

City Council Meeting  
City Hall – Paullina, Iowa  
August 17, 2015

A regular meeting was called to order this date by Mayor Mike Otto. Roll call was answered by Council Members John Ihle, Charles Harper, Justin Stamer and Jay Jones; Superintendent of Utilities Shawn Strubbe and City Clerk Sandy Fritz. Council Member Dan Schreck was absent. Also present: Lauri Struve.

The following proceedings were had, to-wit:

AGENDA	Stamer moved and Harper seconded the motion to approve the agenda for the August 17, 2015 regular meeting. Motion carried by all ayes.
TREASURER’S REPORT	Harper moved and Stamer seconded the motion to approve the Treasurer’s Report for the month of July, 2015. Motion carried by all ayes.
INQUIRIES FROM THE AUDIENCE	None
DEPARTMENT REPORTS	Mayor Otto discussed the sale of land. Superintendent Strubbe reported the city will need to move 3 more poles on Maple Street and the electricity will need to be shut off for NIPCO to move one pole. City Clerk Fritz reported papers to run for Mayor and City Council can be picked up starting August 24. Godbersen- Smith and MLS will begin work on Highway 10 after Labor Day to make the sidewalks handicap accessible. The Cannon Street project will begin the Monday after Labor Day.
PUBLIC HEARING FOR AGREEMENT APPROVING TERMINATION AGREEMENTS RELATED TO TRANSMISSION CAPACITY ARRANGEMENTS	Mayor Otto announced that this was the time set pursuant to Resolution of the governing body and public notice given as required by law for the meeting and hearing upon the proposition of approving and consenting to the Agreement Approving Termination Of Agreements Related To Transmission Capacity For Missouri Basin Municipal Electric Cooperative Association, including Exhibit A, the form of the Agreement Terminating Transmission Capacity Agreement and

Related Matters attached thereto, (the “Agreement Approving Termination”). Mayor Otto then asked City Clerk Fritz whether any petitions or objections to the proposed action or to the form of the Agreement Approving Termination, or with respect to any matter related thereto, had been filed. City Clerk Fritz reported that objections or petitions opposed to said matters had been filed by no persons.

Mayor Otto then asked for oral objections to the proposed Agreement Approving Termination, or any matters pertaining thereto, and oral objections were offered by no persons.

Thereafter, discussion ensued concerning the proposed Agreement Approving Termination, and the form thereof, as well as to the consequences to be expected therefrom.

RESOLUTION 15- 23

Council Member Justin Stamer introduced the following Resolution entitled "RESOLUTION FINALLY ADOPTING, APPROVING AND CONSENTING TO THE AGREEMENT APPROVING TERMINATION OF AGREEMENTS RELATED TO TRANSMISSION CAPACITY FOR MISSOURI BASIN MUNICIPAL ELECTRIC COOPERATIVE ASSOCIATION" and moved its adoption. Council Member John Ihle seconded the motion to adopt. The roll was called and the vote was,

AYES: Justin Stamer, John Ihle, Jay Jones,  
Charles Harper

NAYS: None

Whereupon, the Mayor declared the following Resolution duly adopted:

Resolution #15-23

RESOLUTION FINALLY ADOPTING, APPROVING  
AND CONSENTING TO THE AGREEMENT  
APPROVING TERMINATION OF AGREEMENTS  
RELATED TO TRANSMISSION CAPACITY FOR  
MISSOURI BASIN MUNICIPAL ELECTRIC  
COOPERATIVE ASSOCIATION

WHEREAS, on the 3<sup>RD</sup> day of August, 2015 a proposed form of Agreement Approving Termination, including the proposed form of Agreement Terminating Transmission Capacity Agreement and Related Matters attached as an exhibit thereto, was filed with the Clerk of this governing body and preliminarily adopted and approved subject to final hearing and approval upon public notice as required by law; and

WHEREAS, notice of hearing on the proposed Agreement Approving Termination, was published on August 6, 2015 as required by the provisions of Chapters 390 and 73A of the Code of Iowa, 2015, as amended; and

WHEREAS, this is the date and time set for said hearing; and

WHEREAS, the proposed Agreement Approving Termination is found to be in proper form and to serve the best interest of the City, its residents and consumers of electricity furnished by the City's Municipal Electric Utility; and

NOW, THEREFORE, BE IT RESOLVED BY THE  
CITY COUNCIL OF THE CITY OF PAULLINA,  
IOWA:

That the Agreement Approving Termination Of Agreements Related To Transmission Capacity For Missouri Basin Municipal Electric Cooperative Association, including Exhibit A, the form of the Agreement Terminating Transmission Capacity Agreement and Related Matters attached thereto, and the form thereof ("Agreement Approving Termination), is hereby approved, consented to and adopted, to be executed and performed on behalf of the City and its Municipal Electric Utility.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are authorized and directed to execute the Agreement Approving Termination, in the form approved together with any additional consents or related documents as may be appropriate to complete the termination process.

PASSED AND APPROVED this 17<sup>th</sup> day of August, 2015.

Mike Otto, Mayor  
ATTEST: Sandy Fritz, City Clerk

MAPLE STREET  
\$1,150,000 G.O. PROJECT  
NOTE, SERIES 2015

Stamer moved that the form of Tax Exemption Certificate be placed on file and approved. Harper seconded the motion. The roll was called and the vote was,

AYES: Stamer, Harper, Ihle, Jones  
NAYS: None

Motion carried.

RESOLUTION #15 -24

Harper introduced the following Resolution: "RESOLUTION AUTHORIZING THE ISSUANCE OF THE GENERAL OBLIGATION PROJECT NOTE, SERIES 2015" and moved for its adoption. Jones seconded the motion to adopt. The roll was called and the vote was:

AYES: Stamer, Harper, Ihle, Jones  
NAYS: None

Whereupon the Mayor declared the Resolution # 15-24 duly adopted.

LOAD & WEIGHT  
ORDINANCE

Harper reported the map and changes made to the Load and Weight Ordinance were correct and could be placed on the next agenda to be completed.

RESOLUTION #15-25  
CITY STREET FINANCIAL  
REPORT

Harper introduced the following Resolution:  
“RESOLUTION APPROVING THE CITY  
STREET FINANCIAL REPORT FOR FY 14-15”  
and moved for its adoption. Ihle seconded the  
motion to adopt. The roll was called and the vote  
was:

AYES: Stamer, Ihle, Jones, Harper  
NAYS: None

Whereupon the Mayor declared Resolution #15-25  
duly adopted.

REQUEST FOR  
HANDICAP PARKING

A request was made to place a handicap parking  
space on North Mickley Street east of 149 East  
Broadway. No action was taken.

GARBAGE FEE EXEMPTION

Lance Massman and Jason Muller made requests to  
the council to exempt their garbage fee from their  
city utility bill for their properties in the Paullina  
Business Park. No action was taken.

RESOLUTION #15-26  
SALE OF LAND TO  
CANDICE HAHN

Harper introduced the following Resolution:  
“RESOLUTION TO SELL REAL PROPERTY  
TO CANDICE HAHN AND SET THE PUBLIC  
HEARING DATE FOR 8<sup>TH</sup> OF SEPTEMBER,  
2015” and moved for its adoption. Ihle seconded the  
motion to adopt. The roll was called and the vote  
was as follows:

AYES: Harper, Ihle  
NAYS: Stamer, Jones

Mayor Otto then voted aye and declared Resolution  
#15-26 duly adopted.

RESOLUTION #15-27  
MULLER ASSIGNMENT

Stamer introduced the following Resolution:  
“RESOLUTION TO ASSIGN AGREEMENT FOR  
PRIVATE DEVELOPMENT BETWEEN THE  
CITY OF PAULLINA AND JANE E. MULLER,  
TRUSTEE OF THE JANE E. MULLER  
REVOCABLE TRUST DATED DECEMBER 11,

2013, TO MULLER HOLDINGS, INC. AN ARIZONA CORPORATION” and moved for its adoption. Jones seconded the motion to adopt. The roll was called and the vote was as follows:

AYES: Harper, Ihle, Stamer, Jones.

NAYS: None

Whereupon the Mayor declared Resolution #15-27 duly adopted.

**BENEFITS FOR PART  
TIME EMPLOYEES**

Discussion was had on vacation pay and holiday pay for part time employees. City Clerk Fritz will determine the amount of vacation each part time employee should earn. Fritz will then discuss with the employees how they want to proceed.

**PAULLINA FIRE  
DEPARTMENT MEMBER**

Harper moved and Ihle seconded the motion to approve Amanda Tull to the Paullina Fire Department. Ayes – Harper, Ihle, Jones  
Nays – Stamer. Motion carried.

**BUSINESS PARK  
REIMBURSEMENT  
MULLER**

Stamer moved and Jones seconded the motion to reimburse Jane E. Muller \$8,411.27 which is the purchase price of her lot in the Paullina Business Park. Motion carried by all ayes.

**GODBERSEN-SMITH  
CERTIFICATE OF PAYMENT  
#1**

Stamer moved and Harper seconded the motion to approve the Certificate of Payment #1 to Godbersen-Smith Construction in the amount of \$107,870.60 for construction on Maple Street. Motion carried by all ayes.

**BUILDING PERMITS**

Stamer moved and Harper seconded the motion to approve a Building Permit for Jarrod Harms to extend his deck at 403 S. Mickley Street. Motion carried by all ayes.

Stamer moved and Harper seconded the motion to approve a Building Permit for Brad Riedemann to build a garage at 225 S Clark Street. Motion carried by all ayes.

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Harper moved and Ihle seconded the motion to approve a Building Permit for Mill Creek Machining to add a canopy over their dumpsters. Motion carried by all ayes with Council Member Justin Stamer abstained.

ADJOURNMENT

The time being 8:25 p.m., Stamer moved and Harper seconded the motion to adjourn. Motion carried by all ayes.

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Mike Otto, Mayor

ATTEST:

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Sandy Fritz, City Clerk





