

CITY COUNCIL MEETING MINUTES
Webster City, Iowa December 1, 2008

The City Council met in a regular Session at the City Hall, Webster City, Iowa, at 7:00 p.m. December 1, 2008 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: Adams, Borer, Gillette, Gray and Kloberdanz voting aye.

Mayor Eugene C. Gray led the pledge of allegiance.

PETITIONS COMMUNICATIONS AND REQUESTS

Resident Ron Birkestrand presented a petition with 682 signatures on behalf of the Concerned Citizens of Webster City to enact an Ethics Policy and pass an Ordinance setting a legal precedent for procedure and enforcement of Ethics violations from Council members by January 1st, 2009.

Resident Geary Meyer spoke on concerns regarding Council problems and indicated he has noticed a large amount of concern and interest within the community regarding Ethical issues on the City Council.

PUBLIC INFORMATION

City Manager Ed Sadler gave out Home Tour ticket information and announced that the carriage rides with Santa in the Plaza would be from 1-3 p.m. this Saturday.

Mayor Gray reminded everyone of an upcoming Cookie Walk and Soup Bazaar.

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MINUTES AND CLAIMS

It was moved by Kloberdanz and seconded by Gillette that the following motions and resolutions are approved and adopted.

1. That the minutes of November 17 and November 18, 2008 be approved.
2. That Resolution No. 2008-152 on payroll for the period ending November 22, 2008 and paid on November 26, 2008 in the amount of \$125,016.65 be passed and adopted.
3. That Resolution No. 2008-153 approving payment of bills in the amount of \$509,262.04 be passed and adopted.

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

GENERAL AGENDA

1. It was moved by Kloberdanz and seconded by Gillette that renewal of a Class C Liquor License for The Links at Webster City on North Des Moines St. be approved.

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

2. It was moved by Gillette and seconded by Adams that appointment to the Webster City Hotel/Motel Tax Board for the unexpired term ending December 31, 2010 of Hitesh Chaudhari be approved.

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

3. It was moved by Kloberdanz and seconded by Borer that appointment to the Webster City Airport Commission for the term ending May 10, 2014 of James Talbot be approved.

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

4. It was moved by Kloberdanz and seconded by Adams that the request from Hamilton Hospital to waive the water tap, sewer tap and electrical hook-up permit fees associated with the construction of the new hospital be approved.

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

5. It was moved by Kloberdanz and seconded by Adams that the funding source for the Hazard Mitigation Plan be approved.

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

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6. It was moved by Kloberdanz and seconded by Adams that Resolution No. 2008-154 to transfer cash from various funds to other various funds and transfer cash to provide funding for certain projects be passed and adopted.

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

7. It was moved by Kloberdanz and seconded by Gillette that Resolution No. 2008-155 adopting Group Health Insurance Plan and Group Section 125 Flexible Benefit Program for City Employees Beginning January 1, 2009 and administered by Principal Insurance Company through Holmes Murphy and Associates, Des Moines, Iowa be passed and adopted.

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

8. It was moved by Gray and seconded by Borer that the Tree Grinding Contract with Thomas Brothers, Fort Dodge, Iowa be approved.

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

9. It was moved by Gillette and seconded by Borer that Resolution No. 2008-156 approving purchase of meter passport system equipment for the Utility-Meter Department from Dakota Supply Group in the amount of \$12,754.00 be passed and adopted.

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

10. It was moved by Gray and seconded by Kloberdanz that the First Reading of a proposed Ordinance amending the Code of Ordinances of the City of Webster City, Iowa, 1996, by amending Chapter 162, Pertaining to Moving of Buildings be approved.

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

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11. It was moved by Adams and seconded by Kloberdanz that the Ethical Conduct Code for City Council Members be amended by changing language in section 9 item number 6 by requiring a majority vote of 4/5 to impose sanctions be approved.

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

The Following Residents Spoke

Dick Lubbers spoke to Council on his concerns as a resident and that the Code is designed for the future. He stated that the Code sends the proper message to the community.

Ron Birkestrand spoke in favor of the Ethical Code and wants all Council people to remember to do their job.

Myra Maxon spoke and wondered if the May 2009 date meant anything special as far as enacting the Ordinance and stated she was concerned that a process be in place as soon as possible.

Mayor Gray stated that it was not a set date and that an Ordinance could be enacted anytime sooner or later.

It was moved by Kloberdanz and seconded by Adams that the Ethical Conduct Code for City Council Members be approved.

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

12. It was moved by Gillette and seconded by Borer that the first reading of a proposed Ordinance amending the City Code of the City of Webster City, Iowa, 1996, by replacing Chapter 111 of Title 3 Establishing New Rates to be charged for electrical energy sold by the City of Webster City be approved.

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

REPORTS AND RECOMMENDATIONS

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

1. Year to date Utilities Cash Statement Report on the three utilities.
2. City Manager/Utilities Reports

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

CLOSED SESSION

It was moved by Kloberdanz and seconded by Gillette that Council meet in closed session to evaluate the professional competency of an individual whose appointment, hiring, performance or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation as provided by Chapter 21.5 i of the Code of Iowa.

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

The Council went into closed session at 9:03 p.m.

The Council returned from closed session at 9:32 p.m.

ADJOURNMENT

It was moved by Gillette and seconded by Kloberdanz that Council adjourn.

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

The Council stood adjourned at 9:33 p.m.