

July 26, 2004
Council Chambers
City Hall
Tipton, Iowa

The City Council of the City of Tipton, Cedar County, Iowa met in Regular Session at 5:30 p.m. Mayor Young called the meeting to order. Upon roll call the following named council members were present: Eaton, Kepford, Stonerook. Absent: McGlaughlin, Starr. Also present Schrad and Foley. Several visitors and the press were also in attendance.

AGENDA: Motion by Kepford, seconded by Eaton to approve the agenda as presented. Motion carried by the following vote:

Aye: Eaton, Kepford, Stonerook
Nay: None
Absent: McGlaughlin, Starr

CONSENT AGENDA: Motion by Eaton, seconded by Stonerook to approve the following:

1. Minutes of the previous meetings.
2. Clerk's/Investment Reports.

Motion carried by the following vote:

Aye: Eaton, Kepford, Stonerook
Nay: None
Absent: McGlaughlin, Starr

CLAIMS LIST:

A-1 INSTRUMENTS	401.44
ABC FIRE PROTECTION	107.28
ALBAUGH PHC	36.00
ALLIANCE WATER RESOURCES	16496.34
BURBACH AQUATICS	28200.00
CBE GROUP	33.75
CHEMSEARCH	470.43
CITY CARTON	582.05
CITY ELECTRIC SUPPLY	124.47
CUSTOM BUILDERS	9.95
DENDINGER, ATTORNEY	1740.00
EASTERN IOEA LIGHT	341.15
ECIA	1134.35
ELITE DATA SYSTEMS	70.51
ELLIOTT EQUIPMENT	25.75
FARM PLAN CORPORATION	1236.74
FINANCIAL ADJUSTMENT	105.24
FLETCHER-REINHARDT	368.64
FOX ENGINEERING	6821.99
FOX VALLEY SYSTEMS	136.50
FRIENDS OF THE ANIMALS	300.00
G&K SERVICES	21.57
GRAINGER INC.	129.62
GROEBNER & ASSOCIATES	971.78
HARVEY'S PUMP SERVICE	10.69
HUGHES	93.45

INCODE-CMS	6519.25
IOWA ASSOCIATION	120.10
IDNR	399.59
IOWA NETWORK SERVICES	16.95
IOWA ONE CALL	55.80
LAWSON PRODUCTS	68.52
MATT PARROTT	405.74
MID AMERICA RESEARCH	126.03
MID-LAND EQUIPMENT	19.38
MIKE'S WELDING	15.31
NEW HORIZON FS	279.30
P&E ENGINEERING	946.84
PITNEY BOWES	362.60
PRAXIAR DISTRIBUTION	37.04
QUILL CORPORATION	128.94
REXCO EQUIPMENT	88.17
SHE INC	2837.30
SPHAN & ROSE	165.99
STANDARD & ASSOCIATES	21.00
STETSON BUILDING PRODUCT	52.20
STRACKBEIN'S	15.85
T&M CLOTHING	850.00
TIPTON BAKERY	21.90
TIPTON ELECTRIC MOTORS	10.00
TIPTON GREENHOUSE	88.00
TIPTON TIRE & AUTO	154.53
UNIFORM DEN	500.58
UTILITY EQUIPMENT	159.46
WASTE MANAGEMENT	595.00
WENDLING QUARRIES	3162.46
WERLING ABSTRACT	350.00
WOODE'S TOWING SERVICE	41.00

Motion by Eaton, seconded by Stonerook to approve the List of Claims as presented.
Motion carried by the following vote:

Aye: Eaton, Kepford, Stonerook
Nay: None
Absent: McGlaughlin, Starr

PROPOSED PARKING RESTRICTIONS: Mayor Young said this was the time for the 2nd reading of the Proposed Ordinance on Parking Restrictions, Through Truck Routes, and asked for comments from the council and audience. Comments from the council concerning the ordinance were heard form Council Members Eaton and Kepford.

City Manager Schrad said the following revisions were made to the proposed ordinance since the 1st reading which was held at the public hearing on July 12th.

1. Parking be allowed on the west side of East Street between 4th and Inland Road.
2. No additional parking restriction beyond those currently in place on 7th Street between Cedar and Lemon Streets be enacted.
3. Parking be allowed on the east side of Plum Street between 5th and 7th Streets except for the first 180 feet north of the intersection of Plum and 5th Street.
Parking currently restricted on the west side

Comments were heard from the following citizens mainly because of the restrictions placed on East Street between 4th Street and Inland Road and at the intersection of 5th Street and Plum.

Charline Thumm, Mark and Susan Johnson, Steve Schmaljohn and Lyle Fitch.

After further discussion, motion was made by Eaton and seconded by Kepford to have the third and final reading of the ordinance proposing Parking Restrictions, Through Truck Routes at the August 9th, 2004 City Council meeting. Motion carried by the following vote:

Aye: Eaton, Kepford, Stonerook
Nay: None
Absent: McGlaughlin, Starr

DANGEROUS BUILDING ABATEMENT ORDINANCE: Mayor Young asked for comments from the council and the audience on the 2nd reading of the Dangerous Building Abatement Ordinance. With no comments being noted, motion was made by Eaton and seconded by Stonerook to have the 3rd and final reading of this ordinance at the August 9th, 2004 City Council Meeting. Motion carried by the following vote:

Aye: Eaton, Kepford, Stonerook
Nay: None
Absent: McGlaughlin, Starr

RESOLUTION ESTABLISHING TIME & DATE FOR RECEIPT OF BIDS, AQUATIC CENTER: Motion by Eaton, seconded by Stonerook to approve Resolution No. 072604A which is a Resolution to provide for a notice to bidders for the Tipton Family Aquatic Center. The Resolution states that the City Council hereby delegates to the City Clerk the duty of receiving, opening and announcing the results of all bids for the construction of the project, on the 6th day of August, 2004, at 3:00 p.m., at the City Hall, Tipton, Iowa. The 9th day of August, 2004, at 5:30 p.m., at the City Hall, Tipton, Iowa, is hereby fixed as the time and place of considering bids received by the City Clerk in connection therewith. Motion carried by the following vote:

Aye: Eaton, Kepford, Stonerook
Nay: None
Absent: McGlaughlin, Starr

2005 S STREET IMPROVEMENT PROJECT, ENGINEERING SERVICES

CONTRACT: Council received a letter from Garden & Associates requesting approval of the Engineering Services Agreement for the 2005 Street Improvement Agreement. The Agreement is for the reconstruction of Plum Street, 10th to North Street, and East Street, Inland Road to 7th Street.

Costs associated with the engineering and inspection services for these projects are: Plum Street, \$54,000 and East Street, \$46,000. After a brief discussion, council thought it would be in the best interest of the city to wait for the return of council members Starr and McGlaughlin before taking any action on the engineering agreement with Garden & Associates. Motion by Eaton, seconded by Kepford to table this issue until the next council meeting. Motion carried by the following vote:

Aye: Eaton, Kepford, Stonerook
Nay: None
Absent: McGlaughlin, Starr

PAY REQUEST, LEMON STREET IMPROVEMENTS: Motion by Stonerook, seconded by Eaton to approve Pay Request No.1 to L.L. Pelling Company in the amount of \$54,114.38 for work completed on the Lemon Street Improvement Project. Motion carried by the following vote:

Aye: Eaton, Kepford, Stonerook
Nay: None
Absent: McGlaughlin, Starr

ORDINANCE AMENDMENT, PRINCIPLE PERMITTED USES: Motion by Eaton, seconded by Kepford to set a date of Public Hearing on August 9, 2004 at 5:30 p.m. for the first reading of a Proposed Ordinance Amendment, Principle Permitted Uses, M-1 & M-2. The purpose of the amendment is to remove the language that allows a resident watchman or caretaker to live in a commercial or industrial building. Motion carried by the following vote:

Aye: Eaton, Kepford, Stonerook
Nay: None
Absent: McGlaughlin, Starr

ORDINANCE AMENDMENT, BUILDING CLASSIFICATION: Motion by Eaton, seconded by Stonerook to set a date of Public Hearing on August 9, 2004 at 5:30 p.m. for the first reading of a Proposed Ordinance Amendment, Building Classification. The ordinance amendment provides an expanded definition of fire barrier from a vertical barrier separating a residence unit from another use in the building to include a horizontal barrier for dwelling units above another use on the first floor. Motion carried by the following vote:

Aye: Eaton, Kepford, Stonerook
Nay: None
Absent: McGlaughlin, Starr

MONTHLY WATER REPORT: Motion by Kepford, seconded by Eaton to approve Monthly Water Report for June. Motion carried by the following vote:

Aye: Eaton, Kepford, Stonerook
Nay: None
Absent: McGlaughlin, Starr

CLOSED SESSION: Motion by Kepford, seconded by Eaton to go to Closed Session at 6:33 p.m. in accordance with Iowa Code 21.5 (j), to discuss the purchase of particular real estate. Motion carried by the following vote:

Aye: Eaton, Kepford, Stonerook
Nay: None
Absent: McGlaughlin, Starr

REGULAR SESSION: The council returned to Regular Session at 6:53 p.m. Motion by Stonerook, seconded by Eaton to hold a Special Council Meeting on August 2, 2004 at 5:30 p.m. to discuss the purchase of particular real estate. Motion carried by the following vote:

Aye: Eaton, Kepford, Stonerook
Nay: None
Absent: McGlaughlin, Starr

ADJOURN: With no further business to come before the council, motion was made by Eaton and seconded by Kepford to adjourn. Motion carried by the following vote:

Aye: Eaton, Kepford, Stonerook
Nay: None
Absent: McGlaughlin, Starr

Mayor

ATTEST: _____
City Clerk

