

Legal Publication

Fort Dodge City Council Special Business Meeting held March 23, 2015

Mayor Bemrich called meeting to order at 5:00 p.m. Present: Mayor Matt Bemrich. Council Members: David Flattery, Don Wilson (via telephone), Andy Fritz, Kim Alstott, Terry Moehnke and Dean Hill. Absent: Jeffrey Halter.

Council Member Moehnke moved to go into Executive Session pursuant to State of Iowa Code §21.5(1)(i). Motion seconded by Hill. Aye: 6. Nay: 0. Motion carried. Jeffrey Halter present at 5:10 p.m. Upon return to regular session, no action was taken.

Council Member Moehnke moved to recess meeting at 5:40 p.m. Motion seconded by Alstott. Aye: 7. Nay: 0. Motion carried.

Regular Business Meeting

Council Member Alstott moved to return to regular business meeting at 6:00 p.m. Motion seconded by Flattery. Aye: 7. Nay: 0. Motion carried. Mayor Bemrich called meeting to order. Present: Mayor Matt Bemrich. Council Members: David Flattery, Jeffrey Halter, Don Wilson (via telephone), Andy Fritz, Kim Alstott, Terry Moehnke and Dean Hill.

Moved by Fritz to approve the agenda for this meeting. Motion seconded by Hill. Aye: 7. Nay: 0. Motion carried.

Mayor Bemrich announced that this is the time and place for a public hearing on proposed plans, specifications, form of contract and estimate of cost for Central Garage Roof Restoration Project for the City of Fort Dodge, Iowa. Mayor Bemrich asked for comments, written or oral. There being none, he declared the hearing closed.

Council Member Flattery moved to adopt Resolution No. 15-03-053 Approving Plans and Specifications, Form of Contract, and Estimate of Cost for Central Garage Roof Restoration Project for the City of Fort Dodge, Iowa. Motion seconded by Hill. On roll call, the vote was: Aye: 7. Nay: 0. Resolution was adopted.

Mayor Bemrich announced that this is the time and place for a public hearing on proposed nuisance assessments for December 2014 and January 2015. Mayor Bemrich asked for comments, written or oral. Angel Reiter, 711 South 18th Street, reported that she received a posted notice to clean up junk and rubbish in her yard. Angel said she removed the items listed on her orange notice but somebody came and took her couch and swing set and then she received a \$116.00 bill. When asked if she called the number on the notice, she said no because she removed the items listed. Angel said they bought their house in September but didn't finish putting swing set together. She didn't consider her swing set a nuisance and now her kids don't have one. Mayor Bemrich said any reimbursement for swing set would have to be placed on a future agenda for consideration. There being no further comments, the Mayor declared the hearing closed.

Council Member Alstott moved to certify to Webster County Treasurer assessments for collection with property taxes removing assessments 14-1000 (invoice paid) and 14-1036 (fee waived). Motion seconded by Moehnke. On roll call, the vote was: Aye: 7. Nay: 0. Resolution was adopted.

Mayor Bemrich announced that this is the time and place for a public hearing on proposed plans, specifications, form of contract and estimate of cost for East Region Public Improvements Phase 1C Project for the City of Fort Dodge, Iowa. Mayor Bemrich asked for comments, written or oral. There being none, he declared the hearing closed.

Council Member Fritz moved to adopt Resolution No. 15-03-054 Approving Plans and Specifications, Form of Contract, and Estimate of Cost for East Region Public Improvements Phase 1C Project for the City of Fort Dodge, Iowa. Motion seconded by Alstott. On roll call, the vote was: Aye: 7. Nay: 0. Resolution was adopted.

Council Member Fritz moved to adopt Resolution No. 15-03-055 Awarding Contract in the amount of \$3,765,001.00 from Rasch Construction for East Region Public Improvements Phase 1C Project for the City of Fort Dodge, Iowa. Motion seconded Alstott. On roll call, the vote was: Aye: 7. Nay: 0. Resolution was adopted.

Mayor Bemrich announced that this is the time and place for a public hearing on the proposal to issue Facility Revenue Bonds (The Marian Home), Series 2015, of the Issuer, in an aggregate principal amount not to exceed \$5,500,000 (the "Bond") and to loan said amount to The Marian Home, Fort Dodge, Iowa (the "Borrower") for the purpose of financing the acquisition, construction, improving, equipping and furnishing of a nursing care facility of the Borrower located at 2400 6th Avenue North, Fort Dodge, Iowa (the "Project") and paying for costs of issuance and certain other costs associated with the issuance of the Bonds. The Borrower will own and operate the Project.

Council Member Alstott moved to adopt Resolution No. 15-03-056 authorizing the issuance and sale of

Facility Revenue Bonds (The Marian Home), Series 2015 of Fort Dodge, Iowa, in an aggregate principal amount not to exceed \$5,500,000; the execution and delivery of a Loan Agreement with The Marian Home, Fort Dodge, Iowa; the execution and delivery of an Assignment and Pledge Agreement and other related matters.. Motion seconded by Fritz. On roll call, the vote was: Aye: 7. Nay: 0. Resolution was adopted.

Council Member Flattery moved to accept and place on file City Audit for year ended June 30, 2014. Motion seconded by Hill. On roll call, the vote was: Aye: 7 Nay: 0. Motion carried. Jeri Maher, Cornwell & Assoc., spoke about the audit.

Council Member Fritz moved to adopt Resolution No. 15-03-057 to Appoint Fire Fighter Jon Schreck. Motion seconded by Alstott. On roll call, the vote was: Aye: 7. Nay: 0. Resolution was adopted.

Committee and Department Reports, Correspondence and Proclamations.

Council Member Moehnke moved to approve the appointment of Nik Moser to the Parks and Recreation Commission for a term to expire 8/31/2019 and Molly Schaeffer to the Parks and Recreation Commission for a term to expire 8/31/2018. Motion seconded by Hill. On roll call, the vote was: Aye: 7. Nay: 0. Motion carried.

Mayor Bemrich read a proclamation of thanks to Matt Brown for his years of service with the Fort Dodge Fire Department.

Lori Branderhorst announced the Parks & Recreation Commission meeting and encouraged participation in the zoo survey on the City's website.

Moved by Moehnke to approve Consent Agenda as follows with removal of items d, g, m and n for separate vote:

- a. Approval of March 9, 2015 minutes.
- b. Approval of Accounts Payable listing for March 27, 2015.
- c. **Applications for License and Permits:**
 - New/House Mover & Wrecker License: The Tile Pro's Inc., Webster City
 - Renewal/Beer Permit: The Station, 2320 North 15th St.
 - Renewal/Retail Liquor License: Station Wine and Spirits, 2324 N 15th St.
- ~~d. Removed for separate vote~~
- e. Resolution No. 15-03-058 Authorizing and Approving a Loan Agreement and providing for the issuance of a \$130,000 General Obligation Corporate Purpose Note.
- f. Resolution No. 15-03-059 Extending Dental Insurance for the Budget year 7/1/2015 to 6/30/2016.
- ~~g. Removed for separate vote~~
- h. Resolution No. 15-03-061 Approving Applications for Tax Abatement and Forwarding to the Webster County Assessor.
 - Application No. 161 – 2nd Ave S & 4th Street
 - Application No. 162 – 2520 Hickory Circle
- i. Resolution No. 15-03-062 Extending Group Health Insurance for the Calendar Year 1/1/2015 to 12/31/2015.
- j. Resolution No. 15-03-063 in Support of Submitting a Grant Application for the Webster County Trail Plan and Regional Transportation.
- k. Resolution No. 15-03-064 Approving a Memorandum of Understanding with Purina Animal Nutrition, LLC, dba Land O'Lakes, Inc. for the Acquisition of Interests in Real Property for Phase 1C of the East Region Storm Sewer Project.
- l. Resolution 15-03-065 Proposing the Disposal of an Interest in Real Estate and Setting a Hearing Date Thereon and Prescribing Notice.
 - Public Hearing: April 13, 2015 at 6:00 p.m.
- ~~m. Removed for separate vote~~
- ~~n. Removed for separate vote~~
- o. Approval to Purchase New Valve Operating Equipment.
 - Hiway Truck Equipment - \$30,775.00
- p. Request for Equipment Repair – Volvo Grader in the amount of \$24,662.32 from Scott Van Keppel.
- q. Bids received for consideration for Aerial Truck Forestry Department.
 - Altec Industries, Inc. - \$123,174.00
- r. Bids received authorizing and approving repairs for Well 17.
 - Northway Well Company - \$78,700.00
- s. Bids received for purchase of CRS2.
 - Jebro, Inc. - \$1.8290 per gallon

Motion seconded by Hill. On roll call, the vote was: Aye: 7. Nay: 0. Motion carried. Resolutions were adopted.

Council Member Fritz moved to approve request from 4th Street Depot, amending address as 300 So. 4th Street, to hold Horseshoe Events on Wednesday, Friday and Saturday in April through October, 2015. Motion seconded by Moehnke. Asst. Chief Doty reported 23 police calls from April to November. Council Members Hill and Wilson wanted permit approved one month at a time in consideration of neighbors. On roll call, the

vote was: Aye: 5. Nay: Wilson and Hill. Motion carried.

Council Member Flattery moved to adopt Resolution No. 15-03-060 Authorizing Administrative Order 15-002 Appointing Eric Anderson as Blanden Art Museum Director. Motion seconded by Alstott. On roll call, the vote was: Aye: 7. Nay: 0. Resolution was adopted.

Council Member Flattery moved to adopt Resolution No. 15-03-066 Approving Memorandum of Understanding, with Garst Building LC for the Acquisition of Interests in Real Property, with amended legal description, for Phase 1C of the East Region Storm Sewer Project. Motion seconded by Alstott. On roll call, the vote was: Aye: 7. Nay: 0. Resolution was adopted.

Council Member Moehnke moved to table Amendment to Parks, Recreation and Forestry Commission By-Laws as an Ordinance amendment is required. Motion seconded by Hill. On roll call, the vote was: Aye: 7. Nay: 0. Motion carried.

Council Member Flattery moved to approve East Region Public Improvements Phase 1B - Change Order #6 in the amount of \$9,777.63 & Pay Estimate #6 Sub-Final in the amount of \$9,777.63 from Rasch Construction. Motion seconded by Hill. On roll call, the vote was: Aye: 7. Nay: 0. Motion carried.

Council Member Flattery moved to approve 2014 Water Main Improvements, C&S Products Loop and North 10th Street – Pay Estimate #5 Final in the amount of \$7,605.63 from Nels Pederson Co., Inc. Motion seconded by Hill. On roll call, the vote was: Aye: 7. Nay: 0. Motion carried.

There being no further business to come before Council, Council Member Alstott moved for adjournment. Motion seconded by Fritz. Aye: 7. Nay: 0. Motion carried. Meeting adjourned at 6:43 p.m.

Jeff Nemmers, City Clerk

Accounts Payable Listing for March 27, 2015			
		Direct TV, svcs	170.04
Advanced Systems, Inc., suppl	316.25	Doolittle Oil Company, suppl	357.03
Airgas Usa, LLC, suppl	470.27	Doors, Inc., suppl	210.00
Ayala/Savanna M, svcs	45.89	Dpc Industries, Inc., suppl	4,976.80
Baldwin Supply Company, suppl	420.92	Dutcher/Jennifer J, svcs	200.00
Beacon Athletics, suppl	334.08	Echo Group, Inc., svcs	277.10
Becker Florists Inc., suppl	51.00	Electrical Eng & Equipment, suppl	769.24
Bemrich Electric and Telephone, svcs	363.25	Electrical Materials, suppl	176.66
Bennett, Crimmins & Ostrander, svcs	3,440.75	Emergency Medical Products, suppl	85.35
Blackstone Audio, Inc., suppl	269.97	Esri, Inc., suppl	2,900.00
Blane, Canada Ltd, svcs	737.50	Fairbanks Scales, suppl	350.75
Blue Ribbon Distributing, suppl	62.00	Fastenal Company, suppl	29.64
Bomgaars Supply, suppl	268.72	FD Convention & Visitors Bureau, mktg	3,303.28
Branderhorst/Lori, reimb	110.40	Feld Equipment Co./Ed M., suppl	145,260.00
Brandt/Troy, reimb	32.44	Files/Mrs Neal M, svcs	48.40
Brimeyer LLC, svcs	2,725.00	Fitzgerald/Cheryl, svcs	2,000.00
Central Garage Account, svcs	207.43	Force America, Inc., suppl	541.76
Central Iowa Distributing, suppl	993.30	Fort Dodge Community Schools, suppl	120.00
Choice Printing, suppl	116.42	Fort Dodge Ford Lincoln, suppl	797.88
Computer Resorces Specialist, svcs	112.50	Fort Dodge Housing Agency, offset	3,811.00
Computype Inc., suppl	242.22	Fort Dodge Machine-Supply, svcs	655.11
Creative Cakes, Inc., suppl	459.00	Fort Dodge Photo Enforcement, svcs	1,336.00
Crescent Electric Supply, suppl	136.45	Fort Dodge Police Dept, reimb	23.25
Daniel Tire Co., suppl	280.00	Fort Dodge-Petty Cash, start up	5,500.00
Dart Transit, transit	921.38	Fort Dodge/City of, salaries	53,621.11
De Lage Landen Financial, lease	65.06	Fraser/Daniel, svcs	14.00
Dept of Inspections & Appeals, lic	236.25	Frontier Communications, svcs	1,969.17
Des Moines Register, svcs	1,574.21	G & K Services, svcs	147.80
Diamond Vogel Paint, suppl	124.21		
Digity Media LLC, svcs	3,200.00		

Gift and Memorial Account, suppl	619.02	Nemmers/Jeff, reimb	45.00
Hach Chemical Co., Inc., suppl	539.47	Networkfleet Inc., suppl	153.75
Hallett Materials, suppl	1,621.10	North Central Iowa Regional, svcs	11,942.15
Harcourt Equipment, suppl	26.13	Northern Lights Distributing, suppl	134.60
Hawkeye Fire & Safety, suppl	90.00	Northwest Materials, Inc., suppl	301.32
Hdr Engineering, Inc, svcs	16,031.40	O'halloran International, suppl	713.53
Hiway Truck Equipment, Inc., suppl	552.48	O'reilly Auto Parts, suppl	462.18
IAEI, dues	250.00	Odor/David, reimb	102.60
Interdept. Exp. 34.90, reimb	147.87	Office Elements, suppl	246.46
Iowa Appraisal & Research, svcs	3,600.00	Olde Boston's, suppl	700.00
Iowa Assoc Of Bldg Officials, dues	20.00	Orres & Gailey, svcs	2,578.13
Iowa Central Community College, reg	60.00	Parker/Chris, svcs	252.83
Iowa Communications Network, svcs	177.35	Payroll Fund, payroll	371,326.21
Iowa Fire Control, LLC, suppl	161.00	Pederson Co., Inc./Nels, svcs	7,605.63
Iowa Law Enforcement Academy, svcs	320.00	Peterson/Jon C, svcs	38.93
Iowa Park & Recreation Assoc.,dues	255.00	Peterson/Rich, reimb	45.00
Iowa Rural Water Assoc., svcs	870.00	Physician's Claims Company, svcs	1,906.07
Iowa State University, reg	525.00	Pom, Inc., suppl	401.24
Ipers, ipers	2,012.57	Portable Pro Inc./The, svcs	70.00
J & J Sports, suppl	750.00	Printing Services, Inc., suppl	204.55
Jim's 66 Service, Inc., suppl	39.80	Quill Corp., suppl	581.61
Johnson Appraisal Service, svcs	250.00	Quinn/Dennis, reimb	102.95
Johnson/Josh, svcs	74.60	Random House, Inc., suppl	93.75
Johnston Auto, suppl	235.70	Rasch Construction Inc., svcs	9,777.63
Kemna Gm Factory Outlet, suppl	126.21	Recorded Books, suppl	580.57
Kimball Midwest, suppl	148.21	Reeck/Vickie, reimb	45.00
Konica Minolta Business, lease	334.90	Rees Hydraulic Sales & Sales, suppl	282.67
L & G Products, Inc., sippl	264.78	Reserve Account, postage	1,500.00
Lincoln Condo Escrow Acct, acq	13,266.66	Rhoades/Ashton E, svcs	100.00
Lincoln National Life Ins., ins	47.00	Rich and Associates, Inc., svcs	400.00
Lincoln Townhome Condo Assoc, dues	96.00	Ricoh Usa, Inc., suppl	443.28
Maehl/Ryan, reimb	45.00	Riley-Armstrong Plbg & Htg, svcs	774.02
Marco, Inc., svcs	46.53	Rogers Tire Service, suppl	453.50
Martin Marietta Aggregates, suppl	83.58	Rosalez Lock & Key, suppl	32.00
Mcgee/Judy Ann, svcs	240.00	Rush Ccemt-P/Dean, svcs	150.00
Mclaren/Don, reimb	123.42	Safelite Fulfillment, Inc., suppl	912.70
Mediacom, svcs	305.90	Sanchez/Sara R, svcs	4.99
Menards, suppl	1,024.38	Secretary of State, notary	30.00
Mes - Midam, suppl	27.64	Servicemaster of Webster Co., svcs	795.00
Messenger, svcs	364.36	Servpro of Fort Dodge, svcs	200.00
Micro Marketing LLC, suppl	193.45	Snyder & Associates, svcs	18,311.01
Mid Country Machinery, Inc., suppl	756.95	Spangler/Dorothy A, svcs	69.46
Mid-American Energy, svcs	53,901.88	Spartan Chassis, Inc., svcs	22.47
Mikes Pest Control, Inc., svcs	40.00	Stanard & Associates, Inc., svcs	136.00
Mobley/Chris D, svcs	50.26	Star Energy, svcs	1,226.05
Municipal Fire & Police, contrib	45,358.86	Stericycle, Inc., suppl	123.24
Municipal Supply, Inc., suppl	2,304.69	Stone River Pharmacy Sol., suppl	121.91
Napa Auto, suppl	188.19	Stump's Snow & Mow, svcs	260.00
Nemitz/Jeanine, reimb	131.64	Titleist, svcs	487.99
		Toro Nsn, suppl	223.00
		Town & Country Vet Clinic, svcs	125.00
		Toyne, Inc., svcs	1,062.00
		Travelers, svcs	359.90
		Trinity Regional Medical, svcs	1,613.48

Unitypoint Clinic- Occupational, svcs	651.00
Unitypoint Health, svcs	221.35
Unitypoint Health Trinity, svcs	408.08
Ups Store #6001/The, postage	34.39
USW Utility Group, svcs	294,496.79
Utility Billing Department, svcs	733.21
Utility Equipment Co., suppl	2,164.15
Van Diest Supply, suppl	431.45
W & H Coop Oil, suppl	23,766.31
Wal-Mart, suppl	141.59
Webster Co Clerk of Court, svcs	186.40
Webster Co Recorder, svcs	39.00
Webster Co Recorder, svcs	17.00
Webster Co Treasurer, taxes	1,458.34
Wellmark Blue Cross Blue Shield, ins	8,994.93
Wells Fargo Card Service, svcs	104.52
Wendland II's Auto Upholstry, svcs	75.00
Winter Equipment Company, suppl	167.32
Woodman Electrical Contractor, svcs	293.25
Zee Medical Service Co., suppl	61.60
Zep Mfg., suppl	318.09
TOTAL	\$ 1,172,062.35