

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 April 19, 2004, at 4:30 p.m., in the City Hall Council Chambers with Mayor Lynn R. Kueck and the following council members:

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

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

AGENDA

Kohlhaas moved and Von Ruden 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

Mayor Kueck encouraged everyone to participate in the Sesquicentennial Parade on July 10<sup>th</sup>. Deadline for entries is June 15<sup>th</sup>. Also, Sawyer Brown tickets are on sale.

CONSENT AGENDA

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

- a. Minutes of April 5, 2004, council meeting
- b. Minutes of April 7, 2004, special council meeting
- c. Beer permit renewal for Premier Pizza
- d. Beer permit renewal for Algona Pizza Ranch
- e. Liquor license renewal for Wine & Spirits
- f. Appropriating Resolution No. 03/04-20 (bills)
- g. Department reports for March
- h. Minutes of various Boards/Commissions
- i. Administrator's report

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

APPROVING RLF-IN A NUTSHELL

Von Ruden moved and Esser seconded the motion that Resolution No. 04-19, **"RESOLUTION APPROVING DISTRIBUTION OF REVOLVING LOAN FUNDS TO DENNIS ROWHER AND GWEN ROHWER, D/B/A IN A NUTSHELL"**, be adopted. This loan will be for \$10,000 at 0% for 5 years. On call of the roll the vote was all ayes. Motion carried.

APPROVING GAS FRANCHISE FEES REFUNDS

Lighter moved and Weaver seconded the motion that Resolution No. 04-20, **"RESOLUTION AUTHORIZING REFUND OF GAS FRANCHISE FEES"**, be adopted. A refund will be given to transport customers, total of all the refunds will be \$91,576.27. On call of the roll the vote was all ayes. Motion carried.

NAMING DEPOSITORIES

Kohlhaas moved and Esser seconded the motion that Resolution No. 04-21, **"RESOLUTION NAMING DEPOSITORIES"**, be adopted. This will add West Iowa Bank to our list of approved depositories. On call of the roll the vote was all ayes. Motion carried.

APPROVING AGREEMENT FOR FREE SERVICES-AMU

Kohlhaas moved and Weaver seconded the motion that Resolution No. 04-22, **"RESOLUTION APPROVING AGREEMENT WITH ALGONA MUNICIPAL UTILITIES FOR FREE SERVICE AND TRANSFER OF FUNDS"**, be adopted. The City has an agreement with AMU on transfer of funds for services and 5% of utility revenue. We needed to add language that covers the communication utility. On call of the roll the vote was all ayes. Motion carried.

APPROVE PURCHASE OF AIR COMPRESSOR

The City currently has joint ownership of a portable air compressor with AMU. AMU would like to sell us their half of the compressor and purchase a new one. The cost for the compressor and equipment would be \$5,586.00.

Esser moved and Curtis seconded the motion to approve the purchase of the air compressor. On call of the roll the vote was all ayes. Motion carried.

SET DATE & TIME FOR A PUBLIC HEARING ON THE PLANS,  
SPECS, FORM OF CONTRACT AND ESTIMATE OF COST-AIRPORT ENTRANCE ROAD

Kohlhaas moved and Esser seconded the motion to set May 3, 2004, at 5:00 p.m., City Hall Council Chambers for a public hearing on the Plans, Specifications, Form of Contract and Estimate of Cost for the Airport Entrance Road Project. On call of the roll the vote was all ayes. Motion carried.

REQUEST TO REZONE PROPERTY AT 609/625 E. LUCAS

Brian Murphy is requesting to rezone property located at 609/615 E. Lucas from RS-60 (Single-Family Residential) to RM-4 (Multi-Family Residential) to allow him to build a 3 unity condo.

Lighter moved and Kohlhaas seconded the motion to refer this request to the Algona Planning & Zoning Commission. On call of the roll the vote was all ayes. Motion carried.

REQUEST TO WAIVE SEWER FEES

At the April 5<sup>th</sup> council meeting, the council waived sewer fees for Richard Reising based on a 20,000 unit bill. The actual billing was for 64,000 units, with an average usage of 11,000 units. If the City forgave the 53,000 units based on the average use, the amount would be \$583.00.

Kohlhaas moved and Lighter seconded the motion to waive sewer fees on the 53,000 units. On call of the roll the vote was all ayes. Motion carried.

APPROVE APPLICATION FOR URBAN REVITALIZATION TAX EXEMPTION

Von Ruden moved and Esser seconded the motion to approve an Application for Urban Revitalization Tax Exemption for Mark and Kristin Thul on a new residential. On call of the roll the vote was all ayes. Motion carried.

PROCLAMATIONS

Mayor Kueck read a proclamation proclaiming April 30, 2004, as Arbor Day.

Mayor Kueck read a proclamation proclaiming the month of April as Sexual Assault Awareness Month.

DOWNTOWN PROJECT UPDATE

Director of Public Works Schaeffer updated the Council on the Downtown Project. Work was in progress to clean up after the wind storm, traffic and street lights are down and temporary lights are being installed. Storm sewer and water main are being installed. Businesses will be notified on water shutdowns. He thanked several businesses on their cooperation during water shutdowns.

PUBLIC HEARING ON THE PROPOSITION  
OF THE APPLICATION OF EXCESS BOND PROCEEDS

Mayor Kueck announced at 5:00 that this is the time and place for a public hearing on the proposition of the application of excess bond proceeds. The City has approximately \$600,000 in excess bond proceeds from the sale of bonds for the Downtown Project. City Administrator O'Donnell proposes to use \$350,000 for street, curb and gutter repairs on State Street from Phillips to Main, and use \$250,000 for the Central Park Parking Lot. We must hold a public hearing so we can keep our tax exempt status on the bonds.

LaRue Weaver would like to see E. North Street resurfaced, a project that was cancelled, and curb and gutter repairs.

Todd Holmes, spoke, representing a group who are proposing an outdoor athletic complex at Veteran's Park. This complex could be used for hockey, soccer, volleyball and basketball.

Midge Andreasen asked if the additional funds could be used for tax relief for the downtown businesses that would be losing business because of the street/sidewalk reconstruction, or to pay for the awnings for the businesses.

After discussion, and there being no other comments or objections either oral or written, Mayor Kueck closed the public hearing at 5:40 p.m.

INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL  
ACTION FOR THE APPLICATION OF EXCESS BOND PROCEEDS OF \$250,000

Lighter moved and Kohlhaas seconded the motion that Resolution No. 04-23, **"RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE APPLICATION OF EXCESS BOND PROCEEDS OF THE \$250,000 GENERAL OBLIGATION BONDS, SERIES 2004"**, be adopted. On call of the roll the vote was all ayes. Motion carried.

CITIZEN'S OPPORTUNITY

Councilmember Lighter asked Director of Public Works Schaeffer to do a tree check at the Aquatic Center after the wind storm on Sunday.

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 5:45 p.m.

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Lynn R. Kueck, Mayor

ATTEST:

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Rexann McEnroe, City Clerk