

**CITY OF DUBUQUE, IOWA
CITY COUNCIL PROCEEDINGS**

The Dubuque City Council met in regular session at 6:30 p.m. on June 18, 2012 in the Historic Federal Building, 350 W. 6th Street.

Present: Mayor Buol; Council Members Braig, Connors, Jones, Lynch, Resnick, Sutton; City Manager Van Milligen, City Attorney Lindahl

Mayor Buol read the call and stated this is a regular session of the City Council called for the purpose of conducting such business that may properly come before the Council.

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

CONSENT ITEMS

Motion by Connors to receive and file the documents, adopt the resolutions, and dispose of as indicated with exception to Consent Items #'s 25-40 (Purchase of Services Agreements). Seconded by Resnick. Lynch requested (#'s 25-40) Purchase of Service Agreements be held for separate discussion. Motion carried 7-0.

Minutes and Reports Submitted: Arts and Cultural Affairs Advisory Commission of 4/24, Cable TV Commission of 5/2, City Council Proceedings of 6/4, Civil Service Commission of 6/5, Library Board of Trustees of 4/26, Library Board of Trustees Update of 5/18, Sister City Relationships Advisory Commission of 5/16, Zoning Advisory Commission of 6/4, Proof of Publication for City Council Proceedings of 5/21. Upon motion the documents were received and filed.

Notice of Claims and Suits: Easy Street, LLC for property damage, Tschiggfrie Excavating Company for materials and labor, Larry Vize for property damage. Upon motion the documents were received, filed and referred to the City Attorney.

Disposition of Claims: City Attorney advising that the following claims have been referred to Public Entity Risk Services of Iowa, the agent for the Iowa Communities Assurance Pool: Easy Street, LLC for property damage, Larry Vize for property damage.

Civil Service Commission: Civil Service Commission submitting the certified lists for the positions of Natural Resources and Sustainable Practices Specialist, Public Safety Dispatcher, and Truck Driver. Upon motion the documents were received, filed and made a Matter of Record.

Park and Recreation Commission - Priorities Recommendations: Park and Recreation Commission submitting recommendations on projects it feels should be

priorities for park facilities and areas in preparation for the upcoming City Council goal setting session. Upon motion the documents were received and filed.

Dubuque County / Iowa State University (ISU) Extension - Grant Agreement: City Manager recommending approval of a grant agreement with Dubuque County ISU Extension to conduct recreation programs for Fiscal Year 2013 as part of the Neighborhood Recreation Program. Upon motion the documents were received, filed, and approved.

Four Mounds Foundation - Grant Agreement: City Manager recommending approval of a grant agreement with Four Mounds Foundation for Fiscal Year 2013 to provide the Day Camp Program as part of the summer Neighborhood Recreation Program. Upon motion the documents were received, filed and approved.

Northeast Iowa School of Music - Grant Agreement: City Manager recommending approval of a grant agreement with Northeast Iowa School of Music for Fiscal Year 2013 to provide music lessons for a minimum of nine children as part of the Neighborhood Recreation Program. Upon motion the documents were received, filed, and approved.

Hacienda Land Corporation - Storm Sewer Easement Acceptance: City Manager recommending acceptance of a storm sewer easement from Hacienda Land Corporation for a storm sewer extension across Lot 1 Blosch Property east of Matthew John Drive. Upon motion the documents were received and filed and Resolution No. 153-12 Accepting the grant of an easement for storm sewer under and across Lot 1 Blosch Property in the City of Dubuque, Dubuque County, Iowa, was adopted.

Timber-Hyrst Estates #2 - Acceptance of Public Improvements: City Manager recommending acceptance of the public improvements that the developer, North Cascade Road Developers, LLC, has completed in Timber-Hyrst Estates #2. Upon motion the documents were received and filed and Resolution No. 154-12 Accepting improvements in Timber-Hyrst Estates #2 in the City of Dubuque, Iowa, was adopted.

Brunskill Road Bridge - Acceptance of Warranty Deeds: City Manager recommending approval of the acceptance of the warranty deeds for the right-of-way purchases for the Brunskill Road Bridge. Upon motion the documents were received and filed and Resolution No. 155-12 Accepting a conveyance of property (Plaza 20) and Resolution No. 156-12 Accepting a conveyance of property (Neumeister) were adopted.

Environmental Protection Agency (EPA): Upon motion the documents were received and filed. Communication from the U.S. Environmental Protection Agency (EPA) informing the City that the EPA has received and has approved the City's Collection System Management, Operation and Maintenance (CMOM) Program as required under the terms of the Consent Decree.

Holliday Third Addition - Acceptance of Public Improvements: City Manager recommending acceptance of the public improvements that the developer, QHQ Properties, has completed in Holliday Third Addition. Upon motion the documents were received and filed and Resolution No. 157-12 Accepting improvements in Holliday Third Addition in the City of Dubuque, Iowa, was adopted.

Healthy Homes and Lead Hazard Control Grant Quarterly Report: Correspondence from the U.S. Department of Housing and Urban Development (HUD) Office of Healthy Homes and Lead Hazard Control informing the City that its program has received an overall rating of 100 out of 100 for the periods of January 1 through March 31, 2012 and a "Green" Designation for the projects for the second quarter of Fiscal Year 2012. Upon motion the documents were received and filed.

Iowa Economic Development Authority: Correspondence from the Iowa Economic Development Authority (IEDA) informing the City that Funding Agreement #006-CEBA-037 (Kunkel Bounds) has been paid in full and the forgivable loan forgiven. Upon motion the documents were received and filed.

PEG Capital Expenditure Request: City Manager recommending approval of the Cable TV Commission's recommendation for funding from the Public, Educational, and Government (PEG) Capital Grant for Access Equipment and Facilities in the amount of \$44,000 to upgrade the educational access facility, including a new on-air playback server and graphics bulletin board server, in The Forum, 2300 Chaney Road. Upon motion the documents were received, filed, and approved.

Terminal Street Pumping Station - Emergency Piping Repairs: City Manager recommending approval of a resolution authorizing emergency repairs to the storm and sanitary sewer infrastructure at the Terminal Street Pumping Station. Upon motion the documents were received and filed and Resolution No. 158-12 Authorizing repairs to the storm and sanitary sewer infrastructure (piping and gates) at the Terminal Street Pumping Station was adopted.

Request for Proposal - Financial Advisory Services: City Manager requesting authorization to release a Request for Proposals for financial advisory services for five years beginning 2012. Upon motion the documents were received, filed, and approved.

Request to Deed Portions of Vacated Bellevue Street and Union Avenue: Correspondence from Attorney David Clemens requesting that the City deed the southern half of vacated Bellevue Street and a part of vacated Union Avenue to their client Vandelay Property Management, LLC to correct an inconsistency in the Plat. Upon motion the documents were received, filed and referred to the City Manager.

Specific and Aggregate Stop-Loss Renewal - Health and Prescription Drug Insurance Plans: City Manager recommending approval of the renewal rate of \$664,405 submitted by HM Life for Specific and Aggregate Stop-Loss Renewal for the City's Health and Prescription Drug Insurance Plan. Upon motion the documents were received, filed, and approved.

Project HOPE Contract Renewal: City Manager approval of a contract for services with the Community Foundation of Greater Dubuque for services relating to Project H.O.P.E. (Helping Our People Excel) for services through June 30, 2013. Upon motion the documents were received, filed, and approved.

U. S. Post Office Lease: City Manager recommending approval of a five-year lease extension with the U. S. Post Office and approval of the modification of the lease to provide for a 90-day Notice of Termination clause for space in the Historic Federal Building. Upon motion the documents were received, filed, and approved.

Dubuque Community School District: Correspondence from the Dubuque Community School District inviting representatives from the City Council and City staff to meet with representatives from the School Board and District administration to discuss the possible creation of a new, stand-alone aquatic center. Upon motion the documents were received, filed and referred to the City Manager.

General Obligation Bond Series 2012C and 2012D - Complete Action on Issuance: City Manager recommending approval of the suggested proceedings to complete the action required on the recent General Obligation Bond issuance Series 2012C and 2012D. Upon motion the documents were received and filed and Resolution No. 159-12 Appointing Wells Fargo Bank, National Association of Minneapolis, Minnesota, to serve as paying agent, bond registrar, and transfer agent, approving the paying agent and bond registrar and transfer agent agreement and authorizing the execution of the agreement; Resolution No. 160-12 Authorizing and providing for the issuance of \$6,965,000 Taxable General Obligation Bonds, Series 2012C, and levying a tax to pay said bonds; Resolution No. 161-12 Appointing Wells Fargo Bank, National Association of Minneapolis, Minnesota, to serve as paying agent, bond registrar, and transfer agent, approving the paying agent and bond registrar and transfer agent agreement and authorizing the execution of the agreement; and Resolution No. 162-12 Authorizing and providing for the issuance of \$7,175,000 General Obligation Bonds, Series 2012D, and levying a tax to pay said bonds were adopted.

Purchase of Service Agreement - America's River Corporation: City Manager recommending execution of a purchase of service agreement with America's River Corporation.

Purchase of Service Agreement - Dubuque Convention & Visitors Bureau: City Manager recommending execution of a purchase of service agreement with the Dubuque Area Chamber of Commerce Convention and Visitors Bureau.

Purchase of Service Agreement - Dubuque Area Labor Management Council: City Manager recommending execution of a purchase of service agreement with the Dubuque Area Labor-Management Council to provide funding for improvement and expansion of labor-management cooperation in the public and private sector in the Dubuque area.

Purchase of Service Agreement - Dubuque Main Street: City Manager recommending execution of a purchase of service agreement with Dubuque Main Street to provide funding for the agency to continue to implement a downtown revitalization program and to help fund a part time development position to help manage the economic development and design assistance function of the Historic Millwork District.

Purchase of Service Agreement - Greater Dubuque Development Corporation: City Manager recommending execution of a purchase of service agreement with the Greater Dubuque Development Corporation for support of their economic development services.

Purchase of Service Agreement - Helping Services of Northeast Iowa, Inc.: City Manager recommending execution of a purchase of service agreement with Helping Services of Northeast Iowa, Inc. to help provide substance abuse prevention services to the residents of Dubuque.

Purchase of Service Agreement - Hills and Dales Senior Programs: City Manager recommending approval of a purchase of service agreement with Hills and Dales for operating costs for the Lifetime Center to provide educational, recreational and social programs to senior citizens at 3505 Stoneman Road.

Purchase of Service Agreement - Opening Doors: City Manager recommending execution of purchase of service agreement with Opening Doors to help provide emergency and transitional housing and services for women and children at Teresa Shelter and Maria House.

Purchase of Service Agreement- Opening Doors for Emergency and Transitional Housing: City Manager recommending approval of a purchase of service agreement with Opening Doors for operational costs for Teresa Shelter, an emergency shelter for 28 women and children, and Maria House, a transitional facility that houses up to 18 women and children.

Operation: New View Community Action Agency - Purchase of Service Agreement: City Manager recommending execution of a Purchase of Service Agreement with Operation: New View to provide funding for the agency to continue to provide services to help low income and elderly citizens achieve self-efficiency.

Purchase of Service Agreement - Project Concern, Inc. Foster Grandparent Program: City Manager recommending execution of a purchase of service agreement with Project Concern, Inc. for support of their Foster Grandparent Program, which recruits elderly and limited-income persons as volunteers to assist in the education/personal program plan and leisure/recreational activity of children with exceptional or special needs.

Purchase of Service Agreement- Project Concern for Information and Referral: City Manager recommending approval of a purchase of service agreement with Project Concern, Inc. to help provide financial counseling and medical services information and referral services to low- and moderate-income residents of the City of Dubuque.

Purchase of Service Agreement - Proudly Accessible Dubuque: City Manager recommending execution of a purchase of service agreement with Proudly Accessible Dubuque to help make the executive director position a paid position.

Purchase of Service Agreement - Retired Senior Volunteer Program: City Manager recommending execution of a purchase of service agreement with RSVP to assist in funding the operation of a program that places retired persons or persons over 55 years of age and older as volunteer help in nonprofit and public and private agencies.

Purchase of Service Agreement - St. Mark Community Center: City Manager recommending execution of purchase of service agreement with St. Mark Community Center to provide educational services related to the Kids Connection program serving students in grades K-5.

Purchase of Service Agreement - Washington Neighborhood Tool Library: City Manager recommending approval of a purchase of service agreement with the Washington Tool Library to provide lending free tools and equipment for low and moderate income persons.

Motion by Lynch to receive and file the documents and table the agreements to July 16, 2012. Seconded by Resnick. Council Member Lynch raised questions about what he believed are differences, inconsistencies or the absence of financial reporting required among the individual agencies' agreements. Council discussion included asking staff to adjust language to include a provision for more detail related to regular board updates and financial reporting for all Purchase of Service agreements. Motion carried 6-1 with Buol voting nay.

Improvement Contracts/Performance, Payment and Maintenance Bonds: McDermott Excavating for the Dubuque Millwork District Temporary Parking Lot Project. Upon motion the documents were received and filed.

Signed Contracts: A) IIW Engineers & Surveyors, Inc. for professional services for Phase II of the City-wide Fire Hydrant Painting Program, B) IIW Engineers & Surveyors, Inc. for engineering and inspection services at the Bunker Pumping Facility, C) Rental Services, Inc. for obtaining criminal background checks on prospective tenants. Upon motion the documents were received and filed.

Alcohol Compliance Civil Penalty for Alcohol License Holders - The Lift Bar: City Manager recommending approval of the Acknowledgment/Settlement Agreement for an alcohol compliance violation for The Lift Bar, 180 Main Street. Upon motion the documents were received, filed, and approved.

Alcohol Compliance Civil Penalty for Alcohol License Holders - West Dubuque Tap: City Manager recommending approval of the Acknowledgment/Settlement Agreement for an alcohol compliance violation for the West Dubuque Tap, 1701 Asbury Road. Upon motion the documents were received, filed, and approved.

Alcohol and Tobacco License Applications: City Manager recommending approval of annual liquor, beer, wine and tobacco licenses applications as submitted. Upon motion the documents were received and filed and Resolution No. 163-12 Approving applications for beer, liquor, and/or wine permits, as required by City of Dubuque Code of Ordinances Title 4 Business and License Regulations, Chapter 2 Liquor Control, Article B Liquor, Beer and Wine Licenses and Permits; Resolution No. 164-12

Approving applications for retail cigarette/tobacco sales permits, as required by Iowa Code 453A.47A were adopted.

ITEMS TO BE SET FOR PUBLIC HEARING

Motion by Connors to receive and file the documents, adopt the resolutions, set the public hearings as indicated, and direct the City Clerk to publish notice as prescribed by law. Seconded by Resnick. Motion carried 7-0.

North End Trail Lighting Project Initiation: City Manager recommending initiation of the bidding process for the North End Trail Lighting Project, and that a public hearing be set for July 2, 2012. Upon motion the documents were received and filed and Resolution No. 165-12 Preliminary approval of plans, specifications, form of contract, and estimated cost; setting date of public hearing on plans, specifications, form of contract, and estimated cost; and ordering the advertisement for bids (North End Trail Lighting Project) was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on July 2, 2012 in the Historic Federal Building.

Holliday Third Addition - Vacate of Sanitary Sewer: City Manager recommending approval of a request from James Kaune of IIW, P.C. to vacate a sanitary sewer easement in the Holliday Third Addition for the cost of publication and filing fees and that a public hearing be set for July 2, 2012. Upon motion the documents were received and filed and Resolution No. 166-12 Resolution of intent to dispose of City interest and vacate sanitary sewer easement over Lot 7 and Lot 2 of 8 in Holliday Third Addition in the City of Dubuque, Dubuque County, Iowa, was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on July 2, 2012 in the Historic Federal Building.

Holliday Third Addition - Vacate of Storm Sewer: City Manager recommending approval of a request from Nick Lange of Buesing & Associates to vacate and relocate a storm sewer easement in Holliday Third Addition for the cost of publication and filing fees and that a public hearing be set for July 2, 2012. Upon motion the documents were received and filed and Resolution No. 167-12 Resolution of intent to dispose of City interest and vacate a storm sewer easement over Lot 1 Holliday Third Addition in the City of Dubuque, Dubuque County, Iowa, was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on July 2, 2012 in the Historic Federal Building.

BOARDS/COMMISSIONS

Arts and Cultural Affairs Advisory Commission: Three 3-year terms through June 30, 2015 (Expired terms of Henkels, Steffen and Shafer) (specialized positions). Applicants: Ellen Henkels, 890 W. 3rd Street; John Keith King, 489 W. 4th Street; Julie Steffen, 2260 Coates Street; Vince Williams, 3965 Creston Street. Upon roll-call vote (5-2, Buol and Resnick voting for Henkels), Julie Steffen was appointed to the at-large position through June 30, 2015. Upon roll-call vote of 7-0, Ellen Henkels was appointed to the business/professional representative living/working outside the Cultural District, and John Keith King was appointed to the business/professional representative

living/working inside the Cultural District for 3-year terms through June 30, 2015.

Civic Center Advisory Commission: One 3-year term through June 29, 2015 (Expired term of Parks). Applicant: Bryce Parks, 2005 N. Main Street. Motion by Connors to appoint Bryce Parks to a 3-year term through June 29, 2015. Seconded by Jones. Motion carried 7-0.

Historic Preservation Commission: Two 3-year terms through July 1, 2015 (Expired At-Large terms of Bichell and Olson). Applicants: Mary Loney Bichell, 595 W. 11th Street; Christine Happ Olson, 1090 Grove Terrace (Additional Applicant). Motion by Braig to appoint Mary Loney Bichell and Christine Happ Olson to 3-year terms through July 1, 2015. Seconded by Jones. Motion carried 7-0.

Investment Oversight Advisory Commission: Two 3 year terms through July 1, 2015 (Expired terms of Chalmers and Simonson). Applicants: Brad Chalmers, 1095 W. 3rd Street; John Keith King, 489 W. 4th Street; Ashlie Simonson, 44 S. Algona Street (Ms. Simonson withdrew her application due to moving out of state). Motion by Jones to appointed Brad Chalmers and John Keith King to 3-year terms through July 1, 2015. Seconded by Connors. Motion carried 7-0.

Library Board of Trustees: Two 4-year terms through July 1, 2016 (Expired terms of Connors and Anderson-Bricker). Applicants: John Anderson-Bricker, 903 Merz Street; Paula Connors, 818 S. Grandview Avenue; John Pregler, 1525 Pego Court. Upon Council concurrence, Mayor Buol appointed John Anderson-Bricker, and Paula Connors to 4-year terms through July 1, 2016.

Long Range Planning Advisory Commission: Two 3-year terms through July 1, 2015 (Expired terms of Darter and Pregler). Applicants: Chad Darter, 2544 Matthew John Drive; John Pregler, 1525 Pego Court. Motion by Braig to appoint Chad Darter and John Pregler to 3-year terms through July 1, 2015. Seconded by Jones. Motion carried 7-0.

Park and Recreation Commission: One 3-year term through June 30, 2015 (Expired term of Blocker). Applicant: Robert Blocker, 880 Kane Street. Motion by Jones to appoint Robert Blocker to a 3-year term through June 30, 2015. Seconded by Resnick. Motion carried 7-0.

Transit Advisory Board: One 3-year term through July 30, 2015 (Expired term of Esser). Applicant: Matthew Esser, 90 Main Street. Motion by Connors to appoint Matthew Esser to a 3-year term through July 30, 2015. Seconded by Braig. Motion carried 7-0.

PUBLIC HEARINGS

Request to Amend Planned Unit Development - Asbury Plaza (Tabled from April 16, 2012): Proof of publication on notice of public hearing to consider a request by O'Connor & Thomas, P.C., Asbury Dubuque, LC, and Richardson Investments, LLC to amend the Asbury Plaza Planned Unit Development to allow for a right-in/right-out access to the Northwest Arterial and to amend the list of permitted uses, height and sign regulations and the Zoning Advisory Commission recommending approval.

City Manager recommending additional amendments to the Asbury Plaza Planned Unit Development.

Correspondence from O'Connor & Thomas on behalf of the developers requesting that the request to amend the Planned Unit Development for Asbury Plaza be tabled to September 4, 2012.

Motion by Connors to remove from the table. Seconded by Jones. Motion carried 7-0. Motion by Braig to table to September 4, 2012. Seconded by Connors. Motion carried 7-0.

Upon motion the rules were suspended allowing anyone present to address the City Council.

Request to Rezone-16th Street and Kerper Boulevard: Proof of publication on notice of public hearing to consider rezoning property located at the southwest corner of 16th Street and Kerper Boulevard from POS Public Open Space District to C-3 General Commercial District as requested by the City of Dubuque and the Zoning Advisory Commission recommending approval. Motion by Jones to receive and file the documents and adopt the [resolution]. Seconded by Braig. Planning Services Laura Carstens provided a staff report. Motion carried 7-0. (The public hearing was conducted. This item required passage by ordinance and not resolution and will come back before the Council on July 16, 2012).

Upon motion the rules were reinstated limiting discussion to the City Council.

ACTION ITEMS

Greater Dubuque Development Corporation: President and CEO for Greater Dubuque Development Corporation Rick Dickinson provided a progress report on the agency's activities highlighting its relationship with the City, reporting procedures, the promotion of the Greater Dubuque area, the impact of Mayor Buol's national and international exposure, telephony, regional strength and the achievement of NEXT program goals. Motion by Lynch to receive and file the information. Seconded by Jones. Resnick commented on the positive exposure enjoyed by the City of Dubuque due to Mayor Buol's time commitment to promoting the community. Motion carried 7-0.

Preliminary Plat - North Ridge Estates: Zoning Advisory Commission recommending approval of the preliminary plat of North Ridge Estates as requested by We Development LLC / MSA Professional Services, Inc. subject to waiving the maximum collector street grade requirement. Motion by Connors to receive and file the documents and approve the recommendation. Seconded by Jones. Motion carried 7-0.

Final Plat - Peterson Addition: Zoning Advisory Commission recommending approval of the Final Plat of Peterson Addition subject to waiving the lot frontage requirement for Lot 2. Motion by Jones to receive and file the documents and adopt Resolution No. 168-12 Approving the Final Plat of Peterson Addition in the County of Dubuque, Iowa. Seconded by Braig. Motion carried 7-0.

Peterson Addition - Pre-Annexation Agreement: City Manager recommending

approval of a Pre-Annexation Agreement with David and Joyce Peterson, in conjunction with their request for approval of a final plat at 12647 North Cascade Road. Motion by Jones to receive and file the documents and approve the recommendation. Seconded by Connors. Motion carried 7-0.

One-Way to Two-Way Conversion of 9th, 10th, 11th, Elm and Pine Streets: City Manager recommending approval of the conversion of Ninth, Tenth, Eleventh, Elm and Pine Streets from one-way to two-way traffic. Motion by Jones to table to July 16, 2012. Seconded by Connors. Motion carried 7-0.

Southwest Arterial Corridor and East-West Corridor - Moratorium Amendments: City Manager recommending Council approval of four ordinances which extend the moratoriums for construction and other work, rezoning, subdivision review and site plan approval in the Southwest Arterial Corridor and the East-West Corridor Study Area for an additional twelve months. Motion by Connors to receive and file the documents and that the requirement that a proposed ordinance be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be passed be suspended. Seconded by Braig. Motion carried 7-0.

Motion by Connors for final consideration and passage of Ordinance No. 36-12 Amending City of Dubuque Code of Ordinances Title 14 Building and Development, Chapter 2 Building Construction, Demolition and moving, Section 14-2-4 Moratorium for Construction or Other Work on Certain Streets, Areas or Facilities by extending the moratorium; Ordinance No. 37-12 Amending City of Dubuque Code of Ordinances Title 16 Unified Development Code, Chapter 9 Zoning Advisory Commission Applications and Procedures, Section 16-9-5-3 City Council action by extending the moratorium; Ordinance No. 38-12 Amending City of Dubuque Code of Ordinances Title 16 Unified Development Code, Chapter 11 Land Subdivision, Section 16-11-2 Applicability by extending the moratorium; and Ordinance No. 39-12 Amending City of Dubuque Code of Ordinances Title 16 Unified Development Code, Chapter 13 Site Design Standards, Section 16-13-2 Applicability by extending the moratorium for such site plans. Seconded by Jones. Motion carried 7-0.

Moratorium on the Issuance of Licenses for Junk and Secondhand Dealers and Pawnbrokers: City Manager recommending approval for an ordinance establishing a moratorium on the issuance of licenses for junk and secondhand dealers and pawnbrokers. Motion by Jones to receive and file the documents and that the requirement that a proposed ordinance be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be passed be suspended. Seconded by Braig. Motion carried 7-0.

Motion by Jones for final consideration and passage of Ordinance No. 40-12 Amending City of Dubuque Code of Ordinances Title 4 Business and License Regulations, Chapter 6 Junk and Secondhand Dealers and Pawnbrokers By adopting a new Section 4-6-10 Establishing a Moratorium on the Issuance of Licenses for Junk and Secondhand Dealers and Pawnbrokers. Seconded by Lynch. Motion carried 7-0.

Arts and Cultural Affairs Advisory Commission - Fiscal Year 2013 Special Projects

Funding: Arts and Cultural Affairs Advisory Commission recommending approval of the six Fiscal Year 2013 Arts and Culture Grants for Special Projects and authorize the City Manager to sign the grant agreements. Motion by Braig to receive and file the documents and approve the recommendation. Seconded by Jones. Motion carried 7-0.

Civic Center Commission: City Manager recommending approval of an ordinance changing the meeting frequency of the Five Flags Commission meetings from monthly to quarterly. Motion by Connors to receive and file the documents and that the requirement that a proposed ordinance be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be passed be suspended. Seconded by Resnick. Motion carried 7-0.

Motion by Connors for final consideration and passage of Ordinance No. 41-12 Amending City of Dubuque Code of Ordinances Title 2 Boards and Commissions, Chapter 4 Civic Center Advisory Commission, Section 2-4-12 Meetings by amending the mandatory monthly meeting requirement to a quarterly meeting requirement. Seconded by Resnick. Motion carried 7-0.

The Jule Transit - Purchase, Installation and Deployment of ITS Equipment: City Manager recommending approval for the City of Dubuque to enter into a contract with Mentor Engineering for the purchase and installation of Intelligent Technology Systems (ITS) equipment on The Jule's transit fleet. Motion by Braig to receive and file the documents and approve the recommendation. Seconded by Connors. Transit Manager Barbara Morck and Candace Eudaley of ECIA provided a brief slide presentation about the functionality of the ITS equipment. Motion carried 7-0.

COUNCIL MEMBER REPORTS

Jones concurred with Council Member Resnick's earlier comments on Mayor Buol's level of commitment to the promotion of Dubuque and the positive impact his increased national and international travel invitations are having on the community. Mayor Buol noted that it is owed to the City Council's collective help.

There being no further business, upon motion the City Council adjourned at 7:55 p.m.

/s/Kevin S. Firnstahl
City Clerk

1t 6/27