

## MINUTES OF THE REGULAR CITY COUNCIL MEETING

April 12, 2010

The Fairfield City Council met in regular session on Monday, April 12, 2010 at 7:30 P.M. with Mayor Ed Malloy presiding. Members present were: Halley, Adam, Silvers, Revolinski, Hamilton, and Mottet. Gookin was absent.

### CONSENT AGENDA

Moved by Hamilton, seconded by Halley

AYES: Hamilton, Halley, Adam, Silvers, Revolinski, Mottet

**TO APPROVE THE MINUTES OF THE  
MARCH 22, 2010 REGULAR CITY  
COUNCIL MEETING.**

**TO ADOPT RESOLUTION NO. 2761  
APPROVING THE EMPLOYMENT OF  
FULL TIME PERSONNEL.**

**TO ADOPT RESOLUTION NO. 2762  
APPROVING THE EMPLOYMENT OF  
PART TIME PERSONNEL.**

**TO APPROVE OPERATING CLAIMS IN THE  
AMOUNT OF \$241,703.58.**

### HEARING OF THOSE REQUESTING TO ADDRESS THE COUNCIL

Lauryn Shapter appeared before the City Council asking to spare the Sugar Maple in front of her house when repairing Cromwell Street this year.

The subject was referred to the Public Safety and Transportation Committee and French-Reneker Associates.

John Stever appeared before the City Council requesting permission from the City to block off the 100 block of South Court Street between Burlington Avenue and Washington Avenue at 5:00 p.m. on Friday, May 7<sup>th</sup> through 12:00 p.m. Saturday, May 8<sup>th</sup> for the Carnegie Museum Pancake Breakfast Fundraiser.

Moved by Hamilton, seconded by Mottet

AYES: Hamilton, Mottet, Halley, Adam, Silvers, Revolinski

**TO BLOCK OFF COURT BETWEEN BURLINGTON AND WASHINGTON AT 5:00 P.M. MAY 7 THROUGH 12:00 P.M. MAY 8 FOR CARNEGIE MUSEUM PANCAKE BREAKFAST.**

1<sup>st</sup> Friday's Art Walk appeared before the City Council requesting to block off Broadway between North Main Street and Court Street from 5:00 p.m. to 10:00 p.m. on Friday, May 7<sup>th</sup> for a band and dancing.

Moved by Revolinski, seconded by Adam

AYES: Revolinski, Adam, Halley, Silvers, Hamilton, Mottet

**TO BLOCK OFF BROADWAY AVENUE BETWEEN MAIN AND COURT ON MAY 7 FOR A BAND AND DANCING.**

Karin Hauring, on behalf of the Fairfield Art Association, appeared before the City Council asking permission to install "birdhouse art" in the garden nodes on Main Street from Burlington north to the Fairfield Arts and Convention Center.

Moved by Revolinski, seconded by Adam

AYES: Revolinski, Adam, Halley, Silvers, Hamilton, Mottet

**TO ALLOW THE FAIRFIELD ART ASSOCIATION TO INSTALL BIRDHOUSE ART IN THE GARDEN NODES ON MAIN STREET FROM BURLINGTON NORTH TO THE FAIRFIELD ARTS & CONVENTION CENTER AND ON BROADWAY AVENUE FROM MAIN TO COURT.**

Kent Whitney appeared before the City Council requesting permission to place a memorial to the Parsons College Barhydt Chapel on the old library grounds. He presented a detailed plan and pictures of the stone column.

Moved by Adam, seconded by Mottet

AYES: Adam, Mottet, Halley, Hamilton, Silvers, Revolinski,

**TO APPROVE THE PLAN FOR A MEMORIAL TO PARSONS COLLEGE BARHYDT CHAPEL AT THE SE CORNER OF THE OLD LIBRARY GROUNDS.**

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PUBLIC HEARING-PROPOSED 3<sup>RD</sup> STREET SEWER IMPROVEMENTS

Mayor Malloy announced this was the public hearing for the 3<sup>rd</sup> Street Sewer Improvements Project. Since there were no objections, Malloy declared the public hearing closed.

Moved by Halley, seconded by Hamilton

AYES: Halley, Hamilton, Adam, Silvers, Revolinski, Mottet

**TO APPROVE THE PLANS AND  
SPECS FOR THE 3<sup>RD</sup> STREET SEWER IMPROVEMENTS  
PROJECT.**

Moved by Hamilton, seconded by Halley

AYES: Hamilton, Halley, Adam, Silvers, Revolinski, Mottet

**TO AWARD THE 3<sup>RD</sup> STREET SEWER IMPROVEMENTS  
PROJECT TO CROSS IRON EXCAVATING OF  
FAIRFIELD, IOWA IN THE AMOUNT OF \$72,390.00.**

PUBLIC HEARING-PROPOSED WATER MAIN IMPROVEMENTS  
WEST LOWE AVENUE FROM 2<sup>ND</sup> STREET TO 4<sup>TH</sup> STREET

Mayor Malloy announced this was the public hearing for the Water Main Improvements Project. Since there were no objections, Malloy declared the public hearing closed.

Moved by Hamilton, seconded by Mottet

AYES: Hamilton, Mottet, Halley, Adam, Silvers, Revolinski

**TO APPROVE THE PLANS AND SPECS FOR  
THE WATER MAIN IMPROVEMENTS PROJECT.**

Moved by Hamilton, seconded by Adam

AYES: Hamilton, Adam, Halley, Silvers, Revolinski, Mottet

**TO AWARD THE WATER MAIN IMPROVEMENTS  
PROJECT TO DELONG CONSTRUCTION, INC  
OF WASHINGTON, IOWA IN THE AMOUNT  
OF \$59,731.00.**

PUBLIC HEARING-PROPOSED RESURFACING STREET IMPROVEMENTS  
16<sup>TH</sup> STREET, WASHINGTON AVENUE & COURT STREET

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Mayor Malloy announced this was the public hearing for the Resurfacing Street Improvements Project. Since there were no objections, Malloy declared the public hearing closed.

Moved by Hamilton, seconded by Mottet

AYES: Hamilton, Mottet, Halley, Adam, Silvers, Revolinski

**TO APPROVE THE PLANS AND SPECS FOR  
THE RESURFACING STREET IMPROVEMENTS  
PROJECT.**

Moved by Hamilton, seconded by Adam

AYES: Hamilton, Adam, Halley, Silvers, Revolinski, Mottet

**TO AWARD THE RESURFACING STREET IMPROVEMENTS  
PROJECT TO NORRIS ASPHALT PAVING CO. OF  
OTTUMWA, IOWA IN THE AMOUNT OF \$418,403.50.**

PUBLIC HEARING-PROPOSED PATCHING STREET IMPROVEMENTS

Mayor Malloy announced this was the public hearing for the Patching Street Improvements Project. Since there were no objections, Malloy declared the public hearing closed.

Moved by Hamilton, seconded by Halley

AYES: Hamilton, Halley, Adam, Silvers, Revolinski, Mottet

**TO APPROVE THE PLANS AND SPECS FOR  
THE PATCHING STREET IMPROVEMENTS  
PROJECT.**

Moved by Halley, seconded by Hamilton

AYES: Halley, Hamilton, Adam, Silvers, Revolinski, Mottet

**TO AWARD THE PATCHING STREET IMPROVEMENTS  
PROJECT TO TK CONCRETE OF PELLA, IOWA  
IN THE AMOUNT OF \$47,590.00.**

PUBLIC HEARING

Mayor Malloy stated this was the time and date set for a public hearing on levying nuisance charges. There were no oral objections but City Hall did receive a written objection via email from Michael Goodman regarding his property at 604 North B Street.

After discussion the Council decided that the charges will be upheld. Mayor declared the public hearing closed at this time.

Moved by Revolinski, seconded by Hamilton

AYES: Revolinski, Hamilton, Halley, Adam, Silvers, Mottet

**TO ADOPT RESOLUTION NO. 2763  
LEVYING NUISANCE CHARGES  
AGAINST PROPERTY OWNERS.**

CITY ATTORNEY'S REPORT

John Morrissey brought to the Council a Resolution concerning the presentation and representation to the City Development Board's hearing on the petition of Cypress Villages for incorporation on April 14, 2010 at 6:30 p.m. at the conference room of the Iowa Department of Economic Development at Des Moines, Iowa. This resolution designates John Morrissey, Robert Glocke and Mayor Edward Malloy to speak on the behalf of the Council to the City Development Board. He also stated that the National Guard Armory at 1501 W Stone Avenue will be a local site for this meeting, that those who cannot be present at the meeting in Des Moines will be able to attend at the Armory if they so wish. City Hall will publish a meeting notice for the Armory site in case more than three members of Council wish to attend.

Moved by Hamilton, seconded by Adam

AYES: Hamilton, Adam, Halley, Silvers, Revolinski, Mottet

**TO ADOPT RESOLUTION NO. 2764 ALLOWING  
JOHN MORRISSEY, ROBERT GLOCKE, AND MAYOR  
MALLOY TO REPRESENT THE CITY'S POSITION  
TO THE CITY DEVELOPMENT BOARD APRIL 14<sup>th</sup>.**

MAYOR'S REPORT

Moved by Adam, seconded by Halley

AYES: Adam, Halley, Silvers, Revolinski, Hamilton, Mottet

**TO AWARD OF CONTRACT TO FELDMAN CONCRETE  
OF DYERSVILLE, IOWA FOR THE 2010 3<sup>RD</sup> WARD  
SIDEWALK PROJECT IN THE AMOUNT OF \$208,030.50**

Moved by Revolinski, seconded by Hamilton

AYES: Revolinski, Hamilton, Halley, Adam, Silvers, Mottet

**TO AWARD OF CONTRACT TO SCHAUS-VORHIES**

**CONTRACTING OF FAIRFIELD, IOWA FOR THE  
PARSONS HANGAR DOOR PROJECT IN THE AMOUNT  
OF \$32,500.00.**

Moved by Halley, seconded by Hamilton

AYES: Halley, Hamilton, Adam, Silvers, Revolinski, Mottet

**TO DECLARE THE MONTH OF APRIL AS SEXUAL  
ASSAULT AWARENESS MONTH.**

COMMITTEE REPORTS

Susan Silvers, Personnel Committee Chairperson, has no voice tonight, so Ray Mottet gave the report for her. He stated that the Committee had been brought up to date on requirements from Worker's Comp Insurance. The Committee is working with Joy Messer on a resolution to update the Personnel Policies and Procedures book regarding high visibility uniforms as well as seatbelt usage, boot allowance, and side shields on eyeglasses. They wish to take the resolution back to Committee for some fine-tuning. The Committee also discussed the advertisement for the Wastewater Superintendent position.

John Revolinski, Property Committee Chairperson, reported that a business on West Burlington Avenue did not think that they needed to install a sidewalk as directed by the City, because there wasn't a pre-existing one. This issue would be taken back to Committee along with French-Reneker for their viewpoint. Mr. Revolinski also brought before Council an Ordinance amending the Zoning Code, which will be on the next agenda, and a Home Occupation Permit application. There was also discussion of the sale of City property, the property lies along the SE corner of Parson's College Addition at the end of 14<sup>th</sup> and 15<sup>th</sup> Street. This issue would be taken back to Committee, and confer with John Morrissey and French-Reneker.

Ron Adam spoke on behalf of the Search Committee. He stated that the Committee had met earlier that evening with Gary Goddard of the Mercer Group and he had brought before them a list of ten candidates for the position of City Administrator. The Committee has narrowed the list down to five and will set up a two day, Friday and Saturday, meeting with the final five and their spouses at the beginning of May.

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Daryn Hamilton, Water and Sewer Utilities Chairperson, reported to Council that the Committee is preparing letters to mail out to residents asking for help from property

owners to relieve and improve the sanitary sewer system and wastewater treatment plant. There are approximately six hundred properties having one or more roof drains and downspouts going into the ground and if any of these are directly or indirectly connected to the sanitary sewer system, they are in violation of the City's sewer use ordinance. John Revolinski questioned the tone of the letter and the two will convene and review the wording of the letter together.

ADJOURNMENT

Moved by Hamilton, seconded by Revolinski

AYES: Hamilton, Revolinski, Halley, Adam, Silvers, Mottet

**TO ADJOURN AT 8:56 P.M.**

Submitted by:

Rebekah Loper  
Administrative Assistant