

- CALL TO ORDER** A regular meeting of the Council Bluffs City Council was called to order by Mayor, Thomas P. Hanafan on Monday, August 22, 2011 at 7:00 p.m.
- ATTENDANCE** Council Members present: Lynne Branigan, Sheryl Garst, Melissa Head, Matt Walsh and Sharon White. Staff present: Richard Wade, City Attorney and Marcia Worden, City Clerk.
- CONSENT AGENDA** Branigan and White moved and seconded approval of the consent agenda. Unanimous.
- PUBLIC HEARING**
Resolution 11-181 Held Public Hearing, authorizing disposal of City owned property described as Lots 1 and 2, Block 21, Mullin's Subdivision. Heard from Rev. Randy Gilmore, 1700 Avenue E, Abundant Life Lighthouse, requesting adjustments to the recommendation made by Community Development. Motion by Walsh, second by Head. Walsh suggested Rev. Gilmore have an appraisal done, not a market assessment. White noted her review of the lots shows the sale amount per square foot and mentioned the amount suggested by the City is below market value for a buildable lot in Council Bluffs, and added a new offer could be submitted based on an appraisal. Garst mentioned she agreed with Council Member White, noting the staff recommendation seems appropriate unless Rev. Gilmore could otherwise submit a certified appraisal. Walsh confirmed the recommended price is inclusive of what they estimate to be \$6500 for demolition costs. Council discussed how to proceed with the offer, Wade suggested two options, pass the resolution and if the appraisal supports the resolution nothing else would be needed or submit an appraisal by September 12th or postpone it to September 26th showing evidence that his offer is fair. Head suggested passing the resolution in case the appraisal was similar to the City's recommendation. White and Branigan moved to approve per staff's recommendation. Unanimous.
- ORDINANCE ON FIRST READING**
Ordinance 6139 Walsh and White moved and seconded approval, amending Chapter 8.74 "Discharging Firearms in City Limits" by repealing Section 8.84.010 "Discharge of firearms in city limits" and enacting a new Section 8.74.010 "Discharge of firearms in city limits". Unanimous.
- ORDINANCES ON THIRD READING**
Ordinance 6137 Branigan and Head moved and seconded approval including the revisions in Section 4, amending Title 13 "Building and Construction" by adding a new Chapter 13.01, entitled "Temporary Licensing Procedures" – 2011 Flood Event", to allow licensed contractors from outside Council Bluffs to obtain a temporary license to perform work as a result of the 2011 Flood Event. Unanimous. Ordinance 6137 passed into law.
- Ordinance 6138 White and Head moved and seconded approval, amending Title 1 "Administration and Personnel" by repealing Chapter 1.90 "Election Precincts" and enacting a new Chapter 1.90 "Election Precincts" including a Memorandum of Agreement between the City of Council Bluffs and Pottawattamie County. Unanimous. Ordinance 6138 passed into law.
- RESOLUTION**
Resolution 11-183 Branigan and Head moved and seconded approval with the cost not to exceed \$500,000 without additional Council approval, authorizing the Mayor and City Clerk to execute an agreement with Camp Dresser & McKee Inc., for engineering services in connection with the 2011 Missouri River Flood Damage Assessment and Repair Recommendations. Walsh reminded citizens the City has a significant flood event underground per a discussion with Chief Building Official, Steve Carmichael. Walsh noted some streets that flooded were the result of measurer's taken by the City so there wouldn't be a catastrophic flood. Walsh added, the Council along with City staff are sensitive to the situation and ask citizens to have patience through this time. Unanimous.
- MAYOR'S APPOINTMENTS** Garst and Walsh moved and seconded approval of the Mayor's Appointments regarding the following Item: 7A. Reappointment of Bobbette Behrens and Sam Irwin to the Dodge Trust Board of Trustees with terms expiring July 1, 2017. Unanimous.

**RECEIVE AND
FILE ITEMS**

Garst and Walsh moved and seconded approval of Receive and File Items 9A. Notices of Claim (2). Unanimous.

**APPLICATIONS
FOR PERMITS &
CANCELLATIONS**

Branigan and Head moved and seconded approval of Applications for Permits and Cancellations regarding Items 10A (1-6) and 10B. 1. Beer and Loathing, 144 West Broadway, 2. Big K Mart, 2803 East Kanesville Boulevard; 3. Hilton Garden Inn Council Bluffs, 2702 Mid America Drive; 4. La Mesa Mexican Restaurant, 3036 South Expressway; 5. Pilot Travel Center #329, 2647 South 24th Street; 6. The Quarthouse, 107 Pearl Street and 10B. Special Event Permit Application for the T J Homecoming Parade on September 16, 2011. Unanimous.

**CITIZENS
REQUEST TO BE
HEARD**

Heard from Susan Jungman and John Winchester. Garst and Head moved and seconded to receive and file documents from Ms. Jungman. Unanimous. Jungman spoke on the condition of Lainson Avenue. Mayor Hanafan indicated he would forward three years of reports regarding Lainson Avenue to the City Council for review. Garst thanked Ms. Jungman and Mr. Winchester for neighborhood involvement and for sharing their concerns.

Heard from Chris Merk, 2616 Avenue L, speaking on flooding issues at the north corridor of 26th Street. Garst shared the area would be reviewed and possibly be included in the engineering services repair recommendation regarding Item 7A. Mayor Hanafan mentioned three major pump stations failed and diesel pumps were being used as replacements. Hanafan added part of the study will define the cost of replacing those stations. Garst mentioned it would help if citizens registered their flood damage; Head indicated you can register your damage on the City's website. Hanafan noted the City filed an appeal with FEMA to hopefully gain public assistance.

ADJOURNMENT

Head and Garst moved and seconded to adjourn at 7:46 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.

Thomas P. Hanafan, Mayor

Attest:

Marcia L. Worden, City Clerk