COUNCIL PROCEEDINGS
September 14, 2015

The Marshalltown City Council met in regular session on September 14, 2015, at 5:30 PM, in the Council Chambers at City Hall. Mayor Lowrance called the meeting to order and led the Pledge of Allegiance. Scout Troop 308 was recognized as attending for a civic merit badge requirement. Present: Gowdy, Hoop, Lamer, Martin, Schubert, Wirin. Absent: Greer. Schubert moved to approve the agenda, second by Wirin. Motion approved 6-0.

CONSENT AGENDA:
Martin moved to approve the Consent Agenda: Approve Council meeting Minutes of August 24, 2015; Approve Bill List in the amount of $1,771,933.50; Receipt of Civil Service New Hire List, WPCP Maintenance / Electrician II; Approve June Preliminary Financials; Resolution 2015-145 Ordering Construction of the South 18th Avenue Improvements in the City of Marshalltown, Iowa, Setting Public Hearing on Proposed Plans, Specifications, form of contract and estimated cost and directing publication of notice to bidders, project 76015011, hearing on plans and specifications set for Sept 28; Resolution 2015-146 Ordering Construction of the SE South Street Extension in the City of Marshalltown, Iowa, Setting Public Hearing on Proposed Plans, Specifications, form of contract and estimated cost and directing publication of notice to bidders, project 66013008, hearing on plans and specifications set for October 12; Resolution 2015-147 Approving SE South Street Extension Project, RISE agreement with the Iowa Department of Transportation, relating to TIG Distributing Development Agreement; Approve Liquor Licenses: (Pending fire inspection passage) NEW: Oktemberfest, Sept 24 - Sept 29; Denny Gray, "Dave's" at 207 E Main Street, Suite #3; RENEWAL: Casey's #1415, Casey's #1564, Kwik Star #394, Big Kmart, Aldi #43, The Stadium, HyVee Drugstore, Zamora Fresh Market, Totem Bowl, Fiddle & Whistle Pub, 13th Street Inn, Palm Beach Grill & Night Club; second by Gowdy. Consent agenda adopted 6-0.

REPORT:
Kenn Vinson, representing Alliant Energy, informed the council the project is 25-30% complete and is estimated to be completed on schedule, weather permitting.

Jenny Etter, Director, Marshalltown Central Business District, reviewed progress of the last quarter. The MCBD group is working with the local chamber and ISU design students to improve retail storefronts. The pedestrian walkway improvement project is in progress, plans should be finalized in a few months.

MOTION
Public Works Director Nickel explained the Police and Fire Advisory Committee reviewed and interviewed all seven firms submitting a proposal for architect services. The top three were very close, with the top two being preferred as all services are available "in house" at Prochaska and Shive Hattery. The third was FEH Design. Paul Peglow, member of the advisory committee, was present to answer questions about the committee process and stated all seven firms were qualified. Councilors Wirin and Lamer recommended the council accept the committee recommendation of the top three firms, and recommended the council proceed with negotiations with Prochaska, favored due to their use of flexible materials, green building construction and Iowa experience. Mayor Lowrance thanked the advisory committee for their service. The cost of the architect service was not evaluated, selection was based on qualifications. The council will approve the architect services contract after negotiation. Wirin moved to have staff proceed with negotiating architect service agreement with Prochaska, second by Lamer. Motion carried 6-0.

RESOLUTIONS:
Schubert moved to adopt Resolution 2015-148 Calling for Submission to the Voters a Ballot Proposition Regarding Levy for the Marshalltown Public Library, second by Martin. Resolution adopted 6-0.

Lamer moved to adopt Resolution 2015-149 Amending TIG Distributing Development Agreement, relating to Urban Renewal project in Area #2, second by Wirin. Resolution adopted 6-0.

Schubert moved to adopt Resolution 2015-150 Setting Hearing on 2015 Amendment to Urban Renewal plan for Marshalltown Urban Renewal Area No. 3, relating to Bobcat Academy, second by Gowdy. Resolution adopted 6-0.

PUBLIC HEARING
Mayor Lowrance declared the public hearing open regarding the subordination of the lead hazard abatement program lien at 209 N Center Street, Toledo, Iowa. Housing and Community Development Director Spohnheimer explained the appraised valuation of the house is sufficient to cover both the new mortgage and the last year of the 5 year improvement lien. There were no written or public comments. Mayor Lowrance declared the public hearing closed.

Wirin moved to adopt Resolution 2015-151 Accepting Subordination Agreement, relating to HUD Lead Hazard Control Program, for Property Interest at 209 N Center Street in Toledo, Iowa, second by Lamer. Resolution adopted 6-0.

PUBLIC HEARING
Mayor Lowrance declared the public hearing open regarding the amendment of the plan for Urban Revitalization for Area #3. The amendment provides residential tax abatement flexibility, with either three, five or ten year options. Tom Deimerly said the options provide traction to the recent housing study. There were no written or public comments. Mayor Lowrance declared the public hearing closed.

Lamer moved to adopt Resolution 2015-152 Adopting 2015 Amendment to Urban Revitalization Plan for Urban Revitalization Area #3, Tax Abatement, relating to Residential property within city limits, second by Wirin. Resolution adopted 6-0.

ORDINANCES

Wirin moved to adopt the second reading, waive the third reading and adopt Ordinance 14942 to Amend the Code of Ordinances, Section 20-78, reducing speed limit on 18th Avenue to 35 MPH from Jackson Street to 500 feet south of East Anson Street, second by Martin. Ordinance adopted 5-1, with Schubert dissenting due to waiver of a reading.

Schubert moved to adopt the second reading of Ordinance 14943 to Amend the Code of Ordinances, Section 20-161, Prohibiting parking on Boone Street, on both sides of the street, from 9th Street to 12th Street, second by Lamer. Second reading adopted 6-0.

FUTURE AGENDA ITEMS DISCUSSION:

The council discussed the following items to be addressed at a future meeting: Issuance of Bonds – (a) Dilapidated Buildings, (b) Streets, (c) TIG Development project; Façade Grant Application, 16 E Main Street, Clapsaddle-Garber Associates; 2015 Concrete Repair Project 76015006, Change Order #1, $1,647.00; 2012 NE Sanitary Sewer Rehabilitation Project 59011015, Change Order #4, $9,527.04; Change Order #5, $18,743.46; Final Costs $1,236,927.52; North Center Street Bridge replacement project 76016001, application for federal bridge construction fund; Road Use tax report; Final Transfer resolution; Offset program, updated Memorandum of Understanding with Iowa Department of Administrative Services.

PUBLIC COMMENT

There were no public comments.

ADJOURNMENT

With no further action the meeting adjourned at 7:22 PM.

Respectfully submitted,

____
Shari L. Coughenour, CMC, City Clerk

CITY OF MARSHALLTOWN

____
ATTEST: James L. Lowrance, Mayor

____
Shari L. Coughenour, CMC, City Clerk