

After adjournment of the Council Meeting Mr. Doug DeBolt, regional planner with Southern Iowa Council of Governments conducted a Pre-Construction Conference with Scheck's Plumbing and Heating of Carroll, Iowa and with Weidner Excavating of Marshalltown, Iowa contractors for the Water Main Construction and Water Treatment Plant Improvements.

Mr. DeBolt explained the Davis-Bacon Act regarding the Wage Rate for different categories of Laborers.

The Copeland Anti Kick Back Act was explained and discussed.

Contract hours have been extended to 10 hours a day or 40 hours per week without having to pay overtime. Anything over 40 hours is overtime. Payroll reports are to be sent to S.I.C.O.G. every week and progression reports every 10 days.

The Notice to all Employees is to be posted on the job site at all times

Mr. DeBolt will conduct employee interviews at different times during the construction.

Evelyn M. Rohner
Evelyn M. Rohner, Clerk

=====
Fontanelle, Iowa
August 31, 1987

The Fire And Rescue Management Committee met at City Hall at 7:30 p.m. with Mayor Ralph D. Means presiding. Committee Members present were: Harold Veatch, Kenneth Perry, Max Jacobson, Leroy Nelson and Roger Frank. Absent: Robert Edwards.

Motion by Kenneth Perry to approve the agenda as posted. Seconded by Leroy Nelson. Carried.

Motion by Harold Veatch to approve the minutes as read. Seconded by Max Jacobson. Carried.

Motion by Max Jacobson to approve the finance report as read. Seconded by Leroy Nelson. Carried.

Motion by Leroy Nelson in regard to the lightning damage to the tower that if the Insurance doesn't pay that the committee would pay the bill. Seconded by Kenneth Perry. Carried.

Chief Dale Sickles reported that they have one old Scot Air Pak is in need of repair. However the Globe Co. has a demonstrator that the Department could buy for \$750. A new one would cost \$1200.

Motion by Kenneth Perry to buy a Globe Air Pak from the Globe Co. at the quoted price of \$750.00. Seconded by Leroy Nelson. Carried.

The exhaust system on the 4-wheeler has to be replaced.

Motion by Harold Veatch to get a new muffler system for the 4-wheeler at Brinton Manufacturing Co. Seconded by Roger Frank. Carried.

The Chief had received a bulletin on used ambulances. It was decided that Assistant Chief Ray Stewart should call Kansas City and find out what model was available, where the business was located and to ask if they are open on Sunday. He is also to ask for different prices Chief Sickles would like to have two or three men to go to Kansas City to look at the different ambulances.

Motion by Max Jacobson to adjourn. Seconded by Leroy Nelson. Carried

Ralph D. Means
Ralph D. Means, Mayor

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

Fontanelle, Iowa
September 8, 1987

The City Council met at City Hall in regular session at 7:30 p.m. with Mayor Ralph D. Means, presiding. Council Members present were: Kenneth Perry, Robert Edwards, Denny Sickles and Gene Jacobsen. Absent: Harold Veatch.

Motion by Kenneth Perry to approve the agenda as posted. Seconded by Denny Sickles. Carried.

Motion by Gene Jacobsen to approve the minutes as presented. Seconded by Robert Edwards. Carried.

Motion by Robert Edwards to approve the Clerk and Treasurer's reports. Seconded by Denny Sickles. Carried.

Motion by Denny Sickles to pay all bills presented for payment. Seconded by Kenneth Perry. Carried.

GENERAL FUND

First National Bank	643.88
Treasurer, State of Iowa	99.30
I.P.E.R.S. (Regular)	87.49
I.P.E.R.S. (Police)	260.92
Dale Sickles	35.42
Jack Zimmerline	55.23
William LaBrec	548.05
Evelyn Rohner	193.46
Gerald Queck	100.87
Gary Queck	38.01
Danny Tindle	115.10
Petty Cash Fund	16.79
Al's Pest Control	12.00
Bigelow Welding Repair	127.80
Casey's General Store	115.71
Cedar Valley Ford Mercury	146.55
Diana Jacobson	53.62
Office Machines Co.	139.00
Electronic Services	175.94
Farmer's Co-op Co.	193.39
Fontanelle Observer	62.40
Hepler Grocery	7.36
Lowen K. Pooch	1000.00
Matt Parrott & Sons	44.04
Metger Sanitation	35.00
Stone Office Products	40.95
United Telephone System	117.46
Van Vleet Hardware	27.08
William LaBrec	193.10
Unity Welding & Supply Co.	23.25
Britten Manufacturing Co.	58.50
DonCarlos, Jungmann, Blessum, Hight	403.84
Fontanelle Postmaster	29.00
Iowa EMS Association	30.00
Blue Cross-Blue Shield	326.53
Dale Sickles	55.85
Jack Zimmerline	68.37
William LaBrec	548.05
Evelyn Rohner	142.88
Danny Tindle	107.52
Ia. E.ec. Light & Power Co.	49.10
Gary Queck	80.23
Office Machines	14.22
	<u>6623.26</u>

ROAD USE TAX

Lowen K. Pooch	200.00
Schildberg Construction	548.36
	<u>748.36</u>

LIBRARY SALARY

First National Bank	S.S.	35.46
Cynthia McMorran		59.42
Joan Wallace		41.78
Genevive A. Dodds		13.93
Cynthia McMorran		59.42
Joan Wallace		41.78
Genevive A. Dodds		13.93
		<u>265.72</u>

RECEIPTS FOR AUGUST

General	6555.46
Road Use Tax	2689.96
Debt Service	823.89
Trust & Agency	235.00
Water Utility	7015.79
Sewer Utility	2773.11
Electric Utility	22909.09
	<u>43001.30</u>

WATER UTILITY

Transfer to Sinking	2105.00
First National Bank	624.35
Treasurer, State of Iowa	104.35
I.P.E.R.S.	220.54
Treasurer, State of Iowa	264.95
Delmer Miller	253.56
Dale Sickles	163.46
Jack Zimmerline	127.98
Evelyn Rohner	95.69
Petty Cash Fund	7.13
Brown Supply Co. Inc.	425.03
Casey's General Store	41.58
Dale Sickles	136.67
Delmer Miller	206.20
Dwyer Hardware	3.10
Farmer's Electric Co-oo	607.78
Farmer's Electric Co-op	239.80
Farmer's Lumber Co.	4.18
Hepler Grocery	7.74
Jack Zimmerline	118.75
Lowen K. Pooch	600.00
Matt Parrott & Sons	13.57
Municipal Supply Co.	133.39
Scheck's Plumbing Co.	700.00
Stone Office Products	18.48
United Telephone System	66.84
Van Vleet Hardware	4.79
W. W. Grainger Inc.	31.40
DonCarlos, Jungmann, Blessum and Hight	403.85
Ia. Dept. Natural Resource	100.00
Fontanelle Postmaster	12.00
Lois Ehrenfried	42.07
Blue Cross-Blue Shield	253.30
Delmer Miller	227.04
Dale Sickles	163.45
Jack Zimmerline	175.94
Evelyn Rohner	65.47
Office Machines	4.74
	<u>8774.17</u>

SEWER UTILITY

First National Bank	94.61
Treasurer, State of Iowa	15.40
I.P.E.R.S.	37.64
Delmer Miller	47.73
Dale Sickles	128.04
Jack Zimmerline	55.23
Evelyn Rohner	42.78
Petty Cash Fund	3.96
Automatic Systems	339.80
Casey's General Store	30.00
Dwyer Hardware	3.09
Fontanelle Lumber Co.	5.65
Lowen K. Pooch	600.00
Matt Parrott & Sons	13.57
Stone Office Products	18.47
United Telephone System	32.23
Fontanelle Postmaster	9.30
Lois Ehrenfried	20.89
Blue Cross-Blue Shield	126.65
Dale Sickles	133.50
Jack Zimmerline	7.25
Evelyn Rohner	42.76
	<u>1808.55</u>

ELECTRIC UTILITY		273
Transfer to Sinking	2820.00	
First National Bank	619.60	United Telephone System 62.21
Treasurer, State of Iowa	96.25	Van Vleet Hardware 35.93
I.P.E.R.S.	227.25	Western Area Power Administration 3405.18
Treasurer, State of Iowa	852.91	W.E.S.C.O. 371.53
Delmer Miller	132.87	Farmer's Electric Co-op Co. 14.33
Dale Sickles	81.73	Fontanelle Postmaster 24.00
Jack Zimmerline	81.49	Lois Ehrenfried 110.33
Evelyn Rohner	95.69	Ia. Assoc. Municipal Utilities 75.00
Petty Cash Fund	3.39	Delmer Miller 150.00
Casey's General Store	72.76	Blue Cross-Blue Shield 353.24
Dale Sickles	234.43	Delmer Miller 207.12
Delmer Miller	200.36	Dale Sickles 55.85
Dwyer Hardware	3.10	Jack Zimmerline 68.37
Farmer's Co-op Co.	42.40	Evelyn Rohner 176.51
Farmer's Electric Co-op	100.00	Office Machines Co. 4.74
Harter Auto Body	196.00	SIMECA 6088.74
Jack Zimmerline	167.66	
Lowen K. Poock	600.00	
Matt Parrott & Sons	13.57	
Missouri Basin Power Ag'cy	185.46	
Rice's Amoco	49.87	
Stone Office Products	18.48	
The McGaskey Co.	471.54	
		18569.89

Departmental reports were heard and correspondence read.

Delmer Miller Reported that when they started working on the Water Treatment plant that the City would be pumping entirely from the deep well for two or three days. A notice is to be put in the paper when this actually will occur if sufficient time is given.

He also noted that 4 new tires were needed for the utility truck.

Motion by Denny Sickles to buy 4 new tires for the Blue Utility Truck from the Farmer's Co-op Co.. Seconded by Kenneth Perry. Carried.

Delmer Miller reported that Greenfield has 2 Ford Dump-Trucks that they will be selling. Just before they call the state they would give the city an average price of what the state gets. The City will call a Special Meeting to decide on price.

Delmer quoted some prices for the tie in to the Electric system. He estimated that underground would cost \$26,000 per mile and overhead would cost approximately \$20,000 per mile, The mile and one-half to Greenfield using 1/0 wire would cost \$34,261 plus \$1. per foot for digging or a total of \$42,000 plus metering and engineering. If the city chose to go North it would cost approximately \$98,300. The Council felt that it was imparitive that we should be getting it done before cold weather starts.

The City Clerk reported that there is to be a meeting in Creston for city clerks to be held at the Windrow Resturaunt, that she would like to attend.

Motion by Gene Jacobsen to let the City Clerk attend a meeting in Creston and to pay her expenses. Seconded by Kenneth Perry. Carried.

Council Member Robert Edwards introduced a resolution entitled, "Resolution providing for the issuance of Warrants in connection with the construction of the Water Improvement Project", and moved that said resolutiinn be adopted; seconded by Council Member Denny Sickles. After due consideration thereof by the Council, the Mayor put the question on the motion and the roll being called, the following named Council Members voted:

AYES: Kenneth Perry, Robert Edwards, Denny Sickles and Gene Jacobsen.

NAY: None.

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

RESOLUTION NO. 87.20

RESOLUTION PROVIDING FOR THE ISSUANCE OF WARRANTS IN CONNECTION WITH THE CONSTRUCTION OF THE WATER IMPROVEMENT PROJECT.

WHEREAS, the City of Fontanelle, Iowa, has authority to issue Warrants for the purpose of defraying costs in connection with the construction of the Water Improvement Project (Hereinafter referred to as the "Project"); and

WHEREAS, to pay for authorized costs of the Project it is necessary to issue Warrants in an aggregate amount of \$30,000, pursuant to the provisions of Section 384.57 of the Code of Iowa;

NOW, THEREFORE, It Is Resolved by the City Council of Fontanelle, Iowa as follows:

SECTION 1. The Clerk is authorized and directed to issue Warrants ("the Warrants"), as authorized by Section 384.57 of the Code of Iowa, to R. G. Dickinson & Co., Des Moines, Iowa in the aforementioned amount to be drawn on any fund or funds from which payment for such Project may be made, including, but not limited to, proceeds received from the sale of General Obligation Bonds and/or proceeds received from governmental grants and/or

the future Net Revenues of the Municipal Waterworks System of the City. Said Warrants shall be signed by the Mayor and attested by the Clerk with the seal of the City affixed and delivered to the aforesaid, and shall be dated as of the date of their delivery to the purchaser, and shall be in the denomination of \$10,000. each, numbered from 1 to 3, inclusive, will bear interest at the rate of Seven Per Cent (7%) per annum, and mature on August 1, 1988.

SECTION 2. The Warrants shall be in substantially the form as attached to this resolution and shall be payable as to principal and interest in accordance with the terms set forth therein.

SECTION 3. It is the intention of the City that interest on the Warrants be and remain excludable from gross income of the recipients thereof for federal income tax purposes pursuant to the appropriate provisions of the Internal Revenue Code of 1986, as amended, and the Treasury Regulations in effect with respect thereto (all of the foregoing herein referred to as the "Internal Revenue Code"). In furtherance thereof the City covenants to comply with the provisions of the Internal Revenue Code as they may from time to time be in effect or amended and further covenants to comply with applicable future laws, regulations, published rulings and court decisions as may be necessary to insure that the interest on the Warrants will remain excludable from gross income of the recipients thereof for federal income tax purposes. Any and all of the officers of the City are hereby authorized and directed to take any and all actions as may be necessary to comply with the covenants herein contained.

The City hereby designates the Warrants as "Qualified Tax Exempt Obligations" as that term is used in Section 265 (b)(3) (B) of the Internal Revenue Code.

SECTION 4. All resolutions or orders or parts thereof in conflict herewith be and the same are hereby repealed, to the extent of such conflict.

PASSED AND APPROVED THIS 8th day of SEPTEMBER 1987.

Evelyn M. Rohner

Ralph D. Means

Attest: Evelyn M. Rohner, City Clerk

Ralph D. Means, Mayor

** Warrant Form

No. _____

\$10,000.

UNITED STATES OF AMERICA
STATE OF IOWA
COUNTY OF ADAIR CITY OF FONTANELLE
WATER IMPROVEMENT PROJECT.

WARRANT

This instrument is evidence that the City of Fontanelle, Iowa, (the "City"), hereby promises to pay to R. G. Dickinson & Co., Des Moines, Iowa, its successors or assigns the sum of TEN THOUSAND DOLLARS (\$10,000) payable on or before August 1, 1988, with interest thereon from the date hereof at the rate of Seven Per Cent (7%) per annum payable on February 1, 1988, and at maturity of this instrument or upon prepayment of this instrument as hereinafter provided.

This instrument is one of a series of similar instruments issued by the City for the purpose of paying the costs in connection with the construction of improvements and extensions to the Municipal Waterworks System, designated as the Water Improvement Project, is issued under authority of Section 384.57 of the Code of Iowa, and is payable from any fund or funds from which payment for such work may be made, including, but not limited to, proceeds received from the sale of General Obligation Bonds and/or proceeds received from governmental grants and/or future Net Revenues of the Municipal Waterworks System of the City.

The City reserves the right to prepay the amount represented hereby at any time prior to maturity hereof, with accrued interest to the date of such prepayment. Both principal and interest of this Warrant are payable at the office of the City Clerk, Fontanelle, Iowa.

IN WITNESS WHEREOF, the City has caused this instrument to be executed by its Mayor, and attested by its City Clerk, with the seal of said City affixed as of the 11th day of September, 1987.

CITY OF FONTANELLE, IOWA

Evelyn M. Rohner

Ralph D. Means

ATTEST: /s/ Evelyn M. Rohner, City Clerk
(SEAL)

/s/ Ralph D. Means, Mayor

STATE OF IOWA
COUNTY OF ADAIR SS:
CITY OF FONTANELLE

I, the undersigned, being the duly qualified and acting Clerk of the aforementioned city, do hereby certify that as such Clerk I have in my possession or have access to the complete records of the Council of such City; that I have carefully compared the transcript hereto attached with the aforesaid records and that said transcript hereto attached is a true correct and complete copy of all the corporate records relating to the issuance of Warrants, as shown therein.

WITNESS my official signature and the seal of the City hereto affixed this 8th day of September, 1987.

Clerk

(Seal)

ARBITRAGE CERTIFICATE

We, Ralph D. Means, Mayor, and Evelyn M. Rohner, City Clerk, of the City of Fontanelle, Iowa (the "City"), do hereby certify, with respect to the City's Warrants #1 - #3 (the "Warrants"), presently being delivered by the City, as follows:

1. The City is issuing and delivering the Warrants simultaneously with the delivery of this certificate.
2. The Warrants are being issued for the purpose of paying costs in connection with the construction of the City's Water Improvement Project (hereinafter referred to as the "Project").
3. The City has entered into contracts for engineering services, construction materials and construction contracts for the Project, and the fees and costs to be paid thereunder are equal to at least 2½% of the total cost of the Project.
4. The work on the Project has begun and is expected to proceed hereafter with due diligence to completion.
5. At least 85 per cent of the proceeds of the warrants will have been expended for costs of the Project within three years from the date of the Warrants.
6. The amount received from the sale of the Warrants is \$30,000 (principal amount) and is necessary for and will be used to pay costs of the Project. The outstanding aggregate principal amount of warrants project notes, or other tax exempt obligations previously issued with respect to this Project is \$ 0.
7. The total cost of the Project is estimated to be approximately \$322,900.
8. To our best knowledge and belief, there are no facts, estimates or circumstances which would materially change the foregoing conclusions.
9. On the basis of the foregoing, it is not expected that the proceeds of the warrants will be used in a manner that would cause the warrants to be "arbitrage bonds" under Section 148 of the Internal Revenue Code of 1986, as amended, and the regulations promulgated under that section or any predecessor section.
10. The City has not been notified of any listing or proposed listing of it by the Internal Revenue Service as a bond issuer whose arbitrage certifications may not be relied upon.
11. The City does not currently have outstanding tax exempt obligations including the Warrants, issued during 1987 equal to or in excess of \$5,000,000, nor will the City issue additional tax exempt obligations during the remainder of 1987 which, when added to the City's current tax exempt obligations, including the Warrants, would be equal to or in excess of \$5,000,000.

IN WITNESS WHEREOF, we have hereunto affixed our hands and the seal of the aforementioned City, this _____ day of _____ 1987.

/s/ Ralph D. Means, Mayor
/s/ Evelyn M. Rohner, Clerk

(Seal)

Kenneth Perry introduced an Ordinance entitled an "ORDINANCE AMENDING TITLE III, CHAPTER 4, PARAGRAPH 3-4.0105 TO THE CITY CODE OF FONTANELLE, IOWA" for its first consideration. #125

3-4.0105. OPEN BURNING RESTRICTED. No person shall allow, cause or permit open burning of combustible materials, except that the following shall be permitted.

SECTION 1. DISASTER RUBBISH. The open burning of rubbish, including landscape waste, for the duration of the community disaster period in cases

where an officially declared emergency condition exists.

SECTION 2. DISEASED TREES. The openburning of diseased trees However, when the burning of diseased trees causes a nuisance appropriate action may be taken to require relocation of the burning operation. Rubber tires shall not be used to ignite diseased trees.

SECTION 3. FLARE STACKS. The open burning or flaring of waste gases, provided such open burning or flaring is conducted in compliance with applicable rules of the state department of environmental quality.

SECTION 4. LANDSCAPE WASTE. The disposal by open burning of landscape waste originating on the premises. However, the burning of landscape waste produced in clearing, grubbing and construction operations shall be limited to areas located at least one-fourth ($\frac{1}{4}$) mile from any inhabited building. Rubber tires shall not be used to ignite landscape waste. However, burning of landscape waste shall only be permitted from October 1 through May 31 and when such burning causes a nuisance, appropriate action may be taken to require relocation of the burning operation.

SECTION 5. RECREATIONAL FIRES. Open fires for cooking, heating, recreation and ceremonies, provided they comply with the limits for emission of visible air contaminants established by the state department of environmental quality.

SECTION 6. BACK YARD BURNING. Back yard burning of residential waste at dwellings of four-family units or less. However, if such burning of residential waste causes a nuisance, appropriate action may be taken to require relocation of burning operation. All back yard burning shall be done within the confines of an appropriate burn resistant container and covered by steel mesh, screen or aerated lid to reduce flying debris.

SECTION 7. TRAINING FIRES. Fires set for the purpose of bona fide training of public or industrial employees in fire fighting methods, provided that the executive director of the state department of environmental quality receives notice in writing at least one week before such action commences.

SECTION 8. VARIANCE. Any person wishing to conduct open burning of materials not exempted herein may make application for a variance to the executive director of the state department of environmental quality.

**Published September 23, 1987 in the Fontanelle Observer.

Mr. Doug DeBolt of S.I.C.O.G. met with the Council. A Bill from Schecks Plumbing and Heating in the amount of \$8,034.15 was presented.

Motion by Denny Sickles to approve the bill to Scheck's Plumbing and Heating and the revised quarterly report of July 30th. Seconded by Gene Jacobsen. Carried.

Mr. DeBolt informed the Council that the Contract with Iowa Department of Economic Development would be extended from January 31, 1988 to September 1, 1988. Preliminary Acquisition Notices are to be sent to Richard & Edna Edsall and to Veno Arterburn, with certified mail being used and return receipts requested. The Waiver of Appraisal Requirement was attached to the Preliminary Acquisition letter for each to sign.

Motion by Robert Edwards to approve the Mayor's signing of Draw Down #9 in the amount of \$5,302.54. Seconded by Gene Jacobsen. Carried.

There was discussion about the sewer back-up at some of the residences in the east part of town.

Mrs. Tom Kester did not attend the meeting. She had ask to be put on the agenda regarding sidewalks.

Motion by Gene Jacobsen to approve the Building Permits for Todd Edwards to put an enclosed deck on the east side of his mobile home and for the Farmer's Co-op for a Grain Storage bin. Seconded by Denny Sickles. Carried.

Motion by Robert Edwards to buy a new calculator from Office Machines Co. for the quoted price of \$139.00. Seconded by Denny Sickles. Carried.

Motion by Robert Edwards to pull the park Merry-go-round and then make the necessary repairs during the winter. Seconded by Denny Sickles. Carried.

Chief LaBrec gave his report to the Council before adjournment.

Motion by Denny Sickles to adjourn. Seconded by Kenneth Perry. Carried.

Evelyn M. Rohner

Ralph D. Means
Ralph D. Means, Mayor

Attest. Evelyn M. Rohner, Clerk.