

March 1, 2010

The Council of the City of Waterloo, Iowa, met in Regular Session at City Hall Council Chambers, Waterloo, Iowa, at 5:30 p.m., on Monday, March 1, 2010. Mayor Pro Tem Quentin Hart in the Chair. Roll Call: Cole, Getty, Jones, Greenwood, Schmitt, Welper, Hart

Moment of Silence.

Pledge of Allegiance: Bob Greenwood, Council Member At Large.

130663 - Schmitt/Welper

that the Agenda, as amended, for the Regular Session on Monday, March 1, 2010, at 5:30 p.m., be accepted and approved. Ayes: Seven. Motion carried.

130664 - Schmitt/Welper

that the Minutes, as proposed, for the Regular Session on Monday, February 22, 2010, at 5:30 p.m., be accepted and approved. Ayes: Seven. Motion carried.

Mr. Schmitt announced this is a historical event in the City of Waterloo. This is the first time there is an African-American sitting in the Mayor's seat.

Presentation of Basketball Character Counts Coach of the Year to: Brian Murphy, Sara Sterner, Chris Jones and Kevin Ubbelhode and Player of the Year to: Zach Johnson, Amannee Clark, Tra'von Fagan and Grace Surma.

CONSENT AGENDA

130665 - Schmitt/Welper

that the following items on the consent agenda be received, placed on file and approved:

a. Resolutions to approve the following:

1. Resolution approving Schedule AP642, pp. 1-52, dated March 1, 2010, in the amount of \$2,309,546.30, a copy of which is on file in the City Clerk's office, together with recommendation of approval of the Finance Committee.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-150.

2. Resolution approving request of James Knipp for tax exemptions on improvements totaling \$11,636.00 for property located at 1801 Hawthorne Avenue and located in the Consolidated Urban Revitalization Area.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-151.

3. Resolution accepting Acknowledgment/Settlement Agreement in the amount of \$300.00 with Save More Food of 1975 Franklin Street, for sale of tobacco, tobacco products or cigarettes to persons under 18 years of age.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-152.

4. Resolution accepting Acknowledgment/Settlement Agreement in the amount of \$300.00 with CVS Pharmacy 8546 of 2068 Logan Avenue, for sale of tobacco, tobacco products or cigarettes to persons under 18 years of age.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-153.

5. Resolution approving request to certify the following assessments to properties for work performed by the Water Works, together with recommendation of approval of Board of Water Works Trustees:

Address	Amount to certify
135 Monroe Street	\$575.00
755 Riehl Street	\$3,700.76
148 Alta Vista Avenue	\$1,980.00

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-154.

b. Motion to approve the following:

Travel Requests				
Name & Title of Personnel	Class/Meeting	Destination	Date(s)	Amount not to Exceed
1. Noel Anderson-Community Planning & Development Director	Main Street Board lunches	Waterloo, Iowa	Jan - Dec 2010	\$120.00

2. Approve and place on file Civil Service Commission reappointments of Tim Luce, with term expiration date of April 1, 2013 and John Blitsch, with term expiration date of April 1, 2014.

c. Beer License Permit Application

Class C

Jim Lind Standard Service, 230 E. Ridgeway Avenue (Renewal) (4/6/11)
(Includes Sunday Sales)

d. Liquor License Permit Application

Class C

El Senor Tequila Night Club, 118-120 E. 11th Street (Renewal) (2/19/11)
(Includes Sunday Sales)

Cafee Bar Piramida, 712 Jefferson Street (Renewal) (2/18/11) (Includes Sunday Sales)

e. Outdoor Service Area Application

Cafee Bar Piramida, 712 Jefferson Street

Ayes: Seven. Motion carried.

PUBLIC HEARINGS

130666 - Getty/Cole

that proof of publication of notice of public hearing on a site plan amendment to the "R-4, R-P" Planned Multiple Residence District for the development of a 12,800 sq. ft. office building generally located at the southeast corner of West San Marnan Drive and Hurst Drive, as published in the Waterloo Courier on February 25, 2010, be received and placed on file. Ayes: Seven. Motion carried.

130667 - This being the time and place of public hearing, the Mayor Pro Tem called for written and oral objections and there were none.

Getty/Cole

that the hearing be closed and approval of Planning, Programming and Zoning Commission and oral and written comments be received and placed on file. Ayes: Seven. Motion carried.

130668 - Getty/Cole

that "Resolution approving said site plan amendment", be adopted. Ayes: Seven. Motion carried.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-155.

130669 - Greenwood/Getty

that proof of publication of notice of public hearing on a site plan amendment to the "S-1" Shopping Center District for the development of a 9,476 sq. ft. addition to the existing 56,941 sq. ft. building (former Econo Foods building) generally located at 1411 Flammang Drive, as published in the Waterloo Courier on February 25, 2010, be received and placed on file. Ayes: Seven. Motion carried.

130670 - This being the time and place of public hearing, the Mayor Pro Tem called for written and oral objections and there were none.

Greenwood/Getty

that the hearing be closed and file recommendation of approval of Planning, Programming and Zoning Commission and oral and written comments be received and placed on file. Ayes: Seven. Motion carried.

130671 - Greenwood/Getty

that "Resolution approving said site plan amendment", be adopted. Ayes: Seven. Motion carried.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-156.

130672 - Schmitt/Welper

that proof of publication of notice of public hearing on F.Y. 2010 Salvaged Asphalt Crushing, Contract No. 785, as published in the Waterloo Courier on February 26, 2010, be received and placed on file. Ayes: Seven. Motion carried.

130673 - This being the time and place of public hearing, the Mayor Pro Tem called for written and oral objections and there were none.

Schmitt/Welper

that the hearing be closed and oral and written comments be received and placed on file. Ayes: Seven. Motion carried.

130674 - Schmitt/Welper

that "Resolution confirming approval of plans, specifications, form of contract, etc. in conjunction with F.Y. 2010 Salvaged Asphalt Crushing, Contract No. 785", be adopted. Ayes: Seven. Motion carried.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-157.

130675 - Schmitt/Welper

that "Resolution ordering construction in conjunction with above project", be adopted. Ayes: Seven. Motion carried.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-158.

130676 - Schmitt/Welper

to receive, file and instruct City Clerk to open and read bids and refer to City Engineer for review:

Bidder	Bid Bond	Bid Amount
Bruening Rock Products, Inc. Decorah, IA	5%	\$93,995.99
C.J. Moyna & Sons Elkader, IA	5%	\$340,250.00
DeLong Recycling, Inc. Washington, IA	5%	\$141,780.00
Peterson Contractors Inc. Reinbeck, IA	5%	\$68,230.00
Reilly Construction Co., Inc. Ossian, IA	5%	\$76,500.00
Spring Lake Construction Polk City, IA	\$5,500.00	\$90,600.00

Ayes: Seven. Motion carried.

RESOLUTIONS

130677 - Welper/Greenwood

that "Resolution setting date of hearing to approve the sale and conveyance of property located at 935 Oneida Street to Chantel Sisk in the amount of \$115,000.00 as March 15, 2010 at 5:30 p.m. in the City Hall Council Chambers", be adopted and City Clerk instructed to publish notice of same. Ayes: Seven. Motion carried.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-159.

130678 - Welper/Greenwood

that "Resolution approving the award of bid to Charles Gabus Ford of Des Moines, Iowa in the amount of \$29,375.00 in conjunction with the Purchase of One (1) 2010 Full Size Sport Utility Vehicle for Police Lab", be received, placed on file and adopted Ayes: Seven. Motion carried.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-160.

130679 - Jones/Schmitt

that "Resolution approving recommendation of award of contract in the amount of \$2,427,657.53 to Aspro, Inc. of Waterloo, Iowa in conjunction with F.Y. 2010 Asphalt Overlay Program, Contract No. 771", be received, placed on file and adopted Ayes: Seven. Motion carried.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-161.

130680 - Jones/Schmitt

that "Resolution approving recommendation of award of contract in the amount of \$3,189,424.95 to Peterson Contractors, Inc. of Reinbeck, Iowa in conjunction with F.Y. 2010 River Renaissance Lower Plaza, Contract No. 763", be received, placed on file and adopted. Ayes: Seven. Motion carried.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-162.

130681 - Getty/Cole

that "Resolution approving Contract, Bonds and Certificates of Insurance in the amount of \$2,427,657.53 with Aspro, Inc. of Waterloo, Iowa in conjunction with F.Y. 2010 Asphalt Overlay Program, Contract No. 771", be adopted and Mayor and City Clerk authorized to execute same. Ayes: Seven. Motion carried.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-163.

130682 - Getty/Cole

that "Resolution approving Contract, Bonds and Certificates of Insurance in the amount of \$184,995.00 with Ecinc of Cedar Rapids, Iowa in conjunction with F.Y. 2010 Arch Gate Replacement Dry Run Creek, Contract No. 778", be received, placed on file, adopted and Mayor and City Clerk authorized to execute same. Ayes: Seven. Motion carried.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-164.

130683 - Cole/Getty

that "Resolution approving Acceptance of Purchase Offers for Paul F. and Kathryn E. Schiel of 222 Greenwood Avenue in the amount of \$60,312.00, Arlene A. Lofstuen Estate of 136 Greenwood Avenue in the amount of \$66,768.00, Arlene A. Lofstuen Estate of 202-204 Greenwood Avenue in the amount of \$66,768.00, Arlene A. Lofstuen Estate of 206 Greenwood Avenue in the amount of \$38,520.00, Arlene A. Lofstuen Estate of 218 Greenwood Avenue in the amount of \$56,496.00, Barbara Ann Spears and Beverly Joan Spears of 104 Woodside Drive in the amount of \$53,328.00 and Casey L. Culver of 188 Greenwood Avenue in the amount of \$55,800.00 as part of the Hazard Mitigation Grant Program (HMGP) Property Acquisition Project", be received, placed on file, adopted and Mayor and City Clerk authorized to execute same. Ayes: Seven. Motion carried.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-165.

130684 - Schmitt/Welper

that "Resolution approving recommendation of hotel/motel mini grant in the amount of \$1,000.00 for the Waterloo Police Department for customer service/hospitality training sessions", be received, placed on file and adopted. Ayes: Seven.

Resolution adopted and upon approval by Mayor Pro Tem assigned No. 2010-166.

ORAL PRESENTATIONS

Mr. Schmitt acknowledged several of the African-American members of the audience who are pioneers in the community. Anna Mae Weems congratulated Quentin Hart for his accomplishments. Lou Porter, KBBG Radio, thanked everyone for supporting the station. Willie Mae Wright, former Councilperson, thanked Mr. Schmitt for letting her know that Mr. Hart would be chairing the Council meeting tonight and congratulated Mr. Hart. Mr. Hart stated that this event was fitting leaving Black History Month and moving into Women's History month. He recognized the women for all of their support and accomplishments.

130685 - Getty/Schmitt

that the above oral comments be received and placed on file. Ayes: Seven. Motion carried.

ADJOURNMENT

130686 - Getty/Schmitt

that the Council adjourn at 6:04 p.m. Ayes: Seven. Motion carried.

Suzy Schares
City Clerk