

COUNCIL ROOM-----September 8, 2009

The Waukon City Council met in regular session on September 8, 2009 at 7:00 o'clock P.M. in the Council Room of City Hall, 101 Allamakee Street, with Mayor Keith Schroeder presiding. Council members present: Trent Mitchell, Steve Wiedner, Rodney Peterson, Dave Sanderson and Joe Cunningham. Council member absent: none. Others present: City Attorney James Garret, Police Chief Clark Bollman, Water/Sewer Superintendent Robert Campbell, Street Superintendent Randy Murphy, Lyle TeKippe-TeKippe Engineering, Dennis DeBuhr-Waukon Economic Development Corporation, Jerry Schoenthal-Planning and Zoning Chairman 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 August 17, 2009-work session; August 17, 2009-regular; and

August 26, 2009-special

Payment of claims

Allamakee County Treasurer	real estate taxes	3,256.00
Allamakee Clayton Electric	service	26.25
Alliant Energy	services (9)	841.45
AT&T	services	66.97
Black Hills Energy	services (8)	600.10
Bresnahan Oil	fuel	2,024.46
Bruening Rock Products	supplies	42.53
Capco Products	supplies	3,119.00
Carquest	supplies	25.75
Chemsearch	supplies	163.74
City Laundering Co	services	504.45
Clark Tire Center	parts /labor	184.13
Croell Redi-Mix	supplies	100.00
Culligan	services (2)	50.40
Cunningham Hardware	supplies	11.79
Grand Harbor Resort	lodging	99.68
Group Services, Inc	self fund request-Sept '09	1,439.69
Guardian	ins.-Sept. '09	54.96
Hansmeier Truck & Trailer	parts/labor	390.26
Hennessy Towing	services	50.00
Innovative Ag Services	fuel	239.43
Iowa Prison Industries	signs	73.30
Jim's Full Service	fuel	2,083.10
Ken Kerr Electric	parts/labor	89.52
Kerndt Trenching Service	backhoe/labor	400.00
Kious Kountry	repairs	1,775.62
Law Enforcement Targets, Inc.	supplies	76.23
Leiran Auto Repair	parts/labor	213.60
MARC	supplies	399.86
Matt Parrott & Sons Company	supplies	324.73
McMillan Muffler	parts/labor	522.00
Northeast Iowa Printers, Inc.	supplies	168.00
Radar Road Tec	services	140.00
R.W. Pladsen, Inc.	parts/labor	508.81
Sheraton Hotel	lodging	201.76

DuWayne Snitker	dog care	210.00
Sportsmen's Unlimited	supplies	32.10
Storey Kenworthy	supplies	385.84
Team Laboratory Chemical Corp.	supplies	232.75
TeKippe Engineering, PC	service	3,828.29
TeKippe Engineering, PC	service	2,349.75
Test America	samples	321.51
Torkelson's of Waukon, Inc.	parts/labor	458.90
Union Security Ins. Co	ins.-Sept. '09	171.00
Waukon Implement Co	parts	455.47
Waukon Tire Center	parts	905.39
West	supplies	539.00
West Side Waukon Lumber	supplies	62.00
Broken Arrow	academy	151.77
City of Waukon	petty cash	85.65
Regular Payroll	Aug 9-Aug 22, 2009	31,483.31
Town & Country Sanitation	services	15,572.10
Treasurer, State of Iowa	sales tax	4,134.00
Waukon Postmaster	postage	44.00
Waukon Postmaster	postage	159.99
WSB/Electronic Filing	federal w/h	3,156.95
WSB/Electronic Filing	soc. sec. w/h	6,453.62
Waukon State Bank	bank card fees	20.97
WSB/Electronic Filing	soc. sec. w/h	6,760.30
WSB/Electronic Filing	federal w/h	2,784.53
Wellmark Blue Cross Blue Shield	insurance-Sept. '09	4,570.92

Fund Totals: General: 56,774.71 C-Mart Sub fund: 3,256.00
RUT: 6,729.48 Spec.Rev.Employ.Ben: 3,651.54
Water: 8,764.32 Waukon Wellness: 5,394.47
Sewer: 9,469.26 T&A Self Fund Ins: 1,439.69
Library: 3,940.17 2nd Street SW-sewer: 2,349.75
Street: 3,828.29

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

This being the time and place set for the Public Hearing on the proposed Floodplain Management Ordinance, the Mayor called for any oral or written comments and there were none. The Clerk announced that no written comments had been received. The Mayor then declared the Public Hearing closed.

An ordinance amending the Code of Ordinances of the City of Waukon, Iowa, 1998, by adding floodplain management regulations was presented to the Council for approval.

Moved by: Mitchell Seconded by: Cunningham

To approve the first reading.

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

The Mayor declared the motion carried.

Moved by Cunningham Seconded by: Wiedner

To waive the second and third readings.

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

The Mayor declared the motion carried.

Moved by: Cunningham Seconded by: Mitchell

To approve the ordinance.

Yes: Peterson, Sanderson, Mitchell, Wiedner, Cunningham No: 0
The Mayor declared the ordinance approved and the Clerk assigned the number 655 to the ordinance.

Dennis DeBuhr, representing WEDC, requested funds, in accordance with Development Agreement, in the amount of \$2,275.00 to pay the September 2009 Hansmeier farm (First Half) taxes.

Moved by: Cunningham Seconded by: Sanderson
To approve payment to WEDC for \$2,275.00 for Hansmeier farm (First Half) taxes.
Yes: 5 No: 0
The Mayor declared the motion carried.

Police Chief Clark Bollman discussed with the Council, Fifth Street NW parking and First Avenue NW one-way designation and parking.

Moved by: Peterson Seconded by: Mitchell
To direct the City Attorney to draft an ordinance in accordance with the Police Chief's recommended changes, for Council consideration at the next meeting.
Yes: 5 No: 0
The Mayor declared the motion carried.

City Attorney James Garrett presented cost estimate for Eighth Street SW vacation and sale.

Moved by: Peterson Seconded by: Sanderson
To approve the total cost estimate of \$1,400.00 (\$700.00-Dean Lansing; \$350.00 each-two other neighboring property owners) for Eighth Street SW vacation and sale and directed Lyle TeKippe-TeKippe Engineering to do survey and plat.
Yes: 5 No: 0
The Mayor declared the motion carried.

The Council discussed a request by Richard and Diane Prestemon for the vacation of a city storm sewer easement that was granted to the City in 2008 by the Prestemons at a time when the Prestemons were seeking to relocate an existing city storm sewer in order to accommodate the sale of their property in Jabarda Acres Subdivision. The Prestemons now report that the real estate transaction under consideration in 2008 did not take place and they now desire to develop their property with the original storm sewer easement configuration. The Prestemons further reported that they are unable to obtain a permit for a private septic system because of the existence of the storm sewer easement granted by them in 2008.

Moved by: Cunningham Seconded by: Wiedner
To approve the scheduling of a public hearing on September 21, 2009 at 7:00 o'clock P.M. in the Council Room of City Hall on proposed ordinance vacating the public utility easement and directing the City Clerk to publish the notice.
Yes: 5 No: 0
The Mayor declared the motion carried.

Moved by: Peterson Seconded by: Cunningham
To approve resolution approving contract and performance and payment bonds for Wellness Center South Parking Lot Project.

Yes: Cunningham, Peterson, Wiedner, Sanderson, Mitchell No: 0
The Mayor declared the resolution approved and the Clerk assigned the number 2242 to the resolution.

Moved by: Cunningham Seconded by: Peterson

To approve contract change order #3 and payment estimate #3-\$21,243.14 to Skyline Construction, Inc. for 2008 Street Improvements Project (Second Street NW).

Yes: 5 No: 0

The Mayor declared the motion carried.

Moved by: Cunningham

Seconded by: Sanderson

To approve resolution accepting work covering 2008 Street Improvements Project (Second Street NW).

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

The Mayor declared the resolution approved and the Clerk assigned the number 2243 to the resolution.

Moved by: Cunningham

Seconded by: Mitchell

To approve the revised Municipal Utility Easement Agreement between the City of Waukon and Allamakee Housing, Inc. for 2009 SW Utility Improvements Project

Yes: 5 No: 0

The Mayor declared the motion carried.

The Mayor announced that it was appropriate at this time to take action on the proposed 2009 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 the preparation of detailed plans and specifications, notice of hearing, notice to bidders and form of contract.

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

The Mayor declared the resolution approved and the Clerk assigned the number 2244 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 2009 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.

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

The Mayor declared the resolution approved and the Clerk assigned the number 2245 to the resolution.

Lyle TeKippe, TeKippe Engineering, discussed with the Council the Waukon Wellness Center noise concerns.

Moved by: Peterson

Seconded by: Sanderson

To instruct Lyle TeKippe, TeKippe Engineering to obtain a cost estimate for noise monitoring at Wellness Center site and report back to the Council.

Yes: 5 No: 0

The Mayor declared the motion carried.

Moved by: Peterson

Seconded by: Mitchell

To set the date of October 5, 2009 at 7:00 o'clock P.M. in the Council Room of City Hall for the Public Hearing on proposed rezoning of land located at 20 9th Street NW, presently classified as "R-4" and proposed to be reclassified to "B-2".

Yes: 5 No: 0

The Mayor declared the motion carried.

The Council discussed proposed stop signs in the area of Fifth Street and Third Avenue SE.

Moved by: Cunningham

Seconded by: Wiedner

To table action until the November 16, 2009 council meeting.

Yes: 5

No: 0

The Mayor declared the motion carried.

The Council discussed downtown signal lights.

Moved by: Cunningham

Seconded by: Mitchell

To cooperate with the Iowa Department of Transportation whereas the State will pay costs of the signal lights and the City will pay the costs of installation.

Yes: 5

No: 0

The Mayor declared the motion carried.

The Council discussed Innovative Ag development. No action taken.

Moved by: Peterson

Seconded by: Wiedner

To adjourn.

Yes: 5

No: 0

The Mayor declared the motion carried.

Diane Sweeney
City Clerk