

January 05, 2004

The City Council of Buffalo, IA, met on January 05, 2004, at 6:02 p.m. with Mayor Teel presiding. Councilmembers present were Dana Smith, Cathy Stowe, Larry Thein and Betty Walters. Absent, Kent Roe.

The Pledge of Allegiance was given. Motion was made by Stowe and Thein to approve the minutes of December 01. All voted aye. Carried. Motion was made by Walters and Thein to approve the bills. All ayes. Carried.

Public input was asked for. Dick Abbott asked if Item #10 will be tabled. This refers to the sale of the Civic Center building at 4th & Washington Street. Ruby McCullough asked about Item #21, walkers using the gymnasium on Dodge Street. These will be discussed later in the meeting.

Motion was made by Walters and Stowe to approve the renewal of the Community Center liquor license. Larry Thein agreed to have his name on the license in place of Kent Roe, along with one other Councilmember. All voted aye. Carried. Motion was made by Thein and Stowe to approve renewal of the Caseys Store beer license. All voted aye. Carried.

Motion was made by Stowe and Smith to approve Resolution #21-2003, "A RESOLUTION RELATING TO THE REISSUANCE OF \$945,000 OF THE PRIVATE SCHOOL FACILITY REVENUE BONDS (ASSUMPTION HIGH SCHOOL PROJECT) SERIES 1998 OF BUFFALO, IOWA AND APPROVING AND AUTHORIZING AN AMENDMENT TO THE BONDS AND THE EXECUTION AND DELIVERY OF A FIRST SUPPLEMENTAL TRUST INDENTURE: AND RELATED MATTERS". All voted yes on a roll call vote. Motion carried. This is in reference to a bond issue the City approved to help Assumption High School with improvements/repairs, and with the City incurring no costs.

Item #10, the sale of the Civic Center was discussed. Motion was made by Thein and Smith to table the sale to the February meeting. All ayes. Carried.

Motion was made by Smith and Stowe to name "Dodge Street School Building" to the formal name of "Buffalo Activity Center". This name received the most votes at the Open House that was held there in December. All voted yes. Carried.

The public works report was given by Dwain Bollman, Director. He reported on snow removal this past month; vandalism to the Buffalo Activity Center; a problem of doors being left open there after meetings and the gates not being locked. Council discussed putting in security cameras and security instant lights over there. This will be persued.

The Community Center report was given by Walters. She said because of the weather, bingo was cancelled tonight; the new roof is still leaking and the installer needed to be contacted for repairs.

Motion was made by Stowe and Thein to approve Resolution #22-2003, "A RESOLUTION FOR MILEAGE". All voted yes on a roll call vote. Carried.

The police report was given by Gage Adams, Chief. He told Council the police department will be changing their communication system and T.J. Behning will attend class on this and teach the other officers.

Motion was made by Thein and Stowe to approve the first reading of Ordinance #384, "AN ORDINANCE AMENDING TITLE III, CHAPTER 2 ENTITLED "ANIMAL PROTECTION AND CONTROL", ETC. Voting yes for the first reading was Walters, Thein and Stowe. Smith voted no. Roe was absent. Motion carried. There were many questions from the audience concerning some of the rules, such as a kennel license needed if you have more than three of one breed of animal, zoning ordinances, etc. These will be checked by the City Attorney before the next reading.

The Council, City Attorney and audience discussed the skateboard ordinance at length. There was some disagreement on exactly where the skateboarders could ride at the present time. Attorney McCullough and Police Chief Adams told Council if it is in the City code that skateboarders cannot ride on City property, streets, drives, parking lots, sidewalks, etc., and a skateboarder gets hurt, we can still be sued, but it would be more favorable for the City if we have not approved of them riding on these areas. If we do approve, and someone is injured, we stand a higher chance of losing a lawsuit which could be very costly to the taxpayers. Some audience members still felt we should provide a skateboard park to keep the youth occupied, so they wouldn't be over vandalizing the Activity Center. As this needs to be verified, motion was made by Thein and Stowe to table until the February meeting. All ayes. Carried.

Motion was made by Walters and Stowe to approve rental of Room #8 once a month to the Lafarge Union at a cost of \$20.00 per month. All voted aye. Carried.

The rental packet resolution was discussed at length. There was some disagreement over items in the resolution as to responsibility for the water and sewer bills not paid on rental properties. Some people feel it should not be the City that has to absorb the unpaid bills for the rental property owners. Motion was made by Walters and Stowe to table this until the February meeting and have the City Attorney check further. All ayes. Carried.

The park board report was given by Ben Gerischer, Chairman. He discussed the problem of not having enough members present to have monthly meetings, and the bill from Game Time not being paid due to the equipment not having been installed. Attorney McCullough will send a letter concerning this.

There was discussion of turning over the gymnasium and the green space behind the Activity Center to the Park Board for management and scheduling and setting fees for rental of the facilities. Motion was made by Stowe and Thein to recommend this to the park board. All present voted yes. Absent, Roe. Motion carried. This will be discussed at their January meeting.

There was discussion of walkers using the gymnasium in the mornings. Walters said she would open the gym on Monday, Wednesday and Friday mornings at 8:30 a.m. and close it at 9:00 a.m. until the park board takes it over. Several residents have requested it be open for early morning walking. Motion was made by Walters and Thein to approve opening it for these hours and having a fee of .50¢ a day for the walkers, payable at the end of each month. This will help with the electric expenses. All present voted aye. Motion carried.

Committee reports were asked for. All members said their items have already been covered during the meeting. Mayor Teel gave a quick report and commented on his two years as Mayor and his enjoyment at having served.

Public input was again asked for. Some of those commenting were Cathy Stowe, Sandy Anderson, Dick Abbott, Harold McCullough, Sue Stalder, Judy Hammons and possibly others.

Motion was made by Thein and Stowe to adjourn the meeting at 7:21 p.m. All ayes. Carried.

Signed: Betty C. Walters, Mayor Pro Tem
Ted J. Teel, Mayor, Buffalo, IA

Attest:

Carol A. Bernauer

Carol A. Bernauer, City Clerk,
Buffalo, IA

MidAmerican, 480.96; Senior Light Tour, 100.00; William McCullough, 412.50; Wal-Mart, 25.84; City of Buffalo, 184.39; Quad-City Times, 1002.40; Dick-n-Sons, 3.96; Iowa Utilities Board, 60.00; AT&T, 23.09; Great Western Supply, 202.50; H&M Disposal, 3465.00; Menards, 65.83; K&K Hardware, 416.98; Tom Zuber, 532.50; Q.C. Metallurgical, 40.00; Al Fire, 155.10; Quad City Times, 135.38; River Action, 600.00; Amsterdam Printing, 66.55; QWest, 942.51; AT&T, 161.16; Delta Dental, 772.18; EFTPS, 1936.47; City of Buffalo, 83.62; Kent Roe, 25.00; Dana Smith, 75.00; Cathy Stowe, 96.97; Larry Thein, 80.00; Betty Walters, 135.00; Ted Teel, 40.00; Ted Teel, 400.00; EFTPS, 1922.66; MidAmerican, 1192.12; J.A. Reno, 210.78; Buffalo News, 200.00; City of Buffalo, 140.00; Cardmember Ser., 673.91; Linwood Mining, 52.56; United Lab, 301.20; Matthews Office, 144.81; Quad City Spring, 1318.58; Xerox Capital, 17.00; MidAmerican, 806.35; EFTPS, 2432.98; Wal-Mart, 46.27; EFTPS, 3023.34; Auditor & Commissioner of Elections, 2479.40; Republic Co., 327.50; Menards, 13.99; Iowa One Call, 25.20; Midwest Transmission, 36.50; Eastern Iowa Petro, 67.13; John Deere Health, 7328.80; City of Buffalo, 27.59; IPERS, 4778.57; Treasurer, State, 1950.00; EFTPS, 1781.22; Office Machine Consultants, 170.40; Cargill, 432.60; IMFOA, 30.00; U.S. Cellular, 17.99; Veenstra&Kimm, 625.00; PerMar, 80.20; AT&T, 58.34; Treasurer, State, 1964.06; U.S. Cellular, 149.32; Tom Zuber, 465.00; Broghammer&Assoc., 425.00; Utility Equipment, 42.25; S.J. Smith, 144.00; Bi-State, 231.75; OfficeMax, 281.19; Teamsters Local #238, 307.00; Electrical Engineering, 197.60; K&K Hardware, 62.67; Johnson Distributing, 32.77; Quad City Spring, 28.92; Menards, 173.98; Republic Co., 264.60;