

The Waukon City Council met in regular session on May 7, 2012 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, John Ellingson, Dave Sanderson and Joe Cunningham. Council members absent: none. Others present: City Attorney James Garrett, Police Chief Clark Bollman, Water/Sewer Superintendent Robert Campbell, Street Superintendent Randy Murphy, Development/Zoning Administrator Al Lyon, Park/Recreation Director Jeff Snitker, Kelly Bromelkamp-TeKippe Engineering, Robey Memorial Librarian Rick Meyer and citizens.

The Mayor opened the meeting with prayer.

Moved by: Wiedner

Seconded by: Mitchell

To approve the following consent agenda:

Agenda

Minutes of April 16, 2012

Class "C" Liquor License renewal with Sunday Sales & Outdoor Services, living quarters for Holly Palmer, d/b/a Green Valley Golf Course & Rentals-78 16th Avenue NW; Class "C" Beer Permit, Class "B" Native Wine Permit and Sunday Sales renewal for Casey's Marketing Company, d/b/a Casey's General Store #1997, 516 Rossville Road

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|---------------------------------------|-------------------------|------------|
| AT & T | services | 32.58 |
| Allamakee Clayton Electric Coop | services | 59.86 |
| Allamakee County Sheriff | answ.serv.-April '12 | 750.00 |
| Allamakee County Economic Development | services-March '12 | 1,522.50 |
| Allamakee County Recorder | services | 34.00 |
| Alliant Energy | services | 791.15 |
| Automatic Systems Co. | services | 1,955.65 |
| Bankers Trust | interest/fees | 24,107.50 |
| Bankers Trust | principal/interest/fees | 44,781.25 |
| Bankers Trust | principal/interest/fees | 210,414.88 |
| Bankers Trust | principal/interest/fees | 77,200.00 |
| Bodensteiner Body Werks | parts/labor | 46.00 |
| Black Hills Energy | service | 1,492.39 |
| Bresnahan Oil Company | fuel-ambulance | 1,295.83 |
| Bresnahan Oil Company | fuel | 989.43 |
| Brink's Tree Service | services | 646.25 |
| Carquest Auto Parts | parts/supplies | 22.05 |
| City Laundering Company | service | 568.10 |
| Cunningham Hardware | supplies-ambulance | 17.07 |
| Culligan Water Conditioning | service | 57.70 |
| DeBuhr & Casper Plumbing & Htg. | parts | 89.02 |
| DuWayne Snitker | service | 210.00 |
| Eddy Walker Equipment Company | parts | 119.72 |
| Galls | supplies | 236.98 |
| General Traffic Controls, Inc. | parts | 175.41 |
| Group Services, Inc. | self fund req.-May'12 | 775.44 |
| Group Services, Inc. | adm.fees-May'12 | 238.35 |
| Hansmeier Truck & Trailer | parts/labor | 39.00 |
| Hausladen's Auto Supply | parts/supplies | 378.00 |
| Ion Exchange, Inc. | supplies | 1,500.00 |
| Iowa One Call | service | 35.10 |
| Jim's Appliance | service | 121.50 |
| Jim's Full Service | fuel | 1,603.45 |
| Jim's Full Service | fuel-ambulance | 249.55 |
| Keith H. Lee | supplies | 990.61 |
| Kerndt Trenching Services | labor | 230.00 |
| Ken Kerr Electric | service/parts/labor | 286.78 |
| Keystone Laboratories | samples | 56.00 |
| McMillan Muffler | parts/labor-ambulance | 453.50 |
| Mississippi Valley Pump, Inc. | parts | 1,105.92 |
| News Publishing Co., Inc. | service | 582.47 |
| Oden Sign Service | sign/labor | 232.00 |
| Palmer Repair | parts/labor | 7.25 |
| Pro-Build | parts | 40.01 |
| River City Paving | supplies | 470.83 |
| Teamsters-Local 238 | union dues-May'12 | 352.72 |
| Test America | samples | 742.98 |
| Torkelson's of Waukon | parts/labor | 53.25 |
| Tri-State Doors | parts/labor | 375.00 |
| TeKippe Engineering | services | 9,757.95 |
| Union Security Ins. Co. | ins.-May'12 | 171.00 |
| USA BlueBook | parts | 130.12 |
| Walsh Electric, LLC | labor/supplies | 118.99 |
| Waukon Tire Center | parts/labor-ambulance | 92.70 |

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| Waukon Tire Center | parts/labor | 173.40 |
| West Side Waukon Lumber | supplies | 36.81 |
| Wertjes Uniforms | supplies | 258.00 |
| Zahn Plumbing & Htg. | parts | 34.00 |
| Zarnoth Brush Works | parts | 150.50 |
| Zee Medical, Inc. | supplies | 52.00 |
| Regular Payroll | April 15-April 28, 2012 | 29,609.06 |
| Lou & Rita Swenson | digging bond refund | 500.00 |
| Iowa Rural Water Association | registration | 50.00 |
| Treasurer, State of Iowa | sales tax | 3,716.00 |
| Alcoholic Beverage Division | beer permit | 120.00 |
| City of Waukon | petty cash | 88.18 |
| Waukon Trees Forever | contribution | 2,000.00 |
| EFTPS | soc.sec. w/h | 5,432.89 |
| EFTPS | federal w/h | 3,500.64 |
| Bieber Insurance & Real Estate | prop./casualty ins. | 108,808.00 |
| Bieber Insurance & Real Estate | airport ins. | 2,474.00 |
| WSB | bank card fees | 109.93 |
| Regular Payroll | April 1-April 14, 2012 | 30,617.37 |
| Town & Country Sanitation | services | 16,815.60 |
| Waukon Postmaster | postage | 170.80 |

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| Fund Totals: | General: 159,547.94 | Spec.Rev.Empl.Ben: 1,470.56 |
| | RUT: 11,842.64 | Wellness Ctr: 10,717.94 |
| | Water: 15,594.41 | Debt Serv: 145,338.75 |
| | Sewer: 20,742.64 | TIF Fund: 210,164.88 |
| | Library: 6,069.82 | T&A Ins.Self Fund: 775.44 |
| | Street: 9,757.95 | Park Imp. Proj. Fund: 1,500.00 |

Yes: Ellingson, Wiedner, Mitchell, Cunningham, Sanderson No: 0

The Mayor declared the motion carried.

Patty Fosaaen addressed the Council under Public Comments about the upcoming Big Bikes for Little Tikes motorcycle ride and suggested closing part of Spring Avenue in front of Rusted Nail.

Jared Nielsen, Driftless Area Scenic Byway Coordinator presented information to the Council regarding Driftless Area Scenic Byway. No action taken.

Robey Memorial Librarian Rick Meyer and Brian Stark, Gardner Architecture, discussed with the Council the Library expansion project, in-kind dollars and possible purchase of the lot located north of the Library.

Moved by: Cunningham Seconded by: Ellingson

To authorize Robey Memorial Library to utilize their funds to acquire the lot north of the Library for the Library Expansion Project.

Yes: 5 No: 0

The Mayor declared the motion carried.

The Council reviewed the RFP's received from Upper Explorerland Regional Planning Commission and MSA Professional Services to provide technical services for the City of Waukon's CDBG Owner Occupied Housing Rehabilitation Grant.

Moved by: Ellingson Seconded by: Wiedner

To approve Upper Explorerland Regional Planning Commission to provide technical services for the City of Waukon CDBG Owner Occupied Housing Rehabilitation Grant, due to familiarity and references provided.

Yes: 5 No: 0

The Mayor declared the motion carried.

Jason Fish requested the City close a portion of City parking lot located north of Good Fellas, Inc. for an event for Knights of Columbus to be held June 23, 2012 and ending on June 24, 2012.

Moved by: Mitchell Seconded by: Wiedner

To approve the request from Jason Fish to close a portion of the City parking lot north of Good Fellas, Inc. for a public dance for Knights of Columbus event on June 23, 2012 and ending on June 24, 2012, contingent upon receiving insurance certificate with the City of Waukon being named additional insured.

Yes: 5 No: 0

The Mayor declared the motion carried.

Council member John Ellingson left the meeting.

City Attorney James Garrett recommended that the City engage the services of Amy S. Beattie, Brick Gentry, P.C., West Des Moines, IA, for assistance purposes for the 2012 Street Improvements special assessments project.

Moved by: Mitchell
To approve the City Attorney's recommendation and engage the services of Attorney Amy S. Beattie of Brick Gentry P.C., West Des Moines, IA, for assistance with the 2012 Street Improvements special assessments project.

Seconded by: Wiedner
Yes: 4 No: 0 Absent: 1
The Mayor declared the motion carried.

Jeff Snitker, Park/Recreation Director, informed the Council that new playground equipment will be installed at the park and the softball complex, stating the cost of the equipment will be paid from donations received and the Park Trust Fund, pending Council approval.

Moved by: Cunningham
To authorize the Park Board to expend the funds from their budget for the playground equipment at the park and softball complex.

Seconded by: Sanderson
Yes: 4 No: 0 Absent: 1
The Mayor declared the motion carried.

Jeff Snitker, Park/Recreation Director, updated the Council on the soccer fields. No action taken.

Moved by: Cunningham
To approve resolution approving and accepting Richard Sullivan subdivision-phase 2 subdivision plat.

Seconded by: Mitchell
Yes: Wiedner, Sanderson, Mitchell, Cunningham No: 0 Absent: Ellingson
The Mayor declared the resolution approved and the Clerk assigned the number 2549 to the resolution.

Moved by: Mitchell
To agree with the Board of Adjustment's decision to grant Larry Gelo a six foot side yard variance (east side) to build building at 305 1st Avenue NE.

Seconded by: Wiedner
Yes: 4 No: 0 Absent: 1
The Mayor declared the motion carried.

Council member John Ellingson returned to the meeting.

Dick Sullivan requested a deduction in water/sewer bill at 708 2nd Avenue SW.

Moved by: Cunningham
To deny request for reduction of delinquent water/sewer bill at 708 2nd Avenue SW.

Seconded by: Mitchell
Yes: 5 No: 0
The Mayor declared the motion carried.

The Council discussed the request from Patty Fosaaen to hang welcome banner for Big Bikes for Little Tikes motorcycle ride to be held May 19, 2012.

Moved by: Wiedner
To grant permission to hang banner over City property for Big Bikes for Little Tikes motorcycle ride.

Seconded by: Mitchell
Yes: 5 No: 0
The Mayor declared the motion carried.

The Council agreed to hold a special council meeting on May 17, 2012 at 5:00 P.M. regarding street closing for the Big Bikes ride.

Moved by: Cunningham
To approve a resolution approving agreement between the City of Waukon and the Iowa Department of Transportation for a Revitalize Iowa's Sound Economy Program (RISE) Project, and to authorize the Mayor to sign the agreement on behalf of the City of Waukon.

Seconded by: Wiedner
Yes: Wiedner, Sanderson, Ellingson, Mitchell, Cunningham No: 0
The Mayor declared the resolution approved and the Clerk assigned the number 2550 to the resolution.

Moved by: Cunningham
To approve request from the IDOT for application to perform work within state highway right-of-way in the City of Waukon; and to approve request from the IDOT for application and agreement for use of highway right-of-way for utilities accommodation in the City of Waukon.

Seconded by: Sanderson
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 amending provisions relating to the testing and repair of commercial water meters was presented to the Council for approval.

Moved by: Cunningham
To approve the first reading.

Seconded by: Mitchell
Yes: Cunningham, Ellingson, Wiedner, Sanderson, Mitchell No: 0
The Mayor declared the motion carried.

Moved by: Cunningham Seconded by: Wiedner
To waive second and third readings.
Yes: Wiedner, Cunningham, Mitchell, Ellingson, Sanderson No: 0
The Mayor declared the motion carried.

Moved by: Cunningham Seconded by: Wiedner
To approve the ordinance.
Yes: Wiedner, Cunningham, Mitchell, Ellingson, Sanderson No: 0
The Mayor declared the ordinance approved and the Clerk assigned the number 703 to the ordinance.

Council member Joe Cunningham discussed alley repairs and the cost proposal that was approved by the Council at the May 16, 2011 meeting for \$1,900.00 from Strub Blacktopping and submitted for approval a revised cost proposal of \$2,200.00 for the work.
Moved by: Mitchell Seconded by: Wiedner
To approve the revised cost proposal of \$2,200.00 from Strub Blacktopping for repairs to the alley.
Yes: 5 No: 0
The Mayor declared the motion carried.

Council member Joe Cunningham discussed flood mitigation project and the information he had received regarding the submittal of FEMA and Disaster CDBG grants.
Moved by: Cunningham Seconded by: Wiedner
To notify Carol Tomb, IA HSEMD, that the City has decided not to pursue the grant applications and to withdraw the Notice of Intent for Flood Mitigation Grant due to requirements and limits of the application.
Yes: 5 No: 0
The Mayor declared the motion carried.

Council member Joe Cunningham discussed with the Council the storm sewer work recently completed at 205 2nd Avenue NW and the concerns from Bev Needham regarding the landscaping. He stated an estimate of materials (timber and washed rock) would be under \$500.00 to correct the situation.
Moved by: Ellingson Seconded by: Mitchell
To proceed with correcting the minimal needs of landscaping for this project.
Yes: 5 No: 0
The Mayor declared the motion carried.

The Council discussed the acquisition of Bresnahan sanitary sewer main.
Moved by: Wiedner Seconded by: Cunningham
To engage the services of Lyle TeKippe-TeKippe Engineering to identify and describe what the City wants to acquire; to instruct the City Attorney to respond to Dan Bresnahan stating the City feels they must acquire main and area for storm drainage so City is proceeding with condemnation; to instruct City Attorney to proceed with condemnation process and to instruct James Garrett to make a recommendation to the Council as to who they should engage the services for an appraiser.
Yes: 5 No: 0
The Mayor declared the motion carried.

Moved by: Sanderson Seconded by: Mitchell
To approve resolution authorizing economic development grant to Allamakee County Economic Development.
Yes: Ellingson, Sanderson, Mitchell, Wiedner, Cunningham No: 0
The Mayor declared the resolution approved and the Clerk assigned the number 2551 to the resolution.

Moved by: Cunningham Seconded by: Mitchell
To approve resolution agreeing to the transfer of \$375.00 (City share of WIRB Grant) from the General Fund to the Park Improvements Project Fund, in accordance with Resolution No. 2458.
Yes: Cunningham, Ellingson, Wiedner, Sanderson, Mitchell No: 0
The Mayor declared the resolution approved and the Clerk assigned the number 2552 to the resolution.

Moved by: Mitchell Seconded by: Cunningham
To adjourn.
Yes: 5 No: 0
The Mayor declared the motion carried.

Diane Sweeney
City Clerk

