

Council Proceedings
April 22, 2019

Mayor Greer called the meeting to order at 5:30 PM, April 22, 2019, in the Council Chambers at 10 W State Street and led the pledge of allegiance. Roll call- Present: Cahill, Gowdy, Hoop, Isom, Lamer, Martin and Wirin. Mayor Greer complimented Park Superintendent Jennifer Hart for her work on making the Special Olympics a superb event.

CONSENT AGENDA:

Wirin moved to adopt the consent agenda, removing RESOLUTION 2019-073 APPROVING A CONTRACT FOR SERVICES BETWEEN ACCESS TO CARE AND THE CITY OF MARSHALLTOWN, IOWA, MARSHALLTOWN MUNICIPAL TRANSIT DIVISION from the agenda: Approve Minutes For 4/8/2019, 4/10/2019 And Bill List In The Amount Of \$854,929.63; Approve March 2019 Financial Statements; Approve Alcohol License Renewals May-June: BC0029555. Abarrotes Villachuato, LLC-31 N. 1st Avenue; LC0040731, Center Street Station-19-21 N. Center St; BW0095823, Tannin Inc.-125 East Main Street; LB0002091, Best Western Marshalltown-3303 South Center St; LC0043559, JB Bar-915 Turner St; LE0002204, Walgreens #03196-5 E Anson St; BC0027736, Hy-Vee Gas-808 S Center St; LE0002910, Marshall Beer Wine Spirits-11 N 3rd Ave; LC0040933, Hy-Vee Party Room-802 S Center St; RESOLUTION 2019-069 DECLARING CERTAIN PROPERTY SURPLUS PROPERTY AND AUTHORIZING SALE AND DISPOSAL THEREOF, HOIST UNIVERSAL AND CHAMPION CABLE CROSSOVER MACHINES; RESOLUTION 2019-070 REPLACING DAMAGED LIGHT POLE ON N 3RD AVE BETWEEN E MARION ST AND SWAYZE ST, EAST SIDE OF ROAD WITH 35' WOOD POLE, 80 W LED LIGHT; RESOLUTION 2019-071 APPROVING CONTRACT CHANGE ORDER FOR THE WPCP BIOGAS ENGINE REPLACEMENT PROJECT # 52015014 WITH WOODRUFF CONSTRUCTION, LLC. A DECREASE OF \$269,541.20; RESOLUTION 2019-072 APPROVING A CONTRACT FOR SERVICES BETWEEN PEOPLERIDES AND THE CITY OF MARSHALLTOWN, IOWA, MARSHALLTOWN MUNICIPAL TRANSIT DIVISION; RESOLUTION 2019-079 APPROVING CLOSING OF US BANK CHECKING ACCOUNT; second by Gowdy. Motion carried 7-0.

MOTIONS

The motion to consider the outdoor service area for 'Daves' was removed by the applicant prior to the meeting.

REPORTS

Director Jenny Etter presented the Quarterly update for the Marshalltown Central Business District. Fire Chief Rierson presented the Fire Department's annual report.

RESOLUTIONS

Lamer moved to adopt RESOLUTION 2019-074 ACCEPTING BID AND AUTHORIZING THE AWARD AND APPROVAL OF CONTRACT FOR THE CHIPPING OF TORNADO RELATED TREE DEBRIS PROJECT IN THE CITY OF MARSHALLTOWN, IOWA IN THE AMOUNT OF \$59,980.00, with Thorp Sawmill & Pallet, second by Martin. Resolution adopted 7-0.

Wirin moved to adopt RESOLUTION 2019-075 APPROVING AN AGREEMENT WITH RDG PLANNING AND DESIGN FOR THE DEVELOPMENT OF A PLACEMAKING PLAN FOR THE IOWA RIVER TRAIL, second by Isom. The agreement is not to exceed \$100,000. The city has contributed \$5,000 from the council designated local option sales tax fund. Resolution adopted 6-1, Hoop dissenting.

Wirin moved to adopt RESOLUTION 2019-076 SUPPORTING IOWA GREAT PLACES DESIGNATION APPLICATION FOR THE CITY OF MARSHALLTOWN, second by Gowdy. Spohnheimer recommended applying for the designation as the city, to allow more flexibility with grant administration. Resolution adopted 7-0.

Isom moved to adopt RESOLUTION 2019-077 APPROVING A COST SHARING AGREEMENT BETWEEN CASEY'S MARKETING COMPANY AND THE CITY OF MARSHALLTOWN, IOWA, REGARDING UNDERGROUND STORM WATER CELLS FOR STORM SEWER DRAINAGE, AT PROPERTY EAST OF 111 N 3RD AVENUE, 303 1/2 -305 BROMLEY STREET, second by Martin. The city will hold Casey's contribution of \$25,000 in escrow until the city schedules storm water improvements on North 3rd Avenue. The project could begin as early as 2021. Resolution adopted 7-0.

PUBLIC HEARING – Transit funding

Mayor Greer declared the public hearing open at 6:11 PM, with no written comments received by the city clerk and no public comments. Transit Director Kevin Pigors reviewed the federal and state funding requests for transit operating expenses. There were no council questions or comments. Mayor Greer declared the public hearing closed at 6:14 PM.

Wirin moved to adopt RESOLUTION 2019-078 AUTHORIZING FINANCIAL ASSISTANCE APPLICATION FOR FY2020 CONSOLIDATED TRANSIT FUNDING AND APPROVING

RELATED CONTRACTS WITH THE IOWA DEPARTMENT OF TRANSPORTATION, second by Isom. Resolution adopted 7-0.

ORDINANCES:

Isom moved to consider the first reading of ORDINANCE 14982 TO AMEND THE CODE OF ORDINANCES, CITY OF MARSHALLTOWN, IOWA BY AMENDING CHAPTER 20, SECTION 20-161 NO PARKING ANYTIME, BY ADDING NO PARKING ON EAST MAIN STREET BETWEEN 8TH AVENUE AND 9TH AVENUE, second by Cahill. Motion carried 7-0.

DISCUSSION

The council asked for additional information before making a decision on whether the city should hold a liquor license for events, such as weddings and concerts, held at the Veteran's Memorial Coliseum. Kitchen design is underway; sales of liquor at special events could help offset the maintenance cost of the building.

PUBLIC COMMENT:

Bauder asked for more information regarding potential use of the Veteran's Memorial Coliseum by the Senior Citizen's group; Zachary Tomesch encouraged more housing options for young professionals, and Linda Clark spoke about saving the building damaged in the tornado at 20 E State Street.

CLOSED SESSION - REAL ESTATE

At 6:32 PM, Cahill moved to enter into Closed session pursuant to Section 21.5 subsection (1) paragraph (j) OF THE CODE OF IOWA to discuss the purchase or sale of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property or reduce the price the governmental body would receive for that property. The City of Marshalltown has an attorney-client relationship with Attorney Roger Schoell, appointed as City Attorney on May 5, 2014, by Council Resolution #2014-047; and with Lynch Dallas P.C., by Council Resolution #2017-093, approved May 8, 2017, second by Isom. Motion carried 7-0.

Cahill moved to enter into open session at 6:43 PM, second by Gowdy. Motion carried 7-0. Roll call: All present.

ADJOURNED:

The meeting adjourned at 6:43 PM

Respectfully submitted,

Shari L. Coughenour, CMC, City Clerk

CITY OF MARSHALLTOWN

ATTEST:

Joel T.S. Greer, Mayor

Shari L. Coughenour, CMC, City Clerk