

Proposed Minutes  
CITY OF PERRY REGULAR COUNCIL MEETING

**PERRY COMMUNITY BUILDING**

REGULAR CITY COUNCIL MEETING HELD ON NOVEMBER 17, 2009

**PRESENT:** COUNCILMEMBERS MARK LANDERS, BRAD SHARLOW, GREGORY WEKWERT, TERRY WOOD, MAYOR ROSS DELAU AND DEPUTY CITY CLERK DEVIN MILLER

**ABSENT:** COUNCILMEMBERS THOMAS CHAPUT AND CHRISTINE TOBIAS, CITY CLERK JUDY GUENTHER

**ALSO PRESENT:** JFM Productions, Kathy McGraw, Treasurer, Jo Ann Velting, Chief of Police, Kyle Bawks, Superintendent of Public Works, Chuck Mudge, Officer, Mike Monroe, MERS, John Waugh

Mayor Ross DeLau called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

**READING AND APPROVAL OF THE MINUTES:**

Moved by Wekwert, seconded by Landers that we suspend the rules, waive the reading and approve the minutes of the November 3, 2009 meeting as written. Carried, all aye.

**COMMITTEE REPORTS:**

Mark Lander gave a Finance and Ordinance Committee report and informed Council the next meeting will be December 10, 2009 at 6:30 pm in Council Chambers.

Brad Sharlow reminded that the next Planning Commission meeting will be December 7<sup>th</sup> at 6:30 pm in Council Chambers.

**PRESENTATION AND APPROVAL OF THE BILLS:**

Moved by Wood, seconded by Landers that we approve the bills as presented and that payment be authorized. Carried, all aye.

**COMMENTS FROM THE PUBLIC:**

Dori Boertman asked Council's approval to have a Festival of Trees during the weekend of the Hometown Christmas Lighted Parade. Council supported this event and it will take place December 12, 2009. Businesses are invited to participate by decorating a tree and will be voted on by the public placing food bank items under their tree. The business with the most food bank items will be decided as the winner. Trees will be displayed at 103. N. Main St. (Old Perry Pride Building).

Mark Campbell was present to explain and answer any questions regarding the City's 2008-2009 Audit.

Cheryl Malusi spoke to Council regarding police department.

**OLD BUSINESS:**

**Possible Approval of 2008/2009 Audit-**

Moved by Sharlow, seconded by Wekwert that we accept & approve the 2008-2009 City audit as presented by Campbell and Kusterer & Co., P.C. Carried, all aye.

**Possible Approval of Services for City's Actuarial Valuation-**

Moved by Wood, seconded by Landers that we accept the bid of the Actuarial Valuation Services from Watkins, Ross & Co to comply with new GASB 45, which is required to be included with the City's next year audit 2009/2010, for an amount not to exceed \$3000.00. Carried, all aye.

**Possible Approval of Application for Access and Ongoing Use of Public Ways-**

Moved by Sharlow, seconded by Wekwert that we approve the "Application for Access and Ongoing Use of Public Ways" filed by DayStarr, L.L.C., dated October 9, 2009 accompanied by a \$500.00 one-time fee, certificate of insurance, and map of existing and proposed facilities in the public right of way. Carried, all aye.

**Possible Adoption of MERS Defined Benefit Program-**

No Action Taken.

**Jeff Hansen Regarding- Water Feasibility Study-**

No Action Taken.

**Possible Approval of Amendments to Personnel Policy-**

Moved by Landers, seconded by Sharlow that we approve the following amendments to the Personnel Policy for the City of Perry employees except for those covered by a master contract, which is negotiated with a recognized union or labor group and with the understanding that this policy will be effective, Jan 1, 2010 and revisited every five years:

- D. Vacation
- G. Overtime - Compensatory Time
- H. Holidays
- J. Insurance
- R. Payday
- Y. Longevity

Discussion. Carried, all aye.

**NEW BUSINESS:**

**Possible Adoption of Restated Valic Retirement Plan-**

Moved by Sharlow, seconded by Wood that we pass the following resolution:

WHEREAS, City of Perry (hereinafter, the "Employer"), previously established the City of Perry 401(a) Retirement Plan (hereinafter, the "Plan") for the exclusive benefit of its employees and their beneficiaries, which Plan was originally effective as of January 1, 1999; and

WHEREAS, the Employer retained the power to amend and/or terminate the Plan; and

WHEREAS, the Employer now desires to amend and restate the Plan by adopting the VALIC Retirement Services Company Governmental Volume Submitter Plan document; and

NOW THEREFORE, BE IT RESOLVED that the Employer hereby amends and restates that Plan, effective August 1, 2002, by adopting the document titled "VALIC Retirement Services Company Governmental Volume Submitter Plan," in the form and substance as the document heretofore presented to the governing body of the Employer; and

RESOLVED FURTHER, that the appropriate representatives of the Employer be, and the same hereby are, authorized and directed to: (i) execute the adoption agreement to the Valic Retirement Services Company Governmental Volume Submitter Plan document as approved; (ii) execute all other documents and to do all other things as may be necessary or appropriate to make the VALIC Retirement Services Company Governmental Volume Submitter Plan document effective August 1, 2002, including the execution of any amendments required by the Internal Revenue Service in order to continue and maintain the qualified and exempt status of the Plan; and (iii) execute any other documents required to obtain reliance on advisory letters issued to the VALIC Retirement Services Company Governmental Volume Submitter Plan by the Internal Revenue Service. Carried, all aye.

#### **Possible Approval of Christmas Lighting Contest-**

Moved by Landers, seconded by Wekwert that the City again will hold its annual Christmas Lighting Contest with judging to be held on Thursday, December 10, 2009 at 7:00 pm and have three top winners divide the City's contribution of \$100.00. Carried, all aye.

#### **Possible Approval of the Catering for the 2009 Christmas Party-**

Moved by Wekwert, seconded by Sharlow that we approve the catering for the December 11<sup>th</sup> Christmas party by Gi Gi's at \$8.50 a plate. Carried, all aye.

#### **Possible Approval of Employee Gift Certificates-**

Moved by Wood, seconded by Landers that the City purchase gift certificates for all those on City payroll that are not eligible for longevity bonuses except Council and the Mayor in an amount not to exceed \$25.00 each. Carried, all aye.

#### **Discussion Regarding More Availability for Parking-**

Mayor suggested some ideas for Council to consider increasing parking availability in the City.

#### **Mayor's Reappointment to the Building Authority-**

The Mayor reappointed William Flick to the Building Authority for a term expiring May 2012.

