



**COUNCIL AGENDA
CITY HALL COUNCIL CHAMBERS
NOVEMBER 23, 2009 at 5:30 PM**

NOTICE TO PUBLIC: The Mayor and City Council welcome comment from the public during discussion. 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 in order that others may be given the opportunity to speak.

CALL TO ORDER: Mayor Beach

PLEDGE OF ALLEGIANCE:

ROLL CALL: Schubert, Wenner, Wirin, Backoff, Grabenbauer, Hoop, Maxwell.

MAYOR, COUNCIL AND ADMINISTRATOR COMMENTS:

APPROVAL OF AGENDA:

CONSENT AGENDA: All items listed under the consent agenda will be enacted by one motion. There will be no separate discussion of these items unless a request is made prior to the time Council votes on the motion.

1. Approve Council Minutes of November 9, 2009.
2. Approve Bill List in the amount of \$1,373,025.14.
3. Resolution 2009-175 Approving Agreement with Clapsaddle Garber Associates, Inc., for Engineering Services for the Airport Hanger Apron Rehabilitation Project No. 77009014A.
4. Resolution 2009-176 Approving Use of Tax Increment Financing Funds to Purchase 35 N 1st Street Pursuant to the RDG Study up to a maximum of \$91,000 and Authorizing Internal Tax increment Revenue Fund Loan.
5. Resolution 2009-177 Authorizing Internal Tax Increment Revenue Fund Loan to Accomplish 2009-2011 Projects and Ordering Certification of Same to County Auditor.
6. Resolution 2009-178 Approving the Use of Tax Increment Financing Funds to Assist MEDIC and The Marshalltown Central Business District / Main Street Program with Economic Development Activities
 - a. MEDIC: \$50,000 for each of next five fiscal years, through June 30, 2015
 - b. Main Street: \$24,000 for each of next three fiscal years, through June 30, 2013.
7. Resolution 2009-179 Approving 28E Agreement with Marshall County, Iowa, Regarding Parking Enforcement.
8. Resolution 2009-180 Approving Fee Schedule of Services for Dog Park.
9. Resolution 2009-181 Accepting Bid and Authorizing Award of Contract for the Center Street Improvements from State Street to Linn Street, Project 76009006A, with Brycon, LLC, in the amount of \$479,971.00.
10. Resolution 2009-182 Approving Contract and Bond for Construction of the Center Street Improvements from State Street to Linn Street, Project 76009006A, with Brycon, LLC, in the amount of \$479,971.00
11. Resolution 2009-183 Approving Amendment Number Nine to the Employment Agreement with Richard Hierstein, City Administrator.

(end of consent agenda items)

REPORT

- 12. Motion approving September 2009 Financials
- 13. Carnegie Building Rehabilitation bid update and award of bids
 - a. Resolution Accepting Bid and Authorizing Award of Contracts for the Carnegie Building Rehabilitation Project 22007001A

ORDINANCES:

PUBLIC HEARING

- 14. Ordinance 14864 Amending the Marshalltown Zoning Ordinance Rezoning Property Located at What is Commonly Known as French Park from R3 Medium Density Residential to M2 Heavy Industry. (PIN 07-25-377-004), third reading.

PUBLIC HEARING

- 15. Ordinance 14865 An Ordinance To Vacate The North-South And East-West Alleys And That Portion Of Woodbury Street Abutting The Parcel As Described To Terminate The Right Of Public Use Therein Vacating Alleys, Streets Relating To French Park, third reading. (near and in PIN 07-25-377-004)

RESOLUTIONS:

- 16. Resolution 2009-173 Approving Contract with JBS, USA, LLC. (Regarding Contract for Sale of Property, known as French Park-PIN 07-25-377-004)

PUBLIC HEARING

- 17. Resolution 2009-184 Adopting Tentative Resolution Providing for the Vacation of Public Use and Conveyance and Transfer of Title to French Park and the Transfer and Conveyance of Alleys, Herein Described from the City of Marshalltown, Iowa, to the Abutting Property Owner and Upon the Terms and Conditions Therein Described and Authorizing Execution and Delivery of Quit Claim Deed (PIN 07-25-377-004).

PUBLIC COMMENTS:

ADJOURNMENT: