

*(The following is a synopsis of the minutes of the West Branch City Council meeting. The full text of the minutes is available for inspection at the City Clerk's office. The minutes are not approved until the next regularly scheduled City Council meeting.)*

**West Branch, Iowa  
Council Chambers**

**City Council Meeting**

**January 7, 2013  
6:30 p.m.**

Mayor Pro Tem Jim Oaks opened the West Branch City Council meeting at 6:30 p.m. by welcoming the audience and the following City staff: City Administrator Matt Muckler, City Attorney Kevin Olson, Administrative Assistant Jennifer Harden, Public Works Director Matt Goodale, Police Chief Mike Horihan, Fire Chief Administrator Dick Stoolman and Library Director Nick Shimmin.

Council members: Jordan Ellyson, Colton Miller, Dan O'Neil and Jim Oaks. Absent: Mark Worrell

**APPROVE AGENDA/CONSENT AGENDA**

- a) Approve minutes from the December 17, 2012 City Council Meeting.
- b) Approve minutes from the December 17, 2012 City Council Work Session.
- c) Approve claims.
- d) Approve moving the Monday January 21, 2013 City Council Meeting to Tuesday, January 22, 2013, due to the Martin Luther King Jr. Holiday
- e) Approve Class C Beer license including Class B native wine and Sunday Sales privileges for Shivji LLC DBA BP Amoco.
- f) Approve Class E liquor license, including carryout beer; carryout wine, and Sunday sales privileges for Fisher's Market Nauvoo, IL DBA Dewey's Jack & Jill.

Motion by O'Neil to approve the agenda/consent agenda, second by Ellyson.

AYES: O'Neil, Ellyson, Miller, Oaks.

Absent: Worrell.

Motion carried.

Date 1-7-13	City of West Branch	
	Claims Register Report	
BC/BS	Insurance	9,033.70
EFTPS	Federal W/H	4,592.36
IPERS	IPERS	3,404.66
Payroll Expense 12-21-12	Payroll 12-21-12	22,660.26
Treasurer State of Iowa	State W/H tax	879.00
Wellmark BC/BS	Flex	513.33
	Grand Total	41,083.31
Fund Totals		
001 General Fund		18,003.16
031 Library		4,295.40
110 Road Use Tax		142.70
112 Trust and Agency		9,305.89
600 Water fund		4,668.08
610 Sewer fund		4,668.08
Grand Total		41,083.31

**COMMUNICATIONS/OPEN FORUM**

None.

**PUBLIC HEARING/NON-CONSENT AGENDA**

Second Reading of Ordinance 705, amending Chapter 65 "Stop or Yield Required."/Move to action.

Motion by O'Neil to approve the second reading of Ordinance 705, second by Ellyson. AYES: Ellyson, Miller.

NAYES: O'Neil, Oaks. Absent: Worrell. Motion failed.

City Administrator Matt Muckler – Used Elgin Pelican Street Sweeper Report

Miller does not think it is in the City's best interest to spend \$160,000 on a piece of equipment that is used for 250 hours a year. O'Neil stated that the sweeper payments could be budgeted, and that the City is better off to buy a new Sweeper now. Oaks expressed getting back into the mode of knowing when equipment needs replaced and to set a goal to make equipment last at least 25 years.

Resolution 1058, approving the purchase of an Elgin Pelican Street Sweeper in the amount of \$165,203./Move to action.

Muckler stated the intent was to pay for the Sweeper in two years out of the debt service levy, and still be able to put away funds through the road use tax and general funds.

Motion by O'Neil to approve Resolution 1058, second by Ellyson. AYES: O'Neil, Ellyson, Oaks. NAYES: Miller. Absent: Worrell. Motion carried.

Public Hearing on Loan Agreement in a Principal Amount Not to Exceed \$1,600,000.

Mayor Pro Tem Oaks opened the public hearing at 7:03 p.m. There were no public comments. Mayor Pro Tem Oaks closed the public hearing at 7:03 p.m.

Resolution 1061, expressing the intent of the City Council of West Branch, Iowa to enter into a loan agreement./Move to action.

Motion by O'Neil to approve Resolution 1061, second by Ellyson. AYES: O'Neil, Ellyson, Miller, Oaks. Absent: Worrell. Motion carried.

Resolution 1062, releasing Rummells Farms, Inc. from that certain Owner's Agreement Rummells Commercial Subdivision, Part One, West Branch, Iowa./Move to action.

Muckler stated that this item relates to Altorfer's plans to open a dealership in West Branch. This resolution would release Rummell's Farms, Inc from the Owner's Agreement so Altorfer can develop the land.

Motion by O'Neil to approve Resolution 1062, second by Ellyson. AYES: O'Neil, Ellyson, Miller, Oaks. Absent: Worrell. Motion carried.

Resolution 1063, naming Dylan Court and Dylan Drive as Ridge View Drive./Move to action.

Muckler stated that the County EMA requested the City look at changing the name of Dylan Court and Dylan Drive. The City talked to the owners of KLM, who submitted other names to the EMA office.

Motion by O'Neil to approve Resolution 1063, second by Ellyson. AYES: O'Neil, Ellyson, Miller, Oaks. Absent: Worrell. Motion carried.

Resolution 1064, accepting the West Branch Flood Control Dam Project as substantially completed./Move to action.

Muckler stated that the engineer on the project has declared the project complete. Motion by O'Neil to approve Resolution 1064, second by Ellyson.

AYES: O'Neil, Ellyson, Miller, Oaks. Absent: Worrell. Motion carried.

Resolution 1065, adopting a policy authorizing the city clerk or deputy city clerk to pay certain bills prior to the City Council's approval./Move to action.

Muckler stated that this is the annual resolution authorizing staff to pay early bills. Motion by O'Neil to approve Resolution 1065, second by Ellyson. AYES: O'Neil, Ellyson, Miller, Oaks.

Absent: Worrell. Motion carried.

Set a public hearing for Tuesday January 22, 2013 at the 6:30 P.M City Council Meeting on amending the current budget for the fiscal year ending June 30, 2013./Move to action.

Motion by O'Neil, second by Ellyson. AYES: O'Neil, Ellyson, Miller, Oaks. Absent: Worrell. Motion carried.

Councilperson Jordan Ellyson – Appointments/Reappointments/Move to action.

- i. Wayne Frauenholtz – Zoning Board of Adjustment, December 31, 2013
- ii. Wilburn Bass – Zoning Board of Adjustment, December 31, 2014
- iii. Craig Cochran – Zoning Board of Adjustment, December 31, 2017
- iv. Lauren O'Neil – Planning and Zoning Commission, December 31, 2013
- v. Al Rozinek – Planning and Zoning Commission, December 31, 2014
- vi. Gary Slach – Planning and Zoning Commission, December 31, 2014
- vii. Mary Beth Stevenson – Planning and Zoning Commission, December 31, 2016
- viii. Roger Laughlin – Planning and Zoning Commission, December 31, 2016
- ix. Dawn Brandt - City Treasurer/Finance Officer

Motion by Ellyson, second by O'Neil. AYES: Ellyson, O'Neil, Miller, Oaks. Absent: Worrell. Motion carried.

Mayor Pro Tem Jim Oaks – Appointments/Reappointments./Move to action.

- i. Official City Newspaper - West Branch Times
- ii. Alan Beyer - Animal Control Commission, December 31, 2014
- iii. Amy Lynch - Animal Control Commission, December 31, 2014
- iv. Leesa Johnson - Animal Control Commission, December 31, 2013
- v. Lou Picek – Historic Preservation Commission, December 31, 2014
- vi. Alan Bohanan – Historic Preservation Commission, December 31, 2014
- vii. John Fuller – Historic Preservation Commission, December 31, 2014
- viii. Beth Noe – Park & Recreation Commission, December 31, 2013
- ix. Tim Shields – Park & Recreation Commission, December 31, 2014
- x. Becky Hosier – Park & Recreation Commission, December 31, 2015
- xi. Lisa Corr – Park & Recreation Commission, December 31, 2015

Motion by O'Neil, second by Ellyson. AYES: O'Neil, Ellyson, Miller, Oaks. Absent: Worrell. Motion carried.

#### **CITY STAFF REPORTS**

None.

#### **COMMENTS FROM MAYOR AND COUNCIL MEMBERS**

Mayor Pro Tem Oaks proposed that the Budget Work Session be held on a weekday at 3:30. The Work Session was then scheduled for Thursday, January 10<sup>th</sup> at 3:30 p.m. Mayor Pro Tem Oaks also invited Betty Frederick from Main Street West Branch to share a few words regarding the upcoming Sweets for Success Dessert Auction and Fundraiser, which will be held on Saturday, February 2<sup>nd</sup> at 7:00 p.m.

#### **ADJOURNMENT**

Motion to adjourn meeting by Ellyson, second by O'Neil. City Council meeting adjourned at 7:17 p.m.

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Jim Oaks, Mayor Pro Tem

ATTEST: \_\_\_\_\_  
Matt Muckler, City Clerk