

Council Proceedings
March 10, 2014

The Marshalltown City Council met in regular session on March 10, 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. Martin attended the meeting via speakerphone, being out of state. Fire Lieutenant Cecak was recognized for his recent promotion. Schubert moved to approve the amended agenda removing discussion of the financials as the finance director was absent, second by Greer. Motion approved 7-0.

CONSENT AGENDA

Greer moved to approve the Consent Agenda: Approve Council meeting Minutes of February 24, 2014; Approve Bill List in the amount of \$1,002,948.38; Approve purchase of Survey Truck from Union Auto, Inc., \$21,771.00, for a 2014 Ford Explorer; Receipt of Adopted Budget Certificate, Marshalltown Water Works Board of Trustees; Resolution 2014-020 Approving Certificate of Completion and Final Project Costs with Con-Struct, Inc., \$495,558.38 for Construction of the Sidewalk and Ramp Replacement 2013 Project 76012023; second by Wirin. Consent agenda adopted 7-0.

MOTIONS:

Wirin moved to set the public hearing on the Capital Improvement Plan for March 24, 2014, second by Greer. Motion approved 7-0.

The public hearing for the next year's budget was previously set for March 24, 2014. Cindy Kendall, consultant, was present to review highlights of the budget. The Tax Facts sheet reflects increase of the emergency levy. Even including an additional \$50,000 of local option sales and service tax for property tax relief, the anticipated shortfall over last year's revenues is expected to be \$78,000. The recommended and published tax levy with the emergency levy increase is \$14.76357. Wirin asked about healthy fund balances, premium bond rates, asked if drawing down could negatively impact our future bond rating. Kendall responded, saying it could have a detrimental impact. The cash balance sheet shows cash flow reserve maintained of \$1.7M, and bond ratings will look at the cash flow reserve. Operations will suffer more than bond rating due to the legislation passed. There is no impact on current bonds as current principle and interest payments are being met. The council proposed reducing certain line items. Mayor Lowrance asked the council to further discuss the proposed changes at the next meeting.

RESOLUTIONS:

Wirin moved to adopt Resolution 2014-021 Approving Agreement with The Marshalltown Police Department Chauffeurs, Teamsters and helpers Local No. 238 Affiliated with the International Brotherhood of Teamsters, second by Schubert. Resolution adopted 7-0.

Wirin moved to adopt Resolution 2014-022 Approving Agreement with The Marshalltown Engineering Division, Sewer Division, Street Division and Utility Division of the Public Works Department Public Professional and Maintenance Employees Local No. 2003, IUPAT, second by Greer. Resolution adopted 7-0.

Wirin moved to adopt Resolution 2014-023 Approving Agreement with The Marshalltown Water Pollution Control Plant Chauffeurs, Teamsters and Helpers Local No. 238 Affiliated with the International Brotherhood of Teamsters, second by Gowdy. Resolution adopted 7-0.

Greer moved to adopt Resolution 2014-024 Approving Agreement With the International Association of Firefighters, Local Union No. 16, second by Schubert. Resolution adopted 7-0.

Mayor Lowrance declared the public hearing open for the Plans and Specifications for the Iowa River (West) Interceptor Parallel Sewer Project. Brad Bateman, Public Works Staff member described the project. There were no written or public comments. Mayor Lowrance declared the public hearing closed.

Lamer moved to adopt Resolution 2014-025 Approving Plans, Specifications, Form of Contract and Cost for the Iowa River (West) Interceptor Parallel Sewer Project 59011019, second by Wirin. Resolution adopted 7-0.

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FUTURE AGENDA ITEMS DISCUSSION:

The council discussed the Tobacco and Alcohol Compliance Program and retailer civil penalties for violations. Staff was provided direction to offer settlement agreements to retailers failing the compliance checks. City Attorney Ward reviewed the Administrative Law Judge proposed order for Tacos Y Mariscos Maravilla, having two alcohol violations within one year. The second violation was settled and the city expects the first offense settlement agreement to be settled soon. John Oetker requested a new Class A Liquor License for Center Street Station. He has purchased the building and has been general manager the past few years. The council discussed the request, Chief Tupper indicated there is no reason at this time to oppose license issuance. Hilltop and S 8th Street Treatment Options – topic requires further investigation, additional report in two weeks. Contract Change Order #1 2012 NE Sanitary Sewer Rehabilitation Project 59011015, reduction of \$13,836.32. Reminder: Public Hearing on Bond Issues scheduled for March 24, 2014 and April 14, 2014.

PUBLIC COMMENTS:

There were no public comments.

Martin left the meeting at 6:51 p.m.

CLOSED SESSION

At 6:51 p.m. Schubert 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 6-0. At 7:00 p.m. Greer moved to leave closed session, second by Lamer. Motion carried 6-0. Roll Call – Present: Gowdy, Greer, Hoop, Lamer, Schubert, Wirin.

Wirin moved to proceed with purchase option for parcel B at the agreed upon price, second by Gowdy. Motion carried 6-0.

ADJOURNMENT

The meeting adjourned at 7:01 PM.

Respectfully submitted,

Shari L. Coughenour, CMC, City Clerk

CITY OF MARSHALLTOWN

ATTEST:

James L. Lowrance, Mayor

Shari L. Coughenour, CMC, City Clerk