



**Council Agenda, City of Council Bluffs, Iowa  
Regular Meeting May 21, 2018, 7:00 PM  
Council Chambers, 2nd Floor, City Hall  
209 Pearl Street**

**AGENDA**

**1. PLEDGE OF ALLEGIANCE**

**2. CALL TO ORDER**

**3. CONSENT AGENDA**

- A. Approval of Agenda & tape recordings of these proceedings to be incorporated into the official minutes.
- B. Reading, correction and approval of the May 7, 2018 City Council Meeting Minutes.
- C. Ordinance 6331 - 6336

Ordinance 6331 - 6336 amending Chapter 15 regarding "Consumer Fireworks Sales" and setting a Public Hearing for June 11, 2018 at 7:00 p.m

Ordinance 6331: Ordinance to amend Chapter 15.03-Definitions of the 2015 Municipal Code of Council Bluffs, Iowa by enacting new section 15.03.171a: "Consumer Fireworks Sales". ZT-18-001

Ordinance 6332: Ordinance to amend Chapter 15.15-C-2/Commercial District, by amending section 15.15.020 "Principal Uses" to include "Consumer Fireworks Sales" and by amending section 15.15.060 "Additional Regulations" to include a subsection (d).

Ordinance 6333: Ordinance to amend Chapter 15.18-P-C/Planned Commercial District, by amending section 15.18.020 "Principal Uses" to include "Consumer Fireworks Sales" and by enacting new section 15.18.055 "Additional Regulations".

Ordinance 6334: Ordinance to amend Chapter 15.20-I-1/Light Industrial District by amending section 15.20.020 "Principal Uses" to include "Consumer Fireworks Sales" and by amending section 15.20.060 "Additional Regulations" to include a subsection (2).

Ordinance 6335: Ordinance to amend Chapter 15.21-I-2/General Industrial District by amending section 15.21.020 "Principal Uses" to include "Consumer Fireworks Sales" and by amending section 15.21.060 "Additional Regulations" to include a subsection (2).

Ordinance 6336: Ordinance to amend Chapter 15.23-Off-Street Parking, Loading and Unloading by amending section 15.23.060 "Parking Spaces Required" to include "Consumer Fireworks Sales" in subsection (4).

D. Ordinance 6337

Ordinance to amend the zoning map as adopted by reference in section 15.02.070, and setting a Public Hearing for June 11, 2018 at 7:00 p.m. by rezoning part of the NE1/4 of Section 14-74-44, more specifically described in the Council packet, from R-1/Single-Family Residential District and R-3/Low Density Multi-Family Residential District to R-1/Single-Family Residential District and R-4/High Density Multi-Family Residential District and to Append a Planned Residential Overlay to proposed lots 2 and 3, North Shore Subdivision, as defined in chapter 15.08b, 15.11 and 15.28. Location: North of Lake Manawa.

E. Resolution 18-155

Resolution of intent to vacate and setting a Public Hearing for June 11, 2018 at 7:00 p.m. for that portion of alleyway extending from the East right-of-way line of South 15th Street to the West right-of-way line of South 14th Street, as platted in Block 33, Fleming and Davis Addition, and Block I, Riddles Subdivision. Location: South of 1405 15th Avenue, and North of 1400 16th Avenue. SAV-18-007

F. Resolution 18-156

Resolution of intent to vacate and setting a Public Hearing for June 11, 2018 at 7:00 p.m. for that portion of alleyway extending from the South right-of-way line of 4th Avenue to the North right-of-way line of 5th Avenue, and adjacent to Lot 6, Block 30, Bryant and Clark Addition; Lot 3, Block 9, Ferry Addition; Lot 1, Block 1, Browns Subdivision; and Lot 9, Block 6, Omaha Addition. Location: 4th Avenue between 33rd Street & 34th Street.

G. Resolution 18-157

Resolution of intent to vacate and setting a Public Hearing for June 11, 2018 at 7:00 p.m. for that portion of 11th Avenue extending from the East right-of-way line of South 7th Street to the West right-of-way line of the South Expressway, and adjacent to the Lot 11, the vacated alleyway adjacent, and the Western 24 feet of Lot 10, Block 11, Riddles Subdivision; and adjacent to Lot 16, the vacated alleyway adjacent, and the Western 29.54 feet of Lot 17, Block 14, Riddles Subdivision, Location: Between 1025 South 7th Street and 1107 South 7th Street. SAV-18-005

H. Resolution 18-158

Resolution of intent to vacate and setting a Public Hearing for June 11, 2018 at 7:00 p.m. for that portion of alleyway extending 48.52 feet North of the North right-of-way line of Hammer Avenue, as platted between Lot D and Lot E, Babbitt Place. Location: West of 1302 E. Washington Avenue. SAV-18-006

I. Resolution 18-159

Resolution of intent and setting a Public Hearing for June 11, 2018 at 7:00 p.m. to dispose of an interest in City property by means of Quit Claim Deed to the Iowa Department of Transportation pursuant to Agreement No. 2017-TJ-003

J. Resolution 18-160

Resolution accepting the work of Sadler Electric, Inc. as complete and authorizing release of the retainage after 30 days if no claims are filed in connection with the Kaneshville Boulevard (US Hwy 6) Traffic Adaptive Signal Control. Project # FY15-20A

K. Claims

L. Offers to Buy

M. Notice of Right of Redemption

**4. PUBLIC HEARINGS**

A. Ordinance 6329

Ordinance to amend the Zoning Map as adopted by reference in Section 15.02.070, by rezoning the South 135 feet of Lot 5, J.W. Squire's Subdivision of the West 216 feet of Outlot 5, Jackson's Addition from R-1/Single-Family Residential District to A-P/Administrative-Professional District as defined in Chapter 15.13. Location: 526 South 3rd Street. ZC-18-006

B. Ordinance 6330

Ordinance to amend the zoning map as adopted by reference in Section 15.02.070, by rezoning the property legally described as being the east 35 feet of Lots 1 through 3 and all of Lots 15 through 22, Block 5, all in Williams First Addition from R-3/Low Density Multifamily Residential District to I-2/General Industrial District as defined in Chapter 15.21. Location: Lying south of 9th Avenue between South 3rd and South 4th Streets. ZC-18-005

C. Resolution 18-161

Resolution granting Final Plat approval of Jennie Edmundson Addition, . Location: West of Jennie Edmundson Memorial Hospital commonly known as 933 East Pierce Street. SUB-18-009

D. Resolution 18-162

Resolution to vacate and dispose of the north/south and east/west alleys in Block 5, Williams First Addition, lying South of 9th Avenue and West of South 3rd Street. Location: Lying south of 9th Avenue between South 3rd and South 4th Streets. SAV-18-003

E. Resolution 18-163

Resolution to approve a proposed amendment to the current City budget for the fiscal year ending June 30, 2018.

F. Resolution 18-164

Resolution approving the plans and specifications for the East Manawa Sewer Rehab, Phase VII. Project # PW19-09

**5. RESOLUTIONS**

A. Resolution 18-165A & 18-165B

18-165A Resolution Appointing Paying Agent, Bond Registrar, and Transfer Agent, Approving the Paying Agent and Bond Registrar and Transfer Agent Agreement and Authorizing the Execution of the Agreement.

18-165B Resolution authorizing and providing for the issuance, and levying a tax to pay the Bonds; Approval of the Tax Exemption Certificate and Continuing Disclosure Certificate.

B. Resolution 18-166

Resolution authorizing the Mayor to execute the order accepting the acknowledgment/settlement agreements from the following businesses for violations of Iowa Code Section 453a.2(1): Fas Mart #553, 611 East Broadway; Kwik Shop #527; Palm Beach Vapors, 142 W. Broadway, Suite 140 and Tobacco Hut, 3134 Manawa Center Drive.

C. Resolution 18-167

Resolution approving a wage increase for non-union employees effective 7/1/2018.

D. Resolution 18-168

Resolution to amend the effective date of the abolishment of an Administrative Secretary position.

E. Resolution 18-169

Resolution granting Preliminary Plan Approval for 85-lot residential subdivision to be known as North Shore Subdivision legally described as being part of the north one-half of the northeast quarter of Section 14-74-44 Location: North of Lake Manawa.

F. Resolution 18-170

Resolution authorizing the Mayor to execute the order assessing a civil penalty of \$300.00 to Pilot Travel Centers LLC d/b/a Pilot Travel Center #329, 2647 South 24th Street for violation of Iowa Code Section 453a.2(1) on February 10, 2018.

G. Resolution 18-171

Resolution accepting the bid of Compass Utility, LLC in the amount of \$265,300.17 for the Franklin Avenue Sidewalk. Project PW16-09

H. Resolution 18-172

Resolution authorizing the Mayor to execute a letter agreement with the U.S. Army Corps of Engineers Rock Island District for the East Beltway Projects: Eastern Hills Drive Segment D, Highway 92 to the Intersection of Eastern Hills Drive and State Orchard Road, Project #PW19-16A; and Steven Road East, Project #PW18-16A

I. Resolution 18-173

Resolution accepting the bid of Carley Construction, LLC in the amount of \$985,745.40 for the South 1<sup>st</sup> Street Neighborhood Rehab, Phase IX. Project #PW19-12

**6. APPLICATIONS FOR PERMITS AND CANCELLATIONS**

A. Liquor License Renewals

1. 1892 German Beer Haus, 142 West Broadway
2. Bottoms Up, 2800 Twin City Drive
3. Bucky's Express #16, 7 North 16th Street
4. Bucky's Express #17, 1759 Madison Avenue
5. Bucky's Express #22, 3434 Nebraska Avenue
6. Bucky's Express #27, 2711 South 24th Street
7. Bucky's Express #34, 3501 West Broadway
8. Caddy Shack, 1426 4th Avenue
9. Hy-Vee Food Store #1, 2323 West Broadway
10. StreetSide Lounge, 319 North 16th Street

B. Loessfest Fireworks

**7. CITIZENS REQUEST TO BE HEARD**

**8. OTHER BUSINESS**

**9. ADJOURNMENT**

**DISCLAIMER:**

*If you plan on attending this meeting and require assistance please notify the City Clerk's office at (712) 328-4616, by 5:00 p.m., three days prior to the meeting.*