

TEMPLETON CITY COUNCIL
APRIL 2, 2012
7:00 P.M. – TEMPLETON CITY HALL

The Templeton City Council met on this second day of April, 2012 at 7:00 o'clock p.m. at City Hall, Templeton, Iowa. The meeting was called to order by Mayor Behrens, and the roll was called showing the following named Council Members present and absent:

Present: Jan Wieland, Dave Ramsey, Rick Hoffman, Mark Bauer, & Doyle Engelen
Absent: None

Others in attendance: Mayor Ken Behrens
City Clerk Rhonda Schwaller
Public Works Director Dale Prebeck
Joe Behrens
Asa Hoffman
City Attorney Robert Peters
Karen Prebeck
Melanie Bauer
Donna Kemper

Approval of Agenda: A motion was made by Ramsey and seconded by Bauer to approve the agenda. All in favor, motion carried.

Todd Stadlander from Manning Insurance Agency addressed the council concerning the city's insurance coverage for 2012/2013, an overall increase of approximately 7%. The majority of the increase was due to workers' compensation for firefighters. The rate increased from \$28.73 to \$32.07 per hundred. Council requested Mr. Stadlander look into the following items:

- Increasing the replacement cost for the 1994 International Fire Truck – currently valued at \$150,000 and the 1993 International Pumper – currently valued at \$140,000.
- Removing comprehensive and collision coverage on 1979 Chevy Fire Truck and 1979 Ford 7000 pickup.

Mayor Behrens requested any comments or corrections to be made to the Consent Agenda. A motion was made by Hoffman and seconded by Wieland to approve the Consent Agenda. All in favor, motion carried.

1. Approved Minutes from March 5, 2012
2. Approved January 2012, February 2012, & March 2012 Financial Review.
3. Approved February 2012 Treasurer's Report.
 - \$ 16,676.47 revenue
 - \$ 22,332.33 expenditures
 - \$246,590.02 total cash & investments

FUND	RECEIPTS	DISBURSEMENTS
General	\$ 2,747.77	\$ 17,151.74
Road Use Tax	\$ 2,559.30	\$ 0.00
Employee Benefits	\$ 60.40	\$ 0.00
Local Option Tax	\$ 3,624.06	\$ 0.00
TIF	\$ 1,644.01	\$ 0.00
Debt Service	\$ 194.37	\$ 0.00
Water	\$ 4,019.69	\$ 3,669.43
Sewer	\$ 1,809.51	\$ 1,511.16
Certificate of Deposit	\$ 0.00	\$ 0.00
Fire Truck Fund	\$ 17.36	\$ 0.00
Totals	\$ 16,676.47	\$ 22,332.33

- Approval of the Claims for March 2012 as listed:

12428	Aspinwall Cooperative	346.38	gas
12429	Carroll Refuse Service	1,534.50	garbage collection
12430	Dale Prebeck	1,345.24	payroll
12431	Dale Prebeck	483.00	insurance allowance
12432	Rhonda Schwaller	332.06	insurance allowance
12433	Mid American Energy	702.25	utilities

12434	Raccoon Valley Electric Coop.	40.00	lagoon service
12435	Templeton Telephone Co.	69.93	telephone & internet service
12436	Manning Municipal Gas Dept.	349.76	utilities
12437	U.S. Cellular	55.28	cell phone
12438	Duane's Repair	56.15	pickup maintenance
12439	Postmaster	45.00	postage
12440	Postmaster	53.44	postage
12441	West Central IA Rural Water	2,060.25	711,000 gallons used
12442	Dale Prebeck	1,345.24	payroll
12443	Rhonda Schwaller	1,813.47	payroll
12444	Ken F. Behrens	566.10	1st qtr. 2012 payroll
12445	IPERS	843.56	retirement fund
12446	Treasurer - State of Iowa	842.00	1st qtr. 2012 state w/h
ACH	Templeton Savings Bank	1,702.22	March 2012 941 tax pymt.
12447	Rye Supply, Inc.	17.28	UPS charge
12448	Templeton Park	1,000.00	donation
12449	The Office Stop	21.48	misc. supplies
12450	Iowa Municipal Finance Officers	50.00	R. Schwaller registration fee
12451	St Luke's Drug & Alcohol Testing	37.00	D. Prebeck random drug test
12452	Carroll Co. Solid Waste Mgmt.	918.00	April - June 2012 qtrly. assessment
12453	Mangold Environmental Testing	46.00	wastewater sample
12454	Display Sales	275.40	banner rods & pins
12455	Carroll County Auditor	1,088.00	contract law, 1st qtr. 2012
12456	Iowa Assn of Municipal Utilities	256.26	April - June WCISA dues
12457	Templeton Hardware	545.24	sewer lagoon & florescent light repairs

Citizen Forum: None

Mayor Behrens updated the council regarding Dan Manatt's email dated Friday, March 9, 2012. Mr. Manatt met with Iowa Public Television (IPTV). IPTV is giving Manatt Media a letter of support for broadcasting the Templeton documentary. IPTV indicated the possibility of broadcasting the Templeton documentary on the anniversary of the 21st Amendment in December. Mr. Manatt also sent a link to the city of Templeton to download the Templeton Centennial book. Mr. Manatt scanned each chapter into PDFs which will enable the city to search by word or name.

Council discussed raising the maximum amount of deposit at Templeton Savings Bank from \$250,000 to \$500,000. Council Member Bauer introduced and made a motion to approve Resolution #984-12 naming Templeton Savings Bank as the official depository for City funds and set the maximum amount of deposit at \$500,000, seconded by Ramsey. Roll call taken:

Ayes: Engelen, Bauer, Wieland, Ramsey, & Hoffman

Nays: None

Mayor Behrens declared motion carried and Resolution #984-12 passed.

RESOLUTION NO. 984-12

RESOLUTION TO NAME DEPOSITORIES & ESTABLISH MAXIMUM DEPOSIT AMOUNT FOR THE CITY OF TEMPLETON, IOWA.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TEMPLETON, IOWA:

That the City Council of Templeton, Iowa does hereby name the following as the official depositories for City funds and sets the maximum amount of deposit for each institution in conformance with all applicable provisions of the Iowa Code Chapter 12C.

Depository Name: Templeton Savings Bank

Depository Address: 103 S. Main St.
Templeton, Iowa 51463

Maximum Balance in Effect Under this Resolution: \$500,000.00

BE IT THEREFORE RESOLVED, by the City Council of Templeton, Iowa, that this resolution be passed by this body.

APPROVED AND ADOPTED this 2nd day of April, 2012.

CITY OF TEMPETON, IOWA

By: _____
Ken F. Behrens, Mayor

ATTEST:

Rhonda Schwaller, City Clerk

Council reviewed bid proposals for a new computer at City Hall and refurbishing the City's current computer to relocate to Public Works Department.

- Computer Concepts of Iowa, Carroll, Iowa bid amount submitted - \$1,850.00.
- Computer Repair & Service, Carroll, Iowa bid amount submitted - \$2,921.55.
- Engelen Computers, Templeton, Iowa bid amount submitted - \$1,652.50.

A motion was made by Bauer and seconded by Hoffman to award the contract to the lowest bidder Engelen Computers, Templeton, Iowa in the amount of \$1,652.50. All in favor, motion carried.

Council considered donation request from Retired and Senior Volunteer Program (RSVP). No further action taken.

A motion was made by Hoffman and seconded by Bauer to amend the 2011/2012 budget and set the public hearing date for Monday, May 7, 2012 at 7:00 p.m. at Templeton City Hall. All in favor, motion carried.

A motion was made by Bauer and seconded by Engelen to purchase two double hung windows for City Hall with internal mini-blinds from Clear Choice Windows. All in favor, motion carried.

A motion was made by Hoffman and seconded by Ramsey to approve building permit application from Kelly Gunderson for playground equipment. All in favor, motion carried.

Sacred Heart Church Finance Director Joe Behrens presented the council with an updated version of the real estate proposal dated April 2, 2012 to transfer title of the former Sacred Heart School building and surrounding school property to the City of Templeton. By an informal raise of hands, it was the consensus of the council to proceed with the real estate proposal. Council requested City Attorney Robert Peters draft a document for council consideration at its next regularly scheduled meeting on May 2, 2012.

City Attorney Robert Peters explained the procedure for vacation and sale of unpaved portion of Industrial Road north from the corner of Industrial Road and East Third Street. Council Member Bauer introduced and made a motion to approve Resolution #985-12 – a Resolution Proposing Vacation and Sale of the Unpaved Portion of Industrial Road located in the T.A.D.C. 2nd Addition north of 3rd Street, seconded by Engelen. Roll call taken:

Ayes: Bauer, Ramsey, Hoffman, Engelen, & Wieland

Nays: None

Whereupon, the Mayor declared the resolution duly adopted, as hereinafter set out.

RESOLUTION #985-12

RESOLUTION PROPOSING VACATION AND SALE OF THE UNPAVED PORTION OF INDUSTRIAL ROAD LOCATED IN THE T.A.D.C. 2ND ADDITION NORTH OF 3RD STREET.

WHEREAS, the City of Templeton and Templeton Rye Spirits, LLC are presently discussing the sale by the City of Templeton to Templeton Rye Spirits, LLC a part of Industrial Road lying immediately north of 3rd Street being legally described as follows:

The northerly 66-foot road and/or right-of-way locally known as the northern unpaved portion of Industrial Road, beginning at the extended north right-of-way lines of 3rd Street to the north boundary line of the T.A.D.C. 2nd Addition between Lots 2 & 3 to the West and Lots 11 & 12 to the East, City of Templeton, Carroll County, Iowa, as platted,

subject to a legal plat of survey, which shall designate the actual boundaries of such property and a letter or number designation for the parcel to be used for conveyance purposes.

WHEREAS, a copy of a surveyed plat on which there is shown the general location of that northerly part of Industrial Road which the City of Templeton is considering vacating and selling to Templeton Rye Spirits, LLC.

NOW, THEREFORE, be it resolved by the City Council of the City of Templeton, Iowa, as follows:

1. The City of Templeton proposes to vacate and sell to Templeton Rye Spirits, LLC the following described part of Industrial Road located in the City of Templeton:

The northerly 66-foot road and/or right-of-way locally known as the northern unpaved portion of Industrial Road, beginning at the extended north right-of-way lines of 3rd Street to the north boundary line of the T.A.D.C. 2nd Addition between Lots 2 & 3 to the West and Lots 11 & 12 to the East, City of Templeton, Carroll County, Iowa, as platted.

2. A meeting of the City Council of the City of Templeton shall be conducted on May 7, 2012, at 7:00 o'clock p.m. at the City Hall, in the City of Templeton, Iowa, for the purpose of considering this proposal. All local residents who appear at the meeting shall be given an opportunity to express their view for or against the proposals, and at such meeting, or any adjournment of the meeting, the City Council shall adopt resolutions and ordinances, as necessary, determining whether or not to proceed with the proposal.
3. The City Clerk of the City of Templeton is now directed to publish/post notice of these proposals one time, not less than four (4) days, nor more than twenty (20) days, before the date of the meeting, in a legal newspaper published and having a general circulation within the City of Templeton.

All or part of any resolutions and others in conflict with this resolution are, to the extent of such conflicts, now repealed and this resolution shall be in full force and effect immediately upon its adoption.

Adopted and approved this 2nd day of April, 2012.

CITY OF TEMPLETON, IOWA

By: _____
Ken F. Behrens, Mayor

ATTEST:

By: _____
Rhonda Schwaller, City Clerk

City Attorney Robert Peters updated the council regarding his correspondence dated March 15, 2012 and his telephone conversation with International Fidelity Insurance Company Attorney George Rettig regarding Notice of Claim by the City of Templeton pertaining to Surety Bond #0477716 for the Performance, Payment and Maintenance Bond for remedial action to alleviate water standing on the T.A.D.C. 3rd Addition's premises due to the negligence of contractor Negus & Sons, Inc. who failed to remediate this problem. City Attorney Peters indicated he would continue to monitor.

Council discussed rental agreement between the City of Templeton and Trophies Plus, Inc. for the leasing of Lot 3 of Block 6 in the City of Templeton for the storage of machinery and equipment. Council Member Engelen indicated the hoop barn has created some water issues in the Trophies Plus building when it rains or when the snow melts. Council discussed the following options to resolve the problem: relocate the hoop barn, installation of a knee wall, installation of gutters on the hoop barn, or trench between the buildings. No further action taken.

Maintenance Report:

- North sewer lagoon cell tested .25 – within DNR's parameters for draw down.
- Resident at 328 S. 4th Avenue report hole in street. Will be repaired when storm sewer is installed along 4th Avenue.
- Ordered lids for intakes.
- Working on spring cleanup at parks.
- Removed snow removal equipment from 1999 International truck.
- Received quarterly surcharge check from Manning Municipal Gas Department.

Mayor's Report:

- Received informational packet from Mid American Energy for energy programs.

At 9:00 o'clock p.m. and with no further business before the council at that time, they agreed to adjourn. Bauer moved to adjourn and Ramsey seconded the motion. All voted aye, motion carried.

Ken F. Behrens, Mayor

Rhonda Schwaller, City Clerk