

The Waukon City Council met in regular session on January 18, 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, Police Chief Clark Bollman, Water/Sewer Superintendent Robert Campbell, Street Superintendent Randy Murphy, Lyle TeKippe-TeKippe Engineering, Jane Regan-Leschensky Insurance and citizens.

The Mayor opened the meeting with prayer.

Moved by: Sanderson

Seconded by: Mitchell

To approve the following consent agenda items:

Agenda

Minutes of January 4, 2010-regular; January 6, 2010, January 11, 2010 and January 14, 2010-specials

Class "E" Liquor License (carryout beer & carryout wine) with Sunday Sales for Blocker Bros, Inc. d/b/a The Double D Liquor Store, 618 Rossville Road

Payment of claims

| | | |
|--|-----------------------------------|-----------|
| Allamakee Clayton Electric | service | 26.25 |
| Allamakee County Economic Development | 3 rd qtr contribution | 3,098.25 |
| Alliant Energy | service | 7,545.90 |
| American Legion Post #62 | supplies | 40.00 |
| AT & T | service | 253.32 |
| Bresnahan Oil | fuel | 879.06 |
| Bruening Rock Products | supplies/labor | 10,892.83 |
| Carquest | parts | 252.42 |
| Casey's | fuel | 1,900.99 |
| Chemsearch | supplies | 1,144.61 |
| City Laundering Co. | service | 410.22 |
| Culligan Water Conditioning | services | 37.90 |
| Cunningham Hardware | supplies | 205.42 |
| Jerry Donahue | truck hire | 292.50 |
| Emergency Vehicle Sales & Service | parts | 161.30 |
| James Garrett | services | 2,316.67 |
| Group Services, Inc. | adm.fee -Jan.'10 | 238.35 |
| Group Services, Inc. | self fund req.-Jan.'10 | 164.80 |
| IKON Office Solutions | copier contract | 476.88 |
| Iowa Municipal Finance Officers Assoc. | membership | 45.00 |
| Jim's Full Service | fuel | 407.28 |
| Chad Kelly | truck hire | 357.50 |
| John Kerndt | truck hire | 292.50 |
| Ken Kerr Electric | labor | 35.00 |
| Keystone Laboratories, Inc. | samples | 98.00 |
| Kruger Lawn & Landscaping | snow removal | 3,197.90 |
| Kwik Trip | fuel | 2,715.38 |
| Matt Parrot & Sons Company | supplies | 66.07 |
| McDonald Supply | supplies | 488.30 |
| Morton Salt | supplies | 2,243.43 |
| News Publishing Co., Inc. | services | 333.91 |
| Olson Explosives, Inc. | supplies | 2,457.00 |
| Palmer Repair | parts/labor | 115.00 |
| Pamida | supplies | 62.44 |
| Qwest | service | 570.93 |
| Storey Kenworthy | supplies | 71.19 |
| TeKippe Engineering PC | service | 2,901.83 |
| TeKippe Engineering PC | service | 8,364.13 |
| TeKippe Engineering PC | service | 3,531.23 |
| TeKippe Engineering PC | services | 7,051.54 |
| TestAmerica | samples | 40.32 |
| Torkelsons of Waukon | parts/labor | 45.68 |
| US Cellular | services | 198.08 |
| US Cellular | services | 260.15 |
| USA BlueBook | supplies | 115.02 |
| Village Farm & Home | supplies | 286.12 |
| Waukon Chamber of Commerce | sign lease | 120.00 |
| Waukon Economic Development Corp. | 3 rd qtr. contribution | 2,736.25 |
| Waukon State Bank | safe deposit box rent | 8.00 |

| | | |
|----------------------------------|-------------------------------|--|
| Waukon Tire Center | parts | 168.45 |
| WBC Mechanical, Inc. | parts | 2,234.76 |
| Stilwell Bros. | truck hire | 357.50 |
| West Side Waukon Lumber | parts | 4.29 |
| Zahn Plumbing & Heating | services | 50.00 |
| Ziegler, Inc. | parts | 76.79 |
| Farmers & Merchants Savings Bank | principal/interest | 4,550.00 |
| Waukon State Bank | principal/interest | 4,550.00 |
| Steve Hughes | reimbursement | 46.56 |
| IPERS | withholding | 8,262.71 |
| IPERS | withholding | 4,689.50 |
| Regular Payroll | Dec. 27, 2009-January 9, 2010 | 26,868.09 |
| Waukon Postmaster | stamps | 220.00 |
| WSB/Electronic Filing | soc.sec. w/h | 5,317.28 |
| WSB/Electronic Filing | federal w/h | 2,798.29 |
| Waukon State Bank | bankcard fee | 79.56 |
| Fund Totals: | General: 30,876.75 | Spec.Rev. Employ.Ben: 5,159.42 |
| | RUT: 31,420.06 | Wellness Center: 5,918.09 |
| | Water: 6,079.39 | T&A Ins.Self Fund: 164.80 |
| | Sewer: 15,510.44 | Debt Gundersen Clinic: 9,100.00 |
| | Library: 3,550.87 | Wellness Parking Lot Subfund: 2,901.83 |
| | Street: 8,364.13 | '09 SW Water Util. Subfund: 10,582.77 |
| | | Ambulance Trust: 198.08 |

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

The Council heard from several downtown businesses regarding the enforcement of the City Ordinance pertaining to snow removal from private and commercial property. They noted that some of the snow on their property was placed there by the city snowplows. The Council agreed to have a work session in February to discuss the matter further but recommended, in the interim, that the businesses put the snow in two piles with the understanding that the City will remove their pile.

Jim Bieber, Bieber Insurance, was present to request the City Council name Bieber Insurance and Real Estate as the agent of record for the 2010 renewal of the City of Waukon's property and casualty insurance policy with EMC Insurance Companies on a three year rotation with Leschensky Insurance Agency.

Moved by: Ellingson

Seconded by: Wiedner

To approve going on a three year rotation of the City's property and casualty insurance beginning with Bieber Insurance and Real Estate, effective April 1, 2010 with EMC Insurance Companies as underwriting agent at this point and starting in April, 2013 Leschensky Insurance Agency will begin the three year rotation.

Yes: 3 (Sanderson, Ellingson, Wiedner)

No: 2 (Cunningham, Mitchell)

The Mayor declared the motion carried.

Jane Regan, Leschensky Insurance, was present to discuss with the Council airport aviation fuel and insurance coverage.

Moved by: Cunningham

Seconded by: Ellingson

That the City lease the land under the fuel tank to Allamakee Flyers, Inc. for \$1.00 per year provided there is a new lease in place showing that Allamakee Flyers, Inc. has \$1,000,000 for premise liability insurance and that the City enters into new leases with all other hangar owners indicating premise liability coverage.

Yes: 4

No: 0

Abstain: 1 (Ellingson)

The Mayor declared the motion carried.

The Council discussed the bills received for dogs impounded in connection with a state criminal matter. Upon the recommendation of the City Attorney it was:

Moved by: Cunningham

Seconded by: Sanderson

To table action on this matter at this time.

Yes: 5

No: 0

The Mayor declared the motion carried.

The Council discussed Dogs and Dog Ordinance. No action taken.

Police Chief Clark Bollman announced the resignation of Police Officer Kenneth Lough, effective April 17, 2010, due to retirement from Law Enforcement.

Moved by: Mitchell
To accept the resignation of Kenneth Lough as police officer, effective April 17, 2010.
Yes: 5
The Mayor declared the motion carried.

Seconded by: Cunningham
No: 0

Moved by: Mitchell
To authorize Police Chief Clark Bollman to start the hiring process for a police officer.
Yes: 5
The Mayor declared the motion carried.

Seconded by: Sanderson
No: 0

The Council discussed proposed portable school crossing stop signs agreement.
Moved by: Sanderson
To approve portable school crossing stop signs agreement subject to Allamakee Community School District approval.
Yes: 5
The Mayor declared the motion

Seconded by: Mitchell
No: 0

The Council discussed Housing Plan for the City of Waukon.

Moved by: Mitchell
To adopt the Housing Plan for the City of Waukon.
Yes: 5
The Mayor declared the motion carried.

Seconded by: Ellingson
No: 0

City Attorney James Garrett discussed with the Council Lomen property annexation and purchase.
Moved by: Cunningham
To approve resolution proposing annexation of territory to the City of Waukon, Iowa.
Yes: Wiedner, Sanderson, Ellingson, Mitchell, Cunningham
The Mayor declared the resolution approved and the Clerk assigned the number 2275 to the resolution.

Seconded by: Ellingson
No: 0

Moved by: Cunningham
To approve a resolution that the City of Waukon shall be a sponsoring governmental organization for the Waukon Area Fire Protection District grant application to the Allamakee County Community Foundation.
Yes: Ellingson, Sanderson, Mitchell, Wiedner, Cunningham
The Mayor declared the resolution approved and the Clerk assigned the number 2276 to the resolution.

Seconded by: Mitchell
No: 0

Moved by: Ellingson
To approve a resolution approving Fiscal Sponsorship Agreement for Wellness Center Board for Allamakee County Community Foundation grant.
Yes: Cunningham, Ellingson, Wiedner, Sanderson, Mitchell
The Mayor declared the resolution approved and the Clerk assigned the number 2277 to the resolution.

Seconded by: Cunningham
No: 0

Moved by: Cunningham
To approve a resolution agreeing to the internal loan transfer of \$65,908.32 from the SE Tax Increment Fund to the 2009 SW Utility (Water) Improvements Subfund.
Yes: Wiedner, Cunningham, Mitchell, Ellingson, Sanderson
The Mayor declared the resolution approved and the Clerk assigned the number 2278 to the resolution.

Seconded by: Sanderson
No: 0

Moved by: Cunningham
To approve a resolution agreeing to the internal loan transfer of \$2,901.83 from the SE Tax Increment Fund to the Wellness Center South Parking Lot Project Subfund.
Yes: Wiedner, Sanderson, Ellingson, Mitchell, Cunningham
The Mayor declared the resolution approved and the Clerk assigned the number 2279 to the resolution.

Seconded by: Mitchell
No: 0

Moved by: Sanderson
To approve a resolution agreeing to the transfer of \$25,756.03 from the Water Operation Replacement Fund to the 2009 SW Utility (Water) Improvements Subfund.
Yes: Ellingson, Sanderson, Mitchell, Wiedner, Cunningham
The Mayor declared the resolution approved and the Clerk assigned the number 2280 to the resolution.

Seconded by: Wiedner
No: 0

Moved by: Mitchell

Seconded by: Sanderson

To approve contract change order #2 and payment estimate #2-\$81,081.58 to Skyline Construction, Inc. for 2009 SW Utility Improvements Project.

Yes: 5

No: 0

The Mayor declared the motion carried.

Moved by: Ellingson

Seconded by: Wiedner

To appoint Council Member Trent Mitchell to replace Rodney Peterson and Mayor Loren Beneke to replace Keith Schroeder to serve as members of the Waukon Area Fire Protection Commission.

Yes: 5

No: 0

The Mayor declared the motion carried.

Moved by: Wiedner

Seconded by: Cunningham

To appoint Kris Kovarik to the Planning and Zoning Commission (to fill vacancy) term expiring September 21, 2013.

Yes: 5

No: 0

The Mayor declared the motion carried.

Moved by: Ellingson

Seconded by: Sanderson

To approve application for property tax exemption from Brad and Vicki Bloxham, to be forwarded to the County Assessor for her consideration.

Yes: 5

No: 0

The Mayor declared the motion carried.

The Council discussed Development Officer job description and City Attorney noted that he will work on it.

Moved by: Mitchell

Seconded by: Cunningham

To adjourn.

Yes: 5

No: 0

The Mayor declared the motion carried.

Diane Sweeney
City Clerk