

June 4, 2007
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: Anderson, Johnson, Kepford, McGlaughlin, Wethington. Also present: Boldt, Foley, Fletcher, Penrod, Packwood, Nash, Alden. Visitors: Ed Mellecker, Timm Wynkoop, Ray Eserhaut, Jeff Meyer, Jeanne Maher, Ron Burroughs, Todd Miller, Jerry Murphy and the press.

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

Aye: Anderson, Johnson, Kepford, McGlaughlin, Wethington
Nay: None

COMMUNICATIONS:

Scheduled – None

Unscheduled – Jeanne Maher of 906 Lynn Street again addressed her concerns of the property located next to hers. Maher said the city has done nothing to get the property cleaned up. She said there is still open burning and fires left unattended and smoke smoldering day and night. Loud voices can still be heard all through the night.

Ron Burroughs of 1015 Cedar Street addressed his concerns of the property located next to his house and the whole area located between 9th and 10th Streets, between Lynn and Cedar Streets. He also asked why the city has not addressed these properties because they are not being maintained according to the Nuisance Ordinance.

After much discussion between Maher, Burroughs and the council, Mayor Young said he would discuss the issue with the Police Chief and see if abatements can be issued to those property owners who are not within the guidelines of the city code.

CONSENT AGENDA: Motion by Kepford, seconded by Wethington to approve consent agenda which included the following:

1. Minutes from the previous meetings.
2. Liquor License Renewal – Rhino's.

Motion carried by the following vote:

Aye: Anderson, Johnson, Kepford, McGlaughlin, Wethington
Nay: None

OLD BUSINESS: Council member McGlaughlin asked for another recap of the RPGI/Louisa Generation Power Dispute that Electric Superintendent Packwood talked about at the last council meeting. During a brief question and answer session, Packwood hit on two key issues again.

1. The posture of the RPGI Board indicated they were anxious to see the dispute go away and not be taken to arbitration. They offered an agreement allowing Tipton to sell any and all Louisa Generating Station energy and capacity in any manner it saw fit and still retain the RPGI Interrupt Generation capacity credit, which, for

2006 amounted to \$110,000 on top of any sales revenue. The agreement was reproduced and hammered out and signed by both parties upon resolution by the Tipton City Council.

2. It is agreed by RPGI that Tipton may sell 100% of the energy available to Tipton from Louisa Generating Station in any manner whatsoever, including sales into the Midwest Independent Transmission System Operator (MISO) system and any general sales contract Tipton may make with others without invalidating any of the terms of the original agreement.

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

ACCESS DATA CORPORATION	1065.90
ARAMARK	161.32
ARROW QUICK	700.00
BOW TIE AUTOMOTIVE	288.15
BOWIE EQUIPMENT	100.00
CITY CARTON	626.15
CITY ELECTRIC SUPPLY	393.05
DR. PEPPER – 7UP	78.60
FARM PLAN CORPORATION	870.30
FARNER-BOCKEN	273.48
FLETCHER-REINHARDT	1179.09
G&K SERVICES	49.43
GAZETTE COMMUNICATIONS	90.00
KIEFER & ASSOCIATES	374.92
MANATTS	667.83
MATT PARROTT	820.52
MC MASTER-CARR	45.77
OFFICE DEPOT	77.14
POOL CLEANER SERVICES	305.50
PRAXAIR DISTRIBUTION	58.39
PREMIER CONSTRUCTION	199.32
RADIO COMMUNICATIONS	153.81
SEATASEA WATERSPORTS	380.28
SPAHN & ROSE	445.40
T&R ELECTRIC	3885.00
TERRY DURIN COMPANY	18264.25
TIPTON ELECTRIC MOTORS	12.24
TIPTON STRUCTURAL	56.20
TIPTON TIRE & AUTO	173.08
UNITED SEEDS INC	1750.00
UTILITY EQUIPMENT	82.08
UTILITY SUPPLY	29.36
WALMART COMMUNITY	200.45
WEARGUARD	525.59
WENDLING QUARRIES	411.64
WESCO	245.42

Motion carried by the following vote:

Aye: Anderson, Johnson, Kepford, McGlaughlin, Wethington
Nay: None

PAY APPLICATION – MAGUIRE: Motion by Kepford and seconded by Anderson to approve pay application No.4 in the amount of \$268,375.00 to Maguire Iron for work completed on the new elevated storage tank. Motion carried by the following vote:

Aye: Anderson, Johnson, Kepford, McGlaughlin, Wethington
Nay: None

PAY APPLICATION – SMITH SEEDING: Motion by McGlaughlin and seconded by Anderson to approve pay application No.6 in the amount of \$8,000.00 to Smith Seeding for final work completed on the West Trunk Sewer Project. Payment will not be paid until the following items have been completed:

1. City to bill Smith for tile work at golf course
2. Smith to reimburse the City for tile exploration and repairs at the golf course
3. City to obtain Ray Vitense's approval of completed work
4. Smith to re-establish property corner on Weets property

Motion carried by the following vote:

Aye: Anderson, Johnson, Kepford, McGlaughlin, Wethington
Nay: None

PAY APPLICATION – MIRON CONSTRUCTION: Motion by Kepford and seconded by Wethington to approve pay application No.11B in the amount of \$45,000.00 to Miron Construction for repairs made on the Tipton Family Aquatic Center. Motion carried by the following vote:

Aye: Anderson, Johnson, Kepford, McGlaughlin, Wethington
Nay: None

WELLHEAD PROTECTION PLAN: Jill Soenen of the Iowa Association of Municipal Utilities presented the council with the City's Wellhead Protection Plan. Soenen said this is a voluntary program but feels it is necessary for the city to take proactive approach to protecting the city's groundwater starting at the source. She said the goal of the plan is to provide information about sources of potential contaminants within the wellhead protection area and to utilize management strategies to help prevent contamination and provide public education. After a brief discussion about the plan, City Manager Boldt said he would like formal approval at the June 18, council meeting.

PARTICIPATION WITH CCEDCO: City Manager Boldt noted to the council that the annual agreement with Cedar County Economic Development Commission is up for renewal on July 1, 2007. Dues for the FY07-08, for the City of Tipton are \$7,888.00. Mayor Young asked for the council's wishes. Council member Johnson was in favor of renewing the agreement. Council member Kepford was not in favor of renewing the agreement. She felt there needed to be changes made in staff, mainly the Director, and those changes have not taken place yet. Council member Anderson agreed with Kepford and was also not in favor until certain changes are made. Council member McGlaughlin, who is a member of the CCEDCO Board, was in favor of renewing the agreement and felt CCEDCO Director Lacina had done a good in making contacts with outside organizations. Council member Wethington had no comment.

Jeff Meyer, representing TEDCO, said his board had no recommendation for the council. Meyer said many of his board members had the same concerns that council members Kepford and Anderson stressed. He said the TEDCO Board Members have not voted on the issue yet. Former council member Jerry Murhpy expressed some of his concerns also.

After a short discussion, motion was made by Kepford and seconded by Anderson to withdraw from CCEDCO and not renew the agreement for the upcoming fiscal year. Upon roll call the vote was as follows:

Aye: Anderson, Kepford, Wethington
Nay: McGlaughlin, Johnson

ADDITIONAL ELECTRIC TRANSMISSION INVESTMENT: City Manager Boldt pointed out that at the April 23, 2007 council meeting; council gave approval of a 4.7% or \$13,814.25 investment with RPGI for the Quad City West Flow Gate transmission line being constructed by MidAmerican Energy. Boldt informed the council that the City of Maquoketa is not going to renew their purchase contract at the end of 2008 making their share available to the participating members. He said Tipton could increase its ownership percentage from 4.8% to 5.9% at an additional cost of \$3464.00. After a brief discussion, Electric Superintendent Packwood recommended that the council approve additional transmission investment. Motion by Johnson, seconded by Wethington to approve the recommendation from Packwood. Motion carried by the following vote:

Aye: Anderson, Johnson, Kepford, McGlaughlin, Wethington
Nay: None

BACKUP POOL VACUUM: Motion by Anderson, seconded by McGlaughlin to approve the purchase of a used backup pool vacuum for the Family Aquatic Center at a cost of \$2035.00. Motion carried by the following vote:

Aye: Anderson, Johnson, Kepford, McGlaughlin, Wethington
Nay: None

BID DATE, STREET IMPROVEMENTS: Motion by Kepford, seconded by Johnson to set a bid date for the 2007 Street Improvements Project for June 28, 2007 at 10:00 a.m. Motion carried by the following vote:

Aye: Anderson, Johnson, Kepford, McGlaughlin, Wethington
Nay: None

AUTHORIZATION, CITY MANAGER: Motion by Anderson, seconded by Kepford to authorize City Manager to contact Dorsey & Whitney to prepare the necessary materials to Amend the City's Urban Renewal Plan for the Downtown Revitalization Incentive Program. Motion carried by the following vote:

Aye: Anderson, Johnson, Kepford, McGlaughlin, Wethington
Nay: None

CITY MANAGER PERFORMANCE EVALUATION: Mayor Young said he received back a written performance evaluation form from each council member and provided each member with those results prior to the June 4, 2007 council meeting. The evaluations were not signed by the council members. Mayor Young noted that the overall evaluation from the council members was very favorable for City Manager Boldt. The mayor asked if there was any discussion regarding the results of the evaluations. After a brief discussion, the mayor asked what increase was the council willing to offer. Council members Wethington and Johnson felt the same increase of \$3000 that was given to Boldt last year would be acceptable. Council member Kepford suggested an increase of

\$2000 would be favorable and council member McGlaughlin agreed. After a brief discussion, motion was made by Wethington and seconded by Johnson to approve a salary increase of \$3000 for City Manager Boldt. Motion carried by the following vote:

Aye: Anderson, Johnson, Kepford, McGlaughlin, Wethington
Nay: None

DEPARTMENT HEAD SALARY RECOMMENDATIONS: City Manager Boldt presented the council with the following salary recommendations for the FY07-08. The increases are in dollar amounts rather than percentages:

Steve Nash - \$1600.00
John Foley - \$1600.00
Virgil Penrod - \$1600.00
John Packwood - \$2100.00
Lorna Fletcher – \$2250.00
Adam Spangler – 3000.00

The mayor asked for input from the council. Council member McGlaughlin felt all employees should be treated the same and everybody should have an equal increase. Council member Kepford agreed with McGlaughlin. With no further discussion, motion was made by McGlaughlin and seconded by Kepford to give all department heads a \$1600.00 increase for the FY07-08. Upon roll call the vote was:

Aye: Kepford, McGlaughlin, Anderson
Nay: Wethington, Johnson

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

Aye: Anderson, Johnson, Kepford, McGlaughlin, Wethington
Nay: None

Mayor

ATTEST: _____
City Clerk