

The City Council of the City of Anamosa met in a Regular Session this August 10, 2009 in the Meeting Room at the Anamosa Library at 6:00 p.m. with Danny Young, Brian Harmon (arrived at 6:12 p.m.), Dennis Hansen, Brady Reynolds and Tom Swisher present. Absent: None. Mayor Jon Hatcher presided. Also present were Patrick Callahan, City Administrator, Tammy Coons, City Clerk; Larry Driscoll, Public Works Director; and Dave Stoklasa, Snyder & Associates. Guests Present: Marty Kelzer and Andy Anderson. Mayor Jon Hatcher called the regular meeting to order at 6:00 p.m. with a quorum present.

Council Minutes

Motion by Hansen, second by Feldmann to approve the minutes from the July 27, 2009 Regular Council meeting. All Ayes. Motion Carried.

PUBLIC HEARINGS

Public Hearing Regarding a Request from J. Parham Rentals for the Annexation of Land in the Anamosa Commercial Park

Mayor opens public hearing regarding a request from J. Parham Rentals for the annexation of land in the Anamosa Commercial Park at 6:02 p.m.

Pat Callahan reviewed the location of land for proposed annexation and stated that no written or verbal comments had been received. Discussion followed. Pat stated that this annexation is at the County's request to annex a portion of the J&P Cycles building that is currently located in the County. Motion by Feldmann, second by Hansen to close the public hearing at 6:04 p.m. All Ayes. Motion Carried.

Presentations

Marty Kelzer, Jones County Economic Development Director – Update and Hotel/Motel Tax

Marty Kelzer addressed the Council, distributing updates from Economic Development. Marty also reviewed JCED's previous request to increase the hotel/motel tax from the current 5% to the 7% maximum. He stated that JCED is requesting that 1% of the increase be given to JCED and the other 1% of the increase be given to Jones County Tourism. Marty stated that JCED is requesting that the City Council place the hotel/motel tax increase on the upcoming November, 2009 ballot. Discussion followed. Bill Feldmann stated that he would be in favor of the proposed increase, but he feels the additional revenue would be better spent in currently unfunded areas of the City's budget, such as P&R and pool improvements. More discussion followed.

Andy Anderson, Iowa Wireless, LLC – Request to Lease Space in Chamber Park for Cell Phone Tower

Andy Anderson of Iowa Wireless, LLC addressed the Council requesting to lease a space in Chamber Park for locating a new cell phone tower. He stated that their current tower will need to be moved from the High School location by November, 2010. Andy stated that they will require two locations in Anamosa, one will be out by Hwy 151 and Hwy 64 and the other will need to be placed in the downtown area. They are currently looking at several locations in the downtown area, including the Chamber Park location. Discussion followed. Andy stated that this tower would be 150' tall; requiring a 20' x 30' area and it is not required to be lighted. Bill Feldmann referenced the Chamber Park agreement, stating that this does not meet the "needs" or purpose of the Chamber Park. More Discussion followed.

Brian Harmon arrived at 6:12 p.m.

COMMUNITY BETTERMENT

Possible Lease of Space in Chamber Park for Iowa Wireless Cell Phone Tower

Motion by Feldmann, second by Young to deny the request from Iowa Wireless, LLC to lease space in Chamber Park for locating a cell phone tower based on the Chamber Park Agreement. Discussion followed. 1-Nay, Reynolds. All Remaining Ayes. Motion Carried.

Resolution Requesting that the Question on Hotel/Motel Tax Increase be Placed on the November, 2009 Ballot

Motion by Hansen, second by Reynolds to approve **Resolution 2009-58** requesting the County Auditor to place the Hotel/Motel Tax referendum on the November 3, 2009 Ballot. Discussion followed. All Ayes. Motion Carried.

Resolution Establishing a Downtown Study Committee

Pat reviewed the proposed resolution establishing a downtown study committee. Discussion followed.

Motion by Hansen, second by Feldmann to approve **Resolution 2009-59** establishing a downtown revitalization study committee. Roll Vote. All Ayes. Motion Carried.

PUBLIC SAFETY**Street Closure Permit Submitted by the National Motorcycle Museum for September 12, 2009**

Motion by Hansen, second by Feldmann to approve the street closure permit submitted by the National Motorcycle Museum for September 12, 2009 from 7:00 a.m. to 5:00 p.m. for a portion of the first block of N. Huber Street. All Ayes. Motion Carried.

Ordinance Amending the City Code of Ordinances of the City of Anamosa Adding a Stop Intersection at South Garnavillo

Discussion was held on the proposed ordinance. Larry Driscoll stated that the speed bump on Walworth Avenue had not been received or installed as yet and probably would not be installed yet this year. Several Council members suggested that the most effective way to control the speed of vehicles in that area was to have the Police Department monitor that area. More discussion followed.

Motion by Feldmann, second by Hansen to approve the **first reading of Ordinance No. 858** amending the City Code of Ordinances of the City of Anamosa adding a stop intersection at South Garnavillo. Roll Vote. All Ayes. Motion Carried.

Motion by Feldmann, second by Reynolds to approve the **waiver of the second and third readings of Ordinance No. 858** amending the City Code of Ordinances of the City of Anamosa adding a stop intersection at South Garnavillo. Roll Vote. All Ayes. Motion Carried.

PUBLIC WORKS**Resolution Accepting the Public Works Building Project – 2009, as Completed by Septagon Construction**

Motion by Feldmann, second by Young to approve **Resolution 2009-60** accepting the work done by Septagon Construction Co., Inc. on the Public Works Building Project. Roll Vote. All Ayes. Motion Carried.

Resolution Accepting the Public Works Building – Concrete Floor Project, as Completed by Rogers Concrete Construction

Motion by Young, second by Feldmann to approve **Resolution 2009-61** approving and accepting the work done by Rogers Concrete Construction on the Public Works Building – Concrete Flood Project. Roll Vote. All Ayes. Motion Carried.

Update on Street Repairs

Larry Driscoll stated that the seal coat program was pushed back to September 30, 2009. He stated that MSI will be given the opportunity to do some test streets. Discussion followed.

Larry stated that Broadway, Booth and Williams Street asphalt projects have been completed and that an additional \$20,000 was spent on the replacement of curbs that fell apart during the project. He is recommending that this additional expense be covered by LOT funds and RUT funds. He also stated that the parking areas on Booth and Broadway have been started.

Report on Filing of Applications for Funding from the I-JOBS Program

Pat stated that he and Dave Stoklasa have filed the I-JOBS application for the WWTP Improvements and the Flood Control Improvements. Dave stated that he hopes to hear a response to the applications by the end of August, which would be the earliest response time. Pat stated that no action is needed at this time.

Request to Trim or Remove Tress in Vacated City Alley

Pat reviewed the recent request from a property owner to not have the City trim dead branches from trees in the City's ROW. Pat stated that the second situation regarding a dead tree in a City vacated alley can't be reached with equipment from either end of the alley. He also said the City Attorney stated that the City

cannot force the adjacent property owners to take the property in the vacated alley. Discussion followed. Pat stated that the property owners would need to grant the City access for equipment to remove the dead tree.

Pat suggested that the Council might want to consider not allowing the continued planting of trees in the City ROW to avoid these situations in the future and that the Code of Ordinances would need to be amended in order to do this. He recommended that the Tree Board review this option and make a recommendation to the City Council regarding not allowing trees to be planted in the City ROW.

Agreement with the Anamosa Area Ambulance for the Installation of a Preemption Device on the Traffic Signals at Iowa Highway 64 and Grant Wood Drive

Discussion was held on the proposed agreement. It was suggested that the Council wait to take action on this agreement until confirming that Anamosa Area Ambulance is agreement with the proposal.

FINANCE

Resolution Approving the Hiring and Setting of Salaries for Seasonal Employees for the Upcoming Season and Part Time Employees for the Parks and Recreation Department, the Water & Wastewater Departments and the Lawrence Community Center

Motion by Young, second by Feldmann to approve **Resolution 2009-62** Approving the Hiring and Setting of Salaries for Seasonal Employees for the Upcoming Season and Part Time Employees for the Parks and Recreation Department, the Water & Wastewater Departments and the Lawrence Community Center Roll Vote. All Ayes. Motion Carried.

Appointment of Council Members to the Search Committee for the P&R Director

Mayor Hatcher recommended that Council Members Brian Harmon and Tom Swisher be appointed to the search committee.

Motion by Young, second by Feldmann to appoint Council Members Brian Harmon and Tom Swisher to the search committee for the Parks & Recreation Director. All Ayes. Motion Carried.

Resolution Approving the Selection of Interim Parks & Recreation Director and Establishing an Hourly Wage

Pat stated that Warren Spurgeon's last day of employment as P&R Director is August 20, 2009 and that Kathy Hansen could start as the interim director on August 21, 2009. Discussion followed.

Motion by Feldmann, second by Young to approve **Resolution 2009-63** approving the hiring of Interim Parks & Recreation Director and Setting Interim Salary for Fiscal Year Ending June 30, 2010. Roll Vote. 1-Abstain, Hansen. All Remaining Ayes. Motion Carried.

Resolution Approving the 28E Agreement for the Jones County Senior Dining Program

Pat reviewed the changes made to the 28E agreement for the Jones County Senior Dining Program. He stated that the City of Anamosa's prorated share is \$3,800 for Fiscal Year 2010, which is over the approved budget amount of \$2,125. Pat stated that the shortfall in that budget amount could be taken from the Council Contingency line item. Discussion followed.

Motion by Feldmann, second by Reynolds to approve **Resolution 2009-64** approving the 28E agreement for the Jones County Senior Dining Program with the increase in funding over the budgeted amount to start in F.Y. 2010-11. Roll Vote. 1-Nay, Swisher. All Remaining Ayes. Motion Carried.

Storage and Ownership of Christmas Lights and Decorations

Pat reviewed his February 8, 2008 memo to the Council regarding the Christmas lights and decorations, ownership, maintenance and storage. Pat stated that the lights cannot no longer be stored at the REC. Bill Feldmann clarified that it was the Chamber "Ambassadors" that raised the money to purchase the lights and presented them to the City. Pat stated that a downtown business group volunteered to check the lights every year. Mayor Hatcher stated that there is approximately \$800 in funds left from the donations to purchase the lights, which could be used to maintain the lights. Pat stated that any additional funds needed to maintain the lights could be from fund raising, LOT fund or possibly a contribution from the Chamber. Discussion followed. Larry stated that brackets will need to be made or the previous one found to hold the lights.

CITY ADMINISTRATOR'S REPORT:

Pat stated that the annexation study will be discussed at the next Council meeting and each Council member should bring the copy of the study included in this packet to the next meeting.

Pat asked if the Council would like to host the 2010 RAGBRAI event. Discussion followed. Pat stated he will send a letter to RAGBRAI offering Anamosa to be a host for 2010 RAGBRAI event.

Pat stated the Council's Goals & Objectives list had been updated and is enclosed in the packet.

Pat stated that ITC is using Alliant's transmission line and they will need a franchise agreement also.

Pat stated that Jim Christiansen is in agreement with the August 20, 2009 date for the completion of his nuisance abatement.

Pat reviewed the offer from the U of I Graduate Students to assist the City with Downtown Planning and Trails Committee. Discussion followed.

Motion by Swisher, second by Feldmann to request financial requirement information from the U of I Graduate Program. All Ayes. Motion Carried.

MAYOR AND COUNCIL REPORTS:

Report from Boards and Commissions

Mayor Hatcher stated that the Landfill Commission is getting closer to a 28E agreement and that they are looking at revisions to the landfill site.

Adjournment

Motion by Young, second by Harmon to adjourn at 8:15 p.m. All Ayes. Motion Carried.

Jon Hatcher, Mayor

ATTEST:

Tammy Coons, City Clerk