

**City of Marquette  
Regular Council Meeting  
Tuesday, November 16, 2010 @ 6:00 P.M.**

Mayor Norma Mason called the meeting to order with roll call. Rinda Ferguson, Mary Jo Pirc, Tracy Melver, Jim Meana, Jason Winter present. City Manager Dean Hilgerson also participated.

Motion by Winter and seconded by Ferguson to approve agenda. All ayes, carried.

Motion by Ferguson and seconded by Winter to approve consent agenda. All ayes, carried.

Reports and Updates: City Manager was in Des Moines all day attending a meeting for the WIRB Grant. Walk thru on the Riverfront project with City Staff and HR Green to approve the project will be done on Wednesday. City Manger has been getting ready for TIF certification that needs to be done by Dec. 1. Briefly went over Year End Financial Report, verifying it coincided with the completed audit report. We are still working on the Railroad relocation grant. City Manager will have proposals at December meeting to present to the council on the street sweeper that is owned by the cities of Marquette and McGregor jointly. Letter was sent by Attorney requesting Thornton Lane be reconditioned to its previous state. Todd Jones, after receiving letter, did come in and personally assured the road would be taken care of including rock. Discussion on how soon a vote could be taken again on the Motel/Hotel tax; there is not a specific waiting time. Written Streets and Parks report. It was also requested we be proactive this spring with our parks and have them ready to go by the time school is out. Police Report: Grant for \$124,000.00 has been secured enabling the Police Commission to hire a 4<sup>th</sup> full time office. Grant pays for three years salary and then the cities would be responsible for the fourth year of salary. Commission has agreed to go forth with this with Council's support which was expressed as affirmative. Attorney Update: Attorney has reviewed Bluffland Overlay Ordinances and made recommendation. Zoning Update: Zoning did not meet in Nov. Iowa Great Places: Has submitted their operating budget and requested approval. Motion by Meana and seconded by Winter to approve Wetland Centre operating budget. All ayes, carried. Correction made to written report. Return percentage for \$67,000.00 contribution made by the 28E Partners and area businesses should have read 650% instead of 6.5%. Fund raiser Eleanor Lybeck has finished a planning study and her report will be completed by Dec. 2. At November meeting Board approved proposal from Shive-Hattery for the final design, bid letting and construction services. Jim Meana gave an update on the Legion for the date of Santa Claus. Santa will be at city Hall on Dec. 11, 2010 from 1:00-4:00 P.M. Tree Board Update: Don Smalley presented an Urban Tree Plan that had been done for the city. He explained the main focus was the emerald ash borer concern. But it did give five recommendations: an ash tree that was removed, two other trees that need follow up care, one has been removed and the other is on private property, routine pruning every two years, try to create a diverse forest/planting, and to continue to monitor the ash trees. Mayor Update:

Reminder snow removal is in effect. Wednesday Mayor will be going on tour with engineer to Riverfront and Timber Ridge. Mayor, Terry Sharp, Mary Jo Pirc and City Manager gave a presentation to the Elgin Historical Society on Marquette, with many from Elgin expressing surprise at Marquette's history and offerings. Mayor attended Police Commission meeting in regards to the grant and commends the commission for the excellent job they are doing.

Audience Address: Larry Larson present to request refund on utility charges as he has not used water or sewer for several months. Motion by Meana to refund sewer charges only. Motion died for lack of second. Reva Smock was not present.

Zoning Change Request: Motion by Melver and seconded by Ferguson to deny zoning change request from commercial property to residential. All ayes, carried. This is in reference to request made at Oct. 19, 2010 meeting.

State Approved Ordinances: Motion by Ferguson and seconded by Winter to approved Ordinance No. 10-349 **AN ORDINANCE AMENDING THE CODE OF ORDINANCE OF THE CITY OF MARQUETTE, Iowa, 2003, BY ADDING PROVISION PERTAINING TO PROVIDING FALSE IDENTIFICATION INFORMATION.** All ayes, carried.

Motion by Ferguson and seconded by Winter to approve Ordinances No. 10-350 **AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MARQUETE, IOWA, 2003, BY AMENDING PROVISION PERTAINING TO SIDEWALK STANDARDS.** Ordinance No. 10-351 **AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF MARQUETTE, IOWA, 2003, BY AMENDING PROVISIONS PERTAINING TO ALL TERRAIN VEHICLES.** Ordinance No. 10-352 **AN ORDINANCE AMENDING THE CODE OF ORDINANCE OF THE CITY OF MARQUETTE, IOWA, 2003, BY AMENDING PROVISIONS PERTAINING TO TRAFFIC REGUALTIONS.** Ordinance No. 10-353 **AN ORDINANCE AMENDING THE CODE OF ORDINANCE OF THE CITY OF MARQUETTE, IOWA, 2003, BY AMENDING PROVISIONS PERTAINING TO MUNICIPAL INFRACTIONS.** All ayes, carried. Motion by Meana and seconded by Pirc to waive additional readings of Ordinances 10-349 thru 10-353. All ayes, carried. Motion by Meana and seconded by Winter to approve final reading and passage of Ordinances No. 10-349 thru 10-353. All ayes, carried.

Liquor Licenses: Motion by Meana and seconded by Winter to approve the Marquette Bar and Café Liquor License renewal request. All ayes, carried. Motion by Ferguson and seconded by Winter to approve Lady Luck Pavilion request for take out wine sales. All ayes, carried. Motion by Ferguson and seconded by Winter to approved Lady Luck request for refund on Motel Liquor License. All ayes, carried.

Bluffland Zoning Ordinance: Motion by Pirc and seconded by Meana to send Bluffland Zoning Ordinance back to Zoning Board to review changes recommended by Attorney. All ayes, carried.

Internal Loans: Motion by Meana and seconded by Winter to approve Resolution No. 10-38 **A RESOLUTION ESTABLISHING REVENUE FUND AND AUTHORIZING LOAN TO THAT FUND.** All ayes, carried. Motion by Winter and seconded by Ferguson to approve Resolution No. 10-39 **A RESOLUTION ESTABLISHING REVENUE FUND AND AUTHORIZING LOAN TO THAT FUND.** All ayes, carried. Motion by Winter and seconded by Ferguson to approve Resolution NO. 10-40 **A RESOLUTION ESTABLISHING REVENUE FUND AND AUTHORIZING LOAN TO THAT FUND.** All ayes, carried. Motion by Meana and seconded by Pirc to approve Resolution NO. 10-41 **A RESOLUTION ESTABLISHING REVENUE FUND AND AUTHORIZING LOAN TO THAT FUND.** All ayes, carried.

TIF Debt Certification: Motion by Ferguson and seconded by Pirc to approve TIF Indebtedness Certification to County Auditor for the Marquette Urban Renewal Area as \$914, 869 of New Debt and request specifically \$300,000 (TIF form2) next fiscal year. All ayes, carried. Motion by Ferguson and seconded by Winter to approve TIF Indebtedness Certification to County Auditor for the Pleasant Ridge Urban Renewal Area as \$118,965 of New Debt.

Red Flag Policy: Motion by Winter and seconded by Pirc to approve Resolution No. 10-42 **A RESOLUTION ACKNOWLEDGING THE ANNUAL REVIEW OF THE CITY OF MARQUETTE'S RED FLAG POLICY.** All ayes, carried.

RFP's (CDBG grant application): Motion by Pirc and seconded by Ferguson to accept proposal from Upper Explorerland to provide technical services for the administration of the owner-occupied Rehabilitation Community Development Block Grant for 2011. All ayes, carried.

Casino Parking Lot Request: Motion by Meana and seconded by Winter to approve Lady Luck usage of Riverfront Parking area with Lady Luck providing snow removal. All ayes, carried. Lady Luck was reminded of Holiday train on Dec. 6.

Liquid Waste Contract: Motion by Meana and seconded by Winter to approve United Liquid Waste Recycling, Inc. contract. All ayes, carried.

Annual Chamber Contribution: Annual Chamber Contribution was discussed and will be addressed further at budget time.

SW Corner of Bench: A motion by Meana and seconded by Ferguson to approve Resolution No. 10-43 **A RESOLUTION APPROVING PRELIMINARY PLANS AS PRESENTED (November 16, 2010) FOR THE BENCH AREA STORM WATER INFRASTRUCTURE IMPROVEMENTS.** All ayes, carried.

Audit Report: Motion by Ferguson and seconded by Meana to approve payment to Dietz, Donald and Company for professional services in connection with fiscal year ending June 30, 2010 audit. All ayes, carried.

Administrative Policy: Motion by Ferguson and seconded by Pirc to accept Administrative Policy pertaining to Council member's attending council meetings by phone criteria. All ayes, carried.

Motion by Meana and seconded by Pirc to adjourn meeting at 8:10 P.M. All ayes, carried.

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Susan M. Weipert, Deputy Clerk

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Norma J. Mason, Mayor

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