

OAKLAND CITY COUNCIL
OCTOBER 13, 2008
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 Wede, Gleaves, Newberg and Moniz. Also present were Public Works Director Mike Baragary, City Clerk Marissa Lockwood. Tim Teig of Snyder and Associates, Jim Johnson, Dr. James Sutton, and Seth Carlin. Motion by Moniz, second by Gleaves to move Main Street Beautification to after Snyder and Associates on the agenda and approve the agenda. 4 Ayes, motion carried.

No open forum was held.

Motion by Gleaves to remove the September Sheriff's Report for discussion and approve the consent agenda, including September Clerk Report, Claims, August Treasurer's Report, September Senior Center Report, Library Report, minutes from the September 8th regular session, Fire Department minutes from September 7th and October 5th, and liquor license renewal for Standard Auto Service. Second by Moniz. Roll call, 4 Ayes. Motion carried. Discussion was held over the September Sheriff's Report. Council Member Moniz would like to see more detailed reports on the calls that take place in city limits. Newberg suggested asking someone from the Sheriff's Department to come to the next meeting to discuss how much information they are allowed to share. Motion by Moniz, second by Gleaves to approve the September Sheriff's Report. Roll call, 4 Ayes. Motion carried.

Motion by Gleaves, second by Wede to open the public hearing on issuing a variance at 304 Hill Street to allow a gunsmith shop at the residence. 4 Ayes, motion carried. Seth Carlin, variance applicant, provided the Council with his proposal for the business and answered questions from the Council Members. Carlin is in the process of obtaining a Federal Firearms License. If the business gets too busy and there is a lot of traffic he plans to move the business someplace else in town. The Planning and Zoning Committee met and submitted a letter to the City Council recommending that the variance be issued. Motion by Gleaves to close the public hearing, second by Wede. 4 Ayes, motion carried. Motion by Newberg to issue a variance for 304 Hill Street to allow a gunsmith shop at the residence. Second by Wede. 4 Ayes, motion carried.

Tim Teig with Snyder and Associates was present to discuss doing a Regional Water supply study. The study will provide several different scenarios to find out what is most beneficial to Oakland, Regional Water, OSI and other area communities. Oakland's water treatment plant is at its capacity and some equipment needs upgrading. Oakland could benefit by upgrading and expanding the water plant without having to raise water rates. The cost to the town for the study would be \$1000. Motion by Gleaves, second by Moniz to enter into the study agreement at the cost of \$1000 for the City of Oakland. 4 Ayes, motion carried.

The Walnut Street project is complete, and the seeding is done. The City Council complimented Bluffs Paving and Utility, Inc. on a job well done, and said they would highly recommend them to others. Motion by Gleaves to approve change order #2 in the amount of \$25,209.81 for retaining wall changes. Second by Moniz. 4 Ayes, motion carried. Motion by Newberg to approve pay request #6 in the amount of \$4007.89 to Bluffs Paving and Utility, Inc., second by Wede. 4 Ayes, motion carried. Motion to approve final pay request #7 in the amount of \$14,480.98 was made by Wede, second by Moniz. 4 Ayes, motion carried.

Update was given on the Lime Sludge Lagoon Project. Pierce Pump has the pipe ran to the water plant and should be ready for start up in about two weeks. The ditch that the lime currently runs down needs to be cleaned out. Motion by Wede to approve change order #2 for a deduction of \$11,230.00. Second by Gleaves, 4 Ayes. Motion carried. Motion by Moniz, second by Wede to approve pay request #3 in the amount of \$34,661.66. 4 Ayes, motion carried.

The Council discussed the damaged driveway at 601 Oak Street. The driveway was still under warranty with Carley Construction. Attempts have been made to contact Carley Construction but have not gotten any response from them. Motion by Newberg to hire someone else to fix the driveway and go after Carley's maintenance bond if the City does not hear from them. Second by Wede. 4 Ayes, motion carried. Tim Teig will try to contact Carley Construction and let them know what the City Council decided and go from there.

Jim Johnson discussed Main Street Beautification with the Council members. The Beautification committee would like the City Council to compile a list of short term and long term goals for the downtown area. The Council discussed the Veterans Monument and signage directing traffic on to Main Street from the North. Mayor White has talked to the high school art teacher about having the students paint murals for some of the windows of empty Main Street buildings.

Mayor White updated the Council Members on the vicious dog case. Received the order from the August 14th court date, the judge ruled in the City's favor. The City will be pursuing the removal of the dog from town.

Discussion was held on having fines for unlicensed pets in town. Mayor White talked to Dr. Turner and he would be willing to set up clinics to get dogs vaccinated and licensed. The Council will form a committee to do a study of what other towns charge and how they handle unlicensed pets.

The Council discussed operating transfers. Mayor White has a letter from the City's Auditor explaining that he sees no reason that the Council cannot reverse resolutions 2006-11-04 and 2006-11-05 that were done in November 2006 to transfer funds from the TIF Fund to a TIF Bond Escrow Fund as he sees the transfers served little purpose. Motion by Moniz to approve Resolution 2008-10-01 "A resolution to make an operating transfer of funds from 325,000 Bond Escrow Fund to TIF Fund in the amount of \$166,216.25 to reverse Resolution 2006-11-04" Second by Wede. 4 Ayes, motion carried. Motion by Gleaves to approve Resolution 2008-10-02 "A resolution to make an operating transfer of funds from 120,000 Bond Escrow Fund to TIF Fund in the amount of \$94,450.00 to reverse Resolution 2006-11-05." Second by Moniz. 4 Ayes, motion carried. Motion by

Wede, second by Gleaves to approve Resolution 2008-10-03 "A resolution to make an operating transfer of funds from TIF Fund to Water Fund for repayment of the fund to fund loan made by Resolution 2006-11-06 in November 2006." 4 Ayes, motion carried. Motion by Moniz, second by Wede to approve Resolution 2008-10-04 "A resolution to make an operating transfer of funds from TIF Fund to Road Use Capital Project Fund for payment of the outstanding debt to the Road Use Capital Project-Walnut Street." 4 Ayes, motion carried. Leaving a balance of \$159, 062.33 in the TIF Fund.

City Council Members discussed ways to use the TIF Funds. The Council would like to see some sort of grant program set up with part of the TIF Funds for downtown beautification. A committee will be formed to set requirements, come up with an application process and the fairest way possible to decide who would receive funds from the City.

An update was give on the Hazard Mitigation Grant Program Application. The application must be revised and resubmitted. Only three of the six properties will be included. Motion by Newberg, second by Gleaves to approve Resolution 2008-10-05 "Local Match Resolution for the Hazard Mitigation Grant Program." 4 Ayes, motion carried. Motion by Newberg, second by Wede to approve Resolution 2008-10-06 "Resolution designating the Mayor as the applicants authorized representative." 4 Ayes, motion carried.

The Oakland Aquatic Center received a generous donation from the Jensen Trust and would like to put it into a CD. Motion by Wede to approve Resolution 2008-10-07 " A resolution to open a \$75,000 CD with funds raised for the Oakland Aquatic Center at 3.43% APY for a 17 month CD from Great Western Bank." Second by Moniz. 4 Ayes, motion carried. The name on the CD will be City of Oakland-Oakland Aquatic Center. Motion by Wede, second Moniz to open a savings account for the Oakland Aquatic Center with the name the same as the CD. 4 Ayes, motion carried.

Motion by Wede, second by Moniz to give the \$250 annual donation from MidAmerican Energy to the Nishna Heritage Museum. 4Ayes, motion carried.

Motion by Wede, second by Moniz to put 4.85 acres at the town farm in CRP for \$189.41 per acre for 10 years. 4 Ayes, motion carried.

Upgrading the electricity for the Christmas Tree Area was discussed. Get bids on costs.

Motion by Moniz, second by Wede to approve the Identity Theft Prevention Policy. 4 Ayes, motion carried.

Baragary gave the Crew Report. The tin for the roof and masonite for peaks for the restroom are in. Eckert is ready to set fixtures. Ran an Iowa hydrant to the gazebo.

Lockwood gave the Clerk's Report. The Code of Ordinances needs to be updated, Lockwood will look into costs. The County's Nishnabotna River Water Trail project is now out for bids.

Mayor White gave his report. An update on the property at 512 N. Highway was given. No changes with the dilapidated buildings. Mayor White received a report that a dog that was deemed vicious in Atlantic is moving to Oakland and he will be looking into this. The property at 605 Oakland Avenue needs to be resurveyed and re-platted in order to sell the property.

Motion by Moniz, second by Wede to adjourn.

Adjournment 9:15p.m.

American Administrators	benefits	26.00	
Banc Of America Pub Captl Corp	signal lease	230.93	
Barco Municipal Products, Inc.	supplies	75.47	
Bluffs Paving & Utility, Inc.	pay request #6 & #7	18488.87	
Boyle, Mike	community building deposit refund		200.00
Bramman, Kris	reimbursement	30.58	
Bro Business Center	contract services	158.94	
California Contractor Supplies	supplies	99.80	
CONOCO	fuel	484.65	
Dollar General	supplies	8.00	
Eckert Plumbing & Sewer Service	contract services	3434.06	
EFTPS	pay liabilities	3828.16	
Farm Service Cooperative	fuel	340.29	
Frontier Communication	telephone	555.11	
Fullerton Lumber Co.	supplies	1008.39	
Galls	supplies	1509.77	
Great Western Bank	data processing	78.92	
Guyer Machine Shop, Inc.	supplies	27.64	
Hagen, Pat	community building deposit refund		200.00
Hallett Materials	supplies	2102.99	
Hawkeye Truck Equipment	equipment	2654.00	
Hawkins, Inc/	chemicals	1708.26	
Hebing, Adam	community building deposit refund		200.00
IA Dept of Revenue	sales tax	2980.00	
IAMU	membership dues	528.64	
IMWCA	benefits	4535.00	
Iowa Waste Systems, Inc.	contract services	2686.39	
IPERS	benefits	1588.00	

Jensen, Tricia	water deposit refund	19.38	
Journal-Herald	publication	141.25	
Life-Assist, Inc.	supplies	176.78	
Linweld	chemicals	1364.18	
Lockwood, Marissa	reimbursement	53.02	
M K Mills Tree Service Inc.	contract services	6792.36	
MidAmerican Energy Company	utilities	8032.84	
Midwest Laboratories	analysis	42.65	
Mississippi Lime Company	lime for water plant	2910.96	
Moniz, Betsy	mileage reimbursement	105.30	
Morrell Heating	repairs	1120.00	
Motorola	equipment	447.00	
Municipal Supply, Inc.	radio read ports	19592.64	
NAPA	supplies	176.45	
Nishnabotna Valley Rural Electric Coop	utilities	1513.82	
Nishnabotna Valley Rural Electric Coop	utilities	552.16	
Old Dominion Brush	equipment/repairs	459.04	
Payroll	wages	5722.93	
Payroll	wages	5746.32	
Pelgas Inc	fuel	15.00	
Pierce Pump, Inc.	supplies/repairs	12694.72	
Pierce Pump, Inc.	pay request #3	34661.66	
Pitney Bowes	contract services	492.00	
Postmaster	postage	154.40	
Pott. County Treasurer	tax	91.00	
Principal Life	benefits	50.36	
Reimer, Robert	community building deposit refund		25.00
Riverside Massage Therapy	water deposit refund	30.62	
Ruback's	supplies	7.55	
Salvo, Deren, Schneck, & Lauterbach, P.C.	legal fees	267.56	
SAM'S CLUB DISCOVER	supplies/data processing	70.63	
Single Source Transportation	shipping lime	1926.67	
Snyder & Associates, Inc.	contract services	11546.12	
Standard Auto Service Corp.	fuel/repairs	377.17	
Treasurer - State of Iowa	pay liabilities	666.00	
Verizon Wireless	telephone	133.38	
Vessco, Inc.	supplies	36.02	
Wellmark BlueCross Blue Shield	benefits	2800.12	
Winnelson Company	supplies	2111.31	
Wright, Jack	water deposit refund	30.14	
Total		172925.37	

General Fund	Income	16791.35	Expense	29168.32
Water Fund	Income	234458.32	Expense	155659.95
Sewer Fund	Income	5871.16	Expense	3792.67
Sanitation Fund	Income	10483.67	Expense	9757.26
Road Use Fund	Income	10952.85	Expense	116600.23
<u>TIF Fund</u>	<u>Income</u>	<u>5582.01</u>	<u>Expense</u>	<u>3044.12</u>
September Totals	Income	284139.36	Expense	318022.55

Mayor

City Clerk