

**MINUTES
FORT MADISON CITY COUNCIL
Tuesday, August 6, 2019**

Mayor Brad Randolph presided with Council Members Chris Greenwald, Bob Morawitz, Kevin Rink, Rusty Andrews, Matt Mohrfeld and Mark Lair present. Council Member Chad Cangas was absent.

VISITORS AND APPEARANCE REQUESTS

Lynn Kramer, Community Services Food Pantry, reported it will cost approximately \$83,000 for repairs to the roof, retaining wall, doors, furnace and windows. The group has been looking for grants and has contacted companies in Fort Madison for assistance with the repairs.

Steve Howard, 617 - 34th Place, part of the Neighborhood Watch, said crime in the three Watch areas has dropped since the Neighborhood Watches began. The crime rate in the surrounding areas has increased and is significantly higher. An informational meeting will be held on September 14 for citizens interested in being part of Neighborhood Watch.

Sherry Wilson, Executive Director of the Eichacker Center, said they consider Community Services and the United Way (current residents of the Rashid Building) as partners. Whatever Council decides to do with the Rashid Building, she asked they remember Eichacker Center is in crisis. Their current building does not meet standards and the group is looking for buildings and space.

Randolph recognized the new Chief of Police, Mark Rohloff, and his wife were present.

AGENDA

Rink MOVED and Lair SECONDED to approve the agenda.

MOTION PASSED 6-0

CONSENT AGENDA

Mohrfeld MOVED and Morawitz SECONDED to approve the Consent Agenda:

- Minutes of July 16, 2019;
- Liquor License Renewal: Vinnie's Longbranch, 2601 Avenue L, effective August 1, 2019 – Class C Liquor with Outdoor Service and Sunday Sales;
- Liquor License Renewal: JoeDees, 1828 Avenue L, effective August 1, 2019 – Class C Liquor with Outdoor Service and Sunday Sales;
- Resolution No. 2019-47, approving Fiscal Year 2019/20 Budget Transfers;
- New 14-Day License: Holy Trinity Catholic Schools, Inc., Tri-State Rodeo Complex, effective August 28, 2019 – Class C Liquor with Outdoor Service and Sunday Sales; and

585 PROCEEDINGS OF THE CITY COUNCIL

- Payment of Claims.

MOTION PASSED 6-0

ORDINANCES AND RESOLUTIONS

RESOLUTON 2019-48, REAP GRANT APPLICATION: Morawitz MOVED and Andrews SECONDED to authorize the Mayor's signature on and the filing of an application for the Iowa Department of Natural Resources' Resource Enhancement and Protection Program for construction of Connecting Fort Madison! Phase IV 48th Street Trail Connection.

ROLL CALL: AYES: Greenwald, Morawitz, Rink, Andrews, Mohrfeld, Lair
NAYES: None

MOTION PASSED 6-0

The Mayor then declared said Resolution ADOPTED and ENACTED this 6th day of August, 2019.

RESOLUTION NO. 2019-49, ACCEPT PLAT OF SURVEY: Rink MOVED and Lair SECONDED to accept the submitted plat of survey and waiving subdivision requirements (Title 11 – Subdivision Regulations) for Asay Properties for Lots 9 and 10, Block 13, in Pershing Place Addition, in the City of Fort Madison.

ROLL CALL: AYES: Greenwald, Morawitz, Rink, Andrews, Mohrfeld, Lair
NAYES: None

MOTION PASSED 6-0

The Mayor then declared said Resolution ADOPTED and ENACTED this 6th day of August, 2019.

RESOLUTION NO. 2019-50, SET PUBLIC HEARING, PIP 2018-04: Mohrfeld MOVED and Greenwald SECONDED a resolution ordering construction and setting public hearing for Public Improvement Project 2018-04, Reconstruction of Old Highway 61 – 2nd to 6th Streets.

Public Works Director Larry Driscoll reported the project could start this fall. The City cannot negotiate with the contractor until the contract is signed. Randolph would prefer to start the project next year instead of leaving the road closed all winter.

ROLL CALL: AYES: Greenwald, Morawitz, Rink, Andrews, Mohrfeld, Lair
NAYES: None

MOTION PASSED 6-0

The Mayor then declared said Resolution ADOPTED and ENACTED this 6th day of August, 2019.

RESOLUTION NO. 2019-51, 28E RENEWAL FOR SCHOOL RESOURCE OFFICER: Greenwald MOVED and Rink SECONDED to authorize the Mayor's signature on a 28E Agreement between the City of Fort Madison and Fort Madison Community School District for a School Resource Officer.

Mohrfeld asked if this is something that stays on the table in light of last night's discussion concerning the outlook for the general fund. Greenwald said this ranked as a high priority item for him. Randolph felt the same.

ROLL CALL: AYES: Greenwald, Morawitz, Rink, Andrews, Mohrfeld, Lair
 NAYES: None

MOTION PASSED 6-0

The Mayor then declared said Resolution ADOPTED and ENACTED this 6th day of August, 2019.

OTHER

SANCHEZ BOXING LEASE: Mohrfeld MOVED and Andrews SECONDED to approve the Mayor's signature on a two-year lease with Sanchez Boxing.

MOTION PASSED 6-0

APPOINTMENTS: Morawitz MOVED and Rink SECONDED to approve the appointment of Jane Bartlett to the Library Board, to fill an unexpired term, term expiring July 1, 2022, and Mary Whitcomb to the Planning and Zoning Commission, to fill an unexpired term, term ending March 31, 2022.

MOTION PASSED 6-0

SEALCOAT BID: Mohrfeld MOVED and Greenwald SECONDED to approve the bid of Pro-Paving, LLC, of Middletown, Iowa, of \$.24 per square foot for the 2019 Street Sealcoat Program.

MOTION PASSED 6-0

ASPHALT BID: Rink MOVED and Morawitz SECONDED to approve the bid of W. L. Miller of Hamilton, Illinois, of \$2.00 per square foot for the 2019 Yearly Asphalt Program.

MOTION PASSED 6-0

INSPECT PEDESTRIAN BRIDGE: Mohrfeld MOVED and Andrews SECONDED to approve the inspection proposal of Poepping, Stone, Bach & Associates in the amount of \$3,650 for structural examination of the pedestrian bridge in Riverview Park.

MOTION PASSED 6-0

DISCUSSION/PRESENTATIONS

TOURISM VIDEO: Persons in attendance viewed a video by Mike Killoren promoting tourism in Fort Madison. Randolph said the Tourism Commission plans to use the video and American Cruise Lines may use the video onboard their ships.

AVENUE I BRIDGE PRESENTATION: Destry Schildmeier, HR Green Engineering, said Avenue I is open and the bridge is operational. The completion date is the end of September. Items to finish include water main work, sidewalk and bridge railing. This is a project bid through the Iowa Department of Transportation. Morawitz noted there is honeycombing on the south side of the north barrier. Schildmeier said this will be addressed as a punch list item.

Council members expressed their displeasure that this project started last year and is not finished yet. Driscoll explained the water main was included in the plans, however, either through HR Green or IDOT the water main was dropped from the plans that were bid on. Driscoll has to request a change order adding the water main.

The contractor has already been assessed approximately \$27,000 in liquidated damages and no further damages can be assessed. Driscoll said some of the delays are due to winter, pricing and then a problem with the brackets for the water main.

Randolph asked how the City can be protected from something like this happening on future projects. Greenwald questioned if liquidated damages need to be assessed to HR Green. Mohrfeld said since he came onto Council a year ago, an HR Green project came through at 125% over estimate, another was even higher and this project has dragged out for over a year. Driscoll pointed out that there have been two projects with HR Green that have come in under the estimate.

Morawitz said people call him nearly every day about this. Schildmeier said HR Green has tried to work with the contractor to get them started. HR is paying the bill to clean up the weeds in front of the houses. Randolph said the contractors are not up here taking the brunt of it and the people living along these routes want answers.

IDOL RASHID BUILDING: City Manager David Varley reviewed the matter. The Rashid family representative said her grandmother does not want to donate the building to Community Services but was in favor of something more child-oriented such as Head Start. He asked for clarification of what Council wishes to do with the building.

Following a discussion, Mohrfeld MOVED and Rink SECONDED to reaffirm the Council's commitment to give the property to Community Services Food Pantry.

**MOTION PASSED 5-1
(Morawitz – NAY)**

Morawitz noted he voted in opposition as he believed Council needed to honor the City's agreement with the Rashid family and respect their wishes.

UTVs/GOLF CARTS ON CITY STREETS: Morawitz said he is not in favor of this and pointed out Council had previously voted this down due to safety concerns. Mohrfeld said things have changed, Lee County has legalized them. He envisioned visitors coming off the cruise boats, renting a golf cart and doing a self-tour. West Point has already done this. He said persons would have to have a driver's license, follow all regulations vehicles do, operate only from dawn to dusk and would not need a permit or license.

Lair said this has come up before and the people told Council they did not want it. Most of the people he has spoken to do not want it now. Greenwald said we are leaders and we have to do what is right. Rink said he has had nine people today tell him not to move forward with this.

Mohrfeld passed out West Point's ordinance. Varley had provided Council with the ordinance that failed and an ordinance from another community. Mohrfeld said it looks like the trend is going toward a state-wide registration. Randolph felt public input was needed. He added the last time this came before Council the ordinance was more restrictive and required safety equipment.

Helen Johnson, 3027 Timberlane Drive, said she worked in Nauvoo for years. Their residents call the tourists "terrorists". She urged not to allow tourists in these vehicles. They don't know the city, they don't know the streets. She also pointed out the size difference between Fort Madison and West Point.

Mohrfeld MOVED and Greenwald SECONDED to move forward with an ordinance to allow golf carts and UTV's on City streets.

**MOTION PASSED 5-1
(Morawitz – NAY)**

POSSIBLE ITEMS TO BE CONSIDERED AT FUTURE COUNCIL MEETINGS - None

DEPARTMENT HEAD REPORTS:

The Fire Department had their new rescue boat on the river for Riverfest. A pre-fire planning was held on the American Cruise riverboat today.

LIAISON REPORTS:

Randolph noted the warm welcome American Cruise Lines received today when the first boat docked. He thanked everyone involved in preparing for their arrival. American will dock 31 times next year. The visitors had good things to say about Fort Madison and it proves Fort Madison has something to offer. There were 150 cruisers, 50 took a local agro tour, 50 took a historical tour and the remaining 50 wandered around town. He added there will be a debriefing to see what went right, what went wrong and what changes need to be made. He noted a couple stops are on Sunday and felt if he were a downtown business he would make every effort to be open.

ADJOURNMENT

At 7:44 P.M., Rink MOVED and Morawitz SECONDED to adjourn until Tuesday, August 20, 2019, at 5:30 P.M.

VOICE VOTE APPROVAL

MANUAL CLAIMS & WARRANTS: See Manual Claims dated August 1, 2019, in the amount of \$130,997.99; Claims dated August 1, 2019 in the amount of \$338,925.95; and Library Claims dated July 19, 2019, in the amount of \$4,721.88.

<u>PAYROLL</u>	7/19/2019	<u>PAYROLL</u>	8/2/2019
General	\$193,229.39	General	\$172,647.22
Spec. Revenues	11,838.77	Spec. Revenues	6,302.41
Road Use	24,047.37	Road Use	24,209.20
Water	28,816.92	Water	28,727.11
Sewer	39,404.54	Sewer	37,302.36
Solid Waste	12,208.31	Solid Waste	13,037.40
Airport	486.54	Airport	486.54
Storm Water	3,557.56	Storm Water	3,557.54
	<u>\$313,589.40</u>		<u>\$286,269.78</u>

Mayor Bradley A. Randolph

ATTEST:

Melinda L. Blind, City Clerk