

**MINUTES
FORT MADISON CITY COUNCIL
Tuesday, May 1, 2012 6:00 P.M.**

The Fort Madison City Council met in regular session on Tuesday, May 1, 2012, at 6:00 P.M. at the Municipal Building, 811 Avenue E, Fort Madison. Presiding was Mayor Brad Randolph with Council Members Chris Greenwald, Brian Wright, Kevin Rink, Travis Seidel, Jason Huppert and Mark Lair present.

AT LARGE VACANCY

Council interviewed Neal Boeding, H. D. "Buck" Jones, Mike Killoren, C. "Mike" Pulis, Tom Schulz and Keith Upton as candidates for the At Large Council vacancy. Following the interviews, at 6:54 p.m. Mayor Randolph announced a five minute recess. At 7:02 P.M., Council reconvened.

Mayor Randolph felt Council had six well-qualified candidates to choose from and commended the candidates for their interest in the position. Greenwald noted the position will be up for election in November. He felt this was a very difficult decision but believed it would be best to choose a candidate who could make the smoothest transition to the position. Greenwald **MOVED** and Lair **SECONDED** to appoint Neal Boeding as At Large Council Member.

**MOTION PASSED 5 AYES
1 NAY (Wright)**

Mayor Randolph administered the Oath of Office to Boeding.

VISITORS AND APPEARANCE REQUESTS

None.

AGENDA

Lair **MOVED** and Rink **SECONDED** to approve the agenda as written.

MOTION PASSED 7 AYES

CONSENT AGENDA

Seidel **MOVED** and Huppert **SECONDED** to approve:

- Minutes of April 17, 2012, as written;
- Setting public hearing for Tuesday, May 15, 2012, at 7:00 P.M. on rezoning property northwest of Fort Madison Community Hospital in Parcel No. 1401236006, from R-6, Multi-Family Dwelling District, to B-2, Business District, General Retail;
- Setting public hearing for May 15, 2012, at 7:00 P.M. on amending the FY 2011-12 Budget; and
- Payment of Claims.

MOTION PASSED 7 AYES

ORDINANCES AND RESOLUTIONS

2nd READING, DOWNTOWN URBAN RENEWAL AREA: Greenwald MOVED and Rink SECONDED to approve the 2nd reading of an ordinance providing that general property taxes levied and collected each year on all property located within the Downtown Urban Renewal Area, in the City of Fort Madison, County of Lee, State of Iowa, by and for the benefit of the State of Iowa, City of Fort Madison, County of Lee, Fort Madison Community School District, Southeastern Community College and other taxing districts, be paid to a special fund for payment of principal and interest on loans, monies advanced to and indebtedness, including bonds issued or to be issued, incurred by the City in connection with the Downtown Urban Renewal Area.

ROLL CALL: AYES: Greenwald, Wright, Rink, Boeding, Seidel, Huppert, Lair
 NAYS: None

MOTION PASSED 7 AYES

The Mayor then declared said Ordinance PASSED and APPROVED on its 2nd reading this 1st day of May, 2012.

2nd READING, AMEND 3-5 HOUSING: Lair MOVED and Seidel SECONDED to approve the 2nd reading of an ordinance amending Title 3, Building, Chapter 5, Housing, of the City Code of Fort Madison.

ROLL CALL: AYES: Greenwald, Wright, Rink, Boeding, Seidel, Huppert, Lair
 NAYS: None

MOTION PASSED 7 AYES

The Mayor then declared said Ordinance PASSED and APPROVED on its 2nd reading this 1st day of May, 2012.

1st READING, ENACT NEW WATER RATE SCHEDULE: Huppert MOVED and Greenwald SECONDED the 1st reading of an ordinance repealing Title 6, Chapter 5, Section 6 of the City Code and enacting in lieu thereof a new Title 6, Chapter 5, Section 6 so as to provide for a new water rate schedule effective July 1, 2012.

Smith said because the new water plan cost less than anticipated, this decrease was budgeted for FY 2012-13. This ordinance reflects the decrease.

ROLL CALL: AYES: Greenwald, Wright, Rink, Boeding, Seidel, Huppert, Lair
NAYS: None

MOTION PASSED 7 AYES

The Mayor then declared said Ordinance PASSED and APPROVED on its 1st reading this 1st day of May, 2012.

1st READING, CHANGE IN SEWER RATE: Lair MOVED and Greenwald SECONDED to approve the 1st reading of an ordinance amending Title 8, Chapter 7, Section 2 (A-B) to allow for a change in the sewer rate effective July 1, 2012.

Kuhljuergen said the last sewer rate increase was in 2009 to fund the CSO project.

ROLL CALL: AYES: Greenwald, Wright, Rink, Boeding, Seidel, Huppert, Lair
NAYS: None

MOTION PASSED 7 AYES

The Mayor then declared said Ordinance PASSED and APPROVED on its 1st reading this 1st day of May, 2012.

OTHER

ENGINEERING DESIGN AGREEMENT: Greenwald MOVED and Huppert SECONDED to approve an Engineering Services Agreement with Stanley Consultants for design and construction inspection services for Public Improvement Project 2012-04, Replacement 1000 Block Sewer.

Rink questioned the cost of the services. Hayes said once Council approves City staff's selection of engineering firms, the fee will be negotiated and Council will approve the final agreement. It was questioned if design services could be put out for bid. Smith said this is not standard practice and bids would probably be inflated. He added the City does not necessarily want the lowest bidder for the design phase. Tom Schulz, a local contractor, said design services are not done by competitive bid but by a request

for proposal. He added that just to bid a project is a significant cost to a contractor and the design needs to be developed first.

**MOTION PASSED 4 AYES
3 NAYS (Wright, Rink, Seidel)**

AGREEMENT WITH CTRE: Greenwald MOVED and Boeding SECONDED to approve the Mayor’s signature on an agreement with the Center for Transportation Research and Education to assist the City with the development of a local agency pavement management system.

Smith said the Iowa State University Center for Transportation Research and Education will evaluate the City’s streets and prioritize which streets the City needs to focus on.

**MOTION PASSED 6 AYES
1 NAY (Huppert)**

HIRE LABOR I: Rink MOVED and Seidel SECONDED to approve hiring a Labor I in the Public Works Department.

MOTION PASSED 7 AYES

RENEWAL OF CABARET LIQUOR LICENSE: Seidel MOVED and Rink SECONDED to approve a Liquor License Renewal with conditions as proposed to Horan’s Cabaret, 1337 Avenue G, effective May 6, 2012 – Class C Liquor License with Outdoor Service.

Sharon Horan, owner of the Cabaret, said they will not have any outdoor events. The St. Patrick’s Day celebration was held within the building this year as there had been some problems with the event being outdoors previously.

MOTION PASSED 7 AYES

PRESENTATIONS BY LIAISONS TO BOARDS AND COMMISSIONS

Wright reported the Parks Board will meet May 3 and the George Wright Memorial Track Meet will be held May 2. Greenwald and Smith commented upon their trip to Washington, D.C. to meet with area legislators. Seidel said Southeast Iowa Community Action will be holding an open house at their Fort Madison facility. Huppert reported on the Tourism Commission meeting April 19.

REPORTS BY DEPARTMENT HEADS

Herren reported the City's ISO rating has been lowered from "5" to "4". This rating will be good for the next 10 years. Insurance representatives have said industries will have the greatest savings as a result of the change. Only 39 communities in Iowa have a "4" rating and 21 have a "3" rating. There are no "2"s or "1"s. Dinwiddie reported on the progress of the 20-Inch Water Main and Water Treatment Plant Demo projects. Due to lack of rain, Kuhljuergen said the City is asking for another extension from the EPA as it concerns the CSO project. Clendineng reported the library will host a green cleaning program and the summer reading program will start May 29.

ADJOURNMENT

Rink MOVED and Wright SECONDED to adjourn until Tuesday, May 15, 2012 at 7:00 P.M.

VOICE VOTE APPROVAL

MANUAL CLAIMS AND WARRANTS: See Claims dated April 26, 2012 in the amount of \$91,167.59 and Library Claims dated April 18, 2012 in the amount of \$13,988.33.

<u>PAYROLL</u>	<u>April 20, 2012</u>
General	\$146,871.13
RSVP	1,166.96
Marina	312.45
Old Fort	2,204.58
Road Use	21,920.07
Water	36,951.46
Sewer	34,188.97
Solid Waste	12,732.85
Storm Water	<u>2,683.72</u>
	\$259,032.19

Brad Randolph, Mayor
City of Fort Madison

ATTEST:

Melinda L. Blind, City Clerk