

**Delmar City Council Proceedings
September 4, 2008**

Mayor Hardin called the regular meeting of the Delmar City Council to order at 6:00 p.m. at the Delmar Fire Station with council members Jebesen, Trenkamp, Goodall, Eberhart and Simmons present. Also present were city employees Paul Ruchotzke and Laurie Ganzer along with city attorney Steve Kahler.

The **consent agenda** included the minutes of the August 7th meeting along with the following revenues and expenses:

Bills paid prior to September Meeting:

FICA	936.41
IPERS	386.64
State of Iowa, withholding	96.00
Alliant Energy, utilities	2,000.87
National Bank, misc streets, water, City Hall	811.17

Accounts Payable for September Meeting:

Allied Waste, monthly contract & dumpsters	2,811.00
Beidler Implement, mower fluid	105.78
Casey's General Store, vehicle and mower fuel	164.22
Clinton County Sheriff, monthly contract	784.60
F & B Communications, telephone	169.40
Gasser True Value, maintenance misc. supplies	343.67
Hawkins, chemicals water dept	209.25
Matt Parrott, utility bills	392.79
Office Machine Consultants, copier lease	107.85
R & R Construction, contracted clean up work	1,356.27
Schimberg Co., culvert	111.40
Schoenthaler, Roberg, Bartelt & Kahler, legal fees	100.00

<u>Fund</u>	<u>Revenues:</u>	<u>Expenses:</u>
General Fund	4,957.14	8,090.51
Road Use	3,522.28	1,853.32
Employee Benefits	(8.35)	331.26
Water	11,037.44	9,952.87
Sewer	3,195.05	1,249.25
Garbage	2,722.16	2,811.00
Debt Service	0.00	0.00
Totals:	25,425.72	24,293.21

Gross Wages:

\$ 4,121.76

A motion to approve the consent agenda was made by Goodall with a second by Jebsen. All ayes.

The **Clinton County Sheriff's Department** spent 65.10 hours in Delmar from July 26, 2008 through August 25, 2008 while on patrol the issued 1 warning, 2 citations, handled 6 incidents and answered 7 calls.

No comments were made during the **public forum**.

Fire Chief David Schneden was present to request the council consider **upgrading the electric service in the fire station** to accommodate the new compressor that the fire department has obtained through a recent Homeland Security Grant grant. The compressor is valued at \$30,000.00. Mayor Hardin and the Council congratulated the Fire Chief and fire department members on successfully obtaining the grant. A motion to approve the 200 amp service and a larger breaker box up to \$2,000.00 was made by Jebsen with a second by Trenkamp. All ayes.

At 6:07 p.m. a motion to go into closed session regarding insurance claim AA88-200516965 was made by Jebsen with a second by Goodall. All ayes.

At 6:35 p.m. a motion to go back into open session was made by Simmons with a second by Trenkamp. All ayes.

During **discussion with the city attorney** the council requested guidance on recodifying the city ordinances in the fall of 2009. The Council also requested clarification about Council members performing duties that are outside the perimeters of their duties as council members. Council members can not perform duties as city employees outside of the perimeters of their council duties and expect to be covered by the City's liability or work comp insurance. Council members will need to be established as private contractors with a proof of insurance naming the City as an additional insured. All contractors with the City must provide proof of liability insurance naming the City as an additional insured.

A motion to approve placing a **barricade at the south end of Western Avenue** at a maximum cost of \$500.00 was made by Jebsen with a second by Trenkamp. All ayes.

A motion to **approve a maximum of \$5,000.00 for a snow plow** was made by Goodall with a second by Simmons. All ayes. Ruchotzke was instructed to continue searching for an appropriate plow within the price range approved.

A motion to place **utility account 9700 on vacant status** and waive the on/off fee was made by Jebsen with a second by Goodall. All ayes.

Setting **hours for trick or treat** was tabled until the October meeting. Mayor Hardin will check with the school and the Lion's to determine if they are scheduling any functions that the trick or treat hours need to coincide with.

A motion to **approve \$20.00 per month to the lead maintenance person** for use of a private cell phone for city business was made by Jebsen with a second by Eberhart. All ayes.

A motion to approve **building permit 206** for 212 Delmar Avenue was made by Jebsen with a second by Goodall. All ayes.

A motion to **approve resolution 2009-05** which is for the approval of the 2008 annual financial report was made by Jebsen with a second by Goodall. All ayes.

A motion to **approve resolution 2009-06** which is for removing utility account 124101 from collection to the County Auditor was made by Goodall with a second by Simmons. All ayes.

Donations to various agencies was tabled.
Building code ordinance update was tabled.
Snow removal ordinance update was tabled.

During **reports** Ruchotzke informed the council that he had been asked if something was going to be done with the fire Hydrant at the end of Main Street before winter arrives.

Mayor Hardin discussed seeding the areas where the ditches were established to help with drainage. Boulevards are the property owners' responsibility and should be restored by the property owners.

Various issues with renters not paying city utilities in a timely manner and/or leaving town without paying final bills was discussed. Ganzer noted that during the last legislative session rules have changed regarding notification between property owners of rental properties and municipalities. Ganzer stated that the appropriate ordinances needed to be updated to include the changes. Ganzer will compile a list of owners for rental properties so that the property owners can be notified of the changes. Landlords can be held responsible for past due tenant accounts if they do not properly notify the City regarding tenant changes. Ganzer was instructed to place raising the utility deposit on the October agenda.

Ganzer updated the Council and Mayor regarding the pending charges on the recent park vandalism.

A motion to adjourn at 7:50 p.m. was made by Jebesen with a second by Goodall. All ayes.

Patty Hardin, Mayor

Attest:

Laurie Ganzer, City Clerk