

The Waukon City Council met in regular session on October 1, 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, Water/Sewer Superintendent Robert Campbell, Street Superintendent Randy Murphy, Development Officer/Zoning Administrator Allen Lyon, Lyle TeKippe-TeKippe Engineering, Robey Memorial Library representatives and citizens.

The Mayor opened the meeting with prayer.

Moved by: Mitchell

Seconded by: Sanderson

To approve the following consent agenda items:

Agenda

Minutes of September 17, 2012

Payment of claims

Alliant Energy	service	866.27
AT & T	service	197.56
Allamakee County Sheriff	answering serv.-Sept.'12	750.00
Allamakee County Economic Development	services-Aug.'12	1,455.00
Ames Environmental, Inc.	samples	100.00
Black Hills Energy	service	1,029.93
Bresnahan Oil Company	fuel-amb.	511.84
Bresnahan Oil Company	fuel	427.89
Brown Supply Company	parts	802.82
Bodensteiner Implement Company	parts	22.90
Cunningham Hardware	supplies	9.06
Eddy Walker Equipment Company	parts	275.59
Group Services, Inc.	adm.fees-Oct.'12	238.35
Group Services, Inc.	self fund req.-Sept.'12	7,300.00
HACH Company	supplies	63.50
Halpin Tire	parts/labor	117.68
Jim's Full Service	fuel-amb.	399.45
Keystone Laboratories, Inc.	samples	45.50
Al Lyon	reimbursement	56.44
Lydon Electric Motors	motor/repairs	2,994.17
Northeast Wisconsin Technical College	tuition	175.00
Pro-Vision	car camera	2,626.85
Reiser Implement, Inc.	parts	95.58
Smith & Wesson	parts	1.78
Storey Kenworthy	supplies	12.00
TeKippe Engineering	services	3,023.25
Upper Explorerland Regional Planning Commission	services	1,798.43
USA BlueBook	parts	138.34
Union Security Ins. Co.	ins.-Oct.'12	171.00
Waukon Area Fire Protection District	agreement	20,000.00
Waukon Tire Center, Inc.	parts/labor	339.38
Zarnoth Brush Works, Inc.	parts	506.50
Ziegler, Inc.	parts	95.67
Rusty Berger Masonry	Wellness Ctr. noise	18,120.00
Regular Payroll	Sept 2-Sept 15, 2012	30,068.05
EFTPS	federal w/h	3,579.42
EFTPS	soc.sec./med/w/h	5,399.19
Town & Country Sanitation	services	16,754.10
Waukon Postmaster	postage	148.80
Fund Totals:	General: 58,053.80	Spec.Rev.Employ.Ben.: 1,867.03
	RUT: 6,492.44	Wellness Center: 3,747.74
	Water: 7,117.75	Street Improve.: 1,599.60
	Sewer: 9,071.71	T&A Ins. Self Fund: 7,300.00
	Library: 2,921.94	Wellness Maint. Subfund: 18,120.00
	CDBG: 1,798.43	Capital Equipment: 2,626.85

Yes: Ellingson, Wiedner, Mitchell, Cunningham, Sanderson

No: 0

The Mayor declared the motion carried.

This being the time and place set for the Public Hearing on proposed modifications of permitted uses on conditionally rezoned property located at 808 5<sup>th</sup> Avenue SW 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 possible acquisition by condemnation of property owned by Mary Bresnahan for public improvements the Mayor called for any oral or written comments. The Council heard oral comments and questions from Mary Bresnahan and her children Dan, Peggy, Pat and his wife Donna. No written comments had been received. Upon lengthy discussion the Mayor declared the Public Hearing closed.

An ordinance modifying use restrictions on conditionally rezoned real estate owned by Daniel F. Welsh and Sarah C. Welsh in the City of Waukon, Iowa was presented to the Council for approval.

Moved by: Cunningham

Seconded by: Wiedner

To approve the first reading.

Yes: Wiedner, Cunningham, Mitchell, Ellingson, Sanderson

No: 0

The Mayor declared the motion carried.

No action taken on Bresnahan property condemnation.

The Mayor announced that it was appropriate at this time to take action on the proposed Robey Memorial Library Renovation and Addition Project and to arrange for the taking of bids for this project.

Moved by: Mitchell

Seconded by: Ellingson

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

Yes: Wiedner, Sanderson, Ellingson, Mitchell, Cunningham

No: 0

The Mayor declared the resolution approved and the Clerk assigned the number 2598 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 Robey Memorial Library Renovations and Addition 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: Ellingson, Sanderson, Mitchell, Wiedner, Cunningham

No: 0

The Mayor declared the resolution approved and the Clerk assigned the number 2599 to the resolution.

The Council discussed the submittal of a Vision Iowa CAT grant application for the Robey Memorial Library Expansion Project.

Moved by: Ellingson

Seconded by: Sanderson

To approve resolution of the City Council of the City of Waukon, Iowa, supporting the expansion of the Robey Memorial Library and authorized the Mayor to sign, on behalf of the City of Waukon, necessary documents.

Yes: Cunningham, Ellingson, Wiedner, Sanderson, Mitchell

No: 0

The Mayor declared the resolution approved and the Clerk assigned the number 2600 to the resolution.

The Council discussed WEDC-Ulring building and agreed to have a special session at 6:00 P.M. on October 15, 2012 to tour the building.

Moved by: Mitchell

Seconded by: Ellingson

To approve the request from WEDC (per July 16, 2012 council meeting) as follows: to place an electronic message center sign at the downtown square, supply ample power, pay monthly electrical bills and remove the tree.

Yes: 5

No: 0

The Mayor declared the motion carried.

Moved by: Mitchell

Seconded by: Wiedner

To agree with the Board of Adjustment's decision to grant Andy Schlitter and Maureen Fahey a variance of nine feet of the front yard setback for a deck at 803 2<sup>nd</sup> Avenue SW.

Yes: 5

No: 0

The Mayor declared the motion carried.

Moved by: Ellingson

Seconded by: Wiedner

To approve submittal of the Arlin Falck Foundation grant application for Waukon Area Fire Protection District.

Yes: 5

No: 0

The Mayor declared the motion carried.

An ordinance renaming a public street segment from Industrial Park Road SW to 13<sup>th</sup> Avenue SW was presented to the Council for approval.

Moved by: Mitchell

Seconded by: Cunningham

To approve the first reading.

Yes: Cunningham, Ellingson, Wiedner, Sanderson, Mitchell

No: 0

The Mayor declared the motion carried.

Moved by: Mitchell

Seconded by: Cunningham

To waive the second and third readings.

Yes: Cunningham, Ellingson, Wiedner, Sanderson, Mitchell

No: 0

The Mayor declared the motion carried.

Moved by: Mitchell

Seconded by: Cunningham

To approve the ordinance.

Yes: Cunningham, Ellingson, Wiedner, Sanderson, Mitchell

No: 0

The Mayor declared the ordinance approved and the Clerk assigned the number 712 to the ordinance.

A resolution opening street in Waukon Industrial Park Third Addition subdivision was presented to the Council for approval.

Moved by: Mitchell

Seconded by: Cunningham

To approve the resolution.

Yes: Cunningham, Ellingson, Wiedner, Sanderson, Mitchell

No: 0

The Mayor declared the resolution approved and the Clerk assigned the number 2601 to the resolution.

Council member Joe Cunningham updated the Council on soccer fields improvements. No action taken.

Moved by: Ellingson

Seconded by: Cunningham

To approve change order #3 and payment estimate #2-\$16,223.84 to Skyline Construction, Inc. for 5<sup>th</sup> Avenue NE Sanitary Sewer Improvements Project.

Yes: 5

No: 0

The Mayor declared the motion carried.

Moved by: Ellingson

Seconded by: Mitchell

To agree with the Board of Adjustment's decision to grant Susan M. Clark a variance of four foot of the north front yard setback for steps at 706 2<sup>nd</sup> Street NW.

Yes: 5

No: 0

The Mayor declared the motion carried

Smerud civil rights complaint. No action taken.

Moved by: Wiedner

Seconded by: Sanderson

To approve resolution establishing and agreeing to the internal loan transfer of \$250,000.00 from the SE Tax Increment Fund to the Library Expansion Project cost tax increment subfund.

Yes: Ellingson, Sanderson, Mitchell, Wiedner, Cunningham

No: 0

The Mayor declared the resolution approved and the Clerk assigned the number 2602 to the resolution.

Moved by: Ellingson

Seconded by: Mitchell

To approve application for property tax exemption from Craig and Barb Lensing, to be forwarded to the County Assessor for her consideration.

Yes: 5

No: 0

The Mayor declared the motion carried.

Moved by: Ellingson

Seconded by: Cunningham

To adjourn.

Yes: 5

No: 0

The Mayor declared the motion carried.

Diane Sweeney  
City Clerk

