

Section 4. That all provisions set out in the foregoing form of notice are hereby recognized and prescribed by this Council and that all resolutions or orders or parts thereof, to the extent the same may be in conflict herewith, are hereby repealed.

PASSED AND APPROVED this 5th day of July, 1977.

Betty V. Burcham, Mayor

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

(SEAL)

Police Chief Charles Huntington inquired about the Firemen having some kind of identification on their cars so it could be determined which cars were Firemen, and which were just onlookers.

Council Member Keith Westphal introduced and caused to be read A Resolution entitled " Resolution Naming Depositories" and moved for its adoption. Ralph Means seconded the motion to adopt. The roll being called and the following named Council Members voted: AYES: Art Baudler, Deane Darrow, Ralph Means and Keith Westphal. NAYS: None

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

RESOLUTION NO. 77.11

RESOLUTION NAMING DEPOSITORIES

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

That we do hereby designate the following named bank to be depository of the City of Fontanelle, Iowa funds in amounts not to exceed the amount named opposite said designated depository and the City Treasurer is hereby authorized to deposit the City of Fontanelle funds in amount not to exceed in the aggregate the amounts named for said bank as follows, to-wit:

<u>NAMED OF DEPOSITORY</u>	<u>LOCATION</u>	<u>Maximum Deposit under prior Res.</u>	<u>Maximum Deposit under this Res.</u>
FIRST NATIONAL BANK	Fontanelle, Ia.	\$200,000.	\$200,000.

Passed and approved this 5th day of July, 1977.

Betty V. Burcham, Mayor

Attest: Evelyn M. Rohner Clerk

Paying overtime to part-time school help was discussed.

Motion by Deane Darrow not to pay overtime to part time help.

Seconded by Keith Westphal. Carried.

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

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

Betty V. Burcham, Mayor

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Fontanelle, Iowa
July 21, 1977

The Council of Fontanelle, Iowa, met in Special session at the City Hall, in the municipality, at 8:00 o'clock p.m. on the 21st day of July 1977, pursuant to previous resolution and published notice. The meeting was called to order by the Mayor Pro Tem, and the roll being called, there were present Randall H. Bond, Mayor Pro Tem in the chair, and the following named members of the Council. Present: Art Baudler, Deane Darrow, and Keith Westphal. Absent: Ralph Means.

The Mayor announced that this was the time and place set for hearing and inspection of bids for the construction of the proposed 1976 Storm Sewer Improvement Project.

Upon investigation, it was found that no persons had appeared and filed objections to the proposed plans, specifications or contract for or cost of such Project.

Council Member Art Baudler introduced and read the following resolution and moved its adoption, seconded by Council Member Deane Darrow; and after due consideration thereof by the Council, the Mayor Pro Tem put the question upon the motion and the roll being called, the following named Council Members voted: AYES: Art Baudler, Deane Darrow and Keith Westphal. NAYS: None

Whereupon, the Mayor Pro Tem declared the said motion duly carried and the resolution adopted as follows:

RESOLUTION NO.77.12

FINALLY APPROVING AND CONFIRMING PLANS, SPECIFICATIONS AND FORM OF CONTRACT FOR THE 1976 STORM SEWER IMPROVEMENT PROJECT.

WHEREAS, this Council has heretofore approved plans, specifications and form of contract for the proposed construction of the 1976 Storm Sewer Improvement Project as described in the resolution providing for a notice of hearing on proposed plans and specifications and proposed form of contract for such Project and the taking of bids therefor; and

WHEREAS, hearing has been held on objections to the proposed plans, specifications and form of contract and to the cost of the Project and all objections thereto have been overruled;

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

That the plans, specifications and form of contract referred to in the preamble hereof be and the same are hereby finally approved and the prior action of the Council approving them is hereby finally confirmed, and the aforementioned public improvement to be constructed in accordance with plans, specifications and form of contract is necessary and desirable.

PASSED AND APPROVED this 21st day of July, 1977.

Evelyn M. Rohner
Attest: Evelyn M. Rohner, Clerk
(SEAL)

Randall H. Bond, Mayor Pro Tem.

It was moved by Council Member Keith Westphal and seconded by Council Member Art Baudler that the Mayor Pro Tem and the Clerk proceed with the opening of such proposals as had been filed, after first ascertaining that the required bid security accompanied each such proposal. The Mayor pro tem put the question on the motion and the roll being called, the following named Council Members voted: AYES: Art Baudler, Deane Darrow and Keith Westphal. NAYS: None.

Thereupon, the Mayor protem declared the said motion duly carried and the Mayor pro tem and the Clerk proceeded accordingly.

Proposals were received as follows:

<u>Name and Address of Bidder</u>		<u>Amount of Bid</u>
Van Hauen & Keller 2681 E. Hull Des Moines, Iowa	10% Bid Bond	\$80,140.00
Buchan Construction Perry, Iowa	10% Bid Bond	\$73,194.30
Varks Construction P.O. Box 37601 Omaha, Nebraska	10% Bid Bond	\$72,716.60

It was moved by Council Member Art Baudler and seconded by Council Member Darrow that this meeting be adjourned to the 21st day of July, 1977, at 8:30 o'clock p.m., at City Hall, in the municipality at which time and place the Council will meet to further consider such proposals.

The Mayor pro tem put the question on the motion and the roll being called, the following named Council Members voted: AYES: Art Baudler, Deane Darrow and Keith Westphal. NAYS: None

Whereupon, the Mayor declared the said motion duly carried and the meeting adjourned to the said time and place.

Evelyn M. Rohner
Attest: Evelyn M Rohner, Clerk
(SEAL)

Randall H. Bond, Mayor Pro tem

The Council met pursuant to prior action of the Council on this 21st day of July, 1977 at 8:30 p.m. at the City Hall, in the municipality in Special session, pursuant to law, to adjournment and to the rules of the Council. The meeting was called to order by the Mayor Pro Tem and the roll being called there were present: Randall H. Bond, Mayor Pro Tem in the chair and the following named members of the Council...

Art Baudler, Deane Darrow and Keith Westphal. Absent: Ralph Means.

The Council further considered proposals received for the construction of the proposed 1976 Storm Sewer Improvement Project and embodied its finding in the resolution next hereinafter referred to.

Council Member Keith Westphal introduced and read a resolution entitled: "Resolution awarding contract for the construction of the 1976 Storm Sewer Improvement Project:, and moved that the said resolution be adopted; seconded by Council Member Art Baudler; and after due consideration thereof by the Council, the Mayor Pro Tem put the question upon the motion and the roll being called, the following named Council Members voted: AYES: Art Baudler, Deane Darrow and Keith Westphal. NAYS: None.

Whereupon, the Mayor Pro Tem declared the said motion duly carried and the said resolution duly adopted.

RESOLUTION NO. 77. 13

AWARDING CONTRACT FOR THE CONSTRUCTION OF THE 1976 STORM SEWER IMPROVEMENT PROJECT.

IT IS RESOLVED by the Council of Fontanelle, Iowa, that after due consideration of the proposals submitted for the construction of the 1976 Storm Sewer Improvement Project, all as described in the resolution providing for a notice of hearing on proposed plans and specifications and proposed form of contract for such Project and taking of bids therefor and in the plans and specifications now on file in the office of the Cler, it is determined that the bid of the following contractor is the best and lowest legal bid received for the construction of the Project, said bid being as follows:

<u>Name and Address of Contractor</u>	<u>Amount of Bid</u>
Varks Construction Co. P.O. Box 37601 Omaha, Nebraska 68137	\$72,716.60

IT IS FURTHER RESOLVED that the contract for the construction of such Project be and the same is hereby awarded to the contractor above named at a total estimated cost of \$72,716.60, the final settlement to be made on the basis of the unit prices therein set out and the actual final quantities of each class of materials furnished, and the said contract to be subject to the terms of the aforementioned resolution providing for a notice of hearing on proposed plans and specifications and proposed form of contract for such Project and taking of bids therefor, and the notice of hearing and letting, the plans and specifications and the terms of the bidder's written proposal; and the Mayor and Clerk be and they are hereby authorized and ordered to enter into a written contract with the said contractor covering such construction, said contract not to be binding until approved by resolution of this Council.

BE IT FURTHER RESOLVED that the amount of the contractor's construction and maintenance surety bond is hereby fixed at \$72,716.60 which is equivalent to the total estimated cost of the said contract.

PASSED AND APPROVED this 21st day of July, 1977.

Randall H. Bond, Mayor Pro Tem.

Attest: *Evelyn M. Rohner*
Evelyn M. Rohner, Clerk
(SEAL)

In Other business, the Council discussed the Tractor which was damaged by fire. Ehram Implement had submitted a bid of \$781.00 subject to price change. Rockey's Garage will submit their bid soon.

Delmer Miller informed the Council that the Blue city pick-up was in need of repair.

Motion by Keith Westphal to have two estimated made on the blue city utility truck. One estimate for body repair, the other for body repair plus two new front fenders. Seconded by Deane Darrow. Carried.

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

Randall H. Bond, Mayor Pro-Tem

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