COUNCIL PROCEEDINGS
NOVEMBER 24, 2014

The Marshalltown City Council met in regular session on November 24, 2014, at 5:30 PM, in the Council Chambers at City Hall. Mayor Lowrance called the meeting to order and led the Pledge of Allegiance. Present: Gowdy, Greer, Hoop, Lamer, Martin, Schubert, Wirin. Mayor Lowrance recognized employees for their dedication to the city, AJ Accola, for five years of service and Joan Helm for fifteen years of service. Councilor Martin announced "If I Were Mayor" essay winners will be announced at the December 8 council meeting. December council business meetings are scheduled for December 8 and December 29. Schubert approved the agenda, second by Greer. Motion approved 7-0.

CONSENT AGENDA:

Martin moved to approve the Consent Agenda; Approve Council meeting Minutes of November 10, 2014; Approve Bill List in the amount of $1,106,241.84; Receipt of List of Purchases and Vertical Public Improvements between $10,000 and $35,000 approved by City Administrator; Receipt of October 2014 Building Report; Resolution 2014-143 Supporting Application of Brownfields Assessment Grant from the Environmental Protection Agency (EPA); Resolution 2014-144 Approving Amendment No. 1 to Engineering Services Agreement with FOX Engineering for the 2013 CIPP Sanitary Sewer Study Project 59013009 in the amount of $40,000.00; Resolution 2014-145 Approving Amendment No. 1 to Engineering Services Agreement with FOX Engineering for the Alliant Gas Fired Plant / E. Nevada St – Sewer Project 66013014 in the amount of $85,000.00; Resolution 2014-146 Approving Title VI Compliance Plan; Approve Liquor Licenses: NEW: Haley's Class B Beer, pending fire inspection; RENEWAL: Tacos Y Mariscos, pending fire inspection; second by Wirin. Consent agenda adopted 7-0.

RESOLUTIONS:

Wirin moved to adopt Resolution 2014-147 Authorizing Participation in the Municipalities Continuing Disclosure Cooperation Initiative, second by Lamer. Attorney Bob Josten addressed the council and recommended approval of the resolution and to participate in the Securities and Exchange Commission's "grandfather" reporting situation correction, as some prior reporting deadlines may have not been met, with a prior reporting deadline of 210 days now changed to twelve months. The SEC filing required the audit to be completed. Resolution adopted 7-0.

Lamer moved to adopt Resolution 2014-148 Authorizing Adoption of Policies and Procedures regarding Municipal Securities Disclosure, second by Greer. Attorney Bob Josten recommended establishing policies and procedures regarding Municipal Securities Disclosure. Resolution adopted 7-0.

Greer moved to adopt Resolution 2014-149 Approving Preliminary Official Statement for $2,225,000 General Obligation Corporate Purpose Bonds, Series 2014, for purpose of constructing street and related improvements and of planning and designing a police station, second by Schubert. The Public hearing was previously held on 3/25/14, notice published on 3/5/14. $2,000,000 is for street and related improvements, with $225,000 for funding planning and design of the police station. Resolution adopted 6-1, Lamer dissenting.

PUBLIC HEARING

Mayor Lowrance declared the public hearing open for the funding of the Downtown Curb & Gutter project, $50,000 for fiscal year ending June 30, 2016, funded by TIF Area #4. There were no public or written comments. Mayor Lowrance declared the public hearing closed.

Lamer moved to adopt Resolution 2014-131 Authorizing Loan to Tax Increment Fund, Downtown Curb and Gutter Activities, not to exceed $50,000, through June 30, 2016, second by Schubert. Resolution adopted 7-0.

PUBLIC HEARING

Mayor Lowrance declared the public hearing open for the funding of MEDIC, relating to economic development projects, $50,000 for fiscal year ending June 30, 2016, funded by TIF Area #3. MEDIC Director Tom Deimerly was present to explain MEDIC's economic development purpose. There were no public or written comments. Mayor Lowrance declared the public hearing closed.

Wirin moved to adopt Resolution 2014-132A Approving the Use of Tax Increment Financing Funds to Assist MEDIC ($50,000) with Economic Development Activities Through June 30, 2016, second by Schubert. Resolution adopted 7-0.

PUBLIC HEARING

Mayor Lowrance declared the public hearing open for the funding of economic development relating to the CBD / Main Street Program, $24,000 for fiscal year ending June 30, 2016, funded by TIF Area #4 (Downtown). City Administrator Wetmore explained the city participates in a contractual agreement with the Iowa Department of Economic Development requiring Main Street program funding support for economic development activities in the Downtown TIF District. There were no public or written comments. Mayor Lowrance declared the public hearing closed.

Lamer moved to adopt Resolution 2014-132B Approving the Use of Tax Increment Financing Funds to Assist the Marshalltown CENTRAL BUSINESS DISTRICT / MAIN STREET PROGRAM ($24,000) with Economic Development Activities Through June 30, 2016, second by Greer. Resolution adopted 6-1, Hoop dissenting.

Lamer moved to adopt Resolution 2014-133A Authorizing Loan to Tax Increment Fund, MEDIC, not to exceed $50,000 for eligible projects, through June 30, 2016, second by Martin. Resolution adopted 7-0.

Wirin moved to adopt Resolution 2014-133B Authorizing Loan to Tax Increment Fund, CENTRAL BUSINESS DISTRICT, not to exceed $24,000 for eligible project, through June 30, 2016, second by Martin. Resolution adopted 6-1, Hoop dissenting.

PUBLIC HEARING

(Downtown) Mayor Lowrance declared the public hearing open for funding of the Façade and Code Upgrade Grant, $50,000 for fiscal year ending June 30, 2016, funded by TIF Area #4. The program is administered by a committee, chaired by Doug Husak. There were no public or written comments. Mayor Lowrance declared the public hearing closed.

Schubert moved to adopt Resolution 2014-134 Authorizing Loan to Tax Increment Fund, Façade and Code Upgrade Grant Activities, not to exceed $50,000 for eligible projects, through June 30, 2016, second by Greer. Resolution adopted 6-1, Hoop dissenting.

Lamer moved to adopt Resolution 2014- 150 Obligating Funds from the City's Urban Renewal tax Revenue Fund for Appropriation to the Payment of Annual Appropriation Tax Increment Obligations Scheduled to be Paid in the Next Succeeding Fiscal Year, second by Greer. Resolution adopted 7-0.

Schubert moved to adopt Resolution 2014-151 Approving Professional Services Contract with Wilson Estes Police Architects for Marshalltown Police Department Architectural Services, Project 14013020, Phase I of $87,160.00 with Phase II of $904,845.53 contingent upon bond referendum passage, second by Greer. Public Works Director Justin Nickel explained the contract includes survey, geotechnical work, including soil analysis and traffic study relating to the intersection at Ingledue Street. The total contract is $992,005.53. Resolution adopted 7-0.

MOTIONS:

Gowdy moved to Approve Annual Tax Increment Financing (TIF) Indebtedness Certification to the County Auditor, report due date 12/1/2014, second by Lamer. Motion carried 7-0.

Martin moved to Approve Annual Urban Renewal Report, filed with the Iowa Department of Management, report due date 12/1/2014, second by Gowdy. Motion carried 7-0.

Lamer moved to Approve Annual Financial Report, Fiscal year Ended June 30, 2014, second by Greer. Motion carried 7-0.

TABLED:

Lamer moved to remove from the table Resolution 2014-123 Approving Rental Registration Program Fee Increase, second by Greer. Motion carried 7-0.

Wirin moved to adopt Resolution 2014-123 Approving Rental Registration Program Fee Increase, second by Greer. Resolution adopted 7-0.

FUTURE AGENDA ITEMS DISCUSSION:

The council discussed Airport Capital Improvement Plan, report by Clapsaddle Garber Associates; Public Works Street Division Purchase Contract with O'Halloran International for the Purchase of a 2015 International 7300 SFA 4x2 Dump Truck with Snow Plow attachments in the amount of $128,366.00.

PUBLIC COMMENTS:

Jeremy Adkins, 2101 E Nevada Street, addressed the council relating to property use requirements.

ADJOURNMENT

The meeting adjourned at 6:55 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