

CITY OF MARSHALLTOWN
COUNCIL AGENDA
CITY HALL COUNCIL CHAMBERS
10 W STATE STREET
OCTOBER 12, 2020, 5:30 PM

GO-TO MEETING - City Council Meeting Mon, Oct 12, 2020 5:30 PM - 7:30 PM (CDT)

Please join my meeting from your computer, tablet or smartphone. <https://global.gotomeeting.com/join/801019517>

You can also dial in using your phone. United States (Toll Free): 1 877 309 2073 Access Code: 801-019-517

A. NOTICE TO PUBLIC

The Mayor and City Council welcome comment from the public during discussion of any of the agenda items. You are required to step to the microphone, state your name and address for the record and to limit the time used to present your remarks 3 minutes or less in order that others may be given the opportunity to speak. All speakers shall speak clearly and direct their comments to the Mayor and City Council and not to any Councilor specifically. It is at the discretion of the Mayor and Council to respond to specific questions and comments or to have staff respond during the meeting.

B. CALL TO ORDER

Mayor Joel T.S. Greer

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

Cahill, Gowdy, Hoop, Isom, Martin, Thompson, Wirin.

E. MAYOR, COUNCIL AND ADMINISTRATOR COMMENTS

F. CONSENT AGENDA

1. APPROVE MINUTES FROM 9/28/20 AND 10/05/20 AND BILL LIST \$2,245,464.12

Documents:

[2020-09-28 Minutes.pdf](#)
[2020-10-05 Minutes.pdf](#)
[10-12-2020_BILL LIST.pdf](#)

2. APPROVE TREE TRIMMER LICENSE - CUSTOM TREE CARE, INC

Documents:

[Tree Trimmer License - Custom Tree Care, Inc.pdf](#)

3. Approve 3rd Quarter Strategic Plan Update

Documents:

[Q3 2020 Strategic Plan Update.pdf](#)

4. RESOLUTION 2020-279 TO APPROVE THE FAÇADE GRANT APPLICATION FOR 7 RAYOS LIQUOR STORE, 120 E. MAIN STREET, MARSHALLTOWN, IOWA

Documents:

[2020-10-12_2020-279_Resolution to Approve Facade Application for 7 Rayos - 120 E Main Street.pdf](#)
[7 Rayos Facade City Council Request.pdf](#)
[FacadeGrantsListing Updated Oct 1 2020.pdf](#)

5. RESOLUTION 2020-280 ACCEPTING CONTRACT AMENDMENT TO CONTRACT 19-CTBF-003 COMMUNITY CATALYST BUILDING REMEDIATION PROGRAM FOR \$500,000 FOR UPPER STORY HOUSING IN THE MARSHALLTOWN CENTRAL BUSINESS DISTRICT

Documents:

[2020-10-12_2020-280_Resolution Amending Catalyst Building Program for Upper Housing.pdf](#)
[Marshalltown Catalyst Amendment.pdf](#)

6. RESOLUTION 2020-281 AUTHORIZING THE CITY TO SUBMIT AN IEDA CDBG DOWNTOWN REVITALIZATION GRANT

Documents:

[2020-10-12_2020-281_Resolution Authorizing the City to Apply for DTR Grant.pdf](#)
[10-12-2020_2020-281_DTR_Memo.pdf](#)
[10-12-2020_2020-281_DTR_Region 6 Info.pdf](#)

7. RESOLUTION 2020-282 APPROVING AN AGREEMENT FOR TOBACCO ENFORCEMENT SERVICES BETWEEN THE CITY OF MARSHALLTOWN, IOWA, AND THE IOWA ALCOHOLIC BEVERAGES DIVISION, STATE OF IOWA, CREATED PURSUANT TO CHAPTER 28E.12 OF THE IOWA CODE

Documents:

[2020-10-12_2020-282_Resolution Appv 28E Agreement Tobacco Enforcement FYE 2021.docx](#)
[Iowa ABD Tobacco Enforcement 28E.pdf](#)

8. RESOLUTION 2020-283 AUTHORIZING THE CITY OF MARSHALLTOWN TO SUBMIT A GRANT APPLICATION TO THE STATE OF IOWA, GOVERNOR'S TRAFFIC SAFETY BUREAU, STATE AND COMMUNITY HIGHWAY SAFETY, IMPAIRED DRIVING COUNTERMEASURES GRANT APPLICATION, SECTION 405D, CONTRACT PERIOD OCTOBER 1, 2020 – SEPTEMBER 30, 2021, TO ADDRESS PEDESTRIAN SAFETY

Documents:

2020-10-12_2020-283_Resolution Appv GTSB GRANT APPLICATION Pedestrian Safety.pdf
MPD GTSB FFY 2021 Pedestrian Safety Application Memo.pdf
GTSB FFY 2021 Pedestrian Project Agreement.pdf

9. RESOLUTION 2020-284 TO ACCEPT IOWA DOT GRANT AWARD FOR AIRPORT ROTATING BEACON AND OTHER IMPROVEMENTS FOR THE MARSHALLTOWN MUNICIPAL AIRPORT IN THE AMOUNT OF \$120,000.00

Documents:

2020-10-12_2020-284_RESOLUTION TO ACCEPT IOWA DOT GRANT AWARD FOR AIRPORT ROTATING BEACON AND OTHER IMPROVEMENTS.pdf
2020-10-12_2020-284_IA DOT Airport Grant 2021 Letter MIW.pdf
2020-10-12_2020-284_IA DOT Agreement - Airport Improvement Program.pdf

10. RESOLUTION 2020-285 TO APPROVE NON-FEDERAL REIMBURSABLE AGREEMENT #AJW-FN-CSA-20-CE-OOXXXX FOR THE MARSHALLTOWN MUNICIPAL AIRPORT

Documents:

2020-10-12_2020-285_RESOLUTION TO APPROVE NON-FEDERAL REIMBURSABLE AGREEMENT FOR AIRPORT.pdf
2020-10-12_2020-285_FAA and City of Marshalltown Airport Reimbursable Agreement.pdf

11. RESOLUTION 2020-286 APPROVING SUPPLEMENTAL AGREEMENT NO. 2 TO THE AGREEMENT WITH BOLTON AND MENK FOR PROFESSIONAL SERVICES FOR THE EDGEWOOD EXTENSION FOR \$471,300

Documents:

2020-10-12 2020-286 Resolution Approving Sup

[Agreement 2 with Bolton and Menk for Edgewood.pdf](#)
[2020.10.6 Edgewood Amendment 2.pdf](#)
[Memo on BM Edgewood Supp.pdf](#)

12. RESOLUTION 2020-287 APPROVING CONTRACT CHANGE ORDER #1 FOR THE S 1ST STREET PARKING LOT STORMWATER IMPROVEMENTS PROJECT # PLT19001 AN INCREASE OF \$2,677.00

Documents:

[2020-10-12_2020-287_Resolution Approving Change Order No. 1 for S 1st St Parking Lot PLT19001.pdf](#)
[1st Street Parking Lot CO No. 1.pdf](#)

13. RESOLUTION 2020-288 APPROVING CONTRACT CHANGE ORDER #1 FOR THE TIMBER CREEK PEDESTRIAN BRIDGE PROJECT # PRK18001 AN INCREASE OF \$12,500.00

Documents:

[2020-10-12_2020-288_Resolution Accepting Change Order No. 1 Timber Creek Bridge PRK18001.pdf](#)
[2020-10-12_2020-288_Memo CO1 Timber Creek Bridge PRK18001.pdf](#)
[2020-10-12_2020-288_Change Order No. 1 Timber Creek Bridge PRK18001.pdf](#)

14. RESOLUTION 2020-289 APPROVING CONTRACT CHANGE ORDER #2 FOR THE NORTHEAST FEMA STREET REPAIRS PROJECT # FEMA18004 A DECREASE OF \$55,704.00

Documents:

[2020-10-12_2020-289_Resolution CO2 FEMA Street Repairs.pdf](#)
[FEMA18004 Change Order 2 Draft.pdf](#)
[FEMA18004 Memo NE FEMA Street Repairs CO2.pdf](#)

15. RESOLUTION 2020-290 ACCEPTING THE ASSIGNMENT OF THE DEVELOPMENT AGREEMENT FOR TAX INCREMENT FINANCING FROM FLINT HILLS HOLDINGS GROUP LLC TO MARSHALLTOWN LOFTS LLC

Documents:

[Res Mtown Lofts TIF Assignment.pdf](#)
[Mtown Lofts Assignment TIF Agreement.pdf](#)

G. MOTIONS

1. Approve New Iowa Retail Permit Application For Cigarette/Tobacco/Nicotine/Vapor, Through 6/30/21 SuperMarket Villachuato, 107 N Center Street

Shag, new location: 2501 S Center Street B

H. **RESOLUTIONS**

1. PUBLIC HEARING AND RESOLUTION 2020-291 APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT AND COST FOR THE E. MAIN STREET DRAINAGE IMPROVEMENTS PROJECT, IN THE CITY OF MARSHALLTOWN, IOWA, BEING PROJECT NO. SMW20004

Documents:

[10-12-2020_2020-291_Resolution Approve Plans, Specs SMW20004.pdf](#)
[SMW20004 Memo to Order Construction.pdf](#)
[SMW20004 Notice of Hearing and Letting.pdf](#)

2. PUBLIC HEARING AND RESOLUTION 2020-292 APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT AND COST FOR THE S. 12th AVENUE SIDEWALKS PROJECT, IN THE CITY OF MARSHALLTOWN, IOWA, BEING PROJECT NO. TRL19002

Documents:

[10-12-2020_2020-292_Resolution Approve Plans, Specs TRL19002.pdf](#)
[TRL19002 Memo to Order Construction.pdf](#)
[TRL 19002 12th Ave Sidewalk Project Notice of Hearing and Letting.pdf](#)

3. PUBLIC HEARINGS AND RESOLUTION 2020-293 APPROVING AMENDMENT RELATED TO THE ISSUANCE OF GENERAL OBLIGATION CORPORATE PURPOSE AND REFUNDING BONDS, SERIES 2019

1. PUBLIC HEARING ON AMENDMENT TO SERIES 2019 BOND ISSUANCE RESOLUTION FOR THE DANGEROUS AND DILAPIDATED BUILDINGS PROGRAM
2. PUBLIC HEARING ON AMENDMENT TO SERIES 2019 BOND ISSUANCE RESOLUTION FOR THE REPAVING TRAILS PROJECT
3. PUBLIC HEARING ON AMENDMENT TO SERIES 2019 BOND ISSUANCE RESOLUTION FOR THE VETERANS MEMORIAL COLISEUM PROJECT
4. RESOLUTION 2020-293 APPROVING AMENDMENT RELATED TO THE ISSUANCE OF GENERAL OBLIGATION CORPORATE PURPOSE AND REFUNDING BONDS, SERIES 2019

Documents:

[10-12-2020_2020-293_Resolution Hrng Amend 2019 Bond issnc resolMarshalltown422742-38-v1 \(1\).pdf](#)

I. ORDINANCES

1. PUBLIC HEARING ORDINANCE 15003 APPROVING THE REZONING OF CITY PROPERTY ALONG E. SOUTHRIDGE ROAD TO R-2A LOW DENSITY RESIDENTIAL

Public Hearing and 2nd Reading, 3rd Reading 10/26/2020 unless waived by the Council

Documents:

[10-12-2020_15003_ORD E southridge Rezoning.pdf](#)
[10-12-2020_15003_MEMO E southridge Rezoning.pdf](#)
[10-12-2020_15003_Rezoning Application E Southridge St.pdf](#)

J. DISCUSSION

1. Discussion Of McFarland Clinic New Facility Project

Documents:

[McFarland Clinic Memo.pdf](#)

2. Request For City Participation In New Homebuyer Incentive

Documents:

[Memo on New Homebuyer Incentive.pdf](#)

3. Request To Dispose Of City-Owned Vacant Lots

Documents:

[Memo on Sale of Vacant Lots 10.12.20.pdf](#)
[10-12-2020_Discussion_Sale of Vacant Lots2.pdf](#)

K. PUBLIC COMMENT

Members of the public may make comments on any item which was not on the agenda during this time. The speaker shall approach the microphone, and state his or her name and address. Comments shall be limited to three minutes, unless a longer comment is authorized by the Mayor. The speaker shall direct comments to the Mayor and to the Council as a whole. The Mayor and Councilors shall not engage in discussion or debate on items raised by members of the public, and no action may be taken on items raised in public comments in order to comply with open meetings laws.

L. CLOSED SESSION - REAL ESTATE

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.

There may be council action by motion following the closed session if directed by the city's attorney.

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N. ADJOURN

MISSION STATEMENT

The City of Marshalltown collaborates to provide a welcoming, safe, vibrant, and growing community.

Please visit the City's website for the complete agenda packet and to subscribe to agenda notices and department news. www.marshalltown-ia.gov