

**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, AUGUST 2, 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: Mark Rice, Superintendent of Central Garage.

Agenda, as proposed or amended.

Minutes of July 26, 2010, Regular Session, as proposed.

Proclamation declaring August 3, 2010 as National Night Out.

Presentation of Optimist Baseball Character Counts Coach of the Year to: Chris Koester, Zach Schwartz, Kevin Nobis, Robin Lund, Joe Liebold and Eric Heinen

Presentation of Optimist Baseball Character Counts Player of the Year to: Aaron O’Leary, Trenton Stoakes, Brooke Craig, Hunter Lavalle and Sydney Shannon.

Presentation of Certificate of Heroism to Nicholas Connell.

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.

b. Motion to approve the following:

Travel Requests					
	Name & Title of Personnel	Class/Meeting	Destination	Date(s)	Amount not to Exceed
1.	Nancy Gulick, Community Development Coordinator	Region V/VII – NCDA Conference	Davenport, Iowa	September 1-2, 2010	\$260.00
2.	Danielle Rohret, Administrative Assistant	CDBG Basics Training and Region V/VII NCDA Conference	Davenport, Iowa	August 29-September 2, 2010	\$900.00

3. Beer/Wine License Permit Application
Special Class C

Newton’s Paradise Café, 128 E. 4th Street (New) (Expires 7/1/2011) (Includes Sunday Sales)

4. Liquor License Permit Application
Class C
Iowa Irish Fest, Lincoln Park (New) (5 day license – 8/5/2010 to 8/9/2010)
(Includes Sunday Sales)
5. Outdoor Service Area Application
Newton's Paradise Café, 128 E. 4th Street
Iowa Irish Fest, Lincoln Park
6. Bonds

PUBLIC HEARINGS

2. **Request from Dick and Don Hurst to rezone 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**
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 recommendation of approval of Planning, Programming and Zoning Commission and oral and written comments.
Motion to receive, file, consider and pass for the first time.
Motion to suspend the rules.
Motion to consider and pass for the second and third times and adopt ordinance.

Submitted by Aric Schroeder, City Planner

3. **Request of Dick and Don Hurst for a site plan amendment 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**
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 recommendation of approval of Planning, Programming and Zoning Commission and oral and written comments.
Resolution approving said site plan amendment.

Submitted by Aric Schroeder, City Planner

4. **Purchase of One (1) 2011 Automated Side-Loading Garbage Truck**
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 Superintendent of Central Garage for review.

Submitted by Mark Rice, Superintendent of Central Garage

5. **Young Arena Ice Floor Cover**
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 Leisure Services Director for review.

Submitted by Chris Dolan, Leisure Services Arena Manager

RESOLUTIONS

6. **Resolution accepting a FirePALS grant from National Center of Injury Prevention and Control (CDC) in the amount of \$150,000.00, with no required city match.**

Submitted by W.D. Carter, Fire Chief

7. **Resolution approving Contract for the Disaster Recovery Commercial Rental Revenue Gap Program for LM Holdings, LC d.b.a. The Russell Lamson, LC at 209 W. 5th Street, in the amount of \$7,489.10, and authorize Mayor to execute said document.**

Submitted by Aric Schroeder, City Planner

8. **Resolution approving Contract for the Disaster Recovery Loan Interest Supplemental Program for LM Holdings, LC d.b.a. The Russell Lamson, LC at 209 W. 5th Street, in the amount of \$27,112.31, and authorize Mayor to execute said document.**

Submitted by Aric Schroeder, City Planner

- 9. Resolution approving Contract for the Disaster Recovery Flood Insurance Reimbursement Program for LM Holdings, LC d.b.a. The Russell Lamson, LC at 209 W. 5th Street, in the amount of \$391.00, and authorize Mayor to execute said document.**

Submitted by Aric Schroeder, City Planner

- 10. Resolution approving contract with Tideflex Technologies of Carnegie, Pennsylvania in the amount of \$72,695.00 in conjunction with F.Y. 2010 Dry Run Creek Arch Valve Purchase, Contract No. 793 and authorize Mayor and City Clerk to execute said document.**

Submitted by Jamie Knutson, P.E., Associate Engineer

- 11. Resolution approving Professional Services Agreement with AECOM Technical Services, Inc. of Waterloo, Iowa in the amount of \$19,800.00 in conjunction with F.Y. 2011 Secor Railroad Spur, Contract No. 794.**

Submitted by Jeff Bales, Associate Engineer

- 12. Resolution approving Reconstruction and Overlay Street Improvement Lists for 2011.**

Submitted by Eric Thorson, P.E., City Engineer

- 13. Resolution approving recommendation of award of contract with Peterson Contractors, Inc. of Reinbeck, Iowa in the amount of \$365,728.50 in conjunction with F.Y. 2011 Ridgeway Avenue and La Porte Road Intersection Improvements, Contract No. 775.**

Submitted by Jeff Bales, Associate Engineer

- 14. Resolution approving recommendation of award of contract with Lehman Trucking and Excavating, Inc. of Waterloo, Iowa in the amount of \$43,600.00 in conjunction with 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.**

Submitted by Louis Starks, Contracts and Grants Coordinator

- 15. Resolution approving award of hotel/motel discretionary funding to the following entity: \$10,000.00 to Main Street Waterloo on behalf of the Public Market.**

Submitted by Michelle Weidner, Chief Financial Officer

OTHER COUNCIL BUSINESS

- 16. Resolution setting date of hearing as August 16, 2010 to approve request of Jonathan Boswell of Boswell Properties to purchase four (4) city owned residential properties located at 720 Park Avenue, 312 Charles Street, 116 Parker Street and 261 Cottage Grove at a cost of \$3,500.00 per property for a total of \$14,000.00.**

Submitted by Noel Anderson, Community Planning & Development Director

- 17. Resolution setting date of hearing as August 16, 2010 to approve request of Iowa Habitat for Humanity to purchase city owned property located at 600 South View Street at a cost of \$1.00.**

Submitted by Noel Anderson, Community Planning & Development Director

- 18. Resolution setting date of hearing as August 16, 2010 to approve request of Fortunes Tap to purchase the remaining portion of city-owned vacated Elm Street located next to their site at 328 Elm Street at a cost of \$1.00.**

Submitted by Noel Anderson, Community Planning & Development Director

- 19. Resolution setting date of hearing as August 16, 2010 to approve request of Janet Kendall to vacate approximately 3,180 square feet of Maplewood Street right-of-way at the intersection of Maplewood Street and Riverside Drive located directly west and adjacent to 903 Riverside Drive, and to purchase the area at a cost of \$1,633.00 and subject to a utility easement is retained over the entire area.**

Submitted by Aric Schroeder, City Planner

- 20. Purchase of a New Fire Truck
Motion to instruct Fire Chief 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 September 13, 2010.**

Submitted by W.D. Carter, Fire Chief

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, August 2, 2010

- 4:30 p.m. - Council Work Session, Council Chambers
- 4:55 p.m. - Human Resources Committee, Council Chambers
- 5:00 p.m. - Finance Committee, Council Chambers

PUBLIC INFORMATION

1. Civil Service Commission minutes of July 2, 2010 on file in the City Clerk's office.
2. Memorial Hall minutes of May 26, 2010 on file in the City Clerk's office.

CONTRACT PAYMENT SCHEDULE

1. River Renaissance Lower Plaza, Contract No. 763
Pay estimate No. 7 to Peterson Contractors in the total amount due of \$83,739.93
2. Riverwalk Loop Overlook Enhancements, Contract No. 743
Pay estimate No. 31 to Vieth Construction Corp. in the total amount due of \$22,572.27
3. F.Y. 2010 Riverfront Renaissance Trail – W. 6th Street to W. 18th Street, Contract No. 761
Pay estimate No. 5 to Peterson Contractors in the total amount due of \$45,001.92
4. Tower Park Trail
Pay estimate No. 109 to JDE Engineering in the total amount due of \$1,296.25
5. Waterloo Downtown Wayfinding Signage, Contract no. 783
Pay estimate No. 4 to Craig Ritland in the total amount due of \$7,840.00
6. Dry Run Creek Arch Review

Pay AECOM in the total amount due of \$4,848.15

7. Repairs to Cedar Prairie Trail Bridge over Black Hawk Creek, Contract No. 764
Pay AECOM in the total amount due of \$5,357.34
8. FY 2009 Biennial Bridge Review Program
Pay AECOM in the total amount due of \$8,400.00
9. Dry Run Creek Arch Gate Replacement, Contract No. 778
Pay estimate No. 4 to Ecinc in the total amount due of \$2,118.88
10. Dry Run Creek Watershed Sanitary Sewer Evaluation
Pay AECOM in the total amount due of \$6,947.60