

CITY OF SIGOURNEY, IOWA
MINUTES OF REGULAR MEETING OF
CITY COUNCIL
WEDNESDAY, MARCH 17, 1999

The Sigourney City Council met in regular session in the City Council Chambers of the Memorial Hall on Wednesday, March 17, 1999, at 7:00 o'clock P.M., with Mayor Blake Gosnell presiding, and the following Council members answering roll call: Rich Wilkening, Lyle G. Van Fleet, Douglas L. Glandon, Bob L. Mendenhall, Jeffrey A. Winn, and Ed Conrad. Others present, in addition to the City Clerk, were Kenneth D. Bucklin, Sharlene Bos, Don Northup, Nathan Yock, Paul Yock, Tony Bos, Sue Votroubek, Laurie Appleget, Dan Appleget, Allan Glandon, Carl Mohr, Bill Tremmel, Ron Doubek, and Debi Flanders.

It was announced that items 5 (Sigourney Ball tiling) and 18 (February financial reports) could be removed from this agenda. Council member Wilkening moved, seconded by Council member Mendenhall, that the agenda be approved as posted, with certain deletions for this meeting. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved.

Council member Van Fleet moved, seconded by Council member Conrad, that the minutes of the regular meeting of March 3, 1999 be approved as submitted. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved.

Council member Conrad introduced the Resolution, and moved its adoption, to approve the application of Raymond E. and Kathie Hammes for a building permit and the Application for Tax Exemption on an addition. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Mendenhall, Winn, and Conrad. Nays: None. Abstained: Glandon. The Resolution was adopted.

Item 4. Bill Tremmel - re permission to hook to sewer line, will be carried forward.

Carl Mohr, President of the Sigourney Public Library Board appeared before the Mayor and Council, and first outlined accomplishments at the Library: the trees were removed after the June 29th storm; the sidewalk was replaced; the lights at the entrance were repaired; the Children's Room was painted and they added a book bin, and they will hold a story hour at 10:00 A.M. one Saturday a month. The staff Director/Librarian, Elizabeth Draper, resigned effective March 19th. The Library Board has moved to accept her resignation. They would like to run an ad for her replacement in The Sigourney News Review for the next two weeks and possibly one in The Ottumwa Courier. Mayor Gosnell read a petition filed in the City Clerk's office this afternoon stating that her resignation should not be accepted until there is further open communication between the Library Board, the City Council and the residents, and it was dated today and signed by 20 people. Mayor Gosnell stated that Library employees are employees of the City and that if employment procedures were violated by the Library Board he is concerned; that if the City is responsible the City needs to have the ultimate decision. He further told Mr. Mohr that the Council will listen to their concerns and what directions they want to go, but employees of the City have to be administered by the Council. He also said the Council needs to have knowledge of what is going on as far as disciplinary or hiring procedures. Carl Mohr replied that the Library also operates on County funds. The Mayor informed him that he signs all of the employment checks, at least two times a month, and all other Library checks, and that the employees are not employed by the Library Board, but by the City. Mr. Mohr had stated he had received the resignation on March 1st, and the Mayor criticized him for the delay in bringing it to the City: that we have to have more knowledge of what is going on. Council member Van Fleet moved that we do not accept Beth Draper's resignation. The motion was not seconded, and Mr. Van Fleet withdrew his motion. Other comments from Council members Glandon and

-2- Minutes of Sigourney City Council Meeting of March 17, 1999

Mendenhall were that if employees are "at will" we would have to accept a resignation. Council member Wilkening moved, seconded by Council member Glandon, that the resignation of Elizabeth Draper as Librarian be accepted. Upon the roll being called, the following voted: Ayes: Wilkening, Glandon, Mendenhall, and Conrad. Nays: Van Fleet and Winn. The motion was approved. Council member Conrad said we would like to have more time to act. The Mayor concluded the subject by saying that the City has to be involved in a timely manner.

Dan Appleget said their questions concerning Cherry Street are where it ends on the south; there is interest in two properties south of Shavers', one belonging to Shavers and the other belonging to Stanton Long. Part of the street was vacated and that runs onto Phil's property and on the south side of his barn the street stops, and they will need access to the south road on the property. They wanted permission to open Cherry Street to the City limits, and asked if the City would bring Cherry Street out to where it was vacated, so they would have access to the southwest area and hook up to Stanton Long's real estate? The Mayor stated there would be no guarantee that the part of Cherry Street that is open beyond Kelley Street would be asphalted any time soon, but that the City would consider it an open used street if they pursue the plans. Engineer Bucklin said they must check to be sure the street is vacated. Mayor Gosnell told them to do a complete title search. They understand there is an 8" sewer main across Stanton Long's property and if they build on that property could they tie in to the City sewer? They were told yes, it would be a private line off the City's. Dan asked about the City's water rates there, and was told it would be one and one-half times the standard ordinary rate. Mr. Bucklin also emphasized that more than one residence could not be on the same private sewer line, but they could be run in the same trench. Ron Doubek added that our Ordinance requires Schedule 40 pipe.

Bill Tremmel stated he is looking for a permit to hook up to the sewer on Stanton Long's on Dan's deal or the manhole on Mackey Street, whichever way he wants to dispose of his waste. Engineer Bucklin reminded them that an easement will be needed across Long's. Council member Van Fleet moved, seconded by Council member Conrad, that Tremmel Backhoe & Excavating be given permission to either hook up to the sewer line across Stanton Long's property or the manhole at Mackey Street, whichever meets the needs of the property owner who has hired him to do the work, all in compliance with the City of Sigourney Ordinances. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved. Ron Doubek asked about the footing tiles at Pattersons' and where their sump pump drains; that he doesn't want it going into the sewer. Tremmel said that sump pump will be left in the basement and it drains in their outside yard.

Nathan Yock handed the City a check in the amount of \$331.22 towards the shingles on the Park Shelter, which shingling and fund raising for part of the cost thereof was Nathan's Eagle Scout Project. The same was accepted with appreciation. Council member Van Fleet said he will get a letter prepared for him to present to his Scout Board. The Mayor indicated the same, and he specifically thanked Nathan, his father, Paul, and all of the Scouts who helped shingle the Park shelter and assisted with the fund raiser soup supper. Nathan said the Scout Board will meet on March 25th, at which time he will need the project acceptance letters.

Mary Sue Votroubek, representing Main Street Sigourney Design Committee, said that the Iowa Main Street Design Committee state affiliate will be in town tomorrow and they would like to show him the Joensy's building on the south side of the square to see if it has any potential for improvement for a buyer or renter; there is no charge for this service. She was told that they could see it, but must be careful not to fall in when they open the front door - that there is nothing there. Mayor Gosnell said he will meet them at the Main Street office at noon, with the keys.

MARCH 17, 1999

TO THE MEMBERS OF THE CITY COUNCIL:

SOME OF US CITIZENS OF THE SIGOURNEY COMMUNITY THAT ARE LEARNING ABOUT THE RESIGNATION OF BETH DRAPER AS LIBRARIAN THINK THAT HER RESIGNATION SHOULD NOT BE ACCEPTED UNTIL THERE IS FURTHER OPEN COMMUNICATION BETWEEN THE LIBRARY BOARD, THE CITY COUNCIL AND THE RESIDENTS. A GREAT MANY OF US FEEL THAT THE FOLLOWING QUALIFICATIONS CONTINUE TO MAKE HER AN INVALUABLE ASSET TO THE COMMUNITY IN THE CAPACITY AS LIBRARIAN;

1. AN EARNED MASTERS DEGREE FROM THE UNIVERSITY OF IOWA
2. DEPENDABLE AND HELPFUL TO ALL USERS OF THE LIBRARY
3. HER LOVE OF THE LIBRARY AND HER APPRECIATION FOR BOOKS
4. WORK TOWARD THE RECEIVING OF GRANTS
5. ATTENDANCE AT MEETINGS INVOLVING LIBRARIES AND LIBRARIANS
6. SEVENTEEN YEARS OF EXPERIENCE AND KNOWLEDGE
7. A PERMANENT RESIDENT OF THE COMMUNITY
8. PROMOTED MEMORIALS AND CONTRIBUTIONS TO THE LIBRARY

Lynell Gregory
Mary Lou Ballensky
John L. Ballensky
Samuel D. Earles
Dunie Gasted
John Moore
Michel Neff
Karela Lee
Belva Hollingsworth
Helma Derby

Peggy Kiner
Margaret Hollingsworth
Becky Ryan
Marian McCreery
Marlene Levin
Standa Dink
Shyllis Gustason
Mary Moore
Helma Kildering
Ann L. Mackey

-3- Minutes of Sigourney City Council Meeting of March 17, 1999

In February Anne Marie Lucas, Keokuk County Treasurer, had written the Mayor and Council to advise that Keokuk County is holding a 1998 public bidder tax sale certificate on Joensy's, Justin J. Joens and Heather R. Bombei (O.P. W 22' of E 44' Lot 8 Block 4 [Zimm's]) and that they have determined it is impractical for Keokuk County to pursue. However, she wondered if the City of Sigourney would be interested in taking assignment of the certificate to protect the City's interest (\$1056.00 1995 & 1996 delinquent property taxes, \$1,617.96 1996 utilities, plus sidewalk special assessment not of record at that time.) Council member Van Fleet moved, seconded by Council member Wilkening, that the City of Sigourney NOT pursue the 1998 public bidder tax sale certificate on the former Joensy's café property. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved.

The proposed Curfew Ordinance amendment substituting the following definition for "responsible adult":

Responsible adult means any person having legal custody of a minor as a natural or adoptive parent, as a legal guardian, as a person who stands "in loco parentis" or as a person to whom legal custody has been given by order of court.

Council member Van Fleet moved, seconded by Council member Mendenhall, that the reading of the proposed Curfew Ordinance be considered the second reading thereof toward adoption, and that the third reading thereof be waived, and the Ordinance amendment be considered adopted. Upon the roll being called, the following voted: Ayes: Van Fleet, Glandon, Mendenhall, and Winn. Nays: Wilkening and Conrad. The motion was approved.

The Mayor said he has not had opportunity to refine the policy for Department Heads regarding the hiring of contractors and the timely billings therefor.

Council member Glandon moved, seconded by Council member Mendenhall, that Engineer Kenneth Bucklin talk with City Attorney John N. Wehr and determine the particulars as to the release of the Sammons Construction Co. escrowed monies held because of claims filed. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved.

There was nothing to report on Memorial Hall.

The Mayor opened the proposals for the labor and materials to pour the new tennis courts at Legion Park:

M & M Enterprises.....\$ 24,360.00

Cavin Concrete:

Alt. #1 - cover w/burlap, 7 day wet cure....\$ 27,839.12

Alt. #2 - Sonne Bourne Cure-N-Seal..... 27,151.28

Council member Van Fleet moved, seconded by Council member Winn, that M & M Enterprises' proposal for the labor and materials to pour the new tennis courts at Legion Park be accepted in the amount of \$24,360.00. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved. Council member Van Fleet said the tennis court people told him not to use a sealant if you are going to paint.

Council member Van Fleet had two written quotes on wiring the new Park Shelter house, and one telephoned:

-4- Minutes of Sigourney City Council Meeting of March 17, 1999

Bain Electric (written).....	\$ 1,995.00
V & V Electric (written).....	714.00
Larry Smith (telephoned).....	1,175.00

Council member Van Fleet moved, seconded by Council member Conrad, that V & V Electric be awarded the wiring contract for the new Shelter House at Legion Park for the total sum of \$714.00. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved.

Council member Van Fleet reported that there are a couple of trees in the old part of the Park, a dead pin oak and a juniper tree, that he will have Dan Appleget take down. He doesn't know how they have stood up this long.

Under Street and Sanitation, Council member Glandon turned the subject over to City employee Don Northup. Don said he has prepared specs for a new ½ ton truck under next year's budget and would like to advertise it for two weeks and take bids for the Council meeting April 7th, with delivery and payment after July 1st: two-wheel drive, one-half ton truck, standard equipment, air. It was suggested that we would get a better price on the new truck if we don't trade-in the current one, but sell it ourselves. Council member Glandon moved, seconded by Council member Conrad, that the Street Department proceed with the advertisement of bids for a new one-half ton pickup, to be paid for after July 1st. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved.

Don Northup also brought up the previously mentioned lane striper, which they hope may be purchased from the current budget. He contacted Iowa Paint in Des Moines, Ottumwa, and Oskaloosa, and they sell Grayco, an airless sprayer which runs \$4300 - \$6000, which would be hard to justify. Easy Liner at Orange City offers a three wheeler with a motor on the back, single gun, for \$1790 and options can be added. He did recommend that if the Council decides to go with this lane striper, that the motor be changed from a Briggs & Stratton to a Honda, which would make the total cost \$2100 without shipping. He further stated he believes this Easy Liner would meet the City's needs. Council member Glandon said he would recommend the Easy Liner, and he made that in the form of a motion, with the Honda motor. The motion was seconded by Council member Mendenhall. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved.

Don Northup reported that the recycle truck with the new compactor is done and will be picked up on Friday. It will be paid for through claims. He wanted to know if they want to sell the old pickup through the bid process or consider Ron Cox' offer to buy the old pickup, with the compactor, for \$1,000. He indicated the pickup is worth nothing, but the compactor may be worth that much to Cox Sanitation. Council member Van Fleet moved, seconded by Council member Wilkening, that the offer of Ron Cox Sanitation, in the amount of \$1,000, for the old recycle pickup and compactor, be accepted. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved.

Mayor Gosnell opened the bids on the water tower painting, inside and out:

H & H Contracting, Inc. Contracting Office 216 West Main Street Sleepy Eye, MN 56085.....	\$ 55,000
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Ginger Painting & Sandblasting, Inc.
610 11th Ave. S.W., P. O. Box 761
Spencer, IA 51301

-5- Minutes of Sigourney City Council Meeting of March 17, 1999

Interior Square Feet: 6,000 @ 5.50 =	\$ 33,000
Exterior Square Feet: 11,500 @ 3.29 =	37,490

ALTERNATE:

Interior: Spot blast, Spot prime, Sweep Blast and Full Finish Coat

Interior Square Feet: 6,000 @ 3.50 =	\$ 21,000
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Maquire Iron, Inc.

P O Box 1446

Sioux Falls, SD 57101.....	\$ 39,790
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Watertower Paint & Repair Co., Inc.

P O Box 67

Clear Lake, IA 50428.....	\$ 50,728
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Ron Doubek was asked how long it would take to do the tower painting and if he had told all bidders that payment would not be made until after July 1st. He said with good weather, the painting ought to be completed in three weeks, and no, he had not told anyone that payment wouldn't be made until after July 1st. He was asked to check with the low bidder, Maquire Iron, Inc. about payment after July 1st. Council member Conrad moved, seconded by Council member Van Fleet, that the low proposal of Maguire Iron, Inc., in the amount of \$39,790, for painting the inside and outside of the water tower, be accepted. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved.

Ron Doubek said that when Well #3 was torn down to reduce the iron bacteria problem they had lost the grout casing. He said there are some opinions that the City needs to try to go ahead and try to drill another well, but he would like to screen well #3 and regrout from the inside. Council member Van Fleet said that would be worth a try. Engineer Bucklin said he had talked with Randy at Northway who thought there was a void all the way to the surface, so they are not sure how to hold the grout out of the structure, so he doesn't know how they are going to grout without grouting the structure full. Ron Doubek spoke up that considerable money, \$4000, was spent a few years back to correct the problem with this well, which was all wasted money because they didn't know then the grout casing was not there, and then thereafter the drawings for that well were changed.. Engineer Bucklin asked if they want French-Reneker involved in this Well #3 problem, or if Ron Doubek is making the decisions. Mayor Gosnell replied he wants French-Reneker involved. Council member Conrad said if we need a new well he would like to see another one drilled, and asked for an estimate as to how much to fix this one. Engineer Bucklin said to let Ron and he meet with Northway and get a clear understanding as to how everyone is thinking about fixing it, and then report back to the Council in a couple of weeks.

Engineer Bucklin had with him the Engineering Services Agreement for the inspection budget on the West Spring Street Watermain Project, in the total of \$10,000; the original ESA was for design only and mapping ordered. We will end up with complete mapping except for the east part of the City. They have had the preconstruction meeting and R & R expects to complete the project by late August. Council member Glandon moved, seconded by Council member Mendenhall, that the Engineering Services Agreement for inspections on the West Spring Street Watermain Project, in the total amount of \$10,000, be approved. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved.

The contract for the West Spring Street Watermain Project has now been returned signed by R & R Excavating. Council member Van Fleet moved, seconded by Council member

-6- Minutes of Sigourney City Council Meeting of March 17, 1999

Conrad, that the Contract with R & R Excavating for the West Spring Street Watermain Project be approved. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved.

Ron Doubek advised that he had a call from the ISCO man who said they are not scheduled to check water lines here until the year 2008, and that if we in fact do plan to flush the mains this spring and check flows, etc., that we would need to formally request their office to be present at that time and specifically review our updated map of water lines, for fire rate considerations.

There was no report from the Wastewater Committee.


Council member Van Fleet stated that he is in the midst of closing Sigourney Lumber and an auction is scheduled for Saturday, March 20th, and he would like to barricade the 100 block of North Street during that time, between North Main and North Jefferson Streets. Council member Glandon moved, seconded by Council member Mendenhall, that Sigourney Lumber be given permission to barricade North Street between North Main and North Jefferson on Saturday, March 20th during an auction. Upon the roll being called, the following voted: Ayes: Wilkening, Glandon, Mendenhall, Winn, and Conrad. Nays: None. Abstained: Van Fleet. The motion was approved.

Council member Van Fleet reported that he has a quote on 12 park benches for \$1376.00, and he moved that the same be approved. The second was by Council member Winn. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved.

Council member Van Fleet moved, seconded by Council member Winn, that the application of Robert L. and Jerry S. Conner for renewal of The Stone Pony Pub liquor license be approved. Upon the roll being called, the following voted: Ayes: Wilkening, Van Fleet, Glandon, Mendenhall, Winn, and Conrad. Nays: None. The motion was approved.

Mayor Gosnell updated the Council on the Louis Rich closing mid-September. He does not yet know how this will affect him personally, whether he will accept a transfer to another Kraft facility. Considering his years of service, that would be the logical thing for him to do, but he has also considered leaving the Company. Claudia and the kids will stay here until Megan graduates from high school, but they haven't worked out all the details. They are working with SADC and are hopeful that someone will be in not long after Louis Rich leaves: this little facility has accomplished more per employee with 86 people than has Davenport, IA or Newbury, SC, so the reason for the closing is only the economics of transporting their product here for processing.

Council member Mendenhall moved for adjournment at 8:45 P.M. The second was by Council member Winn.



 Mayor Blake Gosnell

ATTEST:



 City Clerk