

Madrid City Council
Regular Meeting
November 3, 2009

The Council meeting was called to order at 5:30 p.m. with Mayor Jeff Gibbons presiding.

Present at Roll Call: Steve Burich, Lane Shaver, Val Chapman, Mike Heeren, Don Lincoln

Motion by Councilperson Shaver, seconded by Councilperson Heeren, to approve the agenda with the following amendment as requested by Mayor Gibbons:

Under 7.) "Department Reports" – letter g.) "Public Works" add 1.) "Request for Payment – Steve's Tire and Automotive - \$822.53 and Kelly Tire & Exhaust - \$243.64"

Ayes: All Present

Motion Carried

Motion by Councilperson Shaver, seconded by Councilperson Chapman, to approve the City Council meeting minutes of October 19, 2009.

Ayes: All Present

Motion Carried

Motion by Councilperson Shaver, seconded by Councilperson Lincoln, to approve the September Financial Reports and the November 3, 2009 claims totaling \$30,020.94.

Ayes: All Present

Motion Carried

Councilperson Shaver advised the Council that he had a thank you note for the Council's support from Eagle Scout Grant Isaacson, Boy Scout Troop 150. Councilperson Shaver mentioned that City Administrator / Clerk Todd Kilzer created a professional certificate of achievement and appreciation for Isaacson being made an Eagle Scout.

Fire Chief Jim Murry advised the Council that on November 5, 2009 that Toyne, Inc., Breda, Iowa, would be performing two fire truck's pump re-certification testing. The testing will cost approximately \$600.00 plus mileage. Some of the costs will be shared with the City of Woodward Fire Department.

Chief Murry also advised the Council that the Fire Department has approved Logan Walde as a probationary member of the department. Murry informed the Council that Walde has been given a medical physical and accordingly, requested the Council to appoint Walde as a probationary member. Motion by Councilperson Shaver, seconded by Councilperson Heeren, to appoint Logan Walde as a probationary member of the Madrid Fire Department.

Ayes: All Present

Motion Carried

Kilzer reported to the Council that he has spoken with Matt Van Sickle, Van Sickle Construction, regarding the Edgewood Park Expansion grading project. Van Sickle advised Kilzer that he is currently running about two weeks behind schedule due to the weather but anticipates being able to begin the grading project very soon. Kilzer continued that there is a \$5,000 Leonard A. Good grant that will be utilized for this project. The Leonard A. Good Board has requested notification as to which calendar year (2009 or 2010) that the funds would be spent. Kilzer created a project contract with the help of Perry Gjersvik of Bartlett & West and sent the contract to the City Attorney John Jordan for review and approval. The contract basically states that Van Sickle must complete 25% of the work by December 31, 2009 or he will be at risk of being fined \$5,000. The fine stipulation in the contract assures the City that the Leonard A. Good grant of \$5000 for the project will not be lost. Kilzer will contact Van Sickle November 4, 2009 and request that he stop in the office to sign the contract.

Becky Roorda, Chairperson, Madrid Trail Subcommittee, advised the Council that the Trail Committee was wanting to select a contractor for the Dalander Park planting. Three companies have submitted excellent proposals which include preparation, seeding, labor and maintenance pricing. Roorda was confident that any of those that submitted the bids would do a good job. The Iowa Natural Heritage Foundation suggested to the committee to purchase the seeds through them and also suggested to have the mowing and maintenance of the park be bid separately. Roorda commented that the committee would be comfortable with any of the companies that submitted bids although Jordan Resource Management had submitted the lowest bid.

Motion by Councilperson Lincoln, seconded by Councilperson Chapman, to award the bid to Jordan Resource Management for planting the lower area in Dalander Park and for the Committee to purchase the necessary seeds. Roorda commented that the seeds would be purchased through grants and share money from REAP (Resource Enhancement And Protection) through the Iowa Department of Natural Resources.

Ayes: All Present

Motion Carried

Police Chief Rick Tasler advised the Council that several complaints have been received regarding open burning. Tasler requested that The Madrid Register News remind the community that the burning leaves must be attended at all times and extinguished by sunset. Discussion followed regarding placing a dumpster downtown for a Saturday to allow individuals to dump their leaves and branches. Kilzer advised the Council that the City receives two free dumps per calendar year and one of those was used during the Labor Day Celebration. Kilzer agreed to check if Madrid had one free haul still available but expressed concern that time availability may be an issue.

Tasler advised the Council that the department has applied for a STEP (Special Traffic Enforcement Project) grant. The department has received notice that they have been awarded a \$4,500.00 for this year. The funds will be utilized for the purchase of an in car video camera and a hand held radar system.

Tasler also reported that he has not seen any parking violations of semi drivers during the week but would ask the weekend officers to be watchful and to address the problem when found.

Motion by Councilperson Heeren, seconded by Councilperson Chapman, to approve payment to Steve's Tire and Automotive in the amount of \$822.53 and to Kelly Tire & Exhaust in the amount of \$243.64 for the repair of the 2002 Ford F350. Kilzer advised the Council that Moffitt's quote came in at \$2,084.03 once the aftermarket pricing of the upper and lower ball joints were adjusted from the original quote. The other quotes received were Steve's Tire and Automotive \$1,670.61, Madrid Service Center was \$1,823.35, Heartland Tire and Automotive was \$1,847.81, Trickle Tire was \$2,061.00, and Freedom Tire was \$2,395.14. Kilzer requested that the Council note that there was not a changing of the inner and outer lower seals which would be an expensive aspect of the repair.

Ayes: All Present

Motion Carried

Kilzer reported to the Council that the Madrid Action Committee flower pots have been collected and stored for the winter. Kilzer also reported to the Council that the water salesman has been officially closed for the season.

Kilzer advised the Council that the City plans on putting in the cement culvert pipe that will service as a drainage area at the driveway for the trailhead parking lot. Curt Perkins, of Perkins Electric, and Kilzer inspected a berm area in the ditch adjacent to the trail on the north side that needs to be shaved down to improve flow to the intake by the utility pole. Kilzer also reported that there is a couple of breach areas in the storm sewer pipe underneath the trail just a half a block west of the Market Street and the 4th Street intersection; by the trail. Kilzer recommended that a new storm sewer pipe be installed on the north side to establish the embankment and next spring or summer, the City will need to address the piping that is between 4th Street and the trail.

Kilzer provided the Council with an Email from PERB (Public Employee Relation Board) which was a notice of a possible rate increase. Kilzer has contacted Kevin Holzhauser, representative of IUOE Local #234 regarding future meeting dates. Holzhauser had informed Kilzer that the month of November was heavily scheduled although he would try to meet with the Madrid representatives. Councilperson Chapman questioned if the Council would be allowed to sit in on the meeting. Kilzer responded that the negotiation meetings are closed sessions and are not open to the public.

Motion by Councilperson Chapman, seconded by Councilperson Burich, to approve payment in the amount of \$6,045.00 to the Boone County Landfill for the second half of the fiscal year 2009 assessment. The fee per capita is \$5.00.

Ayes: All Present

Motion Carried

The Council received a thank you note from the Senior Associates of Madrid for the \$1,250.00 donation.

Motion by Councilperson Chapman, seconded by Councilperson Shaver to postpone the regular Council meeting and to into a Executive Session at 6:10 p.m. as permitted under the Iowa Code 21.5 (1) (i) "Evaluation of Professional Competency".

Ayes: Burich, Shaver, Chapman, Lincoln

Nays: Heeren

Motion Carried

Motion by Councilperson Chapman, seconded by Councilperson Lincoln, to reconvene the regular Council meeting at 6:40 p.m.

Ayes: All Present

Motion Carried

Mayor Gibbons announced the results of the closed session regarding Kilzer's evaluation by commenting that though Kilzer has scored well in his evaluation, Kilzer has declined an increase in salary to set an example to all employees given our current budget situation.

Councilperson Chapman informed the Council that she had attended the Boone County League of Cities meeting regarding safe houses. Kilzer informed the Council that there will be workshops in November, December and January and will be announced in the local newspapers. The public can attend the free workshops and request natural gas, CO2, or mold testing.

Councilperson Shaver questioned the emergency siren testing policy and suggested a noon whistle as an alternative. Kilzer advised Shaver that the emergency siren testing is an Iowa Emergency Management Agency requirement and the sirens are sounded by Boone County. Kilzer added that Boone County would not perform a noon whistle but that it could be implemented by Madrid with an automatic timer.

Councilperson Heeren questioned if the KCCI camera could be relocated to see the community of Madrid. Councilperson Shaver responded that has been tried but it has to do with who is willing to pay for the media fee for the camera.

Councilperson Lincoln mentioned that he was approached by a citizen that was opposed to the possibility of Bingo being closed. Kilzer advised the Council that Bingo is run by volunteers with the exception of the Caller who is paid a minimal amount and that 30 individuals need to attend Bingo each week or the event loses money. Kilzer stressed that he has no desire to end Bingo. However, it's actual purpose is to create revenue for the Madrid Labor Day Celebration. Currently, the operation is not only not making money but is actually losing money. It cannot become a taxpayer subsidized activity.

City Attorney John Jordan addressed the Council's suggestion of limiting legal representation at City Council meetings. Jordan recommended that the Council and Kilzer contact him should they have questions or want him to attend the Council meeting. Jordan expressed his concern and encouraged the Council to be careful of what they say or don't say. Jordan continued that he enjoyed working with Madrid's City Council and would like to continue that long term relationship.

Motion by Councilperson Shaver to adjourn the meeting at 7:00 p.m.; seconded by Councilperson Chapman.

Ayes: All Present

Motion Carried

Mayor Jeff Gibbons

ATTEST:

Todd D. Kilzer
City Administrator / Clerk