

CITY OF SIGOURNEY, IOWA
MINUTES OF REGULAR COUNCIL MEETING OF
OCTOBER 16, 1991

The Sigourney City Council met in regular session in the Council Chambers of the Memorial Hall on Wednesday, October 16, 1991, at 7:30 o'clock P.M., as posted, with Mayor Park presiding and the following Councilpersons answering roll call: Van Fleet, H. Seip, J. Seip, Butler, Welter, and Wells. John Hulick, Sharon Jamison, Allan Glandon, Francis Harris, Don Northup, Blake Gosnell, Tony Bos, Pat Thompson, Harold Kerkove, Larry Klein, and the City Clerk were also present. Kenneth D. Bucklin arrived at 8:00 o'clock P.M.

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

Councilperson H. Seip moved, seconded by Councilperson Van Fleet, that the minutes of the meeting of October 2, 1991 be approved as submitted. Upon the roll being called, the following voted: Van Fleet, H. Seip, J. Seip, Butler, Welter, and Wells. Nays: None. The motion was approved.

Francis Harris appeared before the Mayor and Council representing the Lions Club, along with Larry Klein. Some months ago the Lions Club had talked with the City about subsidizing their newspaper pickup program: the Lions pick up newspapers monthly at curbside throughout the City and think they are doing the City a service in so doing and they have used the money they have raised from such sales for community projects. The supply has now exceeded the demand, and the last pickup, about 50 tons, has not as yet realized any payment, although they are expecting \$4.00 to \$10.00 per ton. The pickups for the first of each month and what has been dropped off at the building resulted in about two semi loads in the last few days. They worked all summer to get rid of it. Francis put a cardboard baler in at the store (Kind's Jack & Jill) and the person he sells that to is paying \$12 a ton, but nothing for newspapers. He is from Iowa City and has told Francis that the City of Iowa City pays him \$10.00/T to pick up their newspapers. The Lions Club feels that it is costing the City for whatever the City is taking to the Landfill, plus participating in the County Recycling, but the Lions Club has picked up newspapers at no charge to the City. The Mayor said that when the Landfill rates went from \$12.00 to \$17.00 a ton the City didn't increase the garbage pickup fees, hoping that the voluntary recycling would decrease the cost at Semco. He further said the decision is up to the Council, but if there are more unbudgeted expenditures from the Sanitation account it may mean we will have to go with a rate increase. Francis Harris said over the last ten years they have averaged 150-200 tons a year; that it takes three truckloads to empty the building, and back when they were being paid \$35/T there would be five to eight trucks a year each holding 23-28 tons. He said they aren't asking for a lot, just a token amount to make them think they are appreciated - he said about \$5.00/T, since they receive about 2-1/2 tons a month. Councilperson Wells said he would like to see the Lions Club continue to pick up newspapers. Councilperson Welter said he has no problem with the Lions Club pickup, but his thinking is that there is going to be a problem with someone else wanting to pick up with City subsidy.

Councilperson Wells moved, seconded by Councilperson H. Seip, that the City reimburse the Lions Club for \$5.00 per ton for the newspapers they pick up. Upon the roll being called, the following voted: Ayes: Van Fleet, H. Seip, J. Seip, Butler, and Wells. Nays: None. Abstained: Welter. The motion was approved.

Councilperson Van Fleet moved, seconded by Councilperson Butler, that the application of Sigourney Golf Club for renewal of their liquor license be approved. Upon the roll being called, the following voted: Ayes: Van Fleet, H. Seip, J. Seip, Butler, Welter, and Wells. Nays: None. The motion was approved.

Chief-of-Police Tony Bos outlined a proposal to purchase a 1991 patrol car under a lease-purchase plan by adjusting, not amending or increasing, the current budget. Councilperson Welter recommended and moved, seconded by Councilperson J. Seip, that the proposal of the Chief-of-Police be referred to the Finance Committee for review and recommendation, with their report to be made at the November 6th Council meeting. Upon the roll being called, the following voted: Ayes: Van Fleet, H. Seip, J. Seip, Butler, Welter, and Wells. Nays: None. The motion was approved.

John Hulick and Sharon Jamison appeared before the Council in regard to a neighborhood dispute. He said he would cover the burning first. Their neighbor to the west (Frank Jacobs, Sr.) has been burning leaves on the rock road from Ringgold Street to Sigourney Cemetery and the smoke blows into their house. The Mayor told him there is no Ordinance prohibiting any burning on City streets, but that if anyone burns on a concrete or asphalt street they may be charged with damage to public property. Hulick said the State statute says that the City has the responsibility to keep roadways open. He said when the man across the rock road burned that hot ashes fell on his car, that it did no damage, but it could have. Hulick admitted that sometimes the smokes bothers and sometimes it doesn't, but he would like an interpretation of the law. He was told that the City can't do anything about respect for a neighbor, or burning, since there is no present ban.

Mr. Hulick said parking is also a problem. He said Frank Jacobs has parked in the rocked street and perhaps driven onto their grass. Memorial Day-time someone couldn't get to Sigourney Cemetery. He also parks at the end of Warren Street, which is a hazard, since Hulick thinks the vehicle should be 35 feet from a crosswalk. He also complained about a semi that parks in the area on Ringgold Street. Councilperson Welter recommended referring the parking complaints or questions to the Street Committee for them to review the options with the City Attorney and report back on November 6th. The Mayor said he has a difficult time using the laws of the State of Iowa or City laws to antagonize a neighbor dispute.

Ken Bucklin indicated the hold up on the EDA announcement is the passage by the federal government of a continuing resolution for the coming (current) fiscal year.

The preliminary test pumping has been completed on Well No. 2, which was about the same as the preliminary test on Well No. 1. Layne-Western recommends that we acidify with 800 gallons, seal for 24 hours, pull and do the preliminary test pumping again, for a charge of \$4950; they might be able to do this Friday P.M., and have hopes for this well to be as good as or better than the first.

For Council information, Water Committee Chairman Welter advised they have sealed the well and run a pressure test and it held; it apparently is a highly fractured cavern with limestone at the surface. The Mayor would recommend that we continue to develop with acidification.

Councilperson Van Fleet moved, seconded by Councilperson Welter, that Layne-Western Change Order No. 5 be approved, which includes

a third production well (\$18,275) and acidification of production well No. 2 (\$4,950) for a total of \$23,625.00. Upon the roll being called, the following voted: Ayes: Van Fleet, H. Seip, J. Seip, Butler, Welter, and Wells. Nays: None. The motion was approved.

Ken Bucklin advised the Council that he and another engineer from his office, and two engineers from Layne-Western, have visited about perhaps changing the design of the next well, and explained their concept to the Mayor and Council; that they would still drill the well to 195 feet deep, but will try to pull in the water from all levels and use varying width casings. He is also discussing this with DNR. There isn't really a science to drilling wells, except trial and error, or an art, but they are trying to determine from what has come up with the drillings, and will expect to decide by November 6th.

Councilperson Welter introduced a Resolution declaring an official intent to reimburse the City, through a taxable or tax-exempt borrowing, for expenditures to be incurred within two years of the date of this Resolution and paid in connection with the Project Segments. (Full copy of the text attached hereto and made a part of these minutes, the same as if set out at length herein, and also may be found filed with other Resolutions.) Councilperson Van Fleet seconded the Resolution. Upon the roll being called, the following voted: Ayes: Van Fleet, H. Seip, J. Seip, Butler, and Welter. Nays: None. Abstained: Wells. The Resolution was adopted.

Councilperson J. Seip introduced a Resolution Fixing 7:15 o'clock P.M. Wednesday, November 6, 1991 for a meeting on the proposition of the issuance of not to exceed \$1,200,000 water revenue bonds of Sigourney, Iowa and providing for publication of Notice thereof. (Full copy of the text attached hereto and made a part of these minutes, the same as if set out at length herein, and also may be found filed with other Resolutions.) Councilperson Welter seconded the Resolution. Upon the roll being called, the following voted: Ayes: Van Fleet, H. Seip, J. Seip, Butler, Welter, and Wells. Nays: None. The Resolution was adopted.

Councilperson Van Fleet introduced a Resolution Fixing 7:30 o'clock P.M. Wednesday, November 6, 1991 for a meeting on the proposition of the issuance of not to exceed \$645,000 General Obligation bonds (for an Essential Corporate Purpose) of Sigourney, Iowa and providing for publication of Notice thereof. (Full copy of the text attached hereto and made a part of these minutes, the same as if set out at length herein, and also may be found filed with other Resolutions.) Councilperson Wells seconded the Resolution. Upon the roll being called, the following voted: Ayes: Van Fleet, H. Seip, J. Seip, Butler, Welter, and Wells. Nays: None. The Resolution was adopted.

Councilperson H. Seip moved, seconded by Councilperson Butler; that the following Ordinance be considered for adoption and read for the first time:

AN ORDINANCE AMENDING CHAPTER 1.12 OF THE CITY MUNICIPAL CODE ESTABLISHING NEW BOUNDARIES FOR THE PRECINCTS IN THE CITY OF SIGOURNEY:

Title 1

Chapter 1.12

WARDS

SECTION ONE: PURPOSE

In order to establish the fair representation to the citizens of the City of Sigourney by their respective Councilpersons and to comply with the Iowa Law to establish fair representation in precincts, Sections 1.12.010 through 1.12.040 shall be amended to read as follows:

SECTION TWO: AMENDMENTS

Chapter number 1.12, Sections .010 through .040 inclusive, are hereby amended as follows:

1.12.020 First Ward. The First Ward shall consist of all that part of the City of Sigourney to be bounded on the West by Main Street and on the South by Washington Street.

1.12.020 Second Ward. The Second Ward shall consist of all that part of the City of Sigourney to be bounded on the East by Main Street and on the South by Pleasant Valley Street and Delta Road.

1.12.030 Third Ward. The Third Ward shall consist of all that part of the City of Sigourney to be bounded on the East by Main Street and on the North by Pleasant Valley Street and Delta Road.

1.12.040 Fourth Ward. The Fourth Ward shall consist of all that part of the City of Sigourney to be bounded on the West by Main Street and on the North by Washington Street.

SECTION THREE: REPEALER

All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed.

SECTION FOUR: SEVERABILITY

If any provision of this ordinance shall be held invalid, its invalidity shall not affect any other provisions of this ordinance that can be given effect without the invalid provision, and for the purpose the provisions of the ordinance are hereby declared to be severable.

SECTION FIVE: EFFECTIVE DATE

This act shall take effect and be in full force and effect after its passage and publication according to law.

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

Under public input Harold Kerkove and Pat Thompson were at the Council meeting to go on record that they would like to have the alley behind their houses closed, which is a north-south alley in Block 31 in the O.P. The Mayor told them he had understood that the City has not been abandoning any alleys in the event the same are ever needed for any City or ISU utility lines. Mr. Kerkove told him that according to the records in the Court-house, that the south half of the alley has already been closed (behind Virgil Behren's and Pearl Leinen's rental house.) They were told this matter would be put on the agenda for November 6th and referred to the City Attorney.

-5- Minutes of Council Meeting of October 16, 1991

The September monthly reports of the City Clerk and City Treasurer were distributed and filed.

The meeting adjourned at 9:05 o'clock P.M. upon the motion of Councilperson Van Fleet, seconded by Councilperson Welter.

Tom Park
MAYOR

ATTEST: Peggy Kleinerman
CITY CLERK

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