

**MINUTES  
FORT MADISON CITY COUNCIL  
Tuesday, February 20, 2018**

Mayor Bradley A. Randolph presided with Council Members Chris Greenwald, Bob Morawitz, Kevin Rink, Rusty Andrews (arrived at 5:41 P.M.), Travis Seidel and Mark Lair. Council Member Chad Cangas was absent.

**VISITORS AND APPEARANCE REQUESTS**

There were none.

**AGENDA**

Rink MOVED and Lair SECONDED to approve the agenda.

**MOTION PASSED 5-0**

**CONSENT AGENDA**

Seidel MOVED and Morawitz SECONDED to approve the Consent Agenda:

- Minutes of February 6, 2018;
- Liquor License Renewal: Dollar General, 4809 Avenue O, effective March 1, 2018 – Class C Beer, Class B Wine with Sunday Sales;
- Partial Liquor License Refund: Chandler’s Grill, in the amount of \$211.25;
- January Financial Report; and
- Payment of Claims.

**MOTION PASSED 5-0**

**PUBLIC HEARINGS**

***Concerning Public Improvement Project 2018-01, Replacement of Avenue I Bridge Over Dry Creek***

Mayor Randolph opened the public hearing at 5:35 P.M. An emailed comment from Linda Smith was noted.

Public Works Director Larry Driscoll said the bridge will still have the arch profile but the arch will be one foot lower. The lower arch profile is a cost savings of approximately \$20,000-30,000.

## **442                    PROCEEDINGS OF THE CITY COUNCIL**

There were no other written or oral comments.

Lair MOVED and Rink SECONDED to close the public hearing.

**MOTION PASSED 5-0**

**RESOLUTION NO. 2018-013, ADOPT PLANS AND SPECS:** Lair MOVED and Rink SECONDED to approve a resolution adopting plans, specifications and form of contract for the project.

ROLL CALL:            AYES:     Greenwald, Morawitz, Rink, Seidel, Lair  
                              NAYES:    None

**MOTION PASSED 5-0**

The Mayor then declared said Resolution ADOPTED and ENACTED this 20th day of February, 2018.

**RESOLUTION NO. 2018-014, AWARD CONTRACT, APPROVE BONDS:** Seidel MOVED and Morawitz SECONDED to adopt a resolution awarding construction contract for the project to Iowa Bridge and Culvert, L.C., of Washington, Iowa, in the amount of \$646,132.56, and approving contract and bonds of Iowa Bridge and Culvert, L.C., pending receipt of the documents.

ROLL CALL:            AYES:     Greenwald, Morawitz, Rink, Seidel, Lair  
                              NAYES:    None

**MOTION PASSED 5-0**

The Mayor then declared said Resolution ADOPTED and ENACTED this 20th day of February, 2018.

### **ORDINANCES AND RESOLUTIONS**

**RESOLUTION NO. 2018-015, RATIFY AGREEMENT WITH LIBRARY UNION:** Rink MOVED and Seidel SECONDED to adopt a resolution ratifying a settlement agreement with Teamsters Local 238, Library Department.

Andrews arrived at 5:41 P.M.

Mayor Randolph called Pat O'Connell of Lynch Dallas, the city's bargaining unit representative, at 5:42 P.M. O'Connell asked Council they wished to enter into exempt session regarding this matter.

Morawitz MOVED to table the matter until the end of the meeting. Greenwald asked if the city had a time limit to approve these agreements. O'Connell said the city has 14 days from the time the unions signed the agreements.

Rink SECONDED the motion to table. Following a discussion of the matter, Morawitz withdrew his motion to table.

Following questions by representatives from the news media, O'Connell explained meetings to discuss strategy with bargaining representatives are exempt from the open meetings law. A closed session under Chapter 21 requires public notice and exempt sessions do not require public notice. Under 20.173 it is a strategy session with the city bargaining representative. City Attorney Robert Johnson concurred with O'Connell.

Greenwald said normally when an agreement is brought before the Council, the two sides are in agreement and Council approves them. O'Connell confirmed the unions have ratified all three of these agreements.

Morawitz said he has questions and didn't know if they should be discussed in open session. O'Connell said the unions have ratified these agreements and will be really irritated if the City backs out

Greenwald CALLED THE QUESTION. Seidel seconded. A vote was then taken on the motion:

ROLL CALL:           AYES:     Greenwald, Rink, Seidel, Lair  
                          NAYES:    Morawitz, Andrews

**MOTION PASSED 4-2**

O'Connell stated the wage increase for all the agreements is 2.5%. The Library agreement was for wages only. Many items that were formally permissive items will be added to the City Employee Manual.

A vote was then taken on the original motion.

ROLL CALL:           AYES:     Greenwald, Rink, Andrews, Seidel, Lair  
                          NAYES:    Morawitz

**MOTION PASSED 5-1**

The Mayor then declared said Resolution ADOPTED and ENACTED this 20th day of February, 2018.

**RESOLUTION NO. 2018-016, RATIFY AGREEMENT WITH FIRE FIGHTERS UNION:** Seidel MOVED and Greenwald SECONDED to adopt a resolution ratifying a settlement agreement with the Fort Madison Fire Fighters Association, Local 607.

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

**MOTION PASSED 6-0**

The Mayor then declared said Resolution ADOPTED and ENACTED this 20th day of February, 2018.

**RESOLUTION NO. 2018-017, RATIFY AGREEMENT WITH POLICE UNION:** Rink MOVED and Andrews SECONDED to adopt a resolution ratifying a settlement agreement with the Public Professional and Maintenance Employees, Local 2003, Police Department.

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

**MOTION PASSED 6-0**

The Mayor then declared said Resolution ADOPTED and ENACTED this 20th day of February, 2018.

**OTHER**

**FY 2018-19 BUDGET:** Seidel MOVED and Greenwald SECONDED to approve the Fiscal Year 2018-19 Budget and setting Tuesday, March 6, 2018, at 5:30 P.M. as date and time for hearing.

**MOTION PASSED 6-0**

**3<sup>RD</sup> STREET SEWER:** Greenwald MOVED and Seidel SECONDED to approve the Mayor's signature on an engineering contract with HR Green for basic investigation service for the 3<sup>rd</sup> Street sewer collection system.

**MOTION PASSED 6-0**

**YMCA POOL MANAGEMENT AGREEMENT:** Rink MOVED and Lair SECONDED to approve the Mayor's signature on an agreement with the Fort Madison YMCA to manage the Municipal Swimming Pool.

City Manager David Varley outlined the terms of a proposed one-year agreement with the YMCA to manage and operate the Municipal Swimming Pool and recommended approval.

**MOTION CARRIED 6-0**

**DISCUSSION ITEMS** – No items

**REPORTS BY DEPARTMENT HEADS**

The police department was recently involved in two pursuits. One began in Burlington and ran through Fort Madison and the other began in Fort Madison and ended in Burlington. The fire department responded to a house fire at 405 Vica Lane.

**PRESENTATIONS BY LIAISONS TO BOARDS AND COMMISSIONS**

The Mayor and City Manager will travel to Des Moines for Southeast Iowa Days this week.

**ADJOURNMENT**

At 6:25 P.M., Morawitz MOVED and Rink SECONDED to adjourn until Tuesday, March 6, 2018 at 5:30 P.M.

**VOICE VOTE APPROVAL**

**MANUAL CLAIMS AND WARRANTS:** See Claims dated February 15, 2018, in the amount of \$682,750.99 and Library Claims dated February 13, 2018, in the amount of \$9,794.65.

Payroll	2/16/2018
General	\$186,126.96
Special Rev.	10,413.98
Road Use	27,664.26
Water	26,064.35
Sewer	42,491.25
Solid Waste	11,602.55
Storm Water	3,587.00
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	\$307,950.35

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Mayor Bradley A. Randolph  
City of Fort Madison

ATTEST:

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Melinda L. Blind, City Clerk