

July 07, 2003

The City Council of Buffalo, IA, met in regular session on July 07, 2003, at 6:01 p.m. at City Hall with Mayor ProTem Betty Walters presiding. Mayor Ted Teel was absent. Councilmembers present were Kent Roe, Cathy Stowe, Larry Thein. Dana Smith arrived at 6:04 p.m. The Pledge of Allegiance was given.

Motion was made by Roe and Stowe to approve payment of the bills. All ayes. Carried. The treasurers report was given. Receipts for June were \$92,923.05; Disbursements were \$105,440.51. Council and Mayor have a copy of all bank statements. Motion was made by Stowe and Thein to approve the minutes of June 11. All ayes. Carried.

Public input was asked for. There was none from the audience. Motion was made by Stowe and Roe to approve the beer license renewal for Clarks Landing. All ayes. Carried. The paperwork was timely received and in order.

Motion was made by Thein and Stowe to approve Resolution #15-2003, "A RESOLUTION APPROVING THE ADDENDUM TO THE PLAT OF APPLE HOLLOWES FIRST ADDITION TO THE CITY OF BUFFALO." Voting yes were Stowe, Thein, Smith, Roe and Walters. Carried.

Kathy Morris of the Scott Area landfill presented a check to Terry Adams, Fire Chief, for the excellent response and services to the landfill by the Buffalo Volunteer Fire Department, in an amount of \$2500. Chief Adams graciously accepted the check on behalf of the other volunteer firemen.

Discussion was held on Resolution #16-2003, "A RESOLUTION FOR CERTIFICATE OF ACCEPTANCE FOR WILLARD SHEEDERS SUBDIVISION". As all the requirements have not been met by Mr. Sheeder concerning this subdivision, Council will require a bond to cover improvements not made by Sheeder, and as he has not provided a bond at this time, motion was made by Stowe and Roe to table this item at this time. All members voted yes on a roll call vote to table it. Carried. Mr. Sheeder spoke to Council, City Attorney and the Public Works Director on the required bond, and was told this must be done before anything can be done with the property. Council will inspect the area on July 16.

Motion was made by Stowe and Roe to close the regular meeting and open to a public hearing on the Hacker Street project. All ayes. Carried. As there were no comments during the hearing, motion was made by Stowe and Roe to close the public hearing and open the meeting to regular session. All ayes. Carried. Three bids were received on the project. The lowest bid was from Miller Trucking Company for \$59,013.00. Motion was made by Stowe and Roe to award the bid to Miller Trucking Company. All voted aye. Motion carried.

Council was informed of the decision of the Buffalo Zoning Board of Adjustment that met in June at the request of Mr. Doane's request to build a storage building larger than is allowed. He was approved by the Board to go ahead with this.

The police report was given by Gage Adams, Chief. He was asked questions concerning sex abuse cases and how they are handled when the offender has not registered with the Scott County Sheriffs office that he is living here.

Victor Obertance, former police officer, appealed to the City Council to either forgive or amend the contract he signed when he was hired and was sent to the Law Enforcement Academy for training with all expenses paid by the City of Buffalo. The contract states he must pay back percentages according to years employed by us after graduation from the Academy. The expenses for the training, salary, fees, meals, mileage, clothing, FICA and IPERS, tuition amounted to \$9759.45 and he must repay 50% of this total. Thein said he feels Mr. Obertance served the City well and made arrests and should only pay back a smaller percentage, perhaps 25%. Mr. Obertance discussed his future plans of getting married, etc. After some time, motion was made by Roe and Smith to deny his request and require him to repay the full 50% according to the contract. On a roll call vote, voting to deny were Stowe, Roe, Smith and Walters. Thein voted against the motion. Motion carried. Mayor ProTem Walters stated this is the second time we have sent an officer thru the Academy, and then they have left shortly after for another police department elsewhere, and she is against hiring any more officers who have not already been thru the Academy.

Motion was made by Roe and Stowe to table the item of hiring a new police officer until later this month. Chief Adams explained he has to give written, agility and interviews this week and next, and will then have a smaller list of qualified applicants to draw from. All voted aye. Carried.

Motion was made by Stowe and Walters to table the problem of power motor scooters on City streets until the Iowa Code addresses it. There were reports of several near misses of hitting these scooters in traffic. All voted aye. Carried.

The Public Works report was given by Dwain Bollman, Public Works Director. He reported on the breakins at the Dodge School, vandalism in the school, cleanup and open house at the building. He discussed the expense and lack of parts to repair the old water meters that residents have purchased for outside water consumption. He would like to increase the fee charged for the special meters to cover the cost of parts and labor. This was tabled on the motion of Thein and Stowe until more information is obtained on the figures. All voted aye. Carried. He said that Richard Derrickson had been told of a raise in wages a couple of years ago, but has never received it and he feels he has advanced in the electrical work and should be given a .50¢ raise that was discussed. Motion was made by Stowe and Roe to approve Resolution #17-2003, "A RESOLUTION FOR A .50¢ HOURLY INCREASE IN WAGES FOR RICHARD DERRICKSON". This will be in effect on July 01, 2003. Voting yes were Walters, Stowe, Roe, Thein and Smith. Motion carried.

Gina Guizar, a resident on Spruce Street, discussed the berm along the Outing Club property on Spruce Street. She said the brush was cut and thrown on the Outing Club side of the fence. Some tree limbs need trimmed so they don't brush vehicles driving there. Tom Duncan, a member of the Outing Club, said they are not required to provide a scenic view for the nearby residents. If the residents have a problem with the Outing Club, they should contact a member or the president. He left some names of members with the audience and Council. Motion was made by Thein and Stowe to have a contact person notified when there is a problem. All voted aye. Carried.

City Clerk Carol Bernauer told Council we have received a letter from Mid-American Energy Company that they are cancelling our electric provider contract, effective December 31, 2004. The City will have to let bids for the electric before then. Bollman supplied some information, also, that we will still have to pay for using their lines even if we don't contract with them. Other cities are facing the same dilemma, and there is no plan of how to begin this.

The park board report was given by Judy Hammons. The Public Works Dept. has removed the play equipment and the hoops behind the Dodge school property, the backboards have been fixed at the park, the dugout fences have been repaired. The park board would like to have the juvenile offenders who do vandalism at the park and old school have to do public service for the City and have part time employees watch over them. Maybe that would reduce the vandalism that has occurred so much this year. This is in addition to fines they would have to pay themselves. They would like a sign at the park stating \$500 reward for the offenders.

Walters said she has groups that have signed up to occupy certain rooms at the Dodge School building. The Buffalo Historical Society wants rooms #3, 4 and 5. The food pantry will be in room #11. The free clothing program wants rooms # 12 and 13. The senior mealsite will be in room #14. The library will go into the I.M.C. room. That leaves rooms #6-10 and 15 and 16 all empty. Motion was made by Stowe and Roe to approve these designated rooms. All voted yes on a roll call vote. Dorothy Adams said they want new locks on the historical rooms, and will pay for them. There was discussion of having accordion metal gates installed at different sections so the whole building is not accessible when someone is there, and won't have to be repeatedly checked before leaving the building. Motion was made by Thein and Roe as to the disposition of the furniture still there. This was tabled. All voted aye. Carried.

Motion was made by Roe and Thein to approve any Councilmember and clerks to attend the annual League of Cities Conference in September. All ayes. Carried. Motion was made by Walters and Roe to allow the clerk to attend an IPERS meeting. All ayes. Carried.

The Veterans Memorial was discussed. Smith said a stone should be set with the others for the Iraq war, and a flag and lighting should be installed. The members present from the Buffalo Historical Society said they have already planned on doing this. It will be on the next agenda for approval. Smith said there should be "floating" alternates for each committee in the event one or more cannot attend the meeting, it could still be held and get items ready for the agenda instead of prolonging items. This was referred to the Mayor for his committee list.

Committee reports were asked for. The ordinance committee met and the city attorney is working on the stormwater ordinance and an ordinance requiring animals to be licensed yearly. These ordinances will be on the August agenda. There was no Mayors report. There will be a special meeting on July 16 at 5:00 p.m. to meet with Bill Sheeder concerning his subdivision. The Council will meet on July 23 at 5:30 pm.

Public input was asked for. Bill Sheeder tried to explain his position on his subdivision, but Council said they will meet with him in a special meeting on the 16th. Ruby McCullough spoke of skateboarders. Judy Hammons asked if something could be done about loud motorcycles. Motion was made by Stowe and Roe to adjourn the meeting at 8:15 p.m. All voted aye. Carried.

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

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

EFTPA, 1656.07; Iowa DNR, 120.00; Midwest Wheel, 20.25; Humane Society, 145.00; Q.C. Metallurgical, 40.00; Grass Groomers, 240.00; Dick-n-sons, 117.16; Internet Revealed, 25.00; Cardmember, 540.90; City of Buffalo, 46.59; Iowa DNR, 120.00; U.S.Cellular, 17.99; AT&T, 39.28; Midamerican, 803.37; Prairie Waste, 3570.00; EFTPS, 1484.67; Philis Judge, 105.68; City of Buffalo, 98.02; Forrest Cook, 61.50; EFTPS, 2638.45; Broghammer, Assoc., 425.00; Tom Zuber, 892.50; Republic Co., 73.29; IAMU, 310.18; Ted Teel, 400.00; Ted Teel, 40.00; Culligan, 20.75; Grass Groomers, 105.00; Grass Groomers, 5314.28; Harcros Chemical, 186.50; Elliott Equip., 1250.00; Menards, 524.30; City of Buffalo, 49.33; Evangeline Specialties, 50.42; Eastern Iowa Petro, 579.36; Teamsters Local #238, 289.00; Deborah Thein, 115.00; PerMar, 74.95; Environmental Resource, 472.40; Incode/CMS, 696.12; Mid American, 1157.32; Menards, 178.16; Quad-City Times, 25.70; J.A. Reno, 190.50; City of Buffalo, 225.84; EFTPS, 3402.33; IPERS, 3717.63; Kent Roe, 50.00; Dana Smith, 120.00; Cathy Stowe, 95.00; Larry Thein, 70.00; Betty Walters, 150.00; Officemax, 137.42; Delta Dental, 646.95; Treasurer, State of Iowa, 150.46; Fletcher-Reinhardt, 1036.55; Rexco, 1763.66; MidAmerican, 16223.53; U.S.Cellular 421.02; QWest, 847.75; Mid-American, 21.25; Office Machine Consultants, 160.34; K-Mart, 183.63; Iowa League of Cities, 541.00; Iowa Workforce, 820.79; Buffalo Volunteer Ambulance, 7000.00; IC/CMA, 80.00; Treasurer, State of Iowa, 1640.00; John Deere Health, 8505.92; Broghammer & Assoc., 426.00; Quad-City Times, 21.42; Menards, 87.76; AT&T, 190.35; Terry Behning, 349.99; Tom Zuber, 957.50; CarQuest, 114.20; Chemsearch, 285.85; Alter & Sons, 67.00; Prairie Waste, 237.00; Polk City Directories, 340.00; Culligan, 31.25; AT&T, 19.64; The Outhouse, 120.00; Johnson Distributing, 27.00; Grass Groomers, 5314.28; William McCullough, 393.75; Quad-City Times, 103.76; DNR, 169.32; Alter & Sons, 590.00; IAMU, 80.00; Veenstra & Kimm, 308.98; IRWA, 175.00; Fisher Scientific, 270.06; Xerox, 17.00; Petro Supply, 33.00; Republic, 101.35; Morse Equipment, 140.23; KJWW, 2415.00; Terminix, 40.00; Gierke-Robinson, 60.10; Teamsters Local #238, 289.00; Mec Sonstruction, 4,224.47; Mec Construction, 37,900.00; Quad-City Times, 182.64; BI-State, 231.75; Great Western, 74.98; Quad-City Times, 143.75; Mid-American, 25,436.02; Midwest Wheel, 44.15; Gierke-Robinson, 60.10; Grass Groomers, 600.00; Prairie Waste, 3570.00; Treasurer, State of Ia, 1825.25; Carol Bernauer, 730.80 & 777.09;