

**MINUTES
FORT MADISON CITY COUNCIL
Tuesday, February 5, 2013 - 7:00 P.M.**

The Fort Madison City Council met in regular session on Tuesday, February 5, 2013 at 7:00 P.M. at the Municipal Building, 811 Avenue E, Fort Madison. Presiding was Mayor Bradley A. Randolph with Council Members Chris Greenwald, Brian Wright, Neal Boeding, Travis Seidel, Jason Huppert and Mark Lair present. Council Member Boeding participated via telephone. Council Member Kevin Rink was absent.

VISITORS AND APPEARANCE REQUESTS

There were none.

AGENDA

Greenwald MOVED and Seidel SECONDED to approve the agenda.

MOTION PASSED 6 AYES

CONSENT AGENDA

Seidel MOVED and Wright SECONDED to approve:

- Minutes of January 15, 2013, as written;
- Mayor's reappointment of Kris Schoene to the Old Fort Commission, term expiring March 21, 2016,
- Liquor License Renewal: Under the Sun, 733-739 Avenue G, effective March 1, 2013 – Class B Native Wine Permit with Sunday Sales;
- New Cigarette License: Dollar General #2194, 4809 Avenue O, effective April 1, 2013 to June 30, 2013;
- Resolution No. 2013-07, granting application for an URTED to John E. and Jean E. Lange for property located at 1916 and 1916 ½ Avenue F; and
- Payment of Claims.

**MOTION PASSED 5 AYES
1 ABSTAIN (Huppert)**

PUBLIC HEARINGS

Concerning the proposal to enter into a Development Agreement with Cattermole Library, L.L.C.

Mayor Randolph opened the public hearing at 7:03 p.m. There being no oral or written comments, Lair MOVED and Greenwald SECONDED to close the public hearing.

MOTION PASSED 6 AYES

RESOLUTION NO. 2013-08, EXECUTE DEVELOPMENT AGREEMENT: Lair MOVED and Greenwald SECONDED to approve a resolution authorizing execution of a Development Agreement by and between the City of Fort Madison and Cattermole Library, L.L.C.

Smith said the City has been discussing for several years how to reuse the Cattermole building. The City has received two grants to rehabilitate the property. One grant is a \$97,551 Historic Preservation grant to renovate portions of the infrastructure, such as the heating and cooling system. The grant match would be \$97,551. The building was included in CDBG Downtown Façade Grant which requires a match of \$51,000. This would include tuck-pointing, roof repair and restoring the exterior to its historic look by removing the split block wall and creating a porch.

Frantz-Hobart (Cattermole Library L.L.C.) expressed an interest in the building. The Development Agreement requires Frantz-Hobart to provide the matching portion of the grants. Once the grant work is complete, the property would be deeded to Frantz-Hobart and they would make a \$50,000 payment to the City. As part of the agreement, \$40,000 of the payment would be paid to the Main Street program as the City's part of Main Street's funding. The City is currently paying \$15,000 per year and the \$40,000 would be nearly three years of those payments.

A minimum assessed value of \$500,000 has been agreed upon and this would be on the tax rolls as soon as renovations are complete. The City's attorneys have researched and advised that since this property is in an urban renewal area, the City does not have to put the property out for bid. The agreement does not allow for the property to be eligible for an URTED. Smith advised that TIF has been discussed for the other two properties Frantz-Hobart plans to renovate. TIF and URTED cannot be used on the same property.

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

MOTION PASSED 6 AYES

The Mayor then declared said Resolution ADOPTED and ENACTED this 5th day of February, 2013.

ORDINANCES AND RESOLUTIONS

1st READING, AMEND 9-10-1, STOP, YIELD INTERSECTIONS: Greenwald MOVED and Wright SECONDED to approve the 1st reading of an ordinance amending Title 9, Chapter 10, Section 1, entitled "Stop, Yield Intersections", allowing the intersection at 22nd Street and Avenue C to be a stop intersection for eastbound and westbound traffic.

Police Chief Niggemeyer reported there have been two accidents in two months at the uncontrolled intersection. The Traffic Safety Committee met and recommended adding stop signs on Avenue C.

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

MOTION PASSED 6 AYES

The Mayor then declared said Ordinance PASSED and APPROVED this 5th day of February, 2013.

AMEND STATUTORY RULES: Lair MOVED and Seidel SECONDED to suspend the statutory rules so as to the pass the above ordinance on it's third reading.

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

MOTION PASSED 6 AYES

The Mayor then declared said Ordinance PASSED and APPROVED this 5th day of February, 2013.

ORDINANCE NO. D-003, AMEND 9-10-01, STOP, YIELD INTERSECTIONS: Wright MOVED and Greenwald SECONDED to pass the aforementioned ordinance on it's third reading.

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

MOTION PASSED 6 AYES

The Mayor then declared said Ordinance PASSED and APPROVED this 5th day of February, 2013.

ORDINANCE NO. D-001, AMEND 9-7-18(E), HANDICAP PARKING: Seidel MOVED and Wright SECONDED to approve the 3rd reading of an ordinance amending Title 9, Chapter 7, Section 18 (E), entitled "Handicap Parking", designating two handicap parking spaces on Avenue E in front of Fort Madison United Methodist Church (510 – 9th Street).

ROLL CALL: AYES: Greenwald, Wright, Seidel, Huppert, Lair*
NAYES: None

MOTION PASSED 5 AYES

The Mayor then declared said Ordinance PASSED and APPROVED this 5th day of February, 2013.

*At the time the vote was called, Boeding's telephone connection was lost. Following the vote, his service was restored and he was able to participate in the remainder of the meeting.

SUSPEND STATUTORY RULES, AMEND 9-3-2(C), SPEED RESTRICTIONS: Lair MOVED and Seidel SECONDED to suspend the statutory rules so as to the pass an ordinance amending Title 9, Chapter 3, Section 2 (C), entitled "Speed Restrictions", designating a school zone speed limit between the hours of 8:00 A.M. to 5:00 P.M. on weekdays when school is in session on it's third reading.

Boeding MOVED and Greenwald SECONDED a motion to amend the proposed ordinance change so the school zone speed limit would begin at "7:30 A.M." instead of "8:00 A.M."

Wright agreed a change should be made but referenced a school sign in Bettendorf with a school speed zone in effect between 8:00-9:00 A.M. and 3:00-4:00 P.M. Mayor Randolph suggested the reason Bettendorf has such a school speed zone is the school is probably on a main thoroughfare and it was done that way to keep traffic going.

Wright said he would also like to see stop signs at 48th Street and River Valley Road. It was noted there is a crossing guard and stop sign at that location in the afternoon but not in the morning.

A vote was then taken on the motion to amend to the proposed ordinance change so as read "7:30 A.M." instead of "8:00 A.M."

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

MOTION PASSED 6 AYES

A vote was then taken on the original motion as amended.

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

MOTION PASSED 6 AYES

The Mayor then declared said Ordinance PASSED and APPROVED this 5th day of February, 2013.

ORDINANCE NO. D-002, AMEND 9-3-2(C), SPEED RESTRICTIONS: Wright MOVED and Seidel SECONDED to pass the aforementioned ordinance on it's third reading.

ROLL CALL: AYES: Greenwald, Wright, Boeding, Seidel, Huppert, Lair

NAYES: None

MOTION PASSED 6 AYES

The Mayor then declared said Ordinance PASSED and APPROVED this 5th day of February, 2013.

RESOLUTIONS:

RESOLUTION NO. 2013-09, PIP 2011-04, SET PH, ORDER CONSTRUCTION PIP 2011-04, REPLACE AVE. D BRIDGE: Huppert MOVED and Wright SECONDED to approve a resolution ordering construction and setting public hearing for Public Improvement Project 2011-04, Replace Avenue D Bridge Over French Creek.

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

MOTION PASSED 6 AYES

The Mayor then declared said Resolution ADOPTED and ENACTED this 5th day of February, 2013.

RESOLUTION NO. 2013-10, INSTRUCT FMPD TO MAKE REGULAR VISITS TO SCHOOLS: Greenwald MOVED and Lair SECONDED to approve a resolution instructing the Fort Madison Police Department to make regular visits to schools.

Mayor Randolph explained each officer will visit each school every day school is in session. The schools will be aware the visits take place but not when the officer will be there. The officers will check in with the administration to make sure everything is okay. If a School Resource Officer (SRO) is hired, the visits would be the SRO's responsibility. If the SRO could not complete the cycle of schools, officers would assist.

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

MOTION PASSED 6 AYES

The Mayor then declared said Resolution ADOPTED and ENACTED this 5th day of February, 2013.

OTHER

RENEW SLUDGE HAULING CONTRACT: Lair MOVED and Seidel SECONDED to approve the Mayor's signature on a one-year renewal of a sludge hauling contract with S & H Enterprises Limited.

MOTION PASSED 6 AYES

DISCUSSION OF FISCAL YEAR 2013-14 BUDGET ITEMS: Smith reported the salary for the School Resource Officer (SRO) would be \$78,000 and the City's share would be \$39,000. Approximately \$30,000 of the \$78,000 would be benefits. The City's benefits levy would cover that cost without raising the tax levy. Chief Niggemeyer has suggested a list of line item changes in the police budget in order to fund the remaining \$9,000:

Smith will meet with the schools to make sure they are comfortable with funding the remainder. The SRO would be included in the City's 2013/14 budget and an officer would be in place for 2013/14 school year.

REPORTS BY DEPARTMENT HEADS

The Library held it's first Smart Investing Class.

PRESENTATIONS BY LIAISONS TO BOARDS AND COMMISSIONS

The PSAP Board is working on the budget and it should be lower than last year's.

ADJOURNMENT

At 7:45 P.M., Wright MOVED and Seidel SECONDED to adjourn until Tuesday, February 19, 2013 at 7:00 P.M.

VOICE VOTE APPROVAL

MANUAL CLAIMS AND WARRANTS: See Claims dated January 31, 2013 in the amount of \$137,462.61, Library Claims dated January 16, 2013 in the amount of \$4,697.35 and Manuals dated January 31, 2013 in the amount of \$290,804.59.

<u>PAYROLL</u>	<u>JANUARY 25, 2013</u>
General	\$138,170.22
RSVP	1,256.39
Old Fort	1,991.76
Road Use	21,578.53
Water	36,222.55
Sewer	32,563.69
Solid Waste	19,630.88
Storm Water	<u>2,642.52</u>
	\$254,056.54

Bradley A. Randolph, Mayor
City of Fort Madison

ATTEST:

Melinda L. Blind, City Clerk