

The Waukon City Council met in regular session on May 2, 2011 at 7:00 o'clock P.M. in the Council Room of City Hall, 101 Allamakee Street, with Mayor Loren Beneke presiding. Council member 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, Development Officer/Zoning Administrator Al Lyon, Lyle TeKippe-TeKippe Engineering 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 April 18, 2011

Class "C" Beer Permit renewal with carryout Native Wine and Sunday Sales-Casey's Marketing Company, d/b/a Casey's General Store #1997, 516 Rossville Road

Payment of claims

Allamakee County Sheriff	answering serv.-April '11	750.00
Alliant Energy	service	693.21
Al Lyon	reimbursement	15.40
AT & T	service	70.47
Black Hills Energy	service	2,053.17
Bresnahan Oil Co.	fuel	3,348.21
Brown Supply Co.	supplies	300.00
EMC Insurance Company	workers compensation	203.89
Group Services, Inc.	self fund req.-April '11	187.73
HACH	supplies	643.85
Jims Full Service	fuel	914.10
Ken Kerr Electric	parts/labor	160.91
Kwik Trip, Inc.	fuel	58.69
Midland Scientific, Inc.	parts	1,270.07
Regan Auto Glass	parts	60.00
River City Paving	supplies	394.59
Sportsmen's Unlimited	labor	6.00
DuWayne Snitker	dog care	105.00
Torkelson's of Waukon, Inc.	parts/labor	174.24
Union Security Insurance CO.	ins.-May '11	162.00
Waukon Implement Company	parts	44.46
Waukon Tire Center	service	175.15
Zahn Plumbing & Heating	supplies	27.70
Treasurer-State of Iowa	state withholding	2,759.00
WSB/Electronic Filing	soc.sec. withholding	5,246.69
WSB/Electronic Filing	federal withholding	3,497.30
Wellmark Blue Cross Blue Shield	insurance-May '11	8,013.09
Regular Payroll	April 3-April 16, 2011	29,227.03
TeKippe Engineering	service-legal survey	2,376.97
Gil & Sherrie Hunstad	final-business incentive	3,000.00
Waukon Trees Forever	contribution	2,000.00
TeKippe Engineering	services	1,192.85
Iowa Department of Revenue	withholding	318.30
Alcohol Beverage Division	beer license	120.00
Waukon State Bank	bank card fee	50.57
Treasurer-State of Iowa	sales tax	3,305.00

Fund Totals:	General: 28,593.23	T&A Self Fund: 111.49
	RUT: 7,253.22	Spec.Rev.Employ.Ben: 4,082.72
	Water: 8,033.60	Wellness Ctr: 6,846.35
	Sewer: 10,612.84	Kitchen Krafts subfund: 1,192.85
	Library: 3,822.37	Economic Develop: 2,376.97

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 plans, specifications, form of contract and estimate of costs for 2011 Street Improvements Project the Mayor called for any oral or written comments and there were none. The Clerk announced that no written objections had been previously received. The Mayor then declared the Public Hearing closed.

A resolution finally approving and confirming plans, specifications and form of contract for 2011 Street Improvements Project was submitted to the Council for approval.

Moved by: Wiedner Seconded by: Mitchell

To approve the resolution.

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

The Mayor declared the resolution approved and the Clerk assigned the number 2452 to the resolution.

The Mayor announced that the bids for the 2011 Street Improvements Project had been received and opened by the City Clerk, with the assistance of the Project Engineers, at 11:00 a.m. on April 28, 2011, pursuant to resolution of the Council. The Mayor further announced that this was the time and place set for the consideration of the bids for the 2011 Street Improvements Project by the Council.

The City Clerk informed the Council that the following bid and proposal had been submitted for the construction of the 2011 Street Improvements Project:

<u>Name and Address of Bidder</u>	<u>Amount of Bid</u>
Skyline Construction	\$711,514.33
Decorah IA	

The Council considered the proposal received for the proposed 2011 Street Improvements Project.

Moved by: Mitchell Seconded by: Cunningham

To approve resolution awarding contract for 2011 Street Improvements Project to Skyline Construction for \$711,514.33.

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

The Mayor declared the resolution approved and the Clerk assigned the number 2453 to the resolution.

An ordinance amending the Code of Ordinances of the City of Waukon, Iowa, 1998, by adding additional nuisance definitions was presented to the Council for approval.

Moved by: Cunningham Seconded by: Sanderson

To approve the second reading.

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

The Mayor declared the motion carried.

Moved by: Cunningham Seconded by: Sanderson

To waive the third and final readings.

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

The Mayor declared the motion carried.

Moved by: Cunningham Seconded by: Wiedner

To approve the ordinance.

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

The Mayor declared the ordinance approved that the Clerk assigned the number 692 to the ordinance.

Street Superintendent Randy Murphy presented the following cost proposals for 2012 plow truck and plow equipment:

<u>Truck Country of Iowa, Inc.</u>		<u>Hawkeye Truck &amp; Trailer Sales, Inc.</u>	
Truck chassis	69,444.00	Truck chassis	70,678.00
Plow equipment	39,258.00	Plow equipment	39,258.00
Trade In (2000 Chevy plow truck)	(17,000.00)	Trade In (2000 Chevy plow truck)	(15,500.00)
300 HP and 860 ft. pound of torque	435.00		
Total	\$92,137.00	Total	\$94,436.00

Moved by: Cunningham Seconded by: Wiedner

To accept the cost proposal from Truck Country of Iowa, Inc. for \$92,137.00.

Yes: 5 No: 0

The Mayor declared the motion carried.

The Council discussed water and sewer rate increase.

Moved by: Mitchell Seconded by: Wiedner

To instruct City Attorney James Garrett to draft an ordinance for water and sewer rate increases of eight percent (8%).

Yes: 5 No: 0

The Mayor declared the motion carried.

The Council discussed a yard waste disposal fee.

Moved by: Cunningham

Seconded by: Wiedner

To establish a yard waste disposal fee of \$1.00 per month per household and directed City Attorney James Garrett to draft ordinance to be effective July 1, 2011.

Yes: 5

No: 0

The Mayor declared the motion carried.

The Council discussed the following cost proposals from Rusty Berger Masonry-\$5,982.00 and Bruce Meador-\$6,224.00 for construction of a sound wall for the Wellness Center air conditioner noise.

Moved by: Ellingson

Seconded by: Mitchell

To accept the cost proposal from Rusty Berger Masonry for \$5,982.00 for block wall with cores to be filled with concrete.

Yes: 5

No: 0

The Mayor declared the motion carried.

The Council discussed snow ordinance-B-1 zoning district.

Moved by: Ellingson

Seconded by: Wiedner

To indefinitely table action on snow ordinance in B-1 zoning district.

Yes: 4

No: 1 (Sanderson)

The Mayor declared the motion carried.

The Council discussed City of Waukon long term sustainable street repair program. It was agreed to hold a special session with the Planning and Zoning Commission members on May 17, 2011 at 5:30 P.M. to work on this.

Council member John Ellingson left the meeting.

Moved by: Cunningham

Seconded by: Sanderson

To authorize Al Lyon Development Officer/Zoning Administrator to attend workshop on nuisance abatement with the City to pay the costs of the workshop.

Yes: 4

No: 0

Absent: 1

The Mayor declared the motion carried.

The Council discussed the Retail Incentive Policy.

Moved by: Cunningham

Seconded by: Sanderson

To suspend the Retail Incentive Program at this time.

Yes: 4

No: 0

Absent: 1

The Mayor declared the motion carried.

Moved by: Cunningham

Seconded by: Sanderson

To agree with the Board of Adjustment's decision to grant Dean and Dorothy Sorensen a six foot side yard variance to construct an addition to the rear of the garage located at 19 1<sup>st</sup> Street NE.

Yes: 4

No: 0

Absent: 1

The Mayor declared the motion carried.

Moved by: Cunningham

Seconded by: Sanderson

To agree with the Board of Adjustment's decision to grant Gregg and Sharilyn Decker a two feet side yard variance for structure overhang, to construct an addition to the rear of the house located at 605 West Main Street.

Yes: 4

No: 0

Absent: 1

The Mayor declared the motion carried.

Moved by: Cunningham

Seconded by: Sanderson

To agree with the Board of Adjustment's decision to grant Steven Wilkes a two feet side yard variance for structure overhang, to construct a garage on the south side of house located at 1005 1<sup>st</sup> Street NW.

Yes: 4

No: 0

Absent: 1

The Mayor declared the motion carried.

Moved by: Wiedner

Seconded by: Mitchell

To table action on Verizon land lease agreement until City gets a response from them.

Yes: 4

No: 0

Absent: 1

The Mayor declared the motion carried.

Lyle TeKippe-TeKippe Engineering presented a couple options for repair of storm sewer at 207 2<sup>nd</sup> Avenue NW.

Moved by: Cunningham

Seconded by: Mitchell

To proceed with the option just north of driveway for an approximate cost of \$25,000.00 and authorized Lyle TeKippe-TeKippe Engineering to obtain a couple cost proposals.

Yes: 4

No: 0

Absent: 1

The Mayor declared the motion carried.

The Council discussed Sports Fields water and sewer services.

Moved by: Cunningham

Seconded by: Wiedner

To proceed with sanitary sewer as a change order to the contract as long as costs do not exceed the engineer's estimate.

Yes: 4

No: 0

Absent: 1

The Mayor declared the motion carried.

Moved by: Mitchell

Seconded by: Wiedner

To set the date of Public Hearing for May 16, 2011 at 7:00 P.M. in the Council Room of City Hall for amending the current budget of the City of Waukon for the fiscal year ending June 30, 2011.

Yes: 4

No: 0

Absent: 1

The Mayor declared the motion carried.

Moved by: Mitchell

Seconded by: Cunningham

To approve application for property tax exemption from Brian Sweeney, to be forwarded to the County Assessor for her consideration.

Yes: 4

No: 0

Absent: 1

The Mayor declared the motion carried.

Moved by: Mitchell

Seconded by: Cunningham

To adjourn.

Yes: 4

No: 0

Absent: 1

The Mayor declared the motion carried.

Diane Sweeney  
City Clerk