

Lawton City Council Minutes

November 6, 2007

The Lawton City Council met in Regular session on Tuesday, November 6, 2007, at the Lawton City Hall. Meeting called to order at 5:00 pm by Mayor Jeff Nitzschke. Council members answering roll: Don Grigg, Perry Ludwig and Terry Masching. Rick Schorg arrived at 5:08. Tony Bengford was absent. Others attending included City Clerk Patricia Washburn, City Maintenance Lowell Anderson, City Attorney Glenn Metcalf, City Engineer Jerry Steffen and Sports Authority Editor/Publisher Wayne Dominowski.

Mayor Nitzschke welcomed guests.

Wayne Dominowski presented advertising issue to Council regarding high school football team. Due to fiscal responsibility of City officials to handle tax monies, Council waived opportunity to advertise in this manner. Team will be recognized on city sign as has been done in past.

Attorney Metcalf facilitated conversation regarding funding for Ash Street project. Metcalf explained TIF revenue bonds will not count against city bonding capacity. Interest can be collected on bonded TIF funds, but cannot be collected on "lost opportunity" funds, that is interest lost due to taking money from interest-bearing bank accounts. Council directed Metcalf to contact Bond Counsel regarding bonding full amount of project.

Steffen submitted pay request # 2 from Smith Concrete for \$57,926.70 for additional work completed on Maple Street Replacement Project. Motion made by Masching, seconded by Grigg to approve pay request as presented. Motion carried on roll 4-0. Bengford absent. Steffen will submit breakdown of extra concrete poured for certain property owners for City billing. Steffen stated all US Mail boxes had been reset. Residents may have to reset newspaper boxes. Council discussed season has passed to reseed lawns unless dormant seed is sowed. Steffen recommended waiting until spring. Discussion was held regarding resident raking dirt and asphalt chunks onto new concrete.

Regarding erosion concern north of 500 block of Pine Street, Steffen recommended 8" drain tile pipe to be buried on farm ground that would allow drainage. Mayor will talk to renter to discuss issue. Easement will be needed. Council would like to proceed prior to frost this fall.

MidAmerican Energy notified City of need to move poles in 200 block of Elm Street. Poles would be set a short distance west of present locations. Poles are not currently in straight line with poles north and south of this block causing added strain to poles. Council gave verbal approval to move.

Garbage hauling contract is set to expire in April 2008. Council discussed getting bids from other area haulers with several specifications being mentioned. Specifications include cans provided by hauler so all are similar in size and look, lawn waste pick-up, annual city-wide clean-up, etc. Clerk will work on proposal. Clerk stated letter was received from Chad Thompson, Woodbury County Area Landfill attorney. Thompson compared amended 28E Agreement presented by County Board of Supervisors with agreement recently approved by most cities in county. Issue will be on December agenda for Council consideration.

City Maintenance Lowell Anderson reported the Tara Way Park playground equipment has been installed and is being used. City employees, Jeff Nitzschke and volunteers Don Grigg and Todd Roerig installed equipment in recent days.

Anderson also reported problems with one pump at water plant. One high-service pump overloaded, kicked out and broke pipe. Problem has been fixed. Anderson stated new pump estimate is \$1,768 with eight week wait. Current pump could be repaired with two week turn-around. Council directed Anderson to repair pump, but order new pump to have on hand.

Clerk reported IMWCA, the City work comp carriers, did recent site visit. Report is expected this month on concerns found.

Clerk shared email from Martin Shorman regarding Gilsonite resin to preserve asphalt. Letter of appreciation was also received from Shorman regarding work on Maple Street.

Clerk stated City Hall would be closed November 22 & 23 for Thanksgiving. Clerk informed Council sample ballot for City election was incorrectly printed in Movable Record Oct. 25, so County republished November 1 at County cost.

Building permits have been approved for 107 Pine, driveway; 509 E Oak, stairs and deck expansion; 421 E Main, deck expansion and concrete slab.

Mayor reported he has spoken to vehicle owners leaving vehicles parked on streets for extended periods of time. Regarding complaints of burning leaves, Mayor stated residents need to discuss concerns with person burning.

Attorney informed Council he did not have Fire Protection agreement completed.

Councilman Masching left meeting at 6:45 p.m.

Grigg questioned why Lawton is considered "town" rather than "city". Clerk explained that is how Federal Tax ID number was applied for many years ago. Clerk will investigate getting this changed.

Steffen asked for clarity on Ash Street extension. Council directed Engineer to survey from Birch Street to Main Street with understanding bid may be requested to include only Birch Street to Maple Street.

Ludwig made motion to approve consent agenda consisting of approval of minutes from October 2 and October 23, 2007 meetings, approval of disbursements of \$151,275.10 and financial statements for October, 2007. Motion seconded by Schorg. Motion carried on roll 3-0. Bengford and Masching absent.

With no further business to come before the meeting, meeting was adjourned at 7:10 pm.

REVENUES BY FUND

DISBURSEMENTS BY FUND

Interest Earned	6,878.61	TIF-West Creek	1,915.53
General	55,775.40	General	128,715.30
Local Option Sales Tax	5,633.37	Local Option Sales Tax	0.00
Road Use Tax	5,301.47	Road Use Tax	10,518.92
Water	13,025.97	Water	4,132.00
Sewer	3,123.52	Sewer	2,915.17
Garbage	4,689.71	Garbage	2,408.95
Fire Revenue	0.00	Fire Disbursements	669.23
TOTAL REVENUE	94,428.05	OCT. DISBURSEMENTS	151,275.10

WARRANTS APPROVED

Certified Testing Services, Maple Street	1409.40	
Day's Door Company, overhead shop dr.	1483.00	
ISU, training books	310.00	
Lawton Pronto, fuel, misc	379.30	
Menard's, caution tape	47.94	
Metcalf, Thompson, Phipps, Legal fees	1332.06	
Moville True Value, brooms, sockets, cleaners	70.09	
Siouxland Humane Society, 2cats, 1dog	111.00	
Smith Concrete, Maple Street 1st request	121567.50	
Stan Houston Equipment, shop supplies	37.18	
Triple D Contracting, storm sewer repairs	131.15	
Utility Equipment Co., storm sewer repairs	1198.00	
Western IA Telephone	258.57	
Analytical & Consulting Services, lab fees	165.00	
Lowell Anderson, salary	549.47	
Jack Howard, wages	355.42	
ACS Firehouse Solutions, software sub.	110.00	
Alliance Concrete, Cedar St repairs	2106.00	
Moville Record, publications	656.92	
Triple D Contracting, storm sewer repairs	131.38	
American Family Ins., Anderson	1033.10	
Lowell Anderson, salary	549.46	
Jack Howard, wages	355.43	
Nitzschke Construction, storm sewer repairs	835.00	
Alliance Concrete, Cedar St repairs	1620.00	
Mangold Env. Testing, lab fees	300.00	
MidAmerican Energy, September	1399.41	
Triple D Contracting, storm sewer repairs	130.00	
US Bank, late fee	206.87	37.00
HyVee, supplies for playground install		61.24
Staples, office supplies		63.73
American Assc. Of Notaries, stamp		19.90
Select Mart, fuel		25.00
Utility Equipment Co., supplies	826.77	
Lowell Anderson, salary	549.47	
Jack Howard, wages	306.75	
Concrete Products, sealant	78.42	
Metcalf, Thompson, Phipps, Legal fees	217.50	
Suburban Supply, Cedar St. repairs	578.75	
Lowell Anderson, salary	549.46	
Jack Howard, wages	249.43	
Patricia Washburn, salary	1982.01	
EFTPS, Fed, Med, SS	2084.40	
IPERS, emp. Contribution	762.70	
Aflac, employee contributions	91.50	
Acco, chlorine	580.00	
Barkley Asphalt, hot mix	85.75	

Bomgaars, supplies	7.07
CHN Garbage	2408.95
Holiday Inn Airport, ½ lodging IMFOA conf	86.79
Marv's Small Engines, sharpen chains	22.50
Menard's, cold mix, batteries, bulbs, etc	179.54
Steffen Engineering, Westcreek/Burkhart	351.25
Town & Country Lawn Service, water tower	150.00
Patricia Washburn, exp. Statement	287.44

SIGNED BY: _____
Jeff Nitzschke, Mayor

ATTESTED BY: _____
Patricia L Washburn, City Clerk