

Departmental reports were heard, and correspondence read.

Delmer Miller reported to the Council that the Farmer's Co-op Elevator wants to make arrangements for a larger water supply. They would be willing to pay for the meter. The water is needed to mix with the fertilizer.

Motion by Eugene Van Vleet to approve a 2 inch water service to the Farmer's Co-op Co., with interruptable service for their own use only. Seconded by Denny Sickles. Carried.

Marshall Merrill Jones ask for permission to install a bumper hitch on the back of the Police Car, so he could haul the riding lawn mower to the Sub Station and Water Plant to mow grass.

Motion by Eugene Van Vleet that Marshall Jones be allowed to install a bumper hitch on the Police Car. Seconded by Denny Sickles. Carried.

Mr. Harold Riedel met with the Development Corporation officers and the Council regarding the Southern Iowa Regional Housing Authority.

There was discussion on the fence at the Lagoon, and also the spraying of weeds on the inside bank to the fence. The Mayor is to contact someone about fixing the fence.

David Schmidt conferred with the Council on the One-way street. The Council decided that the Ordinance on One-Way Street will be rescinded, and there will be stop signes put at each end of the bridge and a speed limit sign of 10 miles per hour put on the bridge. This is a safety measure to be used, rather than having cross traffic at the corner of 4th & Benton.

Motion by Robert Weiland to approve a contract with Wagner, Matthias, McGinn & Pooch, P.C. to do the annual audit, for the quote of \$1500. Seconded by Denny Sickles. Carried.

Motion by Robert Weiland to hire Kent Candee and Marty Goetz for summer employment street work at \$3.50 per hour. Seconded by Eugene Van Vleet. Carried. (Jeff Held as alternate if one of the others cannot work.

Motion by Eugene Van Vleet to purchase a new front door for the City Hall from Farmer's Lumber Co. Seconded by Robert Weiland. Carried.

Motion by Eugene Van Vleet to adjourn. Seconded by Denny Sickles. Carried.

Ralph D Means
Ralph D. Means, Mayor

Evelyn M. Rohner

Attest: Evelyn M. Rohner, City Clerk

Fontanelle, Iowa
May 12, 1980.

The City Council met in Special Session at 7:30 p.m. at the City Hall with Mayor Ralph D. Means presiding. Council Members present were: Deane Darrow, Andy Gentle and Eugene Van Vleet. Absent: Denny Sickles and Robert Weiland.

The purpose of the meeting was to conduct a public hearing regarding the sale of an alley in Block 11 of the original Town of Fontanelle. Notice of the meeting had been published and posted.

No persons had presented oral or written objections to the selling of this real property.

Motion by Eugene Van Vleet to take up for the first consideration Ordinance No. 111 entitled "An Ordinance Providing for the Vacation of an East-West Alley Lying Between Lots 1, 2, 3, and 4 and 5, 6, 7, and 8 in Block 11 of the Original Town of Fontanelle, Iowa. Andy Gentle seconded the motion.

Andy Gentle moved that since there were no oral or written objectors at the hearing that the requirement for consideration at two additional meetings be waived and the ordinance be finally considered. Roll was called and the following voted: AYES: Deane Darrow, Andy Gentle and Eugene VanVleet. NAYS: None. *Motion by Eugene VanVleet that the Ordinance be finally passed. Seconded by Deane Darrow. Rollcall vote: Darrow, Gentle & VanVleet AYES: none*

Whereupon, the Mayor declared the Ordinance passed and approved and the Clerk assigned it the No. 111 in the Ordinance Book.

ORDINANCE NO. 111
Code of Ordinances 8-1.0507

AN ORDINANCE PROVIDING FOR THE VACATION OF AN EAST WEST ALLEY LYING BETWEEN LOTS 1, 2, 3, and 4 and 5, 6, 7, and 8 IN BLOCK 11 OF THE ORIGINAL TOWN OF FONTANELLE, IOWA:

SECTION 1. Purpose: The purpose of this ordinance is to vacate the described alley and thereby relieve the City of Fontanelle of the responsibility for its maintenance and supervision.

SECTION 2. Facts Found: The Council of the City of Fontanelle, Iowa hereby makes the following findings:

Correction by E.M.R. 5/20/80

1. That the above described alley is not needed for the use of the public and therefore, its maintenance at public expense is no longer justified.

2. The vacation of this alley will not deny the owners of property abutting on the alley reasonable access to their property.

3. That notice of public hearing concerning the intended vacation was published according to law and a public hearing was held before the City Council of Fontanelle, Iowa on May 12, 1980, concerning the intended vacation.

SECTION 3. Vacation: The vacated alley 16 feet in width lying between Lots 1,2,3,4 and 5,6,7,and 8 in Block Numbered 11 in the Original Town of Fontanelle, Adair County, Iowa, according to the recorded plat thereof, is hereby declared vacated, with an easement reserved to the City of Fontanelle for utility purposes.

SECTION 4. Repealer: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. Severability Clause: If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication will not effect the validity of the ordinance as a whole, or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 6. When Effective: This ordinance shall be in effect after its final passage, approval and publication as provided by law.
PASSED AND APPROVED this 12th day of May, 1980.

Ralph D Means
Ralph D. Means, Mayor

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

Eugene Van Vleet introduced Resolution No. 80.12 entitled "A Resolution Setting Forth the Proposal of the Fontanelle City Council to Sell Surplus Real Property" and moved for its adoption. Andy Gentle seconded the motion to adopt. Roll was called the the vote was AYES: Deane Darrow, Andy Gentle and Eugene Van Vleet. NAYS: None.
Whereupon, the Mayor declared the resolution duly adopted as:

RESOLUTION NO. 80.12

A RESOLUTION SETTING FORTH THE PROPOSAL OF THE FONTANELLE CITY COUNCIL TO SELL SURPLUS REAL PROPERTY:

WHEREAS, the Fontanelle City Council has determined it to be in the best interest of the City of Fontanelle to dispose of a property described as the

East West alley lying between Lots 1, 2, 3, 4 and 5, 6, 7, and 8 in Block 11 in the Original Town of Fontanelle, Adair County, Iowa, and

WHEREAS, it is necessary for the Fontanelle City Council to hold a public hearing on the disposal of said property, and

WHEREAS, the Fontanelle City Council, on May 12, 1980, held a public hearing on the disposal of said property and no objections were heard.

NOW, THEREFORE, BE IT RESOLVED by the Fontanelle City Council that the following described property, to-wit: East-West Alley lying between Lots 1, 2, 3, and 4 and 5, 6, 7 and 8 in Block 11 of the Original Town of Fontanelle, Adair County, Iowa, be sold to Evelyn Purdy, with a reservation to the City of Fontanelle for utility purposes.

BE IT FURTHER RESOLVED THAT the deed for the transfer of said property is approved by the Fontanelle City Council after examination of said deed by the City Council.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute the proper documentation necessary.

BE IT FURTHER RESOLVED that this transfer be effective immediately upon the recording of the deed with the Recorder of Adair County, Iowa.

BE IT FURTHER RESOLVED that any resolution in conflict herewith is hereby repealed.

BE IT FURTHER RESOLVED that this resolution be effective immediately upon its passage and approval by the Fontanelle City Council.

PASSED AND APPROVED this 12th fay of May, 1980

Ralph D Means
Ralph D. Means, Mayor

Attest: *Evelyn M Rohner*
Evelyn M. Rohner, City Clerk
Motion by Deane Darrow to adjourn.

Seconded by Eugene Van Vleet. Carried.

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

Ralph D Means
Ralph D. Means, Mayor