

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 September 6, 2005, at 4:30 p.m., City Hall Council Chambers with Mayor Pro Tem Tim Lighter and the following council members:

Present: Curtis, Kohlhaas, Weaver, Von Ruden

Absent: Esser

Also present: City Administrator O'Donnell, Public Works Director Schaeffer, City Attorney Doster

AGENDA

Weaver 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 reported to the Council that he had seen the replay of the Mason City Council meeting. They have a department head attend the meeting to give an update on that department. Councilmember Kohlhaas would like to see that started with our department heads.

Mayor Pro Tem Lighter informed the Council that the K.C.E.D.C. open house will be held October 21, 2005, from 9:00 a.m. to 3:00 p.m., with the ribbon cutting at 9:30 a.m. He also read a "thank you" from the Sr. Citizen Center for the Council contribution to them.

Councilmember Von Ruden reminded the public that there is an open seat for the 1<sup>st</sup> Ward this election year. Council encouraged the public to pick up nomination papers for any position that is up for election this year, which includes Mayor, 1<sup>st</sup> Ward, 3<sup>rd</sup> Ward and At-Large.

CONSENT AGENDA

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

- a. Minutes of August 15, 2005, council meeting
- b. Appropriating Resolution No. 05/06-5 (bills)
- c. Administrator's report

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

AUTHORIZING RELEASE OF MORTGAGE-N. JOHNSON

Nathan Johnson received a housing assistance loan and he has repaid it.

Kohlhaas moved and Weaver seconded the motion that Resolution No. 05-72, "**Resolution Authorizing Execution of Release or Satisfaction of Mortgage**", be adopted. On call of the roll the vote was all ayes. Motion carried.

AUTHORIZING RELEASE OF MORTGAGE-J. THILGES

Jeff and Kari Thilges have satisfied their housing remodeling loan.

Von Ruden moved and Curtis seconded the motion that Resolution No. 05-73, "**Resolution Authorizing Execution of Release or Satisfaction of Mortgage**", be adopted. On call of the roll the vote was all ayes. Motion carried.

APPROVE PUBLIC TRANSIT SERVICE AGREEMENT

Von Ruden moved and Weaver seconded the motion that Resolution No. 05-74, "**Resolution Approving Transit Service Agreement**", be adopted. The agreement is effective from July 1, 2005, to June 30, 2006. On call of the roll the vote was all ayes. Motion carried.

APPROVE PUBLIC TRANSIT LEASE AGREEMENT

Kohlhaas moved and Curtis seconded the motion that Resolution No. 05-75, "**Resolution Approving Lease Agreement**", be adopted. The City will lease a 2002 Ford/Supreme for \$1.00 from July 1, 2005, to June 30, 2006. On call of the roll the vote was all ayes. Motion carried.

APPROVE SUBORDINATION AGREEMENT-R. REMY

Rick and Christine Remy received a housing remodeling loan and they are refinancing. The bank is requesting that we subordinate our mortgage to their new one.

Von Ruden moved and Kohlhaas seconded the motion that Resolution No. 05-76, "**Resolution Authorizing Execution of Subordination Agreement for Rick and Christine Remy**", be adopted. On call of the roll the vote was all ayes. Motion carried.

APPROVE SUBORDINATION AGREEMENT-B. GRIDLEY

Bob and Carol Gridley received a housing remodeling loan and they are refinancing. The bank is requesting that we subordinate our mortgage to their new one.

Von Ruden moved and Kohlhaas seconded the motion that Resolution No. 05-77, "**Resolution Authorizing Execution of Subordination Agreement for Bobby and Carol Gridley**", be adopted. On call of the roll the vote was all ayes. Motion carried.

ACCEPTING AND AUTHORIZING FINAL  
PAYMENT FOR CALL ST. SANITARY SEWER PROJECT

Reding's Gravel has completed the project and we have to accept the project and pay the retainage in the amount of \$2,999.82.

Von Ruden moved and Kohlhaas seconded the motion that Resolution No. 05-78, "**Resolution Accepting Call Street Sanitary Sewer Replacement Project and Authorizing Final Payment**", be adopted. On call of the roll the vote was all ayes. Motion carried.

APPROVE CHANGE ORDER NO. 6-DOWNTOWN PROJECT

Von Ruden moved and Kohlhaas seconded the motion to approve Change Order No. 6 in the amount of \$4,390.84 for additional repairs and work done to store entrances. On call of the roll the vote was all ayes. Motion carried.

APPROVE PAY APPLICATION NO. 7-DOWNTOWN PROJECT

Von Ruden moved and Kohlhaas seconded the motion to approve Pay Application No. 7 in the amount of \$14,298.84 to Allied Construction for work completed on the downtown project. On call of the roll the vote was all ayes. Motion carried.

APPROVE PAY APPLICATION NO. 3-ALGONA WELCOME CENTER

Kohlhaas moved and Von Ruden seconded the motion to approve Pay Application No. 3 in the amount \$63,119.81 to BARCO Development Co. for work completed on the Algona Welcome Center. On call of the roll the vote was all ayes. Motion carried.

APPROVE CHANGE ORDER NO. 2-CITY PARKING LOT

Kohlhaas moved and Weaver seconded the motion to approve Change Order No. 2 for the parking lot behind Solbach's in the amount of \$363.50 for actual quantities used. On call of the roll the vote was all ayes. Motion carried.

APPROVE PAY APPLICATION NO. 2-CITY PARKING LOT

Kohlhaas moved and Curtis seconded the motion to approve Pay Application No. 2 in the amount of \$5,601.67 to Tug Helmers Const. for work completed on the city parking lot located behind Solbach's. On call of the roll the vote was all ayes. Motion carried.

ACCEPT PARKING LOT IMPVTS.  
AND AUTHORIZE FINAL PAYMENT

Tug Helmers Construction has completed the project and the retainage of \$3,487.12 needs to be paid.

Von Ruden moved and Weaver seconded the motion that Resolution No. 05-79, "**Resolution Accepting the Parking Lot Improvements Project and Authorizing Final Payment**", be adopted. On call of the roll the vote was all ayes. Motion carried.

APPROVE REQUEST TO CLOSE STREET FOR BLOCK PARTY

Von Ruden moved and Kohlhaas seconded the motion to approve the request from Todd Hammer to close Roan Street between Oak and Elm on September 10, 2005, from 4:00 p.m. to 9:00 p.m., for a block party. On call of the roll the vote was all ayes. Motion carried.

APPROVE APPLICATION FOR URBAN REVITALIZATION TAX EXEMPTION

Weaver moved and Von Ruden seconded the motion to approve the Application for Urban Revitalization Tax Exemption for Don and Denise Walker, 10 year declining for a new storage shed. On call of the roll the vote was all ayes. Motion carried.

CITIZEN'S OPPORTUNITY

Councilmember Weaver commented on the high usage of Call City Park (Elephant Park) since the new play equipment has been installed.

Councilmember Curtis inquired on parking at Tietz Park. She was informed on-street parking is available by the park.

CLOSED SESSION-POSSIBLE LITIGATION

Weaver moved and Kohlhaas seconded the motion that the Council adjourns into closed session pursuant to Iowa Code Chapter 21.5.1(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in litigation. On call of the roll the vote was all ayes. Motion carried. The Council adjourned into closed session at 5:03 p.m. and returned into open session at 6:00 p.m.

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 6:00 p.m.

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Tim Lighter, Mayor Pro Tem

ATTEST:

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Rexann McEnroe, City Clerk