

March 23, 2009
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 Kepford called the meeting to order. Upon roll call the following named council members were present: Fry, Klemme, Johnson, Anderson, Absent: McGlaughlin. Also present: Boldt, Daufeldt, Nash, Hakeman, Penrod, Hembry, Todd, Packwood. Several visitors and the press were also in attendance.

AGENDA: Motion by Fry, seconded by Klemme to approve the agenda as presented. Upon roll call the vote was:

Aye: Anderson, Fry, Johnson, Klemme
Nay: None
Absent: McGlaughlin

COMMUNICATIONS: Unscheduled – None. Scheduled – Rod Daebellien.

Rod Daebelliehn addressed the council concerning a water problem at his residence. Daebelliehn noticed an increase in his water softener salt pellets. He contacted Ron Hembry of Alliance. Hembry inspected the house and found that toilets were indeed leaking. Daebelliehn could not believe that 20,000 plus gallons of water (15,000 – 17,000 more than normal) was leaking from toilets.

Daebelliehn wanted to let the council know that he appreciated the help Hembry had given and also the help the gas and electric departments have given to him in the past. Daebelliehn asked the council to look at their current ordinance and see if it could be revised to address unforeseen advents such as his. He also wanted to know if there is any room in his situation for a financial adjustment in his water/sewer bill. After a short discussion, council said they would review the situation. Daebelliehn thanked the council for their consideration.

CONSENT AGENDA: Motion by Johnson, seconded by Anderson to approve the consent agenda which included the following:

1. Council minutes from the previous meeting.
2. Clerk's/Investment Reports.
3. Accept March Library Board minutes.

Upon roll call the vote was:

Aye: Fry, Johnson, Klemme, Anderson
Nay: None
Absent: McGlaughlin

RESOLUTION NO. 032309: Motion by Anderson, seconded by Fry to approve Resolution No. 032309 which is a Resolution Approving Strategic Planning and Goal Setting 2009 Final Report:

WHEREAS, the City of Tipton, Iowa participated in a strategic planning and goal setting session on January 21, 2009 and WHEREAS, the City Council of the City of Tipton, Iowa would like to acknowledge this meeting and its accomplishments, and WHEREAS, a Final report has been generated from this session to act as a road map and tool for the future direction of the City of Tipton, Iowa, NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TIPTON, IOWA, that effective upon receipt of this resolution that the Strategic Planning and Goal Setting Final Report be accepted and approved.

Upon roll call the vote was:

Aye: Johnson, Klemme, Anderson, Fry
Nay: None
Absent: McGlaughlin

LIST OF CLAIMS: Motion by Johnson, seconded by Klemme to approve the following list of claims:

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| ALBAUGH PHC | 23.16 |
| ALEXIS FIRE EQUIPMENT | 29.17 |
| ALL AMERICAN CONCRETE | 13510.00 |
| ALLIANCE WATER RESOURCES | 21596.25 |
| ARAMARK | 47.80 |
| ARROW QUICK | 30.95 |
| BOW TIE AUTOMOTIVE | 76.17 |
| CBE GROUP | 62.17 |
| CEDAR COUNTY CO-OP | 1404.56 |
| CEDAR COUNTY SOLID WASTE | 1920.00 |
| CENTURY MANUFACTURING | 564.42 |
| CITY CARTON | 419.00 |
| CONTROL INSTALLATIONS | 971.06 |
| CUSTOM BUILDERS | 54.90 |
| EASTERN IA. LIGHT & PWR | 571.34 |
| ENERGY ECONOMICS | 715.42 |
| FESLERS | 182.60 |
| G&K SERVICES | 189.56 |
| GARDEN & ASSOCIATES | 3152.25 |
| GOVCONNECTION | 375.80 |
| GRAINGER | 109.75 |
| HYGIENIC LABS | 11.00 |
| ID AMERICA | 91.75 |
| KUNDE OUTDOOR EQUIPMENT | 57.87 |
| LINN, CHARLES | 23.00 |
| LINWELD | 10.88 |
| MIDWEST SALES | 45497.00 |
| MUNICIPAL SUPPLY | 3385.50 |
| NEWTON HOME OIL | 30.00 |
| NORTHWEST MECHANICAL | 5354.17 |
| P&E ENGINEERING | 5597.04 |
| PERFORMANCE SYSTEMS JANITOR | 484.04 |
| PRICE OIL/WILTON OIL | 1674.20 |
| ROYAL PUBLISHING | 225.00 |
| SNYDER & ASSOCIATES | 2980.00 |
| STUCKEY PLUMBING | 37.45 |
| STUELAND CHEVROLET | 789.91 |

| | |
|---------------------|---------|
| T&R ELECTRIC | 1750.00 |
| TIPTON CONSERVATIVE | 1168.57 |
| TIPTON TIRE & AUTO | 176.74 |
| TRANSWORLLD SYSTEMS | 7.58 |
| UNIFORM DEN | 454.84 |
| WENDLING QUARRIES | 92.90 |
| WESCO RECEIVABLES | 62.46 |

Upon roll call the vote was:

Aye: Johnson, Anderson, Fry, Klemme
 Nay: None
 Absent: McGlaughlin

COUNCILPERSON MCGLAUGHLIN'S MEMO: Mayor Kepford, in the absence of Councilperson McGlaughlin, read a memo prepared by McGlaughlin addressed to Mayor, Council, City Manager Boldt and Police Chief Hakeman. The memo is about an email that Hakeman sent to his staff, the mayor and Boldt. McGlaughlin had concerns about how OWI's were being handled. He also felt this was a policy issue and not a personnel issue about Hakeman. McGlaughlin is asking that the "policy email" be rescinded in its entirety. The memo is available to the public in the City Clerk's office at City Hall.

Police Chief Hakeman read his memo in response to Councilperson McGlaughlin's concerns. He said McGlaughlin's concerns appear to be predicated on two issues. The first being that Hakeman's email carries force of City policy and that the email directs his officers, as policy, not to make OWI arrests. Hakeman said an email is not policy. He said his email was intended to give his officers direction and to give them a wider operating latitude in their abilities to recognize the necessity of and how to prioritize workload. Hakeman's memo is also available for the public to view in the City Clerk's office.

Motion by Fry, seconded by Anderson to have no further discussion on the email from Hakeman and to consider the issue closed. Upon roll call the vote was:

Aye: Anderson, Fry, Klemme, Johnson
 Nay: None
 Absent: McGlaughlin

FACADE PROJECT GRANT: Motion by Johnson, seconded by Anderson to reimburse payment for Hugh Stumbo's Facade Project Grant in the amount of \$3260.34. His business is located at 108 & 110 West 5th Street. This project is part of the Downtown Revitalization Incentive program. Upon roll call the vote was:

Aye: Fry, Klemme, Johnson, Anderson
 Nay: None
 Absent: McGlaughlin

NO PARKING SIGN(S) WEST 9TH STREET: At the last council meeting, Mayor Kepford wanted to discuss parking concerns at Lemon and West 9th Street about a potential traffic safety hazard. City Manager Boldt said the request stems from parked cars on the north side of the road causing the intersection to be congested with the east/westbound traffic and the turning traffic from Lemon Street. Boldt said it has been suggested that a portion or all of West 9th Street be made “No Parking”. At the present time the entire south side of 9th Street is marked “No Parking”. After a brief discussion, council felt they did not want to take away all parking from residents who live in the area. Council instructed Police Chief Hakeman to contact home owners in the area and get their opinions about additional “No Parking”.

FRIENDS OF ANIMALS (FOA) CONTRACT PROPOSAL: City Manager Boldt informed the council he has received a Contract Proposal from FOA president Elke Southworth. Boldt said pending a decision on the duration of the contract, the proposal could be a temporary solution until a more permanent contract or solution could be presented and negotiated with the council. After a brief discussion, motion was made by Anderson and seconded by Klemme to approve the proposed contract with the FOA with a 90 day cancellation clause for both parties. Upon roll call the vote was:

Aye: Klemme, Johnson, Anderson, Fry
Nay: None
Absent: McGlaughlin

DOWNTOWN REVITALIZATION GRANT AWARDS: City Manager Boldt said the Tipton Development Commission received four applications for the Downtown Revitalization Incentive Program. He said the Development Commission has reviewed the applications and recommends approval for the Grant Awards. Council took the following action on each application:

Motion by Fry, seconded by Anderson to approve Façade Grant in the amount of \$3825.00 to Hugh Stumbo for his business located at 112 & 114 West 5th Street. Upon roll call the vote was:

Aye: Johnson, Anderson, Fry, Klemme
Nay: None
Absent: McGlaughlin

Motion by Klemme, seconded by Johnson to approve Façade Grant in the amount of \$978.50 to Ms Molly’s for the business located at 421 Cedar Street. Upon roll call the vote was:

Aye: Anderson, Fry, Klemme, Johnson
Nay: None
Absent: McGlaughlin

Motion by Johnson, seconded by Anderson to approve Façade Grant in the amount of \$1485.59 to Robert Byrd for his building located at 511 Cedar Street. Upon roll call the vote was:

Aye: Fry, Klemme, Johnson, Anderson
Nay: None
Absent: McGlaughlin

Motion by Johnson, seconded by Anderson to approve Façade Grant in the amount of \$895.50 to Kriti Crist/Trends & traditions for the building located at 511 Cedar Street. Upon roll call the vote was:

Aye: Klemme, Johnson, Anderson, Fry
Nay: None
Absent: McGlaughlin

POLICE DEPARTMENT REQUEST TO PURCHASE: Police Chief Hakeman requests council authorization to purchase two in-car cameras, a server to replace current police department server, four laptop computers, a new version of Sleuth records management software package that has web-based access, and seven Taser less-lethal devices using funding in the FY 08-09 budget. After a brief discussion, councilperson Klemme said he would like to see all of the above items purchased with the exception of the tasers. Councilperson Johnson said he would like to see the teasers be purchased and then the computers second. After further discussion, motion was made by Klemme to purchase all items mentioned with the exception of the teasers, his motion was not seconded. Motion was made by Fry to purchase all items and his motion was seconded by Anderson. Upon roll call the vote was:

Aye: Johnson, Anderson, Fry
Nay: Klemme
Absent: McGlaughlin

MOWING BIDS - MATHEWS AIRPORT: Listed below are the Mowing bids received for mowing at Mathews Airport:

Wright Lawn Service - \$4000/year
Deneve Enterprise - \$5000/year
Grasshopper Lawn Service - \$5500/year
Harden Lawn Service - \$10,000/year
E&N Services - \$500/time(at20times per season=\$10,000)

It is the recommendation of the Airport Committee to award the bid to Wright Lawn Service. Motion by Klemme and seconded by Fry to approve the recommendation from the Airport Committee awarding the bid to Wright Lawn service. Upon roll call the vote was:

Aye: Anderson, Fry, Klemme, Johnson
Nay: None
Absent: McGlaughlin

MONTHLY WATER REPORT: Motion by Anderson, seconded by Johnson to approve monthly water report for February. Upon roll call the vote was:

Aye: Fry, Klemme, Johnson, Anderson
Nay: None
Absent: McGlaughlin

NEW DEVELOPMENT DIRECTOR: Mayor Kepford and interim Development Director Don Young introduced John Todd as the new Community Development Director. Mayor council welcomed Todd and wished him best of luck in his new position. Mayor/Council also thanked Young for filling in as the interim Development Director.

NATURAL GAS REPORT: Gas Superintendent Penrod updated the council on future gas prices. Penrod said at the current time, the city locked in 50% at \$6.56 in January. He went on to say the city usually contracts up to 75%, but with prices being low, he suggested contracting at 85% at the \$5 dollar range when the time is right. After a short discussion, mayor/council said they had full confidence in his judgements.

CITY MANAGER REPORT:

Dave Annen issues. City Manager Boldt said he met with councilpersons Klemme, Johnson and Finance Officer Fletcher. For utility deposits, Klemme and Johnson recommend that the city keep the deposit requirements the same with the exception of “fast tracking” the read out and bill process so that any deposit that would be left from one residence could be applied to the next residence in the event the person moves within the city limits. Boldt said Fletcher researched the capabilities of the city’s software and found out this can be done as opposed to having to wait until the next billing cycle from where the residence was. Boldt said the other exception would be to consider adjusting the deposit amounts in the event that a family of two moves into a house where a family of five once lived.

Boldt said as far as the frozen waterline issue, there is no recommendation at this time. He said he is gathering more information on the cost of running a new service line.

Boldt said that he and the mayor met with the manager of Walmart to discuss the letter the city received from Jim Orr, President of Movies America. He was told by the manager of Walmart that installing these “Red Box’ movie rentals appears to be a corporate policy for all Walmarts. The manager of Walmart said he would provide the policy to Boldt for his review and then share with the council.

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

Aye: Klemme, Johnson, Anderson, Fry
Nay: None
Absent: McGlaughlin

Mayor

ATTEST: _____
City Clerk

REVENUES RECEIVED – FEBRUARY 2009

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|-------------------------|-------------------|
| PROPERTY TAXES | 7711.25 |
| LOCAL OPTION SALES TAX | 16482.24 |
| LICENSES & PERMITS | 107.00 |
| USE OF MONEY & PROPERTY | 31340.71 |
| INTERGOVERNMENTAL | 29143.61 |
| CHARGE FIR SERVICES | 864609.14 |
| SPECIAL ASSESSMENT | 37365.00 |
| MISCELLANEOUS | 38294.50 |
| TOTAL | 1025053.45 |

