

## Lawton City Council Minutes

**March 21, 2006**

The Lawton City Council met in Special session on Tuesday, March 21, 2006, at Lawton City Hall. Council members answering roll: Terry Masching, Rick Schorg, Tony Bengford, Perry Ludwig and Don Grigg. Mayor Jeff Nitzschke called the meeting to order at 6:00 p.m.

Mayor Nitzschke announced that this was the time and place for the public hearing and meeting on the matter of the authorization of a Loan Agreement and the issuance of not to exceed \$525,000 Water Revenue Capital Loan Notes, Series 2006, in order to provide funds to pay costs of construction of improvements and extensions to the Municipal Water Utility, and to refund outstanding Water Revenue Capital Loan Notes, dated April 1, 1996, and that notice of the proposed action by the Council to institute proceedings for the authorization of the Loan Agreement and the issuance of the Notes, had been published pursuant to the provisions of Sections 384.24A and 384.83 of the City Code of Iowa, as amended.

The Mayor then asked the Clerk whether any written objections had been filed by any city resident or property owner to the proposal. The Clerk advised the Mayor and the Council that no written objections had been filed. The Mayor then called for oral objections to the proposal and none were made. Whereupon, the Mayor declared the time for receiving oral and written objections to be closed.

The Council then considered the proposed action and the extent of objections thereto. Whereupon, Council Member Don Grigg introduced and delivered to the Clerk **Resolution # 2006-07, RESOLUTION INSTITUTING PROCEEDINGS TO TAKE ADDITIONAL ACTION FOR THE AUTHORIZATION OF A LOAN AGREEMENT AND THE ISSUANCE OF NOT TO EXCEED \$525,000 WATER REVENUE CAPITAL LOAN NOTES, SERIES 2006**. Grigg moved that the Resolution be adopted. Council Member Rick Schorg seconded the motion. The roll was called and the vote was unanimous 5-0 in favor of adoption. Whereupon, the Mayor declared the measure duly adopted. Full text of this Resolution is on file and may be inspected at City Hall.

Council Member Perry Ludwig moved that the form of Tax Exemption Certificate be placed on file and approved. Council Member Terry Masching seconded the motion. The roll was called and the vote was unanimous 5-0 in favor of approval.

Council Member Tony Bengford introduced **Resolution # 2006-08, A RESOLUTION APPROVING AND AUTHORIZING A FORM OF LOAN AGREEMENT AND AUTHORIZING AND PROVIDING FOR THE ISSUANCE AND SECURING THE PAYMENT OF \$525,000 WATER REVENUE CAPITAL LOAN NOTES, SERIES 2006, OF THE CITY OF LAWTON, IOWA, UNDER THE PROVISIONS OF THE CITY CODE OF IOWA, AND PROVIDING FOR A METHOD OF PAYMENT OF SAID NOTES**. Bengford moved that this Resolution be adopted. Council Member Don Grigg seconded the motion to adopt. The roll was called and the vote was unanimous 5-0 in favor of adoption. Whereupon, the Mayor declared the measure duly adopted. Full text of this Resolution is on file and may be inspected at City Hall.

Council Member Terry Masching introduced **Resolution # 2006-09, RESOLUTION AUTHORIZING THE REDEMPTION OF OUTSTANDING WATER REVENUE CAPITAL LOAN NOTES OF THE CITY OF LAWTON, IOWA, DATED APRIL 1, 1996, AND DIRECTING NOTICE BE GIVEN**. Masching moved that this Resolution be adopted. Council Member Rick Schorg seconded the motion to adopt. The roll was called and the vote was unanimous 5-0 in favor of adoption. Whereupon, the Mayor declared the resolution duly adopted. Full text of this Resolution is on file and may be inspected at City Hall.

City Engineer Jerry Steffen of Steffen Engineering provided Council with preliminary information regarding possible work on 400 block of Maple Street in Lawton. No action was taken.

As stated on agenda, Mayor, Council and Clerk retreated to Friendship Center at 6:35 to meet with Banner Township and Concord Township Trustees regarding fire protection for the two townships. Trustees in attendance were Wally Sorensen, Ken Gard, Charles Solomon and Chuck Hoelker. Others in attendance were Dorothy Sorensen and City Attorney Glenn Metcalf. An agreement dated 1989 is the most current agreement any of the three entities has on file. Discussion ensued regarding an updated agreement for fire protection. No action was taken.

Council returned to Council Chambers at which time Grigg moved to adjourn the meeting. Bengford seconded. Motion carried on roll 5-0. Meeting adjourned at 8:00 p.m.

SIGNED BY: \_\_\_\_\_  
Jeff Nitzschke, Mayor

ATTESTED BY: \_\_\_\_\_  
Patricia L Washburn, City Clerk