

The Palo City Council met in open session Monday July 13th, 2009 at the Temporary City Hall located at the FS Building. Mayor Jeff Beauregard called the meeting to order at 6:30 PM with the following council present: Alan Mengler, Paula Gunter-Mayor Pro-tempore, Trent Miller, John Harris and Jeannie Blumer. Others present: City Attorney; Scott Peterson, City Engineer; Matt Shock, Infrastructure Commander; Tom Watson, City Administrator/Clerk; Stacy Dix.

Mayor Jeff Beauregard asked everyone to stand and say the pledge of allegiance.

Motion by Council member Al Mengler to approve the agenda with the addition of moving item #22 after item #8, seconded by Council member Trent Miller, motion carried (5-0).

Motion by Council member Paula Gunter to approve the consent agenda including June 22nd, 2009 Council meeting minutes with the correction of new business should state all applicants that have previously applied will be taken into consideration, seconded by Council member Al Mengler, motion carried (5-0). Claims Report: Advantage FS, June rent, \$2610.73; Alliant Energy, Gas & Electric, \$1731.83; Anderson-Bogert, Sewer Project/ Flood Recovery Projects, \$17,772.80; Barb Packingham, P & Z Meetings, \$100.00; Brian Beaty, P&Z Meetings, \$40.00; Buesing's Iowa Generator, Case Tractor Parts, \$88.62; Burt Trucking, New Comm. Center 9 loads rock, \$570.00; Coonrod Wrecker & Crane Service, Flood Remove tank at C.C., \$225.00; Culligan, Bottled Water, \$32.00; D&N Fence, Ballfield Fence & Installation, \$4,748.80; Dan Oliphant, P&Z Meeting, \$100.00; Delaney Concrete, Recreation area slab, \$4,985.00; Don McCluskey, Demo CC Remove & Clean bricks, \$260.00; Doug Hanover, P&Z Meetings, \$100.00; Esco Electric CO., Flood repair main lift station, \$2,067.73; Farm Plan, Hose & tubing for sewer, \$448.87; Fine line printing & copy center, Load tickets demo 404&403, \$387.34; Foley Construction co., PPE 11 sewer project, \$160,825.45; Gazette communications, publication, \$361.79; Grainger, Start capacitor, \$27.14; Green Valley Ag. & Turf Co., Lawn mower parts, \$67.37; Hart-Frederick Consultants, Sewer project, \$7,046.55; Hawkins Inc., chemicals, \$3,725.22; HSBC Business Solutions, Pallet forks, \$751.17; IDNR, Public H2O supply annual fee, \$108.60; Imagetek Inc., minute books scanned, \$208.75; Iowa League of Cities, Membership dues 09-10, \$525.00; Iowa One Call, locates, \$124.20; Iowa Prison Industries, detour/ road closed signs, \$287.98; Iowa Workforce Dev., unemployment, \$65.28; Keystone Labs., testing, \$10.50; Kirkwood Community College, class & skills evaluation, \$335.00; L.L. Pelling Co., premix, \$116.63; Linn County Planning & Development, Flood recovery bldg inspection, \$5,863.63; Linn County REC., street lights, \$145.65; Linn County Sheriff's Office, police protection, \$8,125.00; Menards, power washer replacement, \$357.13; Michelle Nejd, reimbursement postage demo lien letters, \$216.71; Midway Outdoor Equipment, Lawn mower parts, \$10.03; Municipal Pipe Tool Co. LLC., Sewer lining repair, \$11,438.62; Nidey, Peterson, Erdahl & Tindal, flood legal services, \$9,356.50; Office Elements, copier images, \$86.00; Office Express, office supplies, \$430.95; Orkin, Palo C.C., \$38.98; Palo Coop., telephone service, \$243.98; Paula Gunter, Mileage reimbursement, \$96.80; Port "O" Jonny, farmers market r.r., \$245.00; Rexco Equipment, lawn mower parts, \$64.54; Rudd Sanitation Inc., Solid Waste Acct.#2945, \$3,334.25; Solum Lang Architects, LLC., new community center, \$16,079.80; Stacy Dix, backup for summit, \$175.81; Titan Access Account, case tractor power steering, \$11.35; Tony Hite, Sewer sample postage, \$13.29; Treasurer State of Iowa, Sales tax 2nd Q., \$343.00; Trisca Smetzer, keyboard for computer & training, \$111.93; True North, life insurance, \$72.00; US Postal, postage, \$238.00; USA Bluebook, chlorine test kit, \$12.42; Verocity Wireless, Tony's phone, \$62.95; Vicky Clymer, P&Z Meeting, \$100.00; Water Technologies, Software public works maintenance sewer, \$150.00; Watson Services, May WW.

Plant Operations, \$555.00; Wright Express, Fire Fuel, \$99.70; D.W. Zinser CO., Old Community Center Demo Flood, \$21,534.00; TOTAL \$302,345.85 Payroll: General \$10,210.07, Road Use \$571.16, Sewer \$631.55.

Sherriff's report was given 108.33 hours required and 118.60 hours actually worked.

Chamber of Commerce Report by Faye Dykema; Stated the Chamber has met with Jon Bogert regarding the re-cat grant. Will be meeting with land owners to discuss the future green space where the lagoons will be decommissioned. Palo Community Group is submitting a schedule for the Palo Fun Day and is requesting the City pay for the Sheriff's protection for the event between 3pm and 11pm. Gunter requested clarification on whether Brogan's was running the beer garden or if the PCG was. If it is solely Brogan's would like to see them pay for the law enforcement protection. Table until next meeting. Palo Business Group has sent out a letter to get more businesses involved.

Dan Diehm stated they are working with Jon Bogert, Karl Haible & Darren Adams to help progress the vision for the green space for the lagoon site.

Rebuild Palo Fund report by Tom Watson; Committee has received 10 new applications, not accepting commercial applications yet, and have not received any applications for new construction.

Audience Comments:

Brian Shakespeare questioned the mosquito spraying down on Church Street, stated his area has not been sprayed. Matt Walter from Mosquito Control was present and showed Brian on his laptop the route that was traveled by GPS tracking devise. Brian also stated he has not received any help from the city, other residents have told him they have received free months sewer. City Administrator/Clerk Stacy Dix stated Mr. Shakespeare bought his property after the flood the only relief from the sewer utility bill was for the month of June there was no bill that went out. Bill Zeller had questions on the site plan regarding the removal of the sidewalk, replacing the basketball court and the clearing of the trees by the creek. City Engineer Matt Shock stated the site plan for the green space of the community center includes the removal and replacement of the sidewalk extending it further. The basketball hoops will be replaced in the new parking lot. The clearing of the trees & creek was awarded at the last council meeting to help improve the flow of the creek and prevent erosion and damming.

Resolution #071309A to approve the contract services with ECICOG to help create the comprehensive land use and fringe area plan. With the assistance from Linn County and forming an ad hoc committee to be a liaison for the P&Z Commission, motion by Council member Paula Gunter, seconded by Council Member Al Mengler, roll call, motion carried (5-0).

Motion by Council member Al Mengler to approve the purchase of a fire rescue boat to include the lights and radios that has been funded through a grant award, seconded by Council member Jeannie Blumer, v.v, motion carried (5-0).

Matt Walter representing Mosquito Control was present to discuss any issues with the mosquito spraying. Council requested spraying in the alley parallel to 1st street off of Church Street, Church Street by Zeller Park as well as the Palo Cemetery.

Motion by Council member Paula Gunter to approve the street closure on Bear Creek for July 25th between 3pm and midnight. Fire Department had no issue with emergency response. seconded by Council member Jeannie Blumer, motion carried (5-0).

Discussion on allowing golf carts in the city limits. The majority of the council would like to look into further and review some neighboring city ordinances. Submit any feedback to Stacy.

Motion by Council member Al Mengler to open public hearing at 7:32pm regarding site work and grading plan for the green space at 1006 1st street to go out for bid, seconded by Council member Paula Gunter. Q. Bill Zeller asked where the water from the splash pad would go. A.)Matt Shock stated it would not dump into the sewer it would be diverted through a drainage pipe to an infiltration area.

Motion by Council member Paula Gunter to close the public hearing at 7:48pm, seconded by Council member Al Mengler, motion carried (5-0).

City Engineer Matt Shock stated the site plan includes the water lines to the future splash pad the dirt grading and the parking lot sub-base and asphalt. Motion by Council member Trent Miller to approve going out for bid, seconded by Council member Paula Gunter, motion carried (5-0).

Motion by Council member Al Mengler to award the bid for the Vinton Street drainage project to Eastern Iowa Excavating and Concrete, LLC in the amount of \$44,860.00, seconded by Council member John Harris, v.v, motion carried (5-0).

Motion by Council member Al Mengler to award the bid for flood related structure demolition to D.W. Zinser in the amount of \$214,325.00, seconded by Council member John Harris, v.v, motion carried (5-0).

Motion by Council member Paula Gunter to install 2 Omni site systems one to be located at the Blairs Ferry Road lift station and the other at the Main lift station on Yates Road, not to exceed \$9000.00 and return the sensaphone for reimbursement, seconded by Council member John Harris, v.v., motion carried (5-0).

Resolution #071309B to remove the utility poles located at the community center parking lot and relocate one pole to the new community center site 5000 Hollenbeck Road, motion by Council member Al Mengler, seconded by Council member Paula Gunter, roll call, motion carried (5-0).

Resolution #071309C to approve the conflict waiver form, motion by Council member Al Mengler, seconded by Council member Paula Gunter, roll call, motion carried (5-0).

Resolution #071309D to approve the policy to submit RFQ for Contract Services on a yearly basis with the correction of deleting 3(b), motion by Council member John Harris, seconded by Council member Trent Miller, roll call, motion carried (5-0).

Resolution #071309E to approve Megan Murphy as the Rental Inspection Code Official, motion by Council member Al Mengler, Council member Jeannie Blumer stated some concern with continuing employing the additional help, Mayor Jeff Beauregard requested this be discussed at the workshop in August, seconded by Council member John Harris, roll call, motion carried (5-0).

Resolution #071309F to approve the Property Acquisition Administrative Plan, motion by Council member John Harris, seconded by Council member Trent Miller, roll call, motion carried (5-0).

Resolution #071309G to open a checking account for property acquisitions, motion by Council member Al Mengler, seconded by Council member John Harris, roll call, motion carried (5-0).

Discussion on Personnel Policy, Council to review and discuss at the workshop in August.

Motion by Council member Paula Gunter to approve the purchasing policy, seconded by Council member John Harris, v.v., motion carried (5-0).

Department Reports:

Doug Hanover stated equipment for ball diamond as well as the tent has been delivered.

Recommend the City has policy if they are going to let other organizations use the tent to make sure they have individuals to help City employees set up the tent.

Mayor Jeff Beauregard read the Fire Department report; current active members: 21, 1 Resignation, 7 calls, Monthly dept. training is July 16th, six members enrolled in FF1 class. This is the first FF1 class in house at Palo in the department history. The class is being taught by Rob Sullivan (PFD) and members of the Cedar Rapids Fire Dept. Also the fire dept. has held three successful cookout events over the summer. The money raised will go towards loose equipment and hand tools for the new rescue truck.

City Employee Tony Hite discussed the kids riding bikes and playing on the dirt pile. Council member Paula Gunter suggested that Tony post a sign. Would also like to purchase a hand/eye washing station for the maintenance building. Council approved.

Mayor Jeff Beauregard stated he would like to see the sandbags put inside, as well as the park equipment until its ready to be installed. Discussion on building a lean to over the sand and salt to shelter it from the elements. Tony will get estimates for next Council meeting.

New Business

Council member Paula Gunter discussed some issues citizens have expressed concerning excessive animals and neglect in town. City Attorney Scott Peterson will look into situation further with Staff.

Council member Al Mengler stated the American Legion has filed for a permit to have bingo for the Palo Fun Day would like to have the consensus from Council to proceed. Council agreed unanimously to proceed with permit application.

Mayor Jeff Beauregard discussed plans to work on staff reviews and wage increases for FY2010. Mayor Beauregard also discussed the water referendum to establish a water utility that will be on the ballot August 4th. The Town Hall Meeting on Saturday July 11th was dedicated to water discussion and from that meeting has directed the City Staff and City Attorney to look into having another special election if the utility passes to let the citizen's vote on what option they would like to see once the options for distribution are available.

Council Member Paula Gunter suggested the City use the donated rock from Tom Watson and have a picture of the Community Center engraved on it as well as place some of the bricks that were salvaged as pavers around the rock. This would be placed by the information board as a memorial for the building. Council all agreed. Council member Paula Gunter will look into the cost for engraving.

Asst. City Admin/Clerk Trisca Smetzer stated the city has been awarded the IDED Single Family Unit Production Grant for 12 units. This is a 30% down payment assistance for new single family construction up to \$180,000 for income approved applicants. ECICOG will be administering this grant.

Motion by Council member AL Mengler to go into closed session regarding Land Acquisition, seconded by Council member John Harris, v.v, motion carried (5-0).

Motion by Council member Paula Gunter to adjourn at 9:59pm, seconded by Council member Trent Miller, motion carried (5-0).

Respectfully submitted by,

Trisca Smetzer, City Clerk