

COUNCIL PROCEEDINGS  
DECEMBER 29, 2014

The Marshalltown City Council met in regular session on December 29, 2014, at 12:00 PM, in the Council Chambers at City Hall. Mayor Lowrance called the meeting to order and led the Pledge of Allegiance. Present: Gowdy, Hoop, Lamer, Schubert, Wirin. Absent: Greer and Martin. Schubert approved the agenda, second by Wirin. Motion approved 5-0.

**CONSENT AGENDA:**

Wirin moved to approve the Consent Agenda: Approve Council meeting Minutes of December 8, 2014; December 16, 2014, and December 22, 2014; Approve Bill List in the amount of \$1,745,185.60; Receipt of Building Report, November 2014; Resolution 2014-159 Authorizing Submission of a Community Foundation of Marshall County Grant Application for Earth Day Bottled Water Initiative, not to exceed \$4,000; Resolution 2014-160 Authorizing Submission of a STEP Grant Application for Earth Day Bottled Water Initiative, not to exceed \$1,000; Resolution 2014-161 Approving 28E Memorandum of Agreement with Marshalltown Community School District Relating to Public Use and Maintenance of a Private Street Locally Known as Bobcat Boulevard, an extension of South Third Avenue; Tentative Resolution 2014-162 Providing for the Vacation, Conveyance, and transfer of Title to the Property Herein Described from the City of Marshalltown, Iowa, to the Marshalltown Community School District, relating to the East-West and North-South alley near Rogers School in Block 9, Jerome's Addition, setting Public hearing for January 12, 2015, at 5:30 PM; Resolution 2014-163 Approving Contract Change Order #1 for the 2014 Mill and Overlay Project 76014004, increase of \$29,149.10; Resolution 2014-164 Approving Certificate of Completion and final project costs with OMG Midwest, Inc., dba Cessford Construction, in the amount of \$568,520.63 for Construction of the 2014 Mill and Overlay Project 76014004; Resolution 2014-165 Approving Contract Change Order #1 for the Concrete Repair 2014 Project 76014005, increase of \$22,193.21; Resolution 2014-166 Approving Certificate of Completion and final project costs with Day Construction Services, LLC, in the amount of \$280,863.31 for Construction of the Concrete Repair 2014 Project 76014005; Resolution 2014-167 Approving Contract Change Order #1 for the 2014 Concrete Repair TIF District 3 Project 76014006, decrease of \$20,262.50; Resolution 2014-168 Approving Certificate of Completion and final project costs with Con-Struct, Inc., in the amount of \$273,317.50 for Construction of the 2014 Concrete Repair TIF District 3 Project 76014006; Resolution 2014-169 Approving Contract Change Order #1 for the 2012 Mill and Overlay Project 76012003, decrease of \$24,309.81; Resolution 2014-170 Approving Certificate of Completion and final project costs with OMG Midwest, Inc., dba Cessford Construction, in the amount of \$2,002,551.99 for Construction of the 2012 Mill and Overlay Project 76012003; Approve Liquor Licenses: (pending completion of fire inspection) RENEWAL: Kwik Star #607, Jiffy Convenience Stores, Mama DiGrados' Pasta & Pizza, BPOE Lodge #312 (Elks); Toms Cue and Brew; second by Lamer. Consent agenda adopted 5-0.

**REPORTS:**

Parks and Recreation Director Gray presented the annual Aquatic Center operations report and recommended keeping the same fee structure. Last year's attendance was below the average trend.

**MOTIONS:**

Lamer moved to approve the Comprehensive Annual Financial Report, second by Hoop. Motion carried 5-0.

Wirin moved to approve the 2015 Street Maintenance Design Schedule, second by Schubert. Motion carried 5-0.

**RESOLUTIONS:**

Wirin moved to adopt Resolution 2014-171 Approving a Contract for Law Enforcement Activities between Merged Area VI Community College District / Iowa Valley Community College District and the City of Marshalltown, Iowa, Created Pursuant to Chapter 28E.12 of the Iowa Code, second by Gowdy. Resolution adopted 5-0.

Wirin moved to adopt Resolution 2014-172 Setting Date for Public hearing (January 26, 2015) on 2015 Amendment to Urban Renewal Plan for Marshalltown Urban Renewal Area No. 2, second by Hoop. Resolution adopted 5-0.

Lamer moved to adopt Resolution 2014 -173 Setting Date for Public hearing (January 26, 2015) on Development Agreement with Menard, Incorporated, including economic development payments in an amount not to exceed \$1,325,000, second by Schubert. Resolution adopted 5-0.

**ORDINANCES:**

Schubert moved to adopt the first reading Ordinance 14936 Adopting the National Fire Protection Association 70-2014 National Electric Code as the City of Marshalltown Electrical Code Effective February 1, 2015, first reading, set public hearing on January 26, 2015, second buy Hoop. First Reading adopted 5-0.

**FUTURE AGENDA ITEMS DISCUSSION:**

The council discussed the following items to be addressed at a future meeting: New Tobacco and Carryout Liquor License, 204 E Main Street, Aung Parame Grocery Store; Traffic Control Signage at Nevada Street and 18th Avenue, relating to Alliant Project. Kenn Vinson; 28E Agreement, Iowa Drug Task Force, relating to vehicle maintenance service by the city; November Financial Report; Budget Amendment. Motion at next meeting to set public hearing for January 26, 2015; Reminder Tax Abatement Applications are due February 1, 2015, for qualified residential and commercial property improvement. Eligibility for commercial improvements are limited to two certain areas of the city.

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**ADJOURNMENT**

The meeting adjourned at 1:35 PM.

Respectfully submitted,

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Shari L. Coughenour, CMC, City Clerk

CITY OF MARSHALLTOWN

ATTEST:

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James L. Lowrance, Mayor

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Shari L. Coughenour, CMC, City Clerk