

PROCEEDINGS OF THE CITY COUNCIL

MINUTES FORT MADISON CITY COUNCIL Tuesday, September 1, 2020

The City Council met in regular session at 5:30 P.M. on Tuesday, September 1, 2020, at City Hall, 811 Avenue E, Fort Madison. Mayor Matt Mohrfeld presided with Council Members Mark Lair, Bob Morawitz, Kevin Rink, Rusty Andrews and Rebecca Bowker present. Council Members Tyler Miller and Chad Cangas were absent.

The meeting was held with Council, the Mayor, staff and some members of the public present. The meeting was also available electronically (pursuant to Iowa Code Section 21.8) due to social distancing issues because of COVID-19.

VISITORS – There were no visitors who wished to speak.

AGENDA

Lair MOVED and Rink SECONDED to approve the agenda.

**MOTION PASSED 5-0
VOICE VOTE**

CONSENT AGENDA

Morawitz MOVED and Rink SECONDED to approve the Consent Agenda:

- Minutes of August 18, 2020; and
- Library Claims dated August 20 and Claims dated August 27.

**MOTION PASSED 5-0
VOICE VOTE**

DEPARTMENT REPORTS AND CITY MANAGER'S FINANCIAL REPORT: City Manager David Varley reported the quarterly hotel motel tax receipts were down 41% over the last year. The Fire Chief attended an Ambulance Committee meeting last week. They are still working on the ambulance budget. They hope to get authorization to purchase ambulances next week. Public Works found a weak water main on 35th Street when they were flushing fire hydrants. Crews repaired a blow out on Business Highway 61. It was noted the Tri-State Rodeo has been canceled. Jones Contracting has started on the FMHS to Rodeo Park Trail. Fall Cleanup will begin September 21 through October 3. A public forum for the vacant building ordinance will be held at Rashid Library. Staff met with both news outlets and gave them a chance to ask questions. Two officers attending the Iowa Law Enforcement Academy are doing so virtually, primarily because of COVID-19 concerns. There are some cost savings for the City with this.

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ORDINANCES/RESOLUTIONS

2nd READING, AMEND 2-7-21, DISORDERLY CONDUCT: Bowker MOVED and Lair SECONDED to approve the second reading of an ordinance amending Title 7, Police, Chapter 2, Misdemeanors, Section 21, Disorderly Conduct, to revise the language defining noise and public urination violations.

Police Chief Rohloff noted another draft of this ordinance was provided for Council. This included wording for special events sanctioned by the City Council. This wording was requested by Andrews.

The updated ordinance also includes removal of the section regarding desecration of the American flag. A ruling was made by the Southern District Court approximately six years ago. City Attorney Pat O'Connell (via ZOOM) said it was in the City's best interest to eliminate this section.

ROLL CALL: AYES: Bowker, Morawitz, Lair, Andrews, Rink
NAYES: None

MOTION PASSED 5-0

The Mayor then declared the second reading of said Ordinance PASSED and APPROVED, this 1st day of September, 2020.

ORDINANCE D-067, RESIDENCE REQUIREMENTS: Morawitz MOVED and Lair SECONDED to approve the third reading of an ordinance amending Title 1, Administration, Chapter 13, Employees; Benefits, Regulations and Residence Requirements; Section 3, Residence Requirements.

ROLL CALL: AYES: Bowker, Morawitz, Lair, Andrews, Rink
NAYES: None

MOTION PASSED 5-0

The Mayor then declared the third and final reading of said Ordinance PASSED and APPROVED, this 1st day of September, 2020.

RESOLUTION NO. 2020-47, 2019-2020 STREET FINANCE REPORT: Bowker MOVED and Rink SECONDED to adopt a resolution approving the 2019-20 Fiscal Year Street Finance Report.

ROLL CALL: AYES: Bowker, Morawitz, Lair, Andrews, Rink
NAYES: None

MOTION PASSED 5-0

The Mayor then declared said Resolution ADOPTED and ENACTED, this 1st day of September, 2020.

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RESOLUTION NO. 2020-48, PROPERTY TAX EXEMPTION: Bowker MOVED and Andrews SECONDED to adopt a resolution granting property tax exemption for Stacey R. Rampy Smith for property at 1806 Avenue J (new garage).

ROLL CALL: AYES: Bowker, Morawitz, Lair, Andrews, Rink
NAYES: None

MOTION PASSED 5-0

The Mayor then declared said Resolution ADOPTED and ENACTED, this 1st day of September, 2020.

OTHER

HR GREEN AMENDMENT NO. 2: Rink MOVED and Andrews SECONDED to approve the Mayor's signature on a Professional Services Agreement Amendment No. 2 with HR Green for Public Improvement Project 2019-05, Reconstruction of Old Highway 61 – 2nd to 6th Street.

Public Works Director Mark Busselot reported the amendment is for engineering costs for the replacement of a sanitary sewer. Morawitz questioned why this was not included in the original project scope. Busselot was unsure as he was not here at that time. Since the City is putting in a new street there and the sewer is in poor condition it needed to be addressed.

MOTION PASSED 5-0

HR GREEN AMENDMENT NO. 1: Morawitz MOVED and Andrews SECONDED to approve the Mayor's signature on a Professional Services Agreement Amendment No. 1 with HR Green for Public Improvement Project 2020-06, One Way Pair Reconstruction.

Busselot noted this is for the water line which was not in the original scope of the project.

MOTION PASSED 5-0

PROFESSIONAL SERVICES AGREEMENT: Bowker MOVED and Morawitz SECONDED to approve the Mayor's signature on a Professional Services Agreement with HR Green, for Public Improvement Project 2020-07, Reconstruction of Old Highway 61 – 10th to 18th Street.

Council expressed concern that all the water and sewer issues have been addressed with this project. Tim Cutsforth, HR Green, said this project will have to be staged as it is a long stretch of road.

MOTION PASSED 5-0

DISCUSSION AND POSSIBLE ACTION

FEMA PROJECTS AT RIVERVIEW MARINA: Bowker said a marina stake holders group with various community members met concerning the marina. As a river town, she believed the marina is a very important part of the community. The marina needs a lot of work. There is FEMA funding available to dredge and repair the retaining wall that is bulging out on the north side. The City's portion of this work will be approximately \$80,000. Mohrfeld said the marina group was

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was also trying to envision what the marina could be. The group also agreed the marina needs to be dredged.

Mike Klingner of Klingner and Associates proposed a feasibility study. Part of the study will be a hydraulic model to determine if realignment or raising of the breakwater will reduce the accumulation of silt. Mohrfeld said the jetty wall needs to be higher and could be designed differently but he noted it doesn't make sense moving forward until the study is done. Bowker said Klingner is an expert on midwest marinas, and said Fort Madison has one of the best locations you possibly can. The riverfront has excellent access, a fabulous riverfront and Pool 19. She felt it would be very unfortunate if we did not take advantage of it.

Following a long discussion, Bowker MOVED and Andrews SECONDED to proceed with the Marina Dredging and Wall Repair per FEMA Regulations and Guidelines and to proceed with a feasibility with Klingner & Associates at a cost of \$15,000.

MOTION PASSED 5-0

COUNCIL MEMBER COMMUNICATIONS: Andrews reported the Airport Commission plans to replace a hangar door and also a water line. The Beautification Foundation is looking to move forward with some additional projects. Mohrfeld will be meeting with the owners of a passenger water taxi.

MAYOR ANNOUNCEMENTS: The Ambassador Club went to the YMCA's downtown location.

ADJOURNMENT: At 7:08 P.M., the regular meeting adjourned until Tuesday, September 15, 2020, at 5:30 P.M.

MANUAL CLAIMS & WARRANTS: See Claims dated July 30 in the amount of \$600,411.90.

PAYROLL

General	\$174,205.90
Marina	632.99
Old Fort	4,644.30
Road Use	25,912.33
Tourism	1,314.50
Water	29,460.29
Sewer	39,768.11
Solid Waste	12,075.11
Airport	469.15
Storm Water	<u>3,734.51</u>
	\$292,217.19

Matt J. Mohrfeld, Mayor

ATTEST:

Melinda L. Blind, City Clerk