COUNCIL ROOM----------April 4, 2011

The Waukon City Council met in regular session on April 4, 2011 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, Lyle TeKippe-TeKippe Engineering, Development Officer/Zoning Administrator Al Lyon and citizens.

The Mayor opened the meeting with prayer.

Moved by: Wiedner Seconded by: Mitchell

To approve the following consent agenda items:

Agenda

Minutes of March 21, 2011

Class "E" Liquor License renewal with Carryout Beer, Carryout Wine and Sunday Sales for Hartig Drug Company, d/b/a Hartig Drug #12, 21 West Main Street, 6 month Class "B" Beer Permit (includes wine coolers) with Sunday Sales for City of Waukon Park Commission, d/b/a City of Waukon Park Commission, 835 Allamakee Street; Class "C" Liquor License renewal with Sunday Sales and Outdoor Services for Waukon Golf and Country Club, Inc. 308 1st Street SE; Class "C" Beer Permit renewal with Carryout Wine and Sunday Sales for Pamida Stores Operating Co., LLC, d/b/a Pamida #3185, 819 11th Avenue SW

Payment of claims

| | | |
|---|---|---|
| AT & T | service | 29.92 |
| Alliant Energy | service | 905.77 |
| Automatic Systems Company | parts | 11,235.00 |
| Black Hills Energy | service | 2,992.28 |
| EMC Insurance Companies | workmans comp. | 171.81 |
| Fareway Stores, Inc. | real estate tax rebate | 16,135.20 |
| Group Services, Inc. | self fund req.-April '11 | 357.00 |
| IKON Office Solutions | copier agreement | 205.32 |
| Bruce Meador | labor | 430.00 |
| McDonald Supply | parts | 26.11 |
| RACOM Corporation | parts | 58.75 |
| Sportsmen's Unlimited | parts | 15.19 |
| DuWayne Snitker | dog care | 105.00 |
| Union Security Insurance Company | ins.-April'11 | 162.00 |
| Veteran's Memorial Hospital | service | 158.70 |
| Voltmer, Inc. | parts/labor | 2,500.00 |
| Voltmer, Inc. | parts/labor | 5,964.28 |
| Waukon Area Fire Protection District | agreement | 15,000.00 |
| Waukon Tire Center, Inc. | parts | 82.77 |
| Waukon Veterinary Service | service | 99.50 |
| WSG Solutions | parts | 225.00 |
| Ziegler, Inc. | parts | 60.31 |
| Town & Country Sanitation | services | 16,411.05 |
| Waukon Postmaster | postage | 125.16 |
| Waukon State Bank | bankcard fees | 48.51 |
| Waukon Postmaster | postage stamps | 220.00 |
| Clark Bollman | reimbursement | 121.67 |
| Waukon Postmaster | postage stamps | 44.00 |
| Bieber Insurance & Real Estate | insurance renewal | 104,015.00 |
| Bieber Insurance & Real Estate | airport ins. renewal | 2,474.00 |
| Regular Payroll | March 6-March 19, 2011 | 28,255.92 |
| Iowa Department of Revenue | withholding | 318.30 |
| Waukon State Bank | federal withholding | 3,327.83 |
| Waukon State Bank | soc.sec. withholding | 5,069.94 |
| Rick Herman | reimbursement | 14.58 |

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|---|---|---|---|---|
| Fund Totals: | General: | 144,158.00 | TIF: | 16,135.20 |
| | RUT: | 5,677.08 | Wellness Ctr: | 6,043.39 |
| | Water: | 9,618.14 | Spec.Rev.Employ.Ben: | 1,348.98 |
| | Sewer: | 20,091.35 | Water Operation Main: | 11,235.00 |
| | Library: | 3,058.73 | | |

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

The Mayor declared the motion carried.

The Mayor announced to delete Departmental Reports from the agenda.

Lyle TeKippe, TeKippe Engineering and Council member John Ellingson made presentations regarding the proposed 2011 Street Improvements Project and special assessments.

The Mayor announced that this was the time and place set for the Public Hearing upon the proposed resolution of necessity covering the 2011 Street Improvements Project. All written objections and the two petitions filed and oral objections made during the hearing were considered by the Council.

Written objections were filed by the following:

Jim and Elaine Ward, Gerald Gramlich, Jane Miene, Betty and David Kupka, Alton E. Johnson, Verland and Ellen Lenth, James E. Thomson-2, Herb Larkin, Kenneth Fahey, Sandy Van Horn, Kathleen and Lee F. Samek, Jodi L. Holthaus, Michael J. and Linda K. Ferring, Julie and Jim Halverson, John C. Kerndt, Judy Dee, Brenda Vonderohe, Doris Mooney, Donna Winke, Allen and Ella Mae Goeke.

Petition-Property owners objection to Special Assessment

Petition-Owners of property proposed to be specially assessed in connection with the City of Waukon's 2011 Street Improvement Project objection to special assessments and demand a unanimous vote of the City Council for Resolution of Necessity as provided by Iowa Code Section 384.51

Oral objections were made by the following:

Dan Buege-special assessments, Sandy Van Horn-questions and concerns-street improvements, Tom Kessel-special assessments, Julie Snitker-questions and concerns-street improvements, Jim Thomson-street improvements/safety, Jane Mahoney-questions and concerns-street improvements, Kenneth Fahey-special assessment, Julie Halverson-special assessment, street improvements, John Kerndt-special assessment, Bob Kelly-special assessment, Lee Samek-special assessment, Doris Mooney-special assessment, Robert Turner-special assessment, boundaries.

There being no further objections or remonstrances it was:
Moved by: Cunningham Seconded by: Wiedner
To close the Public Hearing.
Yes: 5 No: 0
The Mayor declared the motion carried and closed the hearing.

Moved by: Cunningham Seconded by: Wiedner
To table action on the Resolution of Necessity for 2011 Street Improvements Project and to meet on April 7, 2011 at 7:00 P.M. for consideration of the resolution.
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 pertaining to the regulation of Daycare Centers under the zoning ordinance was presented to the Council for approval.
Moved by: Mitchell Seconded by: Cunningham
To approve the third and final reading.
Yes: Ellingson, Sanderson, Mitchell, Wiedner, Cunningham No: 0
The Mayor declared the motion carried.

Moved by: Cunningham Seconded by: Sanderson
To approve the ordinance.
Yes: Cunningham, Ellingson, Wiedner, Sanderson, Mitchell No: 0
The Mayor declared the ordinance approved and the Clerk assigned the number 690 to the ordinance.

Moved by: Cunningham Seconded by: Sanderson
To approve a resolution agreeing to close the extension of Iowa Highway 9 from Allamakee County Courthouse, 110 Allamakee Street to Oakland Cemetery for the period beginning at 9:30 A.M. and ending at 10:45 A.M. on May 30, 2011 for the Memorial Day Parade and Ceremony.
Yes: Wiedner, Cunningham, Mitchell, Ellingson, Sanderson No: 0
The Mayor declared the resolution approved and the Clerk assigned the number 2442 to the resolution.

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

Diane Sweeney
City Clerk