

Lawton City Council Minutes

June 2nd, 2015, 5:00 p.m.

The Lawton City Council met in regular session on Tuesday, June 2nd, 2015 at the Lawton City Hall. The meeting was called to order by Mayor Rick Schorg at 5:00 pm. Council members answering roll call were: Ludwig, Masching, and Saunders, Absent: Matt Otto and Mike Frolkey. Also present were Janet Hasche, Nick Lahrs, Attorney Glenn Metcalf, and Engineer Jerry Steffen and others from the public.

Motion by Ludwig, second by Saunders to approve the agenda after adding these invoices to the bill list for approval : Mike Rudder Inc invoice for \$25,000 for purchase of a 1996 580 Super L Backhoe, and an invoice for \$200 for backhoe rental from Mike Rudder Inc. Motion carried 3-0.

The Mayor opened the Public Forum and asked if any members of the public wished to address items not on the agenda. Several residents had inquiries about possible street closures in June.

PUBLIC HEARING

FOR THE ADOPTION OF THE PROPOSED CODE OF ORDINANCES OF THE CITY OF LAWTON

The Mayor announced that this is the time and place to receive comments or concerns on the adoption of the proposed "CODE OF ORDINANCES OF THE CITY OF LAWTON, IOWA". After receiving no oral or written comments, the Mayor closed the public hearing.

Motion by Ludwig, second by Masching to table the consideration of adoption of the Code of Ordinances until the July 7th meeting. Motion carried 3-0.

Lt. Charles Hertz presented the Sheriff's report for May.

Proposals for Curbside Collection of Residential Solid Waste were opened by Mayor Schorg. Proposals were received from CHN Garbage Service and Dakota Sanitation LLC. Action was delayed until later in the meeting to allow for tabulation of the bids.

RESOLUTION 2015-13

RESOLUTION APPROVING FINAL PLAT, WOLLESEN FIRST ADDITION AN ADDITION TO THE CITY OF LAWTON, WOODBURY COUNTY, IOWA.

Will Wollesen submitted the final plat of the Wollesen Subdivision to the council for approval. The sewer easement will be increased from 15' to 20'. Motion by Saunders, second by Masching, to adopt Resolution 2015-13 Approving the Final Plat of Wollesen Subdivision with the easement modification. Roll Call Ayes: Saunders, Masching, Ludwig. Nays: none. Wollesen's request for the city to participate in the paving costs will be taken up at a special meeting Thursday June 4th at 6:00 p.m.

Jeanine Chartier brought in a developer agreement their facility had drafted. Attorney Metcalf will review and get back to the council. They are asking that the City take over the maintenance of the street when it is finished prior to the street being dedicated to the city. They are asking for variances for the interior boundary set-backs. They also requested a resolution which identifies the project and the source of the local matching funds, and shows the City's commitment to provide a \$1,000 per each unit local match.

Discussion returned to the Sanitation contract. Metcalf reviewed a summary of the bids, noting the variables. Motion by Ludwig to award the contract to Dakota Sanitation. Motion died for lack of a second. Motion by Masching, second by Saunders to table action on the proposals until Thursday June 4th at 6:00 p.m. special meeting. Motion carried 3-0.

The results of the Elm St. Paving Project Owner's Deficiency Inquiry Forms were reviewed. Public works director, Lahrs, was directed to obtain proposals from several landscapers/contractors to do the dirt work and seeding.

Denise Brink addressed the council concerning a piece of City property adjacent to her north property boundary. She expressed interest in purchasing a portion of the lot as she would like to be able to install a fence in her back yard. Attorney Metcalf suggested that the council grant a temporary easement for the fence that could be removed at the convenience of the city with future road construction. This will be placed on the July agenda for consideration.

Discussion was held regarding entering into an agreement for services with Ahlers & Cooney for the TIF Project relating to Char Mac. Attorney is to contact them to include language in the agreement limiting

the amount of the agreement. Ahlers & Cooney recommend using an Urban Planner for the Urban Renewal Plan. These items will be placed on the June 4th special meeting agenda.

Resolution # 2015-14

RESOLUTION TO TRANSFER FUNDS BETWEEN ACCOUNTS PER AMENDED BUDGET

Motion by Masching, second by Saunders, to approve Resolution #2015-14 providing for the partial repayment of Internal Loan for LMI Housing by transfer from TIF to General Fund, and for transfer of \$350,000 from L.O.S.T. to Elm St. Paving Project Fund for construction costs. Motion carried 3-0.

Results of the safety walkthrough and recommendations from IMWCA were reviewed. Mark Nicholls Fire Chief stated the importance to the Fire Dept. of being able to continue the Jr. Firefighters program. Masching will contact Pat Rogers concerning contacting the insurance company regarding this.

The city clerk reported the following Building Permits for May, 2015: 210 Ash St., Fence; 401 Elm St. Pergola; 201 Cedar remove sidewalk & pour concrete; 170 W Creek Dr. concrete patio; 316 W. Creek Dr new home; 414 E Oak remove & replace porch & steps; 320 West Creek Dr. new home; 311 Cedar concrete & retaining wall & fence.

Public Works Director Lahrs gave his report to the council.

Mayor had nothing to report. Attorney Metcalf had nothing additional.

Motion by Masching, second by Ludwig, to approve the consent agenda consisting of the Minutes of the May 5th, 2015 council meeting, the May disbursements of \$66,721.97, June claims of \$36332.96 for payment, Financial Statements for May, Cigarette Permit Renewal for HAKA LLC dba Lawton Pronto, and Outdoor Service Privilege Liquor License for Memories Bar & Grill June 27 & 28th, 2915 for Summer Fest. Motion carried 4-0.

There being no further business, motion to adjourn by Saunders, second by Ludwig. Motion carried 4-0. Meeting adjourned at 7:35 p.m.

Revenues: Gen. Fund \$20,765.33, RUT \$4,102.62, LOST \$8,392.26 TIF \$4,543.51, Debt Service \$46,210.21, Water \$12,404.14, Water Trust & Agency \$100.00, Sewer \$5,261.35. Expenditures: Gen Fund \$27,738.87, Fire \$1,854.77, RUT \$36,102.64, LOST \$1,672.21, TIF \$46,210.21, Debt Service \$50,850.00, Water \$8,195.57, Sewer \$5,037.40.

MAY PREPAID CLAIMS FOR APPROVAL:

Debit Card: IA DNR	TRAINING W &SWR	\$	120.00
Debit Card: HAKA, LLC	FD fuel in trucks	\$	70.75
Debit Card: HAKA, LLC	FD DIESEL	\$	17.66
PAYROLL CHECKS	NET PAYROLL	\$	9,270.81
EPAY 941 DEPOSIT	FED/FICA TAXES	\$	2,651.96
EPAY IPERS	REGULAR IPERS	\$	1,788.12
MIDAMERICAN ENERGY COMPANY	UTILITIES	\$	1,963.38
SECURITY NATIONAL BANK	BOND PRIN & INT PYMNT	\$	50,850.00
WESTERN IOWA TELEPHONE ASSOC	TELEPHONE & INTERNET	\$	408.46
HAKA	CK#17342 VOIDED	\$	(1,344.47)
HAKA	REISSUE W/CRR AMT	\$	925.30
**** PAID TOTAL *****		\$	66,721.97

CLAIMS FOR APPROVAL OF PAYMENT:

ALLEGIANT EMERGENCY SERV, INC	BELT	\$	70.49
AMERICAN UNDERGROUND	CURBSTOPS, SADDLES&FITTINGS	\$	816.33
ANALYTICAL & CONSULT SERV INC.	WATER TESTS	\$	51.75
BOMGAARS	TRIMMER, SEED&SUPPLIES	\$	615.42
CITY OF LAWTON	UTILITIES FIRE DEPT	\$	57.85
FELD FIRE	HOSE REPAIR EXPANSION RINGS	\$	47.00
GILL HAULING	GARBAGE SERV MAY	\$	5,081.75
INLAND TRUCK PARTS & SERVICE	REPAIR 1990 KODIAK	\$	318.23

INTERSTATE ALL BATTERY CENTER	BATTERIES	\$	38.70
MENARDS - SIOUX CITY	SEED	\$	160.98
METCALF LAW OFFICE	LEGAL SERVICES	\$	1,200.00
METERING & TECHNOLOGY SOLUTION	METERS	\$	489.13
MIDWEST BREATHING AIR LLC	SUPPLIES	\$	91.55
MOVILLE RECORD	LEGALS PUBLISHED	\$	441.35
SOOLAND BOBCAT	PARTS	\$	132.85
STAN HOUSTON EQUIPMENT CO, INC	PERMA PATCH	\$	211.50
STEFFEN ENGINEERING&TESTING IN	SERVICES WC SEWER	\$	1,060.00
TRI-STATE ELECTRONIC SERV INC	SERVICES WEB SITE	\$	200.00
USABLUEBOOK	PARTS	\$	48.08
MIKE RUDDER, INC	1996 CASE BACKHOE&ATTACHMNTS	\$	25,000.00
MIKE RUDDER, INC	BACKHOE RENTAL	\$	200.00
***** REPORT TOTAL *****		\$	36,332.96

Rick Schorg, Mayor

Attested by _____
Janet Hasche, City Clerk

Posted 6-5-2015