

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

The Dubuque City Council met in regular session at 6:30 p.m. on January 4, 2016 in the Historic Federal Building, 350 W. 6th Street.

Present: Mayor Buol; Council Members Connors, Del Toro, Jones, Lynch, Resnick, Rios; 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

SWEARING IN

1. Swearing-In of Council Members-Elect and Mayor Pro-Tem: Mayor Buol administered the Oath of Office to Council Members-Elect David Resnick (At-Large), Luis Del Toro (Ward 2), Jake Rios (Ward 4), and Mayor Pro-Tem Ric Jones.

CONSENT ITEMS

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

1. Minutes and Reports Submitted: City Council Minutes of 12/21/15; Library Board of Trustees Update of 12/17/15; Proof of Publication for City Council Proceedings of 12/7/15, 12/14/15; Proof of Publication for List of Claims and Summary of Revenues Month Ending 11/31/15. Upon motion the documents were received and filed.

2. Notice of Claims and Suits: Ronald McDonald 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: Ronald McDonald for property damage. Upon motion the documents were received, filed and concurred.

4. Dubuque Convention and Visitors Bureau Annual Report: City Manager transmitting the Dubuque Convention and Visitors Bureau's Annual Report for Fiscal Year 2015. Upon motion the documents were received and filed.

5. Accepting the Permanent Easement for Sanitary Sewer at 11885 Miners Lane: City Manager recommending acceptance of a permanent easement for sanitary sewer from Jeffrey, Sandra and Howard Arensdorf over property at 11885 Miners Lane in Dubuque County. Upon motion the documents were received and filed and Resolution No. 1-16 Accepting a Grant of Permanent Easement for Sanitary Sewer through, over and across part of Lot 2-2 Ohmert Farms in the County of Dubuque, Iowa was adopted.

6. Accepting the Fire Station #4 Driveway and Sidewalk Replacement Project: City Manager recommending acceptance of the construction contract for the Fire Station #4 Driveway and Sidewalk Replacement Project, as completed by Midwest Concrete Inc. Upon motion the documents were received and filed and Resolution No. 2-16 Accepting the Fire Station #4 Driveway and Sidewalk Replacement Project and authorizing the payment of the contract amount to the contractor was adopted.

7. Civil Service Commission: Civil Service Commission submitting the Certified List for Fire Department's promotional positions of Fire Equipment Operator and Medical Officer. Upon motion the documents were received, filed and made a Matter of Record.

8. Potter vs. City of Dubuque: City Attorney recommending approval of the Partial Dismissal and Release in the suit of Suzanne Potter vs. the City of Dubuque et al. Upon motion the documents were received, filed and approved.

9. Loras College/Great Lakes Career Ready Internship Grant Program – Cost-Effective Intern Opportunity: City Manager recommending approval to employ three interns between the City Manager's Office and the Economic Development using the Great Lakes Career Ready Internship Grant Program through Loras College. Upon motion the documents were received, filed and approved.

10. Mediacom Communications Company: Correspondence from Lee Grassley, Senior Government Relations Manager for Mediacom Communications Company advising the City of rate adjustments and programming changes effective on or about January 17 through February 7, 2016. Upon motion the documents were received and filed.

11. Code of Ordinances - Adoption of Supplement No. 20: City Clerk recommending adoption of Supplement No. 20 to the City of Dubuque Code of Ordinances. Upon motion the documents were received and filed and Resolution No. 3-16 Adopting Supplement No. 20 to the Code of Ordinances of the City of Dubuque, Iowa was adopted.

12. Assistance to Firefighters Grant Application: City Manager recommending approval to submit an Assistance to Firefighters Grant application to purchase two training manikins for EMS skills practice. Upon motion the documents were received, filed and approved.

13. Public Health Preparedness Intern: City Manager recommending approval to hire an intern in the Health Services Department to work on a NIMS-compliant local inventory of assets and resources available for emergency response and mutual aid requests using Public Health Emergency Preparedness grant funds through the Dubuque County Health Department. Upon motion the documents were received, filed and approved.

14. National League of Cities – Financial Inclusion Technical Assistance Project: City Manager recommending the City partner with the Community Foundation of Greater Dubuque on an application to the National League of Cities Financial Inclusion Technical Assistance Project. Upon motion the documents were received, filed and approved.

15. 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. 4-16 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. 5-16 Approving applications for retail cigarette/tobacco sales/nicotine/vapor 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 Connors. Motion carried 7-0.

1. Roasting Solutions, LLC - Development Agreement / Acquisition: City Manager recommending the City Council set a public hearing for January 19, 2016 to approve the Development Agreement between the City of Dubuque and Roasting Solutions, LLC for the acquisition of 12.03 acres and a \$3.2 million capital investment in a new 34,000 square-foot facility employing 17 full-time equivalent positions in the Dubuque Industrial Center South. Upon motion the documents were received and filed and Resolution No. 6-16 Intent to dispose of an interest in City of Dubuque real estate pursuant to a Development Agreement between the City of Dubuque and Roasting Solutions, LLC and fixing the date for a public hearing of the City Council of the City of Dubuque, Iowa on the proposed issuance of Urban Renewal Tax Increment Revenue Grant Obligations and providing for the publication of notice thereof was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on January 19, 2016 in the Historic Federal Building.

2. Intent to Dispose of Property - 2300 Jackson Street: City Manager recommending the City Council set a public hearing for January 19, 2016, for the purpose of disposing of City-owned real estate at 2300 Jackson Street to Tami M. Paisley. Upon motion the documents were received and filed and Resolution No. 7-16 Intent to dispose of an interest in City of Dubuque real estate, setting a time and place for a hearing and providing for the publication of notice thereof was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on January 19, 2016 in the Historic Federal Building.

BOARDS/COMMISSIONS

City Council reviewed applications to the following Boards/Commissions.

1. Housing Code Appeals Board (Review): One, 3-year term through January 11, 2019 (Expiring term of White); and one, 3-year term through January 11, 2018 (Vacant term of Miller); Applicants: Robert Schaub, 1745 Embassy West; and Ron White, 3197 Highland Park Dr.

2. Human Rights Commission (Review): Three, 3-year terms through January 1, 2019 (Expiring terms of Fisher, LoGuidice and Stone). Applicants: Sara Fisher, 3045 Kaufmann Ave.; Angela Jones, 2413 Pearl St.; Adrienne Scott, 1365 Solon St.; and R.R.S. Stewart, 460 Summit St.

Appointment was made to the following Board.

3. Electrical Code Board (Appointment): One, 3-year term through May 21, 2017 (Vacant Electrical background term of Reiss). Applicant: Zach Dowell, 2055 Winne Ct. Motion by Jones to appoint Mr. Dowell to the remainder of a 3-year term through May 21, 2017. Seconded by Resnick. Motion carried 7-0.

ACTION ITEMS

1. Budget and Fiscal Policy Guidelines Fiscal Year 2017: City Manager recommending adoption of the Fiscal Year 2017 Budget Policy Guidelines. Motion by Jones to receive and file the documents and approve the Policy Guidelines as recommended. Seconded by Connors. During considerable discussion by the City Council, City Manager Van Milligen and Budget Director Jennifer Larson responded to questions about the recommended property tax increase and the impact on residential, commercial, industrial and multi-residential property tax classes. The motion failed 3-4 with Lynch, Del Toro, Resnick and Rios voting nay.

Motion by Lynch to receive and file the documents and direct staff refigure the Guidelines with reducing the property tax increase for residential property to no more than 1.5% and commercial property to no more than 9.5%. Seconded by Resnick. Mayor Buol asked that staff provide information on specific programs and areas considered for cuts and reminded Council that these are only guidelines. Motion carried 5-2 with Del Toro and Connors voting nay.

2. Mayor and City Council Appointments to Boards and Commissions: Review of Mayor and City Council appointments to various boards and commissions. Communication from David Barnes, Executive Director of Operation: New View Community Action Agency requesting confirmation of Council representatives for 2016. Motion by Connors to receive and file the documents and accept the changes discussed. The City Clerk will obtain additional information related to board membership on the Operation New View Board, the Four Mounds Foundation Board, and the Dubuque County Early Childhood Board and will communicate with the effected Council Members for confirmation. Motion carried 7-0.

COUNCIL MEMBER REPORTS

Council Member Jones reported on the opening of the Special Olympics to take place at 6:00 p.m. on January 11, 2016 at the Grand River Center.

Council Member Del Toro thanked the citizens of Dubuque for their support through last November's election and that he looks forward to working with his City Council colleagues.

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

/s/Kevin S. Firnstahl, CMC
City Clerk