

TEMPLETON CITY COUNCIL
OCTOBER 5, 2020
7:00 P.M. TEMPLETON CITY HALL

The Templeton City Council met on this fifth day of October 2020 at 7:00 p.m. at City Hall, Templeton, Iowa. Meeting was called to order by Mayor Behrens, and the roll was called showing the following named Council Members present and absent:

Present: Doyle Engelen, Dave Ramsey, Joe Irlbeck, & Mark Bauer

Absent: Kelli Morrow

Others in attendance: Mayor Ken Behrens, City Clerk Rhonda Schwaller, Public Works Dale Prebeck, Jordon Kappos, Rich Eggers, Max Poland, Alec Ely, & Matt Wendl.

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

Discussion held with representatives from Iowa Legendary Rye regarding results of wastewater sample. Council recommended Iowa Legendary Rye take another wastewater sample, deliver draw within 24 hours to a testing laboratory of their choice to analyze, and provide City with test results. Test results will be forwarded to City's engineer to review and analyze the effect on the City's wastewater system.

At 7:17 p.m. Mayor Behrens opened public hearing on the matter of the adoption of plans, specifications, form of contract and estimate of cost for the construction of certain public improvements described in general as "Outfall Sanitary Sewer Rehabilitation". The Mayor called for any oral objections to the adoption of the plans, specifications, form of contract and estimate of cost. No oral objections were offered, and the Clerk reported that no written objections thereto had been filed. Mayor Behrens closed the public hearing at 7:18 p.m. The Council took up and considered the proposed Outfall Sanitary Sewer Rehabilitation. Council Member Ramsey introduced the following Resolution entitled "Resolution Adopting Plans, Specifications, Form of Contract, and Estimate of Cost", and moved its adoption, seconded by Council Member Bauer. 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: Engelen, Ramsey, Irlbeck, & Bauer

Nays: None

Whereupon, the Mayor declared the said motion duly carried and the said resolution adopted, as follows:

**RESOLUTION NO. 1267-20
RESOLUTION ADOPTING PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND
ESTIMATE OF COST**

WHEREAS, on the 5th day of October 2020, plans, specifications, form of contract, and estimate of cost were filed with the office of the City Clerk for the construction of certain public improvements described in general as "**Outfall Sanitary Sewer Rehabilitation**"; and

WHEREAS, notice of hearing on plans, specifications, form of contract, and estimate of cost for said public improvements was published as required by law:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TEMPLETON, IOWA.

Section 1. That the plans, specifications, form of contract, and estimate of cost are hereby approved as the plans, specifications, form of contract, and estimate of cost for said public improvements, as described in the preamble of this Resolution.

PASSED AND APPROVED, this 5th day of October 2020.

Ken F. Behrens, Mayor

ATTEST:

Rhonda Schwaller, City Clerk

The Mayor announced that bids for the construction of the Outfall Sanitary Sewer Rehabilitation project had been received, opened and read by Jordan Kappos at 2 o'clock p.m., at the office of the Engineer, on September 30, 2020, and that this was the time and place set for the consideration of such bids.

Thereupon, the City Clerk reported the results of the bidding, and the Project Engineers made their recommendations thereon to the Council. The bids received for the construction of the Outfall Sanitary Sewer Rehabilitation project are as follows:

<u>Name and Address of Bidder</u>	<u>Amount of Bid</u>
Municipal Pipe Tool Co., LLC 515 5 th Street P.O. Box 398 Hudson, Iowa 50643	\$144,984.00
Visu-Sewer, Inc. W230 N4855 Betker Drive Pewaukee, Wisconsin 53072	\$147,943.00
Insituform Technologies USA, LLC 17988 Edison Avenue Chesterfield, Missouri 63005	\$248,792.10

Council Member Irlbeck introduced the following Resolution entitled “RESOLUTION AWARDING CONTRACT FOR THE OUTFALL SANITARY SEWER REHABILITATION PROJECT” and moved that the same be adopted. Council Member Bauer seconded the motion to adopt. The roll was called, and the vote was as follows:

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

Whereupon, the Mayor declared the said motion duly carried and the said resolution adopted, as follows:

**RESOLUTION NO. 1268-20
AWARDING CONTRACT FOR THE OUTFALL SANITARY SEWER
REHABILITATION PROJECT**

WHEREAS, pursuant to notice duly published in the manner and form prescribed by resolution of the City Council of the City of Templeton, Iowa, and as required by law, bids and proposals were received by the Engineer and reported to this Council for the Outfall Sanitary Sewer Rehabilitation project (the “Project”); and

WHEREAS, all of the said bids and proposals have been carefully considered, and it is necessary and advisable that provision be made for the award of the contract for the Project.

NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Templeton, Iowa, as follows:

Section 1. The bid for the Project submitted by the following contractor is fully responsive to the plans and specifications for the Project, heretofore approved by the City Council, and is the lowest responsible bid received, such bid being as follows:

<u>Name and Address of Contractor</u>	<u>Amount of Bid</u>
<u>Municipal Pipe Tool Co., LLC</u> <u>515 5th Street</u> <u>P.O. Box 398</u> <u>Hudson, Iowa 50643</u>	<u>\$144,984.00</u>

Section 2. The contract for the Project is hereby awarded to such contractor at the total estimated cost set out above, the final settlement to be made on the basis of the unit prices therein set out and the actual final quantities of each class of materials furnished, the said contract to be subject to the terms of the aforementioned resolution, the notice of hearing and letting, the plans and specifications and the terms of the bidder’s written proposal.

Section 3. The Mayor and City Clerk are hereby authorized and ordered to enter into a written contract with said contractor for the Project, said contract not to be binding until approved by resolution of this City Council.

Section 4. The amount of the contractor’s performance and/or payment bonds is hereby fixed and determined to be 100% of the amount of the contract.

Section 5. All resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Passed and approved this 5th day of October 2020.

Ken Behrens, Mayor

Attest:

Rhonda Schwaller, City Clerk

After due consideration and discussion, Ramsey introduced the following resolution and moved for its adoption, second by Engelen. The Mayor put the question upon the adoption of said resolution, and the roll being called, the following Council Members voted:

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

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

Resolution No. 1264-20

A RESOLUTION OBLIGATING FUNDS FROM THE TEMPLETON URBAN RENEWAL AREA TIF FUND FOR APPROPRIATION TO THE PAYMENT OF ANNUAL APPROPRIATION TIF OBLIGATIONS WHICH SHALL COME DUE IN THE NEXT SUCCEEDING FISCAL YEAR OF 2021-2022

WHEREAS, the City of Templeton, Iowa (hereafter “City”), pursuant to and in strict compliance with all laws applicable to the City, and in particular the provisions of Chapter 403 of the Code of Iowa, has adopted an Urban Renewal Plan for the “Templeton Urban Renewal Area (hereafter the “Urban Renewal Area”); and,

WHEREAS, this Council has adopted an ordinance providing for the division of taxes levied on taxable property in the Urban Renewal Area pursuant to Section 403.19 of the Code of Iowa and establishing the fund referred to in Section 403.19(2) of the Code of Iowa (hereafter the “TIF Fund”), which fund and the portion of taxes referred to in Section 403.19(2) may be irrevocably pledged by the City for the payment of the principal and interest on indebtedness incurred under the authority of Section 403.9 of the Code of Iowa to finance or refinance in whole or in part projects in the Urban Renewal Area; and,

WHEREAS, the City has scheduled rebate payments (hereafter the “Annual Payment”) which shall come due in the fiscal year beginning July 1, 2021 with respect to the City’s Development Agreement with Templeton Rye Spirits, LLC (the “Company”) dated August 6, 2018; and,

WHEREAS, it is now necessary for the City Council to obligate for appropriation to the Annual Payment, funds anticipated to be received in the TIF Fund in the fiscal year beginning July 1, 2021;

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

1. The City Council hereby obligates \$114,009 for appropriation from the TIF Fund to the Annual Payment in the fiscal year beginning July 1, 2021.
2. The City Clerk is authorized and directed to certify the amount obligated for appropriation in Number 1 above on the City’s certification of debt payable from the TIF Fund to the Carroll County Auditor no later than December 1, 2020.
3. The City Clerk is authorized and directed to include the amount certified in Numbers 1 & 2 above in the City’s fiscal year 2021-2022 budget.
4. All resolutions or parts thereof in conflict herewith are hereby repealed, to the extent of such conflict.

Passed and Approved by the City of Templeton, Iowa City Council, this 5th day of October, 2020.

Ken F. Behrens, Mayor

ATTEST:

Rhonda Schwaller, City Clerk

At 7:29 p.m. Mayor Behrens opened the public hearing for fiscal year July 1, 2021 through June 30, 2022 budget amendment. Mayor Behrens asked for comments or discussion on the proposed amendment. City Clerk indicated there were no written or oral objections heard on the budget amendment. At 7:30 p.m. Mayor Behrens closed the public hearing. Council Member Engelen introduced and made a motion for the adoption of Resolution #1265-20 setting the budget amendment estimates for fiscal year July 1, 2021 through June 30, 2022 and City Clerk was directed to make the necessary filings as required by law, seconded by Irlbeck. Roll call taken.

Ayes: Ramsey, Engelen, Bauer, & Irlbeck

Nays: None

Whereupon, Mayor Behrens declared motion carried and resolution passed.

After due consideration and discussion, Ramsey introduced the following resolution and moved for its adoption, second by Irlbeck. The Mayor put the question upon the adoption of said resolution, and the roll being called, the following Council Members voted:

Ayes: Bauer, Irlbeck, Ramsey, & Engelen

Nays: None

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

RESOLUTION NO. 1266-20

RESOLUTION REQUESTING REIMBURSEMENT FROM THE IOWA COVID-19 GOVERNMENT RELIEF FUND

A RESOLUTION by the City of Templeton to request reimbursement for eligible costs related to the COVID-19 public health emergency from the Iowa COVID-19 Government Relief Fund.

WHEREAS, the United States Congress approved the Coronavirus Aid, Relief, and Economic Security (CARES) Act to provide economic relief related to the COVID-19 emergency; and

WHEREAS, Governor Kim Reynolds allocated \$125 million dollars of the State of Iowa's CARES Act funding to local governments for direct expenses incurred in response to the COVID-19 emergency; and

WHEREAS, local government funding reimbursements may only be used for necessary expenditures incurred due to the COVID-19 pandemic, were not accounted for in the current fiscal year city budget, were incurred during the time period of March 1, 2020 through December 30, 2020 and have not been reimbursed from other sources.

NOW THEREFORE BE IT RESOLVED, that the City of Templeton requests reimbursement of eligible expenditures up to the maximum allowed of \$7,938.03 in response to the COVID-19 public health emergency.

BE IT FURTHER RESOLVED, the City of Templeton affirms that the above requests for reimbursement follow all formal published Federal and State of Iowa guidance on how the funds should be spent, and understand if the reimbursements are misrepresented, the local government will be liable for any applicable penalty and interest.

PASSED AND APPROVED this 5th day of October, 2020.

CITY COUNCIL OF THE
CITY OF TEMPLETON, IOWA

Ken F. Behrens, Mayor

ATTEST:

Rhonda Schwaller, City Clerk

Council discussed amount of Carroll County Tax Bill for September 2020 and March 2021 for property located at 703 S. Rye Avenue. Mayor Behrens will contact property owner and Carroll County Supervisor Eugene Meiners.

Council discussed setting the sale price for Lots 4, 5, & 6, Block 6. A motion was made by Bauer setting the total sale price for Lots 4, 5, & 6, Block 6 at \$45,000. Motion failed due to lack of second. A motion was made by Irlbeck setting the total sale price for Lots 4, 5, & 6, Block 6 at \$50,000, second by Engelen. All present voted in favor of the motion and the motion was carried.

Mayor Behrens requested any comments or corrections to be made to the Consent Agenda. Expense reimbursement request from employee Becky Sporrer in the amount of \$334.90 removed from September claims list for further discussion by council. A motion was made by Engelen and second by Irlbeck to approve the Consent Agenda. All present voted in favor of the motion and the motion was carried.

1. Minutes from September 8, 2020 and September 15, 2020.
2. Internal Review of city's financial records & assets for the months of July, August, & September 2020.
3. Balance Sheet.
4. Budget vs Actual FY20/21.
5. Approve Claims for September 2020.
6. Approve August 2020 Treasurer's Report
 - \$ 69,525.56 revenue
 - \$ 79,114.67 expenditures
 - \$ 677,330.35 total cash & investments

FUND	RECEIPTS	DISBURSEMENTS
General	\$ 3,151.11	\$ 13,400.71
Templeton Center	\$ 11,338.06	\$ 11,008.63
Historical Society	\$ 0.00	\$ 0.00
Fire Dept. – Checking	\$ 0.00	\$ 752.07
Park Fundraising	\$ 209.00	\$ 0.00
Road Use Tax	\$ 3,064.43	\$ 0.00
Employee Benefits	\$ 0.00	\$ 0.00
Local Option Tax	\$ 4,837.50	\$ 0.00
TIF	\$ 0.00	\$ 0.00
Debt Service	\$ 0.00	\$ 0.00
Debt Service – Comm. Ctr. Pledge	\$ 0.00	\$ 0.00
Capital Proj.–CDBG Housing Rehab	\$ 34,988.00	\$ 34,988.00
Water	\$ 9,861.75	\$ 7,322.33
Sewer	\$ 2,075.71	\$ 11,642.93
Fire Truck Fund	\$ 0.00	\$ 0.00
Totals	\$ 69,525.56	\$ 79,114.67

EFT	Wellmark	health insurance premium	1,084.01
18638	Dale Prebeck	payroll	1,610.07
18639	Mid American Energy	utilities	1,076.73
18640	Ray's Refuse, Inc.	garbage collection	1,840.30
18641	Raccoon Valley Electric Coop.	sewer lagoon	48.05
18642	Templeton Telephone Company	TC - telephone	28.50
18643	Templeton Telephone Company	telephone & internet service	106.91
EFT	Fort Dodge Distributing	TC - concessions for resale	141.00
18644	Postmaster	postage	165.00
18645	West Central Iowa Rural Water	1,401,000 gallons used	5,253.75
18646	HyVee	TC - concessions for resale	679.23
18647	Postmaster	postage	70.00
EFT	Ike-Auen Distributing	TC - concessions for resale	463.20
EFT	Elavon	P.O.S. charges	238.46
18648	Dale Prebeck	payroll	1,610.07
18649	Postmaster	postage	7.75
18650	Rhonda Schwaller	payroll	3,128.88
18651	Ken F. Behrens	3rd qtr. payroll	554.10
18652	Peggy Weitl	TC - payroll	77.46
18653	Gary Sporrer	TC - payroll	60.96
18654	Robert Eddington	TC - payroll	187.39

18655	Rebecca Sporrer	TC - payroll	537.18
18656	Alex Fletcher	TC - payroll	50.14
18657	Debra Gute	TC - payroll	187.28
18658	Anne Irlbeck	TC - payroll	155.88
18659	Amanda McAlister	TC - payroll	190.64
18660	Emily Schroer	TC - payroll	221.13
18661	Erin Jane Stevens	TC - payroll	186.96
18662	Kyle Stevens	TC - payroll	307.53
18663	Cara Wiederin	TC - payroll	396.33
18664	IPERS	retirement	1,551.02
EFT	Templeton Savings Bank	941 tax pymt.	2,839.37
18665	Treasurer - State of Iowa	3rd qtr. state w/h	1,122.00
18666	U.S. Cellular	cell phone	59.16
18667	Access Systems	copier/printer	242.00
18668	Fastenal	shear gate misc. supplies	70.79
18669	ISU Extension - Carroll County	D. Prebeck registration	70.00
18670	Veenstra & Kimm	wastewater engineering	1,769.79
18671	Bernice Irlmeier	refund water/sewer deposit	75.00
18672	Ryan & Heidi Klocke	refund water/sewer deposit	75.00
18673	Mid American Energy	TC - utilities	752.57
18674	Crawford Ice Company	TC - ice	157.50
18675	Manning Municipal Utilities	TC - utilities	41.73
18676	Manning Municipal Utilities	utilities	112.59
18677	Herald Publishing Company	publications	221.32
18678	Void		
18679	Iowa Assoc. of Municipal Utilities	D. Prebeck registration	75.00
18680	Kasperbauer Cleaners	TC - linens	149.80
18681	Waspy's	fuel	161.35
18682	Cardmember Services	TC - Grasshopper	19.66
18683	Cardmember Services	weed eater string	15.78
18684	Iowa League of Cities	R. Schwaller registration fee	25.00
EFT	Templeton Telephone Company	Fire Dept. - telephone/internet	31.02
EFT	Mid American Energy	Fire Dept. - utilities	77.00
EFT	Manning Municipal Utilities	Fire Dept. - utilities	18.00
EFT	Manning Municipal Utilities	Fire Dept. - utilities	18.00
3000	Duane's Repair	Fire Dept. - brush guard	840.94
3001	Bomgaars	Fire Dept. - cut off saw & battery	849.99
3002	The Office Stop	Fire Dept. - supplies	45.79
3003	Waspy's	Fire Dept. - fuel	53.09
			<u>32,205.15</u>

Council discussed expense reimbursement request from employee Becky Sporrer in the amount of \$334.90. Consensus of council was to refer request for expense reimbursement to the Templeton Center Board.

Citizen Forum: None

Maintenance Report:

- Contacted Larry Heithoff to trim trees at Park.
- Winterized concession stand.
- Will be doing a small amount of landscaping around lift station at the corner of 3rd Street & Industrial Road.
- Need to contact property owner at 405 S. Industrial Road regarding packing & leveling off pile of dirt across the street on property located at 402 S. Industrial Road.
- Registered for Aquatic, Forest & Right-of-Way, Pest Management workshop on October 21, 2020 and Mosquito /Public Health Management workshop on October 28, 2020.
- Registered for Water & Wastewater Operator's Training workshop on November 10, 2020, November 17, 2020 & November 24, 2020.

Mayor's Report: Mailed letters to owners of vehicles with expired license plates and/or inoperable vehicles.

At 8:26 o'clock p.m. and with no further business before the council at that time, they agreed to adjourn. Engelen moved to adjourn and Irlbeck seconded the motion. All voted aye, motion carried.

Ken F. Behrens, Mayor

Rhonda Schwaller, City Clerk