

Council Proceedings
March 9, 2020

Mayor Greer called the meeting to order at 5:30 PM, March 9, 2020, in the Council Chambers at 10 W State Street and led the pledge of allegiance. Roll call- Present: Gowdy, Hoop, Isom actively participated by phone until 6:58 PM, Martin, Thompson. Cahill and Wirin were absent.

CONSENT AGENDA:

Gowdy moved to adopt the Consent Agenda: Approve Minutes, 2/24/2020, And Bill List, \$1,521,306.182; Approve November 2019 Financial Statements; Approve December 2019 Financial Statements; RESOLUTION 2020-052 ACCEPTING QUOTE AND AUTHORIZING THE PURCHASE OF A 2020 CHEVROLET SILVERADO 2500HD FOR THE STREET DEPARTMENT, FROM KARL CHEVROLET INC. FOR THE PRICE OF \$28,544.20 RESOLUTION 2020-053 PROVIDING FOR THE DESIGNATION OF A HEALTH OFFICER AS REQUIRED IN THE CITY OF MARSHALLTOWN CODE OF ORDINANCES; License Renewal: Vaughn's Pub; second by Martin. Motion carried 5-0.

MOTIONS

Martin moved to approve new liquor licenses for Hall Of Fame Concessions (Joel Cordt) and Impala Ballroom - Liquor License - Sole Proprietor Changing To Corporation, second by Gowdy. Motion carried 4-1, Hoop dissenting.

RESOLUTIONS:

Gowdy moved to adopt RESOLUTION 2020-054 ALLOWING OPEN CONTAINERS IN RIVERVIEW PARK, 402 WOODLAND STREET, FOR BLESSING OF THE BIKES AND APPROVAL OF LIQUOR LICENSE AND OUTDOOR SERVICE AREA EVENT ON MAY 2, 2020, FOR THE POWESHIEK ANIMAL LEAGUE SHELTER, second by Thompson. Resolution adopted 4-1, Hoop dissenting.

Isom moved to adopt RESOLUTION 2020-055 SETTING THE RESERVE FOR THE AUCTION OF 109 SOUTH 1ST AVENUE AND 8 EAST LINN STREET, second by Thompson. The reserve for both parcels was set at \$80,000. Resolution adopted 5-0.

Martin moved to adopt RESOLUTION 2020-056 ACCEPTING BID AND AUTHORIZING THE AWARD OF CONTRACT FOR THE 2019 PCC PATCH REPAIR PROJECT PROJECT NO. STR 19002 IN THE AMOUNT OF \$149,021.00, second by Hoop. Resolution adopted 5-0.

Gowdy moved to adopt RESOLUTION 2020-057 ACCEPTING BID AND AUTHORIZING THE AWARD OF CONTRACT FOR THE SOUTH 3RD STREET BRIDGE REPAIR PROJECT NO. STR 18003 IN THE AMOUNT OF \$137,909.00, second by Martin. Resolution adopted 5-0.

Thompson moved to adopt RESOLUTION 2020-058 ORDERING CONSTRUCTION OF THE WEST END PARK IMPROVEMENTS 2020 PROJECT 19004, SETTING PUBLIC HEARING ON PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATED COST AND DIRECTING PUBLICATION OF NOTICE TO BIDDERS, second by Hoop. Resolution adopted 5-0.

Martin moved to adopt RESOLUTION 2020-059 AUTHORIZING THE CITY OF MARSHALLTOWN TO SUBMIT A GRANT APPLICATION TO REGION 6 RESOURCE PARTNERS FOR A TRANSPORTATION ALTERNATIVE PROGRAM GRANT FOR THE IOWA RIVER TRAIL, second by Gowdy. Staff confirmed the initial \$30,000 city contribution has been spent. Trails Inc. President Jeff Schneider informed the council Trails Inc. has money in hand for the proposed project. Resolution adopted 5-0.

ORDINANCES:

The council took no action on the first reading of Ordinance 14995 RELATING TO THE ANNUAL COMPENSATION OF THE MAYOR AND CITY COUNCIL, and will consider at the next meeting.

DISCUSSION:

12th AVENUE SIDEWALK EASEMENT ACQUISITION UPDATE. Public Works Director Nickel asked the council for direction, citing easement acquisition difficulties with the Central Iowa Fair Board. The fair board expressed concern over cost of snow removal. The council expressed concern for pedestrians. Thompson moved to forgo the 5' sidewalk as designed, second by Gowdy. Motion failed 2-3, Hoop, Isom, Martin dissenting. The council asked that

staff determine options for the sidewalk. Thompson reminded the council that initial project design was for an 8' wide recreation path, with snow removal by the city.

SIDEWALK IMPROVEMENT REIMBURSEMENT PROGRAM. Pursuant to city code, adjacent property owners are required to maintain sidewalks. The American's Disability Act (ADA) Transition Plan identified about 56.2 miles of sidewalks that do not meet ADA criteria. The city intends to implement a Phase 1 program to address 7.2 miles of deficient sidewalks in fiscal year 2020-2021, estimated at \$1.3M for completion. Staff will be sending out notices by March 31 to property owners with problem sidewalks within Phase 1, part of the 7.2 miles. It is anticipated most of the sidewalk repair work will be completed by August 31, 2020. Property owners may either contract with a repair company on their own or be part of a city sidewalk repair project. Property owners that are not able to contract for their own repair will have two options for paying for the repair completed by the city, 1) voluntary assessment over a period of years, 2) direct billing by the city. Property owners that do not respond to the notification as to their planned method of fixing their sidewalk can be expected to be part of the city sidewalk project for Phase 1 and pay for the work on an involuntary assessment. Properties affected by incomplete tornado stump removal and within the Highway 14 corridor area will not be included until those projects are completed. Brick sidewalks are not "grandfathered" in the ADA Transition Plan. The council briefly discussed five-foot wide sidewalks and "passing panels" in areas with four-foot wide sidewalks.

POLICE & FIRE BUILDING COST UPDATE. Public Works Director Nickel answered questions from the council about the project, with no resolution of the mason issue to date.

PUBLIC COMMENT

Mark Eaton questioned if the \$75K in the Park and Recreation gift fund was available to fund some Veterans Memorial Building reconstruction cost.

CLOSED SESSION- COLLECTIVE BARGAINING PURPOSE

At 6:39 pm, Gowdy moved to enter into closed session pursuant to Section 20.17 subsection 3 of the Code of Iowa concerning strategy meetings of the public employer for collective bargaining purposes. The City of Marshalltown has an attorney-client relationship with Michael Galloway, Ahlers & Cooney, PC, pursuant to an engagement letter dated July 1, 2011, second by Hoop. Motion carried 5-0.

At 6:58 pm, Gowdy moved to enter into open session, second by Martin. Motion carried 4-0, with Isom having left the meeting immediately prior to the motion.

ADJOURNMENT:

Meeting Adjourned at 6:58 PM

Respectfully submitted,

Shari L. Coughenour, CMC, City Clerk

CITY OF MARSHALLTOWN

ATTEST:

Joel T.S. Greer, Mayor

Shari L. Coughenour, CMC, City Clerk