

<b>CALL TO ORDER</b>	A regular meeting of the Council Bluffs City Council was called to order by Mayor, Matthew J. Walsh on Monday, July 25, 2016 at 7:00 p.m.
<b>ATTENDANCE</b>	Council Members present: Melissa Head, Al Ringgenberg, Roger Sandau, Nate Watson and Sharon White. Staff present: Richard Wade and Marcia Worden.
<b>CONSENT AGENDA</b>	White and Head moved and seconded approval of the consent agenda, 3A. Agenda and tape recording of this proceeding to be incorporated into the official minutes; 3B. Reading, correction and approval of the July 11, 2016 meeting minutes; 3C. Resolution 16-189, setting a Public Hearing for August 8, 2016, 7:00 p.m., on the intent to dispose of City property legally described as Lot 9, McGee's Subdivision of Block 21, Hughes and Doniphan's Addition (OTB-16-012); 3D. Resolution 16-190, setting a Public Hearing for August 8, 2016, 7:00 p.m., on the intent to vacate the east/west alley in Block 40 and that part of 4 <sup>th</sup> Avenue abutting part of Blocks 40 and 41, all in Beer's Subdivision (SAV-16-006); 3E. Resolution 16-191, setting a Public Hearing for August 8, 2016, 7:00 p.m., on the intent to vacate the east/west alley in Block 8 Bryant and Clark's Subdivision (SAVE-16-007); 3F. Financial Operating Statement (June 2016); 3G. List of Bills (June 2016), 3H. Revenue and Expense Report (June 2016); 3I. Mayor's Appointments; and 3J. Notices of Claim (2) Unanimous, 5-0 vote.
<b>CERTIFICATE OF APPRECIATION</b>	Mayor Walsh recognized Mr. Robert "Bob" Wege as an exceptional volunteer; on behalf of the City of Council Bluffs, the City Council, the citizens of Council Bluffs and myself thank you for serving on the Citizen/Police Advisory Board for thirty years, please accept this certificate as our thanks. Mr. Wege was also recognized by House of Representative, David Young, for his many years of service and volunteerism. Heard from Mr. Wege, who thanked the board members and his wife Mary Ann, for attending tonight; today is our 68 <sup>th</sup> wedding anniversary. You have an appreciation being on the board, and by the way you have a great Police Chief. And, when you pass a Police Officer on the street give them a friendly wave.
<b>PUBLIC HEARINGS</b> Resolution 16-192	Held Public Hearing, to release a perpetual and permanent easement located across the vacated east/west alley abutting Lots 79-83 and 102-106, Belmont Addition (MIS-16-001). Heard from Patrick Medinger, 1502 Jones Street, Omaha, NE. Ringgenberg and Watson moved and seconded approval. Watson thanked Medinger for his continued investment in Council Bluffs. Unanimous, 5-0 vote.
Resolution 16-193	Held Public Hearing, authorizing disposal of City property legally described as Lots 9 and 10, Block 16, Wright's Addition (OTB-16-010). Ringgenberg and Head moved and seconded approval. Unanimous, 5-0 vote.
Resolution 16-194	Held Public Hearing, approving the Plans, Specifications, Form of Contract and Cost Estimate for the Walnut Grove Elementary (2920 Avenue J) Demolition and Restoration Project. Ringgenberg and Head moved and seconded approval. Watson mentioned this was a fabulous project that will help increase learning opportunities for our community; and Ringgenberg reported he was pleased with the volume of available affordable housing. Unanimous, 5-0 vote.
<b>ORDINANCE ON 1<sup>ST</sup> CONSIDERATION</b> Ordinance 6277	White and Sandau moved and seconded approval, amending Title 1, "Administration and Personnel" by amending "Chapter 1.62.030 – Classification and Appointment" to replace the Bluffs Arts Council with the Pottawattamie Arts, Culture and Entertainment "PACE" Council. Unanimous, 5-0 vote.
<b>RESOLUTIONS</b> Resolution 16-166 (postponed from 6/27/2016)	Head and White moved and seconded approval of the Capital Improvement Program (CIP) for fiscal years 2016-2017 through 2020-2021. I've expressed concerns before Ringgenberg said, noting that not all projects are funded, although this document compliments the budget approval process. Adding, there's been a commitment to move forward in a couple weeks on the next fiscal plan; in agreement Watson would like to give input towards the 5-year plan. Unanimous, 5-0 vote.
Resolution 16-176 (postponed from 7/11/2016)	Ringgenberg and Head moved and seconded approval, vacating and disposing of that portion of North 13 <sup>th</sup> Street lying north of the north line of Avenue K (SAV-16-004). Heard from Tyler Brunow, 139 Brentwood Heights. You're helping the area Watson mentioned; and I respect your willingness to protect your investment Ringgenberg added. Unanimous, 5-0 vote.

- Resolution 16-195 White and Watson moved and seconded approval, vacating and disposing of that portion of North 14<sup>th</sup> Street lying north of the north line of Avenue M, and amending Resolution No. 16-84, adopted and approved on April 11, 2016 to correct the legal description indicated for this property (SAV-15-008). Unanimous, 5-0 vote.
- Resolution 16-196 White and Ringgenberg moved and seconded approval, adopting the Planned Commercial Development Plan for property legally described as Lot 2, Bluffs Vision II Subdivision, Replat 1(PC-16-002). Unanimous, 5-0 vote.
- Resolution 16-197 White and Head moved and seconded approval, authorizing the Mayor to execute an Iowa Department of Transportation Federal Aid Agreement No. 2016-E-201 for the Eastern Hills Drive and Cedar Lane Construction Project (PW17-16A). White reported this development has been in the works for years so it's nice to see progress; and future development. Unanimous, 5-0 vote.
- Resolution 16-198 Watson and White moved and seconded approval, authorizing the Mayor and City Clerk to execute an agreement with Bluffs Paving and Utility Co., Inc. for the ICAAP Project (FY15-20B), East Broadway Realignment at Kanessville Boulevard (US Hwy 6). We'll see more federal mandates Sandau mentioned; on the upside there will be legal right turns on red Watson added; and the traffic pattern will be more aligned. Unanimous, 5-0 vote.
- Resolution 16-199 White and Head moved and seconded approval, authorizing the Mayor to negotiate an agreement with Hoefler Wysocki Architecture for design and related services during the design, development, bidding, construction and commission phases of a new Police Headquarters Building. Unanimous, 5-0 vote.
- Resolution 16-200 Sandau and Ringgenberg moved and seconded approval, authorizing a joint application to the Iowa Economic Development Authority by the City of Council Bluffs and Future Foam, Inc. for benefits under the Targets Jobs Withholding Tax Credit program. Mayor Walsh mentioned the State requirement for benefits were approved. Unanimous, 5-0 vote.
- Resolution 16-201 White and Watson moved and seconded approval, confirming the City's commitment to extend its funding agreement with Advance Southwest Iowa Corporation for an addition 42 months subject to a similar commitment from Pottawattamie County. Watson mentioned this is a fantastic partnership; it's only right we show our support by continuing our funding commitment to the board. Watson also thanked Council Member White for her time and service in leading the Board. Unanimous, 5-0 vote.
- Resolution 16-202 Watson and Head moved and seconded by approving the information resolution regarding a complaint of an open meetings law violation made to the Iowa Public Information Board (IPIB) and authorizing the City Council Members to execute said resolution. Unanimous, 5-0 vote.
- Resolution 16-203 White and Ringgenberg moved and seconded approval, authorizing the Mayor to execute an Order Accepting the Acknowledgement/Settlement Agreement from Quarthouse, Inc. Unanimous, 5-0 vote.
- Resolution 16-204 Sandau and Head moved and seconded approval, authorizing the Mayor to execute an Order Accepting the Acknowledgement/Settlement Agreement from B & R Stores, Inc. d/b/a Super Saver #12. Unanimous, 5-0 vote.

**APPLICATIONS/PERMITS  
& CANCELLATIONS**

White and Head moved and seconded approval inclusive of the Renewal of Beer/Liquor/Wine & Outdoor Permit Applications for Items 7A (1-5). 1. Ameristar Casino, 2200 River Road (2), 2. Bucky's, 7 North 16<sup>th</sup> Street, 3. Casey's General Store #3201, 701 32<sup>nd</sup> Avenue, 4. Lipstix, 1501 North 16<sup>th</sup> Street, 5. Pilot Travel Center, 2627 South 24<sup>th</sup> Street; and Item 7B. 2016-2017 Salvage Yard License (1). Unanimous, 5-0 vote.

**CITIZENS REQUEST  
TO BE HEARD**

White and Head moved to deny the request to waive the rental registration penalty fees for Colonial Plaza. Heard from Theresa Jacoby, 38 Dillman Drive, resident of Colonial Plaza, who shared many concerns of Colonial residents. Council Member Head mentioned all we were aware of was the request to waive the penalty fees. Mayor Walsh indicated the situation is under review; Council Member Watson thanked Ms. Jacoby for her courage in taking a stand and speaking up for herself and other residents. Unanimous, 5-0 vote.

Heard from Bruce Kelly, 864 McKenzie Avenue, who requested a bike trail on Highway 6; Kelly also mentioned the weeds were terrible on the XTL property located at South 24<sup>th</sup> Street, Mayor Walsh indicated the Health Department posted a weed notice and the company was notified. Kelly also shared concerns with all the volunteer tree growth around Lookout Point at Fairmount Park.

**ADJOURNMENT**

Mayor Walsh adjourned the meeting at 7:45 p.m. Unanimous.

The tape recording of this proceeding, though not transcribed, is part of the record of each respective action of the City Council. The tape recording of this proceeding is incorporated into these official minutes of this Council meeting as if they were transcribed herein.

\_\_\_\_\_  
Matthew J. Walsh, Mayor

Attest:

\_\_\_\_\_  
Marcia L. Worden, City Clerk