

**REGULAR MEETING
OCTOBER 19, 2009**

The City Council of the City of Forest City, Iowa, met in regular session on October 19, 2009, at 7:00 p.m. in the Council Chambers of City Hall, Forest City, Iowa.

Mayor Pro-Tem Suzanne Murphy called the meeting to order. Councilmembers present at roll call were: Skjeie, Sorensen, West, Holland, Honsey. Absent: Clouse.

Mayor Pro-Tem Murphy announced that this was the time and the place for a Public Hearing regarding the proposed plans, specifications, form of contract and estimate of costs for the Public Works Facility (Street Shed) Project for the City of Forest City, Iowa. Tim Moreau of Veenstra & Kimm was present at the meeting and reviewed the specifics of the proposed new Street Shed. Since there were no written objections filed, nor were there any oral objectors present at the meeting, the Mayor Pro-Tem declared the Hearing to be closed. The Council took the following action:

Councilmember Murphy introduced the following Resolution and moved its adoption. Councilmember Sorensen seconded the motion to adopt. The roll was called and the vote was AYES: Murphy, Skjeie, Sorensen, West, Holland, Honsey. NAYS: None. ABSENT: Clouse. Whereupon the Mayor Pro-Tem declared the Resolution duly adopted as follows:

Resolution No. 09-10-12, a Resolution found in Resolution Book 09-10. A RESOLUTION APPROVING THE PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATE OF COSTS FOR THE PUBLIC WORKS FACILITY (STREET SHED) PROJECT FOR FOREST CITY, IOWA.

City Attorney Steve Bakke reviewed the I-Jobs contract, which will pay for one half the cost of the new City Street Shed. After reviewing the specifics of the contract, the Council took the following action:

Councilmember Honsey introduced the following Resolution and moved its adoption. Councilmember Holland seconded the motion to adopt. The roll was called and the vote was AYES: Murphy, Skjeie, Sorensen, West, Holland, Honsey. NAYS: None. ABSENT: Clouse. Whereupon the Mayor Pro-Tem declared the Resolution duly adopted as follows:

Resolution No. 09-10-13, a Resolution found in Resolution Book 09-10. A RESOLUTION APPROVING THE IOWA JOBS PROGRAM GRANT AWARD AGREEMENT BETWEEN IOWA JOBS BOARD AND THE CITY OF FOREST CITY, IOWA.

Tim Moreau of Veenstra & Kimm reviewed the six bids that were received for the new City Street Shed. Moreau reported that Larson Contracting of Lake Mills, Iowa, was the low bidder for the new 82' x 165' pre-engineered metal building, plus a sand and salt storage shed. Larson Contracting's bid was \$945,700, which was 5.1% under the engineer's estimate. After discussion, the Council took the following action:

Councilmember Sorensen introduced the following Resolution and moved its adoption. Councilmember Holland seconded the motion to adopt. The roll was called and the vote was AYES: Murphy, Skjeie, Sorensen, West, Holland, Honsey. NAYS: None. ABSENT: Clouse. Whereupon the Mayor Pro-Tem declared the Resolution duly adopted as follows:

Resolution No. 09-10-14, a Resolution found in Resolution Book 09-10. A RESOLUTION APPROVING THE CONTRACT FOR THE PUBLIC WORKS FACILITY (STREET SHED) FOR THE CITY OF FOREST CITY, IOWA.

Moved by Skjeie, seconded by Honsey, approving the minutes as written for the meeting of October 5, 2009. Motion carried unanimously.

Moved by Sorensen, seconded by Holland, approving payment of the following invoices. A list of the invoices will follow the minutes of the meeting. Motion carried unanimously.

The Mayor Pro-Tem and City Council reviewed Ordinance No. 700, which sets the Sage Drive speed limit at 35 mph. After discussion, the Council took the following action:

Councilmember Sorensen introduced the following Ordinance and moved its adoption. Councilmember Skjeie seconded the motion to adopt. The roll was called and the vote was AYES: Murphy, Skjeie, Sorensen, West, Holland, Honsey. NAYS: None. ABSENT: Clouse. Whereupon the Mayor Pro-Tem declared the motion carried:

Ordinance No. 700 was then read by the Clerk, after which it was discussed.

Councilmember Holland moved that the rule requiring said Ordinance to be read on three different days be dispensed with. Councilmember Honsey seconded the motion. The roll was called and the vote was AYES: Murphy, Skjeie, Sorensen, West, Holland, Honsey. NAYS: None. ABSENT: Clouse. Whereupon the Mayor Pro-Tem declared the motion carried.

Councilmember Honsey moved that Ordinance No. 700 now be adopted. Councilmember West seconded the motion to adopt. The roll was called and the vote was AYES: Murphy, Skjeie, Sorensen, West, Holland, Honsey. NAYS: None. ABSENT: Clouse. Whereupon the Mayor Pro-Tem declared the Ordinance adopted as follows:

Ordinance No. 700, an Ordinance found on page _____ of Ordinance Book No. _____, AN ORDINANCE AMENDING CHAPTER 63 OF THE CODE OF ORDINANCES, FOREST CITY, IOWA, BY THE ADDITION OF A NEW SUBSECTION ESTABLISHING A 35 MPH SPEED ZONE ON SAGE DRIVE, WITHIN THE CITY OF FOREST CITY, IOWA.

Moved by Skjeie, seconded by Honsey, approving payment of Pay Estimate No. 5 in the amount of \$167,294.17 to R & R Construction for work on the 2009 Utility Improvement Project. Motion carried unanimously.

City Attorney Bakke and Tim Moreau of Veenstra & Kimm reviewed the final pay estimate to Beck Excavating, Inc for work on the 2008 Westgate Storm Sewer Improvement Project. The Council took the following action:

Moved by Skjeie, seconded by Holland, approving Pay Estimate No. 3 in the amount of \$1,140.00 to Beck Excavating, Inc. for work on the 2008 Westgate Storm Sewer Improvement Project. Motion carried unanimously.

Tim Moreau and Steve Bakke asked the Council to pass a Resolution accepting the work as essentially complete for the 2008 Westgate Storm Sewer Improvement Project. After discussion, the Council took the following action:

Councilmember Sorensen introduced the following Resolution and moved its adoption. Councilmember Murphy seconded the motion to adopt. The roll was called and the vote was AYES: Murphy, Skjeie, Sorensen, West, Holland, Honsey. NAYS: None. ABSENT: Clouse. Whereupon the Mayor Pro-Tem declared the Resolution duly adopted as follows:

Resolution No. 09-10-15, a Resolution found in Resolution Book 09-10. A RESOLUTION ACCEPTING AND FINALIZING THE 2008 WESTGATE STORM SEWER IMPROVEMENT PROJECT IN AND FOR THE CITY OF FOREST CITY, IOWA.

Moved by Honsey, seconded by Holland, approving Pay Estimate No. 3 in the amount of \$681,211.88 to Allied Manatts for work on the 2009 PCC Street Reconstruction Project. Motion carried unanimously.

Tim Moreau asked the City Council to pass a Resolution approving the contract and bonds for Brian Nettleton Excavating, Inc. for work to be done on the 4th Street Storm Sewer Outlet Project. After discussion, the Council took the following action:

Councilmember Sorensen introduced the following Resolution and moved its adoption. Councilmember Murphy seconded the motion to adopt. The roll was called and the vote was AYES: Murphy, Skjeie, Sorensen, West, Holland, Honsey. NAYS: None. ABSENT: Clouse. Whereupon the Mayor Pro-Tem declared the Resolution duly adopted as follows:

Resolution No. 09-10-16, a Resolution found in Resolution Book 09-10. A RESOLUTION APPROVING CONTRACT AND BOND FOR THE 4TH STREET STORM SEWER OUTLET PROJECT FOR THE CITY OF FOREST CITY, IOWA.

Pat Galasso, Grow Forest City Project Manager, was present at the meeting. Galasso had submitted her report via email and asked if there were any questions regarding the report. Since there were none, Galasso asked for time to show the Council some exciting new things that are happening for Forest City, which include ads being run on television for businesses in the City of Forest City, and the Forest City Facebook page, which has a good number of people signed up as friends.

The Mayor Pro-Tem and Council thanked Galasso for her report. They also thanked Galasso for her efforts in securing the I-Jobs grant to help pay for the new City Street Shed.

The Mayor Pro-Tem and Council discussed the request to remove a walnut tree located at 135 East B Street on City right-of-way. Since the property owner was not present at the meeting, the Council took no action at this time. The City Clerk is to invite the property owner to the next Council meeting to present their request.

City Clerk Paul Boock updated the Council regarding two trees being taken down at 246 North West Street for the Doris Weaver property. No action was taken on this report.

The Mayor Pro-Tem and Council discussed entering into closed session to discuss the purchase of certain property. After discussion, the Council took the following action:

Moved by Sorensen, seconded by Murphy, to enter into closed session, pursuant to Section 21.5(1)(j) to discuss the purchase of particular real estate, only where premature disclosure could be reasonably expected to increase the price the government body would have to pay for that property. The roll was called and the vote was AYES: Murphy, Skjeie, Sorensen, West, Holland, Honsey. NAYS: None. ABSENT: Clouse. Motion carried unanimously.

The Council entered into closed session at 8:30 p.m. Also present in the closed session was Airport Manager Dick Trimble, City Clerk Paul Boock, City Attorney Steve Bakke, and Eric Hertzner of the Airport Commission.

The Council re-opened the meeting at 8:38 p.m. and took the following action:

Moved by Honsey, seconded by Skjeie, approving the purchase of the land as discussed in the closed session. Motion carried unanimously.

The Council went back into closed session at 8:40 p.m. to discuss the purchase of a second property. In this second closed session, Pat Galasso and Carolyn Frakes of Grow Forest City were also present. Dick Trimble and Eric Hertzner were excused from the second closed session.

The Council re-opened the meeting at 9:17 p.m. No statement was made regarding the second closed session.

The following invoices were approved for payment:

BILL'S FAMILY FOODS	COMMODITIES	500.00
BLACK HILLS ENERGY	GAS FOR GENERATION	629.98
CHARLSON/ELYNN G	UNIFORM ALLOWANCE	199.80
ERNIE WILLIAMS LTD	COMMODITIES	3.40
F C CHAMBER OF COMMERCE	REBATE/H HALVORSON	25.00
F C DEBT SERV	BUDGET TRANSFER	15,000.00
F C GENERAL FUND	BUDGET TRANSFER	1,425,000.00
HANSEN HARDWARE HANK	COMMODITIES	199.12
HYGIENIC LAB ACCTS REC	SERVICES	22.00
I WIRELESS	SERVICES	86.59
MARSHALL & SWIFT	COMM/SERV	37.77
NATIONAL AUDIO VISUAL	COMMODITIES	273.97
ORIENTAL TRADING COMPANY	COMMODITIES	131.81
PAMIDA STORES OP LLC	COMMODITIES	80.69
PAYROLL FORMS.COM	COMMODITIES	93.14
SID'S	COMMODITIES	266.46
WCTA	SERVICES	1,216.39
ANDERSON/ROLF	REFUND	695.78
AVESIS	INSURANCE	124.51
BLUE CROSS-BLUE SHIELD	INSURANCE	23,725.21
COPPE/BARRY	UNIFORM ALLOWANCE	79.66
CORALVILLE MARRIOTT	EXPENSES/CHARLSON	130.48
COSGRIFF/CHRISTA	EXPENSES	80.29
CRYTEEL	FREIGHT	6.00
D & D SALES	COMMODITIES	615.00
DAIRYLAND POWER CO-OP	PURCHASED ENERGY	238,350.18

F C CHAMBER OF COMMERCE	REBATE/J WENCL	100.00
F C MUN UTILITIES	PROJECT SHARE MONIES	137.94
FOREST CITY FOODS	COMMODITIES	414.38
HALI-BRITE	COMMODITIES	432.22
HAUGEN/STEVE	UNIFORM ALLOWANCE	116.58
KNAPPER OIL CO	COMMODITIES	613.60
MANUFACTURER'S INS AGY	INSURANCE	762.30
ORIENTAL TRADING COMPANY	COMMODITIES	53.96
PRAIRIE ENERGY CO-OP	SERVICES	125.88
RELIABLE OFFICE SUPPLIES	COMMODITIES	293.60
SCHNEBLY'S "66"	COMMODITIES	4,794.97
TRIMBLE/DICK	SERVICES	2,910.99
UMMPA	UMMPA	749.17
UNITED INDUSTRIES	COMMODITIES	894.97
WINNEBAGO COUNTY EXT	TRAINING/VEGA	35.00
WWMPG	STS COSTS	10,558.21
AIRGAS	COMM/SERV	27.00
ALLIED CONSTRUCTION CO INC.	EST #3	681,211.88
BAKKE/STEVEN	SERVICES	3,791.44
BECK EXCAVATING INC	EST #3 FINAL	1,140.00
BILL'S FAMILY FOODS	COMMODITIES	81.04
BMC AGGREGATES LC	COMMODITIES	104.15
CERTIFIED LABS	COMMODITIES	176.78
CLAPSADDLE GARBER ASSOC	SERVICES	7,182.00
COMPUTER SYSTEMS UNLTD	SERVICES	86.00
CONTINENTAL RESEARCH	COMMODITIES	590.67
CRYSTEEL	COMMODITIES	395.00
DAKOTA SUPPLY	COMMODITIES	613.76
DENNY'S LAWN CARE	SERVICES	85.00
ELECTRONIC ENGINEERING	COMM/SERV	2,794.41
FIALA OFFICE PRODUCTS	SERVICES	25.00
FLETCHER-REINHARDT	COMMODITIES	2,725.38
FOREST CITY FORD	COMM/SERV	848.30
H & S AUTO PARTS	COMMODITIES	301.82
HANCOCK COUNTY	SPRING VALLEY ROAD PROJ	31,300.52
HANSEN HARDWARE HANK	COMMODITIES	260.52
HASLER	METER RENTAL	105.00
HEIMAN, INC	COMMODITIES	22.00
HYGIENIC LAB ACCTS REC	SERVICES	401.00
IA ASSN OF MUN UTIL	TRAINING	60.00
IA GOOD ROAD ASSN	DUES	80.00
IOWA CODIFICATION	SERVICES	50.00
IOWA ONE CALL	SERVICES	72.90
K I O W	SERVICES	120.00
LANDFILL OF NORTH IOWA	LANDFILL COSTS	4,788.17
LYLE'S SALES & SERVICE	COMM/SERV	43.31
MANTRONICS	SERVICE CONTRACT	344.50
MARSHALL & SWIFT	COMM/SERV	59.00
NELSON PLUMBING & HEAT	SERVICES	90.13
NU-TEK BUILDERS	SERVICES	245.00
OLSON/THOMAS	DRIVEWAY REPLACEMENT	240.00
PITNEY BOWES	EQUIPMENT MAINTENANCE	17.75
PRAIRIE VIEW LAND DEVELOP	REBATE	12,213.48
PRINTING SERVICES INC	COMMODITIES	121.97
R & R	EST #5	167,294.17
R & S OSNES PAINT	COMMODITIES	156.18
RESCO	COMMODITIES	117.28
RSM MCGLADREY	SERVICES	27.00
TITONKA SAVINGS BANK	REBATE	33,510.60
UTILITY EQUIP CO	COMMODITIES	291.44
WAGNER TIRE	COMM/SERV	86.00
WASTE MGMT OF SOUTHERN	RECYCLE	4,293.90
ZEP MFG CO	COMMODITIES	145.06

SEPTEMBER RECEIPTS:

General Fund	70,903.62
Road Use Fund	31,640.12

Employee Benefit Fund	10,177.91
Local Option Sales Tax	24,296.40
Hotel/Motel Tax Fund	7,823.69
TIF Fund	6,836.50
ED-RLF	875.00
Debt Service Fund	22,101.21
Street Imp Project Fund	799.00
Aquatic Center	703.46
Water Fund	36,705.16
Sewer Rental Fund	50,512.09
Electric Fund	480,828.05
Storm Water Utility Fund	10,665.41
Payroll Clearing Fund	722.54

SEPTEMBER NET SALARIES:

September 2009	171,911.68
----------------	------------

Moved by Sorensen, seconded by Murphy, to adjourn the meeting. Motion carried unanimously.

ATTEST:

Paul D. Boock, City Clerk

Suzanne Murphy, Mayor Pro-Tem