

TENTATIVE AGENDA  
OTTUMWA CITY COUNCIL

REGULAR MEETING NO. 38  
Council Chambers, City Hall

November 15, 2011  
6:30 O'clock P.M.

PLEDGE OF ALLEGIANCE

- A. ROLL CALL: Council Member Morgan, Niner, Weller, Caviness, Meyers, and Mayor Uehling.
- B. CONSENT AGENDA:
1. Approve minutes from Regular Meeting No. 36 on November 1 and Special Meeting No. 37 on November 7, 2011 as presented.
  2. Approve the Mayor's appointment of Andrew Hansen to the Airport Advisory Board, term to expire 10/1/2012.
  3. Approve Mayor's appointment of Edward Nydle to the Human Rights Commission, term to expire 10/1/2014.
  - \* 4. Approve Mayor's student appointment of Nicolas Davis to the Planning and Zoning Commission, term to expire 12/1/2012.
  5. Approve Mayor's appointment of Robert LaPoint to the Transit Advisory Board, term to expire 5/15/2014.
  6. Approve Mayor's appointment of Larry Williams to the Transit Advisory Board, term to expire 5/15/2015.
  7. Approve final payment for the Jefferson Drainage Ditch Repairs (RFP #21-2010) to DeLong Construction in the amount of \$1,522.50.
  8. Approve beer and/or liquor applications for Mexico Lindo, 530 W. Second, pending dram; Casey's General Store #2208, 1603 W. Second and Stop & Go Drive-Thru, 516 S. Madison.
- C. APPROVAL OF AGENDA:
- D. REPORTS FROM CITY OFFICERS, BOARDS, COMMISSIONS, COMMITTEES:
1. Set dates for public input meetings on the 2012-2013 City Budget.
- E. IDENTIFICATION OF CITIZENS DESIRING TO COMMENT ON AGENDA ITEMS:  
When called upon by the Mayor, step to the microphone; state your name, address and agenda item to be addressed. The Mayor will invite you to address the Council when that topic is being discussed. Remarks will be limited to three minutes or less. The City Clerk shall keep the time and notify the Mayor when the allotted time limit has been reached. Comments are to be directly germane to the agenda item being discussed; if not directly germane as determined by the Mayor you will be ruled out of order.
- F. DEPARTMENTAL RECOMMENDATIONS/REPORTS:
1. Approve site plan for the development of a proposed 4,500 sq. ft. Sherwin Williams Store to be located at 1335 Theatre Drive.  
  
RECOMMENDATION: Approve the site plan for the Sherwin Williams development.
  2. Award the contract for the repair of the Bear Creek Gatewell located on the South River Levee west of the Hydro Dam. RFP #16-2011.  
  
RECOMMENDATION: Award the contract to Bridge City Construction, Inc. in the amount of \$10,560.00 and authorize the Mayor to sign the contract.

3. Approve the repair of one of the Flygt Pumps at the main Airport Pump Station.

RECOMMENDATION: Approve the repair of one of the Flygt Pumps at the main Airport Pump Station, by Electric Pump of Des Moines, Iowa for the quoted price of \$7,800.73.

G. PUBLIC HEARINGS:

1. This is the time, place, and date set for a public hearing on the intent to dispose of City owned property located at 1631 Greenwood.
  - A. Open the public hearing.
  - B. Close the public hearing.
  - C. Resolution No. 197-2011, accepting the bid and approving the sale of City owned property located at 1631 Greenwood to Trinity Properties, LLC.

RECOMMENDATION: Pass and adopt Resolution No. 197-2011.

2. This is the time, place, and date set for a public hearing on the intent to dispose of City owned property located at 733 N. Ash.
  - A. Open the public hearing.
  - B. Close the public hearing.
  - C. Resolution No. 198-2011, accepting the bid and approving the sale of City owned property located at 733 N. Ash to Jose Perez.

RECOMMENDATION: Pass and adopt Resolution No. 198-2011.

3. This is the time, place, and date set for a public hearing on the intent to dispose of City owned property located at 2209 E. Main Street.
  - A. Open the public hearing.
  - B. Close the public hearing.
  - C. Resolution No. 199-2011, accepting the bid and approving the sale of City owned property located at 2209 E. Main to Dixie Leon.

RECOMMENDATION: Pass and adopt Resolution No. 199-2011.

4. This is the time, place, and date set for a public hearing on the proposal to amend the lease with FedEx Ground for Building #70 at the Ottumwa Regional Airport.
  - A. Open the public hearing.
  - B. Close the public hearing.
  - C. Resolution No. 210-2011, authorizing the Mayor to sign the lease amendment with FedEx Ground for Building #70 at the Ottumwa Regional Airport.

RECOMMENDATION: Pass and adopt Resolution No. 210-2011.

5. This is the time, place, and date set for a public hearing on the plans, specifications, form of contract, and estimated cost on the Brentwood Drive Reconstruction Project (Pennsylvania North to the End).

- A. Open the public hearing.
- B. Close the public hearing.

- C. Resolution No. 207-2011, approving the plans, specifications, form of contract, and estimated cost on the Brentwood Drive Reconstruction Project (Pennsylvania North to the End).

RECOMMENDATION: Pass and adopt Resolution No. 207-2011.

6. This is the time, place, and date set for a public hearing on the 2012 Community Development Block Grant for Housing Sustainability Application.

- A. Open the public hearing.
- B. Citizen Participation Information.
- C. Close the public hearing.
- D. Resolution No. 212-2011, authorizing the Mayor to sign and submit the 2012 Community Development Block Grant (CDBG) Housing Sustainability Application for owner occupied housing rehabilitation projects, and if funded to sign all contract related documents.

RECOMMENDATION: Pass and adopt Resolution No. 212-2011.

#### H. RESOLUTIONS:

1. Resolution No. 208-2011, approving the contract, bond, and certificate of insurance for the 5<sup>th</sup> Street Improvement Project at the Ottumwa Regional Airport.

RECOMMENDATION: Pass and adopt Resolution No. 208-2011.

2. Resolution No. 209-2011, approving the contract, bond, and certificate of insurance for the Sanitary Sewer Improvement Project – Ottumwa, Iowa - 2011.

RECOMMENDATION: Pass and adopt Resolution No. 208-2011.

3. Resolution No. 211-2011, approving Change Order #4 and #5 on the Reconstruction Contract of the City Hall Entrance with Grooms and Co. Construction Inc.

RECOMMENDATION: Pass and adopt Resolution No. 211-2011.

#### I. ORDINANCES:

1. Ordinance No. 3029-2011, providing that general property taxes levied and collected each year on all property located within the Hospital District/ Pennsylvania Avenue Corridor Urban Renewal Area, in the City of Ottumwa, County of Wapello, State of Iowa, by and for the benefit of the State of Iowa, City of Ottumwa, County of Wapello, Ottumwa Community School District, Indian Hills Community College, and other taxing districts, be paid to a special fund for payment of principal and interest loans, monies advanced to and indebtedness, including bonds issued or to be issued, incurred by the City in connection with the Hospital District/Pennsylvania Avenue Corridor Urban Renewal Area.

RECOMMENDATION: Pass the third consideration, pass, and adopt Ordinance No. 3029-2011.

2. Ordinance No. 3030-2011, amending Chapter 18, Article IV. Massage Establishments and Massage Technicians, of the Municipal Code of the City of Ottumwa, Iowa by repealing Sections 18-48 through 18-62 and enacting a substitute in lieu thereof.

RECOMMENDATION: Pass the second consideration of Ordinance No. 3030-2011.

3. Ordinance No. 3033-2011, amending Chapter 26, Article I, In General, Article II. Park Regulations and Article III, Swimming, Divisions 1 and 2 of the Municipal Code of the City of Ottumwa, Iowa.

RECOMMENDATION: Pass the first consideration of Ordinance No. 3033-2011.

J. PETITIONS AND COMMUNICATIONS:

K. PUBLIC FORUM:

The Mayor will request comments from the public on topics of city business or operations other than those listed on this agenda. Comments shall not be personalized and limited to three minutes or less. Comments not directly applicable to operations, inappropriate, or an improper utilization of meeting time, as determined by the Mayor, will be ruled out of order. When called upon by the Mayor, step to the microphone; give your name, address and topic on which to address the Council. The Council is not likely to take any action on your comments due to requirements of the Open Meetings Law. Pertinent questions, comments or suggestions may be referred to the appropriate department, city administrator or legal counsel for response, if relevant.

L. ADJOURN:

\* Amendment to agenda Nov. 10, 2011.