

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 a work session on May 5, 2008, at 3:30 p.m., City Hall Council Chambers, with Mayor Pro Tem Howard Esser and the following council members:

Present: Lighter, Von Ruden, Curtis, Kohlhaas

Absent: Weaver

Also present: City Administrator O'Donnell

The purpose of this work session was to meet with a representative from HR-One Source, a search firm to find a replacement for the Director of Public Works. City Administrator O'Donnell introduced Jack Lipovac of HR-One Source. Mr. Lipovac explained how his firm would search for a new Director of Public Works.

Councilmember Weaver arrived at 3:47 p.m.

After discussion, the meeting was adjourned at 4:25 p.m.

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Howard Esser, Mayor Pro Tem

ATTEST:

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Rexann McEnroe, City Clerk

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 May 5, 2008, at 4:30 p.m., City Hall Council Chambers, with Mayor Pro Tem Howard Esser and the following council members:

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

Also present: City Administrator O'Donnell, City Attorney Doster

AGENDA

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

CITIZEN'S OPPORTUNITY

Councilmember Lighter gave a statement regarding the treatment Council members Esser, Weaver and Von Ruden have received after their vote on the No Boundaries Miniature Golf Course.

Councilmember Weaver and Councilmember Von Ruden each read statements on why they voted against the purchase of the miniature golf course.

Alex Shockley, AHS student, and Angie Asa-Lovstad, Kossuth Connections, asked if the Council will reconsider. Councilmember Curtis thanked Weaver and Von Ruden for their statements and would like see the City moved forward on the project. Councilmember Lighter said it can be re-addressed after City Administrator O'Donnell and City Attorney Doster do some fact finding.

Ron Peck and Richard Yeoman both spoke, saying they felt the Council did the right thing by not purchasing the No Boundaries Miniature Golf Course.

CONSENT AGENDA

Lighter moved and Von Ruden seconded the motion that the following be approved as part of the Consent Agenda:

- a. Minutes of April 21, 2008, work session
- b. Minutes of April 21, 2008, council meeting
- c. Minutes of April 28, 2008, work session
- d. Appropriating Resolution No. 07/08/-21 (bills)
- e. Beer permit renewal for Premier Pizza
- f. Beer permit renewal for Casey's General Store-602 E. State

- g. Liquor license renewal for Candlelite Lounge
  - h. Administrator's report
- On call of the roll the vote was all ayes. Motion carried.

ACKNOWLEDGING REPAYMENT OF RLF-JAVA BEAN

Von Ruden moved and Weaver seconded the motion that Resolution No. 08-34A, "**Resolution Acknowledging Repayment of Revolving Loan Fund Loan by Janet Shackelford, DBA Java Bean**", be adopted. On call of the roll the vote was all ayes. Motion carried.

ACKNOWLEDGING REPAYMENT OF RLF-JAVA BEAN EXPRESS

Von Ruden moved and Weaver seconded the motion that Resolution No. 08-35B, "**Resolution Acknowledging Repayment of Revolving Loan Fund Loan by Janet Shackelford, DBA Java Bean Express**", be adopted. On call of the roll the vote was all ayes. Motion carried.

APPROVE AGREEMENT FOR SERVICES-KUEHL & PAYER

Kohlhaas moved and Von Ruden seconded the motion that Resolution No. 08-36, "**Resolution Approving Agreement with Kuehl and Payer for Employment Search Services**", be adopted. This agreement is for the search of a new Public Works Director at the cost of \$9,900.00. On call of the roll the vote was as follows: Ayes-Weaver, Esser, Von Ruden, Curtis, Kohlhaas. Nays-Lighter. Motion carried.

APPROVE EASEMENT AGREEMENT-ALG. COMM. SCHOOLS

Lighter moved and Von Ruden seconded the motion, subject to staff final approval, that Resolution No. 08-37, "**Resolution Approving Easement with the Algona Community School District for a Storm Sewer Line**", be adopted. On call of the roll the vote was all ayes. Motion carried.

APPROVE EASEMENT AGREEMENT-KOSS. COUNTY

Lighter moved and Weaver seconded the motion, subject to staff final approval, that Resolution No. 08-38, "**Resolution Approving Easement with the Kossuth County for a Storm Sewer Line**", be adopted. On call of the roll the vote was all ayes. Motion carried.

APPROVE EASEMENT AGREEMENT-DEARCHS

Lighter moved and Weaver seconded the motion, subject to staff final approval, that Resolution No. 08-39, "**Resolution Approving Easement with the Alan and Jean Dearchs for a Storm Sewer Line**", be adopted. On call of the roll the vote was all ayes. Motion carried.

APPROVE REQUEST TO CLOSE STATE STREET  
FROM MOORE TO HARLAN-LAVA LOUNGE/BERTE'S BACK NINE

Lava Lounge and Berte's Back Nine will be holding their annual street dance on June 13<sup>th</sup> and are requesting to close State Street from Moore to Dodge.

Kohlhaas moved and Lighter seconded the motion to approve the request to close State Street from Moore to Harlan, June 13, 2008. On call of the roll the vote was all ayes. Motion carried.

ACKNOWLEDGE MAYOR KUECK'S RESIGNATION

Lighter moved and Von Ruden seconded the motion to acknowledge the resignation of Mayor Kueck and advertise the intent to appoint a Mayor. On call of the roll the vote was all ayes. Motion carried.

ACCEPT RESIGNATION-N. HALVERSON

Kohlhaas moved and Lighter seconded the motion to accept the resignation of Nelle Halverson and thanked her for her 33 years of service. On call of the roll the vote was all ayes. Motion carried.

REQUEST TO REDUCE SEWER CHARGES

Kemco Tires is requesting a reduction in sewer charges for a leak at the trailer court they own. The leak occurred in the private main with no water entering the sanitary sewer system. Sewer charges average \$400 per month, but were \$514.80 in December, \$1,170 in January, and \$725.40 in February.

Lighter moved and Kohlhaas seconded the motion to approve reducing sewer charges for Kemco Tires by \$1,210.20. On call of the roll the vote was all ayes. Motion carried.

APPOINTMENTS TO PARK COMMISSION

No action was taken.

FINAL REPORT OF TERM EXPIRING-AMU BD. OF TRUSTEES

Final report was given on nominees for the AMU Board of Trustees.

APPROVE APPLICATION FOR URBAN REVITALIZATION TAX EXEMPTION

Lighter moved and Von Ruden seconded the motion to approve Application for Urban Revitalization Tax Exemption for Steven Weaver, remodeled commercial, 10 year declining. On call of the roll the vote was as follows: Ayes-Lighter, Esser, Von Ruden, Curtis, Kohlhaas. Abstain-Weaver. Motion carried.

PUBLIC HEARING ON THE OFFER TO BUY

A PORTION OF VACATED CLARKE ST.

Mayor Pro Tem Esser announced at 5:59 p.m., that this is the time and place for a public hearing on the offer to buy a portion of vacated Clarke St. Dean Meyer has submitted a bid of \$4,000. There being no other comments either oral or written, the public hearing was closed at 6:00 p.m.

PUBLIC HEARING ON THE OFFER TO BUY

A PORTION OF VACATED CLARKE ST.

Mayor Pro Tem Esser announced at 6:00 p.m., that this is the time and place for a public hearing on the offer to buy a portion of vacated Casey St. Joe Garman has submitted a bid of \$2,000.00. There being no other comments either oral or written, the public hearing was closed at 6:01 p.m.

ACCEPTING OFFER TO BUY A PORTION OF VACATED CLARKE ST.

Lighter moved and Von Ruden seconded the motion that Resolution No. 08-40, **"Resolution Accepting Offer to Buy, Authorizing Sale and Conveyance of Real Estate and Approving Quit Claim Deed"**, for a portion of vacated Clarke Street by Dean Meyer, be adopted. On call of the roll the vote was all ayes. Motion carried.

ACCEPTING OFFER TO BUY A PORTION OF VACATED CASEY ST.

Lighter moved and Curtis seconded the motion that Resolution No. 08-41, **"Resolution Accepting Offer to Buy, Authorizing Sale and Conveyance of Real Estate and Approving Quit Claim Deed"**, for a portion of vacated Casey Street by Joseph Garman, be adopted. On call of the roll the vote was all ayes. Motion carried.

CITIZEN'S OPPORTUNITY

Councilmember Kohlhaas congratulated everyone who participated in "Lighten Up Iowa". Pharmacists Mutual was recognized for the many teams they had participating.

Ed Wolf asked the Council to reconsider the purchase of No Boundaries Miniature Golf Course. Council directed Staff to set up a special meeting for May 12<sup>th</sup> to discuss the miniature golf course.

Von Ruden moved and Curtis seconded the motion that this meeting be adjourned. On call of the roll the vote was all ayes. Motion carried. Meeting adjourned at 6:14 p.m.

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Howard Esser, Mayor Pro Tem

ATTEST:

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Rexann McEnroe, City Clerk