

COUNCIL PROCEEDINGS

April 11, 2016

The Marshalltown City Council met in regular session on April 11, 2016, at 5:30 PM, in the Council Chambers at City Hall. Mayor Pro Tempore Wirin called the meeting to order and led the Pledge of Allegiance. Mayor Pro Tempore Wirin recognized Patrick Cornwell for fifteen years of service. Present: Gowdy, Greer, Hoop, Lamer, Martin, Schubert, Wirin. Police and Fire building appraisals may be available for council review on May 9. Service Line Warranties are sending out letters in the middle of May. This independent company is soliciting for sewer line coverage for homeowners. The solicitation letter from Sewer Line Warranties www.slwofa.com has the city logo and is signed by Mayor Lowrance. Schubert moved to approve the agenda, second by Greer. Motion approved 7-0.

CONSENT AGENDA:

Gowdy moved to approve the Consent Agenda: Approve Council meeting Minutes of March 28, 2016; Approve Bill List in the amount of \$ 1,452,037.18; Approve Purchases between \$10,000 and \$35,000 and Vertical Public Improvements below \$36,000 Approved by City Administrator: Service Master, Police janitorial services, \$12,000; BDH Technologies, server and install, \$10,069.66; RICOH LLC, two copiers (city clerk & public works department), \$11,420; Appoint Judith Lindholm to the Library Board, replacing Barbara Burt as county representative; Resolution 2016-054 Approving Contract and Bond for the 2016 Sanitary Sewer Televising project 59015011A, HydroKlean, LLC, \$71,327.93; second by Greer. Consent agenda adopted 7-0.

REPORT:

Public Works Director Justin Nickel reminded individuals to keep from putting leaves and grass out of the street. The council passed an ordinance prohibiting placing materials in the street, including leaves and grass. Penalties have been enhanced for violating municipal ordinances. It is important to protect the storm water intakes. Excessive organic material in the storm water has a toxic effect on our waterways.

RESOLUTIONS:

Martin moved to adopt Resolution 2016-055 Authorizing an Agreement with Eide Bailly to provide Audit Services for fiscal years ending June 30, 2016, June 30, 2017, and June 30, 2018, second by Lamer. Resolution adopted 7-0.

PUBLIC HEARING

Mayor Pro Tempore Wirin declared the public hearing open for the transit funding application. There were no public or written comments. Mayor Pro Tempore Wirin closed the public hearing. Schubert moved to adopt Resolution 2016-056 IDOT Authorizing Resolution-Authorizing Financial Assistance Application and approving contracts with the Iowa Department of Transportation for the State Transit Assistance Program, Federal Funds and Statewide Federal Capital Assistance, second by Greer. Resolution adopted 7-0.

PUBLIC HEARING

Mayor Pro Tempore Wirin declared the public hearing open for the 2016 PCC Patch Repair Project 76016006A. There were no public or written comments. Mayor Pro Tempore Wirin closed the public hearing. Greer moved to adopt Resolution 2016-057 Approving Plans & Specifications, Form of Contract and Cost for the 2016 PCC Patch Repair Project 76016006A, second by Gowdy. Resolution adopted 7-0.

PUBLIC HEARING

Mayor Pro Tempore Wirin declared the public hearing open for the Plans & Specifications, 2016 Craig Circle Rebuild Project 76016005A. David Thomas, 507 Craig Circle spoke in favor of the project. There were no written comments. Mayor Pro Tempore Wirin closed the public hearing. Greer moved to adopt Resolution 2016-058 Approving Plans & Specifications, Form of Contract and Cost for the 2016 Craig Circle Rebuild Project 76016005A, second by Lamer. Resolution adopted 7-0.

PUBLIC HEARING

Mayor Pro Tempore Wirin declared the public hearing open for the Easement Agreement to Downtown Leases & Lofts, LLC, for the Purpose of Constructing a Storm Water Detention Project - relating to Kibbey Building / Parking Lot O. There were no public or written comments. Mayor Pro Tempore Wirin closed the public hearing. Greer moved to adopt Resolution 2016-059 Adopting Tentative Resolution (2016-053) Providing for the Easement Agreement to Downtown Leases & Lofts, LLC, for the Purpose of Constructing a Storm Water Detention Project - relating to Kibbey Building / Parking Lot O, second by Schubert. Resolution adopted 6-1, Lamer dissenting.

DISCUSSION

There were no items for discussion on the agenda.

PUBLIC COMMENT

Individuals from Village Coop requested installation of two street lights at city expense for ease of individuals walking in the street. Adding two street lights at city expense conflicts with established policy. The estimated cost of installing two lights is \$1928, with annual city expense of \$144 for electricity for each street light. Councilor Lamer asked the residents of Village Coop to check with the developer of the project to see if he would pay for the cost of the lights.

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CLOSED SESSION:

Lamer 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, second by Greer. Motion carried 7-0. 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.

OPEN SESSION:

Martin moved to go into open session, second by Schubert. Motion carried 7-0.

Gowdy moved to direct staff to proceed with offer as proposed in closed session, second by Greer. Motion carried 7-0.

ADJOURNMENT

The meeting adjourned at 6:20 PM.

Respectfully submitted,

Shari L. Coughenour, CMC, City Clerk

CITY OF MARSHALLTOWN

ATTEST:

Bethany R. Wirin, Mayor Pro Tempore

Shari L. Coughenour, CMC, City Clerk