

PROCEEDINGS OF THE CITY COUNCIL

MINUTES FORT MADISON CITY COUNCIL Tuesday, August 4, 2020

The City Council met in regular session at 5:30 P.M. on Tuesday, August 4, 2020, at City Hall, 811 Avenue E, Fort Madison. Mayor Matt Mohrfeld presided with Council Members Mark Lair, Bob Morawitz, Kevin Rink, Rusty Andrews, Rebecca Bowker and Chad Cangas present. Cangas participated electronically. Council Member Tyler Miller was 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

Doug Abolt, 1502 – 255th Street, Donnellson, owner of 301 Avenue H (former Sheaffer Pen factory), had concerns regarding the engineering firm used for the 2nd to 6th Street and Avenue H project. He felt this needed to be discussed by Council at their next meeting

Raymond Robbins, 3149 – 170th Street, Fort Madison, owner of 2019 Avenue D, was unhappy regarding the City's cleanup of a property he owns in Fort Madison.

AGENDA

Lair MOVED and Rink SECONDED to approve the agenda.

**MOTION PASSED 6-0
VOICE VOTE**

CONSENT AGENDA

Morawitz MOVED and Lair SECONDED to approve the Consent Agenda:

- Minutes of July 21, 2020;
- Liquor License Renewal: Fort Madison Fast Break, 5002 Avenue O, effective September 20, 2020 – Class C Beer with Class E Liquor and Sunday Sales;
- Liquor License Renewal: Loyal Order of Moose #671, effective August 1, 2020 – Class C Liquor with Sunday Sales;
- 5-Day License: Fort Madison Partners, 700-800 block of Avenue G for the Downtown Summer Market, effective August 17, 2020 – Class B Beer with Outdoor Service;
- Claims dated July 30; and
- Payroll: July 31, 2020.

**MOTION PASSED 6-0
VOICE VOTE**

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COMMUNITY UPDATES: Angie Budnik, a member of Promoting Our Recreational Trails Committee (PORT) explained the group began in 2013. Using funds earned from RAGBRAI's stop in Fort Madison in 2013, the group has applied for grants and done some fundraising to fund their projects. Since then, the group has completed both parts of Phase I from Ivanhoe Park to Bluff Road and Phase II from Phase I to 48th Street. Phase III from 48th Street to FMCH will be completed this fall. The Community Foundations of Great River Health Center and Fort Madison Community Hospital donated funds to construct Rodeo Park Connector Trail which will be awarded tonight. She pointed out they City has been amazing in their support of these projects. Cangas asked if some trash cans could be installed along the trail as there are several persons who pick up trash as they walk.

DEPARTMENT REPORTS: The Storms Court project is wrapping up and the last of the service connections are being completed. Workers are prepping Rodeo Park for the Tri-State Rodeo. The Police Department is gearing up for Riverfest. There are ongoing discussions regarding Avenue E, including visibility at intersections. Bowker noted at some intersections the visibility to turn left is very poor. The Police Department are using the online academy for training. The Finance Director is working on the yearly road use report and with the auditors on some federal grants. It is estimated \$134,000 in road use tax has been lost so far this year. Mohrfeld said he wanted Council to discuss city finances at the second meeting in September.

The Fire Department will be training with the Burlington Northern Railroad on engines and Hazmat. The Ambulance Committee is meeting once a week. They voted to hire a director to help build a budget. The rough budget total is about what the two cities asked for previously. Fire Chief Joey Herren will be on the interview committee. Cemetery Cleanup will be held August 17-21.

PUBLIC HEARINGS:

Concerning Public Improvement Project 2020-03, GRHS-FMCH Community Foundation – Fort Madison High School to Rodeo Park Trail

Mayor opened the public hearing at 6:15 P.M.

Doug Abolt asked why the City hired HR Green to serve as the engineer for the project. City Manager David Varley noted this is who PORT wanted.

With no written comments, the Mayor closed the public hearing at 6:16 P.M.

RESOLUTION NO. 2020-44, APPROVE PLANS: Bowker MOVED and Cangas SECONDED to adopt a resolution approving plans, specifications, form of contract and estimate of cost for Public Improvement Contract 2020-03, GRHS-FMCH Community Foundation – Fort Madison High School to Rodeo Park Trail.

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

MOTION PASSED 6-0

The Mayor then declared said Resolution ADOPTED and ENACTED, this 4th day of August, 2020.

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RESOLUTION NO. 2020-45, AWARD CONTRACT: Bowker MOVED and Morawitz SECONDED to adopt a resolution awarding construction contract for the project in the amount of \$1,206,777 to Jones Contracting Corp., of West Point, Iowa, and approving contract and bonds of Jones Contracting Corp., pending receipt of the documents.

Public Works Director Mark Boussetot reported there were two bids for the project. The total engineering costs are \$256,000, a topographical survey was done for \$49,000 and the project bid is \$1,206,777 for a total of \$1,512,000. This amount is \$12,000 over the amount donated by the Hospital Foundation.

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

MOTION PASSED 6-0

The Mayor then declared said Resolution ADOPTED and ENACTED, this 4th day of August, 2020.

ORDINANCES/RESOLUTIONS

Construction Board of Appeals

1st READING, CONSTRUCTION BOARD OF APPEALS: Cangas MOVED and Andrews SECONDED to approve the first reading of an ordinance amending Title 2, Boards and Commissions, by amending Title 1, General Provisions, Section 1, Terms and Term Limits; adding a new Chapter 2, Boards and Commission, Chapter 11, Construction Board of Appeals and amending Title 3, Building, by adding a new Chapter 8, Appeals.

Planning Director Doug Krogmeier reported the City is required to have a Construction Board of Appeals if the City is going to continue with rental housing inspections. Morawitz questioned if there was a pending appeal and if that is why it was being asked to waive the second and third readings. He did not like waiving readings as it does not allow citizens time to provide input. Krogmeier said there is no pending appeal.

ROLL CALL: AYES: Lair, Bowker, Andrews, Cangas
NAYES: Morawitz, Rink

MOTION PASSED 4-0

The Mayor then declared the first reading of said Ordinance PASSED and APPROVED, this 4th day of August, 2020.

WAIVE 2ND READING: Cangas MOVED and Andrews SECONDED to suspend the statutory rules so as to pass the above ordinance on it's third reading.

Holly Corkery, City Attorney from Lynch Dallas, P.C., noted an affirmative vote of 75% is needed in order to suspend the statutory rules.

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ROLL CALL: AYES: Lair, Bowker, Andrews, Cangas
NAYES: Morawitz, Rink

MOTION FAILED 4-2

1st READING, RESIDENCE REQUIREMENTS: Cangas MOVED and Lair SECONDED to approve the first reading of an ordinance amending Title 1, Administration, Chapter 13, Employees; Benefits, Regulations and Residence Requirements; Section 3, Residence Requirements.

Bowker recognized the importance of the geographical pull but also struggled with allowing persons to work for the city who do not live there. She recognized the struggle. Mohrfeld suggested an employment bump if employees live within City limits. Varley said there are already a high number of employees who do not live in the City. This ordinance is just trying to adapt to the changing times.

At a question from Mohrfeld, Fire Chief Joey Herren said it is not his intention to change the fire department's current requirement. The fire department has depends on callbacks for some incidents which occur on a regular basis. The Police Department does not have that. He added that if the City were to go into the ambulance business that might have to change and the area be expanded.

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

MOTION PASSED 6-0

The Mayor then declared the first reading of said Ordinance PASSED and APPROVED, this 4th day of August, 2020.

2nd READING, SIDEWALKS: Lair MOVED and Cangas SECONDED to approve the second reading of an ordinance amending Title 8, Public Ways and Property, Chapter 4, Sidewalks.

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

MOTION PASSED 6-0

The Mayor then declared the second reading of said Ordinance PASSED and APPROVED, this 4th day of August, 2020.

ORDINANCE D-063, HOUSEKEEPING ORDINANCE: Bowker MOVED and Andrews SECONDED to approve the third reading of an ordinance amending Title 1, Chapters 6 and 13; Title 4, Chapter 8, Title 7, Chapters 2 and 7; Title 8, Chapters 6 and 10; Title 9, Chapters 7, 8, 9, 10 and 13, of the City Code of the City of Fort Madison.

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

MOTION PASSED 6-0

The Mayor then declared the third reading of said Ordinance PASSED and APPROVED, this 4th day of August, 2020.

Published in the Daily Democrat on the _____ day of August, 2020.

ORDINANCE D-064, AMEND 9-15, GOLF CARTS: Rink MOVED and Lair SECONDED to approve the third reading of an ordinance amending Title 9, Chapter 15, Golf Carts, ATVs and UTVs.

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

MOTION PASSED 6-0

The Mayor then declared the third reading of said Ordinance PASSED and APPROVED, this 4th day of August, 2020.

Published in the Daily Democrat on the _____ day of August, 2020.

RESOLUTION NO. 2020-46, ORDER CONSTRUCTION, SET P.H.: Lair MOVED and Morawitz SECONDED to adopt a resolution ordering construction and setting public hearing for Public Improvement Project 2019-03, Connecting Fort Madison! Phase 3 Hospital Connector.

Bousselot said this is the connector trail from 48th Street to FMCH. The Iowa Department of Transportation has already opened bids.

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

MOTION PASSED 6-0

The Mayor then declared said Resolution ADOPTED and ENACTED, this 4th day of August, 2020.

OTHER

Mohrfeld noted Agenda Item #12, appointing persons to the Construction Board would be postponed until the third reading of the ordinance creating a Construction Board.

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AIRPORT GRANT OFFER: Cangas MOVED and Lair SECONDED to approve the City Manager's signature on a Grant Offer from the Federal Aviation Administration for the Airport Runway Lighting Improvement Project.

**MOTION PASSED 6-0
ROLL CALL**

COUNCIL MEMBER COMMUNICATIONS: Morawitz said he would be unable to meet with his constituents or attend meetings due to a surgery scheduled this week. He would try to Zoom if he was able. Bowker said the Downtown Summer Market will be held next week. She asked if the fees for this had been waived since Riverfest's were waived. The beautification foundation hung lights in the pocket park and is having wifi installed there. The Housing Authority continues to do business but is in lockdown mode with limited activity and movement.

Cangas reported the public safety work group has been meeting. The Police Chief has been compiling numbers, such as accident and traffic flow numbers. The group is looking at solutions that are the least invasive and getting the most 'bang for our buck'. Traffic volume due to the detour is driving a lot of issues that will be gone once the detour is gone.

MAYOR ANNOUNCEMENTS: Riverfest has extended invitation for Council after tonight's meeting to see how they are set up for social distancing. He said a stakeholder group will be set up to look at the marina and see where the City wishes to go. He asked Bowker to be on that group.

ADJOURNMENT

At 7:00 P.M., the regular meeting adjourned until Tuesday, August 18, 2020, at 5:30 P.M.

MANUAL CLAIMS & WARRANTS: See Claims dated July 30 in the amount of \$216,635.40.

PAYROLL

General	\$148,289.97
Marina	632.99
Old Fort	3,882.55
Merschon Trust – Lib.	482.50
Road Use	20,777.84
Tourism	1,368.28
Water	23,130.23
Sewer	32,358.22
Solid Waste	10,248.79
Airport	312.77
Storm Water	<u>2,957.79</u>
	\$244,441.93

Matt J. Mohrfeld, Mayor

ATTEST:

Melinda L. Blind, City Clerk