

TEMPLETON CITY COUNCIL  
MARCH 5, 2012  
7:00 P.M. – TEMPLETON CITY HALL

The Templeton City Council met on this fifth day of March 2012 at 7:00 o'clock p.m. at City Hall, Templeton, Iowa. The meeting was called to order by Mayor Behrens, and the roll was called showing the following named Council Members present and absent:

Present: Jan Wieland, Dave Ramsey, Doyle Engelen, & Mark Bauer  
Absent: Rick Hoffman

Others in attendance: Mayor Ken Behrens  
City Clerk Rhonda Schwaller  
Public Works Director Dale Prebeck  
Joe Behrens  
Bill Prebeck  
City Attorney Robert Peters  
Dan Manatt  
Bryce Bauer  
Stan Romey

Approval of Agenda: A motion was made by Ramsey and seconded by Bauer to approve the agenda. All in favor, motion carried.

Mayor Behrens requested any comments or corrections to be made to the Consent Agenda. A motion was made by Engelen and seconded by Bauer to approve the Consent Agenda. All in favor, motion carried.

1. Approved Minutes from February 6, 2012
2. No Internal Review of City's Financial Records & Assets submitted.
3. Approved January 2012 Treasurer's Report.
  - \$ 24,315.06 revenue
  - \$ 16,898.48 expenditures
  - \$252,245.88 total cash & investments

FUND	RECEIPTS	DISBURSEMENTS
General	\$ 6,646.10	\$ 10,572.10
Road Use Tax	\$ 4,985.68	\$ 0.00
Employee Benefits	\$ 51.73	\$ 0.00
Local Option Tax	\$ 3,624.06	\$ 0.00
TIF	\$ 1,682.18	\$ 0.00
Debt Service	\$ 177.12	\$ 0.00
Water	\$ 5,122.18	\$ 4,746.33
Sewer	\$ 2,011.14	\$ 1,580.05
Certificate of Deposit	\$ 0.00	\$ 0.00
Fire Truck Fund	\$ 14.87	\$ 0.00
<b>Totals</b>	<b>\$ 24,315.06</b>	<b>\$ 16,898.48</b>

- Approval of the Claims for February 2012 as listed:

12399	Aspinwall Cooperative	284.27	gas
12400	Carroll Refuse Service	1,544.73	garbage collection
12401	Mid American Energy	709.08	utilities
12402	Raccoon Valley Electric Coop.	40.00	lagoon service
12403	Templeton Telephone Co.	71.39	telephone & internet service
12404	Lab Safety Supply	10.01	shipping & handling charge
12405	Dale Prebeck	483.00	insurance allowance
12406	Rhonda Schwaller	332.06	insurance allowance
12407	Dale Prebeck	1,345.24	payroll
12408	Dedham American Legion	210.00	flags
12409	Void		
12410	Void		
12411	Manning Municipal Gas Dept.	458.05	utilities
12412	U.S. Cellular	55.02	cell phone
12413	West Central IA Rural Water	2,159.25	747,000 gallons used

12414	Postmaster	51.84	postage
12415	Dale Prebeck	1,345.23	payroll
12416	Rhonda Schwaller	1,622.46	payroll
12417	IPERS	807.89	retirement fund
ACH	Templeton Savings Bank	1,556.21	February 2012 941 tax pymt.
12418	Manning Regional Healthcare	31.00	D. Prebeck random lab work
12419	Stone Printing	9.84	misc. supplies
12420	The Office Stop	154.39	misc. supplies
12421	Brandi Bueltel	90.00	2011 summer rec. hours
12422	Rye Supply, Inc.	18.74	UPS charges
12423	Daily Times Herald	17.04	FY 2012/2013 budget publication
12424	Cardmember Services	291.46	2 computer monitors
12425	Iowa Assn of Municipal Util.	375.32	2012/2013 dues
12426	Postmaster	44.00	box rent
12427	Jerry Meiners	30.00	February snow removal

Citizen Forum: None

Dan Manatt and Bryce Bauer updated the council on the status of the Templeton documentary. A rough cut of the documentary is complete and was sent to Iowa Public Television (IPTV). IPTV has indicated they are interested in showing the documentary if it meets their standards. Dan & Bryce are meeting with IPTV on Tuesday, March 6, 2012. Dan is confident, having sold a documentary to Iowa Public Television before, that the historical and production quality of the documentary will meet their standards. Dan also recommended the city of Templeton consider in the future an online website museum of the documentary, the interviews, documents, and photos – a digital home for all this information.

Council discussed the vacation and closing of part of Industrial Road north from the corner of Industrial Road and East Third Street. Council requested City Attorney Robert Peters proceed with the formal procedure for vacating and closing a portion of Industrial Road and contact Myron Daringer from JEO Consulting Group for the legal description.

Council discussed starting storm sewer project along 4<sup>th</sup> Avenue and requested City Clerk Schwaller to amend fiscal year budget 2011/2012.

Council discussed lift station electrical and pump project in the TADC 3<sup>rd</sup> Addition and requested City Clerk Schwaller to contact Attorney John Danos from Dorsey and Whitney to start paperwork for internal advance resolution to use TIF collections to pay for the project.

Council discussed final two-year warranty letter dated February 3, 2012 received from JEO Consulting Group for the TADC 3<sup>rd</sup> Addition Sanitary Sewer and Lift Station project constructed by General Excavating. Public Works Director Prebeck reported he did not see any standing water in the lift station since General Excavating fixed the manhole lid. He will continue to monitor. Two-year warranty period expires on April 7, 2012.

Council Member Ramsey introduced and made a motion approving the adoption of Resolution #979-12 authorizing the destruction of certain city records, seconded by Wieland. Roll call taken.

Ayes: Engelen, Ramsey, Wieland, & Bauer  
Nays: None

Whereupon, Mayor Behrens declared the motion duly carried and Resolution #979-12 passed.

**RESOLUTION #979-12**

**A RESOLUTION AUTHORIZING THE DESTRUCTION OF CERTAIN CITY RECORDS**

**WHEREAS**, the Templeton City Council has established a records management program to manage the volume of municipal records from creation to ultimate deposition; and

**WHEREAS**, at the end of each fiscal year certain city records have met the required retention period; and

**WHEREAS**, under Iowa Code the city is no longer required to maintain these records;

**NOW THEREFORE, BE IT RESOLVED** by the Templeton City Council, Templeton, Iowa that the City Clerk is authorized to destroy certain city records as listed on the attached Destruction Certificate 2012 in accordance with law and the city's record retention policy.

**PASSED AND APPROVED ON THIS 5th day of March, 2012.**

CITY OF TEMPLETON

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Ken F. Behrens, Mayor

ATTEST:

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Rhonda Schwaller, City Clerk

**Destruction Certificate 2012**

<b><u>Record Title</u></b>	<b><u>Date Range</u></b>	<b><u>Method of Destruction</u></b>
State Motor Vehicle Fuel Tax Refunds	07/01/2004 thru 6/30/2006 Fire Department	Shred
State Motor Vehicle Fuel Tax Refunds	07/01/2004 thru 6/30/2006 City of Templeton	Shred
Water Meter Reading Sheets	January 2001 thru July 2004	Shred
Treasurer's Report	2004, 2005, 2006	Shred
Expense Invoices, Bills & Statements & Computer Payment Register	2000 & 2001	Shred
Checking Deposit Books/Copies #17-003-1	2004 thru 2006	Shred
Council Agendas	2004 , 2005, 2006	Shred
Cigarette Permits The Still	8/2/2004 thru 6/30/2005	Shred
Road Use Reports	2005 & 2006	Shred
Council Meeting Information Packets	2006	Shred

Accts. Payable Invoices & Stmts.	2000 & 2001	Shred
Random Drug/Alcohol Selection		Shred
Selection	2002 thru 2006	
Custody & Control Forms	2000 thru 2002	
Results of Controlled Substance Test	1997 thru 2005	
Letters to Area Funeral Homes regarding Cemetery Sexton Fee	2002	Shred
Past Due Letters & Disconnect Notices	2006 thru 2009	Shred
Liquor License		
Sacred Heart Church	2006	Shred
Templeton Community Betterment	2005	Shred
Pesticide Applicator License	2000 thru 2006	Shred
Street Repairs - Seal Coat	1990 thru 2005	Shred
Water Loss Report	2000 thru 2001	Shred
State Sales Tax Report	1993 thru 2006	Shred
State Withholding Report	1980 thru 2002	Shred
941 Federal Tax Deposit Coupon Books	1995 thru 2006	Shred
941 Employers Qtrly Federal Return	1994 thru 2004	Shred
Iowa Workforce Employer's Contribution & Payroll Report (SUTA)	1992 thru 2006	Shred
Receipt Register Book	July 26, 1989 - Aug 24, 1998	Shred

Council reviewed investment policy. Council Member Ramsey introduced and made a motion to approve Resolution #980-12 adopting a policy for the investment of public funds for the City of Templeton, Iowa, seconded by Engelen. Roll call taken:

Ayes: Ramsey, Wieland, Engelen, & Bauer

Nays: None

Mayor Behrens declared motion carried and declared Resolution #980-12 passed.

**Resolution #980-12**

**A RESOLUTION ADOPTING A POLICY FOR THE INVESTMENT OF PUBLIC FUNDS FOR THE CITY OF TEMPLETON, IOWA.**

**WHEREAS**, the City is permitted under the State of Iowa law to invest its funds in various classes of securities; and

**WHEREAS**, there is a need to clearly define the criteria for operation of the City's investment portfolio; and

**WHEREAS**, the primary objective of the Investment Policy is to establish a conservative set of investment criteria that will prudently protect the City's assets and enable the City to generate a fair rate of return; and

**NOW THEREFORE, BE IT RESOLVED**, the Templeton City Council approves and adopts the attached Investment Policy.

**PASSED AND APPROVED** by the Templeton City Council on this 5<sup>th</sup> day of March, 2012.

CITY OF TEMPLETON

\_\_\_\_\_  
Ken F. Behrens, Mayor

ATTEST:

\_\_\_\_\_  
Rhonda Schwaller, City Clerk

**CITY OF TEMPLETON  
INVESTMENT POLICY**

**SECTION 1. SCOPE OF INVESTMENT POLICY**

The Investment Policy of the City of Templeton shall apply to all operating funds, bond proceeds and other funds accounted for in the financial statements of the City of Templeton. All investments shall be made in accordance with this written Investment Policy.

The investment of bond funds or sinking funds shall comply not only with this Investment Policy, but also be consistent with any applicable bond resolution.

This Investment Policy is intended to comply with Iowa Code Chapter 12B and 12C.

Upon passage and upon future amendment, if any, copies of this Investment Policy shall be delivered to the following:

1. The governing body or officer of the City of Templeton to which the Investment Policy applies.
2. All depository institutions or fiduciaries for public funds of the City of Templeton.
3. The auditor engaged to audit any fund of the City of Templeton.

## **SECTION 2. DELEGATION OF AUTHORITY**

In accordance with Iowa Code section 12B.10 (1), the responsibility for conducting investment transactions resides with the City Clerk of the City of Templeton. Only the City Clerk and those authorized by resolution may invest public funds and a copy of any empowering resolution shall be attached to this Investment Policy.

The records of investment transactions made by or on behalf of the City of Templeton are public records and are the property of the City of Templeton whether in the custody of a fiduciary or other third party.

The City Clerk shall establish a written system of internal controls and investment practices. The controls shall be designed to prevent losses of public funds, to document those officers and employees of the City of Templeton responsible for elements of the investment process and to address the capability of investment management.

## **SECTION 3. OBJECTIVES OF INVESTMENT POLICY**

The primary goals of investment prudence, in order of priority, shall be the following:

1. **Safety:** Safety and preservation of principal.
2. **Liquidity:** Maintaining the necessary liquidity to match expected liabilities.
3. **Return:** Obtaining a reasonable return.

## **SECTION 4. PRUDENCE**

The City Clerk of the City of Templeton, when investing or depositing public funds shall exercise the care, skill, prudence and diligence under the circumstances then prevailing that a person acting in a like capacity and familiar with such matters would use to attain the Section 3 investment objectives. This standard requires that when making investment decisions, the City Clerk shall consider the role that the investment or deposit plays within the portfolio of assets of the City of Templeton and the investment objectives stated in Section 3.

## **SECTION 5. INSTRUMENTS ELIGIBLE FOR INVESTMENT**

Assets of the City of Templeton may be invested in the following:

1. Interest bearing savings accounts, interest bearing money market accounts, and interest bearing checking accounts at any bank, savings and loan association or credit union in the State of Iowa. Each financial institution shall be properly declared as a depository by the governing body of the City of Templeton. Deposits in any financial institution shall not exceed the amount approved by the governing body of City of Templeton.
2. Certificates of deposit and other evidences of deposit at federally insured Iowa depository institutions approved pursuant to Iowa Code chapter 12C.
3. Obligations of the United States Government, its agencies and instrumentalities.
4. Iowa Public Agency Investment Trust (IPAIT).

All instruments eligible for investment are further governed by all other provisions of this Investment Policy, including Section 7 Investment Maturity Limitations and Section 8, Diversification Requirements.

## **SECTION 6. PROHIBITED INVESTMENTS AND INVESTMENT PRACTICES**

Assets of the City of Templeton shall not be invested in the following:

1. Reverse repurchase agreements.
2. Futures and options contracts.

Assets of the City of Templeton shall not be invested pursuant to the following investment practices:

1. Trading of securities for speculation or the realization of short-term trading gains.

**SECTION 7. INVESTMENT MATURITY LIMITATIONS**

Operating funds must be identified and distinguished from all other funds available for investment. Operating funds are defined as those funds which are reasonably expected to be expended during a current budget year or within fifteen months of receipt.

All investments authorized in Section 5 are further subject to the following investment maturity limitations:

1. Operating funds may only be invested in instruments authorized in Section 5 of this Investment Policy that mature within three hundred ninety-seven (397) days or less and which are authorized by law for investments for the City of Templeton.
2. The City Clerk may invest funds of the City of Templeton that are not identified as operating funds in investments with maturities longer than three hundred ninety-seven days (397) days. However, all investments of the City of Templeton shall have maturities that are consistent with the needs and use of the City of Templeton.

**SECTION 8. DIVERSIFICATION**

Investments of the City of Templeton will be deposited in commercial banks in the State of Iowa that are on the most recent Approved Bank list.

**SECTION 9. SAFEKEEPING AND CUSTODY**

All invested assets of the City of Templeton involving the use of public funds custodial agreement, as defined in Iowa Code section 12B.10, shall comply with all rules adopted pursuant to Iowa Code section 12B.10C. All custodial agreements shall be in writing and shall contain a provision that all custodial services be provided in accordance with the laws of the state of Iowa.

**SECTION 10. ETHICS AND CONFLICT OF INTEREST**

The City Clerk and all officers and employees of the City of Templeton involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

**SECTION 11. REPORTING**

The City Clerk shall submit an investment report. The investment report shall set out the current portfolio in terms of maturity, rates of return and other features.

**SECTION 12. INVESTMENT POLICY REVIEW AND AMENDMENT**

This Investment Policy shall be reviewed every two (2) years or more frequently as appropriate. Notice of amendments to the Investment Policy shall be promptly given to all parties noted in Section 1.

**PASSED AND APPROVED** by the Templeton City Council on this 5<sup>th</sup> day of March, 2012.

City of Templeton

\_\_\_\_\_  
Ken F. Behrens  
Mayor

ATTEST:

\_\_\_\_\_  
Rhonda Schwaller  
City Clerk

Council reviewed Sign Maintenance and Retro-reflectivity policy for the City of Templeton, Iowa. Council Member Bauer introduced and made a motion to approve Resolution #981-12 adopting the implementation of a Sign Maintenance and Retro-Reflectivity policy, seconded by Engelen. Roll call taken:

Ayes: Bauer, Engelen, Ramsey, & Wieland  
Nays: None

Mayor Behrens declared motion carried and declared Resolution #981-12 passed.

**Resolution #981-12**

**A RESOLUTION TO IMPLEMENT A SIGN MAINTENANCE & RETRO-REFLECTIVITY POLICY FOR THE CITY OF TEMPLETON, IOWA.**

**WHEREAS**, the federal traffic sign standards requires the city of Templeton to implement a traffic sign maintenance program and to begin meeting new minimum sign retro-reflectivity requirements for all city traffic signs;

**WHEREAS**, to promote safety and efficiency, Federal Highway Administration maintains basic standards and compliance for traffic signs;

1. Establish and implement a sign maintenance program addressing the minimum sign retro-reflectivity requirements; and
2. Meet new minimum retro-reflectivity requirements for traffic signs by January 2015 including all red or white “regulatory” signs (such as STOP and Speed Limit signs), yellow “warning” signs, and green/white “guide” signs; and
3. Meet new minimum retro-reflective requirements for all street name signs by January 2018.

**WHEREAS**, the city of Templeton will devote resources available to retain the visibility and legibility of traffic signs, as well as ensure signs remain properly mounted and in good working condition;

**NOW THEREFORE, BE IT RESOLVED**, the Templeton City Council approves the attached Sign Maintenance & Retro-Reflectivity Policy.

**PASSED AND APPROVED** by the City Council of the City of Templeton, Iowa on this 5<sup>th</sup> day of **March, 2012**.

CITY OF TEMPLETON

\_\_\_\_\_  
Ken F. Behrens, Mayor

ATTEST:

\_\_\_\_\_  
Rhonda Schwaller, City Clerk

## Sign Maintenance & Retro-Reflectivity Policy

### **I. PURPOSE**

The purpose of the City of Templeton's Sign Retro-reflectivity Policy is to establish and maintain uniform practices as required in the current Manual on Uniform Traffic Control Devices (MUTCD) to establish and implement a sign assessment or management method to maintain minimum levels of sign retro-reflectivity on city streets.

### **II. OBJECTIVE**

The City of Templeton will provide traffic operations maintenance in a safe and cost-effective manner balancing the needs of safety for road users and pedestrians with city personnel, budget, and social, economic and environmental concerns. It is in the city's best interest to have traffic operations and maintenance procedures. Because of variables in weather, traffic issues, changing driver demographics, road design, standards and other factors, these procedures must remain flexible. The city may use city personnel or outside individuals to provide this service.

### **III. SIGN MAINTENANCE**

This policy statement describes the evaluation and assessment method used by the City of Templeton for the general maintenance of traffic signage and adequate sign retro-reflectivity. The method described herein consists of routine daytime reviews for post or sign misalignment, damage, theft or deterioration and a nighttime annual visual assessment of all signs in a specified area to assure adequate retro-reflectivity. City staff travel the streets of Templeton to and from specific work assignments each work day and are instructed to report any apparent problems (i.e. vision obstruction, vandalism, collision damage or substandard appearing traffic control devices) immediately to the Public Works Director where a maintenance work order for any needed repairs will be initiated.

#### **A. SIGN RETRO-REFLECTIVE MANAGEMENT METHOD**

To ensure continued compliance with minimum retro-reflectivity requirements in accordance with the Second Edition of the 2003 MUTCD – Section 2A.09, the City of Templeton adopts the "Visual Nighttime Inspection Method and the Consistent Parameters Procedure as our technique for maintaining sign retro-reflectivity levels.

Consistent Parameters Procedure:

1. Annual nighttime inspections.
2. Use a full-size sport utility vehicle (SUV) or pick-up truck to conduct the inspection.
3. Use a model year 2000 or newer vehicle for the inspection to maintain adequate headlight to driver separation.
4. Use an inspector age 60 or older as per Federal Highway Administration (FHWA) guidelines. Training courses are available at many Local Technology Assistance Program (LTAP) centers. <http://www.ltapt2.org>.
5. Vehicle will be operated at normal roadway speeds, under average weather conditions (clear nights, when there is no rain or fog) using only low-beam headlight intensity.
6. Vehicle's interior lights should remain off during sign inspection. Use a pen light for recording the results of the inspection.
7. Signs will be inspected in the travel lane.
8. The sign determination is based on the inspector's judgment. The inspector will rate each sign using an adequate, marginal, or fail rating system. The results will be documented on either a printed or a computer database. A repair work order will be generated from the inventory results and sub-standard signs will be replaced in a timely manner.

**PASSED AND APPROVED** by the Templeton City Council on this 5<sup>th</sup> day of March, 2012.

City of Templeton

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Ken F. Behrens  
Mayor

ATTEST:

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Rhonda Schwaller  
City Clerk

At 7:46 p.m. Mayor Behrens opened the public hearing for fiscal year July 1, 2012 through June 30, 2013 budget estimates. Mayor Behrens asked for comments or discussion on the proposed budget. No written or oral objections were heard on the budget from the public. At 7:47 p.m. Mayor Behrens closed the public hearing. Taxable valuations went from \$12,093,971 to \$12,877,904 an increase of \$783,933. Agricultural valuations went from \$74,792 to \$81,928 an increase of \$7,136. The total tax levy per \$1,000 valuation on regular property for fiscal year 2012/2013 is \$11.59989: \$8.10 is the regular general levy, \$0.13500 opr. & maint. of city owned civic center, \$0.67570 liability, property & self-insurance cost levy, \$0.27000 emergency special levy, \$0.90474 FICA & IPERS special levy, \$1.51445 debt service levy. The 20% property tax relief from local option sales tax was reflected in the liability, property & self-insurance levy. The estimated tax rate levy per \$1,000 on agricultural land is \$3.00375. Council Member Bauer introduced and made a motion to approve Resolution #982-12 setting budget estimates for fiscal year 2012/2013, seconded by Wieland. City Clerk Schwaller will make filings as required by law and set in clerk's books in accordance with the summary and details as presented. Roll call taken:

Ayes: Wieland, Engelen, Ramsey, & Bauer  
Nays: None

Mayor Behrens declared motion carried and declared Resolution #982-12 passed.

### **RESOLUTION #982-12**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLETON, IOWA,  
ADOPTING THE ANNUAL BUDGET FOR FISCAL YEAR JULY 1, 2012 THROUGH JUNE 30,  
2013.

BE IT RESOLVED, by the City Council of the City of Templeton, Iowa:

The annual budget for fiscal year July 1, 2012 through June 30, 2013 as set forth in the Budget Summary and in the detailed budget in support thereof showing the revenue estimates and appropriation expenditures and allocations to programs and activities for said fiscal year is adopted, and the clerk is directed to make the filings required by law and to set up the books in accordance with summary and details adopted.

PASSED and ADOPTED this 5<sup>th</sup> day of March, 2012.

**Roll call vote – Ayes:** Jan Wieland  
Doyle Engelen  
Dave Ramsey  
Mark Bauer

**Nays:** None

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Ken F. Behrens  
Mayor – City of Templeton

Attest: \_\_\_\_\_  
Rhonda Schwaller  
Templeton City Clerk

I hereby certify that the foregoing constitutes a true and complete copy of a resolution duly adopted by the City Council of the City of Templeton, at a regular meeting held on March 5, 2012, at which the following council members were present: Jan Wieland, Dave Ramsey, Mark Bauer & Doyle Engelen and the following council member was absent: Rick Hoffman.

I further certify that Council Member Bauer introduced said resolution and moved its adoption, seconded by Council Member Wieland.

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Rhonda Schwaller  
City Clerk

**Resolution #982-12**

Form 631.1

**NOTICE OF PUBLIC HEARING  
 BUDGET ESTIMATE**

FISCAL YEAR BEGINNING JULY 1, 2012 - ENDING JUNE 30, 2013

City of Templeton, Iowa

The City Council will conduct a public hearing on the proposed Budget at City Council Chambers  
 on 03/05/2012 at 7:00 p.m.

The Budget Estimate Summary of proposed receipts and expenditures is shown below.  
 Copies of the the detailed proposed Budget may be obtained or viewed at the offices of the Mayor,  
 City Clerk, and at the Library.

The estimated Total tax levy rate per \$1000 valuation on regular property . . . 11.59989

The estimated tax levy rate per \$1000 valuation on Agricultural land is . . . . 3.00375

At the public hearing, any resident or taxpayer may present objections to, or arguments in favor of,  
 any part of the proposed budget.

712-669-3443  
 phone number

Rhonda Schwaller  
 City Clerk/Finance Officer's NAME

		Budget FY 2013	Re-est. FY 2012	Actual FY 2011
		(a)	(b)	(c)
<b>Revenues &amp; Other Financing Sources</b>				
Taxes Levied on Property	1	131,610	125,692	121,723
Less: Uncollected Property Taxes-Levy Year	2	0	0	0
<b>Net Current Property Taxes</b>	<b>3</b>	<b>131,610</b>	<b>125,692</b>	<b>121,723</b>
Delinquent Property Taxes	4	0	0	0
TIF Revenues	5	43,526	42,918	42,123
Other City Taxes	6	43,009	40,579	41,918
Licenses & Permits	7	1,063	1,213	933
Use of Money and Property	8	4,250	5,500	1,531
Intergovernmental	9	35,500	34,100	40,456
Charges for Services	10	115,075	117,900	110,692
Special Assessments	11	0	0	0
Miscellaneous	12	250	225	1,431
Other Financing Sources	13	140,649	98,344	101,720
<b>Total Revenues and Other Sources</b>	<b>14</b>	<b>514,932</b>	<b>466,471</b>	<b>462,527</b>
<b>Expenditures &amp; Other Financing Uses</b>				
Public Safety	15	10,817	13,972	9,900
Public Works	16	142,737	159,732	101,048
Health and Social Services	17	2,450	2,450	2,733
Culture and Recreation	18	24,938	23,389	4,560
Community and Economic Development	19	35,235	5,700	14,545
General Government	20	67,820	72,356	56,945
Debt Service	21	71,989	57,551	64,337
Capital Projects	22	0	0	0
<b>Total Government Activities Expenditures</b>	<b>23</b>	<b>355,986</b>	<b>335,150</b>	<b>254,068</b>
Business Type / Enterprises	24	92,609	86,102	74,375
<b>Total ALL Expenditures</b>	<b>#</b>	<b>448,595</b>	<b>421,252</b>	<b>328,443</b>
Transfers Out	27	131,749	89,444	101,216
<b>Total Expenditures/Transfers Out</b>	<b>#</b>	<b>580,344</b>	<b>510,696</b>	<b>429,659</b>
<b>Excess Revenues &amp; Other Sources Over</b>				
<b>(Under) Expenditures/Transfers Out</b>	<b>#</b>	<b>-65,412</b>	<b>-44,225</b>	<b>32,868</b>
<b>Continuing Appropriation</b>		<b>0</b>	<b>0</b>	
Beginning Fund Balance July 1	30	219,067	263,292	230,424
<b>Ending Fund Balance June 30</b>	<b>31</b>	<b>153,655</b>	<b>219,067</b>	<b>263,292</b>

Joe Behrens reported a community meeting is scheduled for Sunday, March 25, 2012 at 10:30 a.m. at the Sacred Heart School Gym to discuss the planned remodeling of the former Sacred Heart School into the Templeton Community Center. The planning committee and architect for the project will present the full plan for the project as well as project costs and fundraising efforts, and will be available to answer questions on the projects. Joe requested the Sacred Heart Finance Board and Parish Directors be placed on the April 2, 2012 council agenda to discuss the city purchasing the school.

Joe Behrens also reported on Monday, February 27, 2012 a community meeting and open house was hosted by Templeton Rye Spirits at the Sacred Heart School cafeteria to announce a gift to the community and introduce their business partner Vern Underwood of California. Templeton Rye Spirits, LLC announced their intention to donate \$25,000 each year over a 10 year period for a total pledge of \$250,000 to the City of Templeton for the rehabilitation of the former Sacred Heart School. Council reviewed Pledge Agreement between Templeton Rye Spirits, LLC and the City of Templeton.

Council Member Engelen introduced and made a motion to approve Resolution #983-12 – a Resolution acknowledging and accepting the Pledge Agreement between Templeton Rye Spirits, LLC and the City of Templeton for funds to be used to renovate and convert the former Sacred Heart School located in Templeton, Iowa into a Templeton Community Center, seconded by Bauer. Clerk takes roll call:

Ayes: Engelen, Bauer, Ramsey, & Wieland

Nays: None

Whereupon, the Mayor declared the resolution duly adopted, as hereinafter set out.

#### **RESOLUTION NO. 983-12**

**A Resolution acknowledging and accepting the Pledge Agreement between Templeton Rye Spirits, LLC and the City of Templeton for funds to be used to renovate and convert the former Sacred Heart School located in Templeton, Iowa into a Templeton Community Center.**

**WHEREAS**, the members of the Sacred Heart Church Financial Board and its Financial Directors approached the City of Templeton in regards to a real estate proposal for the Sacred Heart School Building and surrounding school property;

**WHEREAS**, for the consideration of \$1.00 the Sacred Heart School building and the real estate to the south of said school building (including the ball diamond) to 4<sup>th</sup> Street would be sold to the City of Templeton for the development of a community center facility;

**WHEREAS**, the Sacred Heart School was constructed in 1964 and served area students until 2003, at which time Holy Trinity School was merged into the Kuemper Catholic School system. Since its construction, the building (primarily gymnasium and cafeteria) has always been used as a de-facto community center, although it was and still is owned by the Sacred Heart Church;

**WHEREAS**, after the Sacred Heart School officially closed in 2003, the building slowly began to see more use for various community and recreational functions by the community. Because there is no other facility in Templeton that can accommodate large events or functions, there is a common realization that the school building is a tremendous asset for the community, but improvements need to be made;

**WHEREAS**, a committee was set up that included representatives from the City of Templeton, the Templeton Area Development Corporation, the Templeton Community Betterment Association, and the Sacred Heart Parish (“the Committee”) to formulate a plan for redevelopment of the building with a goal of establishing the building into a true Templeton Community Center;

**WHEREAS**, the Committee has met numerous times to discuss the project. Several firm goals and objectives were established. The city understands that the project requires significant financial funds from many different sources. The primary source of funding for this project would be current and past residents and businesses of the Templeton area who will be asked to contribute to the project through a capital campaign which may take several years to raise all the necessary funds to get this magnitude of a project completed. The Committee and the City of Templeton realize the significant investment that will be necessary in order to complete this project and will depend on individuals and/or businesses’ to honor their pledge agreements;

**WHEREAS**, there is a pledge agreement between Templeton Rye Spirits, LLC and the City of Templeton, Iowa in support of the implementation of the project goal of the Templeton Community Center, copy of which is attached hereto;

**NOW THEREFORE, BE IT RESOLVED**, by the City Council of the City of Templeton, Iowa that the Templeton Rye Spirits, LLC's Pledge Agreement is hereby acknowledged and accepted and the Mayor and Clerk are hereby authorized to execute the pledge agreement on behalf of the city.

**ADOPTED AND PASSED BY THE CITY COUNCIL OF THE CITY OF TEMPLETON, IOWA, this 5th day of March 2012.**

CITY OF TEMPLETON, IOWA

BY: \_\_\_\_\_  
Ken F. Behrens, Mayor

ATTEST:

BY: \_\_\_\_\_  
Rhonda Schwaller, City Clerk

### PLEDGE AGREEMENT

This pledge agreement ("Agreement") is made as of this 27<sup>th</sup> day February, 2012, by and between Templeton Rye Spirits, LLC ("TRS"), an Iowa limited liability company, and the City of Templeton, Iowa, ("Templeton"). TRS and Templeton are jointly referred to herein as the "Parties".

**WHEREAS**, TRS desires to make a pledge to the City of Templeton ("Templeton") upon the terms and conditions provided in this Agreement, and

**WHEREAS**, Templeton desires to accept said pledge upon the terms and conditions provided in this Agreement.

**NOW, THEREFORE**, for good and valuable consideration, TRC and Templeton agree as follows:

1. **Pledge.** Subject to the provisions of this Agreement, TRS hereby pledges to pay to Templeton, for the purposes set forth in Section 3 hereof, the sum of \$250,000 (the "Pledge"). The Pledge shall be payable by TRS to Templeton in 10 equal annual installments of \$25,000 each (the "Pledge Installments"), payable on or before the 1<sup>st</sup> day of March.
2. **Discretion of TRS.** TRS may, in its sole and absolute discretion, suspend, discontinue or terminate one or more of the Pledge Installments by giving Templeton written notice of its intention so to do. In such event, Templeton acknowledges and agrees that it shall have no recourse, legal or equitable, against TRS.
3. **Purpose of Pledge.** Unless otherwise approved by TRS in writing, all funds paid by TRS to Templeton pursuant to the Pledge shall be used exclusively by Templeton for the purpose of rehabilitating and converting the former Sacred Heart School located in Templeton, into a community center in accordance with plans and permits approved by Templeton and other applicable authorities (the "Community Center").
4. **Indemnity by Templeton.** Templeton hereby agrees to defend, indemnify and hold TRS harmless from and against any breach of this Agreement by Templeton as well as any and all claims or causes of action asserted by third parties arising out of, or in any way related to, the permitting, planning, use, improvement or construction of the Community Center.
5. **Representations and Warranties.**
  - (a) TRS and Templeton warrant and represent, each to the other, that upon execution and delivery of this Agreement, this Agreement shall constitute the valid and binding obligation of the Party on whose behalf it is executed and delivered, enforceable in accordance with its terms.
  - (b) In addition, Templeton warrants and represents to TRS that the Community Center shall be permitted, planned, improved and constructed in accordance with all applicable federal, state and local laws, statutes and ordinances.

6. **Condition Precedent to Validity of Agreement.** This Agreement shall not be binding upon either party unless and until executed by a duly authorized officer of the party who is sought to be bound. This Agreement may be executed in counterparts, each of which shall be deemed to be an original and all of which, when taken together, constitute one agreement.
7. **Successors and Assigns.** This Agreement shall be binding upon the successors in interest of TRS. This Agreement may not be assigned by either Party hereto without the written consent of the other Party.
8. **Governing Law.** This Agreement shall be construed and interpreted in accordance with the laws of the State of Iowa.

Executed as of the date first above written at Templeton, Iowa.

City of Templeton

Templeton Rye Spirits, LLC

\_\_\_\_\_  
Name: Ken F. Behrens  
Title: Mayor

\_\_\_\_\_  
Name: Scott Bush  
Title: President

Attest:

\_\_\_\_\_  
Name: Rhonda Schwaller  
Title: City Clerk

Clerk's Report:

- Templeton Savings Bank agreed to lower interest rate on general obligation bond #3042 and #21022 from 3.90% to 3.20%.
- Introduction to Planning & Zoning workshop for local officials on Wednesday, April 4, 2012 at the Carrollton Inn, Carroll, Iowa.
- Request for Proposal for a new computer at City Hall and refurbishing the City's current computer to relocate to Public Works Department was emailed to the following:
  - Engelen Computers, Templeton, Iowa
  - Computer Concepts, Carroll, Iowa
  - Computer Repairs, Carroll, Iowa
- Iowa League of Cities Municipal Leadership Academy Part Three will be held in April at different locations around the State of Iowa.

Maintenance Report:

- Will be repairing underground wire that powers sewer lagoon flow meter.
- Will be posting load limit signs.
- West Ridge lots for sale sign fell down. Will be relocating sign.

Mayor's Report:

- Annual meeting of the membership of the West Central Iowa Rural Water Association on Thursday, March 15, 2012 at 7:30 p.m. at the Aspinwall Community Building.
- Notified by Mid American Energy they will be in Templeton trimming trees.
- Myron Daringer contacted Tiffany Schaak from International Fidelity Company by email on February 6, 2012, February 22, 2012 and March 5, 2012 requesting she contact him to discuss low spot in grading that was performed by Negus & Sons. Tiffany has not responded back. Council requested City Attorney Robert Peters contact International Fidelity Company regarding this matter.

At 9:05 o'clock p.m. and with no further business before the council at that time, they agreed to adjourn. Bauer moved to adjourn and Engelen seconded the motion. All voted aye, motion carried.

\_\_\_\_\_  
Ken F. Behrens, Mayor

\_\_\_\_\_  
Rhonda Schwaller, City Clerk