

**COUNCIL PROCEEDINGS**  
**August 24, 2020**

Mayor Greer called the meeting to order at 5:30 PM, August 24, 2020, at the City Hall Council Chambers, 10 W State Street, and led the pledge of allegiance. Roll call – Present: Cahill, Gowdy, Hoop, Isom, Martin, Thompson, Wirin. Cahill thanked city staff and first responders for their response to the derecho 8/10. Martin suggested the council consider altering the open burn ban prior to 10/1. Moment of silence was held for Jay Carollo.

**CONSENT AGENDA:**

Wirin moved to adopt the consent agenda, less approval of a tree trimmer license for Martin's Tree Service and items 7 and 13: APPROVE MINUTES AUGUST 12, 2020 AND BILL LIST \$1,929,073.03; APPROVE JUNE 2020 PRELIMINARY FINANCIAL STATEMENTS, APPROVED CONTRACT BETWEEN CONTRACTOR & CITY OF MARSHALLTOWN, IOWA FOR TREE CLEANUP SERVICES WITH THORPE, APPROVE TREE TRIMMER LICENSES FOR HI-TECH TREE SERVICE AND TOP NOTCH TREE SERVICE INC, RESOLUTION 2020-237 TO EXTEND DUE DATE FOR FACADE WORK AT 19 & 21 S. 2ND AVE, RESOLUTION 2020-238 SUPPORTING A GRANT APPLICATION TO THE REBUILD MARSHALLTOWN FUND FOR THE CONSTRUCTION OF A DOWNTOWN PICKLEBALL POCKET PARK, RESOLUTION 2020-240 IN SUPPORT OF MARSHALLTOWN CENTRAL BUSINESS DISTRICT'S MAIN STREET IOWA CHALLENGE GRANT APPLICATION TO THE IOWA ECONOMIC DEVELOPMENT AUTHORITY FOR 4 EAST MAIN STREET- ZAMORA'S FRESH MARKET, RESOLUTION 2020-241 WAIVING THE APPLICABLE SETBACK REQUIREMENTS UNDER ZONING ORDINANCE SECTION 156 OF THE CITY CODE FOR WORK RELATING TO THE CIVIL EMERGENCY AUGUST 10, 2020, SEVERE WEATHER EVENT, RESOLUTION 2020-242 WAIVING DEMOLITION PERMIT FEES RELATING TO THE CIVIL EMERGENCY FROM THE SEVERE WEATHER EVENT AUGUST 10, 2020, RESOLUTION 2020-243 APPROVING CONTRACT CHANGE ORDER #5 FOR THE 2017 MANHOLE AND POINT REPAIR PROJECT #59016002 A DECREASE OF \$2,521.60, RESOLUTION 2020-244 TO APPROVE THE FEDERAL RECREATIONAL TRAIL APPLICATION FOR THE IOWA RIVER'S EDGE TRAIL, RESOLUTION 2020-246 AMENDING THE BANKING SERVICES AGREEMENT WITH GREAT WESTERN BANK FOR A REDUCTION IN THE INTEREST RATE, RESOLUTION 2020-247 TRANSFERRING FUNDS FOR FISCAL YEAR 2020 THROUGH JUNE 30, 2020; second by Gowdy. Motion carried 7-0.

Isom moved to adopt RESOLUTION 2020-239 FOR INCENTIVE FACADE GRANT REQUEST FOR ZAMORA'S; second by Wirin. Discussion was held regarding the priority of repair items and the timeframe. No public comment. Motion carried 6-1, Thompson dissenting.

Isom moved to adopt RESOLUTION 2020-245 AMENDING THE OFFER TO PURCHASE ASSIGNED TO MARSHALLTOWN LOFTS, LLC, TO EXTEND THE CLOSING AND COMPLETION DATES; second by Martin. Marshalltown Lofts LLC advised they do not plan on further extensions however it is out of their hands. No public comment. Motion carried 7-0.

**RESOLUTIONS:**

Martin moved to pull this item off the table for discussion TABLED ITEM: RESOLUTION 2020-218 FORGIVING A \$400,000 LOAN MADE TO WESTOWN LLLP FOR THE

CONSTRUCTION OF THE WESTOWN APARTMENTS; second by Isom. Motion carried 7-0. Martin moved to adopt RESOLUTION 2020-218 FORGIVING A \$400,000 LOAN MADE TO WESTOWN LLLP FOR THE CONSTRUCTION OF THE WESTOWN APARTMENTS; second by Isom. Property owner Mr. James Clark was present and withdrew his request to forgive the loan. Motion to adopt resolution failed 0-7, all councilors dissenting.

Gowdy moved to adopt RESOLUTION 2020-248 AWARDING SALE OF GENERAL OBLIGATION CORPORATE PURPOSE AND REFUNDING BONDS, SERIES 2020A AND AUTHORIZING EARLY REDEMPTION OF OUTSTANDING BONDS; second by Isom. Maggie Burger, Speer Financial, presented 6 bids and recommended accepting the low bid from Piper Sandler & Co, Minneapolis, MN of 0.794927% interest rate. Motion carried 6-1, Hoop dissenting.

Wirin moved to adopt RESOLUTION 2020-249 AWARDING SALE OF TAXABLE GENERAL OBLIGATION AIRPORT IMPROVEMENT BONDS, SERIES 2020B; second by Isom. Maggie Burger, Speer Financial, presented 6 bids and recommended accepting the low bid from DA Davidson, Denver, CO of 1.112969% interest rate. Motion carried 6-1, Hoop dissenting.

Thompson moved to adopt RESOLUTION 2020-250 APPROVING THE PURCHASE OF A 2020 PIERCE AERIAL PLATFORM AND A 2020 PIERCE PUMPER AND DECLARING CERTAIN PROPERTY SURPLUS AND AUTHORIZING SALE AND DISPOSAL THEREOF, 1992 PIERCE AERIAL PLATFORM AND 2006 PIERCE PUMPER; second by Cahill. No public comment. Motion carried 7-0.

**PUBLIC HEARING:**

Mayor Greer opened a public hearing for RESOLUTION 2020-236 APPROVING INTERLOCAL GRANT AGREEMENT FOR THE IOWA/BYRNE-JUSTICE ASSISTANCE GRANT PROGRAM (JAG) \$16,027.00 SPLIT 50% WITH MARSHALL COUNTY, TO ASSIST WITH LAW ENFORCEMENT PROGRAMMING OR EQUIPMENT PURCHASES, AND APPROVAL OF MEMORANDUM OF UNDERSTANDING TO SHARE GRANT FUNDS WITH MARSHALL COUNTY at 6:33 pm. No public comments were received. Chief Tupper advised the application was submitted to purchase sound system equipment for the firearms range, crime scene photography equipment and night vision thermal equipment. No Council comments were made. Mayor Greer closed the public hearing at 6:34 pm. No action was required because the resolution was approved at the August 12, 2020, meeting.

**DISCUSSION:**

Fareway Stores is requesting financial assistance for the reconstruction of the sidewalk on Anson Street, the driveway access approaches in the right-of-way and the waiver of permit fees due to a loss of the full value of the tax exemption by keeping their current store open during construction. One option would be for the council to consider a new construction grant from local option sales tax. The council requested city staff bring back figures of these costs to the 9/14 meeting.

**PUBLIC COMMENT:**

Kendall Derby, 208 N 3<sup>rd</sup> St, Marshalltown, was present to comment on the response to the derecho of 8/10. She felt there was a lack of communication and shelters were not made a priority and suggested a work session to discuss emergency response plans.

Chief Tupper, Chief of Police, Marshalltown, commented they utilized news outlets, radio, social media, city website and the newspaper to push out information. Social service partners like the Red Cross would not respond due to COVID-19. The Salvation Army was a huge asset once they restored power.

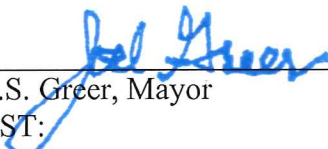
Cahill moved to go into a closed session pursuant to Section 21.5, subsection (1) paragraph (j) of the Code of Iowa to discuss the purchase or sale of particular real estate only where premature disclosure could be reasonably expected to increase the price the governmental body would have to pay for that property or reduce the price the governmental body would receive for that property; second by Wirin. Motion carried 7-0 and the Council entered closed session at 7:06 pm. Thompson moved to return to open session; second by Cahill. Motion carried 7-0 and the Council returned to open session at 7:23 pm. Roll call—Present: Cahill, Gowdy, Hoop, Isom, Martin, Thompson, Wirin. Isom moved to proceed with the real estate sale as discussed in closed session; second by Gowdy. Motion carried 7-0.

The meeting adjourned at 7:24 pm.

Respectfully Submitted,

CITY OF MARSHALLTOWN, IOWA

  
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Alicia Hunter, City Clerk

  
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Joel T.S. Greer, Mayor  
ATTEST:

  
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Alicia Hunter, City Clerk

BILL LIST 08/24/20

**Advertising**

T-R/2 1,007.53

**Consulting & Professional Fees**

Amberage/1 650.00  
 Bernie.Lowe/1 44.25  
 Bishop.Engr/1 1,625.00  
 Bolton&Menk.Inc/8 12,982.00  
 C.P.M.I./1 14,340.00  
 Impact.7G.Inc/1 142.50  
 Structural.Engr/2 1,520.00

**Contracts**

Aramark.Unfrm/2 43.64  
 BDH/1 8.97  
 CONSOLIDATED.FL/1 800.00  
 Cummins.Service/1 49,029.04  
 Envisionware/1 300.00  
 ESRI.Inc./3 12,900.00  
 Garling.Constr/1 423,991.17  
 Koch.Office/1 474.61  
 M.C.S.D./1 2,374.90  
 Mtn.Aviation/1 642.00  
 Premier.Equip/1 29.54  
 RK.Dixon/1 605.16  
 Schendel.Pest.C/2 102.50  
 Schumacher.Elev/2 440.84  
 Servicemaster/1 1,772.00  
 Stericycle.Inc/3 187.08  
 Stone.Sanit/1 115.56  
 Verizon.Connect/1 242.85

**Library Books**

Baker.Taylor/33 2,508.11  
 Cengage.Learn/2 98.21  
 CenterPoint.Prn/1 25.32  
 MicroMarketing./2 274.96  
 OVERDRIVE,INC./2 817.65  
 RECORDED.BOOKS/1 47.84

**Medical**

Bernie.Lowe/1 186.00  
 HARTFORD.ACCTS/1 6,627.98  
 McFarland.CI/1 101.20  
 Medtrak.Service/1 750.73

**Payroll**

Construct/1 290,765.65

**Payroll.Deductions**

American.Educa./1 64.41  
 Collection.Svs./4 983.39  
 Colonial.Life/1 435.76  
 Entenmann.Rovin/1 226.50  
 Fidelity.Securt/2 432.30  
 I.P.E.R.S./7 82,213.23  
 I.R.S./6 88,729.79  
 IA.Treasurer/4 20,190.00  
 ICMA.457/10 13,475.08  
 M.F.P.R.S.I./4 115,683.00  
 TotalAdmin.Serv/5 8,421.77  
 United.Way/4 821.02

**Payroll.Net**

Payroll/1 317,827.57

**Refund/Reimbursed**

Avalos, Rosario/1 125.00  
 Baker.Taylor/1 16.80  
 Drew, Marvis/1 70.00  
 Duff, Ben/1 100.00  
 Earles, Scott/1 88.55  
 HERNANDEZ,M/1 145.00  
 IA.Treasurer/1 224.00  
 Nichols, Mel/1 45.00

Reynolds, Nicol/1 82.33  
 Saravia,V/1 45.43  
 Struble, Raymon/1 120.00  
 Tice, Jeff/1 21.76

**Service/Repairs**

A.S.C.A.P./1 12.83  
 AG.LIME.TRUCKG/2 3,650.00  
 Arnold.Motor.Su/1 14.70  
 Blake, Tom/3 5,150.00  
 Bohl,P/1 10.00  
 Century.Link/51 869.38  
 Centurylink.Id/6 12.31  
 Cntrl.IA.Farm/1 14.80  
 Construct/1 294,591.23  
 Daves.Crane/1 780.00  
 Fexsteve Ltd Co/2 7,450.00  
 Gray,D/1 3,819.50  
 Hanke,R/1 150.00  
 Heart.of.Iowa/12 3,577.06  
 IA.Treasurer/2 17,804.00  
 Jasper.Constr.S/1 38,756.15  
 Language.Line.S/1 422.45  
 Lechnir,J/1 10.00  
 Ledford,M/3 580.00  
 LENZ,D/1 495.00  
 LISKOWIAK,M/1 2,695.00  
 Marco.Holdings/1 67.92  
 Mtn.Aviation/2 1,510.24  
 ONE.SOURCE/2 45.00  
 Otten, Joseph/1 15,300.00  
 Praetorian.Digi/1 2,914.00  
 Racom.Corp/1 85.00  
 Rainbow.Car.Was/1 75.00  
 Sandry.Fire.Su/1 674.90  
 Star.Equipmt/1 204.91  
 Team Srv Inc/1 1,512.89  
 Tuttle.Plmbg/1 242.52  
 UPHDM.Medicine/1 861.00

**Supplies/Parts**

Acco.Unlimited/1 882.00  
 Advance.AutoPts/1 10.32  
 Arnold.Motor.Su/18 1,060.62  
 BDH/3 777.13  
 Beacon.Athletic/2 460.00  
 Biller.Press/1 852.90  
 Bituminous.Mat/1 367.31  
 City.Laundrying/5 269.98  
 Cntrl.IA.Distr/1 205.00  
 Cntrl.IA.Farm/1 180.72  
 Crescnt.Electrc/1 1,417.40  
 DEMCO.INCORP./2 707.32  
 Envisionware/1 1,270.00  
 Gillig.LLC/2 594.78  
 Inland.Truck/1 1,414.15  
 Janway.Co.USA/1 885.55  
 LARRY'S.TOWING/1 210.00  
 Marco.Holdings/1 365.80  
 Marsh.Co.Engr/23 11,404.00  
 Martin.Marietta/2 843.88  
 Menards/3 126.66  
 Midland.Scienti/1 26.39  
 Midwest.Safety./1 256.05  
 Municpal.Ergenc/2 1,200.45  
 Nutrien.Ag.Sol/4 3,511.00  
 Office.Express/1 59.95  
 Plumb.Supply/1 670.49  
 Racom.Corp/4 564.00  
 Rainbow.Car.Was/1 54.50  
 ROSENBLUM,S/1 8.66

BILL LIST 08/24/20

ShoBiz,Minutema/1	690.00
Showcases,Inc/1	54.04
Sign.Creations/1	65.00
STAPLES/1	125.66
Star.Equipmt/1	272.66
STATE.HYGIENIC/1	0.50
Storey.Kenwrthy/1	326.13
Team 1 Network/1	595.00
Thiesens.Supply/5	175.73
Thompson.Tr.V/3	225.98
Titan.Machinery/1	217.30
Tri.State.Lock/1	144.00
Uline/2	2,984.37
USS.Polaris/1	146.99
Vajgrt.R/1	170.00
VanGundy,D/1	42.59
<b>Travel/Training</b>	
Hae Tha Lay Paw/1	45.00
<b>Utilities</b>	
Alliant.Energy/54	7,225.63
Consumr.Energy/2	381.72
Mtwn.Wtrwrks/1	1,007.45
<b>Total/428</b>	<b>1,929,073.03</b>