

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

The Dubuque City Council met in regular session at 6:30 p.m. on July 7, 2014 in the Historic Federal Building, 350 W. 6<sup>th</sup> 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 City Council.

**PLEDGE OF ALLEGIANCE**

**PROCLAMATION(S)**

Civil Rights Act 50th Anniversary (July 2, 2014) was accepted by R.R.S Stewart and Jeff Lenhart of the Human Rights Commission;

Fair Week (July 22-28, 2014) was accepted by Mayor Buol on behalf of the Dubuque County Fair Association.

**CONSENT ITEMS**

Motion by Lynch to receive and file the documents, adopt the resolutions, and dispose of as indicated. Seconded by Connors. Motion carried 7-0.

1. Minutes and Reports Submitted: Catfish Creek Watershed Management Authority of 4/22; Civil Service Commission of 6/12, 6/26; City Council Proceedings of 6/16; Community Development Advisory Commission of 6/18; Historic Preservation Commission of 6/19; Housing Commission of 6/3; Human Rights Commission of 5/12, Library Board of Trustees of 5/22; Mechanical Code Board of 6/18; Proof of Publication for City Council Proceedings of 6/2, 6/16; Proof of Publication for List of Claims and Summary of Revenues for the Month Ended 5/31. Upon motion the documents were received and filed.

2. Notice of Claims and Suits: Claim by Nancy Berry for vehicle damage, Natalia Blaskovich for vehicle damage, Greg Borner for property damage, Debra Tully for vehicle damage, West Bend Mutual as Subrogee for Greg & Melissa Borner. Upon motion the documents were received, filed and referred to the City Attorney.

3. 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: Nancy Berry for vehicle damage, Natalia Blaskovich for vehicle damage, Greg Borner for property damage, Debra Tully for vehicle damage, West Bend

Mutual for property damage. Upon motion the documents were received, filed and concurred.

4. Individual Governor's Volunteer Award: Correspondence from Governor Terry E. Branstad and Lt. Governor Kim Reynolds recognizing Police Chief Mark Dalsing and Public Health Specialist Mary Rose Corrigan for their commitment and service to the Dubuque Community through their service on the Project Concern and Dubuque County Early Childhood boards respectively. Upon motion the document was received and filed.

5. Community Development Block Grant Agreement: City Manager recommending approval of the execution of a Community Development Block Grant Agreement with the U.S. Department of Housing and Urban Development for the program year beginning July 1, 2014 and ending June 30, 2015. Upon motion the documents were received and filed and Resolution No. 182-14 Authorizing execution of a Community Development Block Grant Agreement with the U.S. Department of Housing and Urban Development was adopted.

6. Healthy Homes & Childhood Lead Poisoning Prevention Program Contract/Subcontracts: City Manager recommending approval of a contract with the Dubuque County Board of Health and the Iowa Department of Public Health for continued funding of the Childhood Lead Poisoning Prevention Program and a renewed agreement with the Visiting Nurse Association for services related to the Childhood Lead Poisoning Prevention Program and Healthy Homes Program. Upon motion the documents were received, filed and approved.

7. Heritage Trail Parking Lot Grant Application: City Manager recommending approval of the City of Dubuque's DMATS Transportation Enhancement Program grant application for the County/City Heritage Trail Parking Lot along S. John Deere. Upon motion the documents were received and filed and Resolution No. 183-14 Authorizing DMATS Grant application for development of County/City Heritage Trail Parking Lot was adopted.

8. Technology Park Urban Renewal Area Advance of Funds: City Manager recommending approval of the suggested proceedings approving an advance of funds for repayment from the Technology Park Urban Renewal Tax Increment Revenue Fund and directing the filing of certification under Iowa Code Section 403.19. Prior to Fiscal Year 2013, the City paid for TIF related expenses directly out of the TIF fund. Upon motion the documents were received and filed and Resolution No. 184-14 Approving the advance of funds for repayment from the Technology Park Urban Renewal Tax Increment Revenue Fund and directing the filing of Certification under Iowa Code Section 403.19 was adopted.

9. Greater Downtown Urban Renewal Area Advance of Funds: City Manager recommending approval of the suggested proceedings approving an advance of funds for repayment from the Greater Downtown Urban Renewal Tax Increment Revenue Fund and directing the filing of certification under Iowa Code Section 403.19. Upon

motion the documents were received and filed and Resolution No. 185-14 Approving the advance of funds for repayment from the Greater Downtown District Urban Renewal Tax Increment Revenue Fund and directing the filing of Certification under Iowa Code Section 403.19 was adopted.

10. Dubuque Industrial Center Urban Renewal Area Advance of Funds: City Manager recommending approval of the suggested proceedings approving an advance of funds for repayment from the Dubuque Industrial Center Urban Renewal Tax Increment Revenue Fund and directing the filing of certification under Iowa Code Section 403.19. Upon motion the documents were received and filed and Resolution No. 186-14 Approving the advance of funds for repayment from the Dubuque Industrial Center Urban Renewal Tax Increment Revenue Fund and directing the filing of Certification under Iowa Code Section 403.19 was adopted.

11. Conveyance of Vacated Alley Property Adjacent to 440 Klingenberg Terrace: City Manager recommending conveyance of vacated alley property adjacent to 440 Klingenberg Terrace to Nathan and Sarah Morfold through Quit Claim Deed. Upon motion the documents were received and filed and Resolution No. 187-14 Authorizing the conveyance of Lot 1 of Lot 4 and Lot 1 of Lot 5 and Lots 8 and 9 in C. A. Voelker's Addition, in the City of Dubuque, Iowa, to Nathan J. Morfold and Sarah J. Morfold was adopted.

12. 2014 Access Ramp Installation Project – Award: City Manager recommending that the award for the 2014 Access Ramp Installation Project-Phase I be officially recorded in the minutes of the City Council. Upon motion the documents were received, filed and made a Matter of Record.

13. Sanitary Sewer Cured-in-Place Pipe (CIPP) Lining Project FY 15 Award: City Manager recommending award of the contract for the Sanitary Sewer Cured-in-Place Pipe (CIPP) Lining FY 15 Project to the low bidder, Visu-Sewer, Inc. Upon motion the documents were received and filed and Resolution No. 188-14 Awarding public improvement contract for FY2015 Sewer Cured-in-Place Pipe (CIPP) Lining Project was adopted.

14. Wingate Place No. 5 - Acceptance of Subdivision Improvements: City Manager recommending acceptance of the public improvements that the developers, GNZ Properties, Inc.; L. Wingate Properties, LLC; and D. Wingate Real Estate, LLC, have recently completed in Wingate Place No. 5, with the exception of the stormwater detention facilities. Upon motion the documents were received and filed and Resolution No. 189-14 Accepting public improvements in Wingate Place No. 5 in the City of Dubuque, Iowa, was adopted.

15. North Ridge Estates Subdivision - Acceptance of Lot B: City Manager recommending acceptance of the dedication of Lot B in North Ridge Estates Subdivision as access to the detention basin. Upon motion the documents were

received and filed and Resolution No. 190-14 Accepting Lot B in North Ridge Estates Subdivision, in the City of Dubuque, Iowa, was adopted.

16. Pebble Cove Subdivision and Subdivision No. 2 - Acceptance of Lot B and Lot A: City Manager recommending acceptance of the dedication of Lot B of Pebble Cove Subdivision and Lot A of Pebble Cove Subdivision No. 2 as detention basin lots. Upon motion the documents were received and filed and Resolution No. 191-14 Accepting Lot B in Pebble Cove Subdivision and Lot A in Pebble Cove Subdivision No. 2, in the City of Dubuque, Iowa, was adopted.

17. Sustainable Dubuque Quarterly Report: City Manager transmitting the Sustainable Dubuque Quarterly Report for the months of March through May, 2014. Upon motion the documents were received and filed.

18. Request for Proposal - Financial Advisory Services: City Manager is recommending approval to distribute a Request for Proposal for financial advisor services for the City of Dubuque. Upon motion the documents were received, filed and approved.

19. Property Acquisition - 516 Lincoln Avenue: City Manager recommending acquisition of 516 Lincoln Avenue as part of the Bee Branch Creek Restoration Project. Upon motion the documents were received and filed and Resolution No. 192-14 Approving the acquisition of real estate owned by James Reibling, D/B/A Mid-America Property, LLC, in the City of Dubuque was adopted.

20. Request for Proposal - Environmental Professional Services Contract: City Manager recommending approval to distribute a Request for Proposal for environmental professional services related to capital improvement projects, soil and groundwater management, health and safety planning, training for City staff, and community outreach, as well as oversight of the Brownfields Assessment Cooperative Agreement Grant. Upon motion the documents were received, filed and approved.

21. Contracted Services Agreement - America's River Corporation Fiscal Year 2015: City Manager recommending execution of a Contracted Services Agreement with America's River Corporation. Upon motion the documents were received, filed and approved.

22. Purchase of Service Agreement - Dubuque Regional Humane Society: City Manager recommending approval of a one-year Purchase of Service Agreement with the Dubuque Regional Humane Society. Upon motion the documents were received, filed and approved.

23. Iowa Economic Development Authority - Community Energy Management Technical Assistance Application: City Manager recommending approval of an application to the Iowa Economic Development Authority's City Energy Management Technical Assistance program to assist in creating an Energy Action Plan that will

provide staff with technical assistance to monitor energy conservation and efficiency across the organization. Upon motion the documents were received, filed and approved.

24. Mediacom Communications Company: Correspondence from Mediacom Communications Company advising that it is increasing its fee for returned payments due to nonsufficient funds on or about August 1, 2014. Upon motion the documents was received and filed.

25. Civil Service Commission: Civil Service Commission submitting the certified lists for the positions of Bee Branch Creek Communications Specialist, Fire Department promotional positions, Landfill Equipment Operator, Lead Mechanic, Maintenance Electrician, and Police Officer. Upon motion the documents were received and filed.

26. Housing Trust Fund Committee: Correspondence from the Housing Commission advising that Commissioner Amy Eudaley will serve its liaison to the Housing Trust Fund Committee. Upon motion the document was received, filed and approved.

27. East Central Intergovernmental Agency (ECIA) Project Management Contract - Bus Storage Facility: City Manager recommending approval of a proposal from East Central Intergovernmental Association (ECIA) to assist the City with technical and project management services in connection with the Dubuque Jule Transit Bus Storage Facility. Upon motion the documents were received, filed and approved.

28. Golder Associates Cultural Resources Survey for Radio Tower: Correspondence from Golder Associates advising that it is conducting a cultural resources survey related to a Positive Train Control Radio Tower project and potential effects on historic properties. Upon motion the document was received, filed and referred to the City Manager

29. Office of the Governor Correspondence: Correspondence from Ben Hammes, Policy Advisor in the Office of the Governor, responding to the City's inquiry regarding greyhound racing legislation. Upon motion the documents were received and filed.

30. City Manager Employment Agreement - 23rd Amendment: Submittal of the 23rd Amendment to the City Manager's Employment Agreement for approval. Upon motion the documents were received, filed and approved.

31. Hillcrest Family Services - Murphy Park Agreement: City Manager recommending approval of an agreement with Hillcrest Family Services for use of Murphy Park from October 30, 2014 through January 10, 2015 to set up a holiday light display. Upon motion the documents were received, filed and approved.

32. Hillcrest Family Services - Flora Park Parking License Agreement: City Manager recommending approval of a one-year Parking License Agreement with Hillcrest Family Services, Inc. for 30 parking spaces in the Wilbright Lane parking lot in Flora Park. Upon motion the documents were received, filed and approved.

33. Signed Contracts: Proposed FY15 Waste Delivery Contract with the Dubuque Metropolitan Area Solid Waste Agency (DMASWA). Upon motion the document was received and filed.

34. Alcohol Compliance Civil Penalty for Alcohol License Holders – Oky Doky #8 Foods: City Manager recommending approval of the Acknowledgment/Settlement Agreement for an alcohol compliance violation for Oky Doky Store #8 Foods, 535 Hill Street. Upon motion the documents were received, filed and approved.

35. Tobacco Compliance – Civil Penalty for Tobacco License Holders – Oky Doky #8 Foods: City Manager recommending approval of the Acknowledgment/Settlement Agreement for an alcohol compliance violation for Oky Doky Store #8 Foods, 535 Hill Street. Upon motion the documents were received, filed and approved.

36. 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. 193-14 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; and Resolution No. 194-14 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 Jones. Motion carried 7-0.

1. Chaplain Schmitt Island Master Plan: City Manager recommending that the City Council set a public hearing for July 21, 2014, on the Chaplain Schmitt Island Master Plan. Upon motion the documents were received and filed and Resolution No. 195-14 Setting a public hearing on the Chaplain Schmitt Island Master Plan was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on July 21, 2014 in the Historic Federal Building.

2. SRF Green Alley Project Bid Set 5 - Year 1: City Manager recommending preliminary approval of the Resolution of Necessity, approve the Preliminary Schedule of Assessments, authorize the City Clerk to advertise for bid proposals through the adoption of resolutions for the SRF Green Alley Bid Set 5 – Year 1 Project, and establish August 4, 2014 as the public hearing date. Upon motion the documents were received and filed and Resolution No. 196-14 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; Resolution No. 197-14 Approving the plats, Schedule of

Assessments and estimate of total cost for the SRF Green Alley Bid Set 5 – Year 1 Project; Resolution No. 198-14 Resolution of Necessity for the SRF Green Alley Bid Set 5 - Year 1 Project; and Resolution No. 199-14 Fixing date of public hearing on Resolution of Necessity were adopted setting a public hearing for a meeting to commence at 6:30 p.m. on August 4, 2014 in the Historic Federal Building.

3. SRF Green Alley Project Bid Set 1 - Year 2: City Manager recommending preliminary approval of the Resolution of Necessity, approve the Preliminary Schedule of Assessments, authorize the City Clerk to advertise for bid proposals through the adoption of resolutions for the SRF Green Alley Bid Set 1 – Year 2 Project, and establish August 4, 2014 as the public hearing date. Upon motion the documents were received and filed and Resolution No. 200-14 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; Resolution No. 201-14 Approving the plats, schedule of assessments and estimate of total cost for the SRF Green Alley Bid Set 1 - Year 2 Project; Resolution No. 202-14 Resolution of Necessity for the SRF Green Alley Bid Set 1 - Year 2 Project; and Resolution No. 203-14 Fixing date of public hearing on Resolution of Necessity was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on August 4, 2014 in the Historic Federal Building.

4. Iowa Department of Natural Resources - Mines of Spain Lease Agreement: City Manager recommending that a public hearing be set for July 21, 2014 on an Amended Agreement between the City of Dubuque and the Iowa Department of Natural Resources to add the E.B. Lyons Interpretive Area Addition (Bottoms Farm) to the City's lease with the Iowa Department of Natural Resources. Upon motion the documents were received and filed and Resolution No. 204-14 Setting a public hearing on the Second Amendment of Lease Agreement with Iowa Department of Natural Resources for the E. B. Lyons Interpretive Area Addition; and an additional Resolution No. 205-14 Resolution of Intent to amend the agreement between the City of Dubuque and the Iowa Department of Natural Resources for the lease of certain real property for the E. B. Lyons Prairie Woodland Preserve and Nature Interpretive Center were adopted setting a public hearing for a meeting to commence at 6:30 p.m. on July 21, 2014 in the Historic Federal Building.

## **BOARDS/COMMISSIONS**

Appointments to the following commissions were made at this meeting:

1. Cable TV Commission: Two, 3-year terms through July 1, 2017 (Expiring terms of Maloney and Tigges). Applicants: Pauline Maloney, 506 St. George St.; and Ronald Tigges, 4927 Wild Flower Dr. Motion by Braig to appoint Ms. Maloney and Mr. Tigges to 3 year terms through July 1, 2017. Seconded by Resnick. Motion carried 7-0.

2. Catfish Creek Watershed Management Authority: One, 2-year term through July 16, 2017 (Expiring term of Hoyer). Applicant: Will Hoyer, 1311 Tomahawk Dr. Motion by

Jones to appoint Mr. Hoyer to a 2-year term through July 16, 2017. Seconded by Lynch. Motion carried 7-0.

3. Historic Preservation Commission: Four 3-year terms through July 1, 2017 (Expiring terms of Klavitter, Monk, Rapp, and Schlarman). Applicants: David Klavitter, 1090 West 3rd St. (Qualifies for the Langworthy District); Christina Monk, 2005 N. Main St. (Qualifies as an Architect At-Large); Joseph Rapp, 27 Locust Street (Additional Applicant; Qualifies for Old Main District-Interim); and Julie Schlarman, 1331 Jackson St. (Currently serves as Cathedral District – Interim). Motion by Braig to appoint Mr. Klavitter, Ms. Monk, Mr. Rapp, and Ms. Schlarman to 3-year terms through July 1, 2017. Seconded by Resnick. Motion carried 7-0.

4. Housing Commission: One, 3-year term through August 17, 2015 (Vacant term of McAllister).: Applicant: Lisa Eubanks, 2641 Owen Ct. Apt 32 (Qualifies as a Section 8 recipient). Motion by Lynch to appoint Ms. Eubanks to a 3-year term through August 17, 2017. Seconded by Connors. Motion carried 7-0.

5. Human Rights Commission: One, 3-year term through January 1, 2016 (Vacant term of Helgager) and One, 3-year term through January 1, 2017 (Vacant term of Beacham). Applicants: Frederick Davis Jr., 1584 White St.; Rachael Ferraro, 2538 Jackson St. (Application withdrawn); Ashley Melchert, 1257 ½ Jackson St. Motion by Braig to appoint Ashley Melcher to a 3-year term through January 1, 2017. Seconded by Jones. Motion carried 7-0. Following Council discussion regarding achieving gender balance on this commission, Braig motioned to continue to post the other vacancy for an additional 3 months in order to provide opportunity for additional female applicants. Seconded by Connors. Motion carried 4-3 with Jones, Lynch and Resnick voting nay.

6. Investment Oversight Advisory Commission: One, 3-year term through July 1, 2017 (Expiring term of Lassance). Applicant: Paul Lassance, 4846 Embassy Ct. Motion by Connors to appoint Mr. Lassance to a 3-year term through July 1, 2017. Seconded by Jones. Motion carried 7-0.

7. Library Board of Trustees: Two, 4-year terms through July 1, 2018 (Vacant terms of Guns and Miller). Applicants: Patricia Poggemiller, 3423 Arrowwood Ln.; Jon Trotter, 2576 Hilton Spring Dr. Following Council concurrence, Mayor Buol appointed Ms. Poggemiller and Mr. Trotter to the Library Board of Trustees for 4-year terms through July 1, 2018.

8. Long Range Planning Advisory Commission: Two, 3-year terms through July 1, 2017 (Expiring terms of Beytien and Vincent). Applicants: Craig Beytien, 1091 Valentine Dr.; and Alan Vincent, 1010 Dunham Dr. Motion by Jones to appoint Mr. Beytien and Mr. Vincent to 3-year terms through July 1, 2017. Seconded by Lynch. Motion carried 7-0.

9. Park and Recreation Advisory Commission: Three, 3-year terms through June 30, 2017 (Expiring terms of Kennicker, Klinge and Nadeau). Applicants: Michelle Hinke, 973 Patricia Ann Dr. (Additional Applicant); Paul Hoffmann, 174 Bradley St.; Robin Kennicker, 904 Lincoln Ave.; Kenneth Klinge, 2267 Carter Rd. Upon roll call vote, Mr. Hoffmann, Ms. Kennicker, and Mr. Klinge were appointed to 3-year terms through June 30, 2017. (Hinke: Connors, Jones, Braig, Buol), (Hoffmann: Lynch Resnick, Sutton, Braig, Buol), (Kennicker: 7), (Klinge: Connors, Jones, Lynch, Resnick, Sutton)

10. Transit Advisory Board: Three, 3-year terms through July 30, 2017 (Expiring terms of Enderson. Lightcap and Stewart). Applicants: George Enderson, 511 St.



George St.; Joel Lightcap, 1985 Alta Vista St.; Don Stedman, 2092 Grant St.; R.R.S. Stewart, 460 Summit St. Upon roll call vote Mr. Enderson, Mr. Stedman, and Ms. Stewart were appointed to 3-year terms through July 30, 2017. (Enderson 7), (Lightcap: Connors, Resnick), (Stedman: Jones, Lynch, Sutton, Braig, Buol), (Stewart: 7)

11. Zoning Advisory Commission: Three, 3-year terms through July 1, 2017 (Expiring terms of Christ and Henschel and vacant term of Smith). Applicants: Steve Baumhover, 2084 Rosemont St.; Martha Christ, 88 Princeton Pl.; Thomas Henschel, 1857 Creek Wood Dr. Motion by Jones to appoint Mr. Baumhover, Ms. Christ, and Mr. Henschel to 3-year terms through July 1, 2017. Seconded by Jones. Motion carried 7-0.

## **PUBLIC HEARINGS**

1. Dubuque Industrial Center - PUD Amendment (Tabled June 5, 2011): City Manager, as the applicant's representative, requesting that this item be withdrawn prior to the public hearing. Request from the City of Dubuque/ Dubuque Initiatives to amend the Planned Unit Development (PUD) for the Dubuque Industrial Center, located on Chavenelle Road and the Northwest Arterial, to change the designation of property from open space to commercial and Zoning Advisory Commission recommending approval, with conditions. Motion by Connors to remove from the table. Seconded by Lynch. Motion carried 7-0. Motion by Connor to accept withdrawal of the application. Seconded by Braig. Motion carried 7-0.

## **ACTION ITEMS**

1. Code of Ordinances - Title 13 Fats, Oils and Grease (FOG) Program: City Manager recommending approval of the Collection System Management Operation and Maintenance (CMOM) enhanced Fats, Oils, and Grease (FOG) Program, along with the associated Ordinance amendments. 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 Connors. Motion carried 7-0.

City Environmental Engineer Denise Ihrig provided a slide presentation on the FOG program. Water & Resource Recovery Center Manager Jonathan Brown and Ms. Ihrig responded to questions regarding compliance, enforcement residential education component, and determination of fees.

Motion by Jones for final consideration and passage of Ordinance No. 42-14 Amending City of Dubuque Code of Ordinances Title 13 Public Utilities, Chapter 2 Sewers and Sewage Disposal, Article D Industrial Pretreatment Program by Adding Definitions Relating to Fats, Oils, and Greases (Fog) and Modifying the Publicly Owned Treatment Works Definition; and Creating a New Article E Fats, Oils, and Greases (Fog) Program Which Directs the City Manager to Develop a Written Fog Program Which will Govern the Installation, Proper Use of, Maintenance, Repair, Replacement of, and Recordkeeping Required for Systems Discharging Fog into the Publicly Owned Treatment Works; and Amending Title 14 Building And Development, Chapter 1 Building Codes, Article H Plumbing Code to Reflect a Change in the International Plumbing Code Provision Adopting Regulations of Grease Interceptors and Automatic

Grease Removal Devices to Require Maintenance in Accordance With Both the Manufacturer's Instructions and the City of Dubuque Fog Program and to Eliminate an Exception for Small Outdoor Interceptors. Seconded by Connors. Motion carried 7-0.

2. Code of Ordinances Amendment - Title 3 Enterprise Zone Commission: City Manager recommending adoption of an ordinance repealing Section 3-4B of the City of Dubuque Code of Ordinances which will essentially dissolve the Enterprise Zone Commission. 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 Jones. Motion carried 7-0.

Motion by Connors for final consideration and passage of Ordinance No. 43-14 Amending City of Dubuque Code of Ordinances Title 3 Revenue and Taxation, Chapter 4 Economic Development by repealing Article B, Enterprise Zone Commission. Seconded by Jones. Motion carried 7-0.

3. Code of Ordinances Amendment - Dubuque Technology Park Economic Development District: City Manager recommending approval of an ordinance amending the Tax Incrementing Financing District for the Dubuque Technology Park Economic Development District. 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 Connors. Motion carried 7-0.

Motion by Jones for final consideration and passage of Ordinance No. 44-14 Amending Ordinance No. 65-97, Providing that General Property Taxes Levied and Collected Each Year on all Property Located Within the Dubuque Technology Park Economic Development District, in the City of Dubuque, County of Dubuque, State of Iowa, by and for the Benefit of the State of Iowa, City of Dubuque, County of Dubuque, Dubuque Community School District and Other Taxing Districts, be Paid to a Special Fund for Payment of Principal and Interest on Loans, Monies Advanced to and Indebtedness, Including Bonds Issued or to be Issued, Incurred by Said City in Connection With Said Urban Renewal Redevelopment Project. Seconded by Connors. Motion carried 7-0.

4. Code of Ordinances Amendment - Greater Downtown Urban Renewal District: City Manager recommending approval of an ordinance amending the tax incrementing financing district for the Greater Downtown Urban Renewal District. 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 Lynch. Motion carried 7-0. Economic Development Director Maurice Jones responded to questions stating that a potential developer has been identified.

Motion by Connors for final consideration and passage of Ordinance No. 45-14 Amending Ordinance No. 60-12, Previously Amended, Providing that General Property Taxes Levied and Collected Each Year on all Property Located Within the Greater Downtown Urban Renewal District of the City of Dubuque, County of Dubuque, State of

Iowa, by and for the Benefit of the State of Iowa, City of Dubuque, County of Dubuque, Dubuque Community School District, and Other Taxing Districts, be Paid to a Special Fund for Payment of Principal and Interest on Loans, Monies Advanced to and Indebtedness, Including Bonds Issued or to be Issued, Incurred by Said City In Connection With the Amended and Restated Urban Renewal Plan for the Greater Downtown Urban Renewal District. Seconded by Lynch. Motion carried 7-0.

5. Public, Educational, and Governmental (PEG) Channel Consolidation: City Manager recommending approval of a recommendation from the Cable TV Commission for the PEG (Public, Educational, and Governmental) Channel Consolidation. Motion by Lynch to receive and file the documents and approve the recommendation. Seconded by Jones. Motion carried 7-0.

6. JFK Road and Wacker Drive Traffic Signal Replacement Project Award: City Manager recommending award of the contract for the JFK Road and Wacker Drive Traffic Signal Replacement Project to the low bidder Portzen Construction. Motion by Connors to receive and file the documents and adopt Resolution No. 206-14 Awarding public improvement contract for the John F. Kennedy Road and Wacker Drive Traffic Signal Replacement Project. Seconded by Braig. City Engineer Gus Psihoyos responded to questions regarding safety issued with the current equipment and costs and contractor and subcontractor bids related to the specialized truss required for the project. Motion carried 6-1 with Lynch voting nay.

7. Arts and Cultural Affairs Advisory Commission Special Projects Grant Funding Recommendations for Fiscal Year 2015: Arts and Cultural Affairs Advisory Commission recommending approval for funding seven Fiscal Year 2015 Arts and Culture Grants for Special Projects and to authorize the City Manager to sign the grant agreements. Motion by Braig to receive and file the documents and approve the recommendation. Seconded by Connors. Ms. Braig read the list of applicants aloud. Motion carried 7-0.

8. Request for Work Session - Sustainable Dubuque Quarterly Work Session: City Manager recommending that the City Council schedule the next quarterly Sustainable Dubuque work session for August 18 at 5:00 p.m. Motion by Connors to set the work session as recommended. Seconded by Braig. Motion carried 7-0.

### **COUNCIL MEMBER REPORTS**

Mayor Buol reported on discussions with the U.S. Conference of Mayors regarding early childhood education, brain development and learning that may be a topic at the next USCM annual conference.

## **PUBLIC INPUT**

Jeff Lenhart, 1274 Locust Street, stated that he has posted vacancies for female membership on the Human Rights Commission on social media.

There being no further business, upon motion the City Council adjourned at 7:41 p.m.

/s/Kevin S. Firnstahl, CMC  
City Clerk

1t 7/16