

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 June 7, 2010, at 4:30 p.m., City Hall Council Chambers, with Mayor Lynn Kueck and the following council members:

Present: Kohlhaas, Weaver, Remy, Aanonson, Besch, Curtis

Absent: None

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

AGENDA

Kohlhaas moved and Remy 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

Helen Bormann, 1800 E. Maple, shared her concerns regarding a tree that is too close to her sidewalk. The roots are pushing the sidewalk up and she doesn't want to repair the sidewalk if the tree isn't removed. It was explained to Mrs. Bormann, that since it is a non-conforming tree, she could have it removed at her own expense, or the City will cut the roots so the sidewalk can be repaired and if the roots push the sidewalk back up, the City would replace it at the City's expense. Councilmember Kohlhaas requested that this item be placed on the next agenda.

Linda Nerdig, Chairman of the Hospitality Committee for RAGBRAI, reviewed ideas the Committee had for the entrance and exit for RAGBRAI. Some ideas were to place a banner across McGregor, flags on every block in the parking to the Information Center in Oakcrest parking lot. They would also like to paint "70's" symbols on McGregor Street and paint Dodge Street from McGregor to Nebraska like a disco floor. Staff asked that all requests from RAGBRAI Committees be presented before the next Council meeting so all could be placed on the agenda.

Mayor Kueck encouraged citizens to clean up for the City's busy July. He also announced that Ernie Williams John Deere will be celebrating 60 years July 17-18.

Mayor Kueck reminded residents that there is a leash law and he has received many complaints of dogs running at-large.

City Administrator O'Donnell introduced Pat Geisendorfer, Director of Public Works, who started work today.

City Administrator O'Donnell reported that G&G Construction is in negotiations with the owner of the property located at 402 N. Hall. They will purchase it at \$1.00, gut it out and remodel to rent. They will clean up the outside before July. The City will pay for one dumpster during the cleaning out of the house.

City Administrator O'Donnell informed the Council that he has ordered 15-16 trees from Garden's Gate with grant money for trees to be placed along the new trail. Garden's Gate is donating a tree and a RAGBRAI rider is donating a tree at each overnight stop.

CONSENT AGENDA

Kohlhaas moved and Weaver seconded the motion to approve the following as part of the Consent Agenda:

- a. Minutes of May 17, 2010, work session
- b. Minutes of May 17, 2010, council meeting*
- c. Appropriating Resolution No. 09/10-23 (bills)*
- d. Class C Liquor License for Emerald's*
- e. Class C Beer Permit renewal for K-Mart*
- f. Class C Beer Permit renewal for Classic Stop*
- g. Class C Beer Permit renewal for Casey's General Store #1762 (602 E. State)*
- h. Class B Native Wine Permit renewal for The Market*
- i. Cigarette permit renewals for Wine & Spirits; HyVee Food Store, HyVee Wine & Spirits; Fareway; Kum & Go; Casey's General Store (602 E. State; Casey's General Store (1414 N. Main)*
- j. Administrator's report*

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

APPROVE GRANT WITH FAA-REIL PROJECT

Besch moved and Remy seconded the motion that Resolution No. 10-30, **"Resolution Approving Grant with the Federal Aviation Administration for Replacement of Runway End Indicator Lights"**, be adopted. The grant funds the project at 95%. On call of the roll the vote was all ayes. Motion carried.

ACCEPTING BID FOR SOUTH PARK SHELTER & SIGN

Bids for the South Park Shelter and sign have been received. The bid for the shelter came in at \$119,400, we only budgeted \$85,000. If Council wanted to proceed the off street parking at Tietz Park could be delayed and transfer the remainder from LOST. Mayor Kueck feels that the project should be delayed until monies are available. Discussion was held regarding the cost to delay the project. Weaver moved and Curtis seconded the motion to table this item. On call of the roll the vote was all ayes. Motion carried.

APPROVE COMPENSATION FOR CITY ATTORNEY

Curtis moved and Remy seconded the motion that Resolution No. 10-31, **"Resolution Approving Compensation for City Attorney"**, be adopted. The new rate beginning July 1, 2010, will be \$135.00 per hour and \$100 per meeting. On call of the roll the vote was all ayes. Motion carried.

APPROVE AGREEMENT CONCERNING CURB MODIFICATION-HOFFMAN

Reggie Hoffman, 221 N. Thorington, is requesting to remove a section of curb across from his driveway at 102 W. North. Mr. Hoffman will pay all cost to have the curb modified and if it shall fail in the next 10 years, he will be responsible for the cost of repairing the 13 feet of curb.

Kohlhaas moved and Aanonson seconded the motion that Resolution No. 10-32, **"Resolution Approving Agreement Concerning Curb Modification"**, be adopted. On call of the roll the vote was all ayes. Motion carried.

ADOPT SEAT BELT USE POLICY

Weaver moved and Besch seconded the motion that Resolution No. 10-33, **"Resolution Adopting Seat Belt Use Policy"**, be adopted. On call of the roll the vote was all ayes. Motion carried.

SETTING SALARIES FOR 2010/2011

Kohlhaas moved and Weaver seconded the motion that Resolution No. 10-34, **"A Resolution Setting Salaries for Appointed Officials and Employees of the City for the Fiscal Year 2010/2011"**, be adopted. Councilmember Curtis asked if the dog catcher position had been filled. City Administrator O'Donnell explained it was still an open position, but we budget the salary in case the position gets filled. On call of the roll the vote was all ayes. Motion carried.

ACCEPT IMPROVEMENTS & AUTHORIZE
RELEASE OF RETAINAGE-TRAIL PROJECT

Kuehl & Payer informed the City that all work on the trail project has been completed to specifications.

Weaver moved and Besch seconded the motion that Resolution No. 10-35, **"Resolution Accepting Improvements and Authorizing Release of Retainage"**, be adopted. On call of the roll the vote was all ayes. Motion carried.

APPROVE PETITION & WAIVER-PROTHMAN

Remy moved and Besch seconded the motion that Resolution No. 10-36, **"Resolution Approving Petition and Waiver for Sidewalk Assessments"**, for Jeremy and Tracy Prothman in the amount of \$917.72 in seven equal installments plus interest at 5 1/2% per annum, be adopted. On call of the roll the vote was all ayes. Motion carried.

APPROVE PETITION & WAIVER-BODE

Weaver moved and Aanonson seconded the motion that Resolution No. 10-37, **"Resolution Approving Petition and Waiver for Sidewalk Assessments"**, for Carol Bode, in the amount of \$1,050.00 in seven equal installments plus interest at 5 1/2% per annum, be adopted. On call of the roll the vote was all ayes. Motion carried.

REQUEST TO USE CARNEGIE LIBRARY LAWN

Several area churches are hosting a Christian music concert July 24th, 7-9 p.m., and would like to use the Carnegie Library lawn.

Curtis moved and Kohlhaas seconded the motion to approve the request for the use of the Carnegie Library lawn by area churches for a Christian concert July 24th. On call of the roll the vote was all ayes. Motion carried.

REQUEST FOR ASSISTANCE WITH STORM SEWER REPAIR-J. HOOD

John Hood, 414 N. Church, is requesting assistance on the cost of repairs to his footing drain that attaches to our storm sewer. Tree roots blocked the line at the joint of his footing tile and our storm sewer.

After discussion, Kohlhaas moved and Aanonson seconded the motion that the City will reimburse Mr. Hood 50% of the costs. On call of the roll the vote was as follows: Ayes: Kohlhaas, Remy, Aanonson, Besch, Curtis. Nays: Weaver. Motion carried.

REQUEST FOR PAYMENT OF DAMAGES TO TIRE-A. ORIGER

Annabelle Origer pulled up in front of The Chocolate Season, she pulled up far enough to strike the curb. There was a section of curb missing and a piece of rebar punctured her tire. Ms. Origer filed a claim with ICAP (Iowa Communities Assurance Plan), and they denied the claim. However, since this may cause a financial hardship to Ms. Origer, ICAP would allow us to pay the claim under the moral obligation clause of our policy. If the Council approves to pay the claim, ICAP will reimburse the City 75% of the cost. This is a split of \$71.25 for ICAP and \$23.75 for the City.

After discussion, Aanonson moved and Kohlhaas seconded the motion to approve payment of the damage to the tire. On call of the roll the vote was all ayes. Motion carried.

CITIZEN'S OPPORTUNITY

Councilmember Curtis encouraged residents to consider housing a RAGBRAI participant. More housing is needed and if they are interested they can

contact the Chamber of Commerce. Also, she invited everyone to Bishop Garrigan football field Friday, June 11th for Relay for Life.

Weaver moved and Remy seconded the motion that this meeting be adjourned. On call of the roll the vote was all ayes. Motion carried. Meeting adjourned at 5:42 p.m.

Lynn Kueck, Mayor

ATTEST:

Rexann McEnroe, City Clerk