

The Waukon City Council met in regular session on May 3, 2010 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, Street Superintendent Randy Murphy, Water/Sewer Superintendent Robert Campbell, Development Officer Al Lyon, Lyle TeKippe-TeKippe Engineering, representatives of Robey Memorial Library and citizens.

The Mayor opened the meeting with prayer.

Moved by: Mitchell

Seconded by: Cunningham

To approve the following consent agenda items:

Agenda

Minutes of April 19, 2010-special; April 19, 2010-regular

Class "C" Beer Permit renewal with carryout Native Wine and Sunday Sales-Casey's

Marketing Company, d/b/a Casey's General Store #1997, 516 Rossville Road

Payment of claims

AT & T	service	59.65
Alliant Energy	service	677.55
Allamakee County Sheriff	ans.service-April '10	750.00
Bankers Trust Co.	principal/interest	41,418.75
Bankers Trust Co.	principal/interest	75,866.25
Bankers Trust Co.	principal/interest	202,169.88
Barker LeMar Engineering	services	2,989.00
Black Hills Energy	services	1,439.78
Bresnahan Oil Company	fuel	2,804.71
Carquest Auto Parts	parts	36.64
Culligan Water Conditioning	supplies	46.80
Cunningham Hardware & Rental	supplies	7.16
Chemsearch	supplies	212.04
Group Services, Inc.	self fund req.-May '10	2,693.51
Hansmeier Truck & Trailer	parts/labor	188.59
Hawkins, Inc.	supplies	2,023.69
HD Supply Waterworks, Ltd.	Parts	2,747.00
IKON Office Solutions	supplies	84.00
Jim's Full Service	fuel	528.46
Liquid Engineering Corp.	services	2,895.00
MARC	supplies	794.72
DuWayne Snitker	dog care	105.00
Sportsmen's Unlimited	supplies	30.18
Teamsters Local 238	union dues-May '10	244.00
Torkelson's of Waukon, Inc.	parts/labor	45.68
Union Security Insurance Co.	ins.-May '10	144.32
USA BlueBook	signs/supplies	200.30
Waukon Implement Co.	parts/labor	651.08
Waukon Tire Center	parts/labor	705.71
Zee Medical, Inc.	supplies	72.50
Regular Payroll	April 4-April 17, 2010	33,630.34
Paul Wagner	reimbursement	11.08
Waukon Postmaster	postage	44.00
Waukon Postmaster	postage stamps	220.00
Bieber Insurance	insurance	2,425.00
Waukon Trees Forever	contribution	2,000.00
Alcoholic Beverage Division	license	120.00
Treasurer, State of Iowa	state withholding	2,890.00
Treasurer, State of Iowa	sales tax	2,896.00
Skyline Construction, Inc.	pay est.#4-SW Util.Improv.	43,046.72
WSB/Electronic Filing	soc.sec. withholding	7,263.93
WSB/Electronic Filing	federal withholding	5,474.90
Clark Bollman	reimbursement	78.25
Waukon State Bank	bankcard fee	41.59

Fund Totals:	General: 35,413.89	Spec.Rev.EmPLY.Ben:	2,174.19
	RUT: 6,344.29	Debt Service:	116,885.00
	Water: 11,027.83	C-Mart Subfund:	2,989.00
	Sewer: 9,660.33	TIF Fund:	201,969.88
	Library: 5,575.98	Water Op.Maint. Fund:	2,895.00
	Wellness: 4,702.69	SW Water Util.Subfund:	42,144.22
	T&A Ins.: 88.96	2 <sup>nd</sup> St. Sanitary Sewer:	902.50

Yes: Ellingson, Mitchell, Cunningham, Sanderson

No: 0

Absent: Wiedner

The Mayor declared the motion carried.



The Council discussed proposed Bresnahan subdivision and development agreement.

Moved by: Mitchell

Seconded by: Cunningham

To form a committee to work on a Development Agreement for the proposed Bresnahan subdivision and to name Council Member Steve Wiedner and Joe Cunningham to serve on this committee, with Council Member Dave Sanderson to serve in the absence of Joe Cunningham.

Yes: 4

No: 0

Absent: 1 (Ellingson)

The Mayor declared the motion carried.

Moved by: Mitchell

Seconded by: Wiedner

To set date of Public Hearing for June 7, 2010 at 7:00 P.M. in the Council Room of City Hall to assign permanent zoning classification for recently annexed property.

Yes: 4

No: 0

Absent: 1 (Ellingson)

The Mayor declared the motion carried.

Moved by: Cunningham

Seconded by: Sanderson

To agree with the Board of Adjustment's decision to grant James Allison, 505 4<sup>th</sup> Avenue SW a zoning variance of 5 feet from the required 8 foot side yard setback on east side and a zoning variance to exceed the 40% building to lot ratio.

Yes: 4

No: 0

Absent: 1 (Ellingson)

The Mayor declared the motion carried.

Moved by: Cunningham

Seconded by: Mitchell

To approve resolution to declare necessity and establish an urban renewal area, pursuant to Iowa Code Section 403.4, and approve urban renewal plan amendment for the Second 2010 Addition to the Southeast Urban Renewal Area.

Yes: Wiedner, Sanderson, Mitchell, Cunningham

No: 0

Absent: Ellingson

The Mayor declared the resolution approved and the Clerk assigned the number 2323 to the resolution.

An ordinance providing for the division of taxes levied on taxable property in the Second 2010 Addition to the Southeast Urban Renewal Area, pursuant to Iowa Code Section 403.19 was presented to the Council for approval.

Moved by: Cunningham

Seconded by: Wiedner

To approve the first reading.

Yes: Sanderson, Mitchell, Wiedner, Cunningham

No: 0

Absent: Ellingson

The Mayor declared the motion carried.

Moved by: Cunningham

Seconded by: Mitchell

To waive the second and third readings.

Yes: Cunningham, Wiedner, Sanderson, Mitchell

No: 0

Absent: Ellingson

The Mayor declared the motion carried.

Moved by: Cunningham

Seconded by: Sanderson

To approve the ordinance.

Yes: Wiedner, Cunningham, Mitchell, Sanderson

No: 0

Absent: Ellingson

The Mayor declared the ordinance approved and the Clerk assigned the number 670 to the ordinance.

City Attorney James Garrett discussed with the Council proposed Innovative Ag Development Agreement. No action taken.

The Mayor announced that it was appropriate at this time to take action on the proposed Ninth Street SW Utility Improvements Project and to arrange for the taking of bids for this project.

Moved by: Cunningham

Seconded by: Mitchell

To approve resolution ordering preparation of detailed plans, specification, notice of hearing, notice to bidders and form of contract pertaining to the Ninth Street SW Utility Improvements Project.

Yes: Wiedner, Sanderson, Mitchell, Cunningham

No: 0

Absent: Ellingson

The Mayor declared the resolution approved and the Clerk assigned the number 2324 to the resolution.

The City Clerk announced that detailed plans and specifications, notice of hearing and notice to bidders and form of contract pertaining to the Ninth Street SW Utility Improvements Project have been filed.

Moved by: Cunningham

Seconded by: Sanderson

To approve resolution approving detailed plans and specifications, notice of hearing, notice to bidders and form of contract pertaining to the Ninth Street SW Utility Improvements Project.

Yes: Sanderson, Mitchell, Wiedner, Cunningham

No: 0

Absent: Ellingson

The Mayor declared the resolution approved and the Clerk assigned the number 2325 to the resolution.

