

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

The Dubuque City Council met in special session at 5:15 p.m. on June 15, 2015 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 special session of the City Council called for the purpose of conducting a work session on Voluntary Compliance Agreement and Analysis of Impediments Action Plan.

**WORK SESSION**

Voluntary Compliance Agreement and Analysis of Impediments Action Plan

Assistant City Attorney Crenna Brumwell, Human Rights Director Kelly Larson, Housing and Community Development Director Alvin Nash, and Community Development Specialist Erica Haugen presented a slide presentation on the Voluntary Compliance Agreement and Analysis of Impediments Action Plan. Topics included:

- History/Background
  - HUD review and findings
  - Voluntary Compliance Agreement (VCA)
- Analysis of Impediments
  - Amendments to Section 8 Administrative Plan
  - 2015 Consolidated Plan
  - Consolidated Annual Performance and Evaluation Report (CAPER)
  - Annual Action Plan
  - 2015 PHA 5-Year Plan
  - Employee Education & Training
  - Outreach Plan
  - Recordkeeping Requirements
  - Bi-Annual Status Reports
  - General Reporting
  - Implementation, Monitoring, and Enforcement
  - Effect of Noncompliance
- Analysis of Impediments to Fair Housing Choice
  - Definition
  - Goals / Assessment
  - VCA Requirements
  - Accomplishments
- Consistency with Consolidated Plan
  - Definition of Consolidated Planning
  - Community Development Process

- HUD Data: Affordability; Household(s) Composition; Housing Units; Cost Burden / by Race/Ethnicity; Availability for all Income Levels;
- Next 5 Years
  
- Action Plan/Looking Ahead
  - Action Plan Highlights: Comprehensive Housing Activities for Neighborhood Growth & Enrichment (C.H.A.N.G.E)
  - Rebranding Section 8 Housing Choice Voucher Program
  - Development of Affordable Housing Units
  - Officer at Home (OATH)
- Training Staff and Volunteers Going Forward
- Partnerships Going Forward
- Resources

The City Council had discussion with staff following the presentation.

There being no further business, upon motion the City Council adjourned at 6:08 p.m.

/s/Kevin S. Firnstahl, CMC  
City Clerk

1t 6/24

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

The Dubuque City Council met in regular session at 6:30 p.m. on June 15, 2015 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**

**PRESENTATION(S)**

John Morrissey of 1000 Friends of Iowa, 2913 Oxford, Des Moines, presented the City with the Best Development Award for the Green Alley Program / Bee Branch Creek Restoration Project.

**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: Arts and Cultural Advisory Commission of 3/24, 4/28, 6/2; Cable TV Commission of 3/4; City Council Proceedings of 6/1; Historic Preservation Commission of 5/12; Human Rights Commission of 5/11; Library Board of Trustees of 4/23; Sister City Relationships Advisory Commission of 5/20; Zoning Board of Adjustment of 5/28; Proof of Publication for City Council Proceedings of 5/18; Proof of Publication for List of Claims and Summary of Revenues Month Ending April 30, 2015. Upon motion the documents were received and filed.

2. Notice of Claims and Suits: Robert Monthey for vehicle damage, Cindy Oliver for vehicle damage, and Madonna Parker for property damage. 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: Robert Monthey for vehicle damage. Upon motion the documents were received, filed and concurred.

4. Eagle Point Park Intensive Survey and Evaluation Consultant Selection: City Manager recommending approval to contract with Wapsi Valley Archeology to conduct the Eagle Point Park Intensive Survey and Evaluation and authorize the City Manager to negotiate a contract. Upon motion the documents were received, filed and approved.

5. Request for Release of Funds Fiscal Year 2016 CDBG Annual Action Plan: City Manager recommending approval of the Request for Release of Funds for the proposed projects approved in the Fiscal Year 2016 (Program Year 2015) Annual Action Plan for Community Development Block Grant activities. Upon motion the documents were received and filed and Resolution No. 199-15 Authorizing request for release of Community Development Block Grant Funds for Fiscal Year 2016 (Program Year 2015) was adopted.

6. Project Concern - Special Needs Assistance Program: City Manager recommending approval of the Purchase of Services Grant Agreement with Project Concern to assist with services provided to applicants and residents of Phoenix Housing, a Special Needs Assistance Program (SNAP). Upon motion the documents were received, filed and approved.

7. Purchase of Property - Graf Farm: City Attorney recommending acceptance of the Deed to property owned by Doris A. Graf for the purchase of agricultural property related to the expansion of the Industrial Center Economic Development District. Upon motion the documents were received and filed and Resolution No. 200-15 Accepting the Deed to certain real estate in Dubuque County, Iowa, from Doris A. Graf was adopted.

8. Revised Plat of Easement - Lot 38 of Timber-Hyrst Estates No. 4 Sanitary Sewer and Storm Drainage: City Manager recommending approval of the Plat of Easement for Sanitary Sewer and Storm Drainage over Lot 38 of Timber-Hyrst Estates No. 4 that accommodates the revised alignment for the public sanitary sewer. Upon motion the documents were received and filed and Resolution No. 201-15 Approving the Plat of Easement for Sanitary Sewer and Storm Drainage on Lot 38 of Timber-Hyrst Estate No. 4 in the City of Dubuque, Iowa, was adopted.

9. Septage Hauler Fee Change: City Manager recommending adoption of a resolution to update the rate structure for hauled septage from private sources. Upon motion the documents were received and filed and Resolution No. 202-15 Establishing a schedule for rates for the disposal of private waste (septic, carwash) as provided for in Title 13 of the City of Dubuque Code of Ordinance, Public Utilities was adopted.

10. Environmental Review for Opening Doors - Supportive Services: City Manager recommending authorization for the Mayor to sign the Environmental Review Determination for Opening Doors-Support Services certifying the activity is Categorically Excluded from the National Environmental Policy Act of 1969. Upon motion the documents were received, filed and approved.

11. Environmental Review for Operation Empower/Manasseh House - Supportive Services: City Manager recommending authorization for the Mayor to sign the Environmental Review Determination for Operation Empower/Manasseh House-Support Services certifying the activity is Categorically Excluded from the National Environmental Policy Act of 1969. Upon motion the documents were received, filed and approved.

12. College Partnership Contracts: City Manager recommending approval of the contracts for College/University Transit Partnership with Clarke University, Loras College and University of Dubuque for the 2015-2016 school year. Upon motion the documents were received, filed and approved.

13. 2016-2018 Tow Contract Recommendation: City Manager recommending award of the Fiscal Years 2016-2018 City of Dubuque Tow Contract to Wenzel Towing. Upon motion the documents were received, filed and approved.

14. 2014 Asphalt Overlay Project Curb Access Ramp Phase Three Project Acceptance: City Manager recommending acceptance of the construction contract for the Asphalt Overlay Project – Curb Ramps Phase Three, as completed by Midwest Concrete, Inc. Upon motion the documents were received and filed and Resolution No. 203-15 Accepting the 2015 Asphalt Overlay Project Curb Access Ramp Phase Three and authorizing the payment of the contract amount to the contractor was adopted.

15. 2015 Justice Assistance Grant (JAG) Application: City Manager recommending approval to submit the 2015 Justice Assistance Grant (JAG) Application. Upon motion the documents were received, filed and approved.

16. 2013 City Council Official Proceedings: City Clerk submitting the Official City Council Proceedings for 2013. Upon motion the document was received and filed.

17. Cottingham & Butler Insurance Services, Inc. - High Quality Jobs Contract: City Manager recommending approval of Contract 15-DF-034 by and among Cottingham & Butler, Inc., the City of Dubuque, and Iowa Economic Development Authority for expansion of its operations in Dubuque. Upon motion the documents were received and filed and Resolution No. 204-15 Authorizing the execution of a contract for State Business Financial Assistance by and among Cottingham & Butler Insurance Services, Inc., the City of Dubuque, Iowa, and the Iowa Economic Development Authority was adopted.

18. Hirschbach Motor Lines, Inc. Contract: City Manager recommending approval of Contract 15-DF/TC-017 by and among Hirschbach Motor Lines, Inc., the City of Dubuque, and Iowa Economic Development Authority for the proposed new headquarters office facility in Dubuque. Upon motion the documents were received and filed and Resolution No. 205-15 Authorizing the execution of a contract for State Business Financial Assistance by and among Hirschbach Motor Lines, Inc., the City of Dubuque, Iowa, and the Iowa Economic Development Authority was adopted.

19. Collective Bargaining Agreement - Dubuque Police Protective Association: City Manager transmitting information on the arbitration award for the Dubuque Police Protective Association Collective Bargaining Agreement. Upon motion the documents were received and filed.

20. Dubuque West Hospitality, LLC Storm Water Facilities Fee Agreement Assignment: City Manager recommending approval of the Assignment of Storm Water Facilities Fee Agreement assigning Dubuque West Hospitality, LLC's interest in Lot 2 of Holliday 4th Addition to the purchaser of that property, AHIP IA Dubuque Properties LLC. Upon motion the documents were received, filed and approved.

21. Crescent Community Health Center Contracted Services Agreement: City Manager recommending execution of a Contracted Services Agreement with Crescent Community Health Center for Fiscal Year 2016. Upon motion the documents were received, filed and approved.

22. Dubuque Area Convention and Visitors Bureau Contracted Services Agreement: City Manager recommending execution a Contracted Services Agreement with the Dubuque Area Convention and Visitors Bureau for Fiscal Year 2016. Upon motion the documents were received, filed and approved.

23. Dubuque Area Labor Management Council Contracted Services Agreement: City Manager recommending execution of a Contracted Services Agreement with the Dubuque Area Labor-Management Council for Fiscal Year 2016. Upon motion the documents were received, filed and approved.

24. Dubuque Main Street Contracted Services Agreement: City Manager recommending execution of a Contracted Services Agreement with Dubuque Main Street for Fiscal Year 2016. Upon motion the documents were received, filed and approved.

25. DuRide Contracted Services Agreement: City Manager is recommending execution a Contracted Services Agreement with DuRide for Fiscal Year 2016. Upon motion the documents were received, filed and approved.

26. Every Child | Every Promise Contracted Services Agreement: City Manager is recommending execution of a Contracted Services Agreement with Every Child | Every Promise for Fiscal Year 2016. Upon motion the documents were received, filed and approved.

27. Greater Dubuque Development Corporation Contracted Services Agreement: City Manager recommending execution of a Contracted Services Agreement with the Greater Dubuque Development Corporation for support of their economic development services for Fiscal Year 2016. Upon motion the documents were received, filed and approved.

28. Hills and Dales Senior Center Contract Services Agreement: City Manager recommending execution of a Contracted Services Agreement with Hills and Dales Senior Center for Fiscal Year 2016. Upon motion the documents were received, filed and approved.

29. Inclusive Dubuque Contracted Services Agreement: City Manager recommending execution of a Contracted Services Agreement with Inclusive Dubuque for Fiscal Year 2016. Upon motion the documents were received, filed and approved.

30. Operation New View Contracted Services Agreement: City Manager execution of a Contracted Services Agreement with Operation: New View for Fiscal Year 2016. Upon motion the documents were received, filed and approved.

31. Project HOPE Contracted Services Agreement: City Manager recommending execution of a Contracted Services Agreement with Project HOPE for Fiscal Year 2016. Upon motion the documents were received, filed and approved.

32. Washington Tool Library Contracted Services Agreement: City Manager recommending execution of a Contracted Services Agreement with the Washington Neighborhood Tool Library for Fiscal Year 2016. Upon motion the documents were received, filed and approved.

33. Improvement Contracts / Performance, Payment and Maintenance Bonds: Midwest Concrete, Inc., for the 2015 Asphalt Overlay Access Ramp Project Two; Miller Trucking and Excavating, Inc., for the Airport Utility Extension Project. Upon motion the documents were received, filed and approved.

34. Business License Refunds: Request for liquor license refunds from The Yardarm, Inc., License No. LC0024986 located at 1201 Shiras Ave. Ext.; and Eronel, LLC License No. LC0039730 located at 285 Main St. Upon motion the documents were received, filed and approved.

35. Alcohol and Tobacco License Applications: City Manager recommending approval of annual liquor, beer, wine and tobacco license applications as submitted. Upon motion the documents were received and filed and Resolution No. 206-15 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. 207-15 Approving applications for retail cigarette/tobacco sales permits, as required by Iowa Code 453A.47A were adopted.

## **ITEMS SET FOR PUBLIC HEARING**

Motion by Lynch 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 Braig. Motion carried 7-0.

1. Vacating Petition for the Alley Between Main Street and Salina Street: City Manager recommending approval of the requests by CW Wolff, LLC (SELCO) and Crescent Realty Corporation (Crescent Electric) to vacate a 20-foot wide alley between Main Street and Salina Street which abuts the SELCO property at 15 S. Main Street and the Crescent Electric property at the intersection of S. Main St. and Charter St. and further recommends that a public hearing be set for July 6, 2015, on the disposal of this property. Upon motion the documents were received and filed and Resolution No. 208-15 Approving Plat of proposed vacated alley between Main Street and Salina Street of Block 13 in Dubuque Harbor Company's Addition, in the City of Dubuque, Iowa; Resolution No. 209-15 Resolution of Intent to vacate and dispose of City interest in the alley between Main Street and Salina Street of Block 13 in Dubuque Harbor Company's Addition, to be known as Lot 7A of Block 13 in Dubuque Harbor Company's Addition, in the City of Dubuque, Iowa, and Resolution No. 210-15 Resolution of Intent to vacate and dispose of City interest in the alley between Main Street and Salina Street of Block 13 in Dubuque Harbor Company's Addition, to be known as Lot 6A of Block 13 in Dubuque Harbor Company's Addition, in the City of Dubuque, Iowa, were adopted setting a public hearing for a meeting to commence at 6:30 p.m. on July 6, 2015 in the Historic Federal Building.

2. 2015 Bridge Repairs and Maintenance Project: City Manager recommending initiation of the public bidding process for the 2015 Bridge Repairs and Maintenance Project, and further recommends that a public hearing be set for July 6, 2015. Upon motion the documents were received and filed and Resolution No. 211-15 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 of bids was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on July 6, 2015 in the Historic Federal Building.

## **BOARDS/COMMISSIONS**

1. Arts and Cultural Affairs Advisory Commission: Three, 3-year terms through June 30, 2018 (Expired terms of Henkels - Business Professional In the Cultural and Entertainment District; Siegert - Business Professional Out of the Cultural and Entertainment District and Steffen – At Large). Applicants: Bibi Burke, 1155 Arrowhead Dr. (Qualifies for At-Large); Jean-Michel Choquet, 1584 White St. (Qualifies for Business Professional out of the Cultural and Entertainment District or At-Large); Ellen Henkels, 890 W. 3rd St (Qualifies for Business Professional in the Cultural and Entertainment District or At-Large); Gina Siegert, 405 Southern Ave. (Qualifies for Business Professional out of the Cultural and Entertainment District or At-Large).



Upon roll-call vote Henkels - 4 (Lynch, Connors, Sutton, Resnick); Burke -3; (Jones, Buol, Braig); Choquet and Siegert - 0. Ellen Henkels was appointed to the 3-year At-Large term through June 30, 2018.

Upon roll-call vote Siegert - 5 (Lynch, Jones, Buol, Connors, Sutton); Choquet - 2 (Braig, Resnick); Burke - 0, Gina Siegert was appointed to the 3-year Business Professional Outside the Cultural and Entertainment District term through June 30, 2018. No appointment was made to the Business Professional Within the Cultural and Entertainment District.

2. Cable TV Commission: Three, 3-year terms through July 1, 2018 (Expired terms of McMullen, Tigges, and Vincent). Applicants: Kathleen McMullen, 1308 Curtis St.; Jennifer Tigges, 4927 Wild Flower Dr.; Alan Vincent, 1010 Dunham Dr. Motion by Braig to appoint all three applicants to 3-year terms through July 1, 2018. Seconded by Resnick. Motion carried 7-0.

3. Civic Center Advisory Commission: Two, 3-year terms through June 29, 2018 (Expired terms of Daugherty and Parks). Applicants: Tyler Daugherty, 418 Emmett St.; Bryce Parks, 2005 N. Main St. Motion by Braig to appoint both applicants to 3-year terms through June 29, 2018. Seconded by Resnick. Motion carried 7-0.

4. Community Development Advisory Commission: Commission requesting Robert Block II be appointed to the vacant term of Michalski which has a Low- to Moderate-Income Area requirement thus allowing his current At Large term to be filled. One, 3 Year term through February 15, 2017 (Vacant term of Michalski) LMI Required. Applicant: Robert Block II, 2447 University (Qualifies for LMI). Motion by Connors to appoint Robert Block II to a 3-year term through February 15, 2017. Seconded by Jones. Motion carried 7-0.

One, 3-year term through February 15, 2017 (Vacant term of Block) At Large. Applicants: Reverend Lindsay James, 2494 Pearl St. (Qualifies for At-Large); Adrienne Scott, 1365 Solon St. (Qualifies for At- Large). Upon roll-call vote James - 4 (Jones, Buol, Braig, Resnick); Scott – 3 (Lynch, Connors, Sutton), Lindsay James was appointed to a 3-year term through February 15, 2017.

5. Historic Preservation Commission: Two, 3-year terms through July 1, 2018 (Expired terms of Schlarman - Cathedral District and Bichell - At-Large). Applicants: Lisa Lawson, 205 Bluff St. (Qualifies for Cathedral District and At-Large); John McAndrews, 350 West 1st St. (Qualifies for Cathedral District and At-Large). Motion by Braig to appoint Lisa Lawson to the Cathedral District term and John McAndrews to the At-Large term for 3-year through July 1, 2018. Seconded by Resnick. Motion carried 7-0.

6. Human Rights Commission: One, 3 Year term through January 1, 2017 (Vacant term of Nutter). Applicants: Tanya Engling, 2899 Windsor; Reverend Lindsay James, 2494 Pearl St.; R.R.S. Stewart, 460 Summit St. Upon roll-call vote Engling - 6 (Jones, Buol, Braig, Connors, Sutton, Resnick); James -1 (Lynch); Stewart – 0; Tanya Engling was appointed to a 3-year term through January 1, 2017.

7. Investment Oversight Advisory Commission: Two, 3 Year terms through July 1, 2018 (Expired terms of Chalmers and Ferraro). Applicants: Brad Chalmers, 1095 W. 3rd St.; Rachael Ferraro, 2538 Jackson St. Motion by Braig to appoint both applicants to 3-year terms through July 1, 2018. Seconded by Resnick. Motion carried 7-0.

8. Library Board of Trustees (Mayor Appointment): One, 4-year term through July 1, 2019 (Expired term of Weiss). Applicant: Jenny Weiss, 2206 Simpson St. Upon City Council concurrence, Mayor Buol appointed Jenny Weis to a 4-year term through July 1, 2019.

9. Long Range Planning Advisory Commission: Two, 3-year terms through July 1, 2018 (Expired terms of Darter and Pregler). Applicants: Chad Darter, 2245 Matthew John Dr.; John Pregler, 1525 Pego Ct.; Mark Ward, 2758 Tiffany Ct. Upon roll-call vote Chad Darter – 5 (Lynch, Jones, Braig, Connors, Sutton, ); Pregler – 7 (Lynch, Jones, Buol, Braig, Connors, Sutton, Resnick); and Ward - 2 (Buol, Resnick); Chad Darter and John Pregler were appointed to 3-year terms through July 1, 2018.

10. Parks and Recreation Advisory Commission: One, 3-year term through June 30, 2018 (Expired term of Blocker). Applicants: Robert Blocker, 880 Kane St.; Jennifer Tigges, 4927 Wild Flower Dr. Upon roll-call vote Blocker – 3 (Lynch, Connors, Resnick); Tigges – 4 (Jones, Buol, Braig, Sutton); Jennifer Tigges was appointed to a 3-year term through June 30, 2018.

11. Zoning Advisory Commission: Two, 3 Year terms through July 1, 2018 (Expired terms of Hardie and Roussell) Applicants: Kristin Dietzel, 1432 S. Grandview Ave. (Additional Application); Stephen Hardie, 62 Fremont Ave.; Justin McCarthy, 315 River Ridge St.; Laura Roussell, 3224 Bittersweet Ln.; R.R.S. Stewart, 460 Summit St. Upon roll-call vote Dietzel – 5 (Jones, Buol, Braig, Connors, Sutton); Hardie -3 (Lynch, Sutton, Resnick); McCarthy – 0; Roussell -6 (Lynch, Jones, Buol, Braig, Connors, Resnick); Stewart – 0), Kristin Dietzel and Laura Roussell were appointed to 3-year terms through July 1, 2018.

## **PUBLIC HEARINGS**

1. Request to Rezone - Lots 4 & 5 C.J. Bies Subdivision No. 2 (Tabled from May 18, 2015): Correspondence from applicant Nicole Imbus withdrawing the request to rezone Lots 4 and 5 of C.J. Bies Subdivision #2 (Bies Drive and Century Drive) from C-3 General Commercial District with conditions to PUD Planned Unit Development to allow for Construction of an assisted living residential development and Zoning Advisory Commission recommending approval. Motion by Connors to remove from the table. Seconded by Lynch. Motion carried 7-0.

Motion by Connors to accept the request to withdraw. Seconded by Jones. Motion carried 7-0.

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

2. Transit Fixed-Route Service Changes: Proof of publication on notice of public hearing to consider route changes in coordination with the opening of the Intermodal Center in August 2015 and the transition from the 6th and Iowa Street Transfer to the Intermodal as the downtown hub and the City Manager recommending approval. Motion by Connors to receive and file the documents and adopt Resolution No. 212-15 Accepting fixed-route service changes associated with the opening of the Dubuque Intermodal Transportation Center. Seconded by Braig. Responding to questions from the City Council, Transit Manager Candace Eudaley and Lead Dispatcher Jodi Johnson explained the effect of the changes on current service and what promotion and staff assistance is being planned for the transition. City Manager Van Milligen provided information on the decision not to renew the transit contract with ECIA and bring the position of transit manager in-house. Motion carried 7-0.

3. Lowell Street Water Main, Sanitary and Storm Sewer Improvements: Proof of publication on notice of public hearing to consider approval of the construction plans, specifications, form of contract and the estimated cost for the Lowell Street (Abbott to Woodworth) Water Main, Sanitary and Storm Sewer Improvements Project 2015 and the City Manager recommending approval. Motion by Jones to receive and file the documents and adopt Resolution No. 213-15 Approval of plans, specifications, form of contract, and estimated cost for the Lowell Street (Abbott to Woodworth) Water Main, Sanitary & Storm Sewer Improvements Project 2015. Seconded by Connors. Motion carried 7-0.

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

### **ACTION ITEMS**

1. Purchase of Services Funding Recommendation: City Manager recommending approval for funding of the Fiscal Year 2016 Purchase of Services Grant applications as recommended by the Community Development Advisory Commission. Motion by Connors to receive and file the documents and approve the recommendation. Seconded by Braig. Motion carried 7-0.

2. Arts and Culture Grant Program - Fiscal Year 2016 Operating Support Recommendations: Arts and Cultural Affairs Advisory Commission recommending approval of 15 Fiscal Year 2016 Arts and Culture Operating Support Grant funding requests and authorization for the City Manager to sign the funding agreements. Motion by Braig to receive and file the documents and approve the recommendation. Seconded by Connors. Motion carried 7-0.

3. Arts and Culture Grant Program - Fiscal Year 2016 Special Projects Recommendation: Arts and Cultural Affairs Advisory Commission recommending approval of six Fiscal Year 2016 Arts and Culture Special Project Grant funding

requests and authorization for the City Manager to sign the grant agreements. Motion by Braig to receive and file the documents and approve the recommendation. Seconded by Connors. Motion carried 7-0.

4. Code of Ordinances Amendment - Title 10 Park Rangers (Second Reading): City Manager recommending repeal of City Ordinance 10-5A-1 which requires a Park Ranger to be a certified Law Enforcement Officer with additional information provided by the Leisure Services Manager. 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 failed 4-3 with Lynch, Jones, and Sutton voting nay. Leisure Services Manager Marie Ware and Police Chief Mark Dalsing responded to questions from the City Council that included staffing levels, background information, comparison to other Iowa cities, past issues, skills and training, and police coverage of parks. City Manager Van Milligen referenced the park ranger job description.

Connors moved the second reading of a proposed ordinance amending City of Dubuque Code of Ordinances Title 10 Public Ways and Property, Chapter 5 Parks and Recreation, Article A Administration by repealing Section 10-5A-1 Park Rangers as park rangers are no longer Certified Law Enforcement Officers. Seconded by Resnick. Motion carried 4-3 with Lynch, Jones, and Sutton voting nay.

5. Request for Proposals - Skate Park Evaluation and Conceptual Design: City Manager recommending approval to initiate the Request for Proposal process for professional services for the Skate Park Evaluation and Conceptual Design. Motion by Jones to receive and file the documents and approve the recommendation. Seconded by Connors. City Manager Van Milligen and Leisure Services Manager Marie Ware provided related background and budget information. Motion carried 6-1 with Resnick voting nay.

6. 2015 Department of Justice Body-Worn Camera Grant Application: City Manager recommending approval for the 2015 Department of Justice Body-Worn Camera Grant application that will allow for the purchase of 120 Body-Worn Cameras over a two-year period. Motion by Lynch to receive and file the documents and approve the recommendation. Seconded by Connors. Responding to questions from the City Council, Police Chief Mark Dalsing stated that generally access to video information is controlled and considered investigative information. Motion carried 7-0.

7. Code of Ordinances Amendment - Title 14 Building Code and Advisory Appeals Board: City Manager recommending approval of an ordinance which adds a new Section 14-1A-6 which establishes the Building Code and Advisory Appeals Board and provides for the powers, operation, membership, and meetings. 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 Connors for final consideration and passage of Ordinance No. 41-15 Amending City of Dubuque Code of Ordinances Title 14 Building and Development, Chapter 1 Building Codes, Article A Building Code and Regulations by adopting a new Section 14-1A-6 Establishing the Building Code and Advisory Appeals Board and Providing for the Powers, Operation, Membership, and Meetings. Seconded by Lynch. Motion carried 7-0.

8. Stormwater Utility Revenue Capital Loan Notes (State Revolving Loan Fund Program) Series 2015B: City Manager recommending approval of the suggested proceedings to complete action required for the Stormwater Utility Revenue Capital Loan Notes from the State of Iowa Revolving Fund Loan Iowa Water Pollution Control Works Financing Program. Motion by Jones to receive and file the documents and adopt Resolution No. 214-15 Approving and authorizing a form of Loan and Disbursement Agreement by and between the City of Dubuque and the Iowa Finance Authority, and authorizing and providing for the issuance and securing the payment of \$29,541,000 Stormwater Utility Revenue Capital Loan Notes, Series 2015B, of the City of Dubuque, Iowa, under the provisions of the Code of Iowa, and providing for a method of payment of said Notes. Seconded by Connors. Motion carried 7-0.

9. ITC Overhead Electric Transmission Facilities: City Manager recommending adoption of a resolution which states that the filing of a petition by ITC for a proposed overhead electric transmission line facility in the City of Dubuque and a formal public hearing process would not be in the public interest and further recommends that the minimum 250-foot distance from transmission lines not be waived if a petition is considered. Motion by Jones to receive and file the documents and adopt Resolution No. 215-15 Providing that a proposed project by ITC Midwest LLC for a license to erect, maintain and operate a proposed Electric Transmission Line Facility in the City of Dubuque would not be permissible under the City of Dubuque Code of Ordinances and would not be permitted by the City Council and therefore an application for a license and the required process for such a license would not be in the public interest. Seconded by Braig. Motion carried 7-0.

10. National Register Nomination - Upper Iowa Street Historic District: City Manager recommending approval of the Upper Iowa Street Historic District Nomination and approval for the Mayor to execute the Certified Local Government National Register Nomination Evaluation Report Form. Motion by Braig to receive and file the documents and approve the recommendation. Seconded by Connors. Planning Services Manager Laura Carstens provided information on how the designation avails property owners to funding for improvements and explained the different regulations when local, state and federal funds are used. Motion carried 7-0.

11. National Register Nomination - Old Main Street Historic District Boundary Increase and Amendment: City Manager recommending approval of the Old Main Street District Boundary Increase and Amendment Nomination and approval for the Mayor to execute the Certified Local Government National Register Nomination Evaluation

Report Form. Motion by Lynch to receive and file the documents and approve the recommendation. Seconded by Connors. Motion carried 7-0.

12. National Register Nomination - Seminary Hill Residential Historic District: City Manager recommending approval of the Seminary Hill Residential Historic District Nomination and approval for the Mayor to execute the Certified Local Government National Register Nomination Evaluation Report Form. Motion by Connors to receive and file the documents and approve the recommendation. Seconded by Resnick. Motion carried 7-0.

13. National Register Nomination - Washington Residential Historic District: City Manager recommending approval of the Washington Residential Historic District Nomination and approval for the Mayor to execute the Certified Local Government National Register Nomination Evaluation Report Form. Motion by Lynch to receive and file the documents and approve the recommendation. Seconded by Connors. Motion carried 7-0.

14. National Register Nomination - Fenelon Place Residential Historic District: City Manager recommending approval of the Fenelon Place Residential Historic District Nomination and approval for the Mayor to execute the Certified Local Government National Register Nomination Evaluation Report Form. Motion by Jones to receive and file the documents and approve the recommendation. Seconded by Connors. Planning Services Manager Laura Carstens stated that the nomination would not effect in-fill/new construction in the district, but that requirements may be different if federal funds are used. Motion carried 7-0.

### **CLOSED SESSION**

Motion by Jones to convene in closed session at 8:26 p.m. to discuss pending litigation and property acquisition pursuant to Chapter 21.5(1)(c), -(j) Code of Iowa. Seconded by Resnick. Motion carried 7-0.

Upon motion the City Council reconvened in open session at 9:35 p.m. stating that staff had been given proper direction.

There being no further business, upon motion the City Council adjourned at 9:36 p.m.

/s/Kevin S. Firnstahl, CMC  
City Clerk

1t 6/24