

The City Council of the City of Anamosa met in a Regular Session this February 8, 2010 in the Meeting Room at the Anamosa Library at 6:00 p.m. with Cody Shaffer, Bill Feldmann, Chuck Smith, Andy Bowers, Brady Reynolds and Rachel Menard present. Absent: None. Mayor Dale Barnes presided. Also present were Patrick Callahan, City Administrator, Tammy Coons, City Clerk; Larry Driscoll, Public Works Director; Dave Burkholder, Interim Police Chief; and Dave Stoklasa, Snyder & Associates. Guests Present - Addressing the Council: Richard Crump, Lowell Tiedt, Marty Hage, Matt McQuillen and Jackie Luckstead. Mayor Dale Barnes called the regular meeting to order at 6:00 p.m. with a quorum present.

Public with Business not on the Agenda

Bill Feldmann stated a request he received from Katie Brown requesting to make the intersection of Main Street and Linn Street a 4-way stop.

Council Minutes

Motion by Feldmann, second by Menard to approve the minutes from the January 25, 2010 Regular Council meeting. All Ayes. Motion Carried.

Presentations

Jacki Luckstead – Jones County Extension Service– Funding Request F.Y. 2010-11

Jacki Luckstead addressed the Council expressing appreciation of continued support for the Discovery Camps put on by the Extension office. She then reviewed the request of \$500 for F.Y. 2010-11 program.

Richard Crump and Lowell Tiedt – Anamosa School Board –Request to Reconsider Sadie Street Ordinance

Richard Crump and Lowell Tiedt of the Anamosa School Board addressed the Council reviewing their request to delete items #8 and #10 from Ordinance 857 Vacating Sadie Street.

Marty Hage, attorney representing Alan Rush addressed the Council reviewing the history of Ordinance 857 and related easements. Mr. Hage voiced Alan Rush's belief that changing the Ordinance at this time is not "fair". He explained Mr. Rush's concerns with deleting #10 and thus changing the setback requirements. He stated that Mr. Rush will pursue "remedies" if this ordinance is changed. Discussion followed.

Phil Parsons – Jones County Attorney

Phil Parson, Jones County Attorney addressed the Council offering his assistance to the Council. He updated the Council on the legal issues in Jones County and Anamosa, stating that the majority of the cases were initiated by the City of Anamosa. He complimented the Anamosa Police Department and the Council on their law enforcement actions.

COMMUNITY BETTERMENT

Resolution Setting Public Hearing on Proposed Amendment to Ordinance 857

Motion by Feldmann, second by Menard to approve **Resolution 2010-03** setting date for Public Hearing regarding an amendment to Ordinance No. 857 regarding the vacation of Sadie Street. Roll Vote. All Ayes. Motion Carried.

Anamosa Community School District Special Exception Permit

Pat reviewed the request received from Matt McQuillen to place this item on the agenda for discussion. Pat reviewed his conversation with outside attorney, Bill Blum, who stated he would be willing to review the issue and give a legal opinion. Mr. Blum had suggested that the Council look at options #2 and #3, as listed on the memo from Pat Callahan. Pat reviewed all of the options in his memo.

Motion by Shaffer, second by Bowers to obtain a second legal opinion from Mr. Bill Blum. Discussion followed. Matt McQuillen addressed the Council stating that getting a judicial interpretation might be in the best interest of both parties, but the estimated \$350 cost for a second opinion received from Mr. Blum might be a good idea. More discussion followed. 3-Nays, Menard, Reynolds and Feldmann. 3-Ayes, Bowers, Shaffer and Smith. Results – Tie Vote. Mayor Barnes voted Aye, in favor of the motion, to break the tie. Motion Carried.

PUBLIC SAFETY**Beer and Liquor Licenses**

Motion by Feldmann, second by Shaffer to approve the renewal of Class C Beer permit with Sunday Sales Privileges for Tapken's Convenience. All Ayes. Motion Carried.

Anamosa Fire Department Operational Policies and Procedures

Motion by Feldmann, second by Menard to approve and adopt the Anamosa Fire Department's Operational Policies and Procedures as presented. All Ayes. Motion Carried.

Ordinance Amending Chapter 69 Parking Regulations Regarding Snow Emergency Routes

Pat stated that Brady Reynolds had requested this proposed "revised" ordinance be placed on the agenda, as he was an absentee Council member at the January 25, 2010 Council meeting. Reynolds reviewed the proposed change to the ordinance. Discussion followed. Larry Driscoll stated that if the Council could not "define" the amount of ice to be included in the ordinance, then he would recommend deleting in its entirety the reference to ice accumulations. More discussion followed.

Motion by Reynolds, second by Bowers to approve the **first reading of Ordinance** amending Chapter 69 Parking Regulations regarding snow emergency routes. Discussion followed. Roll Vote. 1-Nay, Shaffer. All Remaining Ayes. Motion Carried.

PUBLIC WORKS**Engineering Contract for the Rosemary Sanitary Sewer Lift Station Repair Project**

Dave Stoklasa, Snyder & Associates addressed the Council reviewing the proposed engineering contract for the construction phase of the Rosemary Lift Station Project. Discussion followed.

Motion by Feldmann, second by Reynolds to approve the engineering contract for the construction phase of the Rosemary Sanitary Sewer Lift Station Project. All Ayes. Motion Carried.

Release of Retainage for the WWTP Operations Building to WRH, Inc.

Dave Stoklasa reviewed the history of the WWTP Operations Building and contract, stating that the Council had been waiting on three items to be completed by the contractor. Dave stated they have now been completed and he is recommending release of the retainage to the Contractor, WRH, Inc. in the amount of \$13,002.34.

Motion by Feldmann, second by Smith to approve the release of retainage to WRH, Inc. in the amount of \$13,002.34 for the WWTP Operations Building as recommended by Snyder & Associates. All Ayes. Motion Carried.

Cedar Street Sanitary Sewer Repair Project

Pat reviewed a copy of the letter sent to the affected property owners and the proposed agreement. He stated he had received only positive comments. Pat will follow up with the property owners that had not yet signed and returned the agreement.

Report on WWTP Flood Mitigation Project and Status of CDBG Funding Request

Pat stated that he had spoken to I-JOBS regarding the unknown status of the CDBG funding request and the submission of the facilities plan to the IDNR. He also spoke to IDED regarding the CDBG grant status and he was told that the City should receive a response next week.

FINANCE**Refinancing of the 2002 G.O. Notes Issued for the Streetscapes Project**

Pat reviewed his memo to the Council regarding the refinancing of the 2002 G.O. debt. He stated that the City may be receiving three proposals on the refinancing; Local Banks, Ruan Securities and Northland Securities. Pat reviewed a suggestion from a local banker that the City structure the debt with a 3-year balloon payment at the end of the loan.

Motion by Feldmann, second by Menard to authorize the City Administrator to contact Ruan Securities, Northland Securities and the Local Banks for refinancing proposals with a three year balloon payment. All Ayes. Motion Carried.

Fountain Park and Stallion Creek Repair Project

Pat reported that he had asked a local contractor to review the proposed project costs and that contractor stated that the estimate of costs seemed reasonable.

Dave Stoklasa stated that per a conversation he had with NRCS that the LCC is eligible, but Stallion Creek would not be eligible. Dave stated that they made some adjustments to the quantities and specifications and that it may qualify now.

Dillon Pedestrian Bridge Repair Project

Pat stated that Reenie, Emergency Services Clerk had received a request from FEMA for the City to write a letter to them giving the history and needed repairs to the Dillon Pedestrian Bridge. Pat stated that he had sent a letter and copy of the letter was included in the Council packet. He is still waiting for a response from FEMA. Pat will be meeting with the engineer, the County and Larry Driscoll to look at possibly scaling back the project. He also stated that he had updated the Jones County Board of Supervisors on this project and they seemed to be in agreement, if FEMA would be paying for the bulk of the costs. Pat stated he had also discussed the possibility of a watershed study for Stallion Creek, but no decisions were made on who would take the lead on such a project.

F.Y. 2010-11 City Budget

Pat asked the Council if everyone was "on board" with the special budget meeting this Wednesday at 6:00 p.m. No conflicts were voiced.

Resolution Setting Public Hearing for F.Y. 2010-11 City Budget

Motion by Feldmann, second by Menard to approve **Resolution 2010-04** setting the date for the public hearing on the proposed Fiscal Year 2010-11 Annual City Budget for Monday, March 1, 2010 at 6:00 p.m. Roll Vote. All Ayes. Motion Carried.

CITY ADMINISTRATOR'S REPORT:

Meeting with IDOT Officials

Pat stated that the meeting with IDOT Officials is set for Thursday, February 11th at 5:30 p.m.

RAGBRAI

Pat stated that Anamosa was not chosen as a "host" city for the 2010 RAGBRAI event.

Vision Anamosa Town Meeting

Pat stated that the February 9th Vision Anamosa Town Meeting may be postponed to a week later, due to the weather conditions.

MAYOR AND COUNCIL REPORTS:

Appointment to the Zoning Board Adjustment

Pat stated that both applicants had been contacted and both applicants still expressed an interest in the open position.

Motion by Bowers, second by Shaffer to appoint Bill Carlson to the Zoning Board Adjustments, to fill a vacancy. All Ayes. Motion Carried.

Appointments to the Local Access Commission

Becky Dirkshaugsted addressed the Council reviewing the three applicants that had applied for two open positions on the Local Access Commission. She stated that the Board is recommending the appointments of Scott Werling and Brenda Hereen. Discussion followed.

Motion by Bowers, second by to appoint Scott Werling and Brenda Hereen to the Local Access Commission to fill two vacancies. All Ayes. Motion Carried.

Council Reports on County Boards and Commissions

Mayor Barnes stated that the Landfill meeting had been postponed and will be rescheduled.

Bill Feldmann stated that Emergency Management was in the process of certifying the annual budget and that the E911 Board is inventorying radios at this time.

Rachel Menard reported that the P&R Board met on Feb. 3rd and they had reviewed the requests from Director, Scott Kelly, which Scott had presented to the Council at the last budget meeting. She stated that the LCC Anniversary event went well last Saturday.

Adjournment

Motion by Feldmann, second by Menard to adjourn at 7:35 p.m. All Ayes. Motion Carried.

Dale Barnes, Mayor

ATTEST:

Tammy Coons, City Clerk