

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

The Dubuque City Council met in special session at 6:30 p.m. on March 12, 2015 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 special session of the City Council called for the purpose of conducting such business that may properly come before the City Council.

PUBLIC HEARINGS

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

1. Maquoketa Valley Electric Cooperative Franchise Agreement: Proof of publication on notice of public hearing to consider Amending City of Dubuque Code of Ordinances Sec. 11-5B- 23: Franchise Fee by increasing the franchise fee to 5% of the gross revenue generated from the sale of electricity within the city by Maquoketa Valley Electric Cooperative effective June 1, 2015 and the City Attorney recommending approval. Motion by Lynch 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 6-1 with Resnick voting nay.

Motion by Lynch for final consideration and passage of Ordinance No 13-15 Amending City of Dubuque Code of Ordinances Sec. 11-5B-23: Franchise Fee, Which Imposed a Franchise Fee of Three Percent (3%) on the Gross Revenue Generated from the Distribution and Sale of Electricity Within the City of Dubuque by Maquoketa Valley Electric Cooperative, by increasing such fee to five percent (5%). Seconded by Jones. Motion carried 6-1 with Resnick voting nay.

2. City of Dubuque Fiscal Year 2016 Recommended Budget: Proof of publication on notice of public hearing to consider approval of the Fiscal Year 2016 Recommended Operating Budget and Capital Improvement Program (July 1, 2016 through June 30, 2020) and the City Manager recommending approval. Correspondence from the Long Range Planning Advisory Commission recommending approval of the Fiscal Year 2016-2020 Capital Improvement Program advising that it is consistent with the 2008 Dubuque Comprehensive Plan. Motion by Jones to receive and file the documents and adopt Resolution No.73-15 Adopting the City of Dubuque Fiscal Year 2016 Annual Budget and Resolution No. 74-15 Adopting the City of Dubuque Five-Year Capital Improvement Program. Seconded by Braig. City Manager presented information on the City Council's goals and priorities, Dubuque's economic history, Dubuque's ranking among Iowa's 10

largest cities, outcomes in terms of job growth, wages and income, utility user fees and rates, city portion of property taxes, and landlord inspection fees. Mayor Buol called for public input on City departmental budgets in the following order: Housing/Community Development, Purchases of Service, Library, Emergency Services, Emergency Communications, Economic Development, City Manager's Office, City Council, City Clerk's Office, Cable TV Division, Information Services, Planning Services, Finance Department, Human Rights Department, Airport, City Attorney's Office, Transit Division, Parking Division, Park Division, Recreation Division, Five Flags Center, Conference Center/CRG, Building Services, Health Services, Police Department, Fire Department, Water Department, Water & Resource Recovery Center, Public Works, Engineering Department, Capital Improvement Program.

Public Input: Jerry Maro President Dubuque Area Landlord Association, 10366 Timothy St spoke regarding the increase in inspection fees. Ann Smith, 418 Kaufmann Ave. spoke regarding the rental fees for landlords who rent to family members. Alex Wehrspann, 1388 Thomas Pl. spoke regarding the increase in fees. Helene Magee, 611 South Grandview spoke regarding gambling revenues.

Council Member discussion occurred. Motion carried 6-1 with Resnick voting nay.

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

ACTION ITEMS

1. Code of Ordinances Amendment - Interstate Power and Light Company: 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 6-1 with Resnick voting nay.

Motion by Jones for final consideration and passage of Ordinance No. 14-15 Amending and Restating Ordinance No. 58-03 Establishing a Franchise Fee on the Gross Revenue of Interstate Power Company, Its Successors and Assigns, Generated From the Sale of Electricity within the City of Dubuque by Increasing the Franchise Fee to 5%. Seconded by Braig. Motion carried 6-1 with Resnick voting nay.

2. Code of Ordinances Amendment - Black Hills Energy: 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 6-1 with Resnick voting nay.

Motion by Connors for final consideration and passage of Ordinance No. 15-15 Amending and Restating Ordinance No. 59-03, as Amended by Ordinance Nos. 76-03, 8-10, 7-14 Establishing a Franchise Fee of 3% of the Gross Revenue of Peoples Natural Gas Company, its Successors and Assigns, Generated from the Distribution and Sale of Natural Gas or Mixed Gas Within the City of Dubuque by increasing the franchise fee to 5%. Seconded by Braig. Motion carried 6-1 with Resnick voting nay.

3. Five Year Street Construction Program 2016 – 2020: Motion by Braig to receive

and file the documents and adopt Resolution No. 75-15 Adopting the Five-Year Street Construction Program for fiscal years 2016 – 2020 Seconded by Resnick. Motion carried 7-0.

4. Code of Ordinances Amendment - Title 13 Sewer Rates for Residential and Commercial Users: 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. 16-15 Amending the City of Dubuque Code of Ordinances Sections 13-2C- 3(B) And 13-2C-3(C)(7) Establishing Basic Sewer Rates for Residential and Commercial Users by increasing the rates. Seconded by Braig. Motion carried 7-0.

5. Code of Ordinances Amendment - Title 13 Solid Waste Rates and Charges: 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.

Motion by Lynch for final consideration and passage of Ordinance No. 17-15 Amending City of Dubuque Code of Ordinances Title 13 Public Utilities, Chapter 6 Solid Waste, Article A City or Private Collection Service, Section 13-6A-6 Rates and Charges Established; Exceptions. Seconded by Braig. Motion carried 7-0.

6. Code of Ordinances Amendment - Title 13 Fixing Water Rates for Residential and Industrial Use and All Other Uses; and Fixing Water Rates for Fire Sprinkler Service: 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 6-1 with Resnick voting nay.

Motion by Connors for final consideration and passage of Ordinance No.18-15 Amending City of Dubuque Code of Ordinances Title 13 Public Utilities, Chapter 1 Water Use and Services, Article C Rates, Section 13-1C-1(A) Establishing Water Rates for Residential, Commercial, Industrial, and All Other Uses and Ordinance No.19-15 Amending the City of Dubuque Code of Ordinances Title 13 Public Utilities Chapter 1 Water Use and Service, Article C Rates Section 13-1C-2 Fixing Water Rates for Fire Sprinkler Service. Seconded by Lynch. Motion carried 6-1 with Resnick voting nay.

7. Rental Property Licensing and Role Inspection Program: Motion by Jones to receive and file the documents and adopt Resolution No.76-15 Approving the Increase in the Structure Fee for the Rental Licensing and Role Inspection Program. Seconded by Connors. Motion carried 4-3 with Resnick, Lynch and Braig voting nay.

8. Code of Ordinances Amendment - Title 9 Motor Vehicles and Traffic – Parking: 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. 20-15 Amending City of Dubuque Code of Ordinances Title 9 Motor Vehicles and Traffic, Chapter 14 Parking, Division 1 Generally, Section 9-14-321.621 Parking Violations; Fines; Division 2 Municipal Parking Ramps, Section 9- 14-321.636 Parking Time Restricted; Reserved Spaces; Division 3 Municipal Parking Lots, Section 9-14-321.645 Meters; Time and Fee Schedule for Specific Lots; Division 4 Parking Meters, Section 9-14-321.667 Fee Schedule by Setting the Parking Rates for Meters, Lots, and Ramps; and Division 6 Parking Spaces for the Disabled, Section 9-14- 321.704 Disability Signs Required Seconded by Connors. Motion carried 7-0.

Mayor Buol thanked city staff for all their hard work during the last year and thanked the citizens for all their input during the budget process as well as thought the year and encouraged the continuation of communication between the citizens of Dubuque and the City Council.

There being no further business, upon motion the City Council adjourned at 7:47 p.m.

/s/Trish L. Gleason, CMC
Assistant City Clerk