

**MINUTES
FORT MADISON CITY COUNCIL
Tuesday, May 1, 2018**

Mayor Bradley A. Randolph presided with Council Members Chris Greenwald, Bob Morawitz, Kevin Rink, Rusty Andrews, Travis Seidel, Mark Lair and Chad Cangas present.

VISITORS AND APPEARANCE REQUESTS

Lori Seager, 3420 Avenue G, questioned why the City wasn't doing something about the can redemption center not complying with Iowa Code. She noted their hours of operation are not listed on the building which is a requirement. In addition, they are not open the required number of hours each week. She also has a voucher for \$60 that she is not able to redeem and believed that to be petty theft. She contacted Bill Blum, Department of Natural Resources in Des Moines, and he said this should be enforced on the local level.

City Manager David Varley said this has been an off-again, on-again issue for some time. The DNR should be the one enforcing it and it is hard to get any action from that level. This has been talked about numerous times and the Police Department has even talked to the redemption center about the issues. He said the City can't go over there every day to see if the center is in compliance. There has been some talk that Hy-Vee trying to work with other stores to set up a center.

Randolph suggested writing some misdemeanors and either forcing the owner's hand to either stay open or officially close.

AGENDA

Cangas MOVED and Morawitz SECONDED to approve the agenda.

MOTION PASSED 7-0

CONSENT AGENDA

Seidel MOVED and Lair SECONDED to approve the Consent Agenda:

- Minutes of April 17, 2018;
- Liquor License Renewal: Latin American Club, Inc. (LULAC), 1424 – 36th Street, effective April 18, 2018 – Class C Liquor with Sunday Sales;
- Liquor License Renewal: Loyal Order of Moose #671, 624 Avenue G, effective May 1, 2018 – Class A Liquor with Sunday Sales;
- Liquor License Renewal with Conditions: Sidelines Bar, 1128 Avenue I, effective May 1, 2018 – Class C Liquor w/Outdoor Service & Sunday Sales

- Resolution No. 2018-28, property tax exemption for Deborah G/William J Moeller, 2021 Avenue H (new garage);
- Setting public hearing for May 15, 2018, at 5:30 p.m. on the Fiscal Year 2017-18 Budget Amendments;
- Payment of Claims.

Andrews questioned the condition requiring Sidelines to have outdoor music stop at midnight. He said they are playing past midnight now. He lives across the street and doesn't have an issue with it. Seidel recalled at the time the midnight time was determined there were several residents who felt very strongly about it. Randolph said Sidelines proximity to residential areas is the issue. If the "conditions" are left on the motion, then then you have a right to shut them down. Cangas felt this gave the City discretion and the option of enforcing.

MOTION PASSED 7-0

ORDINANCES AND RESOLUTIONS

1ST READING AMEND 6-3, GARBAGE: Cangas MOVED and Andrews SECONDED to approve the first reading of an ordinance amending Title 6, Health and Sanitation, Chapter 3, Garbage.

Morawitz felt an exemption needed to be made for hilly areas or areas where the cart will have to be left curbside. Public Works Director Larry Driscoll said the ordinance states the city manager or public works director can address special situations such as this. This would be on a case-by-case basis. Randolph believed this would be better than adding another page of rules.

Morawitz also was interested in having an exemption to allow excess garbage for persons who have special events, such as a wedding or birthday party at their home. He asked if an extra cart could be rented for special occasions. He said some persons are unable to go to the landfill to dispose of their excess garbage. Driscoll said if carts were rented he would recommend the 95-gallon cart with \$35 – 40 rental fee. Seidel suggested continuing to sell the garbage stickers for a while. Driscoll said the current stock of stickers could be used and sold only at City Hall. Lair suggested a higher price for the stickers, such as \$3 or \$5. Cangas also agreed with \$3.

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

MOTION PASSED 7-0

The Mayor then declared said Ordinance PASSED and APPROVED this 1st day of May, 2018.

RESOLUTION NO. 2018-025, ACCEPT PIP 2016-06, 27TH STREET & AVENUE L IMPROVEMENTS: Seidel MOVED and Cangas SECONDED to approve a resolution accepting Public Improvement Project 2016-06, 27th Street and Avenue L Improvements.

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

MOTION PASSED 7-0

The Mayor then declared said Resolution ADOPTED and ENACTED this 1st day of May, 2018.

OTHER

LIBRARY BOARD REAPPOINTMENT: Lair MOVED and Rink SECONDED to approve the Mayor's reappointment of Sharon Groene and Ron Welder to the Library Board, terms expiring June 30, 2024.

MOTION PASSED 7-0

LIBRARY BOARD AND H.P.C. APPOINTMENTS: Rink MOVED and Cangas SECONDED to approve the Mayor's appointment of Donald Edwards, to the Library Board, term expiring June 30, 2024; and Christopher Sorrentino, to the Historic Preservation Commission, term expiring December 31, 2018.

MOTION PASSED 7-0

AMTRAK LEASE: Seidel MOVED and Greenwald SECONDED to approve the Updated Platform Sublease Agreement between Amtrak and City of Fort Madison.

MOTION PASSED 7-0

DISCUSSION ITEMS - There were no discussion items.

REPORTS BY DEPARTMENT HEADS

Chief Sittig attended an FBI training. The new fire truck should be here with the next seven days. Preparations to install the new roof on City Hall have begun. The contractor should begin after the rainy weather predicted this week is over. A contractor is coming in to perform repairs on the roof at the Santa Fe Depot.

PRESENTATIONS BY LIAISONS TO BOARDS AND COMMISSIONS

The Planning and Zoning Commission is reviewing the Zoning Code and preparing some needed changes. The Airport Commission will meet next Monday. The Tourism Commission gave \$10,000 to the organizer of Riverfest.

ADJOURNMENT

At 6:24 P.M., Rink MOVED and Seidel SECONDED to adjourn until Tuesday, May 15, 2018 at 5:30 P.M.

VOICE VOTE APPROVAL

MANUAL CLAIMS AND WARRANTS: See Claims dated April 26, 2018, in the amount of \$201,870.47; and Library Claims dated April 19, 2018, in the amount of \$14,783.91.

<u>Payroll</u>	4/27/2018
General	\$170,536.37
Special Rev.	9,329.63
Road Use	25,036.90
Water	27,096.29
Sewer	39,424.96
Solid Waste	10,908.67
Storm Water	3,303.33
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	\$285,636.15

Mayor Bradley A. Randolph
City of Fort Madison

ATTEST:

Melinda L. Blind, City Clerk