

CITY OF MARSHALLTOWN
COUNCIL AGENDA
CITY HALL COUNCIL CHAMBERS
10 W STATE STREET
JULY 13, 2020, 5:30 PM

City Council Meeting
Mon, Jul 13, 2020 5:30 PM - 8:30 PM (CDT)

Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/403937773>

You can also dial in using your phone.

(For supported devices, tap a one-touch number below to join instantly.)

United States: +1 (312) 757-3119

One-touch: tel:+13127573119,,403937773#

Access Code: 403-937-773

United States (Toll Free): 1 866 899 4679

- One-touch: tel:+18668994679,,403937773#

A. NOTICE TO PUBLIC

The Mayor and City Council welcome comment from the public during discussion of any of the agenda items. You are required to step to the microphone, state your name and address for the record and to limit the time used to present your remarks 3 minutes or less in order that others may be given the opportunity to speak. All speakers shall speak clearly and direct their comments to the Mayor and City Council and not to any Councilor specifically. It is at the discretion of the Mayor and Council to respond to specific questions and comments or to have staff respond during the meeting.

B. CALL TO ORDER

Mayor Joel T.S. Greer

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

Cahill, Gowdy, Hoop, Isom, Martin, Thompson, Wirin.

E. MAYOR, COUNCIL AND ADMINISTRATOR COMMENTS

F. CONSENT AGENDA

1. Approve Minutes, June 22, 2020, And Bill List \$

Documents:

[2020-06-22_Council Minutes.pdf](#)
[BillList07.13.pdf](#)

2. 2nd Quarter Strategic Plan Update

Documents:

[Q2 2020 Strategic Plan Update.pdf](#)

3. Approve Renewal Of State Of Iowa Alcohol License

- Applebee's Neighborhood Bar and Grill- 3101 S. Center St.
- El Portal- 1716 S. Center St.
- Midnight Ballroom- 1700 S. Center St.
- Walgreens #03196- 5 E. Anson St.
- Casey's General Store #3508- 108 Iowa Ave. W.

4. RESOLUTION 2020-193 AMENDING A CONTRACT WITH FRANK SWANSON FOR "SYMBIOSIS" PUBLIC ART PROJECT AT THE POLICE AND FIRE BUILDING

Documents:

[Res for Amending Frank Swanson Symbiosis Contract.pdf](#)
[CONTRACT for the Marshalltown Police Revised July 2020.pdf](#)

5. RESOLUTION 2020-194 ACCEPTING AND AWARDING THE BID FOR PROVIDING SALT FOR ICE AND SNOW CONTROL FOR THE 2020-2021 FISCAL YEAR IN THE CITY OF MARSHALLTOWN, IOWA IN THE AMOUNT OF \$76.51 PER TON

Documents:

[Salt bid FY 20-21.pdf](#)
[Salt001.pdf](#)

6. RESOLUTION 2020-195 TO APPROVE THE CODE BUILDING UPGRADE AND FACADE GRANT APPLICATIONS FOR 201 E. MAIN STREET, MARSHALLTOWN, IOWA

Documents:

[Resolution to Approve Code Upgrade and Facade Grant Applications for 201 E Main Street.pdf](#)
[Senior Living Cohen Esrey Council Request.pdf](#)
[FacadeGrantListing Updated July 1 2020.pdf](#)

7. RESOLUTION 2020-196 APPROVING THE ALLOCATION OF \$80,000 IN TAX INCREMENT FINANCING TO FUND THE

INCENTIVE GRANT FUND

Documents:

[Res Allocating Facade Grant Funds.pdf](#)

8. RESOLUTION 2020-197 APPROVING CONTRACTS FOR PROPERTY ACQUISITION, PERMANENT AND TEMPORARY AND PERSCRIPTIVE EASEMENT ACQUISITION, AND PAYMENT FOR THE S. 12TH AVENUE SIDEWALK CONSTRUCTION PROJECT NO. PLT19001

Documents:

[Property Purchase.pdf](#)
[Easement001.pdf](#)
[Easement 2001.pdf](#)

9. RESOLUTION 2020-198 DECLARING CERTAIN PROPERTY SURPLUS PROPERTY AND AUTHORIZING SALE AND DISPOSAL THEREOF, 1984 JOHN DEERE 2550 TRACTOR

Documents:

[Res Surplus.pdf](#)

10. RESOLUTION 2020-199 ACCEPTING BID AND AUTHORIZING THE PURCHASE OF A 2020 CHEVROLET SILVERADO 2500 HD 4 X 4 REGULAR CAB FOR THE PRICE OF \$28,544.20 FROM KARL CHEVROLET FOR USE IN THE STREET DEPARTMENT

Documents:

[Silverado001.pdf](#)
[Truck purchase-2.pdf](#)

11. RESOLUTION 2020-200 ACCEPTING BID AND AUTHORIZING THE PURCHASE OF A JOHN DEERE 333G COMPACT TRACK LOADER FOR THE PRICE OF \$77,850.00 FROM VAN-WALL EQUIPMENT FOR USE IN THE STREET DEPARTMENT

Documents:

[Res Street Track Loader Purchase.pdf](#)
[Van-Wall001.pdf](#)

12. RESOLUTION 2020-201 APPROVING CONTRACT CHANGE ORDERS #21, 26, 30-31 FOR THE VETERANS MEMORIAL COLISEUM RENOVATION PROJECT, AN INCREASE OF \$ 22,631.07

Documents:

[07-13-2020_2020-_Memo on Coliseum Change Order 21, 26, 30-31.pdf](#)

07-13-2020_2020-_Res for VMC CHANGE ORDERS 21,
26, 30-31.pdf
Garling CO 26 - FB11 Stair Modifications.pdf
Garling CO 30 - Credit Signage.pdf
Garling CO 31 - FB15 Power and Data 101 Conf Room.pdf
Garling CO 21 - FB12 Electrical Changes - CPMI
Comments.pdf
CPMI - COR 21 26 recommendation for approval by
council.pdf
CPMI - COR 30 31 recommendation for approval by
council.pdf

13. TENTATIVE RESOLUTION 2020-202 PROVIDING FOR THE VACATION, CONVEYANCE, AND TRANSFER OF THE ALLEY HEREIN DESCRIBED FROM THE CITY OF MARSHALLTOWN, IOWA, TO JOSE ANGEL REGALADO AND ADRIANA REGALADO

Documents:

Resolution Tentative - Vacate Alley Regaldo.pdf
Alley 107 N Center St - alley map and calculation.pdf

G. RESOLUTIONS

1. RESOLUTION 2020-203 ACCEPTING BID FOR THE CONTRACT FOR THE 1st STREET PARKING LOT REPAIR PROJECT IN THE CITY OF MARSHALLTOWN, IOWA BEING PROJECT NO. PLT19001 IN THE AMOUNT OF \$981,952.50

Documents:

Res Accept Bid PLT19001 1st St Parking Lot.pdf
BID TAB - 7061-18A Updated.pdf
LTR - 2020 07 08 - 706118A - Council - Recommendation of
Award - SPS (1).pdf

2. Resolution 2020-204 To Fix A Date For Public Hearings On Loan Agreements In A Principal Amount Not To Exceed \$13,775,000

Documents:

SetHrngs2020GO CorpPurp LA Marshalltown422742-40-
v1.pdf
Memo for CY2020 GO Borrowing July 13 2020 meeting.pdf

3. RESOLUTION 2020-205 ENDORSING COMMUNITY CATALYST BUILDING REMEDIATION GRANT APPLICATION FOR JOHN BLABAUM DBA WAX XTATIC LLC FOR 18 WEST MAIN STREET

Documents:

Res Endorsing Blabaum Catalyst App.pdf
18 W Main Full App.pdf
Memo on Catalyst Grant.pdf

4. RESOLUTION 2020-206 AMENDING A DEVELOPMENT AGREEMENT WITH PRESERVING US INC. FOR A CATALYST BUILDING GRANT TOTALING \$160,000

Documents:

[Res Amending Preserving US Catalyst Agreement.pdf](#)
[Memo on Catalyst Grant.pdf](#)
[Marshalltown Senior Catalyst Grant Request 6.2.20.pdf](#)

5. RESOLUTION 2020-207 AMENDING A GRANT AGREEMENT FOR SHARED WALL REPAIR WITH JOEL BOTELLO AND ANTONIO BOTELLO TO \$43,450

Documents:

[Res Botello Grant Agreement.pdf](#)
[botello-estimate1134.pdf](#)

6. RESOLUTION 2020-208 AMENDING A GRANT AGREEMENT FOR SHARED WALL REPAIR WITH WIN KYAW TO \$55,170

Documents:

[Res Kyaw Grant Agreement.pdf](#)
[kyaw,win-estimate1135.pdf](#)

7. PUBLIC HEARING AND RESOLUTION 2020-209 ADOPTING TENTATIVE RESOLUTION ACCEPTING THE SUBORDINATION AGREEMENT FOR PROPERTY INTEREST AT 1222 OXFORD AVENUE, LISCOMB, IA 50148 BEING LEAD HAZARD CONTROL PROJECT NO. 53511029

Documents:

[res adopt tent res 1222 Oxford Ave_Liscomb_2020.pdf](#)
[CC_Mem_Sub_1222 Oxford Ave_Liscomb_2020.pdf](#)
[1222 Oxford Ave_Liscomb_Application_061120.pdf](#)
[tent res 1222 Oxford Ave_Liscomb_2020.pdf](#)

8. PUBLIC HEARING AND RESOLUTION 2020-210 APPROVING THE VOLUNTARY ANNEXATION OF CERTAIN REAL ESTATE, 2424 233rd STREET, TO THE CITY OF MARSHALLTOWN, IOWA

Documents:

[07-13-2020_2020-_Olson_Memo_Annexation_071320.pdf](#)
[07-13-2020_2020-_Olson_RES_Annexation_071320.pdf](#)
[07-13-2020_2020-_Olson_annexation_Application_061520.pdf](#)

9. PUBLIC HEARING AND RESOLUTION 2020-211 APPROVING THE VOLUNTARY ANNEXATION OF CERTAIN REAL ESTATE, PARCEL 8317-05-200-005, TO THE CITY OF MARSHALLTOWN,

IOWA

Documents:

[07-13-2020_2020-_Martin Marietta_Memo_Annexation.pdf](#)
[07-13-2020_2020-_Martin Marietta_RES_Annexation.pdf](#)
[07-13-2020_2020-_Martin
Mariette_Annexation_Application.pdf](#)

H. ORDINANCES

1. ORDINANCE 14999 TO AMEND THE CODE OF ORDINANCES, CITY OF MARSHALLTOWN, IOWA BY ADDING CHAPTER 134, NOISE CONTROL AND AMENDING OR REPEALING CONFLICTING SECTIONS, Second Reading

Staff request to waive a reading, due to enforcement issues.

Documents:

[14999 ORDINANCE NOISE CONTROL - TO ADOPT NEW SECTIONS.pdf](#)
[Chapter 134 Noise Ord Memo.pdf](#)

2. ORDINANCE 15000, TO AMEND THE CODE OF ORDINANCES, CITY OF MARSHALLTOWN, IOWA BY AMENDING CHAPTER 76 TRAFFIC SCHEDULES, SCHEDULE IV STOP INTERSECTIONS, SCHEDULE V YIELD INTERSECTIONS AND SCHEDULE VI TRAFFIC SIGNALS, Second Reading.

Documents:

[15000 ORDINANCE SIGNS CH 76 NEW SCHEDULES Yield Stop Sign and Signal.pdf](#)

3. ORDINANCE 15001 TO AMEND THE CODE OF ORDINANCES, CITY OF MARSHALLTOWN, IOWA BY REPEALING SECTIONS RELATING TO BANKRUPT STORES AND PUBLIC SALES, First Reading

Documents:

[15001_Bankrupt Stores MEMO.pdf](#)
[15001_ORDINANCE repealing BANKRUPT STORES, OUT OF BUSINESS SALES.pdf](#)
[15001 1964 ordinance and app-business-going-out-sale.pdf](#)

4. ORDINANCE 15002 TO AMEND THE CODE OF ORDINANCES, CITY OF MARSHALLTOWN, IOWA BY AMENDING CHAPTER 77, PARKING SCHEDULES, SCHEDULE II, NO PARKING ANY TIME

1st Reading to remove inconsistent language regarding parking along East Linn Street between Center Street and 3rd Avenue

Documents:

[15002 ORDINANCE Revise No Parking CH 77 Schedule](#)

I. **DISCUSSION**

1. Request To Forgive 2004 Loan To Westtown LLLP

Documents:

[LETTER to city loan.pdf](#)
[Westtown LLLP Loan Memo.pdf](#)
[2002-271 Clark Urban Renewal Recorded Agrmt.pdf](#)
[2002-11-20cpmin11-20-02.pdf](#)

2. Discussion Of Shared Wall Grant For 116 W Main St- Council Member Thompson

Documents:

[Memo on Shared Wall Grant Request- 116 W Main.pdf](#)

3. Discussion Of Proceeds From Sale Of Fire Station- Council Member Thompson

Documents:

[Memo on Fire Station Sale Proceeds.pdf](#)

J. **PUBLIC COMMENT**

Members of the public may make comments on any item which was not on the agenda during this time. The speaker shall approach the microphone, and state his or her name and address. Comments shall be limited to three minutes, unless a longer comment is authorized by the Mayor. The speaker shall direct comments to the Mayor and to the Council as a whole. The Mayor and Councilors shall not engage in discussion or debate on items raised by members of the public, and no action may be taken on items raised in public comments in order to comply with open meetings laws.

K. **CLOSED SESSION - REAL ESTATE**

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. The City of Marshalltown has an attorney-client relationship with Attorney Roger Schoell, appointed as City Attorney on May 5, 2014, by Council Resolution #2014-047; and with Lynch Dallas P.C., by Council Resolution #2017-093, approved May 8, 2017.

There may be council action by motion following the closed session if directed by the city's attorney.

L. **ADJOURN**

The City of Marshalltown collaborates to provide a welcoming, safe, vibrant, and growing community.

Please visit the City's website for the complete agenda packet and to subscribe to agenda notices and department news. www.marshalltown-ia.gov