

May 05, 2003

The City Council of Buffalo, IA, met in regular session on May 05, 2003, at 6:00 p.m. at City Hall with Mayor Teel presiding. Councilmembers present were Roe, Smith, Stowe, Thein and Walters. The Pledge of Allegiance was given.

Motion was made by Walters and Stowe to approve the minutes of April 07. All ayes. Carried.

Motion was made by Stowe and Thein to approve payment of the bills. All ayes. Carried.

The treasurers report was given. Receipts for April were \$236,975.21 and disbursements were \$103,335.96. Council has a copy of all bank statements and bills.

The Community Center report was given by Walters. She said one of the bad checks has been collected and the blood drive people have discussed the problems from earlier and will be corrected. Motion was made by Walters and Roe to approve the payment of \$2205.00 to the Buffalo Fire Dept. for their funds from the Firemens Dance. All voted yes. Carried. Council discussed the awning problem at the Community Center. They had been pricing them, and the cost of copper awnings was too expensive. Motion was made by Walters and Smith to approve the expenditure of \$2784.00 for awnings. All voted yes. Carried.

There was discussion of the attorney fees concerning the complaint filed against Mayor Teel by Lynn Kinkennon. She has requested that her attorney fees be reimbursed by the City, as she felt the city attorney was representing Mayor Teel. During the hearing that was held several months ago, the city attorney was asked if he was representing the City or Mayor Teel, and said he is representing the City. Motion was made by Thein and Stowe not to pay Ms. Kinkennons attorney expenses. Voting with the motion were Thein, Stowe and Smith. Voting against the motion were Walters and Roe. Carried.

City Clerk told Council the three year contract for Prairie Waste expires on June 30, and should be advertised for bids. Motion was made by Stowe and Roe to advertise for bids and possibly award the bid on May 29. All voted yes. Carried.

Motion was made by Thein and Walters to approve Resolution #09-2003, "A RESOLUTION APPROVING THE FINAL PLAT FOR BUFFALO SCHOOL SUBDIVISION". All voted yes on a roll call vote. Carried.

Council discussed the request from River Action for \$1800, possibly spread over three years, to assist with the application for grants. Motion was made by Walters and Smith to approve the request, spread over three years. Carried.

Motion was made by Stowe and Thein to approve Resolution #10-2003, "A RESOLUTION APPROVING SHEEDERS PRELIMINARY PLAT AND FINAL PLAT FOR LOTS #12 AND #14". All voted yes on a roll call vote. Carried.

The police report was given by Gage Adams, Chief. Mayor told him to begin stopping the four wheelers that are running around illegally. He has many calls complaining of this and the noise from them. The curfew hours were discussed by Smith with Adams. He told her the curfew hours are from 11 pm - 5 am, and midnight to 5 am on Friday and Saturday.

The public works report was given by Dwain Bollman, Director. He said they had flushed hydrants two weeks ago during the night, and they have put the boat docks in. The Hacker Street "turnaround" was discussed again. Instead of just a turnaround, it will also be a parking area for school activities. Motion was made by Stowe and Smith to advertise for bids. All voted yes on a roll call vote. Carried.

"Homeland security" was discussed for our water distribution plant. As there have been some problems there, motion was made by Walters and Stowe, to have security measures installed there. All voted yes. Carried.

Discussion was held on the additional grass mowing that will be needed around the old school when we obtain it. Motion was made by Roe and Stowe to approve the additional cost of mowing it by Grass Groomers, as they presently have the City contract. All voted yes. Carried.

Smith wished to discuss the cemetery headstones that were damaged by vandalism. She said there are volunteers that wish to repair them and reinstall them to their foundations. The City has an opinion from the city attorney that we are not responsible for the damage, the owners of the stones are responsible for the repairs. If the City were to repair them, it could reflect back later if some other type of problems occur and we have set a precedent. Mayor said he doesn't think we should get involved in the repairs, but if some private individuals wish to do this, they should attempt to contact the owners to see if they will give permission for this. Council agreed with this.

Smith had been asked to discuss burning in the City and in the evening hours. You are not allowed to burn anything that does not grow on your property, and are not supposed to allow it to smoulder after dark. If the smoke bothers someone, they should contact the police and/or the fire department to have it put out. The ordinance committee will discuss this.

Smith was asked about the length of time that building permits are valid. She said certain homeowners seem to go on forever with building permits, but never finishing the project. She was told they are valid for one year. There was discussion of a certain problem area that is ongoing.

Motion was made by Stowe and Roe to approve Resolution #11-2003, "A RESOLUTION RENEWING THE "ADOPT A HIGHWAY" FOR CARGILL SALT". This is required to be passed by the Council by the Iowa Dept. of Transportation. All voted yes on a roll call vote. Carried.

The placement of public input on the agenda was discussed. Thein said he has had requests to place it on the beginning of the agendas so people can discuss items before it is voted on. Some residents want it at the beginning and at the end of the agenda. Some want it discussed individually on each item while Council is on that particular item. After several motions were made, then retracted, motion was made by Stowe and Thein to have input at the beginning of each meeting on any item for 90 seconds only, then will be cut off. Voting yes were Thein, Walters, Stowe and Smith. Roe voted no. Motion carried.

The park board report was given by Ben Gerischer, Chairman. They will have a meeting on May 14 at 6:00 p.m. at City Hall. It has been difficult getting a quorum for a meeting. Motion was made by Thein and Roe to approve Karen Hass for operation of the park stand during ball games, as Resolution #12-2003. All voted yes on a roll call vote. Carried. Motion was made by Roe and Walters to approve Resolution #13-2003, "A RESOLUTION FOR APPOINTMENT TO THE PARK BOARD". All voted yes on a roll call vote. Carried. This resolution appoints Judy Hammons to the park board to fill a vacancy.

Committee reports have been covered. Mayor Teel gave his report. He said there will be a "Great River Canoe Trip" on July 29 and there will be a sponsored breakfast at Calvary Church on July 30 for them. He hopes the citizens will welcome them at the river after a long day of canoeing.

The ordinance committee will meet on May 29 at 5:00 p.m. at city hall. The streets/ sewer committee will meet on May 15 at 5:00 p.m. Public input was asked for. Judy Hammons asked where the funds come from to amend a budget, and stated the Community Center building needs sealed on the outside. Ben Gerischer commented on the tall grass at the Seniors Housing building. This is privately operated. Motion was made by Roe and Walters to adjourn the meeting at 7:41 p.m. All ayes. Carried.

Signed: Betty O. Walters  
~~XXXXXXXXXXXX~~ Mayor, Buffalo, IA  
Betty O. Walters, Mayor ProTem,

Attest: Carol A. Bernauer  
Carol A. Bernauer, City Clerk,  
Buffalo, IA

Scott County Recorder, 48.00; MidAmerican, 8782.57; Scott Cty Fire Chief, 50.00; Galls, 156.35; Iowa Rural Water, 30.00; Casey Jones, 50.00; Leon Uniforms, 216.44; City of Buffalo, 27.85(misc. items); EFTPS, 1697.41; MidAmerican, 1510.24; Buffalo Savings Bank, 7082.68; EFTPS, 2018.04; Carol Bernauer, 215.50; Betty Walters, 195.00; City of Buffalo, 113.89, (meter dep.); EFTPS, 1713.56; Emergency Lock Ser., 238.70; Wal-Mart, 99.93; AT&T, 130.14; QWest, 249.20; Clerk of Court, 70.00; Cardmember Ser., 954.94; Guy Temple, 39.59; Menards, 431.35; United Lab, 431.10; Internet Revealed, 25.00; Racom, 1770.95; KJWW, 1922.63; Veenstra\*Kimm, 8877.00; Purchase Power, 1019.00; Broghammer&Assoc., 425.00; MidAmerican, 2141.02; City of Buffalo, 45.46(supplies); J.A. Reno, 303.53; Ferris Nursey, 1000.00; Fastena, 2.86; Eastern Iowa Petro, 60.84; John Deere Health, 8655.32; Delta Dental, 935.46; William McCullough, 562.50; Quad-City Times, 108.52; Alter & Sons, 40.56; City of Buffalo, 86.88, (misc.); Lowe's, 239.84; EFTPS, 2112.00; Ipers, 3743.18; Treasurer of Iowa, 1612.00; AT&T, 42.80; U.S. Cellular, 17.99; Office Machine, 169.93; Xerox, 17.00; Quad-City Times, 81.39; Alter&Sons, 12.69; Gierke-Robinson, 156.0; Quad-City Water Treatment, 265.50; Ia Workforce, 15.00; MidAmerican, 501.94; City of Buffalo, 66.39(supplies); Holiday Inn, 369.15; Lowes, 239.84; U.S. Cellular, 288.74; Parents Club, 500.00; Fletcher Reinhardt, 212.00; General Asphalt, 321.98; Terminix, 40.00; Panther Uniform, 136.45; Menards, 93.45; K&K Hardware, 23.99; Polk City Directories, 340.00; Interstate Battery, 81.90; Teamsters Local #238, 319.00; Mason Tree Ser., 650.00; Treasurer, State, 1973.78; IPERS, 3743.18;