

COUNCIL PROCEEDINGS

Regular City Council Meeting: Monday, February 1, 2010 (5:00 p.m.)

Mayor/Council Present: Mayor L. Hevern presiding--1; G. Haukoos, J. Wittneben, A. Goebel, H. Sawyer, S. Nelson, D. Seylar--6

Council Absent: L. Anderson--1

Staff Present: P. Clayton, B. Mack, D. Forsyth, E. Milburn, V. Brua--5

Media Present: E. Funston (KILR), D. Swartz (E.D.N.)--2

Others Present: None--0

(1-10) Minutes

Moved by Nelson, seconded by Goebel to approve the minutes of the January 18, 2010, council session. VOTE: ayes--6 absent: Anderson--1

(2,10-10) Standing Committee Reports

a. Finance Committee: Jan. 28

(3-10) Bills

Moved by Sawyer, seconded by Nelson to approve the bills for the month of January 2010. VOTE: ayes--6 absent: Anderson--1

Ace Hardware, Inc.	Supp.	\$ 688.16
AFSCME/Iowa Council 61	Dues	376.42
Air-Mach, Inc.	Supp.	635.91
American Welding Supplies	Supp.	205.68
Aramark Uniform Services	Supp.	38.44
Avera Holy Family Health	Svcs.	223.22
Baker & Taylor Books	Supp.	854.82
Bank Plus	With.	10,980.00
Barco Municipal Products	Supp.	761.30
Barnes Distribution	Supp.	442.32
Besaw, Kay	Reimb.	40.00
Bisgaard, Shari	Exp.	51.44
Black Hills Energy	Acct.	6,052.24
Bomgaars Building Center	Supp.	65.19

Bradley, Dale	Reimb.	\$ 124.99
Breyfogle, Melvin S.	Svcs.	143.00
Brinkman & Reed CPA's	Svcs.	470.00
Building Centers	Supp.	73.82
Burmeister, Amy	Ref.	136.10
Cardtrol 24-Hour	Supp.	14,484.13
Cargill Incorporated	Supp.	14,339.56
Carrico, Dave	Reimb.	112.45
Citizens Comm. Credit Union	With.	2,304.00
Coffee King, Inc.	Supp.	6.50
Collection Services	Svcs.	995.64
Computer Zone, Inc.	Svcs.	595.97
Constellation Energy	Acct.	6,541.77
Corn Belt Power Coop.	Power	4,223.00
CRA Payment Center	Supp.	47.09
Delta Dental of Iowa	Ins.	1,523.46
Demco, Inc.	Supp.	59.73
DeWild Grant Reckert & Assoc.	Svcs.	1,538.50
Dickinson County News	Subsc.	33.00
ECCOG	Svcs.	34,743.33
Emmet Co. Auditor	Svcs.	11,703.71
Emmet Co. State Bank	With.	47,005.48
Emmet Co. Treasurer	Tax	484.00
Employees Credit Union	With.	6,096.00
Enerson, David P.	Svcs.	3,125.00
Environmental Res. Assoc.	Supp.	552.65
Estherville Aviation, Inc.	Svcs.	2,722.04
Estherville, City of	Svcs.	34,840.06
Estherville Drug	Svcs.	26.51
Estherville Housing, Inc.	Rent	4,784.00
Estherville Iron & Metal	Svcs.	205.83
Estherville Paint & Glass	Supp.	170.25
Estherville Printing Co.	Svcs.	824.24
Estherville Publications	Svcs.	330.75
Estherville Senior Citizen	Rent	100.00
Farm Plan	Supp.	144.38
Fastenal	Supp.	13.40
FedEx	Svcs.	31.73
Ferguson Enterprises, Inc.	Supp.	76.23

Ferrellgas, LP	Supp.	\$ 775.76
Fitzpatrick Auto Center	Supp.	4,227.44
Flexible Plastics, Inc.	Supp.	2,813.58
Forker, Wil Bankruptcy Trust	Ref.	2,401.73
Fredrickson, Mike	Reimb.	200.00
Fremont Industries, Inc.	Supp.	805.00
Funk Construction	Svcs.	15,872.00
Garage Fund	Svcs.	29,999.96
GCR Tire Centers	Svcs.	529.05
General Fund	Reimb.	22.54
General Traffic Controls	Svcs.	11,764.29
GKN Armstrong Wheels, Inc.	Ref.	8.21
Gomez, Arturo	Ref.	81.91
Graves, Larry R.	Svcs.	13,467.00
Hach Company	Supp.	297.78
Hallett Materials Co., Inc.	Supp.	1,882.40
Hart's Auto Supply	Supp.	380.65
Hawkins, Inc.	Supp.	3,560.10
HDR Engineering, Inc.	Svcs.	865.68
Henkle, Nick	Svcs.	1.00
Hintz, Jonathon W.	Svcs.	750.00
Houseman Oil Co., Inc.	Supp.	1,746.94
Howard, Matthew A.	Ref.	53.25
HTM Sales, Inc.	Supp.	2,524.98
Humane Society of N.W. Ia.	Svcs.	150.00
Hygienic Laboratory	Svcs.	314.00
Hy-Vee, Inc.	Supp.	84.96
IDWGP	Power	680.75
Inland Truck Parts Co.	Supp.	586.85
Inman Electric Co.	Supp.	836.00
Iowa Assoc. of Mun. Util.	Fees	3,043.84
Iowa Bicycle Coalition	Reg.	155.00
Iowa Lakes Comm. Col.	Power	9,403.57
Iowa Lakes Elec. Coop.	Power	223,778.79
Iowa Lakes Reg. Water	Svcs.	90.46
Iowa Library Assoc.	Dues	100.00
Iowa One Call, Inc.	Svcs.	18.90
Iowa Public Airports Assoc.	Dues	150.00
Iowa Workforce Develop.	Svcs.	125.00

IPERS	With.	\$ 18,340.82
Jacobson-Westergard, Inc.	Svcs.	4,872.66
JCL Solutions-Spencer	Supp.	194.92
Jensen Builders, Ltd	Svcs.	55,983.50
Jensen Stores, Inc.	Svcs.	1,307.80
Jerry's Electric	Svcs.	100.00
Johnson, Scott	Supp.	83.16
Johnston Autostores	Supp.	1,533.90
Karr, Jean & Co.	Supp.	68.90
Lakes Plumbing & Heating	Svcs.	161.41
Learning Opportunities, Inc.	Supp.	44.90
Lehman, Michael	Svcs.	1.00
Light and Siren	Supp.	3,410.41
Long Lines	Svcs.	14.95
Malchow, Tim	Svcs.	1.00
Mangold Environ. Testing	Svcs.	88.00
Martinson, Shane	Svcs.	1.00
McGuiness, C. H. Co., Inc.	Svcs.	359.28
McMaster-Carr	Supp.	158.71
Mediacom	Svcs.	287.85
Menendez, Ronald	Svcs.	200.00
Mid-Iowa Sales	Supp.	108.34
Mid-States Organized Crime	Dues	150.00
Moore Monograms & More	Supp.	205.25
Motion Picture Licensing	Fees	60.00
Motor Inn	Supp.	45.94
Motor Inn of Spirit Lake	Supp.	346.62
Municipal Fire & Police	With.	11,191.64
Mustard, Amber	Svcs.	18.00
Mustard, Don	Svcs.	45.00
NAPA Auto Parts	Supp.	164.79
Nationwide Retirement Solutions	With.	1,953.86
Northern Balance & Scale	Svcs.	155.00
NorthStar Agency	With.	4,156.00
Northwest Bank	With.	900.00
Novelty Machine Co.	Supp.	1,377.34
NWIPDC	Svcs.	600.00
O.M.J.C. Signal, Inc.	Supp.	95.18
Pamida Discount	Supp.	109.99

Pattison, Mike	Svcs.	\$ 3,149.50
Presto-X-Company	Svcs.	52.00
QLT Consumer Lease Svcs.	Svcs.	20.22
Quill Corporation	Supp.	219.09
Qwest	Svcs.	916.93
Radio Shack	Supp.	615.37
Radtke, Kent	Svcs.	1.00
Randy's Body & Wrecker	Svcs.	250.00
Readers Digest	Subsc.	22.00
Recorded Books, LLC	Supp.	290.40
Regional Transit Authority	Svcs.	978.87
Regional Wellness Center	With.	385.04
Reynolds, Timothy L.	Reimb.	1,753.99
Riverside Sinclair	Supp.	1,026.40
Road Use Tax Fund	Reimb.	22,030.71
Rozenboom, Nate	Svcs.	1.00
Rylin Office Technology	Supp.	355.83
Schany Construction, Inc.	Svcs.	1,567.65
Senn, Lester	Svcs.	1.00
Sentinel	Subsc.	150.80
Skarshaug Testing Lab, Inc.	Svcs.	119.89
Snap-On Tools Corp.	Supp.	67.70
Spo, Darryll	Svcs.	475.00
St. Luke's Center For Occ.	Svcs.	108.00
Stalls Farm & Home	Supp.	684.99
Staples Credit Plan	Supp.	363.27
Stoner Industrial, Inc.	Supp.	40.00
Swalve, Larry	Svcs.	1.00
TestAmerica Laboratories	Svcs.	47.25
Todd, Michael & Co., Inc.	Supp.	229.83
Treasurer, State of Iowa	With.	24,445.00
Tyler Technologies, Inc.	Maint.	11,052.00
U. S. Postal Service	Supp.	3,682.82
United Food & Comm. Workers	Dues	366.35
Universal, Inc.	Supp.	196.92
Upper Des Moines Oppor.	Svcs.	740.34
Valley Contracting, Inc.	Svcs.	1,171.20
Verizon Wireless	Svcs.	213.46
Vermeer Sales & Service	Svcs.	610.65

Wellmark Blue Cr./Blue Shield	Ins.	\$ 44,973.26
Wesco Distribution, Inc.	Supp.	910.11
Western Area Power Admin.	Power	40,808.42
Wilson, H. W. Co. Lockbox	Supp.	276.00
Woodley, Steven D.	Svcs.	1,180.00
Young, Shawn	Svcs.	1.00
	TOTAL	<u>\$ 827,146.19</u>

(3-10)

Disbursements by Fund

Airport \$7,753.80; Airport Constr.-Hangar \$55,983.50; Comp. Clearing \$333.09; Elec. \$346,686.38; FICA & IPERS T. & A. \$12,655.32; Garage \$29,781.32; General \$169,532.33; Group Ins. T. & A. \$29,978.53; Housing Rehab Grant \$30,689.00; L.O.S.T. Fund \$4,718.21; Morrell TIF \$2,402.25; Police - Misc. \$205.25; Police Ret. T. & A. \$7,206.70; Road Use Tax \$4,872.66; Subdivision Dev. \$22,053.25; WWT \$53,209.67; WWT Disinfect. Bldg. \$865.68; Water \$45,113.10; Water Emerg. Res. \$1,567.65; Water Plant Constr. \$1,538.50; TOTAL \$827,146.19.

(23-10)

Receipts

Airport \$33,914.54; Airport Revolv. \$15.71; Computer Fund \$430.55; Debt Svc. \$1,561.94; Elec. \$431,440.82; Elec. Aerial Svc. \$30.00; Elec. Emerg. \$21,490.54; FICA & IPERS \$1,771.36; Garage \$29,999.96; General \$189,920.70; Group Ins. \$4,151.53; Housing Rehab. Grant \$950.00; Industrial Park TIF \$114.78; Libr. Osher Trust \$48.53; Libr. Pearson Trust \$7.28; Libr. Sanborn Trust \$35.60; L.O.S.T. \$35,650.39; Morrell TIF \$113.76; Oakridge TIF \$821.77; Parks & Rec. Revolv. \$5,016.90; Police - Misc. \$450.00; Police Ret. \$1,199.28; Road Use Tax \$46,745.03; Subdiv. Devel. \$0.03; Wastewater \$85,648.93; Wastewater Emerg. \$311.96; Water \$137,493.68; Water Emerg. Res. \$226.53; TOTAL \$1,029,562.10.

(4,17,59-10)

Resolution No. 1658
Zoning Code Change

A proposed zoning code amendment was presented to restrict the location of swimming pools having a depth of more than two feet and width of more than five feet to side and rear yards.

Seylar introduced Resolution No. 1658 entitled "RESOLUTION SETTING A TIME AND PLACE FOR PUBLIC HEARING ON A PROPOSED AMENDMENT TO THE ZONING CODE AND SUBDIVISION CONTROL ORDINANCES FOR THE CITY OF ESTHERVILLE" and moved its adoption, which was seconded by Sawyer. (This resolution sets February 15, 2010 at 5:00 p.m. in the Council Chambers as the time and place for the public hearing.) VOTE: ayes: Seylar, Haukoos, Wittneben, Goebel, Sawyer, Nelson--6 absent: Anderson--1

WWTP - Disinfection Building(53-10) Change Order

Proposed Change Order No. 1 for the Disinfection Building Project was presented. Included was deletion of electrical work in the amount of \$2,170; additional work due to water line not located at shown location, \$3,680; and revised connection point of water lines in the amount of \$5,985; a net increase of \$7,495.00.

Moved by Nelson, seconded by Seylar to approve Change Order No. 1 for WWTP – Disinfection Building in the amount of \$7,495.00. VOTE: ayes--6 absent: Anderson--1

Airport Hangar Project(48-10) Change Order

A proposed Change Order No. 2 in the amount of \$1,810.00 to eliminate hangar roof vents was presented.

Moved by Sawyer, seconded by Wittneben to approve Change Order No. 2. a credit of \$1,810.00 for the Airport Hangar Project. VOTE: ayes--6 absent: Anderson--1

Annual Department Report

(2-10)

The 2009 Water Department report was presented.

Resolution No. 1659(4,17,27-10) 2010-11 City Budget

Documents and summary sheets regarding the proposed City Budget of \$14,839,515 were presented.

Nelson introduced Resolution No. 1659 entitled “RESOLUTION TO PROVIDE FOR NOTICE OF HEARING ON PROPOSED BUDGET FOR THE FISCAL YEAR ENDING JUNE 30, 2011, FOR THE CITY OF ESTHERVILLE, IOWA” and moved its adoption, which was seconded by Sawyer. (This resolution sets February 15, 2010, at 5:00 p.m. in the Council Chambers as the time and place for the public hearing.) VOTE: ayes: Nelson, Seylar, Haukoos, Wittneben, Goebel, Sawyer--6 Absent: Anderson--1

(25-10)

Updates

a. 2010 City Directory

(2,60-10)

Closed Session

Moved by Haukoos, seconded by Goebel to adjourn into closed session to evaluate the performance of the City Administrator as permitted in Section 21.5(1)i. of the Code of Iowa at 5:16 p.m. VOTE: ayes--6 absent: Anderson--1

Moved by Haukoos, seconded by Wittneben to return to open session at 6:16 p.m. VOTE: ayes--6 Absent: Anderson--1

2/1/10

COUNCIL PROCEEDINGS

Adjournment

Moved by Nelson, seconded by Sawyer to adjourn the meeting at 6:17 p.m.
VOTE: ayes--6 Absent: Anderson--1

Lyle Hevern, Mayor

ATTEST:

Vaughn Brua, City Clerk

mp