

COUNCIL ROOM-----August 19, 2013

The Waukon City Council met in regular session on August 19, 2013 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. Others present: City Attorney James Garrett, Police Chief Phil Young, Street Superintendent Randy Murphy, Water/Sewer Superintendent Robert Campbell, Development Officer/Zoning Administrator Allen Lyon, Lyle TeKippe-TeKippe Engineering, a Division of Fehr Graham Engineering and citizens.

The Mayor opened the meeting with prayer.

Moved by: Sanderson

Moved by: Wiedner

To approve the following consent agenda items:

Agenda		
Minutes of August 5, 2013		
Clerk/Treasurer Reports-July 2013		
Payment of claims		
Bruening Rock Products, Inc.	repairs-flood	6,065.00
Fehr Graham Engineering	service-flood	1,030.25
Ken Kerr Electric	labor-flood	40.00
Ken Kerr Electric	labor-West Side Dev.Proj.	42.97
Cresco Building Services, Inc.	pay est. #6-Library Expans.Proj.	137,498.25
Martin Gardner Architecture	services-Library Expans.Proj.	2,932.42
Allamakee County Economic Development	services-July '13	1,470.00
Allamakee County Recorder	services	72.00
AT & T	service	301.03
Alliant Energy	service	14,809.99
Allamakee Clayton Electric Coop	service	70.51
Allamakee County Economic Development	website renewal	80.00
Wellmark Blue Cross Blue Shield	ins.-Sept.'13	11,468.13
Brown Supply Company	parts/supplies	310.50
Bruening Rock Products	supplies	147.07
Casey's General Store	fuel	124.80
Century Link	service	806.67
City Laundering Company	service	617.28
Cunningham Hardware & Rental	supplies/parts	145.47
Fehr Graham Engineering	services	12,365.50
Galls/Quartermaster	supplies	660.54
James Garrett	legal services-July '13	3,618.51
Group Services, Inc.	self fund req.-Aug.'13	36.95
Hartig Drug Company	supplies	18.99
Hausladen's Auto Supply	supplies	5.99
Iowa Department of Natural Resources	annual fee	1,275.00
Innovative Energy LLC	fuel	1,596.08
Innovative Energy LLC	fuel-amb.	907.71
Iowa Law Enforcement Academy	school	300.00
Indi-Com Electric & Surveillance, Inc.	parts/labor	106.70
Iowa Codification, Inc.	services	400.00
Iowa One Call	service	45.00
Iowa Rural Water Association	registration	260.00
Jim's Full Service	fuel	492.55
Jim's Full Service	fuel-amb.	332.10
Kious Kountry	amb.-repair	3,467.04
Klocke Emergency Vehicle	parts-amb.	1,429.69
Kwik Trip, Inc.	fuel	1,536.22
Lydon Electric Motors	parts/labor	4,200.64
Lydon Electric Motors	parts/labor-flood	793.10
McMillan Muffler	parts/labor-amb.	860.04
Mississippi Valley Pump, Inc.	parts/labor	1,093.00
News Publishing Co., Inc.	services	974.34
Ness Pumping	service-flood	140.00
Palmer Repair	parts/labor	100.13
Radar Road Tec	service	140.00
R.W. Pladsen, Inc.	parts/labor	184.11
River City Paving	supplies	453.42
DuWayne Snitker	dog care	105.00
Storey Kenworthy/Matt Parrott	supplies	354.29
Teamsters Local 238	union dues-Aug.'13	294.96
Test America	report	75.00
Upper Explorerland Regional Planning Commission	services	1,928.73
USA BlueBook	supplies	392.48
Village Farm & Home	supplies	156.59
Waukon Economic Development Corporation	lease rent	3.00
Waukon Area Fire Protection District	supplies-amb.	450.00
Waukon Tire Center, Inc.	parts/labor-amb.	682.75
Richard Zahasky	legal services	894.74
Treasurer State of Iowa	sales tax	5,718.00
Waukon State Bank	principal/interest	4,550.00
Farmers & Merchants Savings Bank	principal/interest	4,550.00
Skyline Construction, Inc.	13 <sup>th</sup> Ave SW-final	4,224.64
IPERS	withholding	3,725.22
IPERS	withholding	8,537.33
Treasurer, State of Iowa	withholding	3,241.00

EFTPS		withholding	7,338.38
EFTPS		withholding	3,794.20
McCullick Trucking		service-West Side Dev. Proj.	2,000.00
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Regular Payroll		July 21-August 3, 2013	35,438.74
Fund Totals:	General:	46,655.15	Spec.Rev.Employ.Ben: 9,929.13
	RUT:	15,396.16	CDBG Housing Rehab: 1,928.73
	Water:	25,541.75	West Side Dev.Proj.: 4,274.99
	Sewer:	17,490.88	Debt Gundersen: 9,100.00
	Library:	4,579.05	2013 Flood Fund: 8,068.35
	Wellness:	6,600.34	IDOT sub fund: 4,224.64
	Street:	10,801.50	Adm.Costs sub fund: 775.00
	Amb.Trust:	450.00	T&A Self Ins: 34.40
			Library Expan. Sub fund: 140,430.67

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

Public Comments were heard from Troy Nierling, West Side Trailer Court, regarding his concerns due to movement of his trailer.

Bonnie Steffens informed the Council that she did not need an extension of time to remove the dead tree from her property, as it has been cut down.

Larry Krause discussed with the Council his water leak and bill at Northview Estates Mobile Home Park.

Moved by: Cunningham Seconded by: Mitchell

To approve crediting the sanitary sewer charges on account #4-485000-02 Northview Estates Mobile Home Park and instructed the Clerk to charge \$565.40 (average sanitary sewer for the past six months) for the month of July 2013 and \$565.40 for the month of August 2013, due to the water leak did not go into the City's sanitary sewer system.

Yes: 5 No: 0

The Mayor declared the motion carried.

Moved by: Mitchell Seconded by: Sanderson

To agree with the Board of Adjustment's decision to grant a 5' variance to blend porch in with existing structure on property owned by Larry Homewood at 705 2<sup>nd</sup> Avenue NW.

Yes: 5 No: 0

The Mayor declared the motion carried.

Moved by: Ellingson Seconded by: Wiedner

To agree with the Board of Adjustment's decision to grant an 8' variance on north side to reconstruct garage on property owned by Zac and Carrie Christensen at 302 East Main Street.

Yes: 5 No: 0

The Mayor declared the motion carried.

Moved by: Mitchell Seconded by: Cunningham

To agree with the Board of Adjustment's decision to grant a 4' variance to the north and a 7' variance to the east to build garage on property owned by Linda Kious at 314 1<sup>st</sup> Avenue NE.

Yes: 5 No: 0

The Mayor declared the motion carried.

Moved by: Sanderson Seconded by: Ellingson

To agree with the Board of Adjustment's decision to grant a 10' variance to construct an addition to existing structure on property owned by Gregory and Shirleen Rosendahl at 311 5<sup>th</sup> Street SW.

Yes: 5 No: 0

The Mayor declared the motion carried.

Moved by: Mitchell Seconded by: Ellingson

To submit back to the Board of Adjustment for further discussion, the denied variance request of Paul and Kristie Roeder at 401 8<sup>th</sup> Street SW.

Yes: 5 No: 0

The Mayor declared the motion carried.

West Side Trailer Court property owners shared their concerns with the City Council regarding moving of their trailers, utility hook-ups and costs.

Moved by: Cunningham Seconded by: Mitchell

To authorize Allen Lyon-West Side Trailer Court Project City Agent, to approve for payment claims for electric and plumbing hook-ups, up to \$1,000.00 for emergency situations, with the City Agent to determine if it is an emergency. It was further agreed to complete the installation and utilities for the Troy Nierling trailer.

Yes: 5 No: 0

The Mayor declared the motion carried.

The Council discussed funding request from Waukon Economic Development Corporation for \$5,201.00 for the fall Hansmeier farm property taxes.

Moved by: Wiedner Seconded by: Mitchell

To advance \$5,201.00 to WEDC for payment of the fall Hansmeier farm property taxes.

Yes: 5 No: 0

The Mayor declared the motion carried.

City Attorney James Garrett discussed with the Council Luana Savings Bank lawsuit and Sewer Connection Agreement.

Moved by: Cunningham

Seconded by: Wiedner

To approve Sanitary Sewer Connection Agreement between the City of Waukon and Luana Savings Bank of Luana, Iowa.

Yes: 5

No: 0

The Mayor declared the motion carried.

The Council discussed Bresnahan condemnation. No action taken.

The Council discussed proposed new Fire Station/pumper truck financing and possible location. No action taken.

The Mayor shared with the Council information regarding the 2013 Flood. No action taken.

Practice/Soccer Fields-28E Agreement. No action taken.

Moved by: Cunningham

Seconded by: Wiedner

To approve the REAP grant application for Waukon City Park Pond Floating Dock Project-cost estimate \$9,985.00, with the City share of match to be expended from the Park Trust Fund.

Yes: 4

No: 1 (Sanderson)

The Mayor declared the motion carried.

The Mayor announced that it was appropriate at this time to take action on the proposed Northgate Storm Sewer Repairs Project and to arrange for the taking of bids for this project.

Moved by: Cunningham

Seconded by: Sanderson

To approve resolution ordering preparation of detailed plans, specifications, notice of hearing, notice to bidders and form of contract.

Yes: Ellingson, Sanderson, Mitchell, Wiedner, Cunningham

No: 0

The Mayor declared the resolution approved and the Clerk assigned the number 2721 to the resolution.

The City Clerk announced that detailed plans and specifications, notice of hearing and notice of bidders and form of contract pertaining to the Northgate Storm Sewer Repairs Project have been filed.

Moved by: Mitchell

Seconded by: Ellingson

To approve resolution approving detailed plans and specifications, notice of hearing, notice to bidders and form of contract.

Yes: Cunningham, Ellingson, Wiedner, Sanderson, Mitchell

No: 0

The Mayor declared the resolution approved and the Clerk assigned the number 2722 to the resolution.

City Attorney James Garrett and Lyle TeKippe-TeKippe Engineering, a Division of Fehr Graham Engineering, updated the Council on private service lines in the 2013 Street Improvements Project.

Allen Lyon-Development Officer/Zoning Administrator spoke to the Council about downtown sidewalk repairs (Video Connection, Main Feature, Lurdall property) and the Council directed him to obtain more cost estimates.

Moved by: Ellingson

Seconded by: Wiedner

To table action on Post Office mail box request-CBU (central box unit) on the south end of Clinton Street (west side).

Yes: 5

No: 0

The Mayor declared the motion carried.

Allen Lyon-Development Officer/Zoning Administrator discussed with the Council information he received from Richard Kittelson-Forestry Outreach Coordinator-RC&D, regarding eradicating Japanese Knotweed in Paint Creek.

Moved by: Mitchell

Seconded by: Cunningham

To approve request for Japanese Knotweed Eradication Program.

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 provisions pertaining to removal of an officer's communication or control device was presented to the Council for approval.

Moved by: Ellingson

Seconded by: Sanderson

To approve the first reading.

Yes: Ellingson, Sanderson, Mitchell, Wiedner, Cunningham

No: 0

The Mayor declared the motion carried.

Moved by: Cunningham

Seconded by: Sanderson

To waive the second and third readings.

Yes: Cunningham, Ellingson, Wiedner, Sanderson, Mitchell

No: 0

The Mayor declared the motion carried.

Moved by: Ellingson

Seconded by: Mitchell

To approve the ordinance.

Yes: Wiedner, Cunningham, Mitchell, Ellingson, Sanderson

No: 0

The Mayor declared the ordinance approved and the Clerk assigned the number 720 to the ordinance.



