

Lawton City Council Minutes

November 3, 2015, 5:00 p.m.

The Lawton City Council met in regular session on Tuesday, November 3, 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: Frolkey, Saunders, and Masching. Also present were Janet Hasche, Nick Lahrs, and Engineer Jerry Steffen, and others from the public.

Motion by Saunders, second by Masching to approve the agenda. Motion carried 3-0.

Discussion with the City Attorney on the use and certification of expenses eligible for TIF reimbursement was held during the Council Work Session.

The Mayor opened the Public Forum and asked if any members of the public wished to address items not on the agenda. There were none.

The Sheriff's report for October was presented by Lt. Charles Hertz.

Action to approve the request by the FAMILY group to place a kiosk message sign in Veteran's Park was delayed until a future meeting as no one representing the FAMILY group was in attendance to answer questions. The council instructed the Public Works Director to install a meter pit and hydrant to serve the Community Garden Area next spring.

A progress status update was given by Jeanine Chartier on the Char-Mac Expansion Project. Some of the concerns of the council were discussed. The Mayor asked if there was a developer's agreement at this time, and there is not. Discussion ensued on the City's Bonding capacity, and how it affected other possible future projects financing options. Mayor directed clerk to place back on agenda next month.

RESOLUTION 2015-27

Council Member Saunders then introduced the following Resolution No. 2015-27 entitled "RESOLUTION DETERMINING AN AREA OF THE CITY TO BE AN ECONOMIC DEVELOPMENT AREA, AND THAT THE REHABILITATION, CONSERVATION, REDEVELOPMENT, DEVELOPMENT, OR A COMBINATION THEREOF, OF SUCH AREA IS NECESSARY IN THE INTEREST OF THE PUBLIC HEALTH, SAFETY OR WELFARE OF THE RESIDENTS OF THE CITY; DESIGNATING SUCH AREA AS APPROPRIATE FOR URBAN RENEWAL PROJECTS; AND ADOPTING AMENDMENT NO. 1 TO THE CHAR-MAC ADDITION URBAN RENEWAL PLAN" and moved that the same be adopted. Council Member Masching seconded the motion to adopt. The roll was called and the vote was AYES: Frolkey, Saunders and Masching. NAYS:none.

Whereupon, the Mayor declared the resolution duly adopted. Complete Resolution on file at the Lawton City Clerk's Office.

Motion by Saunders, second by Frolkey, to defer action on item number 5 until the next meeting when all council members can be present. Motion carried 3-0

ORDINANCE NO. 2015-05

AN ORDINANCE AMENDING ORDINANCE NO. 111, PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE AMENDED CHAR-MAC ADDITION URBAN RENEWAL AREA, IN THE CITY OF LAWTON, COUNTY OF WOODBURY, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF LAWTON, COUNTY OF WOODBURY, LAWTON-BRONSON COMMUNITY SCHOOL DISTRICT, AND OTHER TAXING DISTRICTS, BE PAID TO A SPECIAL FUND FOR PAYMENT OF PRINCIPAL AND INTEREST ON LOANS, MONIES ADVANCED TO AND INDEBTEDNESS, INCLUDING BONDS ISSUED OR TO BE ISSUED, INCURRED BY THE CITY IN CONNECTION WITH THE AMENDED CHAR-MAC ADDITION URBAN RENEWAL AREA (AMENDMENT NO. 1 TO THE CHAR-MAC ADDITION URBAN RENEWAL PLAN)

The council considered the first reading of Ordinance 2015-05 amending Ordinance No. 111 for the Division of Revenues under Iowa Code Section 403.19 for the Char-Mac Urban Renewal Plan, as amended. Motion by Masching to approve the first reading, second by Saunders. Roll Call Vote Ayes: Frolkey, Saunders, and Masching; Nays: none; Absent: Otto & Ludwig. Full text on file at City Hall.

Discussion on Fire Station future initial planning cost was held. It was relayed to the council by Lahrs that the Lawton Fireman's Association, Banner Township, Concord Township, and Lawton Ambulance would consider being willing to contribute \$1,000 towards the initial study. The city was asked to contribute \$1,000. Discussion ensued on where these funds would come from within the budget. Frolkey made the motion to table this item until the next meeting when all council members could be present to vote on this issue, second by Masching. Ayes: Frolkey & Masching, Nay: Saunders.

After discussion, the Council asked the fire department furnish a monthly activity report that includes more detail. A list of the detail requested will be given to the Fire Department in writing after further discussion and action is taken next month.

RESOLUTION NO. 2015-28

RESOLUTION AUTHORIZING REIMBURSEMENT OF EXPENSES AND INTERNAL LOAN FOR URBAN RENEWAL PROJECT INCURRED BY THE CITY FOR PAYMENT UNDER IOWA CODE SECTION 403.19

Motion by Frolkey, second by Saunders, to adopt Resolution No 2015-28 by establishing an internal loan and to certify the expenses to the County Auditor before Dec. 1, 2015. Roll Call Vote, ayes Frolkey, Saunders, and Masching, nays: none. Motion carried. Full text on file at City Hall.

The Clerk reviewed with the council the Certification of new TIF Deb to the County Auditor for this year, and the TIF tax asking. Motion by Masching, second by Frolkey, to approve the TIF Debt Certification and TIF tax asking as presented. Motion carried 3-0.

Motion by Frolkey, second by Saunders to approve the job description for the City Clerk's position, Motion carried 3-0. It was decided to leave the wage range dependent on qualifications and experience. A special meeting will be held to review the applications at which time candidates will be selected for an interview.

Public Works Director Lahrs updated the council on the status of the landscaping repair along the Elm St. Project. The project area was viewed with contractor Mark Richardson and the Public Works Director, and after talking with most homeowners door to door, a recommendation was made that any work to be done with grading and seeding be delayed until spring. Council agreed with this recommendation.

Discussion was held on the enforcement of trailer parking on city streets per City Code Chapter 69.09. This code section will be revisited at a later date.

Live Christmas trees may be disposed of at the curb and public works will pick them up if they are set out before January 9th 2016.

The Christmas Lighting contest was discussed. Last year's Grand prize winner, mayor and council are not eligible to win. Judging will be Sunday night Dec. 13th at 7:00 p.m.

The Clerk reported building permits for the month of October: 2116 Hwy 20, storage shed; 305 E Main, concrete driveway, sidewalk, deck & garage roof; 209 Cedar, roof over existing deck. City hall will be closed Nov. 10th for a Budgeting Workshop, and will be closed Nov. 26th for Thanksgiving Day & Friday, Nov. 27th.

The Public Works Director reported that sewer televising and cleaning will be scheduled for in the spring, before the end of the fiscal year. A load of rock will be brought in for placement along one wall of the sewer lagoon. Lahrs was directed to come to the next meeting with information from DNR about how much capacity remains in the lagoons in terms of how many more new houses we can add, before we need to do something further with the lagoons. Lahrs reported that they have been working on alley maintenance on two alleys in town. Lahrs requested that his costs for obtaining his Grade II water certification (\$225.75) be reimbursed to him. Council agreed to reimburse Lahrs his expenses.

Neither the Mayor nor the Attorney had anything further to report. No report was received from the Fire Advisory Board.

Motion by Masching, second by Saunders, to approve the consent agenda consisting of the Minutes of the Oct. 6th, 2015 council meeting; Oct. disbursements of \$19,689.69, November claims for payment of \$47,807.76 and Financial Statements for October, 2015. Motion carried 3-0.

There being no further business, motion to adjourn by Masching, second by Saunders. Motion carried 3-0. Meeting adjourned at 8:23 p.m.

Revenues for August: Gen Fund \$94,794.01, Fire \$603.62, RUT \$8,533.07, LOST \$20,792.64, TIF \$61,049.21, Water \$14,472.67, Water Deposits \$100.00, Sewer \$4,751.75. Disbursements: Gen \$62,052.58, Fire \$963.11, RUT \$3,930.58, LOST \$4156.16 Char-Mac Phase 2 \$5,060.00, Water \$10,147.10, Water Deposits \$95.68, Sewer \$8,459.84.

OCTOBER PRE-PAID CLAIMS FOR APPROVAL:

VENDOR	REFERENCE	AMOUNT
MIDAMERICAN ENERGY CO	UTILITIES	\$ 1,848.98
JOE MELTON	UTILITY DEPOSIT REFUND	\$ 57.32
ROBIN & DEAN REYNOLDS	UTILTIY DEPOSIT REFUND	\$ 38.36
EPAY 941 DEPOSIT	FED/FICA TAXES	\$ 2,888.11
EPAY IA DEPT OF REV-SALES TAX	SALES TAX DEPOSIT 3RD QTR	\$ 2,807.00
EPAY IPERS	REGULAR IPERS	\$ 1,918.91
Debit Card: STAPLES - SIOUX CITY	TONER & OFFICE SUPPLY- STS	\$ 93.85
Debit Card: STAPLES - SIOUX CITY	BINDERS & INDEXES	\$ 33.84
Debit Card: STAPLES - SIOUX CITY	COPY PAPER	\$ 111.96
Debit Card: US POSTMASTER	POSTAGE TO ST AUDITOR	\$ 5.75
PAYROLL CHECKS		\$ 9,885.61
**** PAID TOTAL ****		\$ 19,689.69

CLAIMS REPORT

VENDOR	REFERENCE	AMOUNT
AHLERS & COONEY, P.C.	LEGAL SERVICES CHAR MAC ADDTN	\$ 9,604.86
AMERICAN UNDERGROUND	CURB STOPS & SADDLE ETC	\$ 1,629.75
ANALYTICAL & CONSULT SERV INC.	WATER TESTS SEWER	\$ 127.50
AUDITOR OF STATE OF IOWA	PERIODIC EXAM FEE	\$ 1,200.00
CITY OF LAWTON	FD UTILITIES	\$ 20.65
CLARK EQUIPMENT CO	TOOLCAT TRADE IN DIFFERENCE	\$ 21,345.82
DAKOTA SANITATION LLC	OCTOBER SERVICES	\$ 5,056.25
FELD FIRE	HELMET FIRE DEPT	\$ 285.95
FLOYD RIVER MATERIALS, INC	SALT & SAND	\$ 2,163.75
HAKA, LLC	FUEL & GAS	\$ 540.05
KNEIFL ELECTRIC INC.	LOCATE	\$ 75.00
L.P. GILL, INC	LANDFILL SERVICE 2ND QTR FY'16	\$ 3,997.47
OFFICE SYSTEMS CO	COPIER MAINT CONTRACT	\$ 119.83
PRO HYDRO-TESTING LLC	TESTING & CERT CYLINDERS	\$ 200.00
ROBERTSON IMPLEMENT COMPANY	BELTS	\$ 100.12
TEAM LABORATORY CHEMICAL C	SUPERBUGS, CRACK FILLER & TOOL	\$ 578.50
THE RECORD	PUBLICATIONS	\$ 388.12
US POSTMASTER	2 ROLLS STAMPS	\$ 98.00
USABUEBOOK	PARTS WATER OP SUPPLY	\$ 276.14
**** SCHED TOTAL ****		\$ 47,807.76

Attested by _____

Rick Schorg, Mayor

Janet Hasche, City Clerk