

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 September 8, 2009, at 4:30 p.m., City Hall Council Chambers with Mayor Jeff Gilmore and the following council members:

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

Absent: None

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

AGENDA

Kohlhaas moved and Weaver 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 Von Ruden inquired as to how KCEDC funding operated now that they merged with Palo Alto County. City Administrator O'Donnell replied that it is unclear on how Palo Alto County's monies are accounted for.

Jamie Lentz and Eric Wiltgen, Chamber Board members, updated the Council on upcoming Chamber events. September 24th is the Fall Harvest of Flavors downtown, October 3rd the 61st Annual Band Day, October 24th the 17th Annual Craft Show, committees are being formed for the 2nd Annual Frostbite Olympics, and October 13th is the Business Seminar at the State 3 Theatres. Also, a montage print of Algona is completed and on sale for \$20.

City Administrator O'Donnell informed the Council that the kick-off meeting for the Community Center Project feasibility study was held. Additional meetings for stakeholders will be held September 15th and 22nd.

Councilmember Von Ruden asked when election papers needed to be turned in and how a write-in vote worked. City Administrator O'Donnell replied that papers are due September 17th by 5:00 p.m. A write-in vote would be elected into the position, unless that person did not want the position. In that case, the Council could appoint and the public would have 30 days to petition for a special election.

Mayor Gilmore reminded everyone to vote for school board and Iowa Lakes Community College Board. He also reminded everyone that the YMCA Open House and Pool Dedication will be held September 13th. He read a thank you from the Kossuth County Food Pantry for the City's annual donation.

Mayor Gilmore proclaimed September 10th as Poppy Day.

CONSENT AGENDA

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

- a. Minutes of August 17, 2009, council meeting
- b. Appropriating Resolution No. 09/10-05 (bills)
- c. Class B Wine permit renewal-The Gallery Brew
- d. Class C Liquor license renewal-Iron Eagle Saloon
- e. Carryout Native Wine permit-Casey's General Store (602 E. State)
- f. Carryout Native Wine permit-Casey's General Store (1414 N. Main)
- g. Administrator's report

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

APPROVE RLF AGREEMENT-E. JENSEN/THE CHOCOLATE SEASON

Von Ruden moved and Weaver seconded the motion that Resolution No. 09-58, **"Resolution Approving \$10,000 Loan Agreement with Erika A. Jensen and Bradley Jensen"**, be adopted. On call of the roll the vote was all ayes. Motion carried.

ACKNOWLEDGING REPAYMENT OF RLF & RELEASING MORTGAGE-AM. MARINE

Von Ruden moved and Esser seconded the motion that Resolution No. 09-59, **"Resolution Acknowledging Repayment of Revolving Loan Fund Loan by Cory Wiltse and Authorizing Release of Mortgage"**, be adopted. On call of the roll the vote was all ayes. Motion carried.

ACKNOWLEDGING REPAYMENT OF RLF - TAN EXPRESSIONS

Esser moved and Kohlhaas seconded the motion that Resolution No. 09-60, **"Resolution Acknowledging Repayment of Revolving Loan Fund Loan by Patrick Sifert and Kay Sifert"**, be adopted. On call of the roll the vote was all ayes. Motion carried.

APPROVE PETITION & WAIVER FOR SIDEWALK ASSESSMENT-G. HUNT

Gene Hunt repaired the sidewalk at 1008 E. North Street and would like the cost of \$11,900 be assessed to the taxes in 7 equal installments at 5.5% over 7 years.

Lighter moved and Weaver seconded the motion that Resolution No. 09-61, **"Resolution Approving Petition and Waiver for Sidewalk Assessments"**, be adopted. On call of the roll the vote was all ayes. Motion carried.

APPROVE 08/09 STREET FINANCE REPORT

Esser moved and Von Ruden seconded the motion that Resolution No. 09-62, **"Resolution Approving 2008/2009 Fiscal Year Street Finance Report"**, be adopted. On call of the roll the vote was all ayes. Motion carried.

RESOLUTION PROVIDING NOTICE OF SIDEWALK NUISANCE

This resolution serves notice city wide that sidewalks are in need of repair and that property owners have until September 30, 2010, to make the necessary repairs, otherwise the City will initiate the repairs as part of the City's sidewalk program.

Lighter moved and Weaver seconded the motion that Resolution No. 09-63, **"Resolution Providing Notice of Sidewalk Nuisance"**, be adopted. On call of the roll the vote was all ayes. Motion carried.

ACCEPT RESIGNATION-COUNCILMEMBER VON RUDEN

Kohlhaas moved and Lighter seconded the motion to accept the resignation of 2nd Ward Councilmember Von Ruden effective September 9, 2009. On call of the roll the vote was as follows: Ayes: Kohlhaas, Weaver, Lighter, Curtis. Nays: Esser. Abstain: Von Ruden. Motion carried

APPOINTMENT TO VACANT COUNCIL POSITION

Kohlhaas moved and Lighter seconded the motion that Resolution No. 09-64, **"Resolution Stating Intent to Fill City Council Vacancy by Pending Election and Temporarily Appointing a Person to the Vacant City Council Position"**, be adopted. The Council appointed Teri Von Ruden to fill the vacancy until the pending election November 3, 2009. On call of the roll the vote was all ayes. Motion carried.

REQUEST TO ALLOW PARKING ON E. GROVE STREET

The Algona Community School District is requesting permission to park on the south side of E. Grove Street during the construction of the new middle school.

Kohlhaas moved and Curtis seconded the motion to allow parking on the south side of E. Grove Street during the construction of the new middle school. On call of the roll the vote was all ayes. Motion carried.

REQUEST TO EXPAND OUTDOOR SERVICE AREA-BILLIE JO'S

Ryan Henderson, owner of Billie Jo's, would like to extend his outdoor service area into our alley behind his business on September 12th and September 26th. He will properly fence the area off, control access and monitor the area.

Lighter moved and Curtis seconded the motion to approve the request from Ryan Henderson to allow him to extend his outdoor service area into the alley. On call of the roll the vote was all ayes. Motion carried.

REQUEST FOR PARTIAL REDUCTION OF SEWER CHARGES

Royal Properties had a water leak at 602 S. Blackford Street. The water did not enter the sewer system.

Lighter moved and Kohlhaas seconded the motion to approve a refund for \$704.90 for sewer charges. On call of the roll the vote was all ayes. Motion carried.

APPROVE APPLICATION FOR URBAN REVITALIZATION TAX EXEMPTION

Von Ruden moved and Lighter seconded the motion to approve the Application for Urban Revitalization Tax Exemption for Christopher and Debra Williams, new residential. On call of the roll the vote was all ayes. Motion carried.

FINAL REPORT ON NOMINEES-RLF COMMITTEE

Final report on nominees to the Algona Revolving Loan Fund Committee was given.

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 5:10 p.m.

Jeff Gilmore, Mayor

ATTEST:

Rexann McEnroe, City Clerk