

**MCGREGOR CITY COUNCIL  
REGULAR MEETING  
AUGUST 21, 2019 6:30 P.M.**

The MCGREGOR CITY COUNCIL met in Regular Session at 6:30 p.m. on **Wednesday, August 21, 2019** at City Hall with Mayor Lyle Troester presiding. The meeting was called to order at 6:30 p.m. Mayor Troester led the Pledge of Allegiance. Council members present: Muehlbauer, Halvorson, Echard, Carroll, and Hallberg.

Muehlbauer moved, seconded by Carroll to approve the Consent Agenda by one motion a) Agenda as listed b) Regular Meeting minutes July 17, 2019 c) Bills and Claims as presented for period July 18, 2019 through August 21, 2019 - City- \$132,034.44, Library - \$1,986.21, July 2019 Revenues - \$90,418.46, July 2019 Expenses - \$145,632.50 d) Treasurer's Report for July, 2019 e) Liquor License Renewals – Pocket City Pub, Steve's Silver Dollar, Backwoods. Roll call vote: Ayes – all. Motion carried.

Hearing of Delegations: Robert Wimmerslage asked the council to reconsider a previous discussion that would place speed bumps on Center St. He expressed his concern that this is an evacuation route, funeral procession route, and that there are enough rough spots in the road that already serve as speed bumps. Mayor Troester noted the item is on the agenda for further discussion due to the many complaints received about the potential of adding speed bumps.

Police Report: Chief Millin reported that the department has been monitoring and tracking semi speeds on West Main over the past weeks. During the 6 hours of the monitoring there were 163 semis with an average speed of 28mph. Step wave is in progress and runs through September 2. The two full-time officers begin academy on August 26 with tentative graduation date of October 25. Department joined Prairie du Chien police in a fundraising event at Dunkin Donuts to raise money for the Special Olympics. Operations Report: The sewer by-pass issue has been the main concern with steps taken to address DNR violations. The pump has been moved off the road which has resulted in noise from the steel plates. Work is ongoing to solve the problems. Pocket Park has been completed. Crews will be cold patching over the next few days and painting crosswalks is also on the schedule. Televising a suspected problem area of the sewer took place on August 21 with no easily resolved results. Mayor Troester reported that the fire department fundraiser was well attended and he gave recognition to community support of its volunteers.

The scheduled public hearing for plans and specification for 6<sup>th</sup> Street box culvert project was postponed due to historic clearances that SHPO has requested. The hearing will be rescheduled after that report has been completed. Muehlbauer moved, seconded by Echard to approve contract amendment # 1 in the amount of \$5,500 to the HR Green contract for the 6<sup>th</sup> St. Box Culvert project for the Phase I intensive cultural Resources Report. Roll call vote: Ayes – all. Motion carried.

Mark Davy, Davy Engineering, presented the contract agreement for the main street sewer project included in the planning and design loan. The amount of the contract is \$5,000 for main street by-pass troubleshooting and \$25,000 for the preliminary report. Design phase fees will be determined upon completion of the report. Echard moved, seconded by Carroll to approve the

contract. Roll call vote: Ayes – all. Motion carried. Mr. Davy provided the council with an update on the Main Street by-pass investigation. Flow Rite completed televising and cleaning of several sections of Main Street. A section of the main near Kwik Star is collapsed (orange burg). The 3<sup>rd</sup> to 4<sup>th</sup> street section shows many joints are separated (concrete pipe). In this section there is significant infiltration indicating excess ground water. Looking at historical events that may have triggered the severity of the situation currently suggest that the building on the donated lot previously pumped from the basement almost year round. This may be a result of the artesian well that was capped. The main objective now is to find a solution that will reduce or remove the need to bypass. Sections in the worst condition may need to be replaced immediately and prior to but compatible with design of the major replacement project.

Mayor Troester shared with the council that current tenants of McGregor Marina intend to leave McGregor because of the condition of the docks and their inability to get into their slips long after other marinas were in back in operation this spring. The mayor expressed his concern about the loss of so many regular tenants, the empty spaces in the marina slips and the need for additional dock space for transient boaters. The city attorney explained that any change to the lease would need to be re-negotiated and the owners would need to be agreeable to any changes. A meeting will be requested with the Sporleders which would include the riverfront committee, mayor, clerk and city attorney to see if they would be willing to relinquish a portion of the lease area so they could concentrate on improvements to Boatels and the restaurant.

Council discussed possible weight posting options for the area around Triangle Park to make them more visible. Bases similar to the school crossing signs will be purchased and custom signs ordered. Prior to posting these signs the ordinance needs to be updated to make the alley from Kwik Star to the 1<sup>st</sup> St parking lot two way traffic. City attorney will prepare the ordinance revisions necessary for next meeting. Due to the many complaints received about speed bump placement the council discussed other options. Chief Millin had provided quotes for portable digital read-out signs that record data that includes speed, time of day, number of vehicles. The sign is battery operated and may be moved from location to location. Echard moved, seconded by Halvorson to purchase one digital sign for a cost of \$3,265.00. Roll call vote: Ayes – all. Motion carried.

Council continued discussion of a request to make 2<sup>nd</sup> Street a parking by permit street only. There was concern that this would set a precedent that could create even more problems. Mayor Troester suggested that the Brooks' contact their neighbor to see if they would park some of their vehicles on their property. He also suggested they consider making a curb cut and closing the sidewalk behind their property. No action was taken at this time.

Information was provided to the council regarding the attorney general's opinion about whether the Updegraff Trust money was considered public funds and required to be invested according to Chapter 12 requirements. The opinion concluded the funds are public. The library had looked into putting funds into the Greater Dubuque Foundation as a non-endowed fund. To do this the city would have to transfer control to the Friends of the Library group. The attorney general's opinion was the object of the suit, the opinion concluded the funds are public funds and must be invested as such. No further action taken.

Echard moved, seconded by Hallberg to authorize the mayor and clerk to sign a corrected quit claim deed for the John Haltmeyer property. Roll call vote: Ayes – all. Motion carried. Hallberg moved, seconded by Carroll to approve Resolution 01-08-2019 Authorizing Submission of UMGC Grant for Turner Park Splash Pad. Roll call vote: Ayes – all. Motion carried. Carroll moved, seconded by Hallberg to approve Resolution 02-08-2019 Approving the 2018-2019 Annual Debt Report. Roll call vote: Ayes – all. Motion carried. Halvorson moved, seconded by Echard to approve Resolution 03-08-2019 Approving the 2018-2019 Annual Street Finance Report. Roll call vote: Ayes – all. Motion carried. Echard moved, seconded by Muehlbauer to approve Resolution 04-08-2019 to Fix a Date for a Public Hearing on Proposal to Enter into a Sewer Revenue Loan and Disbursement Agreement and to Borrow Monday Thereunder in a Principal Amount not to Exceed \$144,000. Roll call vote: Ayes – all. Motion carried.

Carroll moved, seconded by Echard to approve the first reading of Ordinance 08-01-2019 Amending Provisions Pertaining to Solid Waste Control. Roll call vote: Ayes – all. Motion carried. Hallberg moved, seconded by Muehlbauer to waive the three reading requirement. Roll call vote: Ayes – all. Motion carried. Hallberg moved, seconded by Halvorson to approve final passage of Ordinance 08-01-2019. Roll call vote: Ayes – all. Motion carried. Ordinance effective upon publication.

Halvorson moved, seconded by Muehlbauer to approve the first reading of Ordinance 08-02-2019 Amending Provisions Pertaining to Conflict of Interest. Roll call vote: Ayes – all. Motion carried. Hallberg moved, seconded by Muehlbauer to waive the three reading requirement. Roll call vote: Ayes – Motion carried. Halvorson moved, seconded by Echard to approve final passage of Ordinance 08-02-2019. Roll call vote: Ayes – all. Motion carried. Ordinance effective upon publication.

Echard moved, seconded by Hallberg to approve the first reading of Ordinance 08-03-2019 Amending Provisions Pertaining to Operating Budget Preparation. Roll call vote: Ayes – all. Motion carried. Muehlbauer moved, seconded by Halvorson to waive the three reading requirement. Roll call vote: Ayes – all. Motion carried. Hallberg moved, seconded by Echard to approve final passage of Ordinance 08-03-2019. Roll call vote: Ayes – all. Motion carried. Ordinance effective upon publication.

Hallberg provided council with an update on discussion with SBC regarding the restroom/concession stand for Turner Park. The committee had met with Brent Formanek and toured the two different structures they had assisted the City of Monona with. He will put together plans for one with a hip roof, one stall and a center hallway. It is yet to be determined whether or not the mechanicals will be housed in the building or behind the building as a free standing unit. The engineer is in contact to include in the plans. Mr. Formanek will assist with obtaining bids from contractors and project oversight for a fee when the project begins. Carroll moved, seconded by Echard to approve the final pay request for Loan #5 Owner Occupied Housing Program for \$9,724.00 to Meuser Lumber. Roll call vote: Ayes – all. Motion carried. No donation made to the MFL MarMac Athletic Booster Club.

The council reviewed bids for winter heating fuel from four vendors. Two vendors had submitted quotes after the deadline so were not included but encouraged to send quotes next

year. Carroll moved, seconded by Echard to contract with Consolidated Energy for 8,500 gallons of LP – prepaid at .849 per gallon for a total contract amount of \$7,216.50. Roll call vote: Ayes – all. Motion carried. Fall clean up day is scheduled for Tuesday, October 1, 2019. McGregor Heights, Summit and Ridgewood pick up will be on Monday. Hallberg moved, seconded by Echard to approve a use permit for the Chamber of Commerce for Triangle Park for after parade activities on August 31, 2019. Roll call vote: Ayes – all. Motion carried.

A summary of projects and their status was provided to the council. Currently in the works: Alternate Project FEMA Disaster 4334 (Pedestrian Bridge), close out and reimbursement of debris removal – FEMA Disaster 4334, 6<sup>th</sup> St. Box Culvert Rubidoux Drainage Channel – DOT city bridge project, FEMA Disaster 4421 -Public Assistance Request- Planning and Design Loan for Main Street Sewer Projects, Main Street Sewer Project LMI Survey (required by some funding sources), Turner Park Splash Pad design and grant writing, Sullivan Opera House (plans completed – additional funding being sought to build to preservation and flood plain standards, Pocket Park final work.

With business concluded, Hallberg moved to adjourn the meeting. Seconded by Muehlbauer. Ayes – All. Meeting adjourned.

Lyle J. Troester, Mayor

Attest:

Lynette L. Sander, City Administrator