

**MINUTES
FORT MADISON CITY COUNCIL
Monday, June 21, 2016**

The Fort Madison City Council met in adjourned session at 7:00 P.M. on Tuesday, June 21, 2016, at City Hall, 811 Avenue E. Mayor Bradley A. Randolph presided with Council Members Chris Greenwald, Brian Wright, Kevin Rink, Rusty Andrews, Travis Seidel, Mark Lair and Chad Cangas present.

VISITORS AND APPEARANCE REQUESTS

Stephanie Kempker, 2608 Avenue I, asked if the City could assist with problems in her neighborhood. Children are running around the neighborhood late at night, the postal delivery person has had problems with a neighbor's dog so the post office wants to install a group mail box unit for the block and there are also problems with theft.

Interim Police Chief Bruce Gustafson said the Police Department dealt with the situation several months ago when the post office first threatened to install the group mail box unit. A neighbor's dog was "terrorizing the neighborhood" around the time the postal delivery person delivers mail but, if the police department was called, the dog was back where it belonged when they arrived. The owners of the dog were contacted and the issue seemed to be taken care of. As for juveniles, Niggemeyer noted there is a curfew for children under 18.

Kempker said this has become a problem again. Council Members noted this is causing the neighborhood distress and the owners of the dog are breaking the law. Cangas questioned if the City could talk to the post office.

AGENDA

Mayor Randolph noted Item #7, Airport Manager's Agreement, was being removed from the agenda. Seidel MOVED and Wright SECONDED to approve the agenda as written.

MOTION PASSED 7-0

CONSENT AGENDA

Cangas MOVED and Seidel SECONDED to approve:

- ♦ Minutes of June 6, 2016, as written;
- ♦ Liquor License Renewal: Atlas Steak and Smokehouse, 709 Avenue H, effective June 25, 2016 – Class C Liquor, Class B Wine, Catering with Outdoor Service and Sunday Sales;

- ♦ Liquor License Renewal: Columbus Club, Inc., 807-809 Avenue H, effective June 30, 2016 – Class A Liquor with Outdoor Service and Sunday Sales;
- ♦ Liquor License Renewal: Faeth’s, L.C., 832 Avenue G, effective June 29, 2016 – Class C Liquor (pending dram shop endorsement);
- ♦ Liquor License Renewal: Comfort Inn & Suites, 6169 Reve Court, effective July 1, 2016 – Class B Liquor with Sunday Sales (pending dram shop endorsement);
- ♦ Liquor License Renewal: Chandler’s Grill, 6111 Reve Court, effective July 1, 2016 - Class C Liquor with Sunday Sales (pending dram shop endorsement);
- ♦ Appointment of Candidate Rachel Sugars to the Police;
- ♦ Partial List of Cigarette Permits; and
- ♦ Payment of Claims.

MOTION PASSED 7-0

PUBLIC HEARINGS

Concerning Business US Highway 61 Corridor Urban Renewal

Mayor Randolph opened the public hearing at 7:17 P.M.. There were no written or oral comments.

Lair MOVED and Wright SECONDED to close the public hearing at 7:18 P.M.

MOTION PASSED 7-0

RESOLUTION NO. 2016-53, ADOPT US 61 CORRIDOR URBAN RENEWAL PLAN:

Seidel MOVED and Andrews SECONDED to adopt a resolution determining an area of the City to be a blighted and economic development area, and that the rehabilitation, conservation, redevelopment, development or a combination thereof, of such area is necessary in the interest of the public health, safety or welfare of the residents of the City; designating such area as appropriate for urban renewal projects; and adopting the Business US 61 Corridor Urban Renewal Plan.

City Manager Varley described the areas covered by the Plan.

ROLL CALL: AYES: Greenwald, Wright, Rink, Andrews, Seidel, Lair, Cangas
 NAYES: None

MOTION PASSED 7-0

The Mayor then declared said Resolution ADOPTED and ENACTED this 21st day of June, 2016.

1st READING, URBAN RENEWAL, DIVISION OF REVENUE: Cangas MOVED and Rink SECONDED to approve the first reading of an ordinance for the division of revenues under Iowa Code Section 403.18 for Business US Highway 61 Corridor Urban Renewal Plan.

ROLL CALL: AYES: Greenwald, Wright, Rink, Andrews, Seidel, Lair, Cangas
NAYES: None

MOTION PASSED 7-0

The Mayor then declared said Ordinance PASSED and APPROVED this 21st day of June, 2016.

ORDINANCES AND RESOLUTIONS

2ND READING, REZONE 1115-23RD STREET: Wright MOVED and Lair SECONDED to approve the second reading of an ordinance rezoning property located at 1115 -23rd Street from R-4, Single Family Dwelling District, to B-4, Highway Business District.

ROLL CALL: AYES: Greenwald, Wright, Rink, Andrews, Seidel, Lair, Cangas
NAYES: None

MOTION PASSED 7-0

The Mayor then declared said Ordinance PASSED and APPROVED this 21st day of June, 2016.

RESOLUTION NO. 2016-54, ACCEPT PIP 2014-01, REHAB 48TH STREET: Seidel MOVED and Cangas SECONDED to approve a resolution accepting PIP 2014-01, Rehab 48th Street.

ROLL CALL: AYES: Greenwald, Wright, Rink, Andrews, Seidel, Lair, Cangas
NAYES: None

MOTION PASSED 7-0

The Mayor then declared said Resolution ADOPTED and ENACTED this 21st day of June, 2016.

RESOLUTION NO. 2016-55, APPLY FOR IDOT TRAIL GRANT: Lair MOVED and Wright SECONDED to approve a resolution authorizing the filing of an application for the Iowa Department of Transportation's State Recreational Trails application for construction of a Phase II Middle School Connector Trail from the existing Phase 1 Multi-Use Trail to 48th Street.

Public Works Director Larry Driscoll said this will connect Phase 1 to 48th Street.

ROLL CALL: AYES: Greenwald, Wright, Rink, Andrews, Seidel, Lair, Cangas
 NAYES: None

MOTION PASSED 7-0

The Mayor then declared said Resolution ADOPTED and ENACTED this 21st day of June, 2016.

OTHER

HPC REQUEST FOR FUNDS: Seidel MOVED and Wright SECONDED to approve the Historic Preservation Commission's request for \$_____ to pay the Office of State Archaeologist to prepare a grant application asking for funding from the Historic Preservation Fund Grant to Underrepresented Communities to assist in preparing an application to add the Old Fort Battlefield site as a National Historic Landmark.

NOTE: The names of those commenting below may be incorrect as they did not state their addresses, it was also difficult to determine who was speaking when several persons were standing at the podium and speaking at the same time and did not state group they were speaking on behalf of or if they were speaking as a citizen.

Jean Peiton said the Historic Preservation Commission is asking for \$2,600 from the City as part of an effort to include the battlefield site on the Historic Register. Wright questioned if this should be paid through hotel/motel tax funds previously given to the North Lee County Historical Society. Someone in the audience said the Certified Local Government (the City) must apply for the grant.

Driscoll questioned how this will affect the CSO projects. The CSO on 4th Street is a major station. It has been estimated it could cost an additional \$500,000 to accept \$1.2 million in grants to redo Highway 61 from 2nd to 10th Streets. Additional restrictions will add to the cost, such as boring every 5 meters, because of the historic districts in the area. Andrews was frustrated and felt the City should try to work with the state. Varley said the City has sat down with the State Archeologists office to try to work out a solution and the State Archeologists office "body-slammed us". If the Council would give permission to give up the \$1.2 million in grants and state financed low interest loans, these projects could proceed immediately without the restrictions, however the City would shoulder the entire cost of the projects.

Marie Brady-Whitcanack, said the group (she did not name which group) could come up with the money to apply but the City must sign off as the CLG. She said the site is a landmark already but this will finalize it. Wright was concerned about progress and if this could hold the City back by putting more regulations and restrictions on the projects.

Driscoll said this application has the potential to cause issues. Greenwald said if remains are found it stops everything no matter what.

Merlin Hellman asked if this will give the state or federal government any power to stop these projects? Driscoll said only if the City uses state or federal funding. Andrews asked if this will add an extra burden in addition to the existing fort site. Driscoll said the CSO separation deadline is 2027. Every time there is a rain event the City will be fined \$10,000 until the issue is taken care of. He said he was told the Park-to-Park District would not affect things and it is causing issues.

Seidel questioned if this could be tabled until the next meeting. The groups in attendance said the deadline to apply for the grant is in mid-July and time is needed to work on the application.

Rink MOVED and Cangas SECONDED to call the question (end debate).

MOTION PASSED 7-0

Andrews MOVED and Lair SECONDED to amend the motion to read “to approve the Historic Preservation Commission’s request for \$2,600 to pay the Office of State Archaeologist to prepare a grant application asking for funding from the Historic Preservation Fund Grant to Underrepresented Communities to assist in preparing an application to add the Old Fort Battlefield site as a National Historic Landmark”.

MOTION FAILED 3-4

NAYES: Greenwald, Wright, Rink, Cangas

A vote was then taken on the original motion without providing funding for the request.

MOTION FAILED 3-4

NAYES: Greenwald, Wright, Rink, Cangas

DISCUSSION ITEMS

There were none.

DEPARTMENT HEAD REPORTS

The Library is now able to track Wi-Fi usage and has discovered the same number of persons are using the Wi-Fi as use the library’s computers. The Library is also able to track after hours’ usage. Three nuisance contractors are now working for the City. They are able to use the staff side of the mobile app to speed up the process. The 13th Street CSO project is nearly complete.

PROCEEDINGS OF THE CITY COUNCIL

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PRESENTATIONS BY LIAISONS TO BOARDS AND COMMISSIONS

The PSAP Control Board is trying to work out a compromise since being sued by the City of Keokuk.

ADJOURNMENT

At 8:09 P.M., Cangas MOVED and Wright SECONDED to adjourn until Tuesday, July 5, 2016, at 7:00 P.M.

VOICE VOTE APPROVAL

MANUAL CLAIMS AND WARRANTS: See Claims dated June 3, 2016, in the amount of \$383,350.21, Manual Claims dated June 1, 2016, in the amount of \$419,535.18 and Library Claims dated May 18, 2016, in the amount of \$7,210.96.

PAYROLL	5/27/2016
General	\$164,872.68
Special Revenue	11,085.28
Road Use	19,821.73
Water	25,986.12
Sewer	32,424.96
Solid Waste	14,483.24
Storm Water	2,642.28
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	\$271,316.29

Mayor Bradley A. Randolph
City of Fort Madison

ATTEST:

Melinda L. Blind, City Clerk