

The Waukon City Council met in regular session on April 7, 2014 at 7:00 o'clock P.M. in the Council Room of City Hall, 101 Allamakee Street, with Mayor Loren Beneke presiding. Council members present: Trent Mitchell, Steve Wiedner, Don Steffens, Dave Sanderson and Darrold Brink. Council members absent: none. Others present: City Attorney James Garrett, Police Chief Phil Young, Water/Sewer Superintendent Robert Campbell, Street Superintendent Randy Murphy, Development/Zoning Administrator Allen Lyon, Lyle TeKippe-TeKippe Engineering, a Division of Fehr Graham Engineering, Allamakee County Supervisor Larry Schellhammer, County Attorney Jill Kistler and citizens.

The Mayor opened the meeting with prayer.

Moved by: Wiedner

Seconded by: Mitchell

To approve the following consent agenda items:

Agenda

Minutes of March 17, 2014-special; March 17, 2014-regular; March 31, 2014-special

Payment of claims

AT & T	service	94.23
Alliant Energy	service	1,402.14
Allamakee County Sheriff	ans.serv.-March '14	750.00
American Legion Post 62	flags	200.00
A-OK Well Service	parts/labor	620.00
Allamakee County Economic Development	4 th qtr. Contribution	3,098.25
Allamakee County Economic Development	services-March'14	1,987.50
Allamakee County Recorder	services	22.00
Allamakee Clayton Electric Coop.	service	87.75
Black Hills Energy	service	3,579.82
Brink's Custom Services	snow removal	1,639.25
Brown Supply Company	parts	850.15
David Burrett	academy lodging	739.20
David Burrett	academy clothing	236.59
David Burrett	academy meals	144.56
Carquest Auto Parts	parts/supplies	280.51
City Laundering Company	service	577.37
Continental Research Corporation	supplies	197.70
Culligan Water Conditioning	service	299.10
Fareway Stores, Inc.	real estate tax rebate	4,775.00
Group Services, Inc.	adm.fee-April '14	249.70
Hansmeier Truck & Trailer, LLC	parts/labor	1,156.79
Innovative Energy	fuel-ambulance	783.71
Jim's Full Service	fuel-ambulance	184.35
Jim's Full Service	fuel	1,627.46
Keystone Laboratories, Inc.	samples	58.00
Kelly Concrete	parts/labor	750.00
McMillan Muffler	parts/labor	251.92
Midland Scientific, Inc.	supplies	1,420.49
News Publishing, Company	service	648.97
Ricoh USA, Inc.	copier contract	312.27
Teamsters Local 238	union dues-April '14	264.72
Truck Equipment, Inc.	parts	1,584.84
Union Security Ins. Co.	ins.-April '14	107.38
Waukon Economic Development Corporation	2 nd /3 rd -qtr. contributions	6,500.00
Waukon Tire Center, Inc.	parts	21.00
Waukon Tire Center, Inc.	parts-ambulance	78.95
Zee Medical, Inc.	supplies	49.15
Regular Payroll	March 2-March 15, 2014	28,313.82
Waukon Postmaster	postage stamps	98.00
Stoney Creek Inn	relocation costs-CDBG	1,204.45
Stoney Creek Inn	relocation costs-CDBG	720.49
EFTPS	withholding	3,596.02
EFTPS	withholding	6,046.12
Waukon Area Fire Protection District	city share-fire truck-Fire Cap.Impr.	186,000.00
Iowa Department of Natural Resources	retest exam fee	30.00
Town & Country Sanitation	services	16,770.15
Waukon Postmaster	postage	155.04
Regular Payroll	March 16-March 29, 2014	28,382.71
EFTPS	withholding	6,022.38
EFTPS	withholding	3,471.10

Fund Totals:	General: 62,568.09	CDBG Housing:	1,924.94
	RUT: 16,172.19	Wellness Center:	9,550.18
	Water: 14,217.85	Spec.Rev.Employ.Ben:	3,125.94
	Sewer: 13,060.58	Fire Cap. Imp./Equip.:	186,000.00
	Library: 7,046.33	TIF Fund:	4,775.00

Yes: Steffens, Wiedner, Mitchell, Brink, Sanderson

No: 0

The Mayor declared the motion carried.

This being the time and place set for the Public Hearing on proposed amendment to Waukon Zoning Ordinance to add the following additional conditional use in the regulations of the "M-1" manufacturing district: Governmental and semi-governmental administrative and protective facilities, the Mayor called for any oral or written comments and there were none. The Clerk announced that no written comments had been previously received and the Mayor declared the Public Hearing closed.

This being the time and place set for the Public Hearing on proposed amendment to Waukon Zoning Ordinance to add the following additional conditional use in the regulations of the "B-2" general business district: lumber yards, the Mayor called for any oral or written comments and there were none. The Clerk announced that no written comments had been previously received and the Mayor declared the Public Hearing closed.

This being the time and place set for the Public Hearing on proposed change in zoning district classification for certain property in Waukon, Iowa, presently classified, in part, as "M-1" manufacturing district, and, in part, as "R-5" mobile home park and is proposed to be reclassified to "B-2" general business district, located at 1105 West Main Street and 1125 West Main Street and owned by Stilwell Brothers, the Mayor called for any oral or written comments and there were none. The Clerk announced that no written comments had been previously received and the Mayor declared the Public Hearing closed.

The Council discussed with County representatives financing of new Fire Station and the USDA Rural Economic Development Loan Grant in the amount of \$680,000.

Moved by: Mitchell

Seconded by: Wiedner

To authorize the City to proceed with the borrowing of the \$680,000.00 loan from Allamakee Clayton Electric Cooperative, with the understanding that there would be an equalizing of the overall rate of interest, for all the money borrowed by the City and the Townships for the construction of the project.

Yes: 5

No: 0

The Mayor declared the motion carried.

An ordinance amending the Code of Ordinances of the City of Waukon, Iowa, 1998 by adding Governmental and semi-governmental administrative and protective facilities as conditional uses in the "M-1" manufacturing zoning district was presented to the Council for approval.

Moved by: Wiedner

Seconded by: Steffens

To approve the first reading.

Yes: Wiedner, Sanderson, Steffens, Mitchell, Brink

No: 0

The Mayor declared the motion carried.

Moved by: Mitchell

Seconded by: Wiedner

To waive the second and third readings.

Yes: Steffens, Sanderson, Mitchell, Wiedner, Brink

No: 0

The Mayor declared the motion carried.

Moved by: Mitchell

Seconded by: Sanderson

To approve the ordinance.

Yes: Brink, Steffens, Wiedner, Sanderson, Mitchell

No: 0

The Mayor declared the ordinance approved and the Clerk assigned the number 724 to the ordinance.

An ordinance amending the Code of Ordinances of the City of Waukon, Iowa, 1998 by adding lumber yards as a conditional use in the "B-2" general business district was presented to the Council for approval.

Moved by: Sanderson

Seconded by: Wiedner

To approve the first reading.

Yes: Wiedner, Brink, Mitchell, Steffens, Sanderson

No: 0

The Mayor declared the motion carried.

Moved by: Mitchell

Seconded by: Sanderson

To waive the second and third readings.

Yes: Wiedner, Sanderson, Steffens, Mitchell, Brink

No: 0

The Mayor declared the motion carried.

Moved by: Mitchell

Seconded by: Wiedner

To approve the ordinance.

Yes: Steffens, Sanderson, Mitchell, Wiedner, Brink

No: 0

The Mayor declared the ordinance approved and the Clerk assigned the number 725 to the ordinance.

An ordinance changing zoning district classification from "M-1" manufacturing district and "R-5" mobile home park to "B-2" general business district for certain real estate in the City of Waukon, Iowa, located at 1105 West Main Street and 1125 West Main Street and owned by Stilwell Brothers was presented to the Council for approval.

Moved by: Wiedner

Seconded by: Mitchell

To approve the first reading.

Yes: Brink, Steffens, Wiedner, Sanderson, Mitchell

No: 0

The Mayor declared the motion carried.

Moved by: Wiedner

Seconded by: Mitchell

To waive the second and third readings.

Yes: Brink, Steffens, Wiedner, Sanderson, Mitchell

No: 0

The Mayor declared the motion carried.

Moved by: Wiedner
To approve the ordinance.
Yes: Brink, Steffens, Wiedner, Sanderson, Mitchell
The Mayor declared the ordinance approved and the Clerk assigned the number 726 to the ordinance.

Seconded by: Mitchell

No: 0

Dick Sullivan was present to discuss Development Agreement-Logan Street Extension and amended restrictive covenants.

Moved by: Wiedner
To direct City Attorney James Garrett to draft proposed Development Agreement for next council meeting.

Seconded by: Sanderson

Yes: 5

No: 0

The Mayor declared the motion carried.

The Council discussed Innovative Ag Annexation/tax rebate. No action taken.

Dennis DeBuhr, Parkview Mobile Home Court, discussed with the Council his water leaks and requested \$3,000.00 credit on sewer billed to him.

Moved by: Wiedner
To approve sewer credit on his account (Parkview Mobile Home Court) for \$2,500.00.

Seconded by: Steffens

Yes: 5

No: 0

The Mayor declared the motion carried.

Moved by: Wiedner
To approve resolution waiving right to review G & K Development, LLC subdivision plat.

Seconded by: Mitchell

Yes: Wiedner, Sanderson, Steffens, Mitchell, Brink

No: 0

The Mayor declared the resolution approved and the Clerk assigned the number 2798 to the resolution.

Moved by: Sanderson
To agree with the Board of Adjustment's decision to grant John P. Sweeney a variance for multi dwelling, to convert building into ten apartments, located at 209 2nd Avenue SW.

Seconded by: Steffens

Yes: 5

No: 0

The Mayor declared the motion carried.

The Council discussed former Bresnahan property-Detention Basin development and Bresnahan condemnation appeal. No action taken.

Moved by: Wiedner
To approve that the City sponsor the Fly-In Pancake Breakfast as part of Corn Days.

Seconded by: Brink

Yes: 5

No: 0

The Mayor declared the motion carried.

Moved by: Mitchell
To approve Robey Memorial Expansion Project change order #13 for \$3,152.00.

Seconded by: Sanderson

Yes: 5

No: 0

The Mayor declared the motion carried.

Moved by: Mitchell
To accept the resignation of Police Officer David Fritz, effective March 24, 2014.

Seconded by: Wiedner

Yes: 5

No: 0

The Mayor declared the motion carried.

Moved by: Sanderson
To approve resolution agreeing to close the extension of Highway IA 76/IA 9 from 610 Rossville Road to West Main, IA 76 right on 6th Street NW to 3rd Avenue NW ending at 1061 3rd Avenue NW for the period beginning at 2:00 P.M. and ending at 3:20 P.M. on September 26, 2014 for the Homecoming Parade.

Seconded by: Steffens

Yes: Steffens, Sanderson, Mitchell, Wiedner, Brink

No: 0

The Mayor declared the resolution approved and the Clerk assigned the number 2799 to the resolution.

Moved by: Wiedner
To adjourn.

Seconded by: Brink

Yes: 5

No: 0

The Mayor declared the motion carried.

Diane Sweeney
City Clerk