COUNCIL PROCEEDINGS
August 24, 2015

The Marshalltown City Council met in regular session on August 24, 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. Mayor Lowrance expressed his sympathy to the family of Thomas Colbert, a longtime library supporter and Trustee member. Marty Mitchell, Mitchell Family Funeral Home, was thanked for his donation to the community by sponsoring a free day at the aquatic center. Employees were recognized for their service, Brad Mauseth and Kiel Stevenson, 10 years, and Scott Riemenschneider, 25 years. Present: Gowdy, Greer, Hoop, Lamer, Martin, Schubert, Wirin. Schubert moved to approve the agenda, second by Greer. Motion approved 7-0.

**CONSENT AGENDA:**

Greer moved to approve the Consent Agenda, Approve Council meeting Minutes of August 10, 2015; Approve Bill List in the amount of $1,117,622.95; Receipt of July 2015, Building Report; Receipt of Civil Service Hire List: Park Maintenance Worker I; Tentative Resolution 2015-137 Accepting Subordination Agreement, relating to HUD Lead Hazard Control Program, for Property Interest at 209 N Center Street in Toledo, Iowa, set public hearing for September 14, 2015; Resolution 2015-138 Approving Contract Change Order #4 for the Iowa River Interceptor Project 59011019A, SM Hentges & Sons, $14,907.13; Resolution 2015-139 Approving Certificate of Completion for the Iowa River Interceptor Project 59011019A, SM Hentges & Sons, $5,524,336.08; Resolution 2015-140 Approving Contract Change Order #1, 2015 Columbus and Crestview Repair Project 76015002, Con-Struct, Inc., $7,392.00; Resolution 2015-141 Approving Quote and Award to Con-Struct, Inc., for the construction of South 7th Avenue Repair Project 76015013, $58,100.00; Resolution 2015-142 Approving Engineering Services Agreement with Fox Engineering Associates, Inc., for the WPCP BioGas Generator Project 52015014A, $74,900.00; Approve Liquor Licenses: (Pending fire inspection passage) NEW: Rumours expansion of outdoor service area, August 29, 2015; Beer license for BBQ event at Riverview Park, Gathering Spot, August 28-29; second by Gowdy. Consent agenda adopted 7-0.

**RESOLUTIONS:**

Wirin moved to adopt Resolution 2015-143 Setting Date for Hearing to Amend Plan for Urban Revitalization Area #3, Tax Abatement, relating to Residential property within city limits, second by Greer. Hearing date is September 14. Resolution adopted 7-0.

**PUBLIC HEARING**

Mayor Lowrance declared the public hearing open regarding the amendment of the plan for Urban Renewal Area 2 and the revised Development Agreement with TIG Distributing. The agreement provides for reimbursement of public improvements made by TIG Distributing, including installation of a water line. There were no written or public comments. Mayor Lowrance declared the public hearing closed.

Lamer moved to adopt Resolution Resolution 2015-144 Amending Plan for Urban Renewal Area No 2 in conjunction with TIG Distributing, Inc., and approving revised Development Agreement, second by Martin. Resolution adopted 7-0.

**ORDINANCES**

Greer moved to adopt the first reading of 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 Wirin. First reading adopted 7-0.

Hoop moved to adopt the first 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. First reading adopted 7-0.

**FUTURE AGENDA ITEMS DISCUSSION:**

The council discussed the following items to be addressed at a future meeting: Library levy – report / resolution for consideration at next meeting; New liquor license, Oktemberfest, Sept 24 - Sept 29; New liquor license, Denny Gray, "Dave's" at 207 E Main Street, Suite #3; Order Construction South 18th Ave Improvements Project 76015011; Order Construction SE South Street Extension Project 66013008; Request for Proposal, finance software system; Request for formal quote, outsource information technology service; Preliminary June Financials; Bobcat Academy, requesting a development agreement for tax relief, similar to the tax abatement benefit for building improvement, as they are in Urban Renewal Area #3 and not in an Urban Revitalization area.

**PUBLIC COMMENT**

There were no public comments. Mayor Lowrance asked the public to be mindful of the children beginning school.

**CLOSED SESSION**

At 6:37 PM, 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 Wirin. Motion approved 7-0.

At 6:56 pm, Gowdy moved to enter into regular session, second by Martin. Motion approved 6-1, with Greer dissenting.

**ADJOURNMENT**

With no further action the meeting adjourned at 6:57 PM.

Respectfully submitted,

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Shari L. Coughenour, CMC, City Clerk

CITY OF MARSHALLTOWN

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James L. Lowrance, Mayor

ATTEST:

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Shari L. Coughenour, CMC, City Clerk