

City of Fontanelle
December 11, 2006

The Fontanelle City Council met in regular session at 7 p.m. with Mayor Homan calling the meeting to order. Council members present were: Glassell, Newton, Reed, and Warrior. Absent: Sickles. All motions are carried unanimously unless otherwise noted.

Motion by Newton to approve the agenda as presented. 2nd by Reed. Approved.

At 7 p.m. a public hearing was opened to hear comments on requesting a Community Development Block Grant to help with funding for a new water line and improvements to the Good Samaritan Center in Fontanelle. Jeremy Round, SICO representative, read some statements regarding the process. There were no comments. The Mayor declared the public hearing closed at 7:10 p.m.

Motion by Glassell to adopt Resolution No. 2006.11 authorizing the submission of a CDBG grant application. 2nd by Newton. Roll was called with the following voting Aye: Newton, Warrior, Glassell and Reed. Voting Nay: none. Whereupon the Mayor declared the resolution duly approved as:

Resolution No. 2006.11

**AUTHORIZING THE SUBMISSION OF A CDBG GRANT APPLICATION AND
COMMITTAL OF LOCAL FUNDING FOR THE DEVELOPMENT OF A NEW WATER LINE,
IMPROVEMENTS DIRECTLY RELATED TO FIRE SAFETY, AND RELATED APPLICABLE
COSTS TO ENSURE THE SUSTAINABILITY OF GOOD SAMARITAN CENTER IN
FONTANELLE.**

Lillian Nichols, Steve Baudler, and Bart Mostaert were present to provide information regarding the proposed factory hog farms proposed by Prestage Farms on land sold by Nichols Farms. Ron Martin, Jon Linn, Virgene Martin, Reggie Martin, Donna Martin, Barb Campbell, and Chuck Campbell spoke against the proposed hog factory. Each person was allowed 2 minutes to speak. Mayor Homan called for a vote regarding the proposed resolution regarding the City of Fontanelle going on record as opposing the Prestage Farms hog units. Motion by Newton to bring it to a vote. 2nd by Glassell. Motion approved. Motion by Newton to adopt Resolution No. 2006.12 opposing the construction of the Prestage Farms hog units in Adair County. 2nd by Glassell. Roll was called with the following voting Aye: Glassell. Voting Nay: Warrior and Newton. Abstaining due to conflict of interest: Reed. Motion failed. Warrior and Newton stated they felt that as council members of the City of Fontanelle they had no jurisdiction concerning construction in Eureka Township and in Cass County. This issue should be dealt with by the County Supervisors.

Ronda Huddleson was present to discuss an animal nuisance complaint regarding too many animals for the pasture available. She stated any discussions regarding this issue should not be brought up at the worksite. Some of animals will be leaving soon so no action was taken.

Deb Dukes was present to request action with burning of garbage and animals running loose in her neighborhood. Tickets can only be written by the police officer if he witnesses the infraction. The only other alternative is for a citizen to witness the infraction and sign a complaint and affidavit. Nathan will keep an eye on the neighborhood. Warnings have already been issued for both offenders.

Homan and Reed gave a report on the landfill commission and the problems between the director and Gay Construction, the dirt contractor. Some of the commission members wish to terminate the director's contract. The city council is not in favor of this at this time. Reed has requested to be replaced as the landfill representative. Glassell volunteered to serve as the landfill representative if someone would serve as the library board representative. Motion to Newton to name Sickles to the library advisory board as the city's representative. 2nd by Reed. Approved.

Motion by Reed to give each of the full-time city employees a bonus of \$175.00 and to close the office for ½ day Friday, December 22, 2006 and all day Monday, December 25, 2006 for the Christmas holiday. 2nd by Glassell. Voting Aye: Reed, Glassell, and Warrior. Abstaining due to conflict of interest: Newton. Approved.

Reviewed police department report provided by Nathan Byerly. Camera has arrived, but has not been installed yet. Mr. Jenkins has not yet taken delivery on the old police car, although he has been called 3 times. Susan is to send a certified letter stating he has until January 1, 2007 to take delivery on the car or it will be junked.

Departmental Reports

Craig has moved all the riprap beside the recycling bins he can with the equipment he has available. There are still 3 big pieces that the skid steer cannot pick up. Craig is to make arrangements to have a track hoe break up the remaining pieces so they can be removed. The crew will be arriving this week to begin work installing the cell phone antenna on the water tower. Rent will begin to be paid as of today. Craig will need to arrange to have electricity available. The Legion will be auctioning their building next month and are looking for a storage spot for their equipment. The city's buildings are all full.

Motion by Newton to approve the clerk's report, list of bills and minutes from last month's meeting. 2nd by Glassell. Approved.

GENERAL		SEWER FUND	
Salaries	\$4,242.42	Salaries	\$2,728.89
Iowa Workforce Development	\$6.62	Casey's	\$43.19
21st Century Coop	\$80.01	Iowa Telecom	\$15.92
Ford Automotive Service	\$47.00	Verizon	\$23.85
Fontanelle Volunteer Fire Dept.	\$1,304.00	Alliant Energy	\$36.33
Casey's	\$110.38	Municipal Utilities	\$267.89
Iowa Telecom	\$74.76	Grantham Sanitation	\$16.75
Local Link	\$39.95	Fontanelle Observer	\$22.83
Alliant Energy	\$154.55	Nodaway Valley Market	\$6.90
Grantham Sanitation	\$6.05	Petty Cash	\$24.40
Linweld	\$30.00	Postmaster	\$26.07
Municipal Utilities	\$1,140.44	TOTAL	\$3,213.02
Postmaster	\$20.00		

MOTION TO HOLD A CLOSED SESSION FOR THE CITY COUNCIL TO BE INFORMED OF, AND DISCUSS, WHOLESALE ELECTRIC PRICING INFORMATION AND A PROPOSED CONTRACT EXTENSION NECESSARY FOR THE PROVISION OF ELECTRIC SERVICE BY THE CITY UTILITY

WHEREAS, City of Fontanelle, Iowa (“City Utility”) owns and operates an electric utility system to distribute and sell electric power and energy at retail to its citizen consumers;

WHEREAS, the City Utility has determined that it is in the best interests of its electric ratepayers for the City Council governing the City Utility to be fully informed of wholesale electric pricing data and the related contract extension with the current supplier of wholesale electric service to the City Utility as negotiated by the South Iowa Municipal Electric Cooperative Association, of which the City Utility is a member;

WHEREAS, said wholesale electric pricing information and proposed contract extension constitute confidential records under Iowa law in the following particulars authorizing the closed session of the City Council pursuant to Iowa Code §21.5 and Iowa Code §388.9:

1. The wholesale pricing information and related contract constitute trade secrets. Iowa Code §22.7(3).
2. The wholesale pricing information and related contract would, if released, give advantage to competitors and serve no public purpose. Iowa Code §22.7(6).
3. The information is a communication that is not required to be made to the City Utility and the provider of the information would be discouraged from making the communication if it were to be made available for general public inspection. Iowa Code §22.7(18).
4. The information bears on marketing and pricing strategy as well as information proprietary to the City Utility such that the competitive position of the City Utility would be harmed by public disclosure not required of a potential or actual competitor and no purpose would be served by the disclosure. Iowa Code §388.9(1).

NOW, THEREFORE, BE IT DETERMINED BY THE CITY COUNCIL:

Motion to Hold a Closed Session

Section One: The City Council shall hold a closed session pursuant to Iowa Code §21.5 and Iowa Code §388.9 to the extent necessary to be informed of said wholesale electric pricing information and to hold the proposed contract extension as confidential under Iowa law. The document to be held as confidential under Iowa law pursuant to this Motion is entitled, "Contract Between Central Iowa Power Cooperative and South Iowa Municipal Electric Cooperative Association";

Section Two: This Motion recording the vote of the City Council s as well as the specific legal authority for holding the closed session is a public record;

Section Three: No final action shall be taken on any matter discussed in the closed session that is the subject of this Motion.

Section Four: The requirements of Iowa Code §21.5(4) and Iowa Code §388.9(1) requiring detailed minutes and tape recording of the closed shall be diligently complied with.

Council Members voting AYE: Ken Reed, Pat Glassell, Jim Warriner *Brad Newton*

Council Members voting NAY: - 0 -

MOTION APPROVED, this 11th day of December, 2006.

Robert Homan
Mayor

ATTEST:
Susan F. Nuda
Secretary

Evans Signs & Displays	\$58.60
Nodaway Valley Market	\$6.67
Southwest Iowa Pest Control	\$20.00
Hight, Clint	\$30.00
Newton, Susan	\$30.26
Jacobsen's, Inc.	\$4.97
1st National Bank	\$250.00
Fontanelle Observer	\$77.16
TOTAL	\$7,733.84

ROAD USE TAX

Salaries	1662.16
Ford Automotive Service	\$78.95
21st Century Coop	\$195.98
Alliant Energy	\$22.30
Grantham Sanitation	\$3.35
Echo	\$591.39
TOTAL	\$2,554.13

WATER FUND

Salaries	
Casey's	\$43.20
Verizon	\$23.85
Iowa Telecom	\$31.84
Greenfield Municipal Utilities	\$2,618.63
Alliant Energy	\$36.33
Farmers Electric Coop	\$418.88
Grantham Sanitation	\$22.00
Municipal Utilities	\$160.09
Fontanelle Observer	\$29.73
DPC Industries	\$18.00
Brown Supply Co., Inc.	\$29.00
Zimmerline, Jack	\$105.00
Adair Co. Health System	\$31.00
Nodaway Valley Market	\$10.44
Municipal Supply, Inc.	\$721.15
Petty Cash	\$46.10
Postmaser	\$26.07
TOTAL	\$4,371.31

PAYROLL CLEARING

1st National Bank	\$2,948.42
Treasurer, State of Iowa	\$2,757.00
IPERS	\$1,253.06
Lafayette Life Ins.	\$38.33
Union Security Ins.	\$1,735.78
Nationwide Retirement Sol.	\$240.00
TOTAL	\$8,972.59

ELECTRIC FUND

Salaries	\$3,633.26
Treasurer, State of Iowa	\$2,068.00
Missouri River Energy Services	\$75.00
Casey's	\$161.52
Verizon	\$47.70
Iowa Telecom	\$31.84
Local Link	\$39.95
Alliant Energy	\$54.50
Grantham Sanitation	\$46.65
Municipal Utilities	\$143.45
Fontanelle Observer	\$45.67
Zimmerline, Jack	\$155.00
Border States Electric	\$3,096.57
Barco	\$110.39
Aramark	\$243.86
Postmaster	\$52.14
Frisbie, Brenda	\$250.00
Dept. of Energy	\$7,869.84
Daino, Kim	\$150.00
IPAIT	\$10,729.90
TOTAL	\$29,005.24

LANDFILL FUND

Adair Co. Sanitary Landfill	\$57.00
Postmaster	\$10.00
TOTAL	\$67.00

REVENUE

General	\$6,526.39
Road Use Tax	\$4,647.13
Employee Benefit	\$242.40
TIF	\$323.60
Local Option Sales Tax	\$6,137.12
Meter Deposits	\$2.98
Debt Service	\$2,536.91
Water Fund	\$9,588.35
Sewer Fund	\$5,806.16
Electric Fund	\$46,254.30
Landfill	\$796.03
TOTAL	\$82,861.37

METER DEPOSITS

Virtue, Eric	\$150.00
Ruse, Doug	\$101.10
TOTAL	\$251.10

Motion by Newton to hold a closed session for the city council to be informed of, and discuss, wholesale electric pricing information and a proposed contract extension necessary for the provision of electric service by the city utility at 9:05 p.m. Whereas, City of Fontanelle, Iowa ("City Utility") owns and operates an electric utility system to distribute and sell electric power and energy at retail to its citizen consumers; Whereas, the City Utility has determined that it is in the best interests of its electric ratepayers for the City Council governing the City Utility to be fully informed of wholesale electric pricing data and the related contract extension with the current supplier of wholesale electric service to the City Utility as negotiated by the South Iowa Municipal Electric Cooperative Association, of which the City Utility is a member; Whereas, said wholesale electric pricing information and proposed contract extension constitute confidential records under Iowa law in the following particulars authorizing the closed session of the City Council pursuant to Iowa code §21.5 and Iowa Code §388.9:

1. The wholesale pricing information and related contract constitute trade secrets. Iowa Code §22.7(3).
2. The wholesale pricing information and related contract would, if released, give advantage to competitors and serve no public purpose. Iowa Code §22.7(6).
3. The information is a communication that is not required to be made to the City Utility and the provider of the information would be discouraged from making the communication if it were to be made available for general public inspection. Iowa Code §22.7(18).
4. The information bears on marketing and pricing strategy as well as information proprietary to the City Utility such that the competitive position of the City Utility would be harmed by public disclosure not required of a potential or actual competitor and no purpose would be served by the disclosure. Iowa Code §388.9(1).

Now, therefore, be it determined by the City Council:

Section One: The City Council shall hold a closed session pursuant to Iowa Code §21.5 and Iowa Code §388.9 to the extent necessary to be informed of said wholesale electric pricing information and to hold the proposed contract extension as confidential under Iowa law. The document to be held as confidential under Iowa law pursuant to this Motion is entitled, "Contract Between Central Iowa Power Cooperative and South Iowa Municipal Electric Cooperative Association":

Section Two: This Motion recording the vote of the City Council as well as the specific legal authority for holding the closed session is a public record;

Section Three: No final action shall be taken on any matter discussed in the closed session that is the subject of this Motion.

Section Four: The requirements of Iowa Code §21.5(4) and Iowa Code §388.9(1) requiring detailed minutes and tape recording of the closed shall be diligently complied with. 2nd by Glassell. Voting Aye: Newton, Warrior, Glassell, and Reed. Approved. Meeting opened again at 9:15 p.m. Motion by Newton to adopt Resolution No. 2006.14, a resolution of the City of Fontanelle, Iowa, governing the municipal

electric utility of the City of Fontanelle, Iowa, and agreeing to the contract extension between Central Iowa Power Cooperative and South Iowa Municipal Electric Cooperative Association. 2nd by Reed. Roll was called with the following voting Aye: Newton, Warrior, Glassell, and Reed. Voting Nay: none. Whereupon the Mayor declared this ordinance duly adopted as:

Resolution No. 2006.14

RESOLUTION OF THE CITY FONTANELLE, IOWA, GOVERNING THE MUNICIPAL ELECTRIC UTILITY OF THE CITY OF FONTANELLE, IOWA AGREEING TO THE CONTRACT EXTENSION BETWEEN CENTRAL IOWA POWER COOPERATIVE AND SOUTH IOWA MUNICIPAL ELECTIC COOPERATIVE ASSOCIATION

Motion to adjourn the meeting at 9:16 p.m. by Warrior. 2nd by Reed. Approved.

R. Scott Homan
R. Scott Homan, Mayor

Susan R. Newton

Attest: Susan R. Newton, City Clerk

City of Fontanelle
Fire and Rescue
December 21, 2006

The Fontanelle Fire and Rescue Management Committee met in regular session December 21, 2006 at City Hall with Mayor Homan calling the meeting to order at 7:10 p.m. Committee members present: Glassell, Reed, Newton, and Ehrsam. Absent: Baudler and Mensing. All motions are carried unanimously unless otherwise noted.

Glassell moved to approve the agenda as presented, 2nd by Ehrsam. Approved.

Discussed budget for fiscal year 2007/2008. Motion by Reed to approve the budget the same as last year. 2nd by Glassell. Approved.

Discussed notification from IMWCA, the workers compensation insurance carrier, regarding physicals for the volunteer fire department members. Susan will call the insurance carrier and obtain further information.

Fire Chief Report

Some of the Scott air packs are 5 years old now and need hydro checked. It will cost between \$25 and \$35 to check each of the air packs. We will need 24 air packs checked over the next 2 years. There are 2 people taking Fire Fighter 1 training at this time. Received a letter from Bethany Kintigh, Adair County Public Health Coordinator, concerning requested attendance at a countywide discussion/planning session regarding our preparedness as a community on Thursday, December 28th. Sickles, Glassell and Newton will plan to attend the meeting. Received a letter from the new emergency management coordinator Bob Kempf requesting updated contact information and a letter detailing the appointments to the emergency management commission for the coming year. Sickles will be primary and Newton will be secondary.

Sickles presented a bill for fire and rescue calls for the year in the amount of \$1304. Newton moved to approve the finance report, bill and minutes, 2nd by Reed. Approved.

The next meeting will be scheduled for February.

Reed moved to adjourn the meeting at 7:40 p.m., 2nd by Glassell. Approved.

R. Scott Homan
R. Scott Homan, Mayor

Susan R. Newton

Attest: Susan R. Newton, City Clerk

City of Fontanelle
January 9, 2007

The Fontanelle City Council met in regular session at 7 p.m. with Mayor Homan calling the meeting to order. Council members present were: Glassell, Newton, Reed, Sickles, and Warrior. All motions are carried unanimously unless otherwise noted.

Motion by Glassell to approve the agenda as presented with the addition of attendance at the Adair Council Meeting and complaints of cars parking on sidewalks as requested by the Mayor. 2nd by Reed. Approved.

Motion by Newton to approve Paul Zietlow's burning variance for his wild flower patch for the month of March 2007. 2nd by Warrior. Approved.

Lillian Nichols and Linda Jensen presented the library's proposed budget for 2007/2008 and answered questions.

There was only one mowing bid submitted from McMorran Lawn Services for \$8,489 for the mowing/trimming, and \$2,109 for weed control/fertilizing. This comes to a total of \$10,598 per year for two years. Motion by Newton to accept the bid from McMorran Lawn Service. 2nd by Glassell. Voting Aye: Reed, Glassell, Warrior, and Newton. Abstaining due to conflict of interest: Sickles. Approved.