

**CITY OF MARSHALLTOWN**  
**COUNCIL AGENDA**  
**CITY HALL COUNCIL CHAMBERS**  
**10 W STATE STREET**  
**JUNE 13, 2022, 5:30 PM**

A. **CALL TO ORDER**

NOTICE TO THE PUBLIC: The Mayor and City Council welcome comments from the public during discussion of any of the agenda items.

You are required to step to the microphone, state your name and address for the record and limit the time used to present your remarks to 3 minutes or less in order for others to be given the opportunity to speak. All speakers shall speak clearly and direct their comments to the Mayor and City Council and not to any Councilor specifically. It is at the discretion of the Mayor and Council to respond to specific questions and comments or to have staff respond during the meeting.

B. **PLEDGE OF ALLEGIANCE**

C. **ROLL CALL**

Hoop, Isom, Kell, Ladehoff, Schneider, Thompson, Walker

D. **MAYOR, COUNCIL AND ADMINISTRATOR COMMENTS**

E. **CONSENT AGENDA**

1. **APPROVE MINUTES 05/23/22 MEETING AND BILL LIST**  
**\$2,110,792.19**

Documents:

[2022-05-23 SIGNED Council Minutes.pdf](#)  
[2022-06-13\\_BILL LIST\\_Summary.pdf](#)  
[2022-06-13\\_BILL LIST\\_Detail.pdf](#)

2. **Receipt Of Building Permit Report, May 2022**

Documents:

[0522.pdf](#)

3. **APPROVE CIVIL SERVICE HIRE LIST - PLANNER**

Documents:

4. APPROVE LIQUOR LICENSE RENEWALS

- MAMA DIGRADO'S, PASTA & PIZZA
- FRIENDS OF THE ORPHEUM THEATER (to continue Live After 5 Events)

5. APPROVAL OF RENEWAL APPLICATIONS FOR STATE OF IOWA RETAIL CIGARETTE, TOBACCO, NICOTINE AND VAPOR LICENSES, THROUGH 6/30/2023

- GIT-N-GO #34, 3302 S CENTER ST
- GIT-N-GO #35, 902 W LINCOLNWAY
- JIFFY #922, 111 S 3RD AVE
- SHAG, 2500 S CENTER ST #1450
- KWIK STAR #706, 810 S 3RD AVE
- KWIK STAR #607, 814 S 6TH ST
- KWIK STAR #394, 2500 S CENTER ST
- EASTSIDE LIQUOR & GROCERY, 1116 E NEVADA ST
- MARSHALL BWS, 11 N 3RD AVE
- MARSHALL TOBACCO & VAPE OUTLET, 19 W MAIN ST
- DEPOT LIQUOR & GROCERY, 114 N CENTER ST
- FAMILY DOLLAR STORE #22186, 327 S 3RD AVE
- VAUGHN'S PUB, 22 N 1ST AVE

6. RESOLUTION 2022-144 APPROVING ENGAGEMENT LETTER WITH BOND COUNSEL DORSEY & WHITNEY LLP FOR THE 2022-2024 STATE REVOLVING FUND (SRF) SEWER SYSTEM IMPROVEMENT FINANCING

Documents:

[2022-06-13\\_2022-144\\_Resolution Approving Engagement Letter for SRF Sewer Improvements.pdf](#)  
[2022-06-13\\_2022-144\\_Engagement Letter \(Marshalltown 49 2022\).pdf](#)

7. RESOLUTION 2022-145 SETTING PUBLIC HEARINGS FOR THE CONVEYANCE AND TRANSFER OF TITLE OF 2.43 ACRES OF LAND TO THE MARSHALLTOWN YMCA

Documents:

[Res Setting PH on Sale of Land YMCA.pdf](#)  
[Memo - Sale of Land YMCA, FGF.pdf](#)  
[Recorded Plat 2022-00002706.pdf](#)

8. RESOLUTION 2022-146 SETTING PUBLIC HEARINGS FOR THE CONVEYANCE AND TRANSFER OF TITLE OF 5.70 ACRES OF LAND TO THE FISHER GOVERNOR FOUNDATION

Documents:

[Res Setting PH on Sale of Land Fisher Governor Foundation.pdf](#)  
[Memo - Sale of Land YMCA, FGF.pdf](#)  
[Recorded Plat 2022-00002706.pdf](#)

9. RESOLUTION 2022-147 SETTING A PUBLIC HEARING FOR THE CONVEYANCE AND TRANSFER OF TITLE OF CITY OWNED VACANT LOTS

Documents:

[2022-06-13\\_2022-147\\_Resolution Setting PH for Sale of Vacant Lots.pdf](#)  
[2022-06-13\\_2022-147\\_Memo Setting PH for Sale of Vacant Lots.pdf](#)  
[2022-06-13\\_2022-147\\_Bid Tab Vacant Lots.pdf](#)

10. RESOLUTION 2022-148 RESOLUTION ACCEPTING BID AND AUTHORIZING THE PURCHASE OF ONE 2018 FORD EDGE VEHICLE FROM JENSEN FORD FOR THE PRICE OF \$32,595.00 FOR USE IN THE POLICE DEPARTMENT AS A DETECTIVE VEHICLE AND DECLARING CERTAIN PROPERTY SURPLUS PROPERTY AND AUTHORIZING SALE AND DISPOSAL THEREOF TO JENSEN FORD ONE 2014 DODGE CARAVAN VEHICLE FOR \$8,500.00

Documents:

[06-13-2022\\_Resolution for Purchase of MPD Detective Vehicle.pdf](#)  
[MPD Detective Vehicle Purchase FY 21 22.pdf](#)  
[Vehicle Purchase Proposal DETECTIVE Stevenson Memo.pdf](#)

11. RESOLUTION 2022-149 APPROVING THE PURCHASE OF 4 NORTH 12TH AVENUE, MARSHALLTOWN, IOWA

Documents:

[2022-06-13\\_2022-149\\_Resolution to Purchase 4 N 12th Ave.pdf](#)  
[2022-06-13\\_2022-149\\_Memo to Purchase 4 N 12th Ave.pdf](#)  
[2022-06-13\\_2022-149\\_Walker James to City of Mtown PA.pdf](#)

12. RESOLUTION 2022-150 APPROVING A TEMPORARY CONSTRUCTION EASEMENT AGREEMENT WITH JARM BUILDING COMPANY FOR THE DEMOLITION OF 101 WEST MAIN STREET

Documents:

[2022-06-13\\_2022-150\\_Resolution Approving Temp Easement for 101 W Main.pdf](#)  
[2022-06-13\\_2022-150\\_Memo Temporary Easement with 105 W Main.pdf](#)  
[2022-06-13\\_2022-150\\_Temporary Construction Easement Agreement.pdf](#)

13. RESOLUTION 2022-151 APPROVING 28E INTERAGENCY AGREEMENT BETWEEN IOWA DEPARTMENT OF INSPECTIONS AND APPEALS AND CITY OF MARSHALLTOWN, AGREEMENT EXPIRES AUGUST 22, 2023

Documents:

[2022-06-13\\_2022-151\\_RES\\_DIA\\_28E\\_2022.pdf](#)  
[2022-06-13\\_2022-151\\_MEMO\\_DIA\\_28E\\_2022.pdf](#)  
[2022-06-13\\_2022-151\\_DIA\\_28E Agreement\\_2022.pdf](#)

14. RESOLUTION 2022-152 APPROVING A TEMPORARY CONSTRUCTION EASEMENT AGREEMENT WITH MELINDA UITERMARKT FOR THE DEMOLITION OF 10 AND 12 WEST MAIN STREET

Documents:

[2022-06-13\\_2022-152\\_Resolution Temporary Easement 10.12 W Main Demo.pdf](#)  
[2022-06-13\\_2022-152\\_Memo Temporary Easement 10.12 W Main Demo.pdf](#)  
[2022-06-13\\_2022-152\\_Temporary Construction Easement Agreement.pdf](#)

15. RESOLUTION 2022-153 APPROVING CONTRACT CHANGE ORDER #9 FOR THE HANGAR, TERMINAL AND SITE IMPROVEMENTS PROJECT #APR19001, AN INCREASE OF \$4,658.19

Documents:

[2022-06-13\\_2022-153\\_Resolution Approving APR19001 Increase CO.pdf](#)

2022-06-13\_2022-153\_Memo\_ARP 19-002\_CO 9\_2022  
06 13.pdf  
2022-06-13\_2022-153\_ARP19001 CO 9 Hangar  
increase001.pdf

16. RESOLUTION 2022-154 TO APPROVE THE STATE  
RECREATIONAL TRAIL APPLICATION FOR THE IOWA RIVER'S  
EDGE TRAIL

Documents:

2022-06-13\_2022-154\_Resolution Approving State Rec  
Trail App.pdf  
2022-06-13\_2022-154\_Memo SRT Grant Application.pdf  
2022-06-13\_2022-154\_Exhibit - B2 thru B5 pave\_w  
EOPC.pdf  
2022-06-13\_2022-154\_Marshalltown 2022 State Rec Trail  
App.pdf

17. RESOLUTION 2022-155 SETTING THE DATE FOR PUBLIC  
HEARINGS AND ADDITIONAL ACTION ON PROPOSALS TO  
ENTER INTO GENERAL OBLIGATION LOAN AGREEMENTS AND  
TO BORROW MONEY THEREUNDER

Documents:

2022-06-13\_2022-155\_Set Hrgs (part rr) Repurpose GO CP  
LAs (Marshalltown 45 2022)-v3.pdf  
2022-06-13\_2022-155\_Memo Set PH for Changing  
Purpose of 2017 and 2021 Bonds.pdf

18. RESOLUTION 2022-156 TO FIX A DATE FOR A PUBLIC HEARING  
ON PROPOSAL TO ENTER INTO A SEWER REVENUE LOAN  
AND DISBURSEMENT AGREEMENT AND TO BORROW MONEY  
THEREUNDER IN A PRINCIPAL AMOUNT NOT TO EXCEED  
\$13,125,000

Documents:

2022-06-13\_1st Half Set Hrg Sewer Rev LDA (Marshalltown  
49 2022)-v1.pdf  
Memo to set public hearings for SRF loan.pdf

19. RESOLUTION 2022-157 APPROVING CONTRACT CHANGE  
ORDER #1 FOR THE EDGEWOOD EXTENSION PROJECT  
#STR19003, AN INCREASE OF \$9,675.00

Documents:

2022-06-13\_2022-157\_Resolution Approving STR19003  
Increase CO.pdf  
2022-06-13\_2022-157\_Memo - Edgewood 22 05 09 -  
Change Order 1.pdf  
2022-06-13\_2022-157\_Edgewood - Change Order 1.pdf

20. RESOLUTION 2022-158 APPROVING ENGINEER'S STATEMENT OF COMPLETION AND ACCEPTING WRH, INC FINAL CLARIFIER PROJECT, BEING PROJECT NO. WPC20001

Documents:

[2022-06-13\\_2022-158\\_Resolution Approving WPC20001 Completion.pdf](#)  
[2022-06-13\\_2022-158\\_Memo - WPC 20-001 Final Clarifier Project.pdf](#)  
[2022-06-13\\_2022-158\\_Statement of Completion - WPC 20001 - FC Rehab.pdf](#)

21. RESOLUTION 2022-159 ADOPTING THE COMMUNITY DEVELOPEMENT BLOCK GRANT SUBRECIPIENT PROCUREMENT POLICIES AND PROCEDURES

Documents:

[2022-06-13\\_2022-159\\_Resolution Adopting CDBG Policies and Procedures.pdf](#)  
[2022-06-13\\_2022-159\\_Marshalltown Procurement Policy.pdf](#)

22. RESOLUTION 2022-160 APPROVING A CONSENT TO ASSIGNMENT OF A DEVELOPMENT AGREEMENT FROM SIMMS COMPANY LLC TO PINNACLE BANK

Documents:

[2022-06-13\\_2022-160\\_Resolution Approving Assignment 26 E Main.pdf](#)  
[Assignment of Development Agreement.pdf](#)  
[Executed Simms DA.pdf](#)

**F. MOTIONS**

1. MOTION TO APPROVE CLASS B BEER PERMIT WITH CLASS C NATIVE WINE PERMIT, OUTDOOR SERVICE & SUNDAY SALES FOR THE CENTRAL IOWA FAIRGROUNDS

Outdoor service area: courtyard, covered arena, outdoor arena, and east grass area.

**G. RESOLUTIONS**

1. RESOLUTION 2022-161 APPOINTING LYNCH DALLAS P.C. AS CITY ATTORNEY FOR THE CITY OF MARSHALLTOWN EFFECTIVE JULY 1, 2022, AND APPROVING A CONTRACT FOR LEGAL SERVICES

Documents:

[2022-06-13\\_2022-161\\_Resolution Appointing Lynch Dallas City Attorney.pdf](#)

2022-06-13\_2022-161\_Memo Lynch Dallas Contract.pdf  
2022-06-13\_2022-161\_Lynch Dallas Contract -  
Marshalltown.pdf  
2022-06-13\_2022-161\_City Code Appointive Officers.pdf

2. RESOLUTION 2022-162 AWARDING THE BID FOR THE  
DEMOLITION OF 24 NORTH 1ST AVENUE TO LANSING  
BROTHERS CONSTRUCTION INC. FOR A COST OF \$58,150

Documents:

2022-06-13\_2022-162\_Resolution Awarding Demo Bid 24  
N 1st Ave.pdf  
2022-06-13\_2022-162\_Memo Awarding Demo Bid 24 N 1st  
Ave.pdf

3. RESOLUTION 2022-163 ORDERING CONSTRUCTION OF THE  
ELKS PARK IMPROVEMENT PROJECT PRK21002, SETTING  
PUBLIC HEARING ON PROPOSED PLANS, SPECIFICATIONS,  
FORM OF CONTRACT AND ESTIMATED COST AND DIRECTING  
PUBLICATION OF NOTICE TO BIDDERS

Documents:

2022-06-13\_2022-163\_Resolution Order Construction Elks  
Park Improvements PRK21002.pdf  
2022-06-13\_2022-163\_Memo Order Construction Elks Park  
Improvements PRK21002.pdf  
2022-06-13\_2022-163\_Project Pre-Planning Worksheet.pdf  
2022-06-13\_2022-163\_Official Notice of Hearing and  
Letting.pdf  
2022-06-13\_2022-163\_Elks Park Project Manual.pdf  
2022-06-13\_2022-163\_Elks Park Plans.pdf  
2022-06-13\_2022-163\_Elks Park Engineering Estimate.pdf

4. RESOLUTION 2022-164 APPROVING A GRANT AGREEMENT  
WITH THE MOBIUS GROUP FOR EXTERIOR WALL REPAIRS AT  
22 NORTH 1ST AVENUE

Documents:

2022-06-13\_2022-164\_Resolution Approving Grant  
Agreement Mobius Group.pdf  
2022-06-13\_2022-164\_Memo Approving Grant Agreement  
Mobius Group.pdf  
2022-06-13\_2022-164\_Grant Agreement for Repair of  
Shared Wall.pdf  
2022-06-13\_2022-164\_IEDA Nuisance Abatement Loan  
Budget.pdf

5. RESOLUTION 2022-165 ESTABLISHING A COMPOST FEE

Documents:

2022-06-13\_2022-165\_Resolution Setting Compost Utility Fee.pdf  
2022-06-13\_2022-165\_Memo Compost Fee.pdf  
2022-06-13\_2022-165\_Compost Council Slide 22 06 13.pdf

6. PUBLIC HEARING AND RESOLUTION 2022-166 APPROVING THE IOWA STATE REVOLVING FUND ENVIRONMENTAL INFORMATION DOCUMENT

Documents:

2022-06-13\_2022-166\_Resolution Approving the Iowa SRF Environmental Info Doc.pdf  
2022-06-13\_2022-166\_PH\_Memo - WPC 20-001 Headworks and Digester.pdf  
2022-06-13\_2022-166\_PH\_WPC Headworks\_Marshalltown EID.pdf

H. ORDINANCES

1. ORDINANCE 15042 TO AMEND THE CODE OF ORDINANCES, CITY OF MARSHALLTOWN, IOWA, REPEALING CHAPTER 58: VEGETATION AND ENACTING AND ADOPTING A NEW CHAPTER 58: VEGETATION

3RD READING

Documents:

2022-06-13\_ORD 15042\_Repealing Chapter 58 and Adopting New Chapter 58 Vegetation (3rd reading).pdf

2. ORDINANCE 15043 TO AMEND THE CODE OF ORDINANCES, CITY OF MARSHALLTOWN, IOWA BY REPEALING CODE SECTION 90.036 DOGS AT PUBLIC EVENTS

3RD READING

Documents:

2022-06-13\_ORD 15043\_Repealing Code Section 90.036 Dogs at Public Events (3rd reading).pdf  
2022-06-13\_ORD 15043\_Memo Dogs at Public Events.pdf

3. ORDINANCE 15044 TO AMEND THE CODE OF ORDINANCES, CITY OF MARSHALLTOWN, IOWA BY AMENDING CHAPTER 77 PARKING SCHEDULES

1ST READING

WAIVE 2ND & 3RD READING

Documents:



2022-06-13\_ORD 15044 Amend Ch 77 Parking Schedules.docx  
2022-06-13\_ORD 15044\_Memo Ch 77 Parking Schedule Rev.docx  
2022-06-13\_ORD 15044\_MARKUP Chapter 77 Parking Schedules.pdf

1. MOTION TO WAIVE THE 2ND AND 3RD READINGS OF ORDINANCE 15044 TO AMEND THE CODE OF ORDINANCES, CITY OF MARSHALLTOWN, IOWA BY AMENDING CHAPTER 77 PARKING SCHEDULES

I. **DISCUSSION**

1. DISCUSSION - Animal Rescue League Contract

Documents:

Memo - ARL Contract.pdf  
04-27-2015\_2015-046\_Signed Res ARL Contract 2015-2016 and ext 2016-2017.pdf

2. DISCUSSION - Work Session To Discuss Franchise Fee

Documents:

Memo- Franchise Fee Work Session.pdf  
Franchise Fees \_ Iowa Utility Association.pdf

3. DISCUSSION - City Attorney Attendance At Council Meetings

Documents:

Memo City Attorney Council Manual.pdf  
2021-09-13\_2021-239\_Council Manual.pdf

4. DISCUSSION - Automated Traffic Enforcement

Documents:

ATE Memo 06092022.pdf

J. **PUBLIC COMMENT**

Members of the public may make comments on any item which was not on the agenda during this time. The speaker shall approach the microphone, and state his or her name and address. Comments shall be limited to three minutes, unless a longer comment is authorized by the Mayor. The speaker shall direct comments to the Mayor and to the Council as a whole. The Mayor and Councilors shall not engage in discussion or debate on items raised by members of the public, and no action may be taken on items raised in public comments in order to comply with open meetings laws.

K. **ADJOURNMENT**

#### **MISSION STATEMENT**

**The City of Marshalltown collaborates to provide a welcoming, safe, vibrant, and growing community.**

Please visit the City's website for the complete agenda packet and to subscribe to agenda notices and department news. [www.marshalltown-ia.gov](http://www.marshalltown-ia.gov)