

May 18, 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: Anderson, Fry, Klemme, Johnson, McGlaughlin. Also present: Boldt, Foley, Hakeman, Nash, Hembry, Todd. A few visitors and the press were also in attendance.

**AGENDA:** Motion by Anderson, seconded by Johnson to approve the agenda as presented. Upon roll call the vote was:

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

**COMMUNICATIONS:**

Scheduled – None

Unscheduled - None

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

1. City council minutes from the last meeting.
2. Clerk's/Investment Reports.
3. Accept April Airport Committee minutes.

Upon roll call the vote was:

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

**PUBLIC HEARING:** Mayor Kepford opened the Public Hearing on the first reading of Ordinance No. 504 which is an ordinance to amend Title II, Public Service, Chapter 2, Water Service and Rates, of the Municipal Code of the City of Tipton by adding Section 33, Water Adjustment. With no oral or written comments noted, the mayor closed the public hearing and asked the council to either approve, not approve or have the second reading at the next council meeting. After a brief discussion, council member McGlaughlin was still not in favor of allowing water and sewer adjustments. Council member Johnson felt the same way, but also said something needed to be in place where the council would have the final say. Council member Klemme agreed with Johnson. With no further discussion, motion was made by McGlaughlin and seconded by Johnson to have the second reading of proposed Ordinance No. 504 at the June 1<sup>st</sup> council meeting. Upon roll call the vote was:

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

**PUBLIC HEARING:** Mayor Kepford opened the Public Hearing for the first reading of Ordinance No. 505 which is an Ordinance to amend Title II, Public Service, Chapter 4, Sewer Regulations and Rates, of the Municipal Code of the City of Tipton by adding Section 9, Sewer Adjustment. With no oral or written comments noted, the mayor closed the public hearing. This proposed Ordinance was discussed during the public hearing for Ordinance No. 504.

Motion was made by Johnson and seconded by McGlaughlin to have the second reading of proposed Ordinance No. 505 at the June 1<sup>st</sup> council meeting. Upon roll call the vote was:

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

**PUBLIC HEARING:** Mayor Kepford opened the Public Hearing on the Budget Amendment for Fiscal Year 2008-2009 Tipton City Budget. With no written or oral comments noted, the mayor closed the public hearing. Motion was made by Fry and seconded by Anderson to approve Resolution No. 051809A which is a Resolution Approving the City of Tipton Budget Amendment for Fiscal Year 2008-2009. Upon roll call the vote was:

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

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

ALBAUGH PHC	4.92
ALEXAIR APPARATUS	37.00
ALL STAR TURF	1859.20
ALLIANCE WATER RESOURCES	21596.25
AMEREN ENERGY MARKETING	3930.00
ARAMARK	47.82
ARROW QUICK	846.92
BROWN SUPPLY	372.90
BUSINESS RADIO SALES	164.80
CBE GROUP	139.73
CEDAR COUNTY CO-OP	2343.83
CEDAR COUNTY ENGINEER	1780.07
CEDAR COUNTY EQUIPMENT	459.34
CEDAR COUNTY SOLID WASTE	1926.00
CITY CARTON	567.50
CLARENCE LOWDEN SUN NEWS	193.58
CLIFTON GUNDERSON	3300.00
COMMSPEED	29.95
CUSTOM HOSE AND SUPPLY	136.80
DUECO	840.92
EASTERN IA. LIGHT & PWR.	702.55
EDDY WALKER	156.97
ENERGY ECONOMICS	13.38
FARNER-BOCKEN	84.45
G&K SERVICES	197.34
GARDEN & ASSOCIATES	12797.22
GENERAL PEST CONTROL	161.03
GOVCONNECTION	375.80
GREAT WESTERN SUPPLY	1280.00
HYGIENIC LABS	11.00
IOWA ONE CALL	96.30
KUNDE OUTDOOR EQUIPMENT	72.54
LL PELLING	469.24
LINWELD	12.09
MANATTS	315.50
NEWTON HOME OIL	30.00

NILES CHIROPRACTIC	75.00
O'ROURKE MOTORS	33.00
ORTIVUS NORTH AMERICA	687.50
PITNEY BOWES	210.00
POOL CLEANER SERVICES	310.20
PRAXAIR DISTRIBUTION	138.02
REXCO DISTRIBUTION	1153.18
RK DIXON	16.51
SEATASEA WATERSPORTS	91.25
STAPLES BUSINESS ADVANTAGE	107.34
TAYLOR TECHNOLOGIES	139.54
TIPTON BAKERY	19.25
TIPTON CONSERVATIVE	1119.79
TIPTON GREENHOUSE	121.60
TIPTON TIRE & AUTO	25.00
TRANSWORLD SYSTEMS	160.70
UTILITY EQUIPMENT	319.20
WENDLING QUARRIES	83.10
WESCO RECEIVABLES	174.73
WASTE MANAGEMENT	9799.56
XEROX CORPORATION	1252.93
ZARNOTH BRUSH WORKS	244.00

Upon roll call the vote was:

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

**PAYMENT NO. 4, TRI-CITY ELECTRIC:** Motion by Anderson, seconded by Fry to approve pay application No. 4 in the amount of \$31000.71 to Tri-City Electric for work completed on the 2400 V Breaker Project. Upon roll call the vote was:

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

**CHANGE ORDER NO. 2, TRI-CITY ELECTRIC:** Motion by Fry, seconded by Anderson to approve change order No. 2. This change was to manufacture 5 each arc barriers and install, and provide modifications to copper bus details for T112 and T113. The change order was an increase of \$2632.20. Upon roll call the vote was:

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

**PAY APPLICATION NO. 6, ALL AMERICAN CONCRETE:** It is the recommendation of the Engineers to table this pay application request. There are some issues pending with seeding and settlement. Motion by Johnson, seconded by McGlaughlin to table this pay request until recommendation is given from the Engineers. Upon roll call the vote was:

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

**COOPERATIVE AGREEMENT:** Jack Pope of Garden & Associates gave the council a brief power-point presentation on the upcoming Highway 38 and 130 projects. After a brief discussion, motion was made by McGlaughlin and seconded by Anderson to authorize city signature to the following Cooperative Agreement:

This Agreement, is entered into by and between the Iowa Department of Transportation (IDED), hereinafter designated the DOT, and the City of Tipton, Iowa, hereafter designated the CITY in accordance with 761 Iowa Administrative Code Chapter 150 and Iowa Code sections 28E.12 and 306A, WITNESSETH; that WHEREAS, the CITY in joint cooperation with the DOT proposes to establish or improve an extension of Primary Road No. Iowa 38 and extension of Primary Road No. Iowa 130 within Cedar County, Iowa; and WHEREAS, the CITY and DOT are willing to jointly participate in said project, in the manner hereafter provided; and WHEREAS, this Agreement reflects the current concept of this project which is subject to modification by the DOT; and NOW, THEREFORE, IT IS AGREED as follows:

The CITY will design, let, inspect and administer construction of the following primary highway project in accordance with the project plans and DOT standard specifications:

Iowa 38 will be reconstructed from 7<sup>th</sup> Street to 11<sup>th</sup> Street including reconstruction of city street intersections. The project provides for the reconstruction of Iowa 130 from Iowa 38 (Cedar Street) to Mulberry Street, including the intersection with Iowa 38. Areas of pavement patching will also be completed on Iowa 38 within the corporate limits. Upon roll call the vote was:

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

**STREET LIGHT REQUEST:** City Manager Boldt received a letter from Ron and Diane Chambliss requesting street lights at 302 and 709 Sycamore Street. They feel this area is very dark during the nighttime hours. Boldt said if additional lights are needed, that it is a council decision done on a case by case basis. Boldt said he would like council approval to allow staff to evaluate the situation and make a recommendation at the next council meeting.

**NEW FIRE TRUCK TANKER:** City Manager Boldt said this item was on the agenda for consideration and award of bid for the purchase of a new Fire Truck Tanker. He said over the weekend that Fire Chief Woode came upon some information about one of the Companies that submitted a bid and is asking that this issue be tabled until a later date. Motion by Anderson, seconded by Johnson to table the purchase of a New Fire Truck Tanker at a later date. Upon roll call the vote was:

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

**PURCHASE OF BUILDING CODES:** City Manager Boldt informed the council that he met again with Terry Goerdt and Department Heads on the implementation of a building code for Tipton. Boldt said that Goerdt suggested that the city should purchase individual building codes and adopt them by ordinance. Boldt said there are six individual codes and these can be purchased online from the International Code Council. Goerdt is a member of that organization and said he could purchase all six codes for under \$400. After a brief discussion between Boldt, Goerdt and the council, motion was made by McGlaughlin and seconded by Klemme to have Goerdt order all six codes. Upon roll call the vote was:

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

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

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

**COMMUNITY DEVELOPMENT REPORT:** Motion by Anderson, seconded by Fry to approve Community Development Director's Report. Upon roll call the vote was:

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

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

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

**REVENUE RECEIVED – APRIL 2009**

PROPERTY TAXES	378500.52
LOCAL OPTION SALES TAX	14975.26
LICENSES & PERMITS	257.50
USE OF MONEY & PROPERTY	26806.56
INTERGOVERNMENTAL	26510.52
CHARGE FOR SERVICES	623431.11
MISCELLANEOUS	123321.13