

Council Proceedings
March 25, 2019

Mayor Greer called the meeting to order at 5:30 PM, March 25, 2019, in the Council Chambers at 10 W State Street and led the pledge of allegiance. Roll call- Present: Cahill, Hoop, Lamer, Martin and Wirin. Wirin and Martin actively participated via speakerphone. Absent: Gowdy and Isom. WPCP Plant operator Randy Daniel was recognized for forty years of service.

CONSENT AGENDA:

Lamer moved to adopt the consent agenda: Approve Council Minutes, 3/11/2019, And Bill List \$1,528,867.35; Receipt Of Civil Service Commission New Hire Lists: Transit Operator and Transit Mechanic; Appoint Michele Buzbee To Plan Zoning Commission, Term Expires: 4-1-2022; Approve Renewal Tree Trimmer License: Cody's Tree Service LLC; RESOLUTION 2019-052 APPROVING A CONTRACT FOR TRANSIT SERVICES BETWEEN THE CITY OF MARSHALLTOWN, IOWA TRANSIT DEPARTMENT AND THE IOWA DEPARTMENT OF HUMAN SERVICES; Approve Alcohol License Renewals - May Renewal; The Spot, The Perfect Setting, Tremont on Main, Mi Ranchito Mexican Grill & Seafood, Zenos Pizza; second by Cahill. Motion carried 5-0.

MOTIONS

Martin moved to approve the following alcohol permits and transfers: Hall of Fame Concession, Class BB, 807 S 6th St - six month, with transfer the Class B License to the shed at the west end with Class C at the concessions for an event during May 10-14, 2019, and approval of a Class C license for the May 10-14 event and for Wandering Creek Golf Course, Class C, 2436 233rd Street, second by Lamer. Motion carried 5-0.

RESOLUTIONS

Cahill moved to adopt RESOLUTION 2019-053 APPROVING FEES AT THE MARSHALLTOWN COMPOST FACILITY BY THE CITY OF MARSHALLTOWN, IOWA, second by Lamer. Public Works Director Nickel announced the compost opens April 1 and all incoming bags will cost \$1 to be dropped off regardless of where they were purchased. Resolution adopted 5-0.

Lamer moved to adopt RESOLUTION 2019-054 ACCEPTING BID AND AUTHORIZING THE AWARD OF CONTRACT FOR THE MANHOLE AND POINT REPAIR PROJECT IN THE CITY OF MARSHALLTOWN, IOWA BEING PROJECT NO. 59016002 IN THE AMOUNT OF \$3,848,272.45, second by Martin. Public Works Director Nickel recommended acceptance of Con-Struct Inc's base bid without alternates. This large project is estimated to be complete by November 2020. Resolution adopted 5-0.

Wirin moved to adopt RESOLUTION 2019-055 APPROVING PURCHASE OF FIREARMS SIMULATOR TRAINING EQUIPMENT FOR USE IN THE POLICE DEPARTMENT, second by Cahill. Chief Tupper recommended the purchase for officer safety. A portion of the \$76,860 cost will be paid by the remaining balance of the furniture and fixture balance, about \$40,000, with the remaining balance paid from the bond. Resolution adopted 5-0.

Lamer moved to adopt RESOLUTION 2019-056 APPROVING A CONTRIBUTION OF \$5,000 TO THE MARSHALLTOWN 4TH OF JULY FIREWORKS CELEBRATION, second by Martin. Resolution adopted 5-0.

ORDINANCES:

PUBLIC HEARING

Mayor Greer opened the public hearing at 5:50 PM for the proposed changes to the Zoning Ordinance of 2010. There were no public comments either for or against the proposal. Three written comments were received and made part of the agenda packet. Mayor Greer declared the public hearing closed at 5.52 PM.

Martin moved to table the item until the next meeting, second by Wirin. Motion failed, 2-3 with Hoop, Lamer and Cahill dissenting.

Lamer moved to adopt the third reading of ORDINANCE #14980 APPROVING CHANGES TO THE MARSHALLTOWN ZONING ORDINANCE OF 2010, REGARDING CHAPTER 29 TABLE OF PERMITTED AND SPECIAL USES FOR COMMERCIAL & INDUSTRIAL DISTRICTS as amended, without external storage, second by Wirin. The council heard from members of the public and the U-Haul representative. Third reading failed 3-2, Hoop and Lamer dissenting. The city attorney clarified an ordinance requires four votes to pass, not a majority of those in attendance. Lamer requested the item be placed on the agenda for reconsideration on April 8.

PUBLIC HEARING

Mayor Greer opened the public hearing at 5:59 PM for changes to the Zoning Ordinance of 2010, regarding Chapter 19 and rezoning an area on the west side of N 3rd Avenue, from 108-114 N 3rd

Avenue.. There were no written comments either for or against the proposal. Gary Thompson, 601 E Main Street, inquired whether public use of an alley as a drive was allowable. Spohnheimer recommended the rezoning, as it is consistent with the Highway 14 Study. Mayor Greer declared the public hearing closed at 6:06 PM.

Cahill moved to adopt the Ordinance and the third reading of ORDINANCE #14981 APPROVING CHANGES TO THE MARSHALLTOWN ZONING ORDINANCE OF 2010, REGARDING CHAPTER 19 TN TRADITIONAL NEIGHBORHOOD DISTRICT AND REZONING THE PROPERTIES AT 108, 110, 112, AND 114 N 3RD AVENUE IN MARSHALLTOWN FROM R-4 MEDIUM DENSITY RESIDENTIAL TO TRADITIONAL NEIGHBORHOOD, second by Wirin. Third reading and Ordinance adopted 7-0.

DISCUSSION

There were no items for discussion.

PUBLIC COMMENT:

Anna Wolvers, 2013 Thomas Drive, thanked all that assisted with the drive to help the flood victims and thanked Mr Hoop for fixing her potholes. Library Director Sarah Rosenblum invited the public to the events at the library this weekend. Gary Thompson suggest moving the street address for the new public safety building from 909 S 2nd Street to 911 S 2nd Street. Mark Eaton asked why older YouTube videos of city council meetings were removed from the IVCD web storage.

ADJOURNED:

Meeting adjourned at 6:12 PM

Respectfully submitted,

Shari L. Coughenour, CMC, City Clerk

CITY OF MARSHALLTOWN

ATTEST:

Joel T.S. Greer, Mayor

Shari L. Coughenour, CMC, City Clerk