

**THE CITY COUNCIL OF THE CITY OF WATERLOO,
IOWA, REGULAR SESSION TO BE HELD AT THE
CITY HALL COUNCIL CHAMBERS, 5:30 P.M.
MONDAY, JULY 19, 2010**

**CITY OF WATERLOO
GOALS**

- 1. Support economic development efforts that attract, retain and create quality jobs resulting in a diverse economic base and increased population.**
- 2. Continue to support implementation of the Downtown Master Plan.**
- 3. Facilitate and promote the development of housing options to meet the needs of current and future Waterloo citizens.**
- 4. Develop a customer-centered service delivery approach.**
- 5. Seek additional opportunities to share services and resources with other government entities.**
- 6. Collaborate with statewide elected officials to reduce the burden on local property taxes.**
- 7. Address the changing public workforce needs in Waterloo.**
- 8. Enhance and protect a diverse, family-oriented community where neighborhoods are safe and well maintained.**
- 9. Enhance the quality of place opportunities for the citizens of our community.**

General Rules for Public Participation

1. Although not required by city code of ordinances, oral presentations may be allowed at the chair/presider's (usually the Mayor or Mayor Pro Tem) discretion. The "oral presentations" section of the agenda is your opportunity to address items not on the agenda. A speaker may speak to one (1) issue per meeting for a maximum of three (3) minutes. Official action cannot be taken by the Council at that time, but may be placed on a future agenda or referred to the appropriate department.
2. At the chair/presider's discretion, you may address an item on the current agenda by stepping to the podium, and after recognition by the chair/presider, state your name, address and group affiliation (if appropriate) and speak clearly into the microphone.
3. If there is a hearing scheduled as part of an agenda item, the chair/presider will allow everyone who wishes to address the council, using the same participation guidelines found in these "general rules".
4. You may speak one (1) time per item for a maximum of three (3) minutes.
5. Keep comments germane and refrain from personal, impertinent or slanderous remarks.
6. Questions concerning these rules or any agenda item may be directed to the Clerk's Office at 291-4323.
7. Citizens are encouraged to register with the Clerk's Office by 5:00 p.m. on Monday of the day of the City Council meeting to appear before the City Council (may also register by phone). Registered speakers will be given first priority.

Roll Call.

Moment of Silence.

Pledge of Allegiance: Jim Quint, MIS Manager.

Agenda, as proposed or amended.

Minutes of July 12, 2010, Regular Session, as proposed.

Recognition of Paul Huting, Leisure Services Director for 30 years of service.

Presentation of Lorie Glover who is the new Black Hawk County Emergency Management Agency Coordinator as of July 1, 2010.

1. **Consent Agenda:** (The following items will be acted upon by voice vote on a single motion without separate discussion, unless someone from the council or public requests that a specific item be considered separately.)
 - a. Resolution to approve the following:
 1. Bills Payment, Schedule AP642, a copy of which is on file in the office of the City Clerk.
 2. The Grout Museum District's request to hold 1st Annual Summer Bash: Science Circus on Thursday, July 29, 2010 to Saturday, July 31, 2010 at the River Loop Expo Grounds, together with recommendation of the Chief of Police. Submitted by Daniel J. Trelka, Chief of Police
 3. Main Street Waterloo's request of street closings to accommodate the Waterloo Downtown Farmers Market on Saturday, July 31, 2010 from 6:00 a.m. – 1:00 p.m.; closing of Jefferson Street between W. Park Avenue & W. 3rd Street; closing of W. 3rd Street between Jefferson Street and Bluff/Washington Street; and the closing of Bluff/Washington Street between W. 3rd Street & W. Park Avenue, together with recommendation of the Chief of Police. Submitted by Daniel J. Trelka, Chief of Police
 - b. Motion to approve the following:
 1. Recommendation of appointment of Crager Cook to the position of Park Maintenance II Forestry, effective July 20, 2010. Submitted by Paul Huting, Leisure Services Director
 2. Recommendation of appointment of Travis Nichols to the position of Construction Foreman, effective July 20, 2010. Submitted by Paul Huting, Leisure Services Director
 3. Recommendation of appointment of Michael Heichel to the position of Garage Mechanic, effective August 2, 2010. Submitted by Mark Rice, Superintendent of Central Garage

4. Recommendation of appointment of the following with approval of Mayor Buck Clark:

Appointee	Board/Commission	Expiration Date	New or Re-Appointment
Pat Becker	Waterloo Metropolitan Transit Authority Board	July 1, 2012	Re-Appointment
Jack Good	Waterloo Metropolitan Transit Authority Board	July 1, 2012	Re-Appointment
Steve Abbott	Waterloo Metropolitan Transit Authority Board	July 1, 2012	Re-Appointment
Karol Erdmann	Board of Library Trustees	June 30, 2016	New Appointment
5. Beer License Permit Application Class B Mike Robinson	Board of Library Trustees	June 30, 2016	New Appointment

W

aterloo RAGBRAI, 4550 Hess Road (New) (7/29/2010 to 8/3/2010)

6. Outdoor Service Area Application
 Waterloo RAGBRAI, 4550 Hess Road
 Screaming Eagles, 228 E. 4th Street (Expansion of area)
 Jameson’s Public House, 310 East 4th Street (Expansion of area)

7. Bonds

PUBLIC HEARINGS

2. **Police Department Body Armor Replacement Program**
Motion to receive and file proof of publication of notice of public hearing
HOLD HEARING—No objections on file.
Motion to close hearing and receive and file oral and written comments.
Resolution confirming approval of specifications, bid document, etc.
Resolution authorizing to proceed.
Motion to receive and file and instruct City Clerk to open and read bids and refer to Police Chief for review.

Submitted by Dan Trelka, Chief of Police

3. **F.Y. 2011 Ridgeway Avenue and La Porte Road Intersection Improvements, Contract No. 775**
Motion to receive and file proof of publication of notice of public hearing.
HOLD HEARING—No objections on file.
Motion to close the hearing and receive and file oral and written comments.
Resolution confirming approval of plans, specifications, form of contract, etc.
Resolution ordering construction.
(Project will be let by IDOT on July 20, 2010)

Submitted by Jeff Bales, Associate Engineer

4. **Reallocation of \$15,000.00 of General Obligation Bonds, Series 2008A to pay the cost of replacing an emergency warning siren that was struck by lightning**
Motion to receive and file proof of publication of notice of public hearing.
HOLD HEARING—No objections on file.
Motion to close hearing and receive and file oral and written comments.
Resolution to institute proceedings to take additional action and approve said reallocation.

RESOLUTIONS

5. **Resolution approving agreement with Greater Cedar Valley Alliance to support “Fulfilling the Vision” Campaign for Economic Vitality at a cost of \$28,500.00 plus incentives for a total not to exceed \$85,000.00.**

Submitted by Mayor Buck Clark

6. **Resolution approving recommendation of acceptance of bid from Ultramax of Rapid City, South Dakota for the Police Departments FY 11 Ammunition needs.**

Submitted by Dan Trelka, Chief of Police

7. **Resolution approving request from William A. and Christine A. Hall to dedicate a 1,765 square foot Storm Sewer Easement at 2320 West 9th Street, generally located at the northwest corner of Easton Avenue and West 9th Street.**

Submitted by Noel Anderson, Community Planning & Development Director

- 8. Resolution approving agreement with AECOM of Waterloo, Iowa in an amount not to exceed \$9,500.00 for construction related services in conjunction with F.Y. 2010 Riverview Recreation Area OHV Park Parking Lot and Fencing Improvements, Contract No. 789.**

Submitted by Paul Huting, Leisure Services Director

- 9. Resolution approving recommendation of award of contract in the amount of \$295,459.00 to Huff Contracting, Inc. of Waterloo, Iowa in conjunction with F.Y. 2010 Young Arena Expansion Project Phase I.**

Submitted by Paul Huting, Leisure Services Director

- 10. Resolution approving Contract for the Disaster Recovery Business Rental Assistance Program for Coco Transportation, LLC at 1414 Lafayette Street in the amount of \$48,000.00; Jam Audio Recording at 501 Sycamore Street in the amount of \$3,834.00; Sarajlija Bakery and Grocery at 1206 W. 9th Street in the amount of \$24,000.00; and Two 4 Tots at 622 Sycamore Street in the amount of \$8,400.00, and authorize Mayor to execute said documents.**

Submitted by Aric Schroeder, City Planner

- 11. Resolution approving Contract for the Disaster Recovery Business Rental Assistance Program for River Plaza Athletic Club at 10 W. 4th Street in an amount of up to \$50,000.00; and Midtown Development at 501 Sycamore Street in an amount of up to \$50,000.00, and authorize Mayor to execute said documents.**

Submitted by Aric Schroeder, City Planner

- 12. Resolution approving Contract for the Disaster Recovery Business Rental Assistance Program for Galleria De Paco & Coffee Shop at 622 Commercial Street in the amount of \$7,365.27, and authorize Mayor to execute said document.**

Submitted by Aric Schroeder, City Planner

ORDINANCES

13. **An ordinance amending the 2008 Traffic Code of the City of Waterloo, Iowa by repealing Section 353 and amending Section 343 to read as follows: It is hereby established that the fees for cash patrons for all parking ramps shall be set by Resolution of the City Council.**

Motion to receive, file, consider and pass for the second time

Motion suspending the rules.

Motion to consider and pass for the third time and adopt ordinance.

Submitted by Suzy Schares, City Clerk

OTHER COUNCIL BUSINESS

14. **Resolution establishing a special event parking fee and increasing parking fees for parking meters and cash patrons in the parking ramps.**

Submitted by Suzy Schares, City Clerk

15. **Resolution setting date of hearing as August 2, 2010 to approve a rezoning request of approximately 0.45 acres of land from "R-1" One and Two Family Resident District to "S-1" Shopping Center District for property located north of 2102 Kimball Avenue generally located near the northwest corner of Kimball Avenue and West Ridgeway Avenue for the purpose of bringing the existing legal non-conforming commercial parking lot to the Kimball Ridge Shopping Center into compliance with the Zoning Ordinance.**

Submitted by Aric Schroeder, City Planner

16. **Resolution setting date of hearing as August 2, 2010 to approve a site plan amendment request to the "S-1" Shopping Center District for property located north of 2102 Kimball Avenue generally located at the north end of the Kimball Ridge Shopping Center near the northwest corner of Kimball Avenue and West Ridgeway Avenue for the purpose of construction a 2,543 square foot coffee shop/restaurant.**

Submitted by Aric Schroeder, City Planner

- 17. F.Y. 2011 Sidewalk Repair Assessment Program – Zone 10, Contract No. 781**
Resolution preliminary approving construction of sidewalk improvements.
Resolution to fix value of lots.
Resolution to adopt preliminary plat and schedule of assessments and estimate of costs.
Resolution of Necessity (Proposed) to set date of hearing as August 9, 2010.
Submitted by W. Wayne Castle, PLS, EI, Associate Engineer
- 18. F.Y. 2011 Sidewalk Repair Assessment Program – Zone 10, Contract No. 781**
Motion to instruct City Engineer to prepare plans, specifications, form of contract, etc.
Motion to receive and file plans, specifications, form of contract, etc.
Resolution preliminarily approving plans, specifications, form of contract, etc.
Resolution instructing City Clerk to publish notice of plans, specifications, form of contract, etc. and taking of bids. Set date of hearing as August 9, 2010.
Submitted by W. Wayne Castle, PLS, EI, Associate Engineer
- 19. Demolition and Site Clearance Project, Contract No. 171-D-EDI-08-02-10 for the following properties: 1828 Franklin Street, Sycamore Street site clearance, 215 Courtland Street, 411 Archer Street, 318-320 Irving Street, 160 Dawson Street and 438 W. Airline Highway**
Motion to instruct Contract and Grants Coordinator to prepare plans, specifications, form of contract, etc.
Motion to receive and file plans, specifications, form of contract, etc.
Resolution preliminarily approving plans, specifications, form of contract, etc.
Resolution instructing City Clerk to publish notice of plans, specifications, form of contract, etc. Set date of hearing and bid opening as July 26, 2010.
Submitted by Louis Starks, Contracts and Grants Coordinator
- 20. Young Arena Ice Floor Cover**
Motion to instruct Leisure Services Director to prepare specifications, bid document, etc.
Motion to receive and file specifications, bid document, etc.
Resolution preliminarily approving specifications, bid document, etc.
Resolution instructing City Clerk to publish notice of specifications, bid document, etc. and taking of bids. Set date of hearing and bid opening as August 2, 2010.

Submitted by Chris Dolan, Leisure Services Arena Manager

ORAL PRESENTATIONS

Motion to receive and file oral comments.

Motion to adjourn to Executive Session.

EXECUTIVE SESSION

Discussion of acquisition of property pursuant to Iowa Code Section 21.5(1)(j)(2009).

Motion to adjourn Executive Session.

ADJOURNMENT

Suzy Schares
City Clerk

MEETINGS

Monday, July 19, 2010

4:00 p.m. – Council Work Session, Center For The Arts

4:55 p.m. – Boards & Commissions Committee, Council Chambers

5:00 p.m. – Finance Committee, Council Chambers

PUBLIC INFORMATION

1. Communication from Eric Thorson, City Engineer transmitting the layoff of Gary Heinick, Associate Engineer, effective June 26, 2010, together with recommendation of payment of \$2,579.55 for unused vacation time.
2. Waterloo Commission on Human Rights minutes of June 10, 2010 on file in the City Clerk's office.
3. Waterloo Housing Authority minutes of June 3, 2010 on file in the City Clerk's office.
4. Waterloo Public Library Board of Trustees minutes of May 10, 2010 and June 14, 2010 on file in the City Clerk's office.
5. Waterloo Leisure Services Commission minutes of June 8, 2010 on file in the City Clerk's office.

6. Communication from Mark Rice, Superintendent of Central Garage transmitting the retirement of Larry Mullins, effective June 25, 2010, together with recommendation of payment for unused sick and vacation time.

CONTRACT PAYMENT SCHEDULE

1. Cedar Valley Riverfront Renaissance – Cedar River Plaza, Amphitheatre, Mark’s Park and Performance Structure
Payment to AECOM in the total amount due of \$48,234.74
2. F.Y. 2010 River Front Lower Plaza, Contract No. 763
Pay estimate No. 3 to AECOM in the total amount due of \$12,173.04
3. Waterloo Dam Rehabilitation & River Walk Reconstruction, Contract No. 713
Pay estimate No. 26 to AECOM in the total amount due of \$3,587.81
4. Riverwalk Loop Trail from 6th Street to Cedar River Dam, Contract No. 743
Pay estimate No. 12 to AECOM in the total amount due of \$4,015.15
5. F.Y. 2010 Riverfront Renaissance Trail - West 6th to 18th Street, Contract No. 761
Pay estimate No. 2 to AECOM in the total amount due of \$11,809.80
6. F.Y. 2010 Riverfront Renaissance Lower Plaza, Contract No. 763
Payment to Peterson Contractors in the total amount due of \$111,435.51
7. F.Y. 2010 Riverfront Renaissance Trail - West 6th to 18th Street, Contract No. 761
Pay estimate No. 4 to Peterson Contractors in the total amount due of \$24,871.66
8. Cedar River Water Trail, Contract No. 734
Pay estimate No. 6 to Vieth Construction in the total amount due of \$3,876.00
9. Cedar River Renaissance Trail Enhancements Riverwalk Loop Overlook Enhancements, Contract No. 743
Pay estimate No. 30 to Vieth Construction Corp. in the total amount due of \$36,784.73
10. F.Y. 2010 Arch Gate Replacement Dry Run Creek, Contract No. 778
Pay estimate No. 3 to Ecinc in the total amount due of \$105,547.68
11. Fletcher Food Gate
Payment to V.J. Engineering in the total amount due of \$178.00

12. F.Y. 2009 Permanent Closure of Railroad Crossing across Black Hawk Creek, Contract No. 747
Payment to VJ Engineering in the total amount due of \$1,165.00
13. F.Y. 2010 Cedar Prairie Trail Bridge Repairs, Contract No. 764
Pay estimate No. 2 to Iowa Bridge & Culverts in the total amount due of \$96,942.56
14. Waterloo Local Flood Protection Project
Payment to AECOM in the total amount due of \$66,712.12
15. F.Y. 2010 Sidewalk & Trail Repair Program - Zone 10, Contract No. 779
Pay estimate No. 3 to B & B Builders in the total amount due of \$31,808.27
16. Sink Creek Watershed
Payment to Robinson Engineering Co. in the total amount due of \$3,350.00
17. Cedar River Renaissance Trail Enhancements Riverwalk Loop Overlook Enhancements, Contract No. 743
Pay estimate No. 29 to Vieth Construction Corp. in the total amount due of \$24,618.79
18. Demolition Contract No. 170D-GO-11-09-09
Payment to D.W. Zinser in the total amount due of \$5,703.00