

The Waukon City Council met in regular session on May 4, 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 members absent: none. Others present: City Attorney James Garrett, Water/Sewer Superintendent Robert Campbell, Street Superintendent Randy Murphy, Lyle TeKippe-TeKippe Engineering, Airport Commissioners-Larry Gelo, Frank Byrnes and citizens.

The Mayor opened the meeting with prayer.

Moved by: Wiedner

Seconded by: Sanderson

To approve the following consent agenda items:

Agenda

Minutes of April 20, 2009

Jason Fish d/b/a Good Fellas, Inc. 29 West Main Street-Outdoor Service Privilege from June 13, 2009-June 15, 2009-Benefit for Waukon Area Fire Protection District; J.J. Sweeney, Inc., d/b/a Mulligan's, 610 Rossville Road-Outdoor Service Privilege from May 1, 2009-July 22, 2009; Class "C" Beer Permit renewal with Sunday Sales for Kwik Trip, Inc. d/b/a Kwik Star #823, 101 Rossville Road; Class "C" Beer Permit renewal with Sunday Sales for Casey's Marketing Company, d/b/a Casey's General Store 1997, 516 Rossville Road

Payment of claims

Alliant Energy	service (6)	805.29
AT & T	service (2)	65.52
Allamakee County Sheriff	answering serv. Apr.'09	750.00
Al Fogt Concrete Construction	labor/materials	2,156.00
Black Hills Energy	service (8)	1,850.34
Brown Supply	supplies	4,843.85
Bresnahan Oil Company	fuel	1,031.49
Culligan Water Conditioning	service	29.00
Guardian	ins.-May '09	54.96
Group Services, Inc.	adm.fee-May '09	227.00
Iowa Prison Industries	signs	249.48
JaDecc's	supplies	14.96
Ken Kerr Electric	parts/labor	303.30
McDonald Supply	parts	1,615.46
Neenah Foundry	parts	342.43
RACOM Corporation	parts/service	286.91
River City Paving	supplies	217.60
Team Laboratory Chemical Corp.	supplies	4,985.00
Teamsters Local 238	union dues-May '09	259.00
TeKippe Engineering PC	services	15,858.40
Union Security Ins. Co.	ins.-May '09	171.00
Waukon Implement Co.	parts	21.00
Waukon Tire Center, Inc.	parts/labor	47.50
West Side Waukon Lumber, Inc.	supplies	32.00
Zahn Plumbing & Heating	parts	63.42
Waukon Postmaster	postage	141.81
Town & Country Sanitation	services	15,108.75
City of Waukon	petty cash	64.99
Regular Payroll	April 5-April 18, 2009	29,271.55

Clark Bollman		reimbursement	19.86
IDNR		registration	300.00
Kirkwood Community College		registration	270.00
Waukon Trees Forever		FYE '09 contribution	1,000.00
Allamakee County Treasurer		C-Mart prop.taxes	1,627.00
Jane Mahoney		digging bond refund	500.00
Waukon Postmaster		postage stamps	210.00
WSB/Electronic Filing		federal w/h	3,342.01
WSB/Electronic Filing		soc.sec. w/h	6,154.19
Treasurer, State of Iowa		sales tax	3,072.00
General:	35,570.37	C-Mart TIF Sub Fund:	1,627.00
RUT:	19,980.50	Spec.Rev.Employ.Ben:	1,609.97
Water:	5,680.27	Street Fund:	15,329.20
Sewer:	8,981.42	Waukon Wellness Ctr:	5,520.24
Library:	3,064.10		

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 proposed change in zoning district classification from B-2 to R-3 for property located at 404 West Street SW and owned by Daniel and Renay Gallagher, the Mayor called for any oral or written comments and there were none. The Clerk announced that no written comments had been previously received. The Mayor then declared the Public Hearing closed.

An ordinance changing zoning district classifications from "B-2" General Business for "R-3" Single and Two Family Residence for certain real estate located at 404 West Street SW and owned by Daniel and Renay Gallagher was presented to the Council for approval.

Moved by: Cunningham Seconded by: Sanderson

To approve the first reading.

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

The Mayor declared the motion carried.

Moved by: Mitchell Seconded by: Sanderson

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 653 to the ordinance.

Jason Fish requested the City close a portion of City parking lot located north of Good Fellas, Inc., for Benefit for Waukon Area Fire Protection District to be held on June 13, 2009.

Moved by: Mitchell Seconded by: Sanderson

To approve the request from Jason Fish to close a portion of the City parking lot north of Good Fellas, Inc. for a public dance for Waukon Area Fire Protection District Benefit on June 13, 2009-8:00 P.M. – 12:30 A.M.

Yes: 5 No: 0

The Mayor declared the motion carried.

The Council discussed C-Mart property tax valuation protest.

Moved by: Cunningham Seconded by: Wiedner

To authorize City Attorney James Garrett to proceed with filing of C-Mart property tax valuation protest and secure a second appraisal on property.

Yes: 5 No: 0

The Mayor declared the motion carried.

The Council discussed IDOT Driver's License testing at the Airport.

Moved by: Mitchell Seconded by: Peterson

To table action until May 18, 2009 council meeting.

Yes: 5 No: 0

The Mayor declared the motion carried.

Jane Regan, Leschensky Insurance discussed with the Council and Airport Commissioners aviation fuel liability insurance.

Moved by: Cunningham Seconded by: Sanderson

To table action on this matter.

Yes: 5 No: 0

The Mayor declared the motion carried.

The Council discussed Opera House parking lot fence.

Moved by: Wiedner Seconded by: Sanderson

To table action on this matter.

Yes: 5 No: 0

The Mayor declared the motion carried.

Moved by: Mitchell Seconded by: Peterson

To approve the Business Incentive Program guidelines.

Yes: 5 No: 0

The Mayor declared the motion carried.

Moved by: Cunningham Seconded by: Wiedner

To approve payment estimate #1-\$83,696.09 to Skyline Construction, Inc. for 2008 Street Improvements Project.

Yes: 5 No: 0

The Mayor declared the motion carried.

The Council discussed the State Revolving Fund loan grant application.

Moved by: Cunningham Seconded by: Mitchell

To authorize Rachele Howe to submit the State Revolving Fund loan grant application for the 2009 SW Utility (water/sanitary sewer improvements) Projects.

Yes: 5 No: 0

The Mayor declared the motion carried.

Moved by: Peterson Seconded by: Cunningham

To approve resolution accepting work covering Third and Thirteen Lighting Improvements Project.

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

The Mayor declared the resolution approved and the Clerk assigned the number 2208 to the resolution.

Moved by: Cunningham

Seconded by: Sanderson

To approve payment estimate #4 (final)-\$2,660.50 to Voltmer, Inc. for 3rd & 13th Lighting Improvements Project, in accordance with Resolution #2208.

Yes: 5

No: 0

The Mayor declared the motion carried.

The Council discussed junk and nuisance abatement and authorized City Attorney James Garrett to draft notice for publication in The Standard.

Moved by: Cunningham

Seconded by: Mitchell

To approve cost estimate of \$17,500.00 from K&W Coatings, LLC for exterior painting of the south water tower.

Yes: 5

No: 0

The Mayor declared the motion carried.

Moved by: Peterson

Seconded by: Sanderson

To approve resolution designating and authorizing Wendy Mihm-Herold, Upper Explorerland Regional Planning Commission Executive Director, to execute on behalf of the City of Waukon, the Hazard Mitigation Project.

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

The Mayor declared the resolution approved and the Clerk assigned the number 2209 to the resolution.

Moved by: Cunningham

Seconded by: Wiedner

To agree with the Board of Adjustment's decision to grant Kim and Barb Thies a 6' variance to build a garage with a side yard set back of 2' at 306 East Main Street and authorized Zoning Administrator to issue a zoning permit upon applicants completion of legal work.

Yes: 5

No: 0

The Mayor declared the motion carried.

Moved by: Cunningham

Seconded by: Sanderson

To approve a resolution agreeing to close West Street from Main Street to First Avenue SW for Sweet Corn Day on August 6, 2009 from 12:00 noon to 10:00 P.M.

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

The Mayor declared the resolution approved and the Clerk assigned the number 2210 to the resolution.

Moved by: Cunningham

Seconded by: Sanderson

To approve a resolution agreeing to close the extension of Road No. Highway 9 and Highway 76 from 8th Avenue NW to East and West Main and Highway 76 North from Highway 9 to 2nd Street SW for the period beginning at 7:00 P.M. and ending at 8:00 P.M. on August 3, 2009 for the Waukon Antique Car and Tractor Parade.

Yes: Wiedner, Cunningham, Mitchell, Peterson, Sanderson

No: 0

The Mayor declared the resolution approved and the Clerk assigned the number 2211 to the resolution.

Moved by: Cunningham

Seconded by: Sanderson

To approve a resolution agreeing to close the extension of Road No. Highway 76 from 5th Street NW to Rossville Road to 1st Avenue SW to 6th Street SW to 6th Street NW for the period beginning at 6:00 P.M. and ending at 7:00 P.M. on November 23, 2009 for the Waukon Christmas Parade.

Yes: Wiedner, Cunningham, Mitchell, Peterson, Sanderson

No: 0

The Mayor declared the resolution approved and the Clerk assigned the number 2212 to the resolution.

Moved by: Mitchell

Seconded by: Wiedner

To appoint Cory Shelton to the Waukon Park and Recreation Commission-three year term expiring April 17, 2012.

Yes: 5

No: 0

The Mayor declared the motion carried.

Moved by: Peterson

Seconded by: Mitchell

To adjourn.

Yes: 5

No: 0

The Mayor declared the motion carried.

Diane Sweeney
City Clerk