

Regular Council Meeting June 3, 2009 – 6:00 p.m. The West Burlington City Council met in regular session at 122 Broadway Street with Mayor Trousil presiding. Council members Rod Crowner, Rick Raleigh, Tom Law, Therese Lees and Marc Pilger were present. Public Works Director Randy Fry, Finance Officer Leslie Sattler, Police Lieutenant Frank Newberry, City Administrator Dan Gifford and Development Service Coordinator, Jared Reed were also present.

Lees made a motion, second by Pilger, to approve the Agenda as presented. Roll call vote: Raleigh, Law, Lees, Pilger and Crowner voted aye. Motion carried.

Lees made a motion, second by Pilger, to approve the Consent Agenda as presented. Roll call vote: Law, Lees, Pilger, Crowner and Raleigh voted aye. Motion carried.

1. Minutes of the Regular City Council Meeting on May 20, 2009
2. Minutes from the May 27, 2009 Board of Adjustment
3. Rod Mesecher and Bill Schurk's attendance at the Annual Water Conference
4. Liquor License Renewal for Wal-Mart, 324 W. Agency Rd.
5. Payment to Steve Meyer for Assistance in writing Firefighter Grants
6. Payment to George Oster & Associates for Services related to Cost Share of Emergency Services Analysis
7. Payment to Kiefer Pool Supplies
8. Payment to Cray, Goddard, Miller, Taylor & Chelf for Legal Services
9. Payment to Morning Sun Farm Implement, Inc.
10. Claims as Presented in the amount of \$288,655.79

COMMITTEE REPORTS:

FINANCE – Nothing to report.

UTILITIES – Nothing to report.

STREETS – Public Works Director Fry reported that crews would be working on patching various sections of Huston Street over the next few weeks.

PUBLIC SAFETY – Nothing to report.

SANITATION – Nothing to report.

OTHER STAFF REPORTS: Development Services Coordinator Reed reported that he has been working on nuisance abatement issues throughout town as well as following the new residential construction.

CITIZEN'S INQUIRIES: No comments.

NEW BUSINESS:

Consider the Final Reading of an Ordinance Establishing Garbage Fees for FY 2009/2010 – Lees made a motion, second by Raleigh, to approve the final reading of an Ordinance increasing Garbage Fees from \$8.15 to \$8.40 per month for FY 2009/2010. Roll call vote. Law, Lees, Pilger, Crowner and Raleigh voted aye. Motion carried.

Consider the Final Reading of an Ordinance Establishing Sewer Rates for FY 2009/2010 – Raleigh made a motion, second by Lees, to approve the final reading of an Ordinance increasing Sewer Rates from \$2.57 to \$2.87 per 1,000 gallons of water usage for FY 2009/2010. Roll call vote. Lees, Pilger, Crowner, Raleigh and Law voted aye. Motion carried.

Consider Employee Leave Donation Program – Finance Officer Sattler presented a Resolution authorizing employees to donate unused sick leave to a sick leave bank that could be used by other employees who may have a catastrophic illness. An employee wishing to use sick leave from the sick leave bank must first use all of their own leave before using leave from the bank. This includes any vacation, minor or major sick leave they may have available. Determining what kind of illness is catastrophic would be left to the discretion of the City Administrator. Currently employees are issued 10 minor sick leave days per fiscal year. Any sick leave they have left at the end of the fiscal year is applied to their major sick leave bank. Employees are allowed to accumulate up to 120 hours of major sick leave. Once they have the maximum 120 hours of major sick leave and unused sick leave is lost. The Sick Leave Bank is created by employees voluntarily donating their left over hours that would otherwise be lost. The policy also allows one employee to donate a portion of their vacation to another designated employee.

Administrator Gifford stated that several other City governments have this type of policy in place. Sattler explained that several employees in the Police Department approached the City with a request for such a policy. Crowner asked when the policy would go into effect. Administrator Gifford stated that the policy would go into effect immediately and the sick leave bank would be created on July 1, 2009 from any unused sick leave that would have normally be lost June 30th. Pilger made a motion, second by Law, to approve a Resolution establishing an Employee Leave Donation Program for the City. Roll call vote. Pilger, Crowner, Raleigh, Law and Lees voted aye. Motion carried.

Consider Hiring Land and Water Vegetation Control for Weed Spraying – Lees made a motion, second by Raleigh, to hire Land and Water Vegetation to spray for weeds at the sewer plant, lift stations and in Luer's Park at a cost of \$1,694.15. Roll call vote. Crowner, Raleigh, Law, Lees and Pilger voted aye. Motion carried.

Consider Quote from RICCHIO Inc. to bring the Swimming Pool into Compliance with the Virginia Graeme Baker Pool and Spa Safety Act – Following recent legislation which passed the Virginia Graeme Baker Pool and Spa Safety Act, the City was notified that our swimming pool would be required to meet specific standards related to grating over all suction wells. RICCHIO Inc. has presented a quote of \$5,000 to remove existing grating, create new fiberglass sub-framing, and install new code compliant grating that will meet the Virginia Graeme Baker requirements. In addition to RICCHIO doing the actual work Burbach Aquatics will need to design the retrofit grating that RICCHIO will install. Burbach Aquatics has agreed to design the retrofit grating at a cost of \$990. Lees asked if Burbach was negligent in designing the new pool without the type of grating that was necessary to comply with the new regulations. Administrator Gifford and Mayor Trousil both stated that they had numerous conversations with Burbach concerning that issue, but determined that the new pool was already built when the Virginia Graeme Baker Pool and Spa Safety Act was approved. There being no further discussion Lees made a motion, second by Pilger, to approve the quote from RICCHIO Inc. to provide and install a Virginia Graeme Baker retrofit for the grating of the suction well at a cost of \$5,000. Roll call vote. Raleigh, Law, Lees, Pilger and Crowner voted aye. Motion carried.

Consider Hiring Swimming Pool Maintenance Staff for 2009 – City Administrator Gifford presented a list of three additional employees he would like to hire for the 2009 pool season. These employees will be in charge of daily maintenance at the pool. Lees made a motion, second by Pilger, to approve hiring pool employees as presented. Roll call vote. Law, Lees, Pilger, Crowner and Raleigh voted aye. Motion carried.

OLD BUSINESS: Nothing to discuss

CITIZEN'S INQUIRIES: No comments

MAYOR'S INQUIRIES: No comments

Closed Session – Lees made a motion, second by Raleigh, to go into closed session in accordance with Section 21.5(j) to discuss the purchase of real estate. Mayor Trousil called the closed session to order at 6:25 p.m. Council came out of closed session at 6:42 p.m. Mayor Trousil stated that Council directed City Administrator to contact the City Attorney and direct him to continue negotiations on the purchase of a particular piece of real estate.

ADJOURN: There being no further business, the meeting adjourned at 6:43 p.m. upon motion by Crowner, second by Pilger. Voice vote: All ayes. Motion carried.

June 11, 2009

Approved

Kelly D. Fry

Kelly D. Fry, City Clerk

Hans K. Trousil

Hans K. Trousil, Mayor

CITY OF WEST BURLINGTON
CLAIMS LIST 6/03/09

3E	REPAIR	878.35
ADOLPH KIEFER	SWIMSUITS	2,226.55
AGRINEED	WEED KILLER	362.00
ALLGOOD ANIMAL HOSPITAL	EUTHANASIAS	46.50
AUTOMATIC SYSTEMS	SERVICE CALL	782.40
BARNGROVER GLASS	WEATHERSTRIP	101.43
BAUER BUILT	NEW TIRES	366.96
BROZENE HYDRAULIC	HOSE REPAIR	41.30
BURLINGTON HYDRAULIC	FITTINGS	23.27
UNITED WAY	EE DEDUCTION	3.00
C-CAT	PEST MANGEMENT	42.00
CARQUEST AUTO	AIR ANGLE ERASER	99.99
CHICKEN, TOM	REIMBURSEMENT	393.64
CITY OF BURLINGTON	ANIMAL SHELTER HOUSING	180.57
CLEAR FALLS	COOLER RENT	8.00
COMFORT INN & SUITES	LODGING	81.31
CRAY GODDARD MILLER & TAYLOR	LEGAL SERVICES	1,600.00
CULLIGAN WATER	WATER & DISPENSER RENTAL	24.85
DAVIS RADIOLOGY	PARTIAL SELF FUNDING	2.73
DENNYS AUTO	CAR REPAIR	470.43
DES MOINES CO PUBLIC HEALTH	FOOD LICENSE	67.50
DIAMOND VOGEL.	PAINT	244.95
EMPLOYEE BENEFIT SYSTEM	FLEX	536.02
ELECTRONIC APPLICATIONS	PAGER REPAIRS	617.07
EMPLOYEE DATA	FORMS	26.00
EMS LEARNING RESOURCES CENTER	HEALTHCARE CARDS	52.00
FARMERS & MERCHANTS BANK	MUNICIPAL LOAN	202,715.61
FASTENAL COMPANY	WASHERS & SCREWS	46.15
FEDERAL ELECTRONIC TAX PAY	FEDERAL TAXES	10,782.86
FIVE FLAGS	POOL SUPPLIES	61.00
FRANK MILLARD	FLASHING	80.33
FRENCH-RENEKER-ASSOC	ENGINEERING SERVICES	4,630.22
FRY, RANDY	PARTIAL SELF FUNDING	502.60
GEORGE OSTER & ASSOC,	CONSULTING SERVICES	1,898.40
GIFFORD, DAN	PARTIAL SELF FUNDING	21.38
GRMC	PARTIAL SELF FUNDING	1,059.55
HARMAN GRAPHICS	SIGNS	300.00
HAWK EYE	PUBLIC NOTICE	9.83
HEARTLAND FOOT CARE	PARTIAL SELF FUNDING	108.00
HILLYER CHIROPRACTIC	PARTIAL SELF FUNDING	55.45
HUFFMANS FARM & HOME	STRAPS, EXT. CORDS & MISC EXP.	391.48
HY-VEE #1042	PARTIAL SELF FUNDING	255.27
HY-VEE #1044	PARTIAL SELF FUNDING	623.76
ID AMERICA	ID CARDS	512.00
IDEAL READY MIX	CONCRETE	193.00
IL DEPT OF REVENUE	WITHHELD TAXES	52.03
IPERS	RETIREMENT	5,275.65
IA STATE UNIVERSITY	INSTRUCTOR CLASSES	200.00
JIM'S LOCK & SAFE	LOCK SETS & KEYS	381.00
LAB SAFTEY SUPPLY	BITREX FIT TEST	172.54
MCCABE, CHARLES	TREE REMOVAL	775.00
MCCULLOCH, DEBORAH A.	PARTIAL SELF FUNDING	28.14
MISC VENDOR	UTILITY REFUNDS	38.97
MOELLER, BRADLEY	PARTIAL SELF FUNDING	28.48

MORNING SUN FARM IMPLEMENT	KUBOTA REPAIR	1,868.98
MUNICIPAL EMERGENCY	FACE SHIELD	134.82
MUSICIANS PRO SHOP	MICROPHONE RENTAL	24.50
NEWBERRY, BRAD	REIMBURSEMENT	30.00
NORM'S KOESTNER ELECTRIC	SERVICE CALL	119.60
NORTHERN TOOL & EQUIPMENT	PUMP	278.64
NUPATH	PARTIAL SELF FUNDING	71.00
O'ROUKE PEGGY S.	PARTIAL SELF FUNDING	83.20
OLD DOMINION BRUSH	BROOMS FOR SWEEPER	641.24
POSTMASTER	POSTAGE	321.44
PRAXAIR DISTRIBUTION	SAFETY GLASSES	17.41
QWEST	PHONE SERVICE	189.39
RENTAL SERVICE CORP.	PUMP RENTAL	92.67
S.G. CONSTRUCTION	WATER PROJECT	29,658.05
SANDRY FIRE SUPPLY	VEHICLE WASH	70.00
SATTLER, LESLIE	PARTIAL SELF FUNDING	70.98
SCHNEDEN, JOHN	PARTIAL SELF FUNDING	79.43
SCHUFF, JOHN	REIMBURSEMENT	125.00
SCHWANDT, ELIZABETH	PARTIAL SELF FUNDING	3,538.25
SCC	SUBMIT ROSTER	10.00
SOUTHEASTERN IA MEDICAL	PARTIAL SELF FUNDING	388.00
STANDARD OF BEAVERDALE	STAPLES	50.78
STAPLES	PRINTER, CAMERA, PORT. HARD DRIVE	1,249.00
STEVE MEYER	GRANT WRITING	1,250.00
SUMMIT SUPPLY	SAFETY GLASSES	44.50
TARGET STORES	4TH JULY RAFFLE PRIZES	569.78
TREASURER STATE OF IA	WITHHELD TAXES	1,871.00
TYLER TECHNOLOGIES	BUSINESS LICENSE	2,517.76
VERIZON WIRELESS	PHONE SERVICE	858.99
WALMART	4TH RAFFLE PRIZES & PRINTER	746.89
WEST BURL. PETTY CASH FUND	MISC. EXP.	173.90
WRIGHT EXPRESS	FUEL	1,033.07
001 GENERAL FUND		28,943.69
110 ROAD USE		3,085.57
121 LOCAL OPTION SALE		2,817.76
129 TIF DEBT SERVICE		204,621.64
301 GENERAL OBLIGATION		318.88
600 WATER		34,722.10
610 SEWER		4,875.40
820 MEDICAL INSURANCE		6,903.67
821 FLEX ACCOUNT		536.02
952 4TH OF JULY CELEB		1,831.06
GRAND TOTAL		288,655.79