

MINUTES
FORT MADISON CITY COUNCIL
Tuesday, April 21, 2009 7:00 P.M.
Municipal Building, 811 Avenue E, Fort Madison, Iowa

The Fort Madison City Council met in adjourned session on Tuesday, April 21, 2009, at 7:00 P.M. at the Municipal Building, 811 Avenue E. Mayor Steven J. Ireland presided with Council Members Carrie Fraise, Chris Greenwald, Kevin Rink, Brad Randolph, Bob Chesnut, Neal Boeding and Mark Lair present.

Mayor Ireland presented a proclamation for Child Advocacy Day to representatives of that organization.

VISITORS AND APPEARANCE REQUESTS

None.

AGENDA

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

MOTION PASSED 7 AYES

CONSENT AGENDA

Greenwald MOVED and Fraise SECONDED to approve:

- Minutes of April 7, 2009;
- New Five-Day Class "B" Beer Permit for the Redneck Rodeo, 2103 – 303rd Avenue, effective April 25, 2009;
- Renewal of a Class "C" Liquor License to Sidelines, 1128 Avenue I, effective May 1, 2009;
- Renewal of a Class "B" Liquor License to the Comfort Inn & Suites, 6169 Reve Court, effective June 9, 2009; and
- Payment of Claims.

MOTION PASSED 7 AYES

PUBLIC HEARINGS

Concerning Public Improvement Project 2009-#4, Water Treatment Plant New Wells:

Mayor Ireland opened the public hearing at 7:05 P.M. concerning Public Improvement Project 2009-#4, Water Treatment Plant New Wells. There being no oral or written comments, Randolph MOVED and Chesnut SECONDED to close the public hearing.

MOTION PASSED 7 AYES

RESOLUTION NO. 2009-25, ADOPTING PLANS, SPECS: Chesnut MOVED and Boeding SECONDED to approve a resolution adopting plans, specifications, form of contract and estimate of cost for the project.

MOTION PASSED 7 AYES

RESOLUTION NO. 2009-26, AWARDED CONTRACT: Chesnut MOVED and Greenwald SECONDED to approve a resolution awarding construction contract for the project to Cahoy Pump Service of Fredricksburg, Iowa, in the amount of \$589,924.24.

Larry Dinwiddie commented this bid was under what was budgeted. Bids state-wide for other projects are coming in well.

MOTION PASSED 7 AYES

RESOLUTION NO. 2009-27, APPROVING CONTRACT AND BONDS: Boeding MOVED and Randolph SECONDED to adopt a resolution approving contract and bonds of Cahoy Pump Service for the project, pending receipt of the documents.

MOTION PASSED 7 AYES

Concerning Public Improvement Project 2009-#1, Happy Hollow Culvert Repair (3rd Street and Avenue A):

Mayor Ireland opened the public meeting at 7:08 P.M. concerning Public Improvement Project 2009-#1, Happy Hollow Culvert Repair (3rd Street and Avenue A). There being no oral or written comments, Lair MOVED and Boeding SECONDED to close the public hearing.

MOTION PASSED 7 AYES

RESOLUTION NO. 2009-28, ADOPTING PLANS, SPECS: Rink MOVED and Chesnut SECONDED to approve a resolution adopting plans, specifications, form of contract and estimate of cost for the project.

Rink inquired about the engineer's estimate for this project. Steve Hayes was absent and this figure will be provided as soon as it is obtained.

MOTION PASSED 7 AYES

RESOLUTION NO. 2009-29, AWARDED CONTRACT: Rink MOVED and Lair SECONDED to approve a resolution awarding construction contract for the project to JDM Contracting of West Point, Iowa, in the amount of \$46,270.32.

MOTION PASSED 7 AYES

RESOLUTION NO. 2009-30, APPROVING CONTRACT AND BONDS: Rink MOVED and Greenwald SECONDED to adopt a resolution approving contract and bonds of JDM Contracting, pending receipt of the documents.

MOTION PASSED 7 AYES

ORDINANCES AND RESOLUTIONS

2ND READING, ORDINANCE RAISING SEWER RATES: Chesnut MOVED and Fraise SECONDED to approve the 2nd reading of an ordinance amending Title 8, Chapter 7, Section 2 (A-B) to allow for a change in the sewer rate effective June 1, 2009.

MOTION PASSED 7 AYES

RESOLUTION NO. 2009-31, ORDERING CONSTRUCTION, SETTING PUBLIC HEARING, PIP 2009-#2: Chesnut MOVED and Lair SECONDED to approve a resolution ordering construction, setting public hearing and bid letting for Public Improvement Project 2009-#2. Airport Turn-Around Project.

MOTION PASSED 6 AYES
1 NAY (Greenwald)

RESOLUTION NO. 2009-32, RIVER BEND STREET LIGHTS: Fraise MOVED and Randolph SECONDED to approve a resolution for the installation of 4 street lights at River Bend Road.

MOTION PASSED 7 AYES

1ST READING, ORDINANCE VACATING 16TH STREET RIGHT-OF-WAY: Chesnut MOVED and Fraise SECONDED to approve the 1st reading of an ordinance vacating an 18 foot by 145 foot portion of the 16th Street right-of-way.

Doug Krogmeier explained the Fraises, who own the adjacent property, were requesting the strip next to them in order to plant grass. The Public Works Department was okay with letting them have it. Lair was curious as to their intentions. Krogmeier said they wanted to put up a fence.

MOTION PASSED 7 AYES

OTHER

HIGH SCHOOL RODEO HOTEL/MOTEL REQUEST: Fraise MOVED and Boeding SECONDED to consider a request in the amount of \$1,500 from the Hotel/Motel fund for the Iowa High School rodeo to be held June 19-21, 2009, at Rodeo Park.

Lair began discussions by asking the applicant, Kelli Metcalf, how many years this event has been going on. Ms. Metcalf responded 11 years. Larry Dinwiddie said the object of the fund was to start new events and keep “seed” money going to help them. Chestnut believed this was not the intent of the original resolution, the same idea can be applied to keep events going. Ms. Fraise asked that the events be clarified and that receipts be submitted for checks and balances, and then pay them for the advertising. There was concern the Council’s intent is not being carried out. City Manager Smith indicated he had ideas on how to carry out recommendations and possibly consolidate requests to bring forward as a quarterly review process and strengthen the responsibility of the applicants. Mayor Ireland stated he had been responsible for writing the resolution and it was written to fund original events with the function to fill motels. He agreed it needed tweaked and streamlined. Greenwald said he would like to see the money stretch further. Randolph felt the intent was good, but we are always running into different situations that cause us to look at the intent differently. The Mayor believed we should stick by the former rule.

Kelli Metcalf of Fort Madison talked in support of the event. They have been pushing to keep the finals in Fort Madison because we have the best facility in the State. She elaborated on what the event consisted of and how important it was. Greenwald asked her if the event would go on without this money. She indicated they had lost major sponsors this year but would probably go on with the event.

Chesnut felt the group would be eligible for at least the minimum amount of \$300. He still believed the intent was to start new, innovative events.

Greenwald MOVED and Chesnut SECONDED to amend the original motion to \$300 instead of \$1500.

VOTE TAKEN ON AMENDED MOTION
6 AYES
1 NAY (Randolph)

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

VOTE ON MOTION, AS AMENDED
5 AYES
2 NAYS (Rink, Randolph)

CHEMICAL BIDS IN WATER DEPARTMENT: Chesnut MOVED and Rink SECONDED to approve the chemical bids for the Water Department effective May 1, 2009, through April 30, 2011.

MOTION PASSED 7 AYES

NEW TRUCK IN WATER DEPARTMENT: Chesnut MOVED and Boeding SECONDED to approve the bid of Jim Baier Ford in the amount of \$18,098.93 for a new truck in the Water Department.

Ms. Fraise asked Larry Dinwiddie if he really needed this truck. Dinwiddie answered that he did. She continued that she knew the Parks Department had the oldest equipment of any department in the City.

MOTION PASSED 7 AYES

STONE ACCESS ROAD AT AIRPORT: Chesnut MOVED and Lair SECONDED to approve the Mayor's signature on an Agreement with the Iowa Department of Transportation to grade and create a stone access road at the airport.

Mr. Smith explained that the Department of Transportation has equipment to inspect at the airport and would like a gravel access road for easier inspections. Lair was concerned that Vern Peck was listed as the contact person – shouldn't it be someone in City Hall? Chesnut said it was not unusual to have the chair of a commission as a contact for DOT projects.

MOTION PASSED 7 AYES

HEARING ON SIEMENS PROJECT: Lair MOVED and Rink SECONDED to set public hearing for May 5, 2009, at 7:00 P.M. on the status of funded activities for the Siemens Power Generation Project.

This is a requirement of State law to have hearings to tell the public what the money was spent on.

MOTION PASSED 7 AYES

DRAIN EASEMENT FOR NEW WATER PLANT: Rink MOVED and Greenwald SECONDED to approve the Mayor and Clerk's signatures on a Drain Line Easement between the City and Richard and Elaine Harlow in connection with the construction of the new Water Treatment Plant.

MOTION PASSED 7 AYES

48TH STREET AND HIGHWAY 61 IMPROVEMENTS: Chesnut MOVED and Lair SECONDED to approve the Mayor and Clerk's signatures on an Agreement with the Iowa Department of Transportation for 48th Street and Highway 61 Street Improvements.

MOTION PASSED 7 AYES

PRESENTATIONS BY LIAISONS TO BOARD AND COMMISSIONS

Ms. Fraise mentioned that on May 5 the Main Street presentation will be given in Des Moines; Greenwald noted the Central Park shelter house given in memory of Mike Johnson; and Mr. Smith reported on the server work at City Hall as well as the Library Board dealing quickly and responsibly with a pornography issue.

ADJOURNMENT

At 7:50 P.M., Chesnut MOVED and Randolph SECONDED to adjourn until Tuesday, May 5, 2009, at 7:00 P.M.

VOICE VOTE APPROVAL

MANUAL CLAIMS AND WARRANTS: See Library Claims dated April 14, 2009, in the amount of \$10,970.25; and Claims dated April 16, 2009, in the amount of \$246,619.97.

Steven J. Ireland, Mayor
City of Fort Madison, Iowa

ATTEST:

Suellen M. Mead, City Clerk