

**Public Participation in a City Council Meeting:**

The Public Comment portion of the meeting is the time to address the Mayor and City Council on topics not on the agenda. If a member of the public wishes to comment on an item on the agenda, they may do so while that item is being discussed by coming to the microphone and stating your name and address. Comments should be limited to 3 minutes or less and should be addressed to the Mayor and Council as a whole and not individually. Response from elected officials or staff is at the Mayor's discretion.

**CITY OF MARSHALLTOWN COUNCIL AGENDA  
CITY HALL COUNCIL CHAMBERS  
10 WEST STATE STREET  
SEPTEMBER 25, 2023, 5:30 PM**

**A. CALL TO ORDER**

**B. PLEDGE OF ALLEGIANCE**

**C. ROLL CALL**

Hoop, Isom, Kell, Ladehoff, Schneider, Thompson

**D. 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 meeting laws.

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

**F. CONSENT AGENDA**

1. APPROVE MINUTES 09/11/23 MEETING AND BILL LIST  
\$2,612,000.40

Documents:

[2023-09-11 SIGNED Council Minutes.pdf](#)  
[2023-09-25\\_BILL LIST Summary.pdf](#)  
[2023-09-25\\_BILL LIST Detail.pdf](#)

2. APPROVE LIQUOR LICENSE RENEWALS

- TOTEM BOWL (WAYWARD SOCIAL), 1101 S 6TH ST, WITH OUTDOOR SERVICE
- OLD TIMERS TAVERN, 401 S CENTER ST, WITH OUTDOOR SERVICE

3. RESOLUTION 2023-180 SETTING A PUBLIC HEARING FOR THE PROPOSED VACATION OF THE EAST-WEST ALLEY BEHIND 1108 AND 1110 WEST CHURCH STREET

Documents:

[2023-09-25\\_2023-180\\_Resolution Setting PH to Vacate Alley 1108 and 1110 W Church St.pdf](#)  
[2023-09-25\\_2023-180\\_Memo Vacation of Alley 1108 and 1110 W Church.pdf](#)

4. RESOLUTION 2023-181 SUPPORTING THE IOWA DEPARTMENT OF NATURAL RESOURCES APPLICATION FOR AN IOWA DOT RECREATIONAL GRANT FOR A STORAGE FACILITY AT NICHOLSON FORD OHV PARK

Documents:

[2023-09-25\\_2023-181\\_Resolution of Support for DOT Storage Facility Nicholson Ford.pdf](#)  
[2023-09-25\\_2023-181\\_Memo Support of OHV Building Grant Application.pdf](#)  
[2023-09-25\\_2023-181\\_Iowa DOT Application 760006\\_Nicholson Ford Building.pdf](#)

5. RESOLUTION 2023-182 TO APPROVE A 17-MONTH EXTENSION OF TIME TO COMPLETE THE CITY CODE UPGRADE AND FAÇADE GRANT WORK FOR 26 E. MAIN STREET

Documents:

[2023-09-25\\_2023-182\\_Resolution to Approve 17-Month Ext Code and Facade 26 E Main St.pdf](#)  
[2023-09-25\\_2023-182\\_Extension Request Simms. Gildners 26 E. Main 8.11.23.pdf](#)

6. RESOLUTION 2023-183 ACCEPTING BID AND AUTHORIZING THE PURCHASE OF FOUR 2023 DODGE DURANGO POLICE PACKAGE VEHICLES FOR USE IN THE POLICE DEPARTMENT AS EMERGENCY RESPONSE VEHICLES AND DECLARING CERTAIN PROPERTY SURPLUS PROPERTY

Documents:

[2023-09-25\\_2023-183\\_Resolution for Purchase of](#)

MPD Vehicles.pdf  
2023-09-25\_2023-183\_Memo Dodge Durango  
Purchase Recommendation.pdf

7. RESOLUTION 2023-184 SETTING A DATE OF MEETING AT WHICH IT IS PROPOSED TO APPROVE A DEVELOPMENT AGREEMENT AMENDMENT WITH WILLARD-HOPKINS, LLC, INCLUDING ANNUAL APPROPRIATE TAX INCREMENT PAYMENTS

Documents:

2023-09-25\_2023-184\_Set Date Dev Agmt AA  
(Willard Hopkins) (Marshalltown-47 2022)-v2.pdf  
2023-09-25\_2023-184\_Council Memo Set Hearing for  
TIF Amendment.pdf  
2023-09-25\_2023-184\_Development Agreement  
(Willard Hopkins) (Marshalltown 47 2022)-v2.pdf

8. RESOLUTION 2023-185 APPROVING THE 2023 UPDATE OF THE TITLE VI PROGRAM FOR MARSHALLTOWN MUNICIPAL TRANSIT (MMT)

Documents:

2023-09-25\_2023-185\_Resolution Adopting MMT Title  
VI\_2023.pdf  
2023-09-25\_2023-185\_Memo\_MMT Title VI Program  
and Policies\_2023 Update.pdf  
2023-09-25\_2023-185\_MMT Title VI Program and  
Policies \_ 2023 Update.pdf

9. RESOLUTION 2023-186 APPROVING CONTRACT CHANGE ORDER #6 FOR THE EDGEWOOD EXTENSION PROJECT #STR19003, A DECREASE OF \$8,039

Documents:

2023-09-25\_2023-186\_Resolution Change Order 6  
Edgewood STR19003 Decrease.pdf  
2023-09-25\_2023-186\_Memo - STR 19-003 Edgewood  
Change Order 6.pdf  
2023-09-25\_2023-186\_STR 19003 Edgewood Change  
Order 6.pdf

10. RESOLUTION 2023-187 APPROVING CONTRACT CHANGE ORDER #4 FOR THE SOUTH 7TH AVENUE EXTENSION PROJECT #ECO22001, AN INCREASE OF \$981.50

Documents:

2023-09-25\_2023-187\_Resolution Change Order 4 S  
7th Extension Increase.pdf  
2023-09-25\_2023-187\_Memo ECO22001 S 7th Change

Order No 4.pdf  
2023-09-25\_2023-187\_ECO22-001 S 7th Change  
Order 4.pdf

11. RESOLUTION 2023-188 APPROVING CONTRACT CHANGE ORDER #5 FOR THE SOUTH 7TH AVENUE EXTENSION PROJECT #ECO22001, AN INCREASE OF \$67,666.15

Documents:

2023-09-25\_2023-188\_ Resolution Change Order 5 S  
7th Extension Increase.pdf  
2023-09-25\_2023-188\_Memo ECO22001 S 7th Change  
Order No 5.pdf  
2023-09-25\_2023-188\_ECO 22001 \_ Change Order 5  
\_ Establish Division 3.pdf

12. RESOLUTION 2023-189 APPROVING CONTRACT CHANGE ORDER #6 FOR THE STATE STREET RECONSTRUCTION PROJECT #STR21004, A DECREASE OF \$33,885

Documents:

2023-09-25\_2023-189\_Resolution Change Order 6  
State St STR21004 Decrease.pdf  
2023-09-25\_2023-189\_Memo\_STR21004 State  
St\_CO6.pdf  
2023-09-25\_2023-189\_STR21004 State St\_Change  
Order 6.pdf

13. RESOLUTION 2023-190 AUTHORIZING OFFER TO PURCHASE RIGHT OF WAY FROM 901 N 3RD AVE AND THE USE OF COUNCIL-DESIGNATED LOCAL OPTION SALES TAX

Documents:

2023-09-25\_2023-190\_Resolution Authorizing Offer  
to Purchase ROW from 901 N 3rd Ave.pdf  
2023-09-25\_2023-190\_Memo - Offer to Purchase  
ROW at 901 N 3rd Ave.pdf

## **G. MOTIONS**

1. MOTION TO APPROVE NEW SPECIAL CLASS B RETAIL NATIVE WINE LICENSE FOR LILLIE MAE CHOCOLATES
2. MOTION TO APPROVE 5-DAY ALCOHOL LICENSE FOR MIDNIGHT BALLROOM AT THE CENTRAL IOWA FAIRGROUNDS ARENA FOR A RODEO ON 10/01/23 WITH OUTDOOR SERVICE

## **H. ORDINANCES**

1. PUBLIC HEARING AND ORDINANCE 15071 TO AMEND THE CODE OF ORDINANCES, CITY OF MARSHALLTOWN, IOWA, BY REPEALING CHAPTER 151, SECTIONS 151.001 THROUGH

151.003: BUILDING CODE AND ADOPTING A NEW CHAPTER 151, SECTIONS 151.001 THROUGH 151.003: BUILDING CODE WHICH ADOPTS BY REFERENCE THE 2021 INTERNATIONAL BUILDING CODE, 2021 INTERNATIONAL RESIDENTIAL CODE, 2021 INTERNATIONAL EXISTING BUILDING CODE, 2021 INTERNATIONAL MECHANICAL CODE, 2012 INTERNATIONAL ENERGY CONSERVATION CODE, 2021 UNIFORM PLUMBING CODE AS ADOPTED BY THE STATE OF IOWA, AND THE 2020 NATIONAL ELECTRICAL CODE AS CURRENTLY USED BY THE STATE OF IOWA, AND NATIONAL FIRE PROTECTION ASSOCIATION (NFPA) CHAPTERS 54 AND NFPA 58 WITH CERTAIN AMENDMENTS

3RD READING

Documents:

[2023-09-25\\_ORD 15071\\_CH 151 Amendment to Building Code.pdf](#)  
[2023-09-25\\_ORD 15071\\_Memo CH 151 Amendment to Building Code.pdf](#)

## **I. DISCUSSION**

1. DISCUSSION - CHAPTER 50 GARBAGE AND REFUSE AMENDMENT

Documents:

[2023-09-25\\_DISCUSSION\\_Memo Chapter 50 Garbage and Refuse Amendment.pdf](#)  
[2023-09-25\\_DISCUSSION\\_Chapter 50 Garbage and Refuse Amendment.pdf](#)

2. DISCUSSION - MCFARLAND CLINIC REQUEST FOR TEMPORARY PARKING ACCOMMODATIONS - E MERLE HIBBS BLVD

Documents:

[Memo \\_ East Merle Hibbs Parking.pdf](#)

3. DISCUSSION - FUNDING SOURCE OF MCBBD AGREEMENT FOR FY25

Documents:

[2023-09-25\\_DISCUSSION3\\_Memo TIF Certification MCBBD Agreement.pdf](#)  
[2023-09-25\\_DISCUSSION3\\_SIGNED 2023-120 MCBBD Operations Agreement 06.12.23.pdf](#)

4. DISCUSSION - TIF CERTIFICATION OF MARSHALLTOWN AREA CHAMBER OF COMMERCE AGREEMENT

Documents:

2023-09-25\_DISCUSSION4\_Memo TIF Certification  
Chamber Agreement.pdf

2023-09-25\_DISCUSSION4\_SIGNED 2019-318  
AGREEMENT CHAMBER 11.25.19.pdf

5. DISCUSSION: GENERAL OBLIGATION BORROWING IN FY2024

Documents:

Memo for FY24 borrowing discussion Sept 25 2023  
Council meeting.pdf

FY 24-29 Debt Capacity Calculations.pdf

**J. 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 at [www.marshalltown-ia.gov](http://www.marshalltown-ia.gov).



**MARSHALLTOWN  
MORE THAN EVER**