

April 26, 2010  
Cascade City Council Meeting Minutes

Meeting called to order at 7:00 p.m. by Mayor Staner, Council members Henry, Knepper, Moriarity and Soppe answered roll call, Boffeli was absent. Motion Henry, 2<sup>nd</sup> Knepper to approve the agenda – all ayes.

Otto Kruegger from Dubuque introduced himself to the Council as a candidate for Dubuque County Supervisor. Mayor Staner read an invitation to the Council from the Cascade Enhancement Committee inviting them to a recognition ceremony at the Cascade Historic Limestone Silo & Agricultural Interpretive Center on May 8<sup>th</sup> at 11:00 a.m.

Motion Henry, 2<sup>nd</sup> Moriarity to file meeting minutes of the Utility Board and the Planning & Zoning Commission – all ayes.

Linda Hoffmann, Karla Manternach & Shelley Annis, Committee Members of the “Rockin’ on the River Music Fest” asked the Council for permission to close Pierce St SW from 1<sup>st</sup> Ave to 2<sup>nd</sup> Ave on June 25<sup>th</sup>, July 30<sup>th</sup>, and August 27<sup>th</sup> from 5:00 p.m.-12:00 a.m. to hold music festivals in Riverview Park. Hoffmann explained the reason for the planning and formation of these Festivals has been at the request of the community. The Rockin’ Committee members also requested use of \$1,000 of the money left over from the 175<sup>th</sup> Celebration that has been placed in a reserve account being held by the City. Annis presented a preliminary budget and explained that the money would help pay for the 1<sup>st</sup> festival, then revenues from the 1<sup>st</sup> festival would fund the 2<sup>nd</sup>, and the 2<sup>nd</sup> would fund the 3<sup>rd</sup>. Annis explained that the money the City is holding is really money left over from the 175<sup>th</sup> Celebration raised from donations and therefore is really the community’s money. Motion Moriarity, 2<sup>nd</sup> Knepper to approve the closing of Pierce St SW from 1<sup>st</sup> Ave to 2<sup>nd</sup> Ave for the three festival dates and approve giving the Rockin’ Committee members \$1,000 to fund the festivals – all ayes.

Motion Henry, 2<sup>nd</sup> Soppe to approve the request from the Cascade Garden Club to hold its annual plant sale on the municipal parking lot across from City Hall April 28<sup>th</sup> – 30<sup>th</sup> – all ayes.

Motion Henry, 2<sup>nd</sup> Soppe to approve the request from Jason Rauen owner of 300 1<sup>st</sup> Ave W to place and maintain a stairs on City property for a side entrance to his building by signing a lease agreement – all ayes.

Item #9 on the agenda request from Dan Conrad for the City to vacate and convey a portion of unopened Langworthy St SE was postponed until the parties are present at the meeting.

Motion Henry, 2<sup>nd</sup> Soppe to approve the 3<sup>rd</sup> reading of Ordinance 3-10 amending the Cascade Subdivision Ordinance to require underground electric and telecommunication lines. Henry, Moriarity, Knepper and Soppe – all ayes.

Motion Henry, 2<sup>nd</sup> Moriarity to approve the 2<sup>nd</sup> reading of Ordinance 4-10 amending the Cascade Zoning Ordinance by reducing the minimum lot width for zero lot line residential dwellings in the R2 zoning district from 60’ to 45’. Knepper, Soppe, Moriarity and Henry – all ayes.

Motion Soppe, 2<sup>nd</sup> Moriarity to open and hold a scheduled public hearing on the City rezoning 43 residential properties from R2 Mixed Residential to R1 Single Family – all ayes. Administrator Lansing reported that this rezoning was a recommendation from the Planning and Zoning Commission. Motion Soppe, 2<sup>nd</sup> Moriarity to return to regular session – all ayes.

Motion Soppe, 2<sup>nd</sup> Moriarity to approve the 1<sup>st</sup> reading of Ordinance 5-10 rezoning 43 residential properties from R2 Mixed Residential to R1 Single Family. Henry, Moriarity, Knepper and Soppe – all ayes.

Motion Soppe, 2<sup>nd</sup> Knepper to open and hold a scheduled public hearing on vacating and conveying 18,279 square feet of excess 1<sup>st</sup> Ave E road right-of-way along Lot 3, Cascade Industrial Park – all ayes. Administrator Lansing explained that the Council approved selling this piece of property to Matt Lux at a previous Council meeting and at tonight's Council meeting we will go through the process of the vacation and conveyance. Motion Soppe, 2<sup>nd</sup> Henry to return to regular session – all ayes.

Motion Henry, 2<sup>nd</sup> Moriarity to approve the 1<sup>st</sup> reading of Ordinance 6-10 vacating 18,279 square feet of excess 1<sup>st</sup> Ave E road right-of-way along Lot 3, Cascade Industrial Park. Soppe, Henry, Knepper and Moriarity – all ayes.

Motion Henry, 2<sup>nd</sup> Moriarity to approve waiving the 2<sup>nd</sup> and 3<sup>rd</sup> readings of Ordinance 6-10. Moriarity, Knepper, Soppe and Henry – all ayes.

Motion Soppe, 2<sup>nd</sup> Henry to approve Resolution 21-10 approving a plat of survey of Lot 3A, Cascade Industrial Park, a vacated portion of 1<sup>st</sup> Ave E abutting Lot 3, Cascade Industrial Park. Moriarity, Knepper Henry and Soppe – all ayes.

Motion Henry, 2<sup>nd</sup> Moriarity to approve Resolution 22-10 approving the disposal of Lot 3A, Cascade Industrial Park, a vacated portion of 1<sup>st</sup> Ave E abutting Lot 3, Cascade Industrial Park to Matt Lux, Whitewater Ventures LLC, Cascade, IA. Knepper, Henry, Moriarity and Soppe – all ayes.

Motion Henry, 2<sup>nd</sup> Soppe to table approving Resolution 23-10 vacating a 10 foot wide utility easement on the front of Lot 3, Cascade Industrial Park – all ayes.

Motion Henry, 2<sup>nd</sup> Moriarity to approve Resolution 24-10 setting a public hearing date for Monday, May 24, 2010 at 7:00 p.m. for amending the Cascade Urban Renewal Plan. Knepper, Henry, Soppe and Moriarity – all ayes.

Motion Henry, 2<sup>nd</sup> Moriarity to consider proposals for the sale of the old grocery store building and the old Cascade Pioneer building and vacant lot – all ayes. Council member Henry suggested placing large signs on all of the properties to show that they are for sale.

Administrator Lansing reviewed bids received for inspecting the City's two water towers. One from Liquid Engineering, Billings, MT for \$2,790 and the other from Preferred Tank & Tower, Inc., Evansville, IN for \$2,000. Motion Henry, 2<sup>nd</sup> Moriarity to table approving Resolution 25-10 until references can be checked on both companies – all ayes.

Motion Henry to approve Resolution 19-10 the joint purchase of a used trailer mounted jet-vac unit with the Cascade Municipal Utilities died for the lack of a 2<sup>nd</sup>. Council member Soppe asked where the money would come from to purchase this unit. Administrator Lansing informed the Council that it would be taken from the Truck Reserve Fund. Council member Knepper asked when a new truck would be needed and how a new truck would be paid for if the Truck Reserve Fund were depleted. Administrator Lansing responded that the oldest truck is a 2000 and the purchase of a new truck could come from the Sewer Reserve Fund. Soppe would rather see this item budgeted in the future than robbing from Reserve Funds. Council member Moriarity would also like to see it budgeted. Council member Henry was in favor of purchasing the unit and thought we would have enough money left over that was not spent in this budget to purchase the unit and replace the reserve fund money. Motion Knepper, 2<sup>nd</sup> Moriarity to look at the FY10 budget before the approval of the purchase of the jet-vac unit and then place this on the joint Utility Board meeting agenda – all ayes.

Item #24, Municipal Citations, was not acted upon since the Administrator and Mayor will make contact with the 2 property owners in violation of not having house numbers on their properties.

Motion Knepper, 2<sup>nd</sup> Henry to approve the renewal of a Class B Beer Permit with Sunday Sales for the Narrow Gauge, 216 1<sup>st</sup> Ave W and approve a Class B Native Wine Permit with an outdoor service area for Spools-n-Jewels, 224 1<sup>st</sup> Ave W – all ayes.

Council discussed holding a closed session meeting on May 3, 2010 at 6:00 p.m. to discuss the Mike Wheaton Civil Rights complaint. Council member Moriarity asked if the attorneys needed to be present for the Council to discuss this. Mayor Staner, Administrator Lansing and Council member Henry all replied that the attorney would definitely need to be present. Council member Knepper again questioned the need for having an attorney present when several Council members only want to see the correspondence and communications between the City and the attorney. Council member Henry suggested letting the Civil Rights issue run its course. Mayor Staner indicated that he could not and would not give out personnel correspondence. Council member Knepper indicated that he only wants the truth and would like to see all correspondence. Council members Soppe and Knepper asked when this became a personnel issue and when this attorney was hired to represent the City in this personnel issue. Mayor Staner answered that the attorney was hired last year regarding the personnel issue. Motion Henry, 2<sup>nd</sup> Moriarity to not spend more money by asking the attorney to come to a special meeting and allowing the process to run its course – all ayes.

Motion by Knepper, 2<sup>nd</sup> Soppe to approve the April 12<sup>th</sup> and April 19<sup>th</sup> City Council meeting minutes – all ayes.

Motion Henry, 2<sup>nd</sup> Moriarity to file correspondence – all ayes.

Council returned to item #9. Since there was no one present to discuss the request, motion Henry, 2<sup>nd</sup> Moriarity to deny the request from Dan Conrad for the City to vacate and convey an unopened portion of Langworthy St SE – all ayes.

Administrator Lansing reported that on Monday, June 7<sup>th</sup> at 5:00 p.m. a goal setting session has been scheduled. The DOT informed the City that resurfacing Hwy 136 is not on their 5 year plan but the City could send correspondence to the DOT to request it get on a 5 year plan. The 1<sup>st</sup> Ave E Berm project is completed. There is a water leak on the west well. A joint meeting with the Utility Board is scheduled for Wednesday, May 12<sup>th</sup> at 5:30 p.m. at which purchasing the jet-vac unit, health insurance and requesting proposals for an audit will be discussed. A Street & Alley Committee meeting is scheduled for Thursday at 4:30 p.m. and Lansing would like to get the Sidewalk Committee together to discuss where to begin making improvements.

Motion Moriarity, 2<sup>nd</sup> Knepper to adjourn the meeting at 8:20 p.m. – all ayes.

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Shelley Annis, Deputy Clerk