

MINUTES
FORT MADISON CITY COUNCIL
Monday, November 2, 2009 7:00 P.M.
Municipal Building, 811 Avenue E, Fort Madison, Iowa

The Fort Madison City Council met in regular session on Monday, November 2, 2009, at 7:00 P.M. at the Council Chambers of the Municipal Building, 811 Avenue E, Fort Madison, Iowa. Presiding was Mayor Steven J. Ireland with Councilors Chris Greenwald, Kevin Rink, Brad Randolph, Neal Boeding and Mark Lair present. Absent were Councilors Carrie Fraise and Bob Chesnut.

VISITORS

None.

AGENDA

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

MOTION PASSED 5 AYES

CONSENT AGENDA

Randolph MOVED and Boeding SECONDED to approve:

- Minutes of October 20, 2009;
- New Class "B" Beer and Native Wine Permit to Meier's Den, 801 Avenue G, effective November 20, 2009;
- Renewal of a Class "C" Liquor License to Fort Madison Area Restaurant Group, dba Bennigan's Grill and Tavern, 6111 Reve Court, effective December 3, 2009;
- The 2009 Financial Report for Fiscal Year ending June 30, 2009; and
- Payment of Claims.

MOTION PASSED 5 AYES

ORDINANCES AND RESOLUTIONS

2ND READING, ORDINANCE REZONING 1807-1811-1815 AVENUE H: Lair MOVED and Randolph SECONDED to approve the 2nd reading of an ordinance rezoning property located at 1807-1811-1815 Avenue H from R-4, Single Family Dwelling District, to B-2, Business District-General Retail.

MOTION PASSED 5 AYES

2ND READING. THREE-WAY STOP INTERSECTIONS: Greenwald MOVED and Boeding SECONDED to approve the 2nd reading of an ordinance amending City Code Section 9-

10-1 entitled "Stop, Yield Intersections" so as to create three-way stop intersections at 7th, 8th and 9th Streets and Avenue G.

MOTION PASSED 5 AYES

RESOLUTION NO. 2009-77, ADOPTING PLANS, SPECS, PIP 2009-9: Rink MOVED and Lair SECONDED to approve a resolution adopting plans, specifications, form of contract and estimate of cost for Public Improvement Project 2009-9, New Water Transmission Main.

MOTION PASSED 5 AYES

RESOLUTION NO. 2009-78, AWARDING CONTRACT: Greenwald MOVED and Randolph SECONDED to approve a resolution awarding construction contract for the above project to Merryman Excavation of Woodstock, Illinois, in the amount of \$2,723,709.22, and contingent upon State Revolving Fund (SRF) concurrence.

MOTION PASSED 5 AYES

RESOLUTION NO. 2009-79, CONTRACT AND BONDS: Rink MOVED and Greenwald SECONDED to adopt a resolution approving contract and bonds of Merryman Excavation, pending receipt of the documents, and contingent upon State Revolving Fund (SRF) concurrence.

MOTION PASSED 5 AYES

RESOLUTION NO. 2009-80, WATER REVENUE NOTES SERIES 2009B: Randolph MOVED and Greenwald SECONDED to adopt a resolution approving and authorizing a form of Loan and Disbursement Agreement by and between the City of Fort Madison and the Iowa Finance Authority, and authorizing and providing for the issuance and securing payment of \$1,306,000 Water Revenue Capital Loan Notes, Series 2009B of the City of Fort Madison, Iowa, under the provisions of the Code of Iowa, and providing for a method of payment of said Notes.

MOTION PASSED 5 AYES

TAX EXEMPTION CERTIFICATE: Rink MOVED and Lair SECONDED to approve the form of the Tax Exemption Certificate.

MOTION PASSED 5 AYES

RESOLUTION NO. 2009-81, WATER REVENUE NOTES, SERIES 2009C: Rink MOVED and Greenwald SECONDED to adopt a resolution approving and authorizing the form of Loan and Disbursement Agreement by and between the City of Fort Madison, and the Iowa Finance Authority, and authorizing and providing for the issuance and securing payment of \$2,000,000 Water Revenue Capital Loan Notes, Series 2009C of the City of Fort Madison, Iowa, under the provisions of the Code of Iowa and providing for a method of payment of said Notes.

MOTION PASSED 5 AYES

TAX EXEMPTION CERTIFICATE: Lair MOVED and Boeding SECONDED to approve the form of the Tax Exemption Certificate.

MOTION PASSED 5 AYES

RESOLUTION NO. 2009-82, SETTING HEARING, PIP 2009-13: Lair MOVED and Randolph SECONDED to approve a resolution ordering construction, setting public hearing and bid letting for Public Improvement Project 2009-13, High Point Guardrail Installation.

MOTION PASSED 5 AYES

OTHER

VEHICLE IN POLICE DEPARTMENT: Rink MOVED and Randolph SECONDED to approve the bid of River City Motors of Fort Madison, Iowa, in the amount of \$8,750.00 for a 2005 Dodge Magnum Sport Wagon in the Police Department.

Lair inquired how much it would cost to equip this vehicle. Chief Niggemeyer responded that it should cost nothing. He will use what he can off the trade-in vehicle with the remainder of the grant money covering what is needed that cannot be re-used.

MOTION PASSED 4 AYES
1 ABSTAIN
(Greenwald)

PRESENTATION FROM STANLEY CONSULTANTS ON THE COMBINED SEWER DISINFECTION PILOT PROGRAM: Jay Brady of Stanley Consultants went over the Combined Sewer Overflow (CSO) project which is currently out for bid. This is a pilot program consisting of a new utility masonry building what will house and feed chemicals for the underground pipe system. This pilot building will also feed the 7th Street overflow. There is a lot of interest in the project. Estimate cost is \$1.25 million. The project should start after the first of the year with a completion date of May, 2010. If this works and the cost is acceptable, full implementation of the 7 remaining outfalls will cost between \$5-7 million and by adding 3 more chemical buildings. He reminded Council that this was being done by Consent Order of the EPA. We are a little behind schedule due to technical issues which will require an extension from the EPA. The pilot program has to be operated for 1 year to see if it successfully does what is needed.

Lair inquired if the park would be restored next year before events begin there. Yes, it should be. Mr. Brady also reminded Council that they can change their mind at any time and go with total separation. The structures are in the flood plain but are being constructed to keep water out. Equipment is set high also. Rink asked about the dimensions of this spec building. Mr. Brady advised it is 38ø x 27ø

A total separation of combined sewers from 4th to 10th Streets and 13th Street is approximately \$15-20 million for the complete project. Lair asked if this pilot program of ours works, will other cities be able to use it? Mr. Brady answered quite possibly. Randolph wondered how many of these buildings we were looking at. The total is 4 with 3 in the park and 1 at 13th Street. Mayor Ireland was interested in utilizing the current shelter house structure in the park, making it bigger, and incorporating that into one of these buildings but still using it for a shelter house and rest rooms. Mr. Brady felt this was a definite possibility and was a good idea to mask the building.

DEPARTMENT HEAD REPORTS

It was the general consensus to have these reports once a month and at the first meeting of the month. Larry Dinwiddie began with a report on the new water plant. It is about 30% complete; the web cam is running and the site can be accessed on line; a letter from the DNR has been received giving closure to a potential dump site in that area; the Iris Lane water main is slightly behind schedule due to the weather. Rick Kuhljuergen said the 10th Street project paperwork is being submitted to the State. John Luna commented on the painted posts along the highway by the depot; the FEMA projects as well as the Old Fort walls are progressing; crews are working in Oakland Cemetery to raise military stones; and new signs have been installed along the highway denoting locations of parks. Steve Hayes advised Public Works is grading alleys before the first freeze; the Happy Hollow Culvert has been a success in holding all the recent rain water. Chiefs Herren and Niggemeyer had nothing. Peg Steffensmeier said the Pilot Jobs Program is progressing; Doug Krogmeier advised Board of Adjustment meets next Tuesday with four agenda items.

PRESENTATIONS BY LIAISONS TO BOARDS AND COMMISSIONS

Rink reported at a recent CVB meeting they are going to form a committee to take over the Balloons event; are looking at a bass tournament in 2010; and Santa's Christmas store is the first three weekends in December at the Burlington Northern Depot. Mr. Smith commented on the Consolidated Dispatch and that they are working on issues of getting the building set up for the room to hold the dispatch. Randolph stated the Waste Authority has a new set of scales.

ADJOURNMENT

At 7:30 P.M., Randolph MOVED and Rink SECONDED to adjourn until Tuesday, November 17, 2009, at 7:00 P.M.

VOICE VOTE APPROVAL