

Motion by Keith Westphal to waive the technicality, and accept the bid bond of Cline Construction Co. in the form of a cashiers check. Seconded by Deane Darrow. Carried.

Council Member Art Baudler moved that the meeting be adjourned to the 6th day of July, 1976, at 7:30 o'clock p.m., at City Hall, in the City, for further discussion and consideration of such bids and proposals.

Council Member Bond seconded the motion. The Mayor put the question on the motion and the roll being called, the following named Council Members voted: AYES: Baudler, Bond, Darrow and Westphal. NAYS: NONE

WHEREUPON, the Mayor declared the motion duly carried.

In other business the Council discussed the running of a Cable from the Lutheran Church to the Good Samaritan Center for closed circuit TV. The matter was tabled until further details and regulations from FCC can be obtained.

Randall Bond inquired about the Lions Club being able to erect another shelter house in the park. The Legion is also interested in erecting a shelter house. No objections were raised, and the matter was tabled, after suggesting the two organizations might combine their efforts. ~~So they would meet Council Approval~~ There being no further business to come before the meeting, it was adjourned upon Motion by Bond, seconded by Baudler. Carried. ~~*Correction ee~~

Evelyn M. Rohner

Attest: Evelyn Rohner
Clerk

Betty V. Burcham
Betty V. Burcham, Mayor

+++++ Fontanelle, Iowa
July 6, 1976

The City Council met in Regular Session at the City Hall at 7:30 with Mayor Betty V. Burcham presiding. Councilmen present were: Randall Bond, Deane Darrow, Ralph Means, and Keith Westphal. Absent: Art Baudler.

It was noted that there were corrections to the minutes. It should state that Bond seconded the motion to hire Kerry Miller instead of Darrow. Also in regard to the shelter house, it was noted that the two organizations might confer together so they would meet the Council's approval.

Motion by Deane Darrow to accept the minutes as corrected. Seconded by Westphal. Carried.

Motion by Randall Bond to accept the Clerk & Treasurer's reports. Seconded by Ralph Means. Carried.

Motion by Deane Darrow to allow all bills. Seconded by Randall Bond. Carried.

GENERAL FUND

Carol Nielsen	112.98	First National Bank	7.00
United Telephone Co.	10.40	Michael Sickles	90.38
Adair Co. Sanit. Landfill	2183.00	Hugh Homan	90.38
Don Carlos, Don Carlos & Carlberg	308.16	Don Rivers	242.21
Don Rivers	1.50	Rodney Stoner	216.37
Don Rivers	93.18	Michael Sickles	90.38
First National Bank	72.00	Hugh Homan	90.38
First National Bank	2.70	Michael Sickles	90.38
Farmer's Co-op Co.	49.76	Hugh Homan	90.38
Fontanelle Observer	49.80	<u>TRUST & AGENCY</u>	<u>6390.31</u>
Kustom Signals	53.60	Darold Dunkerson	25.75
League Of Iowa Municip.	119.00	David Schmidt	25.67
Matt Parrott & Sons	38.00	Frank H. Martin	25.63
McCunn Implement	16.90		<u>77.05</u>
Miller's 66 Oil Co.	110.07	<u>ROAD USE TAX</u>	
Rinehart's DX & 1st Nat. Bank	86.30	First National Bank	209.00
Rodney Stoner	.75		<u>209.00</u>
S&S Ford Mercury	12.55	<u>LIBRARY SALARY</u>	
Van Vleet Hardware	9.10	Mrs. Frost P. Patterson	37.66
Westphal Grocery	26.49	Ia. Empl. Sec. Comm.	9.36
First National Bank	100.00	Mrs. Frost P. Patterson	37.66
First National Bank	618.00		<u>84.68</u>
First National Bank	1170.60	<u>FEDERAL REVENUE SHARING</u>	
Iowa Empl. Sec. Comm.	18.25	Longfellow Drilling, Inc.	5040.00
Fontanelle Postmaster	5.00		<u>5040.00</u>
Keith Westphal	56.25		
John Stutzman	27.00		
Dale Sickles	27.00		
Ia. Elec. Lt. & Power	4.11		

WATER UTILITY

First National Bank	68.00
Treasurer, State of Ia.	21.00
I.P.E.R.S.	53.73
Don Carlos, DonCarlos & Carlberg	14.67
Fontanelle Observer	58.60
Nebr. Testing Lab.	476.50
Rinehart's DX & 1st Nat. Bank	8.89
State Hygienic Lab.	4.00
Van Vleet Hardware	16.12
Westphal Grocery	20.77
First National Bank	49.00
First National Bnk	143.00
First National Bank	221.80
Ia. Empl. Sec. Comm.	76.20
Treas. State Of Iowa	82.12
Fontanelle Postmaster	9.33
	<u>1323.73</u>

SEWER UTILITY

United Telephone Co.	11.66
Kerry Miller	29.97
Municipal Ser. & Supp.	359.00
Rinehart DX & 1st National Bank	2.60
Wallace Auto Supply	56.55
First National Bank	49.00
First National Bank	152.30
Michael Sickles	98.86
Hugh Homan	90.38
Fontanelle Postmaster	3.00
Kerry Miller	176.56
Evelyn Rohner	193.03
	<u>1222.91</u>

ELECTRIC UTILITY

Michael Sickles	90.38
First National Bank	365.00
Treas. State of Iowa	86.30
I.P.P.E.R.S.	215.55
United Telephone Co.	4.32
Bureau of Reclamation	2160.68
DonCarlos, DonCarlos & Carlberg	14.67
Delmer Miller	168.43
Electrical Materials Co.	133.65
Evelyn Rohner	6.53
Goetz Electric	3.34
Gene Dillon	12.51
Greenfield Mun. Util.	404.00
Heetland Electric, Inc.	494.40
Iowa Electric Supply Co.	20.50
Kriz-Davis Co.	68.36
M.B.P.A.	64.64
Rinehart's DX & 1st Nat. Bank	58.41
Stake Construction Co.	2119.73
Van Vleet Hardware	35.19
Westphal Grocery	5.12
First National Bank	78.00
First National Bank	887.30
Delmer Miller	335.41
Kerry Miller	176.56
Don Rivers	242.21
Rodney Stoner	216.37
Evelyn Rohner	193.03
Hugh Homan	90.38
Ia. Empl. Sec. Comm.	390.34
Treas. State of Iowa	213.26
Treas. State of Iowa	20.99
Fontanelle Postmaster	20.90
Ia. Elec. Lt. & Power	1.97
First National Bank	10.00
Delmer Miller	335.41
Farmer's Elec. Co-op	3.00
	<u>9746.84</u>

Correspondence was read.

Committee Reports were heard. Randall Bond stated that there is to be a Public Safety Meeting in Adair, Ia. conducted by the Police Academy on July 12th. Discussion on the need for a C B Radio for the police car was tabled for this meeting. Marshal Rivers had expressed the need for an Intoxication Kit. The Council instructed the Marshal to find out the price of the Kit, and inform them at the next meeting.

There was also discussion on the weed problem in the city.

Glen Rohner met with the Council in regard to Water meters for the Hilltop Trailer Court. Mr. Rohner felt it advisable for each Trailer to have their own meter due to the different number of people in the trailers, no average could be worked out. The Council tabled the matter until a further study by the Council Members could be made.

Motion by Keith Westphal to authorize Don Rivers and Rodney Stoner to attend a Public Safety Meeting, conducted by the Police Academy in Adair on July 12th. Seconded by Randall Bond. Carried.

The Fontanelle Development Corporation ask permission to build a parking lot along the north side of Benton Street from 1st St. to the West Corporation Line for a two building apartment complex.

Motion by Randall Bond, seconded by Ralph Means to give the Development Corporation permission to build a parking lot, with the understanding that it will be the Development Corporation's expense to remove and replace the parking lot, should any problems arise with the lines such as electric, water, and sewer lines, needing repairs. Carried.

The Council investigated and found that pursuant to notice duly published this Council met on the 1st day of July, 1976 at the time and place specified in the said notice for hearing on the proposed plans and specifications and proposed form of contract and for the receipt of bids and proposals for the construction of the Water Transmission Line for the Municipal Waterworks Plant and System and that the said meeting had been adjourned to the time and place of the present meeting for further consideration of the said bids.

A thorough study having been made of the bids submitted, Council Member Weith Westphal introduced and caused to be read a resolution

entitled: "Resolution providing for the award of the contract for the construction of the Water Transmission Line for the Municipal Waterworks plant and System". Council Member Westphal moved that the said resolution be adopted, seconded by Council Member Randall Bond. After due consideration thereof by the Council, the Mayor put the question on the passage and adoption of the said resolution and upon the roll being called, the following named Council Members voted: AYES: Randall Bond, Deane Darrow, Ralph Means and Keith Westphal. NAYS: None

Whereupon, the Mayor declared the resolution duly adopted as follows:

RESOLUTION NO. 76.20

PROVIDING FOR THE AWARD OF CONTRACT FOR THE
CONSTRUCTION OF THE WATER TRANSMISSION LINE
FOR THE MUNICIPAL WATERWORKS PLANT AND SYSTEM.

WHEREAS, pursuant to notice published in the manner and form required by law, bids and proposals were received by this Council on the 1st day of July, 1976, for the construction of the Water Transmission Line for the Municipal Waterworks Plant and System, in accordance with the plans and specifications heretofore prepared by Kirkham, Michael & Associates, and filed with the Clerk on the 7th day of June, 1976; and

WHEREAS, all of the said bids and proposals have been carefully considered and it is necessary and advisable that provisions be made for the award of contract for the construction of such improvements and extensions;

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Council of Fontanelle, Iowa, as follows:

Section 1. That it is hereby found, determined and declared that the bid of Hawkeye Engineering Construction Co. of Council Bluffs, Iowa in the amount of \$106,903.82, as provided for in the plans and specifications referred to in the preamble hereof, is for the best interest of the City, and the same is hereby accepted.

Section 2. That it is hereby found, determined and declared that the bid accepted in the preceding section of this resolution is fully responsive to the original plans and specifications for this project as prepared by the engineer, as referred to in the preamble hereof.

Section 3. That the Mayor and the Clerk are hereby authorized to execute a contract for and on behalf of the City with the said contractor for the project in the amount hereinabove stated and to affix the corporate seal of the City to the contract, the contract to be in the form provided in the plans and specifications referred to in the preamble hereof.

Section 4. That all resolutions and orders or parts thereof in conflict herewith be and same are hereby repealed to the extent of such conflict.

PASSED AND APPROVED THIS 6th day of July, 1976

Evelyn M. Rohner

Attest: Evelyn M. Rohner
Clerk

(SEAL)

Betty V. Burcham
Betty V. Burcham, Mayor

Motion by Deane Darrow that the Notice of Public Hearing on Proposed Plans Specifications and form of Contract and estimate of cost for the Water Treatment Plant for the City of Fontanelle, Iowa, and the taking of bids for said improvements, be published on July 22 and the taking of bids on August 5th. Seconded by Keith Westphal. Carried.

Councilman Deane Darrow introduced and caused to be read Resolution No. 76.21 entitled "Resolution to Designate Depository Bank," and moved for its adoption. Seconded by Keith Westphal. The roll being called the following voted: AYES: All NAYS: None

Whereupon the Mayor Declared the following Resolution duly adopted as follows:

RESOLUTION NO. 76.21

RESOLUTION TO DESIGNATE DEPOSITORY BANK

BE IT RESOLVED by the City Council of the City of Fontanelle, Adair County, Iowa:

That the First National Bank, Fontanelle, Iowa, be designated as the depository bank for the Funds of the City of Fontanelle and the amount of deposit in said bank not to exceed \$200,00.00

PASSED AND APPROVED THIS 6th day of July, 1976.

Betty V. Burcham
Betty V. Burcham, Mayor

Evelyn M. Rohner
Attest: Evelyn Rohner
Clerk

Motion by Deane Darrow, seconded by Randall Bond to grant a Cigarette License to Ruby E. and Willard H. Detty dba Detty Grocery Carried.

Motion by Keith Westphal that the Farmer's Co-op be contacted to see if they would be agreeable to do copying for the City and that the City would pay the going rate for the service. Seconded by Deane Darrow. Carried.

Councilman Randall Bond introduced and caused to be read Resolution No. 76.22 and moved for its adoption, entitled "Resolution Setting The Salaries for Appointed Officers and Employees of the City for the Year 1976-1977" Ralph Means seconded the motion to adopt. Roll was Called and the following voted: AYES: All NAYS: None

Thereupon the Mayor declared the following resolution duly adopted as:

RESOLUTION NO. 76.22

A RESOLUTION SETTING THE SALARIES FOR APPOINTED OFFICERS AND EMPLOYEES OF THE CITY FOR THE YEAR 1976-1977.

BE IT RESOLVED by the Council of the City of Fontanelle, Iowa:

Section 1. The following persons and positions named shall be paid the salaries or wages indicated and the Clerk is authorized to issue checks, less legally required or authorized deductions from the amounts set out below, on the bi-weekly basis, and make such contributions to I.P.E.R.S. and Social Security or other purpose as required by law or authorization of the Council, all subject to audit and review by the Council.

<u>POSITION</u>	<u>NAME</u>	<u>ANNUAL WAGE</u>	<u>HOURLY RATE OR EQUIV.</u>	<u>REG. HRS. PER WEEK OR WORK WEEK</u>
Foreman	Delmer Miller	\$11,541.72	5.55	40 Hrs. 12:01 A.M. Sun to Sat. Midnight
Assistant	Kerry Miller	6,240.00	3.00	Same
Marshal	Don Rivers	8381.12		Approx 50 Hrs. weekly
Marshal and Custodian	Rodney Stoner	7,391.12		Approx. 50 Hrs. weekly
City Clerk	Evelyn Rohner	6,741.12	3.24	40 Hrs. weekly
Treasurer	Carol Nielsen	25.00 Monthly		

Section 2. HOURS, HOLIDAYS AND OVERTIME.

Overtime will be paid at the rate of time and one-half to employees Delmer Miller and Kerry Miller for the time spent beyond the regular 40 hour week.

Vacation as follows with no carry over. First year--no vacation Second year thru fifth year--5 working days vacation. Year 6 thru 15 allowed 10 working days vacation. 16th year--15 working days vacation.

Delmer Miller, Kerry Miller and Evelyn Rohner will be allowed seven paid Holidays per year which shall be New Years, Christmas, Memorial, Independence, Veterans, Labor and Thanksgiving. Said employees must use their vacation within the year. The employees will be allowed to accumulate 90 days sick leave.

Section 3. The City Clerk is hereby directed to publish this Resolution.

PASSED AND APPROVED THIS 6th day of July, 1976.

Betty V. Burcham
Betty V. Burcham, Mayor

Evelyn M. Rohner
Attest: Evelyn Rohner
Clerk

The bid proposal & Bid Security of Roberts & Thompson Const. Co. of Omaha, Nebr. was returned unopened, since it arrived to late for the formal bid opening. (Arrived July 2, 1976 at 8:30 A.M.)

Motion by Randall Bond that Don Rivers be paid for the 27½ hours overtime that he put in beyond his normal duty while Rodney Stoner was on vacation. Seconded by Deane Darrow. Carried.

Motion by Randall Bond to pay Darold Dunkerson dba Dunk's DX the refund on their Meter Deposit, since the Council had received a letter noting the time, manner and to whom the deposit was made. Seconded by Ralph Means. Carried.

Council Member Deane Darrow introduced and caused to be read Resolution No. 76.23 entitled, "Resolution approving statement in connection with the construction of improvements to the municipal electric light and power plant and system." Council Member Darrow moved that said resolution be adopted, seconded by Council Member Randall Bond and after due consideration thereof by the Council, the Mayor put the question and, the roll being called, the following voted: AYES: Bond, Darrow, Means and Westphal. NAYS: None

Whereupon, the Mayor declared the resolution duly adopted as follows:

RESOLUTION NO. 76.23

RESOLUTION APPROVING STATEMENT IN CONNECTION WITH THE CONSTRUCTION OF IMPROVEMENTS TO THE MUNICIPAL ELECTRIC LIGHT AND POWER PLANT AND SYSTEM.

WHEREAS, a statement has been filed with this Council for materials furnished and work performed under a contract for constructing improvements to the municipal electric light and power plant and system which statement has been approved by the Engineer for the Utility, and which has not been included in prior statements, as follows:

<u>CONTRACT DATE</u>	<u>DATE OF STATEMENT</u>	<u>CONTRACTOR</u>	<u>AMOUNT OF STATEMENT</u>
4/28/75	5/28/76	Stake Construction Co.	\$ 8,423.84

NOW, THEREFORE, Be It and It Is Hereby Resolved by the Council of Fontanelle, Iowa, as follows:

Section 1. That the statement referred to in the preamble hereof be and the same is hereby approved as follows:

<u>Contractor</u>	<u>Amount</u>
Stake Construction Co.	\$8,423.84

Section 2. That all resolutions or orders or parts thereof in conflict herewith be and the same are hereby repealed.

Passed and approved this 6th day of July, 1976.

Betty V. Burcham
Betty V. Burcham, Mayor

Evelyn M. Rohner
Attest: Evelyn M. Rohner
Clerk

Council Member Keith Westphal introduced and caused to be read Resolution No. 76.23A entitled "Resolution providing for the issuance of Electric Revenue Pledge Orders." Council Member Westphal moved that said resolution be adopted, seconded by Council Member Ralph Means, and after due consideration thereof by the Council, the Mayor put the question and, the roll being called, the following voted:

AYES: Bond, Darrow, Means, and Westphal NAYS: None

Whereupon, the Mayor declared the resolution duly adopted, as follows:

RESOLUTION NO. 76.23A

RESOLUTION PROVIDING FOR THE ISSUANCE OF ELECTRIC REVENUE PLEDGE ORDERS

WHEREAS, a statement for materials furnished and work performed under a contract for the construction of improvements to the municipal electric light and power plant and system has been approved by this Council as follows:

<u>Contractor</u>	<u>Amount</u>
Stake Construction Co.	\$8,423.84; and

WHEREAS, said contract provides that payments under said contract may be made by delivery to said contractor of temporary revenue obligations in the form of Pledge Orders payable solely and only out of the future net earnings of such municipal utility, and it is necessary and advisable that a Pledge Order be issued to said contractor in the approved amount;

NOW, THEREFORE, Be It and It Is Hereby Resolved by the Council of Fontanelle, Iowa, as follows:

Section 1. That for the purpose of evidencing an amount payable the contractor for materials furnished and work performed under the contract referred to in the preamble hereof there be and there is hereby authorized to be issued an Electric Revenue Pledge Order of the municipality in the form now on file with the Clerk, as follows:

Pledge		
<u>Order No.</u>	<u>Contractor</u>	<u>Amount of Pledge Order</u>
35	Stake Construction Co.	\$8,423.84

Section 2. That said Pledge Order shall be signed by the Mayor and attested by the Clerk, with the seal of the municipality affixed, and be issued and delivered to said contractor as aforesaid in payment of that part of the aforesaid improvements referred to in the aforesaid statement.

Section 3. That all resolutions or orders or parts thereof in conflict herewith be and the same are hereby repealed.

Passed and approved this 6th day of July, 1976.

Attest: *Evelyn M. Rohner*
Evelyn M. Rohner
Clerk

Betty V. Burcham
Betty V. Burcham, Mayor

Council Member Deane Darrow introduced and caused to be read Resolution No. 76.24 entitled, "Resolution approving statement in connection with the construction of improvements to the municipal electric light and power plant and system." Council Member Darrow moved that said resolution be adopted, seconded by Council Member Randall Bond, and after due consideration thereof by the Council, the Mayor put the question and, the roll being called, the following voted: AYES: Bond, Darrow, Means and Westphal. NAYS: None

Whereupon, the Mayor declared the resolution duly adopted, as follows:

RESOLUTION NO. 76.24

RESOLUTION APPROVING STATEMENT IN CONNECTION WITH THE CONSTRUCTION OF IMPROVEMENTS TO THE MUNICIPAL ELECTRIC LIGHT AND POWER PLANT AND SYSTEM.

WHEREAS, a statement has been filed with this Council for materials furnished and work performed under a contract for constructing improvements to the municipal electric light and power plant and system which statement has been approved by the Engineer for the Utility, and which has not been included in prior statements, as follows:

<u>CONTRACT DATE</u>	<u>DATE OF STATEMENT</u>	<u>CONTRACTOR</u>	<u>AMOUNT OF STATEMENT</u>
4/28/75	6/26/76	Heetland Electric, Inc.	\$2,437.20

NOW, THEREFORE, Be It and It Is Hereby Resolved by the Council of Fontanelle, Iowa, as follows:

Section 1. That the statement referred to in the preamble hereof be and the same is hereby approved as follows:

<u>Contractor</u>	<u>Amount</u>
Heetland Electric, Inc.	\$2,437.20

Section 2. That all resolutions or orders or parts thereof in conflict herewith be and the same are hereby repealed.

Passed and approved this 6th day of July, 1976.

Attest: *Evelyn M. Rohner*
Evelyn M. Rohner
Clerk

Betty V. Burcham
Betty V. Burcham, Mayor

Council Member Keith Westphal introduced and caused to be read Resolution No. 76.24A entitled, "Resolution providing for the issuance of Electric Revenue Pledge Orders." Council Member Westphal moved that said resolution be adopted, seconded by Council Member Ralph Means, and after due consideration thereof by the Council, the Mayor put the question and, the roll being called, the following voted: AYES: Bond, Darrow, Means and Westphal. NAYS: None

Whereupon, the Mayor declared the resolution duly adopted, as follows:

RESOLUTION PROVIDING FOR THE ISSUANCE OF ELECTRIC REVENUE PLEDGE ORDERS

WHEREAS, a statement for materials furnished and work performed under a contract for the construction of improvements to the municipal electric light and power plant and system has been approved by this Council as follows:

<u>Contractor</u>	<u>Amount</u>
Heetland Electric Inc.	<u>\$2,437.20</u> ; and

WHEREAS, said contract provides that payments under said contract may be made by delivery to said contractor of temporary revenue obligations in the form of Pledge Orders payable solely and only out of the future net earnings of such municipal utility, and it is necessary and advisable that a Pledge Order be issued to said contractor in the approved amount;

NOW THEREFORE, Be It and It is Hereby Resolved by the Council of Fontanelle, Iowa, as follows:

Section 1. That for the purpose of evidencing an amount payable the contractor for materials furnished and work performed under the contract referred to in the preamble hereof there be and there is hereby authorized to be issued an Electric Revenue Pledge Order of the municipality in the form now on file with the Clerk, as follows:

<u>Pledge Order No.</u>	<u>Contractor</u>	<u>Amount of Pledge Order</u>
36	Heetland Electric, Inc.	<u>\$2,437.20</u>

Section 2. That said Pledge Order shall be signed by the Mayor and attested by the Clerk, with the seal of the municipality affixed, and be issued and delivered to said contractor as aforesaid in payment of that part of the aforesaid improvements referred to in the aforesaid statement.

Section 3. That all resolutions or orders or parts thereof in conflict herewith be and the same are hereby repealed.

Passed and approved this 6th day of July, 1976.

Attest: *Evelyn M. Rohner*
Evelyn M. Rohner
Clerk

Betty V. Burcham
Betty V. Burcham, Mayor

Motion by Deane Darrow to adjourn. Seconded by Keith Westphal. Carried.

Attest: *Evelyn M. Rohner*
Evelyn M. Rohner
Clerk

Betty V. Burcham
Betty V. Burcham, Mayor

+++++ Fontanelle, Iowa

To Members of the Council. July 19, 1976

You and each of you are hereby notified that there will be a special meeting of the Council held at City Hall, Fontanelle, Iowa on the 19th day of July, 1976 at 7:30 P.M.. At such meeting there will be for consideration all matters pertaining to the construction of improvements and extensions to the municipal waterworks plant and system including directing publication of notice of hearing and taking of bids on such improvements and extensions; and for the consideration of such other business as may come before the meeting.

/s/ Betty V. Burcham, Mayor

We the undersigned, being all the members of the Council of the aforementioned City, do hereby acknowledge due and timely receipt of the above and foregoing notice and do consent that the said special meeting be held.

/s/ Art Baudler
/s/Randall H. Bond
/s/ Deane A Darrow

/s/ Keith J. Westphal
/s/ Ralph D. Means