

PARKING NOTICE:

Due to State Street Reconstruction, we ask the public attending this Council meeting to park in the Coliseum Parking lot (off 1st St) and utilize the alley to walk to the Park & Recreation entrance for attendance. The City will arrange special accommodations for any mobility concerns (contact Heather at 641-750-5929).

CITY OF MARSHALLTOWN COUNCIL AGENDA CITY HALL COUNCIL CHAMBERS 10 WEST STATE STREET AUGUST 12, 2024, 5:30 PM

A. CALL TO ORDER

B. PLEDGE OF ALLEGIANCE

C. ROLL CALL

Fonseca, Kell, Ladehoff, Mitchell, Nichols, Schneider, Thompson

D. 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 meeting laws.

E. MAYOR, COUNCIL AND ADMINISTRATOR COMMENTS

1. OATH OF OFFICE AND BADGING FOR FIREFIGHTER JEFFERSON SIMMS

F. CONSENT AGENDA

1. APPROVE MINUTES 07/22/24, 08/05/24 MEETINGS AND BILL LIST \$1,473,462.51

Documents:

[2024-07-22_SIGNED Council Minutes.pdf](#)
[2024-08-05_SIGNED Council Minutes.pdf](#)
[2024-08-12_BILL LIST - Summary.pdf](#)
[2024-08-12_BILL LIST - Detail.pdf](#)

2. APPROVE ALCOHOL LICENSE RENEWALS

Legends, 2902 S Center St, The Flying Elbow, 229 N 13th St,
Golden Land Asian Food, 11 E State St, Casey's 1009 W
Lincolnway, Casey's 108 Iowa Ave W

**3. APPROVE CIVIL SERVICE NEW HIRE LIST - PARKING
AND CODE ENFORCEMENT OFFICER**

Documents:

[2024-08-12_CONSENT_Civil Service List - Parking and
Code Enforcement Officer.pdf](#)

**4. RESOLUTION 2024-170 ALLOWING OPEN CONTAINERS
ON DESIGNATED PUBLIC WAYS FOR THE 13TH STREET
DISTRICT HARVEST MARKET AND CONCERT EVENT ON
SEPTEMBER 6, 2024**

Documents:

[2024-08-12_2024-170_Resolution Approving Alcohol
Public Way-Harvest Market.pdf](#)
[2024-08-12_2024-170_Memo 13th St District Harvest
Market.pdf](#)
[2024-08-12_2024-170_13th Street Harvest Market
Map.pdf](#)

**5. RESOLUTION 2024-171 ALLOWING OPEN CONTAINERS
ON PUBLIC WAYS FOR OKTEMBERFEST EVENTS,
SEPTEMBER 26-29, 2024**

Documents:

[2024-08-12_2024-171_Resolution Approving Alcohol
Public Way for Oktoberfest.pdf](#)
[2024-08-12_2024-171_Memo Oktoberfest.pdf](#)
[2024-08-12_2024-171_Oktoberfest Map_Downtown
Events.pdf](#)

**6. RESOLUTION 2024-172 SETTING A PUBLIC HEARING
FOR THE CONVEYANCE AND TRANSFER OF TITLE OF THE
EAST HALF OF 510 E MAIN STREET TO RMB
COOPERATIVE**

Documents:

[2024-08-12_2024-172_Resolution Setting PH for Sale of 510 E Main St-East Half.pdf](#)
[2024-08-12_2024-172_Memo Setting PH for Sale 510 E Main St-East Half.pdf](#)
[2024-08-12_2024-172_File 2024-00002827_QCD 510 East Main Street \(West Half\) 07.19.24.pdf](#)

7. RESOLUTION 2024-173 SETTING DATE FOR PUBLIC HEARING ON URBAN RENEWAL PLAN AMENDMENT FOR THE MARSHALLTOWN URBAN RENEWAL AREA NO. 3

Documents:

[2024-08-12_2024-173_Set Hrg UR Amend no adds \(Marshalltown-59 2024\)-v2.pdf](#)
[2024-08-12_2024-173_Memo Set PH and Amending Urban Renewal Area 3.pdf](#)
[2024-08-12_2024-173_UR Plan Amend \(Marshalltown 59 2024\)-v1.pdf](#)

8. RESOLUTION 2024-174 AUTHORIZING THE PURCHASE OF A 2025 POLARIS RANGER FOR USE IN THE STREET DIVISION IN THE AMOUNT OF \$19,000 AND DECLARING ASSET 7039, A 2012 JOHN DEERE GATOR, SURPLUS FOR DISPOSAL THEREO

Documents:

[2024-08-12_2024-174_Resolution Approving Purchase of a UTV.pdf](#)
[2024-08-12_2024-174_Memo_Street UTV Purchase_24 08 12.pdf](#)
[2024-08-12_2024-174_UTV Quotes.pdf](#)

9. RESOLUTION 2024-175 ORDERING CONSTRUCTION OF THE RIVERVIEW PARK IMPROVEMENT PROJECT #PRK23001, SETTING PUBLIC HEARING ON PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATED COST AND DIRECTING PUBLICATION OF NOTICE TO BIDDERS

Documents:

[2024-08-12_2024-175_Resolution Order Construction Riverview Park Improvements.pdf](#)
[2024-08-12_2024-175_PRK23001_Memo on Order Construction Riverview Park Improvements.pdf](#)
[2024-08-12_2024-175_Riverview Park Phase One - Final Plans.pdf](#)

10. RESOLUTION 2024-176 REPEALING A MORATORIUM ON PERMITS FOR ACCESSORY SOLAR PANEL ARRAYS

Documents:

[2024-08-12_2024-176_Resolution Repeal of Moratorium - Solar Arrays \(5.8.24\) JLS \(2\).pdf](#)
[2024-08-12_2024-176_Memo on Repeal of Moratorium Solar Arrays.pdf](#)

11. RESOLUTION 2024-177 APPROVING THE 2024 UPDATE OF THE FTA TITLE VI PROGRAM FOR MARSHALLTOWN MUNICIPAL TRANSIT (MMT)

Documents:

[2024-08-12_2024-177_Resolution Adopting MMT Title VI Updates.pdf](#)
[2024-08-12_2024-177_Memo - MMT Title VI 2024 Update.pdf](#)
[2024-08-12_2024-177_MMT Title VI 2024 Program.pdf](#)

12. RESOLUTION 2024-178 TO CHANGE THE FUNDING SOURCE FOR THE LOCAL MATCH REQUIREMENT FOR THE CO2 REFRIGERATION SYSTEMS ECONOMIC DEVELOPMENT ASSISTANCE CONTRACT FROM LOCAL OPTION SALES TAX FUND TO ECONOMIC DEVELOPMENT GIFT FUND

Documents:

[2024-08-12_2024-178_Resolution Change of Funding Source-CO2 Refrigeration.pdf](#)
[2024-08-12_2024-178_Memo Funding Source CO2 Refrigeration Systems.pdf](#)
[2024-03-11_2024-050_SIGNED Resolution Support CO2 Refrigeration Systems.pdf](#)

13. RESOLUTION 2024-179 AUTHORIZING THE CLOSURE OF FUND 952 SURETY BONDS/DEPOSITS AND TRANSFER REMAINING FUNDS TO FUND 110 ROAD USE TAX

Documents:

[2024-08-12_2024-179_Resolution Closure of Fund 952 Surety Bonds and Deposits.pdf](#)
[2024-08-12_2024-179_Memo to transfer funds from 952 to 110 and close fund 952.pdf](#)

G. MOTIONS

- 1. MOTION TO APPROVE 5-DAY SPECIAL CLASS C RETAIL ALCOHOL LICENSE WITH OUTDOOR SERVICE FOR THE 13TH STREET DISTRICT HARVEST MARKET EVENT ON 9/6/24**
- 2. MOTION TO APPROVE 5-DAY SPECIAL CLASS C RETAIL ALCOHOL LICENSE WITH OUTDOOR SERVICE FOR THIRSTY PIGS LLC FOR OKTEMBERFEST EVENTS 9/26-**

H. RESOLUTIONS

1. PUBLIC HEARING AND RESOLUTION 2024-180 APPROVING THE REAL ESTATE EXCHANGE AGREEMENT AND PROVIDING FOR THE CONVEYANCE AND TRANSFER OF TITLE OF CITY OWNED PROPERTY TO THE MARSHALLTOWN COMMUNITY SCHOOL DISTRICT

Documents:

[2024-08-12_2024-180_Resolution Approving Real Estate Exchange with MCSD.pdf](#)
[2024-08-12_2024-180_Memo Real Estate Exchange with MCSD.pdf](#)
[2024-08-12_2024-180_Real Estate Exchange Agreement.pdf](#)

2. PUBLIC HEARING & RESOLUTION 2024-181 APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT AND COST FOR THE WEST HIGH STREET & SOUTH 6TH STREET INTERSECTION IMPROVEMENTS PROJECT #STR 24001, IN THE CITY OF MARSHALLTOWN, IOWA

Documents:

[2024-08-12_2024-181_Resolution Approve Plans, Specs Intersection Improvements.pdf](#)
[2024-08-12_2024-181_Memo_STR24001 6th and High Approve Plans.pdf](#)
[2024-08-12_2024-181_STR24001 Official Notice.pdf](#)
[2024-08-12_2024-181_STR24001 Opinion of Probable Cost.pdf](#)
[2024-08-12_2024-181_STR24001 Plans_BID SET.pdf](#)
[2024-08-12_2024-181_STR24001 Project Manual_BID SET.pdf](#)

I. ORDINANCES

1. PUBLIC HEARING AND 2ND READING OF ORDINANCE 15090 TO AMEND THE CODE OF ORDINANCES, CITY OF MARSHALLTOWN, IOWA CHAPTER 157 (LAND SUBDIVISION REGULATIONS)

Documents:

[2024-08-12_ORD 15090_CH 157 Land Subdivision Amendment MDB 7.9.24 \(SCL 7.12.24\).pdf](#)
[2024-08-12_ORD 15090_Memo for 1st Reading of Amendment to Chapter 157.pdf](#)

J. DISCUSSION

1. REQUEST TO PURCHASE ALLEY BETWEEN 406-408 WEST

MADISON STREET

Documents:

[2024-08-12_DISCUSSION1_Memo Request to Purchase ROW.pdf](#)
[2024-08-12_DISCUSSION1_Written Requests to Purchase.pdf](#)

2. TOOL SHARE LENDING PROGRAM

Councilor Fonseca

Documents:

[2024-08-12_DISCUSSION2_Memo to City - Lending Tool program.pdf](#)
[2024-08-12_DISCUSSION2_DRAFT Tool Share Agreement.pdf](#)

3. POLICE DEPARTMENT PATROL RIFLE PURCHASE REQUEST - UTILIZING AUTOMATED TRAFFIC ENFORCEMENT FUNDING

Documents:

[2024 Stevenson Memo Rifle Request.pdf](#)

4. INDUSTRIAL PROPERTY TAX ABATEMENT

Documents:

[2024-08-12_DISCUSSION4_Memo to Update Industrial Abatement Ordinance.pdf](#)

K. CLOSED SESSION - REAL ESTATE

Closed session pursuant to Section 21.5 subsection (1) paragraph (j) of the Code of Iowa:

- a. To discuss the disposition of real estate where premature disclosure could be reasonably expected to change the price the governmental body would receive for Property 1.
- b. To discuss the disposition of real estate where premature disclosure could be reasonably expected to change the price the governmental body would receive for Property 2.
- c. To discuss the disposition of real estate where premature disclosure could be reasonably expected to

change the price the governmental body would receive for Property 3.

- d. To discuss the disposition of real estate where premature disclosure could be reasonably expected to change the price the governmental body would receive for Property 4.
- e. To discuss the disposition of real estate where premature disclosure could be reasonably expected to change the price the governmental body would receive for Property 5.
- f. To discuss the disposition of real estate where premature disclosure could be reasonably expected to change the price the governmental body would receive for Property 6.
- g. To discuss the disposition of real estate where premature disclosure could be reasonably expected to change the price the governmental body would receive for Property 7.

The City of Marshalltown has an attorney-client relationship with Lynch Dallas P.C., by Council Resolution 2022-161, approved 06/13/22 who has approved the reason for this closed session.

There may be council action by motion following the closed session.

L. ADJOURNMENT

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 at www.marshalltown-ia.gov.



**MARSHALLTOWN
MORE THAN EVER**