

REGULAR COUNCIL MEETING  
NOVEMBER 24, 2009

A regular meeting of the City Council of Vinton, Iowa, was held on the 24th day of November, 2009, at 7:00 p.m., in the City Hall Council Chambers, Vinton, Iowa. Mayor Watson presided and the roll being called the following Council Members were present and absent: Present: Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Absent: None.

The Pledge of Allegiance was recited.

Motion by Elwick, second by Vermedahl to approve the minutes of the November 12th meeting with one correction in the second paragraph on page 2, second sentence, that "The project was not substantially completed by Oct. 15th". Question: Ayes - All. The Mayor declared the motion carried.

Maynard reported a phone call from Joel and Anna Saltee about drainage ditch repairs near their property. Coordinator Lent confirmed that this would be in the next fiscal year's budget.

Burkey reported that the general government, community and economic development committee had met to discuss the disbursement of local option sales tax funds for nonprofit organizations. This committee recommends to council a policy that will allow the Vinton Community Foundation to handle applications and distribution of these funds. A resolution for this will be later on tonight's agenda.

Motion by Hessenius, second by Vermedahl to approve the agenda. Question: Ayes - All. The Mayor declared the motion carried.

Mike Elwick stated that he thought the dirt along the 9th Street project should be broken up. He also inquired about the trees on 4th Street downtown, that the City is planning on cutting down and replacing. He would like the trees left there. He feels the grates around the trees can be taken out. Council feels the tree roots are causing problems with underground utilities and the sidewalks.

The Mayor announced that now was the time and place set to hold a public hearing on a proposal pertaining to the definition of front yard for corner lots. There were no comments. The Mayor closed the hearing.

Motion by Burkey, second by Vermedahl to adopt an ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF VINTON, IOWA, BY AMENDING PROVISIONS PERTAINING TO DEFINITION OF FRONT YARD. Question: Ayes - Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Nays - None. The Mayor declared the motion carried and that said ordinance had been given its initial passage.

Motion by Vermedahl, second by Redlinger to pass a RESOLUTION FOR FINAL ACCEPTANCE OF THE MAPLE LANE STORM SHELTER AND COMMUNITY CENTER

PROJECT. Question: Ayes - Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Nays - None. The Mayor declared the motion carried and declared RESOLUTION 11-09-04 passed and approved.

Motion by Elwick, second by Maynard to pass a RESOLUTION TO APPROVE POLICY FOR LOCAL OPTION SALES TAX (LOST) FUNDS DEDICATED TO NON-PROFIT ORGANIZATIONS. Question: Ayes - Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Nays - None. The Mayor declared the motion carried and declared RESOLUTION 11-09-05 passed and approved. The Vinton Community Foundation will handle the LOST funds.

Motion by Burkey, second by Hessenius to pass a RESOLUTION AUTHORIZING CITY OF VINTON TO ENTER INTO REAL ESTATE CONTRACT WITH ROGER ALLEN WENNER FOR THE PURCHASE OF REAL ESTATE. Question: Ayes - Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Nays - None. The Mayor declared the motion carried and declared RESOLUTION 11-09-06 passed and approved. This land, approximately 2 acres, will be used by the Vinton Municipal Electric Utility for a new substation.

Motion by Maynard, second by Redlinger to pass a RESOLUTION AUTHORIZING THE CITY OF VINTON TO ENTER INTO A PURCHASE OFFER WITH SHAWN N. WHITE AND ERIKA A. WHITE FOR THE PURCHASE OF REAL ESTATE PURSUANT TO THE HAZARD MITIGATION GRANT PROGRAM. Question: Ayes - Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Nays - None. The Mayor declared the motion carried and declared RESOLUTION 11-09-07 passed and approved.

Motion by Vermedahl, second by Elwick to pass a RESOLUTION AUTHORIZING THE CITY OF VINTON TO ENTER INTO A PURCHASE OFFER WITH PATRICIA A. RUSH FOR THE PURCHASE OF REAL ESTATE PURSUANT TO THE HAZARD MITIGATION GRANT PROGRAM. Question: Ayes - Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Nays - None. The Mayor declared the motion carried and declared RESOLUTION 11-09-08 passed and approved.

Motion by Elwick, second by Maynard to pass a RESOLUTION AUTHORIZING THE CITY OF VINTON TO ENTER INTO A PURCHASE OFFER WITH DANNY G. BURGESS AND VICKIE L. BURGESS FOR THE PURCHASE OF REAL ESTATE PURSUANT TO THE HAZARD MITIGATION GRANT PROGRAM. Question: Ayes - Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Nays - None. The Mayor declared the motion carried and declared RESOLUTION 11-09-09 passed and approved.

Motion by Maynard, second by Vermedahl to pass a RESOLUTION AUTHORIZING THE CITY OF VINTON TO ENTER INTO A PURCHASE OFFER WITH THELMA M. DUBALL FOR THE PURCHASE OF REAL ESTATE PURSUANT TO THE HAZARD MITIGATION GRANT PROGRAM. Question: Ayes - Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Nays - None. The Mayor declared the motion carried and declared RESOLUTION 11-09-10 passed and approved.

Motion by Burkey, second by Vermedahl to pass a RESOLUTION AUTHORIZING THE CITY OF VINTON TO ENTER INTO A PURCHASE OFFER WITH MIKEL-JON ELWICK FOR THE PURCHASE OF REAL ESTATE PURSUANT TO THE HAZARD MITIGATION GRANT PROGRAM. Question: Ayes - Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Nays - None. The Mayor declared the motion carried and declared RESOLUTION 11-09-11 passed and approved.

Motion by Redlinger, second by Vermedahl to pass a RESOLUTION AUTHORIZING THE CITY OF VINTON TO ENTER INTO A PURCHASE OFFER WITH BRIAN HAMLING FOR THE PURCHASE OF REAL ESTATE PURSUANT TO THE HAZARD MITIGATION GRANT PROGRAM. Question: Ayes - Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Nays - None. The Mayor declared the motion carried and declared RESOLUTION 11-09-12 passed and approved.

Motion by Vermedahl, second by Redlinger to pass a RESOLUTION AUTHORIZING THE CITY OF VINTON TO ENTER INTO A PURCHASE OFFER WITH TONY C. MCKINLEY FOR THE PURCHASE OF REAL ESTATE PURSUANT TO THE HAZARD MITIGATION GRANT PROGRAM. Question: Ayes - Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Nays - None. The Mayor declared the motion carried and declared RESOLUTION 11-09-13 passed and approved.

Motion by Maynard, second by Vermedahl to pass a RESOLUTION AUTHORIZING THE CITY OF VINTON TO ENTER INTO A PURCHASE OFFER WITH DOUGLAS LEE ROBINSON AND SHARMON K. ROBINSON FOR THE PURCHASE OF REAL ESTATE PURSUANT TO THE HAZARD MITIGATION GRANT PROGRAM. Question: Ayes - Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Nays - None. The Mayor declared the motion carried and declared RESOLUTION 11-09-14 passed and approved.

Motion by Maynard, second by Redlinger to pass a RESOLUTION AUTHORIZING THE CITY OF VINTON TO ENTER INTO A PURCHASE OFFER WITH YVETTE M. BAKER FOR THE PURCHASE OF REAL ESTATE PURSUANT TO THE HAZARD MITIGATION GRANT PROGRAM. Question: Ayes - Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Nays - None. The Mayor declared the motion carried and declared RESOLUTION 11-09-15 passed and approved.

Motion by Vermedahl, second by Redlinger to pass a RESOLUTION TO APPROVE APPLICATION FOR SURFACE TRANSPORTATION PROGRAM (STP) FUNDS. Question: Ayes - Burkey, Elwick, Hessenius, Maynard, Redlinger, Vermedahl. Nays - None. The Mayor declared the motion carried and declared RESOLUTION 11-09-16 passed and approved.

Motion by Hessenius, second by Redlinger to approve proceeding with the vacation of an alley along the west side of Randy Fennern's property at 813 E 6th Street. Question: Ayes - All. The Mayor declared the motion carried. Attorney Fischer will prepare an ordinance for this vacation for the next council meeting.

The second meeting in December will be held on Monday, December 21st.

Motion by Vermedahl, second by Redlinger to approve the new liquor license application with Sunday sales for Jerry Ray's BBQ & Steakhouse. Council received Police Chief Tilson's report and recommendation about this new liquor license application. His recommendation is to not approve this liquor license application, based on Iowa DCI criminal history and financial history. Question: Ayes - Hessenius. Nays - Burkey, Elwick, Maynard, Redlinger. Abstain - Vermedahl. The Mayor declared the application is denied. Mabry stated that he will appeal to the Iowa Alcoholic Beverages Division.

The next local option sales tax street project will be 10th Street, from 1st Avenue to B Avenue. Council's general consensus was to have Crawford do the engineering.

Council discussed cleaning out the drainage ditch that runs east of 2nd Avenue, near the fairgrounds. Darris Pickering gave a couple cost estimates. This ditch is approximately one half mile long. It is in a flood way, so a DNR permit will be required. Council's general consensus is to hire Hart-Frederick as the engineer on this project.

Motion by Redlinger, second by Vermedahl to receive and file the following meeting minutes: Airport Commission 11-11-09, Parks & Rec. Board 11-12-09 and Planning & Zoning Commission 11-17-09. Question: Ayes - All. The Mayor declared the motion carried.

Mike Rommann thanked Council for looking at the water drainage near his property. The waterway on the west side of 2nd Avenue also needs to be cleaned out.

Coordinator Lent reported on: 1) New hotel has closed on the land. Proceeding with the W 11th Street project. 2) Dixon deed to be signed. 3) Met with Rick Ohrt and Jerry Petermeier about flood protection.

The county auditor will be holding a training session on open meetings and public record laws on Dec. 8th.

Good & Welfare: The Holiday Parade was good. Happy Thanksgiving.

There being no further business, the meeting adjourned. Time: 8:22 p.m..

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John R. Watson      Mayor

Attest: \_\_\_\_\_  
Cindy Michael      City Clerk