

COUNCIL PROCEEDINGS

January 8, 2018

The Marshalltown City Council met in regular session on January 8, 2018, at 5:30 PM, in the Council Chambers at City Hall. Mayor Greer called the meeting to order and led the Pledge of Allegiance. Present: Cahill, Gowdy, Hoop, Martin, Wirin. Second Ward has a vacancy as of January 1, 2018, due to the election of Joel Greer as Mayor. Greer became Mayor on January 1, 2018. Major Ben Stillwell thanked the Police and Fire Department for assisting the Salvation Army with fundraising.

CONSENT AGENDA:

Lamer moved to approve the Consent Agenda: Approve Bill List in the amount of \$1,420,634.85; Appoint Justin Strom, replacing Tim Bell, and reappoint Kim Barnes, to the Parks & Recreation Advisory Committee, both terms end 1/1/2020; Approve October 2017 Financials Statements; second by Wirin. Consent agenda adopted 6-0.

MOTIONS:

Wirin moved to approve State of Iowa Cigarette /Tobacco/Nicotine permits for: BW Gas & Convenience Retail, LLC, dba Yesway #1048, 1701 Iowa Avenue East, effective 1/30/2018 – 6/30/2018; and East Side Liquor & Grocery, 1116 E Nevada Street, effective 1/8/2018 – 6/30/2018, second by Martin. Motion carried 6-0.

Lamer moved to approve the Comprehensive Annual Financial Report (CAFR), second by Wirin. Motion carried 6-0.

RESOLUTIONS:

Wirin moved to adopt Resolution 2018-001 Authorizing The Parks & Recreation Department To Submit On Behalf Of The City Of Marshalltown A Grant Application To The Community Foundation Related To The Skatepark Upgrade, second by Gowdy. Resolution adopted 6-0.

Lamer moved to discuss tabled item Resolution 2017-341 Approving Application Fees For New Occupied And Unoccupied Residential Rental Properties Within The City Of Marshalltown, Iowa, second by Martin. Motion carried 6-0. Wirin moved to adopt Resolution 2017-341 Approving Application Fees For New Occupied And Unoccupied Residential Rental Properties Within The City Of Marshalltown, Iowa, second by Cahill. Staff recommended implementation of a \$50 initial fee for new registration of rental properties and a \$500 fee for occupied unregistered rental properties. Resolution adopted 6-0.

ORDINANCES:

Gowdy moved to adopt the first reading of Ordinance 14971 to Establish the Licensing of Massage Therapy Businesses in the City of Marshalltown, Iowa, by adding Division 9, Article IV, Chapter 17 of the Marshalltown City Code, second by Cahill. The Ordinance respects legally operating businesses, exempts state licensed massage therapists and allows prosecution of violations by civil infractions for unlicensed massage therapy businesses. Several members of the public spoke against the ordinance, stating the proposed ordinance violates constitutional rights and unfairly equates massage therapy with illicit practices. A few members of the public spoke in favor of the ordinance, being in line with protecting the public from unsavory characters. Wirin moved to table the Ordinance to the January 22, 2018, meeting, second by Cahill. Motion carried 4-2, with Hoop and Lamer opposed.

DISCUSSION:

The council reviewed the proposed Capital Improvement Plan. Finance Director Steiner reviewed the plan by fund. Lamer asked for a joint meeting with the Library Board to discuss their proposed expansion.

Finance Director Steiner recommended the Cash Management Policy be changed to allow a convenience fee and actual card processing fees for online payments to be paid by the consumer.

COUNCIL PROCEEDINGS

January 8, 2018

The council briefly discussed the 2nd Ward Council vacancy. Lamer moved to direct staff to arrange for a special election and not to appoint a replacement, second by Martin. Motion failed 2-4. Opposed: Wirin, Cahill, Gowdy, Hoop. Wirin moved to direct staff to prepare a resolution for consideration on January 22, 2018, for Jay Carollo to be the appointed 2nd Ward member, second by Hoop. Motion failed 2-4. Opposed: Martin, Cahill, Gowdy, Lamer. Hoop moved to direct staff to prepare a resolution for consideration on January 22, 2018, for Brittany O'Shea to be the appointed 2nd Ward member, second by Gowdy. Motion failed 2-4. Opposed: Wirin, Cahill, Lamer, Martin. Martin moved to direct staff to prepare a resolution for consideration on January 22, 2018, for Bob Untiedt to be the appointed 2nd Ward member, second by Cahill. Motion failed 2-4. Opposed: Gowdy, Hoop, Lamer, Wirin. Lamer moved to direct staff to prepare closed session on the January 22, 2018, council meeting if the individuals submit a request for closed session, second by Wirin. Motion failed 1-5. Opposed: Gowdy, Hoop, Martin, Wirin, Cahill. Cahill moved to direct staff to arrange for a special election to fill the vacancy, second by Wirin. Motion carried 5-1. Hoop opposed.

PUBLIC COMMENT:

There were no public comments.

ADJOURNMENT

The meeting adjourned at 7:58 pm.

Respectfully submitted,

Shari L. Coughenour, CMC, City Clerk

CITY OF MARSHALLTOWN

ATTEST:

James L. Lowrance, Mayor

Shari L. Coughenour, CMC, City Clerk