

The Palo City Council met in open session Monday May 11<sup>th</sup>, 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 and John Harris. Absent: Jeannie Blumer. Others present: City Attorney; Scott Peterson, City Infrastructure Commander; Tom Watson, City Public Works Director; Tony Hite.

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 #19 after closing comments, seconded by Council member Paula Gunter, motion carried (4-0).

Motion by Council member Paula Gunter to approve the consent agenda including April 28<sup>th</sup>, 2009 Council meeting minutes, budget review and bill approval, seconded by Council member Trent Miller, motion carried (4-0). Claims Report: ABC Disposal, Flood Debris c.c, \$1858.50; Advanced Environmental, asbestos removal c.c, \$1,195.00; Advantage FS, May rent, \$2482.75; Alliant Energy, Gas & Electric, \$2068.57; Anderson-Bogert, Flood recovery, \$7237.50; CITA, 2009 dues, \$25.00; CNH Capital, replace fuel line, \$42.87; Crawford Quarry Co, road repair, \$1027.81; Culligan, Water, \$26.25; Custom hose & Supplies, Flood emergency bypass hoses, \$408.34; D&N Fence, Flood repair fence latch, \$3.85; Darren Bogner, Library card, \$25.00; Electric Pump, Flood operation SW pump, \$3965.50; Electronic engineering, Flood repair fire station, \$562.00; Farm plan, Concrete mix, \$160.77; Foley Construction, WWTP, \$209551.66; Gazette Communications, legal publication, \$261.02; Grainger, Floor squeegee & handle, \$85.64; Hart-Frederick Consultants, Foley Div II Arbitration, \$10640.00; Holiday Inn, IMFOA, \$150.00; Imagetek Inc., Data storage, \$300.00; Iowa One Call, Locates, \$24.30; Kirkwood Community College, 24 hr EMS refresher, \$155.00; Koch Brothers, Office Supplies, \$544.02; Kristy Ryan, Palo Community Sign, \$100.95; L.L Pelling Co., flood street repair, \$93.89; Linn Co. Fire Fighters Assn., 2009 dues, \$10.00; Linn Co. Rec., street lights, \$241.86; Linn Co. Public Health, burn permit, \$5.00; Lois Ralston, Library card, \$25.00; Lowe's home center, Temp. City hall repairs, \$136.93; Michelle Nejd, mileage/training, \$221.79; Municipal Pipe Tool Co., sewer lining, \$18178.06; Office Express, badges, \$247.99; Orkin, spray temp c.c., Palo Chamber of Commerce, recovery article, \$5000.00; Palo Coop., service, \$281.71; Pool Tech, siphon pump, \$24.95; Port'o'Jonny, inc., portopotty, \$475.00; Rosanne Sanders, Library card, \$25.00; Rudd Sanitation, Solid Waste, \$3210.80; Scott Peterson, legal fees, \$4750.00; Sherwin-Williams, repaint walk bridge, \$343.59; Solbergs, safety t-shirts, \$212.20; Stacy Dix, mileage/training, \$314.36; Summer's Enterprise Inc., flood house demo debris, \$186403.49; Tami Oliphant, library card, \$25.00; Truenorth Companies LC., Volunteer FF ins., \$330.00; US Postal, Postage utility bills, \$158.40; Verocity wireless, Phone service, \$62.95; Watson Service, Flood reinstate lagoon/lift station, \$34405.40; Wellmark BC/BS, Health Ins., \$3953.90; Wendling Quarries, lime for ball diamond, \$244.35; Wright Express, fuel, \$142.00; Total acct. payable, \$502,485.64 Total Payroll \$7908.61

Linn County Sherriff's report; were required 108.33 hrs, actual hrs worked 129.10.

Chamber of Commerce Report by Faye Dykema; Stated Community Group is busy working on the Palo Fun Day, reminded that the gazette article will be out May 31<sup>st</sup>. Resolution #051109A to approve the closure of 2<sup>nd</sup> St. between Vinton and Main St. for Palo Fun Day on 8/29 from 6am until midnight, motion by council member Al Mengler, seconded by Council member Paula Gunter, roll call, motion carried, (4-0). Resolution #051109B to approve the closure of Second St. between Clinton St. and Vinton St., motion by council member Al Mengler, seconded by Council member John Harris, roll call, motion carried, (4-0). Resolution # 051109C to approve

the parade route staging area to be located on Drake & Lincoln Drive for the Palo Fun Day no parking on these streets between 10:00 am until 1:30 pm, motion by Council member Al Mengler, seconded by Council member Trent Miller, roll call, motion carried (4-0). Motion by Council member Al Mengler to approve the allocation of \$2500.00 to go towards fireworks for the Palo Fun Day celebration, seconded by Council member John Harris, motion carried (4-0). Rebuild Palo Fund Report by Tom Watson; The organization has just processed 8 forms and received 4 more additional applications.

Parks & Recreation Report: Rob Bower stated they will be having a meeting on Tuesday May 12<sup>th</sup> at 6:30pm. Motion by Council member Al Mengler to approve the ball park advertising fee schedule, seconded by Council member Trent Miller, motion carried (4-0).

Audience Comments: None

Tom Sanders discussed his concern with the driveway/culvert permit that he has applied for regarding property 101 Vinton Street. Mayor Jeff Beauregard stated that it is being reviewed by the City Engineer. City Attorney Scott Peterson with work with City Engineer Jon Bogart on reviewing this permit.

Motion by Council member John Harris to research the option of video tapping meetings, seconded by Council member Al Mengler, motion carried (4-0).

Resolution #051109D to approve the fee schedule for rental registration and inspection, motion by Council member Paula Gunter, seconded by Council member John Harris, roll call, motion carried (4-0).

City Attorney Scott Peterson discussed the Resolution regarding contract services that would include RFQ's for yearly services for both emergency's and small projects. Council would like to look into further.

Resolution #051109E approving termination of services contract with Linn County and Sonneneshein, Nath & Rosenthal, LLP. Motion by Council member Al Mengler, seconded by Council member Trent Miller, roll call, motion carried (4-0).

Council member Paula Gunter made motion to open the public hearing at 7:33pm regarding Ordinance #555-2009 amending provisions pertaining to Church or Public bulletin boards, seconded by Council member Trent Miller. City Attorney Scott Peterson stated this would allow the City Logo on a Community sign to be placed throughout the City as set by resolution. Dave Heneke questioned if every sign had to have the logo? Palo Chamber of Commerce board member Faye Dykema replied that no one would be obligated to have the logo on their sign. City Attorney Scott Peterson stated that this would not replace the existing sign ordinance this would only make it available to allow the use of the City logo signs by resolution to be placed in the locations designated by the City Council. Council member Al Mengler motioned to close the public hearing at 7:44pm, seconded by Council member Paula Gunter. Council member Paula Gunter placed Ordinance #555-2009 on it's first reading, seconded by Council member Trent Miller, roll call, motion carried (4-0).

Motion by Council member Paula Gunter to open the public hearing at 7:52pm regarding Ordinance #556-2009 amending provisions pertaining to powers and duties of the Mayor, Council, and City Administrator, seconded by Council member Al Mengler, motion carried (4-0). Council member Paula Gunter motioned to close public hearing at 7:55pm, seconded by Council member Al Mengler, motion carried (4-0). Council member Paula Gunter stated the spending amount per item for City Administrator should be set at \$500.00 and the amount for Mayor should be set at \$1000.00 Council member Paula Gunter placed Ordinance #556-2009 on it's first reading, seconded by Council member Trent Miller, roll call, motion carried (4-0).

Motion by Council member Paula Gunter to open the public hearing at 7:57pm regarding Ordinance #557-2009 amending provisions pertaining to Fire Protection, seconded by Council member Al Mengler, motion carried (4-0). City Attorney Scott Peterson stated this amendment will be inserting language to add Emergency Medical Response Services. Council member Al Mengler motioned to close public hearing at 8:02pm, seconded by Council member Paula Gunter, motion carried (4-0). Council member Paula Gunter placed Ordinance #557-2009 on it's first reading, seconded by Council member Al Mengler, roll call, motion carried (4-0).

Motion by Council member Paula Gunter to approve change order #8 for Bockenstedt Excavating Inc, seconded by Council member John Harris, motion carried (4-0).

Discussion regarding planting trees from Alliant Energy along Vinton Street requested by Kathy Zeller. Bill Zeller stated that these would be placed between the street and sidewalk. Council stated the city has a tree ordinance recommend Mr. Zeller brings back to council a site plan and scope of work.

Resolution #051109F to approve property lien on 705 1<sup>st</sup> street, roll call, motion by Council member Paula Gunter, seconded by Council member Al Mengler, motion carried (4-0).

Resolution #051109G to approve property lien on 48 Lincoln Dr., motion by Council member Paula Gunter, seconded by Council member Al Mengler, roll call, motion carried (4-0).

#### **Department Reports:**

Council member Al Mengler requested sign to be placed on the end of 2<sup>nd</sup> Street.

Council member Trent Miller requested that detour signs be put in place during the bridge repair. Tom Watson will talk to the contractor as they are to supply the signs. Staff will look into purchasing detour signs for future city use.

Council member Trent Miller read fire department report. (See attached).

#### **Old Business**

Work Session set for the Council and Staff for May 27<sup>th</sup>.

Tom Watson discussed the Farmers Market will be requesting to extend until October 24<sup>th</sup>.

Recommend the Council hire the applicant for Market Master. Motion by Council member Paula Gunter to hire Larry Jellison for Market Master, seconded by Council member AL Mengler, motion carried (4-0).

#### **New Business**

Mayor Jeff Beauregard stated the City has received 26 applications for the two positions for City Maintenance workers one part-time and one full-time position. Council member Paula Gunter, Council member Al Mengler, Mayor Jeff Beauregard and City Administrator Stacy Dix will sit in on the initial interview process.

Mayor Jeff Beauregard talked about putting together an Ad Hock Committee regarding a water distribution system. Staff will add to website and put in News letter requesting applicants.

Tom Watson presented council with a proposed stop sign for future placement on the corner of Blairs ferry Rd and Shellsburg Rd. Council to review.

Trisca Smetzer stated Dan Diehm has compost available on first come first serve basis for Palo residents. Dan donated the trucking expense to receive compost from the Solid Waste Agency. Council Member Paula Gunter requested a sign be placed in the parking lot of the Community Center that said "Flood Debris Only".

Mayor Jeff Beauregard requested Tony look into the purchase of a chipper possibly a PTO for the Kabota.

Mayor Jeff Beauregard read the staff report on renewing construction permits. All residents that have not received a final occupancy permit or anticipate being done with construction by July 1<sup>st</sup>,

2009, need to complete a renewal application with the cost of \$25.00. This will extend the permit until July 1<sup>st</sup>, 2010. If you do not renew your permit by July 1<sup>st</sup>, 2009 you will need to apply for a new permit with Linn County and the inspection costs will be incurred by the individual home/ business owner.

Closing comments;

Council member Paula Gunter read the Matt Parrott Recognition award that was presented to Mayor Jeff Beauregard.

Motion by Council member Paula Gunter, Seconded by Council member Al Mengler to go into Closed Session @ 8:47pm as per Iowa Code Chapter 21.5 sub (C).

Motion by Council member Paula Gunter to adjourn at 9:27pm, seconded by Council member Al Mengler, motion carried (4-0).

Respectfully submitted by,

Trisca Smetzer, City Clerk