

**REGULAR COUNCIL MEETING  
TUESDAY, SEPTEMBER 15, 2009  
7:00 P.M.**

Mayor Lampsa called the regular monthly Council meeting to order at 7:00 p.m. with council members Batchelor, Campbell, Englebretson, Froeba, Gluch-Voss, Kowalczyk, Schmitt, and Tesch present.

Citizens present were Michael Hayes and Attorney John Adam Kruse.

Clerk Toufar verified the postings.

Hayes wanted to address the cat issue in the City of Loyal. Hayes questioned if there is an ordinance for cats and what the costs would be to take the cats down to the Clark County Human Society and fines for residents. This has been referred to the Police Committee.

Hayes questioned why we are replacing the shingles on the City Hall roof and why we did not go with a steel roof. Duell explained that the money just was not there to put on a steel roof. Hayes also questioned why the water rate increase has not been in the paper yet. Clerk Toufar explained that it was in last week's paper and we are waiting to hear from the Public Service Commission to set a date and a time for the public hearing and then it will be advertised in the TRG.

Hayes also asked the Common Council to take in consideration that the house value in the City of Loyal is decreasing in value and to look at this when they are doing the 2010 budget.

Clerk Toufar made an addition to the September 15, 2009, council agenda, to approve a bartender's license.

Motion was made by Campbell to approve the minutes from the August 18, 2009, regular Council meeting, seconded by Englebretson. Motion carried.

Motion was made by Gluch-Voss to approve the minutes from the September 2, 2009, special Council meeting, seconded by Batchelor. Motion carried.

Treasurer's report was approved on a motion made by Campbell, seconded by Gluch-Voss. Motion carried.

Utility Committee-Meeting was held on September 1, 2009. Kowalczyk reported that the Utility Committee met with the Greenwood Utility Committee regarding the acreage for the old sewer plant. Greenwood made an offer to purchase the land in the amount of \$10,100. Duell made a counter offer in the amount of \$15,000. Kowalczyk reported that we have received bills from General Engineering in the amount of \$19,707.15 and Miron Construction for \$45,218.10 and \$63,200.74 for the well project. Kowalczyk reported on the Industrial Drive project. Half the pipe has been put in, and they are starting to take off the black dirt. Kowalczyk reported on the 2010 budget. Kowalczyk reported that he went and looked at the Library roof. It is very fixable and the expansion joints need to be looked at and some tiles inside the Library will need to be replaced. Kowalczyk reported that the State has refused to pay for the painting on the street because we do not have a contract with the State. Kowalczyk reported that there was an accident at the Loyal Cornfest. The end loader ran over the loading ramps on Mark Schlagenhaft's truck. An estimate has been taken to the insurance company for the Loyal Cornfest. Duell stated that he would like to see in the minutes that the City of Loyal would fill in the trenches where the pipe for the well project is being laid on the Cox property with black dirt for the next five years. Next Utility meeting will be held on October 13, 2009, at 6:30 p.m.

Police/Fire and Ambulance Committee- No meeting held. Chief Kubista reported that the back door of the Police Department needs to be replaced along with a couple of the doors in City Hall. Chief Kubista got quotes from Marawood Construction in the amount of \$1095.00 per door and Froeba Construction in the amount of \$1040.00 per door. Schmitt made a motion to order a new police door and to have Chief Kubista check into the spraying. The money will come out of the police budget in the amount of \$1,200 maximum with bid going to Froeba Construction, seconded by Batchelor. Motion carried.

Finance Committee - Meeting was held on September 14, 2009. Campbell reported that the Finance Committee met with the Library on their 2010 budget. The Library has decreased the amount that the City of Loyal pays by \$1,000. The Library has budgeted for four hours of wages for the City Clerk and the Deputy Clerk a month and \$500 for auditor fees. Campbell reported on the CBDG, TIF 1, and TIF 2 accounts, and they are all balanced. Campbell reported that we have received bills from General Engineering and Miron Construction for the well project. Campbell made a motion to pay General Engineering in the amount of \$19,707.15 and Miron Construction in the amount of \$108,418.84 out of the line of credit at Citizens State Bank, and it will be paid back after we have received the grants and the Safe Drinking Water Loan, seconded by Schmitt. Motion carried. Campbell read the recreation of Ordinance 7-25- License Fees, 7-2-23 Operator License Fees, and 10-6-2 (d) (1) (2) Building Permits. Changes are being made and will submit for approval at the November 2009 Council meeting. Next Finance meetings will be September 17, 2009 at 5:30 p.m. and September 24, 2009 at 5:30 p.m.

Library Committee - Meetings were held on August 25, 2009, and September 8, 2009. Englebretson reported that budget cuts and wage increases were discussed. Englebretson reported that the Library received a grant from the Weathershield Lite Foundation in the amount of \$150. Englebretson reported that they approved the 2010 Library budget.

Personnel Committee - Meeting was held on August 31, 2009. Gluch-Voss reported on 2010 City Employee wages and benefits. Gluch-Voss made a motion to approve wage increase of 2% to all employees, an extra \$25.00 for on-call time for the Police Department and the Public Works, and an additional 1% to the City Clerk upon receiving certification in July 2010, seconded by Schmitt. Motion carried.

Gluch-Voss made a motion to adopt Policy and Procedures Article III, Section 3.1 through 4.15 for all employees starting employment as of 1-1-2010 and all current employees will be grandfathered in for all current policies, seconded by Batchelor. Motion carried.

Park and Recreation Committee–No meeting held. Froeba reported that flyers are going out for a league for 2010, Eric Schoonover and Kyle Rueth are planning on running the league.

City View Estates Committee – No meeting held.

Planning Commission – No meeting held.

Economic Development – No meeting held. Campbell reported that the Loyal Fire Department accepted the donation of the land.

Clerk Toufar- Clerk Toufar reported that she has been working on the 2010 budget.

Campbell made a motion to approve a picnic license for St. Anthony’s Catholic Church, seconded by Gluch-Voss. Motion carried.

Schmitt made a motion to approve the Class “B” license to sell intoxicating liquor and fermented malt beverages, effective September 15, 2009, to June 30, 2010, for Pete Fitzl d/b/a Red Door Saloon, seconded by Gluch-Voss. Motion carried.

Campbell made a motion to approve a bartender license for Lynn Ogle, seconded by Schmitt. Motion carried. Campbell made the motion to approve vouchers in the following amounts:

GENERAL FUND: \$105,947.29

WATER UTILITY: \$4,915.30

WASTEWATER UTILITY: \$9,039.21

Seconded by Kowalczyk. Motion carried.

Schmitt made the motion to adjourn, seconded by Kowalczyk. Motion carried.

Shannon Toufar, City Clerk/Treasurer  
September 15, 2009