

OAKLAND CITY COUNCIL  
MAY 11, 2009  
REGULAR SESSION

The Regular Session of the Oakland City Council met at Oakland City Hall and was called to order by Mayor Tim White at 7:00 P.M. Council Members present were Newberg, Wede, Rollins, and Moniz. Absent was Gleaves. Also present were Public Works Director Mike Baragary, City Clerk Marissa Lockwood, Carl Stempel, Craig Turner, Luke and Joni Houser, Steve Hamilton and Lynn Dittmer of MAPA. Motion by Moniz, second by Wede to approve the agenda. 4 Ayes, motion carried.

No open forum was held.

Motion by Newberg, second by Rollins to approve the consent agenda including; April Clerk's Report, Claims, March Treasurer's Report, April Senior Center Report, Library Report, Sheriff's Report, Minutes from April 13<sup>th</sup>, and Resolution 2009-05-03 "Place Lien on Property at 326 Gates." Roll call. 4 Ayes, motion carried.

Zoning for the property at 406 Dr. Van Zee Road was discussed. The property owner had requested a variance to allow a portion of the property to be used for residential apartments. The planning and zoning board met and recommended that the Council not issue a variance for the property. Carl Stempel was present and discussed his reasoning for wanting a variance. Motion by Rollins, second by Wede to accept the Planning and Zoning Board's recommendation to deny the variance request for the property at 406 Dr. Van Zee Road. 4 Ayes, motion carried.

The City Council was updated on the sewer backup on South Scenic Circle. Luke and Joni Houser and Craig Turner were present to discuss the problem. The City is waiting to hear back from the insurance company. The City will let Houser's and Turner's know when they hear anything.

Motion by Wede, second by Moniz to open the public hearing on the Pre Disaster Mitigation Plan update. 4 Ayes, motion carried. Lynn Dittmer of MAPA went over the plan and answered questions and made corrections as needed. The Plan has to be updated every five years in order for the City to be eligible for FEMA funding. Motion by Moniz, second by Wede to close the public hearing. 4 Ayes, motion carried. Motion by Moniz to adopt the update to the Pre Disaster Mitigation Plan with changes. Second by Wede. 4 Ayes, motion carried.

Dittmer also updated the Council on the HMGP Grant Application. The City has been awarded funds for the property at 206 Oakland Avenue. Motion by Rollins, second by Wede to approve the Property Acquisition Administrative Plan. 3 Ayes- Wede, Rollins and Newberg. 1 No- Moniz. Motion carried. Dittmer and Lockwood will be going to an acquisition training meeting Friday, May 15<sup>th</sup> in Des Moines.

Motion by Wede, second by Moniz to open the public hearing for the disposal of the property at 512 North Highway. 4 Ayes, motion carried. Sale of the property to the mortgage company to clear the title and correct a previous legal description error was discussed. Motion by Moniz, second by Wede to close the public hearing. 4 Ayes, motion carried. Motion by Wede to approve Resolution 2009-05-02 "Disposal of City Owned Property", second by Rollins. Roll call. 4 Ayes, motion carried.

Discussion was held on the Fourth of July Celebration. The Council decided to have the community select the Grand Marshall for the parade. Ballots will be in the newspapers and at some businesses around town and can be turned in to City Hall. A theme for the parade was selected from a list of ideas from the Riverside elementary students. Motion by Newberg, second by Wede to approve the theme of Red, White and Boom. 4 Ayes, motion carried. Motion by Moniz, second by Wede to approve the contract with J & M Displays for the fireworks display for this event and the following two events to receive 15% free on top of the purchase amount. 4 Ayes, motion carried. Details for the event were discussed and a planning meeting will be scheduled.

Motion by Newberg, second by Wede to pay the total amount of \$67,273.50 for the new backhoe after the start of the new fiscal year. 4 Ayes, motion carried.

The Council read the first reading of Ordinance 36, An Ordinance to Amend the Code of Ordinances of the City of Oakland Iowa, by Amending Chapter 55-to Increase Impound Fees. Motion by Wede, second by Moniz to approve the first reading of Ordinance 36. 4 Ayes, motion carried. Motion by Newberg, second by Rollins to waive the 2<sup>nd</sup> and 3<sup>rd</sup> readings of Ordinance 36. 4 Ayes, motion carried. Motion by Wede, second by Rollins to approve Ordinance 36. 4 Ayes, motion carried.

The sewer line on Hill Street was discussed. Baragary explained to the Council that there is a shared four inch service line with five houses hooked up to it. A few of the properties have problems with sewer backup. Baragary recommends the City put in an eight inch main and the property owners can pay to hook up to it. The Council asked Baragary to get an estimate for what it would cost for the new sewer main.

Motions by Rollins, second by Wede to have Reed Services spray Chautauqua Park for weeds. Wede, Rollins, Moniz-Ayes, Newberg-No. Motion carried.

Bids were reviewed for removing trees at 600 North Highway in order for the City to fix the collapsed storm drain. Bids for removing and trimming trees by the Chautauqua Park Shelter were also reviewed. Motion by Newberg to accept M K Mills Tree Service bids for \$875 for 600 North Highway and \$620 for the Park but first either finding the easement or getting a new easement with the property owner at 600 North Highway. Second by Moniz. 4 Ayes, motion carried.

Motion by Rollins, second by Moniz to choose Rustic Slate for the shingle color for the Library roof. 4 Ayes, motion carried.

Motion by Newberg, second by Wede to approve the Pottawattamie County Sheriff's contract for 2009-2010 with no changes from last year. 4 Ayes, motion carried.

Discussion was held on the changes with the cable franchise. The discussion was tabled to get further information.

Motion by Moniz to approve Resolution 2009-05-04 "Invest Funds in a \$350,000 CD at Great Western Bank for 17 months at 2.5%". Second by Wede. 4 Ayes, motion carried.

Baragary gave the Crew Report. Problems with a well were discussed. Baragary discussed possibly being able to hook up to one of OSI's deep wells, which they rarely use, for a back up well. The Council asked Baragary to talk to OSI to see if this is an option and if so get a cost estimate.

Lockwood informed the City Council that there will be a special meeting Monday, May 18<sup>th</sup> at 5:00P.M. for the budget amendment public hearing.

White gave the Mayor's Report. The Council was updated on the property dispute at 959 Oakland Avenue. Snyder and Associates has drawn up an estimate to bring the pool up to code, not including the bath house for \$313,000. The Council will get with the Pool Committee and decide what to do next. Possible sale of City properties was discussed. The town owns many lots that are just mowed, the Mayor asked the Council to think about what to do with some of these properties.

Motion by Wede, second by Rollins to adjourn. 4 Ayes, motion carried.

Adjournment 9:49P.M.

Aflac	health benefits	138.54
American Administrators	health benefits	26.00
Atlantic Septic & Drain	jet sewer line	175.00
Banc Of America Pub Captl Corp	siren lease payment	230.93
Bankers Trust	TIF debt service	59165.00
Carley Construction, LLC	contract services	1771.84
Clark's Electric	repairs	55.00
CONOCO	fuel	248.40
Coop's Services	seeding in park	217.00
Counsel Office & Document	copier lease	180.84
Creative Landscapes	contract services	1602.50
Davis Equipment Corporation	repairs	389.71
Eckert Plumbing & Sewer Service	restroom repairs	756.57
Econo Signs	signs for restrooms	64.62
EFTPS	payroll liabilities	1956.30
EFTPS	payroll liabilities	2029.66
Electric Machinery Sales and Service	equipment repairs	255.27
Emergency Medical Products	medical supplies	647.14
EMS Billing Service, Inc	contract services	3211.62
Farm Service Cooperative	fuel	187.86
Frontier Communication	telephone	559.52
Fullerton Lumber Co.	repairs/supplies	936.41
Galls	equipment	171.98

Gehrke Quarries, Inc.	lime for ball fields	181.85
Great Western Bank	data processing	84.64
Great Western Bank	rescue truck payment	11203.08
Guyer Machine Shop, Inc.	repairs	65.58
Hawkins, Inc.	chemicals	1063.00
Heartland Carpet Cleaning	contract services	224.64
IA Dept of Revenue	sales tax	3260.00
Iowa DNR	operator certifications	180.00
Iowa Finance Authority	SRF payment	10277.29
Iowa Medicaid	refund for overpayment	109.59
Iowa Waste Systems, Inc.	dumping fees	2358.78
IPERS	benefits	1647.11
J & D Young Trucking	haul ball field lime	565.74
Journal-Herald	legal publication/advertising	182.73
JP Boring	contract services city wide cleanup	3189.04
Life-Assist, Inc.	supplies and equipment	1120.42
Linweld	chemicals	745.76
M K Mills Tree Service Inc.	contract services	6753.36
Mid America Research Chemical	chemicals	350.78
Mid American Energy Company	utilities	9237.69
Mid-America Drilling Corp.	supplies	74.00
Midwest Laboratories	analysis	35.35
Mississippi Lime Company	lime for water plant	6718.95
Mr. Ed's Flag Pole Co.	flags	115.20
Municipal Supply, Inc.	supplies	719.33
MVTL Laboratories, Inc.	analysis	205.20
NAPA	supplies/repairs	146.39
Oakland Volunteer Fireman's Assoc.	reimbursement for donations	300.00
Office Depot	office supplies	195.63
Payroll	wages	5847.49
Payroll	wages	6004.44
Pierce Pump, Inc	contract services	1338.20
Pitney Bowes	postage contract	192.00
Postmaster	postage	151.98
Pott. Co. Sheriff's Dept	contract services	6505.63
Principal Life	benefits	50.36
Racom Corporation	supplies	364.35
Ralston, Marilyn	community building deposit refund	200.00
RVS Software	contract services	368.70
Salvo, Deren, Schenck & Lauterbach, P.C.	legal fees	1346.76
Sharpe Mixers	equipment repairs	112.41
Single Source Transportation	shipping lime	1501.75
Standard Auto Service Corp.	fuel/repairs	132.32
Treasurer - State of Iowa	payroll liabilities	695.00
Turner Service	contract services	454.75
Turner, Courtne	refund community building deposit	200.00
Verizon Wireless	telephone	118.01
Verizon Wireless	telephone	48.98
Vessco, Inc	repairs	700.00
VISA	annual fee	14.00
Wellmark BlueCross Blue Shield	health benefits	2874.96
West Central Community Action	refund community building deposit	200.00
Wilson's Garage	repairs	47.00
Total		165757.93

General Fund	Income	89339.36	Expense	30282.16
Water Fund	Income	41670.57	Expense	38078.75
Sewer Fund	Income	4915.94	Expense	2015.85
Sanitation Fund	Income	10135.52	Expense	10071.68
Road Use Fund	Income	16033.05	Expense	11448.52
TIF	Income	79270.45	Expense	0
<u>Capital Projects-Beautification</u>	<u>Income</u>	<u>1630.00</u>	<u>Expense</u>	<u>847.82</u>
April Totals	Income	242994.89	Expense	150250.11

---

Mayor

---

City Clerk