

RECORD OF PROCEEDINGS

- CALL TO ORDER** A regular meeting of the Council Bluffs City Council was called to order by Mayor Thomas P. Hanafan, on Monday, February 28, 2011 at 7:00 p.m.
- ATTENDANCE** Council Members present: Lynne Branigan, Sheryl Garst, Melissa Head, Matt Walsh and Sharon White. Staff present: Richard Wade, City Attorney and Marcia Worden, City Clerk.
- CONSENT AGENDA** Branigan and Head moved and seconded approval of the consent agenda. Unanimous.
- PUBLIC HEARINGS**
Resolution 11-35 Held Public Hearing, approving the annual budget for the fiscal year ending June 30, 2012. Walsh and Head moved and seconded approval. Branigan mentioned this is the 6th year the City hasn't raised the local tax levy and thanked the City for being good stewards of our tax dollars. Garst thanked the Mayor and Art Hill; Finance Director for their work on the budget, Garst also encouraged citizens to be aware of upcoming changes at the State level. Unanimous.
- ORDINANCES ON SECOND READING**
Ordinance 6121 Walsh and Head moved and seconded approval, amending Chapter 9.16 "Signs and Signals" by amending Section 9.16.055 "Automated red light enforcement" to set the penalty amount at \$100.00. Branigan indicated the State penalty of \$197.00 is high and is unsure that \$100.00 is the correct amount to charge. Branigan added everyone has a choice to obey the traffic laws. Walsh noted the current fee of \$107.00 has proved to be a deterrent with a 20% reduction in red light violations. Voice Vote: 4 Ayes; 1 Nay (Branigan). Walsh and Head moved and seconded, waiving 3rd reading of Ordinance 6121. Voice Vote: 3 Ayes; 2 Nays (Branigan, Garst). Ordinance 6121 passes into law.
- Ordinance 6122 Branigan and Garst moved and seconded approval, amending Chapter 17.11 "Appeals" by amending Section 17.11.050 "Appeal to Housing Board of Appeals – Procedure" to include a filing fee for appeals to the Housing Board of Appeals. Branigan and Head moved and seconded, amending the last sentence of Section 17.11.050 (b) to read as follows: The appeal shall be filed within thirty (30) days of the date of service of the Mayor's decision. Walsh stated the change mirrors other appeal processes that occur within the City. Unanimous. Original motion as amended. Unanimous.
- RESOLUTIONS**
Resolution 11-36 Garst and White moved and seconded approval, the City Council approves of the Decertification of Enterprise Zone 3 (EZ-3). Unanimous.
- Resolution 11-37 Walsh and Head moved and seconded approval, the City Council of the City of Council Bluffs approves and authorizes and application to the Iowa Department of Economic Development (IDED) for the certification and designation of Enterprise Zone-9 (EZ-9). Roll Call Vote: 4 Ayes; 1 Abstention (Branigan).
- Resolution 11-38 Branigan and White moved and seconded approval, the City Council of the City of Council Bluffs authorizes a joint application to the Iowa Department of Economic Development (IDED) by the Council Bluffs Enterprise Zone Commission and Beacon Place Limited Partnership for Enterprise Zone benefits. Unanimous.
- Resolution 11-39 Garst and Branigan moved and seconded approval, authorizing the Mayor and City Clerk to execute an agreement with Thiele Geotech, Inc., for material testing services of River's Edge Park – Phase I. Unanimous.
- Resolution 11-40 Head and Garst moved and seconded approval, authorizing the Mayor and City Clerk to execute an agreement with HGM Associates, Inc., for engineering services in connection with the South 24th Street Improvements, Phase II. Voice Vote: 4 Ayes; 1 Nay (Walsh).
- Resolution 11-41 Garst and Walsh moved and seconded approval, declaring the City's intent to acquire certain properties located along South 24th Street by the use of eminent domain. Unanimous.
- Resolution 11-42 White and Head moved and seconded approval, making changes to the job descriptions in the Building Division of the Public Works Department. Unanimous.

