.

It was moved by Kloberdanz and seconded by Getter that the date of December 31, 2010 be set for all required repairs and cleanup to be accomplished to make the premises at 1300 Seneca Street habitable, or the Municipal Infraction procedure will begin; with the additional condition that an indoor inspection be made of the dwelling by the City Inspector.

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

10. October 18, 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 the vacated portion of Maple Avenue Right-Of-Way, Webster City, Iowa, the same was held. No written objections were filed and no oral objections were presented.

It was moved by Getter and seconded by Conaway that the property consisting of the vacated portion of Maple Avenue Right-Of-Way be divided in half and sold to the two adjoining lot owners Mike McGilligan and Michael W. Jones; that the City Attorney prepare Quit Claim Deeds, with the stipulation that restrictions will be stated on the deeds on the use of this property.

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

6. It was moved by Kloberdanz and seconded by Conaway that the following ordinances be approved on the second readings.

- A. Second Reading of 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. Second Reading of a 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. Second Reading of a 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. Second Reading of a 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. Second Reading of a 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. Second Reading of a 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. Second Reading of a 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. Second Reading of a 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. Second Reading of a 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. Second Reading of a 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. Second Reading of a 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 all Pertaining to the **Utility Commission**.
- L. Second Reading of a 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.

7. It was moved by Conaway and seconded by Kloberdanz that Resolution No. 2010-128 authorizing the Mayor and City Clerk to enter into a 28E Agreement with Stanhope Municipal Utilities, Stanhope, Iowa, providing for Electric Line Maintenance Services be passed and adopted.

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

8. It was moved by Meyer and seconded by Getter that Resolution No. 2010-129 authorizing payment of final estimate in the amount of \$855.00 now and the final retainage in the amount of \$9,067.01 in 30 days to Nels Pederson Company, Inc., Badger, Iowa, for completion of the 2010 North Oak Park Forcemain Replacement Project be passed and adopted.

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

9. It was moved by Conaway and seconded by Getter to approve a request to obtain bids to crush an estimated 5000 tons of asphalt located at the Street Department.

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

REPORTS

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

- 1. That the Planning and Zoning Commission minutes of October 11, 2010 be accepted and placed on file.
- 2. That the Investment Summary September 2010 report be accepted and placed on file.

3. That the City Manager Reports September 2010 - Electric, Wastewater, Water and Electric, Water Year to Date be accepted and placed on file.

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

COUNCIL COMMITTEE AND STUDY COMMITTEE REPORTS

Mayor Adams advised Council might hold Work Session regarding sump pump issue.

OTHER Reports and Recommendations

None brought forth.

It was moved by Conaway and seconded by Getter that the Council meet in closed session for the purpose of holding a strategy meeting in connection with collective bargaining with the International Union of Operating Engineers Local 234 as provided by Chapters 20.17(3) and 21.5 of the Code of Iowa.

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

A five minute recess was held before entering into Closed Session.

The Council went into closed session at 8:06 p.m.

The Council returned from closed session at 8:40 p.m.

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

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

The Council stood adjourned at 8:40 p.m.