

RESOLUTION 75-2

RESOLUTION AUTHORIZING SALE OF FONTANELLE LAND FILL

WHEREAS, at a regular meeting of the Town Council of the Town of Fontanelle, Iowa held on the 6th day of January, 1975 at 7:30 P.M. said Town Council fixed the 3rd day of February 1975 at 8 P.M. at a regular meeting of said Town Council as the time and place of hearing on the proposed sale of the following described real estate, to wit:

Legal description on page No. 75 of Minute Book and directed the Town Clerk to publish two notices thereof, and

WHEREAS, said Public Hearing having been held on the 3rd day of February, and no one having appeared to object hereto, the Town Council finds that it would be in the public interest to dispose of the above described real estate, known as the Fontanelle Land Fill to Milo Petersen for the sum of One Hundred dollars and legal expenses which sum has been tendered and paid to the Town of Fontanelle, Iowa

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Fontanelle, that the sale of the above described real estate to Milo Petersen for the sum of \$100 and legal expenses is hereby approved, and the Mayor and Town Clerk for the Town of Fontanelle, Iowa are hereby authorized, empowered and directed to sign all necessary papers for the sale.

BE IT FURTHER RESOLVED that all Resolution or parts thereof in conflict herewith are hereby repealed.

BE IT FURTHER RESOLVED that this Resolution shall become effective immediately upon its passage and approval.

PASSED AND APPROVED THIS the 3rd day of February.

Attest: *Lorraine E. Homan* Lorraine E. Homan  
Municipal Clerk *Betty V. Burcham* Betty V. Burcham, Mayor

Correspondence was read and committee reports were made. Jim Hall, Engineer form DGR met with the council to discuss several aspects of the electrical project. Motion by Keith Westphal and seconded by Deane Darrow that the contractor for the electrical project will be paid for the material on the site. Carried. It was decided that the town will take care of the removal of the old line. A soil test on the substation site will need to be made when the site location has been settled. Motion by Art Baudler and seconded by Leo Armstrong that legal ownership of the street known as Lowe Street be established by the lawyer. Carried. It was decided to follow Tom Mehl, financial advisors recommendation to hire Mr. Helmick as Bond Attorney for the electrical project. Problems at the lagoon were discussed. Motion by Art Baudler and seconded Keith Westphal that \$2791.78 from the Liquor Progit Fund be transferred to the Water Fund. Carried. Motion by Deane Darrow and seconded by Keith Westphal to adjourn. Carried.

Attest: *Lorraine E. Homan* Lorraine E. Homan  
Municipal Clerk *Betty V. Burcham* Betty V. Burcham, Mayor

March 3, 1975, Fontanelle, Iowa  
The Town Council of the Town of Fontanelle met in regular session in the Fontanelle Town Hall with Mayor Betty V. Burcham presiding and the following Councilmen present: Leo Armstrong, Art Baudler, Deane Darrow, Randall Bond and Keith Westphal. Absent: None. The minutes of the last meeting and the Clerk's and Treasurer's reports will be presented at the meeting scheduled for March 12th. Motion by Leo Armstrong and seconded by Deane A. Darrow to pay the following bills. Carried.

GENERAL

Mike Ulm	12.50	12.50
Kustom Signals Inc.		53.60
Matt Parrott & Sons		121.01
Font. Observer		51.30
Van Vleet Hardware		38.39
L.E. Homan		5.40
United Telephone		7.58
Postmaster		10.00
Ia. Ele. Lt. & Pwr.		66.03
		<u>366.28</u>

ROAD USE TAX

Brown Supply		14.58
Clayton Oil Co.		79.85
First National Bank		156.00
Ia. Ele. Lt. & Pwr.		34.68
Treas. State of Iowa		44.00
Ia. Emp. Sec. Comm.		172.64
IPERS		103.32
Curt's DX		7.15
		<u>612.22</u>

PUBLIC SAFETY

Clayton Oil Co.		33.94
Gerbers Manuf.		96.78
Triple T. Enterprises		6.50
Donald Rivers		2.25
Eighmy Repair		25.40
Donald Rivers		207.49
First Nat. Bank		50.00
Treas. State of Iowa		12.00
Ia. Emp. Sec. Comm.		61.56
IPERS		36.80
Curt's DX		52.58
Donald Rivers		207.49
		<u>792.79</u>

FIRE & RESCUE

Clayton Oil		2.31
Airlin Auto Co.		35.20
Raymond Stewart		62.75
Ia. Ele. Lt. & Pwr.		66.02
Curt's DX		10.00
		<u>176.28</u>

SANITATION

Metzger Sanit.		5.00
First Nat. Bank		50.00
Treas. State of Iowa		20.00
Ia. Emp. Sec. Comm.		41.72
IPERS		24.96
		<u>141.68</u>

RECREATION

J&M Supply		62.28
Van Vleet Hdwe.		4.10
		<u>66.38</u>

Lib. Sal.

G. Patterson		37.66
Ia. Emp. Sec. Comm.		9.36
G. Patterson		37.66
		<u>84.86</u>

Motion by Art Baudler and seconded by Leo Armstrong that the rule requiring said Ordinance to be read on three different days be dispensed with and the roll was called and the vote was Ayes: Leo Armstrong, Randall Bond, Art Baudler Deane Darrow and Keith Westphal. Nays: None. Carried.

Councilman Deane A. Darrow then moved that the Ordinance be adopted. Councilman Randall Bond seconded the motion to adopt. The roll was called and the following vote recorded on the adoption of said Ordinance Ayes: Leo Armstrong, Art Baudler, Randall Bond, Deane Darrow and Keith Westphal. Nays: None

AN ORDINANCE TO AMEND CHAPTER 96  
OF THE MUNICIPAL CODE OF THE CITY  
OF FONTANELLE, IOWA

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF FONTANELLE,  
ADAIR COUNTY, IOWA:

Section 1. Purpose. The purpose of this Ordinance is to establish new retail electric rates.

SEWER

Misco Chem. Inc.		83.50
Schildberg Const.		368.56
Van Vleet Hdwe.		1.69
United Telephone		2.98
Postmaster		8.00
		<u>464.73</u>

LIGHT

B.F. School		2.00
Clayton Oil Co.		46.68
Farmers Lumber Co.		4.69
Goetz Ele.		18.00
Grfd. Mun. Util.		518.00
Ia. Assoc. of Mun. Util.		150.00
Van Vleet Hdwe.		1.60
United Telephone		18.17
Postmaster		8.00
Bureau of Reclamation		2699.02
Ia. Ele. Lt. & Pwr.		57.57
Treas. State of Iowa		243.23
Frank Rice		200.00
Curt's D.X.		26.50
		<u>3993.26</u>

TRUST & AGENCY

Dennis Downing		25.00
Rodd Eighmy		25.00
Debbie Hollander		25.00
		<u>75.00</u>

WATER

G & H Freight		15.41
R. S. McShane		390.25
Van Vleet Hdwe.		.86
D. Miller		68.15
G. Dillon		59.29
United Telephone		2.90
D. Miller		306.54
G. Dillon		262.51
L.E. Homan		126.71
Postmaster		8.00
Ia. Ele. Lt. & Pwr.		34.69
First N. Bank		35.00
Treas. State of Iowa		17.00
Ia. Emp. Sec. Comm.		38.86
IPERS		23.26
Treas. State of Iowa		7.34
D. Miller		306.54
G. Dillon		262.51
L. Homan		126.71
		<u>2092.52</u>

Motion by Keith Westphal and seconded by Leo Armstrong to approve the application by Curt Hunter DBA Curt's DX for a cigarette license. Carried.

Councilman Deane A Darrow introduced the Ordinance to amend Chapter 96 of the Municipal Code of the Town of Fontanelle after which it was read to the Council.

Section 2. Amendments. That Section 96.8 of Chapter 96 of the Municipal Code of the City of Fontanelle, Iowa is hereby repealed and the following section 96.12 be inserted in lieu thereof:

96.12 DOMESTIC ELECTRIC SERVICE

Residential domestic electric service shall be available to all service users through one meter for one family as follows:

RESIDENTIAL HOT WATER HEATER RATE

- Minimum rate \$4.20
- First 100 kwh @ 5.4¢
- Next 300 kwh @ 2.4¢
- Next 400 kwh @ 2.2¢
- Over 800 kwh @ 1.8¢

RESIDENTIAL NON HOT WATER HEATER RATE

- Minimum rate \$4.20
- First 100 kwh @ 6.0¢
- Next 300 kwh @ 3.0¢
- Over 400 kwh @ 2.2¢

COMMERCIAL RATE

- Minimum rate \$4.20
- First 100 kwh @ 8.4¢
- Next 900 kwh @ 4.2¢
- Next 1000 kwh @ 3.0¢
- Over 2000 kwh @ 2.4¢

96.13 COMMERCIAL ELECTRIC SERVICE

That Section 96.9 of Chapter 96 of the Municipal Code of the City of Fontanelle, Iowa is hereby repealed and the following section 96.13 be inserted in lieu thereof:

That ~~96~~Section 19.11 of Chapter 96 of the Municipal Code of the City of Fontanelle, Iowa is hereby repealed and the following section 19.14 be inserted in lieu thereof:

96.14 Electric Heat Rate

Electric heat rate will be 1.7¢ per kwh and will be metered separately.

Section 4. Saving Clause. If any part of this ordinance be declared illegal or unconstitutional, the balance shall not be affected.

Section 5. When Effective. These electric rates will be effective April 1, 1975. This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 3RD DAY OF MARCH, 1975.

*Lorraine E. Homan*

*Betty W. Burcham*  
Betty W. Burcham, Mayor

Attest: Lorraine E. Homan  
Municipal Clerk

Motion by Leo Armstrong and seconded by Art Baudler that the budget for the period July 1, 1975 to June 30, 1976 in the amount of \$699,299 be filed on this the 3rd day of March and that the date of the hearing on said estimate be fixed on the 12th day of March at 8:00 P.M. at the City Hall in Fontanelle, Iowa and the Municipal Clerk is hereby directed to publish the estimate and notice of the hearing in the Fontanelle Observer not less than four nor more than twenty days before the date of the hearing. Carried.

The Clerk, Lorraine E. Homan submitted her resignation to be effective as soon as possible. An ad will be published in the Observer for the position with written application due by the 12th of March.

Motion by Deane Darrow and seconded by Keith West hal that the Kirkham-Michael & Assoc. be given permission to proceed with the Water Project.

Motion by Deane Darrow and seconded by Randall Bond that the water and sewer connections be run to ~~the city front adjacent to Mike Sorenson's house~~ <sup>outside</sup> ~~to~~ <sup>to</sup> the City of Fontanelle. The Sewer fee to be \$125 to the lot line and the water taken to the lot line for a fee of \$200. Carried.

*Correction by Leo*

Councilman Keith Westphal introduced the following Resolution No. 75.3 entitled "RESOLUTION APPROVING STREET CONSTRUCTION FOR JULY 1, 1975 to JUNE 30, 1976" and moved its adoption.

Leo Armstrong seconded the motion to adopt. The roll was called and the vote was Ayes: Leo Armstrong, Art Baudler, Randall Bond, Deane A. Darrow and Keith Westphal.

WHEREUPON THE MAYOR DECLARED RESOLUTION NO. 75.3 to be passed and approved on this the 3rd day of March.

RESOLUTION APPROVING STREET CONSTRUCTION FOR  
JULY 1, 1975 to JUNE 30, 1976.

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF FONTANELLE IOWA:

That the Street Construction Report read at this meeting which has no mayor construction plans for the coming year was approved as the official report for the City of Fontanelle.

*Betty W. Burcham*  
Betty W. Burcham, Mayor

Attest: Lorraine E. Homan  
Municipal Clerk

Low rent housing was discussed.

It was decided to consult an engineer concerning the lagoon. Kirckham, Michael & Assoc. will be contacted.

A group of citizens met with the Council concerning the opening of the Youth Center and other related subjects.

Motion by Deane A. Darrow and seconded by Randall Bond. Carried.

*to adjourn*

*Betty W. Burcham*  
Betty W. Burcham, Mayor

*Lorraine E. Homan*  
Attest: Lorraine E. Homan  
Municipal Clerk

=====  
March 12, 1975, Fontanelle, Iowa  
On March 12, 1975, the Council of the City of Fontanelle, Iowa met in special session for the purpose of a public hearing upon the budget estimate as published and the detail submitted in support thereof.

There was present a quorum as required by law.

The Council found that the notice of the time and place of hearing had been published on March 4, 1975, in the Fontanelle Observer a newspaper published at Fontanelle Iowa in accordance with law and the direction of the Council and that the affidavit of publication was available to file with the County Auditor.

The budget estimate was considered and taxpayers heard for and against said estimate as follows; None Appeared.

The Council approved and adopted the budget of \$699,299 as stated in the Certificate of budget Summary and accompanying detail and appropriation to the funds, programs and activities as was adopted pursuant to Chapter 1088. The vote on final adoption of the budget was as follows: Ayes: Leo Armstrong, Art Baudler, Randall bond, Deane Darrow and Keith Westphal. Nays: None.

The Clerk was directed to forward the adopted budget summary and certificate of municipal corporation taxes to the county auditor as provided by law.

Business not completed at the regular meeting on March 3, 1975 was then considered.

The minutes of the February 3, 1975 meeting were accepted as presented.

Motion by Leo Armstrong and seconded by Randall Bond that the Clerk and the Treasurers reports be accepted. Carried.

Motion by Leo Armstrong and seconded by Deane A. Darrow that \$1000 be transferred from the Liquor Profit Fund to the Fire and Rescue Fund. Carried.

Motion by Leo Armstrong and seconded by Art Baudler that \$1500 from the Federal Revenue Sharing Fund be invested in Time Certificates of deposit. Carried.

Jim Hall of DRG met with the Council to present preliminary plans for the improvements and extensions to the Municipal Electric Utility.

A motion by Art Baudler and seconded by Deane A. Darrow to accept these plans was made and carried.

A motion by Keith Westphal and seconded by Leo Armstrong to enter into and give the Mayor and Clerk authority to sign an agreement