

CITY OF SIGOURNEY, IOWA
MINUTES OF REGULAR COUNCIL MEETING OF
WEDNESDAY, AUGUST 7, 1991

The Sigourney City Council met in regular session in the Council Chambers of the Memorial Hall on Wednesday, August 7, 1991, at 7:30 o'clock P.M., as posted, with Mayor Pro tempore H. Seip opening the meeting, and Mayor Park arriving at 7:35 o'clock P.M., and the following Councilpersons answering roll call: Wells, Van Fleet, H. Seip, J. Seip, and Butler. (Welter was absent.) Kenneth D. Bucklin, Roy Hesemann, Mr. and Mrs. Leland Heisdorffer, Debi Flanders, and the City Clerk were present. H. Michael Neary arrived at 7:47 o'clock P.M. and Marilyn Wells arrived at 8:17 o'clock P.M.

Councilperson J. Seip moved, seconded by Councilperson Van Fleet, that the agenda be approved as posted. Upon the roll being called, the following voted: Ayes: Wells, Van Fleet, H. Seip, J. Seip, and Butler. Nays: None. The motion was approved.

Councilperson Van Fleet moved, seconded by Councilperson Butler, that the Minutes of the meeting of July 17, 1991 be approved as submitted. Upon the roll being called the following voted: Ayes: Wells, Van Fleet, H. Seip, J. Seip, and Butler. Nays: None. The motion was approved.

Mr. and Mrs. Leland Heisdorffer were at the meeting to answer any questions the Council might have had in regard to their recycling operation contract with Keokuk County, and discussed some of their experiences therewith to date. Mr. Heisdorffer said he would even consider curb front pickup of recyclables for \$1.50 a mile and \$1.00 per pickup. This would have to be finalized at a later time. Councilperson Van Fleet introduced the following Resolution and moved its adoption, the second being by Councilperson H. Seip:

RESOLUTION NO. 1-8/7/91

WHEREAS, Keokuk County has contracted with Sigourney Builders, Inc., to provide a recycling depository site and operate the same:

AND WHEREAS, the City of Sigourney desires to avail itself thereof;

AND WHEREAS, the City of Sigourney has been provided and examined a copy of the outstanding contract between Keokuk County and Sigourney Builders, Inc., and agrees to comply with the terms and conditions contained therein and pay per cent of the total annual base sum, insurance and other costs to be paid by Keokuk County to the contractor therein.

BE IT THEREFORE HEREBY RESOLVED that the City of Sigourney and Keokuk County hereby agree that said City will participate and comply with/in the terms and conditions of the outstanding contract between Keokuk County and Sigourney Builders, Inc., and shall pay to Keokuk County in equal monthly installments on the first of each month hereafter 10.92 per cent to the total annual base sum, insurance and other costs to be paid by Keokuk County to Sigourney Builders, Inc., pursuant to the terms and conditions thereof, being \$3,494.40 for the fiscal year 1991-92);

BE IT FURTHER HEREBY RESOLVED that this agreement shall be automatically renewed on 07/01 of each year hereafter unless and until either or both parties to this Resolution dissolve this agreement by subsequent Resolution of their respective governing bodies or either party hereafter adopts a Resolution terminating this agreement and provides notice thereof at least 6 months prior to the Fiscal Year (07/01-06/30) to which the termination pertains.

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Upon the roll being called, the following voted: Ayes: Wells, Van Fleet, H. Seip, J. Seip, and Butler. Nays: None. The Resolution was adopted.

Debi Flanders was present and explained the commercial part of the Community Economic Preparedness Program (CEPP) under the Iowa Department of Economic Development. Councilperson Wells moved, seconded by Councilperson Van Fleet, that the following Resolution be adopted:

RESOLUTION NO. 2-8/7/91
RESOLUTION OF PARTICIPATION

WHEREAS, the City Council of Sigourney, Iowa, is interested in the economic well-being of its citizenry and the community at-large; and,

WHEREAS, the Council is prepared to support appropriate efforts within the community to become totally prepared to promote economic development; and,

WHEREAS, the Iowa Department of Economic Development is specifically designed to help Iowa communities to become prepared for economic development; and,

WHEREAS, the program is entitled the Community Economic Preparedness Program (CEPP).

NOW, THEREFORE, BE IT RESOLVED by the City Council of Sigourney, Iowa, that our community wishes to participate in the Sigourney Community Economic Preparedness Program, and that the leadership of this community fully realizes this program requires dedicated effort; and,

BE IT FURTHER RESOLVED, that by making entry into this program, we are pledging our sincere efforts to become designated a "Prepared Community"; and,

BE IT FURTHER RESOLVED, that the program requires the existence or formation of a Local Economic Development Organization and this governing body designates the Sigourney Area Development Corporation, Main Street Sigourney, and Sigourney Chamber of Commerce as representing our community for the purpose of participating in this program.

This resolution is in full effect upon its adoption this 7th day of August, 1991.

Upon the roll being called, the following voted: Ayes: Wells, Van Fleet, H. Seip, J. Seip, and Butler. Nays: None. The Resolution was adopted.

Mrs. Flanders also explained to the Mayor and Council that as result of their appointment last year of five people to the Certified Local Government Historic Preservation Commission, that the \$1500 grant obtained should be used for hiring an architectural historian, and with the Council's approval, she wanted to send letters, on City letterhead, to several Architectural Historians with requests for proposals. The Mayor asked if all the paperwork involved is worth all the time that needs to be spent when she should be working on economic development. Her reply was that it is a separate program and she uses a lot of personal time and that the historical survey and tourism all tie in with economic development. The Mayor said that was just his personal feeling. Councilperson Van Fleet moved, seconded by Councilperson Wells, that the Sigourney Historic Preservation Commission go ahead and request proposals

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from Architectual Historians. Upon the roll being called, the following voted: Ayes: Wells, Van Fleet, H. Seip, J. Seip, and Butler. Nays: None. The motion was approved.

The Mayor told the Council that Councilperson Welter and he had met with Layne-Western and negotiated on a production well across the creek, with one additional piezometer. Ken Bucklin said they talked about a second piezometer south of the road. Roy Hesemann explained how they studied photographs and found an old creek bed and determined to drill in the same hole as original piezometer No. 3. They would backfill the hole to make it into a production well, but it would still be on Snakenbergs' property. When we started, No. 1 was in the middle of Gary Snakenberg's field, No. 2 was where we drilled. No. 1 was not used. Layne-Western felt the piezometer to the north was not as good as on the south. If we can get three more south and west of the creek, we could move the plant west of the creek. Green wants to sell, and we could get out of Snakenberg's field, except for the first well. There will be a 50-50 chance for the wells to come under the EDA grant. Ken said the EDA is waiting for a letter from DNR in regard to pumping from the backwash pond into the creek. The Mayor doesn't want to delay the project longer, and the decision now is to go with one more production well and one piezometer or one production well and two piezometers. No one has talked with Gary Snakenberg about another production well. DNR requires a well to be 50' from a creek.

The Mayor asked the Council for approval to go ahead and approve an additional production well and to negotiate land from Gary Snakenberg, subject to a later piezometer by Change Order. Councilperson H. Seip moved, seconded by Councilperson Wells, that the City go ahead with one additional production well and one piezometer and negotiate land with Gary Snakenberg. Upon the roll being called, the following voted: Ayes: Wells, Van Fleet, H. Seip, J. Seip, and Butler. Nays: None. The motion was approved. Roy said it would be ten days to two weeks before they could start drilling the second production well.

Ken Bucklin presented Change Order No. 3 for Layne-Western to cover the acidifying, once using 1,000 gallons of muratic acid solution, and once using 600 gallons of muratic acid solution, for a total of \$8,350.00, which is included in Pay Estimate No. 2 submitted herewith. Change Order No. 4 covers one additional production well, as outlined in Layne-Western's attached letter, \$18,238.00, and 2 piezometers at \$3,200 each, for a total of \$24,638. Mr. Bucklin said that since the Council only approved one piezometer by the previous motion, they would consider the second piezometer approved, but not yet authorized, in that he had prepared the Change Order to include two piezometers. Councilperson Wells moved, seconded by Councilperson H. Seip, that Change Orders No. 3 and No. 4 be approved. Upon the roll being called, the following voted: Ayes: Wells, Van Fleet, H. Seip, J. Seip, and Butler. Nays: None. The motion was approved.

Mr. Bucklin also presented Amendment No. 2 to French-Reneker's Engineering Services Agreement which was an additional \$10,000: we had overrun \$5000 on the original project with the delays and acidifying, and the added engineering for one additional production well and two piezometers will be \$5000.00. This Amendment amount will not include any land surveying. Councilperson Wells moved, seconded by Councilperson Van Fleet, that Amendment No. 2 to French-Reneker's ESA be approved. Upon the roll being called, the following voted: Ayes: Wells, Van Fleet, H. Seip, J. Seip, and Butler. Nays: None. The motion was approved.

As the Council had been advised earlier, the Mayor and Councilperson H. Seip had attended the Re-precincting seminar in Des Moines sponsored by the League of Iowa. They learned that you can have no more than 3500 people to a precinct, and since our population is less, they talked about having the City as one precinct and dropping the number of Councilpersons to five Councilpersons-at-large. The State would interpret that as a change of government and subject to a vote. Mike Neary said there is no current case of like question of record or in the office of the Attorney General. Marilyn Wells, the County Commissioner of Elections, has talked with the State more than once with our problem, and she has been told that it is open for an election. A timetable was discussed. By November 15th the City needs to have a re-precincting plan into the State. We could go ahead and as of November 5th whoever is up runs, on November 6th adopt a plan of re-precincting to file, and sometime after that have a special election. Marilyn had no idea what the State would charge to re-precinct (the law says they will do it if the governing body hasn't done it by November 15th.) Mike Neary will check to see if the question can be put on the regular City election with a later effective date. Marilyn will double check with the State and let us know. Mike will write up the question and submit to her by the required time.

A copy of the Weed Ordinance used by the City of Oskaloosa had been provided to each Councilperson. Mike Neary also had a copy, but he had not talked with the Oskaloosa City Attorney about the effectiveness of the same. Councilperson J. Seip moved, seconded by Councilperson H. Seip, that Mike Neary draw up a Weed Ordinance for the City of Sigourney. Upon the roll being called, the following voted: Ayes: Wells, Van Fleet, H. Seip, J. Seip, and Butler. Nays: None. The motion was approved.

The Council each had a copy of the note received by H. Michael Neary from Arlene Nilles, Keokuk County Treasurer, in regard to taxes due on the Grace Snakenberg property. Councilperson Van Fleet moved, seconded by Councilperson Wells, that the City decline payment of said taxes. Upon the roll being called, the following voted: Wells, Van Fleet, H. Seip, J. Seip, and Butler. Nays: None. The motion was approved. The next step will be for the City to decide on the method of sale. Without voting action, it was decided that sealed bids will be received September 4th, with the right of the bidders to raise their bid at that time. Mike Neary will prepare the ad.

Ken Bucklin updated the group on the problem with the forcemain on East Washington Street: they dug it up, exposed the lid, turned the pumps on and it squirted up out of the ground; the tracer wire in the pipe had a diaper stuck on it which caused a plug, so they cut the tracer wire - that was not the smell problem, that was the squirting problem; the concrete had not been sealed, they went ahead and vented it into the manhole and there is no smell now. Dave Fredericks wants to discuss with Harold about ingesting a chemical into the system at certain times to prevent the smell. At the Methodist Church/Morrows, the problem is not as bad, but should vent that also and get a new valve, and tell Paduke to go ahead and do the same thing there. The Mayor will decide about that. Two or three parts were bad, perhaps a flaw in manufacturing. French-Reneker would suggest to save cost to the City that we utilize the retention basin, and it would save at least half of the electric cost if Harold would use it.

There was no update on the Hospital lift station project.

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The Mayor suggested to the Council that the East Club Room of the Memorial Hall, across from this office, be carpeted and the Council table and chairs be moved there for use of the City Council only - that this room is getting very crowded; that a new lock would be required on the hall door and on the sliding door dividing the two Club Rooms, and that the room would also need to be painted. He had an estimate of \$495 for carpet. It was suggested that it would be a waste to put money into this building with the federal handicap laws and the same being inaccessible. Councilperson Van Fleet moved, seconded by Councilperson H. Seip, that the Council Chambers be moved to the east Club Room and the Mayor authorized to have installed the carpet he suggested, have the room painted, and secured. Upon the roll being called, the following voted: Ayes: Wells, Van Fleet, H. Seip. Nays: J. Seip, Butler. The motion was approved.

Councilperson Van Fleet moved, seconded by Councilperson H. Seip, that the claims submitted in the Schedule Payment Report be approved. Upon the roll being called, the following voted: Ayes: Wells, Van Fleet, H. Seip, J. Seip, and Butler. Nays: None. The motion was approved.

Councilperson Van Fleet had been contacted about First Resources buying the Russell Noller residence on Keller Street and their concern about devaluation of other properties in the area. In that there is no ordinance restricting group homes or controlled living in the City, this is not a matter that should involve this Council.

Councilperson H. Seip moved for adjournment at 9:50 o'clock P.M. The motion was seconded by Councilperson Van Fleet.

Jon Park

MAYOR

ATTEST:

Peggy Kleinschmidt
City Clerk



*Wells
met*

RESOLUTION

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AND WHEREAS the City of Sigourney desires to avail itself thereof;

AND WHEREAS the City of Sigourney has been provided and examined a copy of the outstanding contract between Keokuk County and Sigourney Builders, Inc., and agrees to comply with the terms and conditions contained therein and pay per cent of the total annual base sum, insurance and other costs to be paid by Keokuk County to the contractor therein.

BE IT THEREFORE HEREBY RESOLVED that the City of Sigourney and Keokuk County hereby agree that said City will participate and comply with/in the terms and conditions of the outstanding contract between Keokuk County and Sigourney Builders, Inc., and shall pay to Keokuk County in equal monthly installments on the first of each month hereafter 10.92 per cent to the total annual base sum, insurance and other costs to be paid by Keokuk County to Sigourney Builders, Inc., pursuant to the terms and conditions thereof; (being \$3,494.40 fiscal year 1991-92)

BE IT FURTHER HEREBY RESOLVED that this agreement shall be automatically renewed on 07/01 of each year hereafter unless and until either both parties to this resolution dissolve this agreement by subsequent resolution of their respective governing bodies or either party hereafter adopts a resolution terminating this agreement and provides notice thereof at least 6 months prior to the Fiscal Year (07/01-06/30) to which the termination pertains.

AYES

NAYS

Michael D. Wells

None

Lyle Van Fleet

Harrison "Bud" Seip

Jess W. "Sandy" Seip

Gene W. Butler

ABSENT

Michael R. Welter

Approved / ~~Disapproved~~ by the Sigourney City Council on this 7th day of August, 1991

Tom Park

Mayor, City of Sigourney
Tom Park

ATTEST: *Peggy Kleinschmidt*

City clerk of Sigourney
Peggy Kleinschmidt