

OTTUMWA CITY COUNCIL MINUTES

REGULAR MEETING NO. 24
Council Chambers, City Hall

August 2, 2022
5:30 O'Clock P.M.

The meeting convened at 5:30 P.M.

Present were Council Member McAntire, Hull, Pope, Galloway and Mayor Johnson.
Council Member Roe was absent.

Galloway moved, seconded by Pope to approve consent agenda items with removal of Item B-3: Mins. from Special Mtg. No. 22 on July 14, 2022 as presented; Approve Human Rights Commission appointments Amy Norris Hernandez, Gaylon Davis, Nathan Wilson terms to exp. 7/1/23; Marlana Wolfing, Dr. Peter Reiter, Jacquelyn Pope terms to exp. 7/1/24; John Fenner, Connie Johnson, Sandra Wirfs terms to exp. 7/1/25; Approve appointment of Amy Napoleon to full-time Comm. Specialist for Police Dept. eff. 8/15/22; Approve appointment of Jeff Clark to Housing & Code Inspector in Bldg. & Code Enforcement Dept. on or about 8/14/22; Recognize appointment of Council Member Marc Roe to serve as Mayor Pro Tem; Acceptance from IA State Fire Marshal Office grant award \$11,088 to purchase Freddy the Fire Truck training robot; Approve Lexipol Annual renewal Police Policy & Procedure Manual license for \$15,326; Approve purchase of (2) 2022 Ford Explorer 4dr 4x4 vehicles from Stiver's Ford of Waukee, IA for \$28,671/ea for total \$57,342 to replace current fleet #414 & #417; Approve purchase of one (1) 2022 F150 Supercab from Dewey Ford of Ankeny, IA, for \$30,899.84 for Bldg. & Code Enforcement/Planning & Dev. Dept.; Res. No. 198-2022, auth. destruction of certain records according to Code of IA, 2017, as amended; Res. No. 209-2022, setting Aug. 16, 2022 as date for Public Hearing on considering Real Estate Purchase Agt. with Elliott Oil; Beer and/or liquor applications for: Ottumwa Golf & Social Club, with OSA, 304 E. Golf Ave.; Wal-Mart Supercenter #1285, 1940 Venture Dr.; Red's Pub, Temp. OSA on the following dates: 8/20, 9/10, 10/29; all applications pending final insp. Motion carried 4-0. Council Member Roe was absent.

Hull moved, seconded by Pope to approve the agenda as presented. Motion carried 4-0. Council Member Roe was absent.

City Admin. Rath introduced Fred Zesiger, Exec. Dir. Main Street Ottumwa, to provide update on SSMID.

Mayor Johnson inquired if there was anyone from the audience who wished to address an item on the agenda. Corwin Williams wished to discuss Item B-2, Human Rights Comm. appointments. Mr. Williams agrees in having this comm.; however, feels an age disparity amongst those that were appointed; a quarter of our population isn't represented; nobody between the ages of 18-24. My issue is not with who you have chosen for this commission, but the lack of an unrepresented group.

Galloway moved, seconded by Hull to approve the written quote for fabrication of a dumpster enclosure from Schaus-Vorhies Mfg., Inc. for \$13,150 for the SSMID project. Motion carried 4-0. Council Member Roe was absent.

Pope moved, seconded by McAntire to approve the replacement of a five ton condenser and coil on the AC unit at WPCF for \$5,200. Motion carried 4-0. Council Member Roe was absent.

This was the time, place, and date set for a public hearing to accept written or oral comments from the public on spending plans for 2022 JAG Program funds to be obtained from the Bureau of Justice Assistance. Police Chief Farrington reported proposed use of funds is to purchase APEX Officer Pro

Training Simulator X2 System; federal requirements state funds can only be used to supplement dept. budget, not supplant it. Amt. of funds rec'd from JAG is based on the number of violent crimes reported to Federal government. No objections were rec'd. McAntire moved, seconded by Galloway to close public hearing. Motion carried 4-0. Council Member Roe was absent.

Pope moved, seconded by McAntire to approve submission of 2022 JAG Grant from the Bureau of Justice Assistance for \$23,980 and auth. Mayor to sign any related docs. Motion carried 4-0. Council Member Roe was absent.

This was the time, place, and date set for a public hearing approving plans, specs., form of contract and est. cost for WPCF – Operations Reroofing Project. PW Dir. Seals reported bids are due Aug. 24, 2022. No objections were rec'd. Galloway moved, seconded by McAntire to close public hearing. Motion carried 4-0. Council Member Roe was absent.

McAntire moved, seconded by Pope that Res. No. 204-2022, approving plans, specs., form of contract and est. cost for WPCF – Operations Reroofing Project, be passed and adopted. Motion carried 4-0. Council Member Roe was absent.

This was the time, place and date set for a public hearing on Proposed Ord. Amending City of Ottumwa's Fire Protection and Prevention Code by Amending Ch. 14 of the City of Ottumwa Municipal Code to Adopt 2021 Edition of the International Fire Code. Fire Chief Miller discussed the changes implemented within the code. No objections were rec'd. McAntire moved, seconded by Galloway to close public hearing. Motion carried 4-0. Council Member Roe was absent.

Pope moved, seconded by McAntire to pass first consideration of Ord. No. 3204-2022, an Ord. Amending City of Ottumwa's Fire Protection and Prevention Code by Amending Ch. 14 of the City of Ottumwa Municipal Code to Adopt 2021 Edition of International Fire Code. Motion carried 4-0. Council Member Roe was absent.

This was the time, place and date set for a public hearing on Proposed Ord. 3206-2022, Repealing Ord. No. 3194-2022 and Est. Supplemental Regs. for Auto Sales by Amending Section 38-872 of the Zoning Code of the City of Ottumwa, Wapello County, IA. Zoning & Housing Coord. Rusch stated this ord. prohibits car lots within one hundred ft. of residential zones without a conditional use permit. This will help create a buffer between residential areas and these businesses. This Ord. also cracks down on outdoor storage around car lots. Storage of vehicles that are not for sale, body-damaged and inoperable in the display area will be prohibited. All auto parts, damaged vehicles and service vehicles will need to be stored completely screened from residential areas and public rights-of-way. No objections were rec'd. Galloway moved, seconded by Hull to close public hearing. Motion carried 4-0. Council Member Roe was absent.

Hull moved, seconded by McAntire to pass first consideration of Ord. No. 3206-2022, an Ord. Repealing Ord. No. 3194-2022 and Est. Supplemental Regs. for Auto Sales by Amending Section 38-872 of the Zoning Code of the City of Ottumwa, Wapello County, IA. Motion carried 4-0. Council Member Roe was absent.

Hull moved, seconded by McAntire that Res. No. 199-2022, awarding contract and approving contract, bonds, and cert. of ins. for 2022 Asphalt St. Repair Program, be passed and adopted. Seals reported one bid rec'd from Norris Asphalt Paving Co. for \$1,406,991. Streets scheduled for overlay include N. Court from Golf north to new HMA between Northview and Elmdale. Motion carried 4-0. Council Member Roe was absent.

Hull moved, seconded by McAntire that Res. No. 200-2022, awarding contract and approving contract, bonds, and cert. of ins. for 2022 Friction Seal Project, be passed and adopted. Seals reported one bid rec'd from Gee Asphalt Systems, Inc. of Cedar Rapids, IA for \$109,514.50. Motion carried 4-0. Council Member Roe was absent.

Hull moved, seconded by Galloway that Res. No. 201-2022, awarding contract for Troeger Parking Lot Project to Drish Construction of Fairfield, IA, for \$608,859.25, be passed and adopted. Seals reported this project is tied directly to the development and construction of the Cobblestone Hotel at the Bridgeview site. The plan set bidding docs. were set up to allow two bidding scenarios: first set is completion date of Dec. 31, 2022 and second set with later start date April 1, 2023. Two bids were rec'd and both chose April 2023 start date. Motion carried 4-0. Council Member Roe was absent.

Hull moved, seconded by McAntire that Res. No. 202-2022, awarding contract for the Bridge View Hotel Parking Lot Ext. Project to DC Concrete & Construction of Douds, IA, for \$473,143.50, be passed and adopted. Seals reported three bids were rec'd; all choosing the late start date of April 1, 2023. Motion carried 4-0. Council Member Roe was absent.

Galloway moved, seconded by Pope that Res. No. 203-2022, approving Professional Services Agt. for Eng. Design and Mgmt. costs with Shive-Hattery, Inc. for roundabout at the intersection of Albia Rd. and Quincy Ave. and auth. Mayor to sign Agt., be passed and adopted. Seals reported total compensation est. at \$83,450. Vote: Ayes: McAntire, Pope, Galloway. Nays: Hull. Absent: Roe. Motion carried 3-2.

McAntire moved, seconded by Pope that Res. No. 205-2022, approving CO No. 1 and accepting work as final and complete and approving final pay request for Ward St. Bridge Replacement Project, be passed and adopted. Seals reported CO No. 1 decreased contract by \$2,615.40; total contract sum \$417,020.15. Motion carried 4-0. Council Member Roe was absent.

Hull moved, seconded by Galloway that Res. No. 206-2022, approving Development Agt. with RG Property, LLC for Comm. Dev. Block Grant (CDBG) Coronavirus Housing Conversion Program, be passed and adopted. Rusch reported this will complete the upper-story housing project at 307 E. Main. This project was awarded \$500,000 CDBG Grant with the city's share \$15,000. Motion carried 4-0. Council Member Roe was absent.

Hull moved, seconded by McAntire that Res. No. 207-2022, approving Development Agt. with Ottumwa Legacy Foundation for Downtown Housing Grant Program, be passed and adopted. Rusch reported this project was awarded a \$300,000 grant to complete upper-story housing conversion at 231 E. Main. Motion carried 4-0. Council Member Roe was absent.

Pope moved, seconded by Galloway that Res. No. 208-2022, designating a portion of Church St. with Honorary St. Name – Madre Irene Munoz Way, be passed and adopted. Rath reported between 300-900 blocks of Church St. Motion carried 4-0. Council Member Roe was absent.

Hull moved, seconded by McAntire that Res. No. 210-2022, auth. Agt. for Professional Services with 1919 Architects for developing site plan prototypes and construction drawings for medium density infill and single-family housing, be passed and adopted. Motion carried 4-0. Council Member Roe was absent.

McAntire moved, seconded by Galloway to pass second consideration of Ord. No. 3200-2022, adopting new State Electrical Code by Amending Ch. 13 of the City of Ottumwa Municipal Code. Motion carried 4-0. Council Member Roe was absent.

Hull moved, seconded by Pope to pass second consideration of Ord. No. 3205-2022, Vacation of public right-of-way in the portion of the Alleyway running Northwest/Southeast from E. McPherson Ave. to Phillips St. between W. Second St. and Third St. West in the City of Ottumwa. Motion carried 4-0. Council Member Roe was absent.

Hull moved, seconded by McAntire to pass first consideration of Ord. No. 3207-2022, an Ord. amending Ch. 2, Article IV, Officers and Employees, of the Municipal Code of Ottumwa. HR Dir. Codjoe reported this code aligns with Hiring Policy passed on July 19, 2022. This change to the code will allow staff appointments and terminations to be approved by the City Admin., except appointments which by law are required to be approved through City Council. Motion carried 4-0. Council Member Roe was absent.

McAntire moved, seconded by Galloway to waive second and third considerations, pass and adopt Ord. No. 3207-2022. Motion carried 4-0. Council Member Roe was absent.

Galloway moved, seconded by McAntire to pass first consideration of Ord. No. 3208-2022, Proposed Ord. amending Ch. 2, Article VI, Division 5, Public Safety Adv. Committee, of the Code of Ord. of the City of Ottumwa. Rath reported this moves mtgs. from monthly to quarterly or as needed. Motion carried 4-0. Council Member Roe was absent.

Mayor Johnson inquired if anyone else from the audience wished to address an item not on the agenda. There were none.

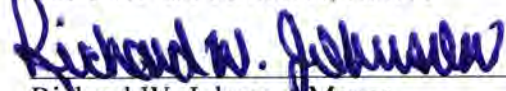
There being no further discussion, Hull moved, seconded by McAntire that the mtg. adjourn. Motion carried 4-0. Council Member Roe was absent.

Adjournment was at 6:56 P.M.

ATTEST:


Christina Reinhard, CMC, City Clerk

CITY OF OTTUMWA, IOWA


Richard W. Johnson, Mayor

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