

TEMPLETON CITY COUNCIL  
JUNE 23, 2014  
7:00 P.M. – TEMPLETON CITY HALL

The Templeton City Council met on this twenty-third day of June 2014 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, Mark Bauer, & Doyle Engelen  
Absent: Rick Hoffman

Others in attendance: Mayor Ken Behrens, City Clerk Rhonda Schwaller, Public Works Dale Prebeck, & Justin Stoltenberg

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

A motion was made by Bauer to approve building permit application from Justin Stoltenberg for a 55' x 64' basement foundation to move a house onto plus a garage & concrete driveway, seconded by Engelen. All in favor, motion carried.

At 7:05 p.m. Mayor Behrens opened the public hearing for fiscal year July 1, 2013 through June 30, 2014 budget amendment. Mayor Behrens asked for comments or discussion on the proposed amendment. City Clerk Schwaller indicated there were no written or oral objections heard on the budget amendment. At 7:08 p.m. Mayor Behrens closed the public hearing. Council Member Ramsey introduced and made a motion for the adoption of Resolution #1087-14 setting the budget amendment estimates for fiscal year July 1, 2013 through June 30, 2014 and City Clerk Schwaller was directed to make the necessary filings as required by law, seconded by Bauer. Roll call taken.

Ayes: Ramsey, Engelen, Wieland, & Bauer

Nays: None

Whereupon, Mayor Behrens declared motion carried and resolution passed.

Council discussed water service at 226 S. Main St., Templeton, Iowa in reference to chapter 90 pertaining to water service lines. The following motion was made by Wieland:

- Send a 30 day notice to property owner requesting reimbursement for costs associated with replacing water line from corporation stop to curb stop; and if not paid city will access the cost to the property owner's real estate taxes; and
- Reimburse city for loss water revenue in the amount of \$330.00 based on a water loss of 120,000 gallons before water is turned back on; and
- \$75.00 water and sewer deposit paid prior to water being turned; and
- The above three conditions must be paid or addressed by property owner before City Council will order water to be turned on.

Seconded by Ramsey. All in favor, motion carried.

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

Ayes: Engelen, Bauer, Ramsey, & Wieland

Nays: None

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

**RESOLUTION #1088-14**

**MEMORANDUM OF UNDERSTANDING  
BETWEEN THE CITY OF TEMPLETON AND SACRED HEART PARISH  
FOR STREETScape IMPROVEMENTS**

**WHEREAS**, the City of Templeton (City) has developed the Templeton Community Center (TCC) from the former Sacred Heart School following the transfer of said school property to the City from Sacred Heart Parish (Parish); and,

**WHEREAS**, the City and Parish have a mutual interest in reconstructing the streetscape near the TCC and Sacred Heart Church (Church) including sidewalks, curbs, approaches, and lighting to ensure safe pedestrian access in the area; and,

**WHEREAS**, the City has undertaken the effort to obtain quotes for the concrete sidewalk and curb work along 5<sup>th</sup> Avenue and 2<sup>nd</sup> Street and entered into a contract for completing said work between April and August, 2014.

**NOW THEREFOR BE IT RESOVED** that the City of Templeton, Iowa and Sacred Heart Parish do hereby agree to the following:

- 1) The City will contract for construction of the new sidewalks, curbs, gutters, street approaches, and all other specified plans for the concrete work on 5<sup>th</sup> Avenue from the south Church property line north to the intersection with 2<sup>nd</sup> Street, thence west through the alley on the west side of the Church property.
- 2) The Parish will reimburse the City for the cost of said public improvements along its property, including \$19,711 for paving work along 5<sup>th</sup> Ave. and \$16,127 for paving work along 2<sup>nd</sup> Street.

Dated: \_\_\_\_\_

FOR: THE CITY OF TEMPLETON, IOWA

FOR: SACRED HEART PARISH, INC.

\_\_\_\_\_  
Ken Behrens, Mayor

\_\_\_\_\_  
Fr. Steve Brodersen, Pastor

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

\_\_\_\_\_  
Donna Kemper, Director

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

Ayes: Wieland, Engelen, Ramsey, & Bauer

Nays: None

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

**RESOLUTION NO. 1089-14**

**A RESOLUTION OF THE CITY OF TEMPLETON AUTHORIZING THE MAYOR AND CITY CLERK TO SIGN THE CORPORATE FORM OF RESOLUTION.**

**WHEREAS**, at the Templeton City Council meeting on June 2, 2014, the Templeton City Council unanimously accepted the Templeton Telephone Company's proposed stock donation in lieu of their pledge payment to the Templeton Center and authorized the Mayor and City Clerk to sign any document associated with opening an account with a brokerage firm or entity to facilitate liquidation of the stock.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TEMPLETON, IOWA**, that the Mayor and City Clerk are hereby authorized to sign the Corporate Form of Resolution requested by the Templeton Telephone Company. The Corporate Form of Resolution states that Ken F. Behrens, the Mayor and Rhonda Schwaller, the City Clerk shall have full power and authority on behalf of the City of Templeton to enter into the agreement, open the account, to do and perform every act to be done in conjunction with the account being opened, including but not limited to, being able to transfer, deliver, and sell any and all certificates now or hereafter registered in the name of the City of Templeton; and make, execute, and deliver any and all written instruments necessary to effectuate the authority hereby granted to liquidate the Templeton Telephone Company's stock donation.

**PASSED, APPROVED AND ADOPTED** by the City Council of the City of Templeton, Iowa this **23rd** day of **June**, 2014.

City Council of the City of Templeton, IA

\_\_\_\_\_  
Ken F. Behrens  
Mayor – City of Templeton

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

**Corporate Form of Resolution**

I, Rhonda Schwaller, City Clerk, Templeton, Iowa, being a duly constituted officer of the City of Templeton, a municipal corporation organized and existing under and by virtue of the laws of the State of Iowa, (hereinafter called this Corporation) do hereby certify that pursuant to the resolution duly adopted at a meeting of the Templeton City Council held on June 23, 2014 at which a quorum was present, voted that the following individuals:

<u>Name of Officer</u>	<u>Title</u>	<u>Signature</u>
<u>Ken F. Behrens</u>	<u>Mayor</u>	_____
<u>Rhonda Schwaller</u>	<u>City Clerk</u>	_____

be, and they hereby are, fully authorized and empowered to open securities, commodities and other accounts on behalf of this Corporation, to direct trades therein, make deposits and withdraws therefrom and to transfer, convert, endorse, buy, sell, assign, set over and deliver any and all shares of stock, bonds, debentures, notes, commodities and futures subscriptions, stock purchase warrants, evidences of indebtedness or other securities now or hereafter standing in the name of or owned by this Corporation, and to make, execute and deliver, with full power to act in fiduciary capacity, any and all written instruments, assignments and transfers necessary or proper to effectuate the authority hereby conferred.

I further certify that the foregoing officers of this Corporation currently hold the offices set forth next to their name and that their authority to bind this Corporation has not changed.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of this Corporation this 23<sup>rd</sup> day of June, 2014.

(SEAL)

City of Templeton, Iowa

By:

\_\_\_\_\_  
Authorized Officer (signature)

Rhonda Schwaller, City Clerk

A motion was made by Wieland requesting City Clerk Schwaller to issue a check in the amount of \$15.50 to the State Historical Society of Iowa to obtain copies of Templeton's incorporation documents, seconded by Bauer. All in favor, motion carried.

A motion was made by Bauer authorizing the purchase up to \$23,510.00 for video/TV/telephone/network systems for the Templeton Center, seconded by Ramsey. All in favor, motion carried.

Council discussed request from Stacy Venteicher from RSVP to participant in the "Little Free Library" project. Council requested City Clerk Schwaller contact Stacy indicating Templeton is interested in participating but would like additional information regarding City's cost.

Received grant check from Humanities Iowa for West Iowa Whiskey Cookers/Templeton Documentary Project in amount of \$7,811.00. A motion was made by Bauer to remit \$7,811 to Dan Manatt for Templeton documentary, seconded by Wieland. All in favor, motion carried.

Council discussed plans for hosting Northwest Iowa League of Cities meeting on September 11, 2014. No further action taken.

Email invitation from Kimberlee Spillers from Global Horizons to attend Community Builders Tours Kickoff meeting on Tuesday, June 24, 2014 at the Warren Timmerman Shelter House in Manning, Iowa at 7:00 p.m.

Council requested Public Works Director Dale Prebeck seed West Ridge lots 2, 3, 4, & 5.

At 7:58 o'clock p.m. and with no further business before the council at that time, they agreed to adjourn. Engelen moved to adjourn and Bauer seconded the motion. All voted aye, motion carried.

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

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