

Lawton City Council Minutes

September 6, 2005

The Lawton City Council met in Regular session on Tuesday, September 6th, 2005, at Lawton City Hall. Council members answering roll: Tony Bengford, Terry Masching, Don Grigg and Perry Ludwig Rick Schorg was absent. Mayor Jeff Nitzschke called the meeting to order at 5:00 p.m. and welcomed guests.

Building permit applications were approved for Community Presbyterian Church, 417 E Birch, sign; Heath Mallory, 417 E Oak, patio, wood deck, porch; Willard Brian McNaughton, dwelling, 515 N Pine; Howard Smith, 105 Elm, deck. Regarding a request for permit amendment by Bruce Jackson, Attorney stated Lawton city code is concerned with perimeters rather than height or depth of structures. Amendment was also approved.

Betty Sieger and David Butcher were present to get verification on replacement fence requirements. Mrs. Seiger also spoke regarding change of polling place for elections.

No further news has been received from Kuehl & Payer regarding availability of wall materials for water treatment facility. A special meeting is still planned for September 20, 2005 to open bids for the water treatment facility. This same meeting will allow opening of bids for two new drinking wells.

Council does not want city streets to be used for storage purposes. Attorney was asked to draft ordinance to prohibit this act from taking place.

Several names were submitted for consideration regarding new park on Tara Way. Councilman Ludwig will discuss Council's thoughts with original property donor and Council will finalize name selection after that time.

Council will plan to renew ball field lease with Doyle Smith for another 5-year term. Smith will need to notify Council of cost of lease. City currently is paying \$1,110.00 annually to Smith. This is based on \$100/acre for 11.1 acres of property.

Pat Gill, Woodbury County Elections Commissioner, spoke to Council regarding polling sites. Site was moved last election from Friendship Center to High School due to ADA accessibility. Numerous complaints have been heard about the change in location. Gill informed Council of minor changes needed to make Friendship Center building ADA accessible. Council will proceed with updates immediately.

Lowell Anderson presented photos to Council of debris that is being dumped on the tree / burn pile west of the City Shed. Recent debris has been carpet, a discarded deck, garbage bags, plastic garbage can lids and sheet rock. City crew spends quite a bit of time pulling these items out of the pile before limbs and brush are burned. Insurance company has made recommendations to remedy problem. Council will take recommendations under advisement.

It was suggested a red "R" be placed on the informational sign to remind people of the Recycle days in Lawton.

A Public Hearing was called to order at 6:00 pm regarding the proposed lease with Cingular Wireless for the use of the city water tower and lot. Steve Wilks, Site Locator, joined the Public Hearing via speaker telephone. Cingular Wireless is proposing an antennae array on top of the water tower with a small utility shed southwest of the base of the tower to house electronics. Jim and Monica Petersen, of 432 E Main Street, presented Council with a letter of concern regarding the plans of Cingular (complete text of letter is on file at City Hall). Mr. Petersen then read the letter aloud so Mr. Wilks could hear their concerns. Regarding the view of the shelter, Wilks stated landscaping consisting of trees, shrubs, etc would be used to help conceal view. Regarding noise, Wilks stated a hum would be heard inside shelter, but virtually no noise outside. Wilks stated Cingular Wireless could not answer the question of whether a person's property value would change due to the shelter location. Utility wires will be located underground. Grigg asked if shelter could be moved to southeast of tower rather than proposed southwest. Wilks will investigate, but feels that change can be made. Petersen requested a vinyl privacy fence be installed rather than the proposed chain link. Wilks stated Council could make that requirement if they felt it was necessary. Jeremy Husk, resident of 435 E Maple Street, was present to ask about the volunteer Fire Department repeater. Wilks stated they cannot legally interfere with any existing antennae. Therefore, the Fire Dept. antenna will not be changed. Petersen questioned additional traffic in residential area. Wilks stated a crane would be used to lift shelter in place. He also stated there is rarely any traffic after installation. Grigg had spoken to one of the neighbors asking his thoughts. He had no concerns and voiced his support of locating on the southeast rather than southwest. Washburn questioned power source. Wilks said it would be underground and separately metered. Masching asked if Lawton was the definite site. Wilks stated it was. Petersen asked if there were any health concerns associated with this type of antennae array. Wilks stated there were not. Regarding a "Start Date", Wilks stated it could possibly be completed yet in 2005. Grigg moved to close hearing at 6:20 pm. Masching seconded. On roll motion carried 4-0.

Council is prepared to proceed with Cingular Wireless. Building permit application will be considered with request that shelter be installed southeast of tower base rather than southwest. Clerk will request lease be forwarded to city attorney for review.

Speaker phone purchased specifically for use at this meeting will be retained.

After visually inspecting building, Council asked City Engineer Steffen to draw up plans designing new ramp entrance to Friendship Center. Work will begin as soon as possible. Handicap parking stall will also be painted outside west entrance of building.

Mayor spoke to Council regarding park equipment. Proposals had been acquired by LoyAnne Jensen on different playground equipment arrays for each park. Mayor will discuss future planning with Jensen.

Masching moved to approve Consent Agenda as presented to include approval of August 2, 8 & 16, 2005 minutes, approve disbursements totaling \$14,975.86, and approve financial statements for August, 2005. Grigg seconded motion. Carried on roll, 4-0.

Motion was made by Ludwig, seconded by Bengford to approve **Resolution #2005-10, 2004-2005 Street Financial Report** as presented. Motion carried on roll 4-0. Complete text of Resolution is on file at City Hall.

Motion was made by Grigg, seconded by Masching to approve Third and Final Reading and approve **Resolution # 2005-11, Modification to City Code Sec. 2-4**, Salaries of Municipal Officers from "The Mayor shall receive eight hundred dollars on June 30th and eight hundred dollars on December 31st of each year as compensation for his/her services" to read "The Mayor shall receive nine hundred dollars on June 30th and nine hundred dollars on December 31st of each year as compensation for his/her services".

Motion carried on roll 4-0. Complete text is available for review at City Hall.

Attorney Metcalf explained procedure of issuing municipal infractions.

With no further business to come before the meeting, motion by Grigg, seconded by Masching to adjourn at 7:15 p.m. Carried 4-0.

REVENUES BY FUND		DISBURSEMENTS BY FUND	
Interest Earned	3,426.08	General	3,826.81
General	1,023.81	Local Option Sales Tax	0.00
Local Option Sales Tax	4,395.26	Road Use Tax	2,889.84
Road Use Tax	5,077.67	Water	3,845.22
Water	5,130.29	Sewer	1,862.52
Sewer	1,672.55	Garbage	2,140.25
Garbage	2,076.92	Special Assessment	0.00
Special Assessment	0.00	Fire Disbursements	411.22
Fire Revenue	10245.82	AUGUST DISBURSEMENTS	14,975.86
TOTAL REVENUE	33,048.40		

WARRANTS APPROVED

Heath Horsley, wages	136.59
Lowell Anderson, salary	476.16
Jack Howard, wages	163.09
Electronic Specialties, Inc., radio repair	59.80
Ken Eyres, reim. Postage	30.00
Kuehl & Payer, engineering	1152.00
Lawton Pronto, fuel	219.81
Moville Ready Mix, concrete	166.50
Doyle Smith, ball field lease	1110.00
Western Iowa Telephone	173.38
ACCO, chlorine	457.05
JP Cooke Co, pet tags	40.85
Moville J & J Motor, fire truck repairs	26.10
Moville Record, 10 publications	702.80
Siouxland Dist. Health, lab fee	10.00
Suburban Supply, labor	123.50
Lowell Anderson, salary	476.15
Heath Horsley, wages	92.73
Jack Howard, wages	90.86
Lowell Anderson, salary	476.16
Heath Horsley, wages	75.78
Jack Howard, wages	191.33
Colonial Research, Dissolve	128.00
IDNR, dues	87.17
Iowa One Call, 30 locates	27.00
MidAmerican Energy, July	1584.02

US Bank, supplies	175.14	
Wal-Mart, Friendship Center supplies		8.02
Quality Inn, Ames, Clerk's Academy		103.30
Meals, Clerk's Academy		28.75
Menards, supplies		35.07
Dunn Heating & Cooling, equip. repairs	91.27	
Barkley Asphalt, hot mix	248.20	
Bomgaars, shop supplies	13.73	
Sioux Sales Company, lamp, flasher	32.90	
Lowell Anderson, salary	476.15	
Heath Horsley, wages	61.84	
Jack Howard, wages	223.22	
Patricia Washburn, salary	1292.75	
EFTPS, fed., med., SS	1412.62	
IPERS, payroll contribution	530.96	
CHN Garbage	2140.25	

SIGNED BY: _____
 Jeff Nitzschke, Mayor

ATTESTED BY: _____
 Patricia L Washburn, City Clerk