

Council proceedings
May 11, 2020

Senior Council Member Hoop called the meeting to order at 5:30 PM, May 11, 2020, in the Council Chambers at 10 W State Street and led the pledge of allegiance. Roll call- Present: Cahill, Gowdy, Hoop, Isom, Martin, Thompson, Wirin. Cahill, Martin and Wirin fully participated via speakerphone. Due to COVID-19 imposed distancing, the public attended via Go-To-Meeting, and had options to present written comments prior to the meeting, as well as during the meeting via the interactive live-stream meeting. Hoop reminded the citizens to celebrate Police Week.

CONSENT AGENDA:

Thompson moved to adopt the consent agenda, Approve Minutes, April 27, 2020, And Bill List Of \$1,256,693.12; Reappoint Paul Peglow To Civil Service Commission, Term Expires 4/1/2022; Receipt Of April 2020 Building Permit Report; Receipt of Fire Department Annual Report 2019; RESOLUTION 2020-121 APPROVING QUOTE AND AWARD TO NUTRI-JECT SYSTEMS, INC. FOR THE CLEANING AND DISPOSAL OF BIOSOLIDS FOR THE DIGESTER #1 CLEANING PROJECT, IN THE AMOUNT OF \$56,000.00; RESOLUTION 2020-122 DECLARING CERTAIN PROPERTY SURPLUS PROPERTY AND AUTHORIZING SALE AND DISPOSAL THEREOF, 1997 KAWASAKI MULE; RESOLUTION 2020-124 SUPPORTING A FEDERAL BUILD GRANT APPLICATION FOR THE HIGHWAY 14/NORTH 3RD AVENUE RECONSTRUCTION; RESOLUTION 2020-125 ACCEPTING CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING PROGRAM FY 2020 BJA FORMULA GRANT AWARD IN THE AMOUNT OF \$60,953.00; RESOLUTION 2020-136 APPROVING CONTRACT CHANGE ORDER #4 FOR THE 2017 MANHOLE AND POINT REPAIR PROJECT # 59016002 AN INCREASE OF \$52,796.00; RESOLUTION 2020-139 APPROVING CONTRACT CHANGE ORDER #18 FOR THE VETERANS MEMORIAL COLISEUM RENOVATION PROJECT, AN INCREASE OF \$ 25,383.57; second by Isom. Motion carried 7-0.

Isom moved to adopt RESOLUTION 2020-123 APPROVING AMENDED ENGINEERING SERVICES AGREEMENT FOR E. MERLE HIBBS ROAD CONSTRUCTION PROJECT ECO19001 FOR MCCLURE ENGINEERING CO. AN INCREASE OF \$27,500.00, second by Martin. Thompson asked for clarification on the connection to Plaza Heights Road. Staff clarified that the project is not predicated on the connection to Plaza Heights Road, with the scope of the extension ending to the drainage way with a dead end for this phase. Thompson moved to table the item for more information, regarding progress of other proposed development, second by Wirin. Motion to table failed 3-4, with Cahill, Hoop, Isom and Martin dissenting. Resolution adopted 4-3, with Thompson, Cahill, Hoop dissenting.

Isom moved to adopt RESOLUTION 2020-126 ORDERING CONSTRUCTION OF THE E. MERLE HIBBS PROJECT ECO19001, SETTING PUBLIC HEARING ON PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATED COST AND DIRECTING PUBLICATION OF NOTICE TO BIDDERS, second by Martin. Staff reported the project is not predicated on the connection to Plaza Heights Road, with the scope of the extension ending to the drainage way with a dead end for this phase. Council will provide staff direction at a later date regarding the northern street to connect to Plaza Heights Road, if they so desire. Resolution adopted 5-2, Gowdy and Thompson dissenting.

Isom moved to adopt RESOLUTION 2020-127 SETTING DATE FOR PUBLIC HEARING ON AN AMENDMENT TO A DEVELOPMENT AGREEMENT WITH FLINT HILLS HOLDINGS, TO INCREASE ECONOMIC DEVELOPMENT PAYMENTS TO AN AMOUNT NOT TO EXCEED \$575,000, Hearing date, May 26, 2020, 5:30 PM, second by Cahill. Thompson questioned if the project will be completed and stated his opposition to use of TIF. Resolution adopted 6-1, Thompson dissenting.

MOTIONS:

Thompson moved to approve renewal applications for State of Iowa Retail Cigarette, Tobacco, Nicotine and Vapor Licenses, through 6/30/2021, for the following applications received through 5/4/2020: Golden Land Inc 11 E State St, Dollar General Store 2413 S Center St Dollar General Store 408 S 9th St, Fareway Stores 102 W Anson St, Marshall BWS 11 N 3rd Ave, Marshall Tobacco & Vape Shop 19 W Main St, Yesway 1701 Iowa Avenue W, second by Gowdy. Motion carried 6-1, Hoop dissenting.

RESOLUTIONS:

Isom moved to adopt RESOLUTION 2020-128 ACCEPTING BID AND AUTHORIZING THE AWARD OF CONTRACT FOR THE RIVERVIEW PARK STORM WATER PUMP STATION RETAINING WALL AND PAVING PROJECT IN THE CITY OF MARSHALLTOWN, IOWA BEING PROJECT SMW20001 IN THE AMOUNT OF \$211,700.00, second by Thompson. Resolution adopted 7-0.

Martin moved to adopt RESOLUTION 2020-129 ACCEPTING BID AND AUTHORIZING THE AWARD OF CONTRACT FOR THE TIMBER CREEK PEDESTRIAN BRIDGE RECONSTRUCTION PROJECT IN THE CITY OF MARSHALLTOWN, IOWA BEING PROJECT NO. PRK18001 IN THE AMOUNT OF \$349,910.80, second by Isom. Resolution adopted 7-0.

Isom moved to adopt RESOLUTION 2020-130 REJECTING ALL BIDS FOR THE 2020 STREET MAINTENANCE PROJECT IN THE CITY OF MARSHALLTOWN, IOWA BEING PROJECT NO. STR20001, second by Thompson. Resolution adopted 7-0.

Isom moved to adopt RESOLUTION 2020-131 ACCEPTING BID OF AND AUTHORIZING THE AWARD OF CONTRACT FOR THE NE FEMA STREET REPAIR PROJECT #FEMA18004, IN THE AMOUNT OF \$1,546,167.40, TO CONSTRUCT INC., second by Thompson. Resolution adopted 7-0.

Isom moved to adopt RESOLUTION 2020-132 APPROVING A GRANT AGREEMENT WITH JOEL BOTELLO FOR EXTERIOR WALL REPAIRS AT 27 NORTH CENTER STREET, second by Cahill. Resolution adopted 7-0.

Thompson moved to adopt RESOLUTION 2020-133 ADOPTING A MULTI-HAZARD EMERGENCY OPERATIONS PLAN AND EMERGENCY SUPPORT FUNCTIONS, second by Martin. Resolution adopted 7-0.

Isom moved to adopt RESOLUTION 2020-134 AMENDING A DEVELOPMENT AGREEMENT WITH DANI AND GARRETT GOODMAN FOR A CATALYST BUILDING GRANT TOTALING \$250,000, second by Cahill. Resolution adopted 6-1, Thompson dissenting.

Isom moved to adopt RESOLUTION 2020-135 AMENDING A DEVELOPMENT AGREEMENT WITH FLINT HILLS HOLDINGS FOR A CATALYST BUILDING GRANT TOTALING \$175,000, second by Cahill. Resolution adopted 6-1, Thompson dissenting.

PUBLIC HEARING - project plans and specifications

Senior Council Member Hoop declared the public hearing open for RESOLUTION 2020-137 APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT AND COST FOR THE ANSON PARK SHELTER, PROJECT NO. PRK20001 at 6:16 PM. There were no written comments, nor any public comments from the interactive web meeting. Senior Council Member Hoop closed the public hearing at 6:19 PM.

Isom moved to adopt RESOLUTION 2020-137 APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT AND COST FOR THE ANSON PARK SHELTER, PROJECT NO. PRK20001, second by Thompson. Resolution adopted 7-0.

PUBLIC HEARING - project plans and specifications

Senior Council Member Hoop declared the public hearing open for . RESOLUTION 2020-138 APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT AND COST FOR THE S. 6TH ST & MERLE HIBBS CULVERT REPAIR PROJECT NO. SMW19002 at 6:20 PM. There were no written comments, nor any public comments from the interactive web meeting. Senior Council Member Hoop closed the public hearing at 6:22 PM

Isom moved to adopt RESOLUTION 2020-138 APPROVING PLANS, SPECIFICATIONS, FORM OF CONTRACT AND COST FOR THE S. 6TH ST & MERLE HIBBS CULVERT REPAIR PROJECT NO. SMW19002, second by Thompson. Resolution adopted 7-0.

ORDINANCES:

Isom moved to adopt the first reading of ORDINANCE 14996 TO AMEND CITY CODE OF ORDINANCES RELATING TO DOGS AT LARGE, second by Cahill. First reading adopted 7-0.

Thompson moved to waive the second and third reading of and to adopt ORDINANCE 14996 TO AMEND CITY CODE OF ORDINANCES RELATING TO DOGS AT LARGE, second by Isom. Ordinance adopted 7-0.

DISCUSSION:

FY20 General Fund Budget Update: Finance Director Steiner reported revenues are down at the end of this fiscal year, attributed to people self-quarantining during the COVID-19 pandemic, for the following funds: Road Use Tax, Local Option Sales Tax; Hotel /Motel Tax and general fund collections. In spite of the reduced revenues, the city is sitting OK for fiscal year ending June 30, 2020, due to diligent staff watching the bottom line.

PUBLIC COMMENT

There were no written comments, nor any public comments from the interactive web meeting.

ADJOURNMENT:

Meeting Adjourned at 6:34 PM

Respectfully submitted,

Shari L. Coughenour, CMC, City Clerk

CITY OF MARSHALLTOWN

ATTEST :

Joel T.S. Greer, Mayor

Shari L. Coughenour, CMC, City Clerk