

**REGULAR MEETING
JUNE 21, 2010**

The City Council of the City of Forest City, Iowa, met in regular session on June 21, 2010, 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 Sorensen, West, Clouse, Holland, Honsey, Murphy. Absent: Skjeie.

Moved by Clouse, seconded by West, approving the minutes as written for the meeting of June 7, 2010. Motion carried unanimously.

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

Councilmember Skjeie enters the meeting at 7:03 p.m.

The Mayor Pro Tem and Council discussed Ordinance No. 704, which increases the cost of garbage bags by 10 percent. After discussion, the Council took the following action:

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

Ordinance No. 704 was then read by the Clerk, after which it was discussed.

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

Ordinance No. 704 is AN ORDINANCE AMENDING CHAPTER 106 OF THE CODE OF ORDINANCES, FOREST CITY, IOWA, BY INCREASING COLLECTION FEES FOR THE BLUE PLASTIC BAGS FOR SOLID WASTE. This represents the second reading of Ordinance No. 704. The third reading of Ordinance No. 704 will be at the July 6, 2010, Council meeting.

The Mayor Pro Tem and Council discussed the need for a 5 percent increase in sewer rates. After discussion, the Council took the following action:

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

Ordinance No. 705 was then read by the Clerk, after which it was discussed.

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

This represents the second reading of Ordinance No. 705. The third reading of Ordinance No. 705 will be at the July 6, 2010, Council meeting.

Ordinance No. 705 is AN ORDINANCE TO AMEND CHAPTER 99.02 BY AMENDING THE RATES FOR THE SANITARY SEWER SYSTEM.

City Attorney Bakke reviewed the Mayes Education (Waldorf College) proceedings that have taken place and proceedings yet to be acted upon. After discussion, the Council took the following action:

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

Ordinance No. 706 was then read by the Clerk, after which it was discussed.

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

Councilmember Murphy moved that Ordinance No. 706 now be adopted. Councilmember Sorensen seconded the motion to adopt. The roll was called and the vote was AYES: Skjeie, Sorensen, West, Clouse, Holland, Honsey, Murphy. NAYS: None. ABSENT: None. Whereupon the Mayor Pro Tem declared the Ordinance adopted as follows:

Ordinance No. 706 is AN ORDINANCE PROVIDING THAT GENERAL PROPERTY TAXES LEVIED AND COLLECTED EACH YEAR ON ALL PROPERTY LOCATED WITHIN THE MAYES EDUCATION/DOWNTOWN URBAN RENEWAL AREA, IN THE CITY OF FOREST CITY, COUNTIES OF HANCOCK AND WINNEBAGO, STATE OF IOWA, BY AND FOR THE BENEFIT OF THE STATE OF IOWA, CITY OF FOREST CITY, COUNTIES OF HANCOCK AND WINNEBAGO , AND FOREST CITY 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 MAYES EDUCATION/DOWNTOWN URBAN RENEWAL REDEVELOPMENT PROJECT.

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

Resolution No. 09-10-47, a Resolution found in Resolution Book 09-10. A RESOLUTION RATIFYING, CONFIRMING AND APPROVING PUBLICATION OF NOTICE OF PUBLIC HEARING FOR THE AUTHORIZATION TO ENTER INTO AN AGREEMENT FOR PRIVATE DEVELOPMENT BY AND BETWEEN THE CITY OF FOREST CITY AND MAYES EDUCATION, INC.

Mayor Pro Tem Suzanne Murphy announced that this was the time and the place for a Public Hearing to take additional action on the proposal to enter into a Tax Increment Development Agreement with Mayes Education, Inc. 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 Skjeie introduced the following Resolution and moved its adoption. Councilmember Sorensen seconded the motion to adopt. The roll was called and the vote was AYES: Skjeie, Sorensen, West, Clouse, Holland, Honsey, Murphy. NAYS: None. ABSENT: None. Whereupon the Mayor Pro Tem declared the Resolution duly adopted as follows:

Resolution No. 09-10-48, a Resolution found in Resolution Book 09-10. A RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF A DEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF FOREST CITY AND MAYES EDUCATION, INC.

Moved by Holland, seconded by Honsey, approving the following cigarette permits: Sid's, Casey's, NAPA Oil, Uptown Liquor, Kum & Go, Forest City Foods, VIP Lounge, Bill's Family Foods: Motion carried, with Sorensen voting nay.

Beth Bilyeu of Forest City Economic Development gave her director's report for the month. The Mayor Pro Tem and Council thanked Ms. Bilyeu for her report. No action was taken on the report.

Pat Galasso of Grow Forest City gave her director's report for the month. The Mayor Pro Tem and Council thanked Ms. Galasso for her report. No action was taken on the report.

Moved by Holland, seconded by Honsey, approving Pay Application No. 6 in the amount of \$117,171.10 to Larson Contracting for work done on the Public Works' Facility Project. Motion carried unanimously.

Moved by Clouse, seconded by Murphy, approving the Park Board appointment of Mary Beth Anzivino Barnes to replace Todd Dakken, who has resigned. Motion carried unanimously.

Moved by Sorensen, seconded by Holland, approving the receipt and disbursement of a Winnebago Industries' Foundation check in the amount of \$500 to the Forest City Chamber of Commerce. Motion carried unanimously.

Moved by Honsey, seconded by Skjeie, approving the following appointments:

- Planning & Zoning Commission – Lee Lambert, Doug Yeager
- Cable TV Committee – Tony Coloff, Dan Davis, Steve Monk, Suzanne Murphy
- Library Board – Marge Fitzgerald, Patty Bolinger
- Board of Adjustment – Marv Monson

These appointments are effective July 1, 2010. Motion carried unanimously.

City Attorney Bakke asked the Council to pass a Resolution approving a grant agreement with the F.A.A. for Project – Relocate Runway 15 Threshold (Design Only). After discussion led by Dick Trimble of the Forest City Municipal Airport, the Council took the following action:

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

Resolution No. 09-10-49, a Resolution found in Resolution Book 09-10. A RESOLUTION APPROVING THE GRANT AGREEMENT FOR THE RELOCATE RUNWAY 15 THRESHOLD FOR THE FOREST CITY AIRPORT, FOREST CITY, IOWA.

Moved by Skjeie, seconded by West, to enter into closed session, pursuant to Chapter 21.5(1)(c), to discuss strategy with Council in matters that are presently in litigation. The roll was called and the vote was AYES: Skjeie, Sorensen, West, Clouse, Holland, Honsey, Murphy. NAYS: None. ABSENT: None. Motion carried.

The Council entered into closed session at 8:08 p.m.

The Council re-opened the meeting at 8:52 p.m. No statement was made concerning the closed session.

The following invoices were approved for payment:

BOOCK/PAUL D	EXPENSES	9.82
COPPES/TERESA	SERVICES	520.58
CUNNINGHAM/PAT	SERVICES	620.59
GATEWAY HOTEL	EXPENSES/CHARLSON	232.96
IA CO ATTORNEY'S ASSN	FEE	50.00
IA ST TREASURER	SALES TAX	12,815.00
IOWA DNR	CERTIFICATION/Haugen	60.00
IPERS	IPERS	11,560.17
LOST SOCK-BUBBLE MAT	GRANT	3,000.00
LOST SOCK-BUBBLE MAT	GRANT	1,130.94
MONTGOMERY/TOM	EXPENSES	12.05
OLSON/STEVE & KAROLYN	RELOCATION EXPENSE	339.00
PETTY CASH	REIMBURSE PETTY CASH	196.81
SCOOPY DOOS	BUSINESS LOAN	15,000.00
SWANSON/KEVIN	REIMBURSEMENT	25.94
THEISS SHIRTS, INC	COMMODITIES	1,400.00
TITONKA SAVINGS BANK	FICA	17,727.21
U S POST OFFICE	POSTAGE	436.89
BOOCK/PAUL D	UNIFORM ALLOWANCE	28.20
CARLSON/DAN	UNIFORM ALLOWANCE	99.86
D & D SALES	SERVICES	186.17
FARM & CITY INSURANCE	INSURANCE	28,066.00
FRITO LAY	COMMODITIES	246.96
G & H MOTOR PARTS	COMMODITIES	92.94
HARRINGA/KATHY	UNIFORM ALLOWANCE	20.42
HOLKESVIK/ZACH	UNIFORM ALLOWANCE	5.00
KUHN/DUANE	UNIFORM ALLOWANCE	44.14
NELSON PLUMBING & HEAT	COMM/SERV	1,612.23
O'ROURKE/MICHAEL	UNIFORM ALLOWANCE	96.24
SPAHN & ROSE	COMMODITIES	54.99

SWANSON/KEVIN	UNIFORM ALLOWANCE	80.25
VEGA/JERRY	UNIFORM ALLOWANCE	200.00
ACS	SUPPORT	11,113.35
ADT SECURITY	SERVICES	159.81
AIRGAS	COMMODITIES	29.32
AMERICAN CRANE	COMMODITIES	1,068.24
AMERICAN SAFETY UTILITY	COMMODITIES	1,683.10
AMERICAN TEST CENTER	SERVICES	1,204.00
B C & T BUNN	COMMODITIES	3,642.89
BILL'S FAMILY FOODS	COMMODITIES	104.32
BMC AGGREGATES LC	COMMODITIES	15.02
CERRO GORDO CO TREAS	SERVICES	3,550.00
CINTAS FIRST AID	COMMODITIES	92.05
CONNEY SAFETY PRODUCTS	COMMODITIES	265.55
D & D SALES	COMMODITIES	919.06
DEPT OF TRANSP	COMMODITIES	879.00
ELECTRONIC ENGINEERING	COMM/SERV	19,773.00
ELLENBECKER/THAD	UNIFORM	311.62
F C CHAMBER OF COMMERCE	HOTEL/MOTEL	4,025.27
F C ECON DEVEL CORP	HOTEL/MOTEL	1,175.09
FARMER'S CO-OP ASSOC	COMMODITIES	269.67
FIALA OFFICE PRODUCTS	SERVICES	25.00
FLETCHER-REINHARDT	COMMODITIES	4,533.15
FOREST CITY FOODS	COMMODITIES	35.30
FOREST CITY FORD	COMMODITIES	36.83
H & S AUTO PARTS	COMMODITIES	41.25
HACH CHEMICAL CO	COMMODITIES	188.48
HANSEN HARDWARE HANK	COMMODITIES	260.97
HAWKEYE COMMUNITY	EXPENSES/SEIBERLICH	10,164.43
HEIMAN, INC	COMMODITIES	350.50
HERMEL WHOLESALE	COMMODITIES	37.44
HOLLAND CONTRACTING	COMMODITIES	75.68
HUPP ELECTRIC MOTORS	COMMODITIES	6,780.00
HYDRITE CHEMICAL	COMM/SERV	396.46
HYGIENIC LAB ACCTS REC	SERVICES	72.00
IA ASSN OF MUN UTIL	TRAINING	60.00
IA DIVISION OF LABOR SVCES	BOILER FEE/SEWER PLT	50.00
IOWA NATURAL RESOURCES	SERVICES	6,040.00
IOWA ONE CALL	SERVICES	56.70
IOWA UTILITIES BOARD	ASSESSMENT	4,486.00
LAKE MILLS/CITY OF	SERVICES	2,065.00
LARSON CONTRACTING	EST #6	117,171.10
LICHTSINN CHEVROLET	COMMODITIES	39.23
MARSHALL & SWIFT	COMM/SERV	76.20
MC BUSINESS SYSTEMS	COMMODITIES	695.00
N I A C O G	CDBG/OLSON	15,617.47
NAT'L CRIME PREVENTION	COMMODITIES	431.50
NELSON PLUMBING & HEAT	COMM/SERV	295.00
NO IA MEDIA GROUP	COMM/SERV	1,107.96
NORTHERN TOOL & EQUIPMENT	COMMODITIES	209.38
QUILL CORPORATION	COMMODITIES	144.04
RED SHED LANDSCAPING	SERVICES	1,696.20
RESCO	COMMODITIES	3,816.31
SCHNEBLY'S "66"	COMMODITIES	36.85
TNEMEC	COMMODITIES	433.00
UTILITY EQUIP CO	COMMODITIES	337.96
WAGNER TIRE	COMM/SERV	60.00
WASTE MGMT OF SOUTHERN	RECYCLE	4,293.90
<u>MAY RECEIPTS:</u>		
General Fund		1,652,680.97
Road Use Fund		31,389.47
Employee Benefit Fund		14,412.79
Local Option Sales Tax		22,205.69
TIF Fund		21,195.42
Low/Mod Income		2,580.33
Debt Service Fund		33,334.31
Library Trust Fund		411.00

Water Fund	31,262.69
Sewer Rental Fund	45,882.92
Electric Fund	592,502.80
Storm Water Utility Fund	11,162.60
Payroll Clearing Fund	868.98
MAY NET SALARIES:	
May 2010	110,260.65

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

ATTEST:

Paul D. Boock, City Clerk

Suzanne Murphy, Mayor Pro Tem