

MINUTES OF PROCEEDINGS
OF THE
CITY COUNCIL OF THE CITY OF ALGONA, KOSSUTH COUNTY, IOWA

The City Council of the City of Algona, Iowa, met in regular session on March 2, 2009, at 4:30 p.m., City Hall Council Chambers with Mayor Jeff Gilmore and the following council members:

Present: Lighter, Esser, Von Ruden, Curtis, Kohlhaas, Weaver

Also present: City Administrator O'Donnell, Director of Public Works Roberts, City Attorney Doster.

AGENDA

Lighter moved and Kohlhaas seconded the motion that the agenda for this meeting be approved. On call of the roll the vote was all ayes. Motion carried.

CITIZEN'S OPPORTUNITY

Councilmember Kohlhaas said that today was day 50 for Live Healthy Iowa.

Mayor Gilmore received, from Jan Sowers of the Senior Center, a pan of brownies and a thank you to the Council for all they have done for the Senior Center.

Councilmember Weaver said that the first annual Frostbite Olympics was a success.

CONSENT AGENDA

Von Ruden moved and Curtis seconded the motion to approve the following as part of the Consent Agenda:

- a. Minutes of February 16, 2009, council meeting
- b. Appropriating Resolution No. 08/09-17 (bills)
- c. Beer permit for Algona Raceway
- d. Administrator's report

On call of the roll the vote was all ayes. Motion carried.

APPROVE RELEASE OF MORTGAGE-B. KINSMAN

Ben Kinsman received a housing assistance loan and has repaid the assistance. The mortgage needs to be released.

Lighter moved and Kohlhaas seconded the motion that Resolution No. 09-08, "**Resolution Authorizing Execution of Release or Satisfaction of Mortgage**" be adopted. On call of the roll the vote was all ayes. Motion carried.

APPROVE ACKNOWLEDGMENT/SETTLEMENT AGREEMENT-CIVIL PENALTY

Wessel's Oil Co. has been fined \$300 in civil penalties for selling tobacco to a minor. As the City, we can ask that the \$300 be paid to the City instead of the State.

Von Ruden moved and Lighter seconded the motion that Resolution No. 09-09, "**Resolution Approving Acknowledgment/Settlement Agreement**", be adopted. On call of the roll the vote was all ayes. Motion carried.

APPROVE AGREEMENT WITH WHKS FOR ENG. SERVICES-WWTP

Lighter moved and Weaver seconded the motion that Resolution No. 09-10, "**Resolution Approving Agreement with WHKS & Co. for Profession Services Relating to the Rehabilitation of the Existing Wastewater Treatment Facility**", be adopted. This agreement is for the design, bid phase and construction engineering of the Wastewater Treatment Plant updates. The cost of the contract is \$390,000. On call of the roll the vote was all ayes. Motion carried.

APPROVE AGREEMENT WITH WHKS FOR ENG. SERVICES-WWTP

Lighter moved and Weaver seconded the motion that Resolution No. 09-11, "**Resolution Approving Agreement with WHKS & Co. for Profession Services Relating to the 2009 Wastewater Treatment Facility Miscellaneous Assistance Project**", be adopted. This agreement is for the services related to addressing material levels of the waste water discharge. The cost of the contract is estimated at \$7,000. On call of the roll the vote was all ayes. Motion carried.

APPROVE AGREEMENT WITH AUTOMATIC SYSTEMS-WWTP

Esser moved and Von Ruden seconded the motion that Resolution No. 09-12, "**Resolution Approving Agreement with Automatic Systems Co.**", be adopted. This agreement is for the replacement of the Pump Station No. 1 control

panel, estimated cost is \$19,896. On call of the roll the vote was all ayes. Motion carried.

APPROVE CONTRACT WITH KUEHL & PAYER-
PHILLIPS/MCGREGOR INTERSECTION

Von Ruden moved and Esser seconded the motion that Resolution No. 09-13, "**Resolution Approving Contract with Kuehl & Payer, LTD. For Traffic Signal Improvement Project**", be adopted. This contract is for design and services related to the improvements at the Phillips/McGregor intersection. Cost of services is \$29,800. On call of the roll the vote was all ayes. Motion carried.

APPROVE AGREEMENT FOR TRAFFIC SAFETY
IMPROVEMENT FUNDING WITH IA DOT

Lighter moved and Weaver seconded the motion that Resolution No. 09-14, "**Resolution Approving Agreement for Traffic Safety Improvement Funding with Iowa DOT**", be adopted. This contract is with the Iowa DOT for administration of an \$88,000 grant for improvements to the Phillips/McGregor intersection. On call of the roll the vote was all ayes. Motion carried.

REQUEST TO REDUCE SEWER CHARGES-AMERICAN GLASS

American Glass is requesting that a portion of their sewer charges be forgiven. The water line under the floor had a leak, and no water entered the sanitary sewer system.

Kohlhaas moved and Lighter seconded the motion to approve the request of American Glass, and reduce their sewer charges by \$183.20. On call of the roll the vote was all ayes. Motion carried.

SET DATE & TIME FOR A PUBLIC HEARING
AMENDING THE CURRENT YEAR BUDGET

Weaver moved and Kohlhaas seconded the motion to set March 16, 2009, at 5:00 p.m., City Hall Council Chambers, for a public hearing on the amendment of the current fiscal year budget. On call of the roll the vote was all ayes. Motion carried.

APPOINTMENT-ALG. BD. OF ADJUSTMENT

Kohlhaas moved and Lighter seconded to the motion to re-appoint Jerry Anderson to the Algona Board of Adjustment. His term will expire January 28, 2014. On call of the roll the vote was all ayes. Motion carried.

Mayor Gilmore called a recess at 4:51 p.m.

PUBLIC HEARING

Mayor Gilmore announced at 5:00 p.m., that this is the time and place for a public hearing on the 2009/2010 budget estimate. City Administrator reviewed the revenues and expenditures for fiscal year 2009/2010. He also informed the Council that the tax levy has gone down for the third year in a row. There being no other comments, either written or oral, the public hearing was closed at 5:17 p.m.

ADOPTING THE BUDGET & CERTIFICATION OF TAXES FOR 09/10

Lighter moved and Weaver seconded the motion that Resolution No. 09-15, "**A Resolution Adopting the Budget and Certification of Taxes for the Fiscal Year Ending June, 2010**", be adopted. On call of the roll the vote was all ayes. Motion carried.

Von Ruden moved and Weaver seconded the motion that this meeting be adjourned. On call of the roll the vote was all ayes. Motion carried. Meeting adjourned at 5:18 p.m.

Jeff Gilmore, Mayor

ATTEST:

Rexann McEnroe, City Clerk