

Council Proceedings
July 27, 2009

The Marshalltown City Council met in regular session on July 27, 2009, at 5:30 PM in the Council Chambers at City Hall. Mayor Beach called the meeting to order and led the Pledge of Allegiance. ROLL CALL: Present – Backoff, Grabenbauer, Hoop, Maxwell, Schubert, Wenner and Wirin. Mayor Beach thanked Scott Johnson for 25 years of service to the city and proclaimed the week of July 27 – August 1 as Bobcat Baseball Week. Firetree Ltd has submitted a proposal to the Federal Bureau of Prisons for a five year contract to provide re-entry service for federal inmates. Public comments should be written and addressed to the Bureau of Prisons.

Schubert moved to approve the agenda, second by Wenner. Motion approved 7-0.

Wenner moved to approve the consent agenda items: Approve Council Minutes of July 13, 2009, and July 16, 2009; Approve Bill List in the amount of \$1,083,561.46; Receipt of Senior Citizens Center Treasurer Report dated July 9, 2009; Building Report for June 2009, improvements of \$194,000.; Resolutions relating to CDBG Housing Rehabilitation Program: Resolution 09-099A Adopting a Procurement Policy, Resolution 09-099B Prohibiting the Use of Excessive Force, Resolution 09-099C Establishing an Equal Opportunity Policy, Resolution 09-099D Accepting Compliance with the Drug Free Act, Resolution 09-099E Adopting a Code of Conduct, Resolution 09-099F Adopting an Affirmative Fair Housing Policy, Resolution 09-099G Adopting a Residential Anti-Displacement and Relocation Assistance Plan (RARA); Resolution 2009-100 Approving 2009 Insurance Contract with Koehler Insurance for the Lead Program Contractor's Pollution Liability Insurance Governing City Employees and Authorizing the City Administrator to Execute Contract; Resolution 2009-101 Approving Supplement Agreement for Maintenance of Primary Roads, Highway 14 from Iowa Avenue to Woodland Street, \$17,346.00, July 1, 2009 through June 30, 2010; Resolution 2009-102 Declaring Surplus Equipment, 1986 GMC Pickup, 1978 Woods Model 315 Mower and Authorizing Disposal Thereof; Resolution to 2009-103 Approve REAP Application for Linn Creek Trail Extension from Grimes Farm to Marshall County Highway S75; Resolution 2009-104 Approving 28D Agreement with the Marshalltown Community School District to Support a Liaison Police Officer at the Marshalltown High School; Resolution 2009-105 Approving Agreement with the IDOT for Airport Improvement Projects, FY 2010; Resolution 2009-106 Affirming the City of Marshalltown's Support of and Partnership with the 2010 Census; second by Backoff. Motion approved 7-0.

REPORT:

Wenner moved to approve the proposal by CPMI for construction management services during the Carnegie building remodel, second by Backoff. Hierstein informed the public bids will be let to take advantage of a General Contractor, if that is advantageous to the project. Motion carried 6-1, with Schubert dissenting in general against the project.

RESOLUTIONS:

Schubert moved to adopt Resolution 2009-107 Regarding Health Care Coverage for Retirees under Medicare who are not eligible for Part F Supplemental Coverage due to ALS, second by Backoff. Wirin moved to table the discussion to allow more time to review options and discussion. The motion failed for lack of a second. Wirin desired more information regarding disability retirements, whether the overall group would be affected by this modification and if there would be a recommended time limit. Schubert called for the question. Resolution adopted 5-2 with Hoop and Wirin dissenting. (Note: Parliamentary procedure error. Schubert's motion required a second and 2/3 majority approval before stifling discussion.)

Backoff moved to adopt Resolution 2009-108 Committing City Funds to Library Reuse Project, second by Wenner. Additional \$600,000 in funds from I-JOBS will help expand the project for the Carnegie Building improvements and perhaps allow the expansion of Phase I. The current budget of \$1.2M covers the cost of HVAC, electrical, new ceilings, flooring where required and office partitions. Resolution adopted 6-1, with Schubert dissenting.

Grabenbauer moved to adopt Resolution 2009-109 approving a Loan Agreement and providing for the issuance of \$700,000 General Obligation Municipal Building Improvement Bonds, Series 2009B, and providing for the levy of taxes to pay the same, second by Wenner. Hierstein informed the council the debt payback would not increase taxes or the debt repayment schedule. The loan with ~1.27% interest will be paid off within three years. Resolution adopted 6-1, with Schubert dissenting.

ORDINANCES:

Schubert moved to adopt the second reading of Ordinance 14859 Approving Rezoning of 310 East Anson, (PIN 07-35-428-021) to CC Community Commercial from R3 Medium Density Residential, second by Wirin. Second reading adopted 7-0.

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Wenner moved to adopt the first reading of Ordinance 14860 to Vacate the East-West Alley on the South Abutting and Contiguous to the West Half of Lot 7 and all of Lots 8 and 9, Block 1, Wood's Second Addition to Marshall, Marshall County, Iowa, as described; to terminate the right of public use therein, second by Wirin. This property, an alley near 1103 Turner Street, is to be conveyed to Marshall County Habitat for Humanity, Inc., in accordance with agreement for use of property at 1217 W Main Street, the lead safe house. First reading adopted 7-0.

PUBLIC COMMENTS:

Bill Egleston, 509 Brentwood Road, congratulated the city on news that \$252,000 of IJOBS funding will be used to offset the road use tax decline, suggesting the money should be spent on potholes.

ADJOURNMENT:

The council promptly adjourned at 6:06 P.M.

Respectfully submitted,

Shari L. Coughenour, CMC, City Clerk

CITY OF MARSHALLTOWN

ATTEST:

Gene L. Beach, Mayor

Shari L. Coughenour, CMC, City Clerk