

COUNCIL PROCEEDINGS

January 23, 2017

The Marshalltown City Council met in regular session on January 23, 2017, at 5:30 PM, in the Council Chambers at City Hall. Mayor Lowrance called the meeting to order and led the Pledge of Allegiance. Present: Gowdy, Greer, Hoop, Lamer, Martin, Wirin. Absent: Schubert. Officer David Danielson received a ten year service award. Gowdy moved to approve the agenda, second by Martin. Motion approved 6-0.

CONSENT AGENDA:

Greer moved to approve the Consent Agenda: Approve Council meeting Minutes of January 9, 2017; Approve Bill List in the amount of \$1,251,793.77; Memorial Veterans Coliseum Commission: Appoint Nicholas Salasek and Steve Storjohann, terms expiring 12/31/2019; Resolution 2017-006 Adopting Goals and Objectives for the City of Marshalltown, for 2017; Resolution 2017-007 Approving Certificate of Completion and Final Project Costs with Con-Struct, Inc., in the amount of \$678,635.69 for Construction of the SE South Street Extension Project 66013008; Renewal Liquor Licenses: Central Iowa Fair; Kwik Star #607; Jiffy Convenience Stores; Abarrotes La Salud, Inc.; Dollar General Store # 2019; Dollar General Store # 4206; Aung Parame; Plaza Mexico; 7 Rayos Liquor Store; second by Wirin. Consent agenda adopted 6-0.

REPORTS:

Representatives from the architecture firm Prochaska & Associates reviewed the design of the new police and fire building. Anticipated construction finish date is December 2018.

MOTION:

Lamer moved to set special council meetings for budget work at noon on January 30, at noon on February 6, and for budget approval at noon on March 6, second by Greer. Motion carried 6-0.

Martin moved to finalizing the Five Year Capital Improvement Plan and setting public hearing for March 6, 2017, at noon, second by Greer. Motion carried 6-0.

RESOLUTIONS:

Greer moved to adopt Resolution 2017-008 Awarding bid for MEGA 10 Park Equipment to Mark Boland of Boland Recreation, in the amount of \$242,402, second by Gowdy. Greer informed the council he services on the MEGA 10 board and he does not have any financial interest in the project. Resolution adopted 6-0.

Lamer moved to adopt Resolution 2017-009 Approving Professional Services Agreement with Story Construction Company for the Police and Fire Station Project 14013007, in the amount of \$858,680.00, second by Wirin. Resolution adopted 6-0.

Mayor Lowrance declared the public hearing open for a long term lease. The land being leased is in the flood control area and the group renewing the lease uses the land for recreational activity. There were no public or written comments, either for or against the proposal. Mayor Lowrance declared the public hearing closed.

Hoop moved to adopt Resolution 2017-010 Adopting Tentative Resolution 2017-003 providing for the renewal of a lease of property to the Marshalltown Radio Controlled Flyers for a term of ten years, through June 10, 2027, second by Wirin. Resolution adopted 6-0.

Mayor Lowrance declared the public hearing open for the conveyance of city property. The land was donated to the city for a south side fire station by Hibbs Real Estate, Inc., with a reversion clause that if the land was not being used for a public purpose it would be returned. The five acres of land are located at the east end of LaFrentz Lane. There were no public or written comments, either for or against the proposal. Mayor Lowrance declared the public hearing closed.

Greer moved to adopt Resolution 2017-011 for the Conveyance and Transfer of Title to City Property to Hibbs Real Estate, Inc., relating to five acres previously donated to the City for use as a south side fire station, or other public purpose, second by Lamer. Resolution adopted 6-0.

ORDINANCES

Martin moved to adopt the first reading of an Ordinance to Amend the Code of Ordinances, Section 28-125 "Rate Structure and Storm Water Rate," Setting Storm Water rates, second by Greer. The rate is based on Equivalent Residential Units, setting the average residential unit as 2,800 square feet of impervious service as

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the base unit for assessing the utility rate. Non residential parcels will be assessed based on actual square foot of impervious surface, as a percentage of the ERU average of 2800 sq. ft. First reading adopted 6-0.

Mayor Lowrance declared the public hearing open for zoning changes. A request was made to allow restaurant and limited service eating places in Office Park zones. There were no public or written comments, either for or against the proposal. Mayor Lowrance declared the public hearing closed.

Greer moved to amend the proposed Ordinance amending Chapter 29 of the Zoning Ordinance, allowable special uses in the Office Park District, including full-service restaurants and limited service eating places, to include beer, wine and liquor, second by Wirin. Spohnheimer informed the council the Office Park Zone amendment will allow issuance of a special use permit to allow certain uses, such as serving alcohol, with set conditions. Amendment passed 5-1, with Martin opposed.

Gowdy moved to approve the first reading of the Ordinance as amended, second by Greer. First reading adopted 5-1, with Martin opposed.

Greer moved to waive the second and third reading of the Ordinance, second by Gowdy. Motion failed on a 5-1 vote, with Martin opposed, due to the supermajority requirement of waiving the rules as per the council rules.

DISCUSSION:

There were no discussion items on the agenda.

PUBLIC COMMENT:

Lamer asked the public works director to add Bittersweet Road to the street rebuild project. Nona Eaton, 1717 Country Club Lane, addressed the council regarding the severance request for 2460 Reed Avenue.

ADJOURNMENT

The meeting adjourned at 6:48 PM.

Respectfully submitted,

Shari L. Coughenour, CMC, City Clerk

CITY OF MARSHALLTOWN

ATTEST:

James L. Lowrance, Mayor

Shari L. Coughenour, CMC, City Clerk