

CITY OF MARSHALLTOWN
COUNCIL AGENDA
CITY HALL COUNCIL CHAMBERS
10 W STATE STREET
OCTOBER 24, 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 10/10/22 MEETING AND BILL LIST**
\$2,066,945.40

Documents:

[2022-10-10 SIGNED Council Minutes.pdf](#)
[2022-10-24_Bill List Summary.pdf](#)
[2022-10-24_BILL LIST Detail.pdf](#)

2. **APPROVE LIQUOR LICENSE RENEWALS**

- TC'S, 921 N 3RD AVE
- SUPERMARKET VILLACHUATO, 107 N CENTER ST
- OPA GRILL, 4 W BOONE ST
- OLIVER BEENE DESIGNS, 1714 S CENTER ST, B2

3. APPROVE CIVIL SERVICE HIRE LISTS FOR PARK MAINTENANCE WORKER AND POLICE OFFICER

Documents:

[2022-10-24_CONSENT_Park Maintenance Worker New Hire List 10.18.22.pdf](#)
[2022-10-24_CONSENT_Police New Hire List New Hire List 10.18.22.pdf](#)

4. APPROVE JUNE 2022 FINANCIAL STATEMENTS

Documents:

[June 2022 Financials Memo.pdf](#)
[June 2022 Financial Statements.pdf](#)

5. APPROVE JULY 2022 FINANCIAL STATEMENTS

Documents:

[July 2022 Financials Memo.pdf](#)
[July 2022 Financial Statements.pdf](#)

6. Receipt Of Building Permit Report, September 2022

Documents:

[0922.pdf](#)

7. RESOLUTION 2022-278 WAIVING CONFLICT OF INTERESTS RELATED TO AHLERS & COONEY, P.C.'S REPRESENTATION OF THE MARSHALLTOWN COMMUNITY SCHOOL DISTRICT RELATED TO A LEASE FOR ARNOLD PARK

Documents:

[2022-10-24_2022-278_Resolution Waiving Conflict MCSD Legal Arnold Park Lease.pdf](#)
[2022-10-24_2022-278_Conflict Waiver Letter-City of Marshalltown.pdf](#)

8. RESOLUTION 2022-279 APPROVING AN AGREEMENT FOR TOBACCO ENFORCEMENT SERVICES BETWEEN THE CITY OF MARSHALLTOWN, IOWA, AND THE IOWA ALCOHOLIC BEVERAGES DIVISION, STATE OF IOWA, CREATED PURSUANT TO CHAPTER 28E.12 OF THE IOWA CODE

Documents:

[2022-10-24_2022-279_Resolution Appv 28E Agreement Tobacco Enforcement FYE 2023.pdf](#)
[2022-10-24_2022-279_MPD and Iowa Tobacco Enforcement 28E.pdf](#)

9. RESOLUTION 2022-280 APPROVING THE ASSIGNMENT OF REAL ESTATE PURCHASE AGREEMENT AND LEASE AGREEMENT FOR 23 WEST MAIN STREET TO THE REGALADOS REALTY CORP.

Documents:

2022-10-24_2022-280_Resolution Assignment 23 W Main St to Regalados Realty Corp.pdf
2022-10-24_2022-280_QCD 23 W Main St Regalados Realty Corp.pdf

10. RESOLUTION 2022-281 APPROVING CONTRACT CHANGE ORDER #2 FOR THE CREEKSIDE ESTATES ADDITON PROJECT #ECO21006, A DECREASE OF \$36,076.45

Documents:

2022-10-24_2022-281_Resolution Approving CO2 Creekside Estates ECO21-006.pdf
2022-10-24_2022-281_Memo ECO 21-006 CO2 20221011.pdf
2022-10-24_2022-281_CO2 Creekside Estates ECO21-006.pdf

11. RESOLUTION 2022-282 APPROVING ENGINEER'S STATEMENT OF COMPLETION AND ACCEPTING CIRO DILORIO, INC., 18TH AVENUE BRIDGE, BEING PROJECT NO. STR20004

Documents:

2022-10-24_2022-282_Resolution Accepting Completion 18th Ave Bridge STR20004.pdf
2022-10-24_2022-282_Memo Completion 18th Ave Bridge STR20-004.pdf
2022-10-24_2022-282_STR20-004 SOSC and NOA.pdf

12. RESOLUTION 2022-283 APPROVING CITY FEE SCHEDULE

Documents:

2022-10-24_2022-283_Resolution Approving City Fee Schedule.pdf
2022-10-24_2022-283_Memo City Fee Schedule-Fire Dept.pdf
2022-10-24_2022-283_Memo - Electric Charging Station Fees 22 10 24.pdf
2022-10-24_2022-283_MASTER Fee Schedule 10-24-22.pdf

13. RESOLUTION 2022-284 TRANSFERRING FUNDS FOR FISCAL YEAR 2022 THROUGH JUNE 30, 2022

Documents:

2022-10-24_2022-284_Resolution Transferring Funds
FY22.pdf
2022-10-24_2022-284_Memo for Approval of Transfers
Through June 30 2022.pdf

14. RESOLUTION 2022-285 DECLARING CERTAIN PROPERTY
SURPLUS PROPERTY AND AUTHORIZING DISPOSAL THEREOF,
FROM THE PUBLIC WORKS DIVISION

Documents:

2022-10-24_2022-285_Resolution Declaring Public Works
Property Surplus.pdf

15. RESOLUTION 2022-286 APPROVING ENGINEER'S STATEMENT
OF COMPLETION AND ACCEPTING CON-STRUCT, CREEKSIDE
ESTATES, BEING PROJECT NO. ECO21004

Documents:

2022-10-24_2022-286_Resolution Accepting Completion
Creekside Estates ECO21004.pdf
2022-10-24_2022-286_ECO21-004 Memo for SOSC and
NOA.pdf
2022-10-24_2022-286_ECO21-004 SOSC and NOA.pdf

16. RESOLUTION 2022-287 ACCEPTING BID AND AUTHORIZING
THE PURCHASE OF A 2022 CAT 926M WHEEL LOADER FROM
ZIEGLER CAT FOR USE IN THE STREET DEPARTMENT AND
DECLARING CERTAIN PROPERTY SURPLUS PROPERTY AND
AUTHORIZING SALE AND DISPOSAL THEREOF OF A 2000
CATERPILLER 938G WHEEL LOADER

Documents:

2022-10-24_2022-287_Resolution Accepting Wheel Loader
Bid for Street Dept.pdf
2022-10-24_2022-287_Memo_Street Wheel Loader 22 10
24.pdf
2022-10-24_2022-287_Quote - CAT for Marshalltown 926M
w Sourcewell.pdf

F. MOTIONS

1. MOTION TO APPROVE A NEW CLASS C LIQUOR LICENSE WITH
OUTDOOR SERVICE FOR PLAZA DEL SOL MEXICAN
RESTAURANT AT 903 W LINCOLN WAY

G. RESOLUTIONS

1. RESOLUTION 2022-288 ACCEPTING BID AND AUTHORIZING
THE AWARD OF CONTRACT FOR THE VETERANS MEMORIAL
COLISEUM GENERATOR PROJECT #COL22001 IN THE CITY OF
MARSHALLTOWN, IOWA IN THE AMOUNT OF \$209,920.00

Documents:

2022-10-24_2022-288_Resolution Accepting Bid VMC
Generator COL22001.pdf
2022-10-24_2022-288_Memo - Award - COL 22 001_ VMC
Generator_ 22 10 24.pdf
2022-10-24_2022-288_COL 22-001 Marshalltown Coliseum
Generator Addition Bid Tabulation.pdf

2. RESOLUTION 2022-289 APPROVING PROFESSIONAL
SERVICES AGREEMENT FOR AUTOMATED TRAFFIC
ENFORCEMENT SERVICES WITH SENSYS GATSO GROUP

Documents:

2022-10-24_2022-289_Resolution Approving Sensys Gatso
Group for ATE.pdf
2022-10-24_2022-289_Memo Automated Traffic
Enforcement.pdf

3. RESOLUTION 2022-290 APPROVING PUBLIC SERVICE
AGREEMENT WITH MARSHALL CEMETERY ASSOCIATION Dba
RIVERSIDE CEMETERY

Documents:

2022-10-24_2022-290_Resolution Approving Riverside
Cemetery Agreement.pdf
2022-10-24_2022-290_Riverside Cemetery Agreement.pdf
2022-10-24_2022-290_Riverside Proposal and
Estimates.pdf

4. PUBLIC HEARING ON PROPOSAL TO ENTER INTO A
ESSENTIAL PURPOSE LOAN AGREEMENT

5. PUBLIC HEARING ON PROPOSAL TO ENTER INTO A GENERAL
PURPOSE LOAN AGREEMENT #1

6. PUBLIC HEARING ON PROPOSAL TO ENTER INTO A GENERAL
PURPOSE LOAN AGREEMENT #2

7. RESOLUTION 2022-291 TAKING ADDITIONAL ACTION ON
PROPOSALS TO ENTER INTO GENERAL OBLIGATION LOAN
AGREEMENTS, SETTING THE DATE OF SALE OF GENERAL
OBLIGATION CORPORATE PURPOSE BONDS, SERIES 2022A
AND TAXABLE GENERAL OBLIGATION PROPERTY
RESTORATION BONDS, SERIES 2022B, AND AUTHORIZING THE
USE OF A PRELIMINARY OFFICIAL STATEMENT IN
CONNECTION THEREWITH

Documents:

2022-10-24_2022-291_Hrg (part rr) Set Sale Auth POS GO
(Marshalltown 422742-51) 2022-v3.pdf

[2022-10-24_2022-291_Memo for Preliminary Official Statement Approval.pdf](#)
[2022-10-24_2022-291_Preliminary Official Statement 22AB Marshalltown 9.555m GO.pdf](#)

H. ORDINANCES

1. ORDINANCE 15053 TO AMEND THE CODE OF ORDINANCES, CITY OF MARSHALLTOWN, IOWA CHAPTER 117 JUNK DEALERS AND PAWNBROKERS

1ST READING

Documents:

[2022-10-24_ORD 15053_Amend CH 117 Secondhand, Itinerant Dealer, Pawnbrokers.pdf](#)

I. DISCUSSION

1. DISCUSSION - MCBBD Request For FY24 Funding

Documents:

[MCBD Request for Funding Oct 2022.pdf](#)
[MCBD -22 summary.pdf](#)
[Memo - FY24 MCBBD Funding Request.pdf](#)

2. DISCUSSION - MCBBD Incentive Grant Funding For FY24

Documents:

[Memo - FY24 Incentive Grant Funding.pdf](#)
[2022-09-12_2022-242_Facade and Code Grants Listing Updated July 2022.pdf](#)

3. DISCUSSION - CDBG- Derecho Housing Grant Proposal

Documents:

[Memo - CDBG- Derecho Housing Grant.pdf](#)
[CDBG Derecho Info.pdf](#)

4. DISCUSSION - DERECHO STUMP REMOVAL

Documents:

[2022-10-24_2022-_DISCUSSION - Derecho Stump Removal.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. CLOSED SESSION - REAL ESTATE

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. The City of Marshalltown has an attorney-client relationship with Lynch Dallas P.C., by Council Resolution 2022-161, approved 06/13/22. There may be council action by motion following the closed session if directed by the city's attorney.

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M. 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