

OTTUMWA CITY COUNCIL MINUTES Item No. B.-1.

REGULAR MEETING NO. 30  
Room 108, City Hall

October 6, 2020  
4:00 O'Clock P.M.

The meeting convened at 4:01 P.M.

Present were Council Member Dalbey, Stevens, Meyers and Mayor Lazio.  
Council Member Berg and Roe were absent.

The following representatives were in attendance: Kristine Stone, Ahlers & Cooney, P.C.; Hugh Cain, Eric Updegraff and Brent Hinders, Hopkins & Huebner, P.C.; Ryan Mitchell, Orsborn, Mitchell, Goedken & Larson, P.C. Maria Brownell and Jenna Bishop from Ahlers & Cooney, P.C. joined via teleconference. All three firms presented an overview of services with Q&A following.

There being no further discussion, Mayor Lazio called the meeting to recess at 5:00 P.M.

The meeting reconvened at 5:01 P.M. in Room 108.

Meyers moved, seconded by Dalbey to award RFP for general legal services for the City of Ottumwa, IA to Ahlers & Cooney, P.C., with the option for City Admin. Rath to use his discretion in utilizing other firms for specialized services as needed. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.

There being no further discussion, Mayor Lazio called the meeting to recess at 5:14 P.M.  
Council will reconvene in Council Chambers for the remaining portion of regular session proceedings.

The meeting reconvened at 5:31 P.M.

Present were Council Member Dalbey, Stevens, Meyers and Mayor Lazio.  
Council Member Berg and Roe were absent.

Meyers moved, seconded by Dalbey to approve the following consent agenda: Mins. from Regular Mtg. No. 28 on Sept. 15, 2020 and Special Mtg. No. 29 on Sept. 29, 2020 as presented; Ack. July financial stmt. and pymt. of bills as submitted by the Finance Dept.; Canvasser/Solicitor application for the Workingman's Christmas Party to solicit donations within City limits from Nov. 1 to Dec. 31, 2020; Civil Service Commission Eligibility Lists for Sept. 23, 2020: Clerk – Hlth Dept., Entrance and Promotional; Auth. to change cell phone service from Verizon Wireless to AT&T Firstnet; Approve the replacement of a Vaughan Chopper Pump from Allied Systems, Inc. out of Omaha, NE for the quoted price of \$9,885, for the WPCF; Res. No. 197-2020, setting Oct. 20, 2020 as the date of a public hearing on the proposal to vacate and dispose of City owned real property known as Parcel A, a portion of Wildwood Park, located on W. Finley Ave (216 Wildwood); Res. No. 198-2020, setting Oct. 20, 2020 as the date of a public hearing on the proposal to vacate and dispose of City owned real property known as Parcel B, a portion of Wildwood Park, located on W. Finley Ave (218 Wildwood); Res. No. 199-2020, setting Oct. 20, 2020 as the date of a public hearing on the proposal to vacate and dispose of City owned real property known as Parcel C, a portion of Wildwood Park, located on 1725 W. Finley; Res. No. 214-2020, setting Oct. 20, 2020 as the date of the a public hearing on the proposal to vacate and dispose of a City alley lying between and adjoining lots 18, 19 and 20 in Highland Park, an addition to the City of Ottumwa, Wapello County, IA, and rescinding Res. No. 195-2020; Res. No. 215 -2020, auth. destruction of certain records according to the Code of IA, 2017, as amended; Res. No. 216-2020, setting Oct. 20, 2020 as the date of a public hearing on the disposition of City owned property located in the 500 block of S. Ward St. (517 S.

Ward St.); Res. No. 219-2020, approving the contract, bond and cert. of ins. for the 2020 WPCF Concrete Repairs Project; Beer and/or liquor applications for: Mizu Hibachi & Sushi, 1111 Quincy Ave., #111; Warehouse Barbeque, 2818 N. Court; Alpine Inn, 1804 Albia Rd. with outdoor service area; Mimi's Taqueria, 707 Church St., with outdoor service area; Potros Garcia, 2804 N. Court; Club 888, 123 W. Third St.; all applications pending final inspections. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.

Dalbey moved, seconded by Meyers to approve the agenda as presented. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.

City Admin. Rath requested for further direction related to awarding RFP for curbside collection of noncommercial trash, recyclables, bulky items and yard waste within the City of Ottumwa, IA; the quorum of Council Members requested to have all members present before voting on a resolution.

City Admin. Rath stated that council will have a retreat on Nov. 14, 2020.

Mayor Lazio inquired if there was anyone from the audience who wished to address an item on the agenda. There were none.

Meyers moved, seconded by Dalbey to reject bid received for Contractual Janitorial Services for the Ottumwa/Wapello County Law Enforcement Center. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.

Dalbey moved, seconded by Meyers that Res. No. 213-2020, waiving temp. use of sidewalk and sidewalk café permit reqs. for certain businesses on Main St. during the Streetscape ribbon cutting and scoop the loop event to be held on Oct. 29, 2020, be passed and adopted. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.

Meyers moved, seconded by Dalbey that Res. No. 218-2020, establishing bldg. permit fees for mobile homes in mobile home parks in the City of Ottumwa, IA, be passed and adopted. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.

Dalbey moved, seconded by Stevens that Res. No. 220-2020, approving CO No. 9 in the amt. of \$17,440 for the Main St. (Downtown Streetscape) Reconstruction Project, be passed and adopted. New contract sum \$5,241,174.19. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.

Meyers moved, seconded by Dalbey that Res. No. 221-2020, approving CO No. 2 in the amt. of \$21,037.50 for the CSO Blake's Branch, Ph. 8 Div. 1 Project, be passed and adopted. New contract sum \$11,814,732.63. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.

Dalbey moved, seconded by Stevens that Res. No. 222-2020, approving CO No. 1 and accepting the work as final and complete for the 2020 Street Crack Repair Program, be passed and adopted. New contract sum \$35,719.80. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.

Meyers moved, seconded by Dalbey that Res. No. 223-2020, approving CO No. 2 in the amt. of \$3,500 for the WPCF Rebid Final Clarifier Select Painting Project, be passed and adopted. New contract sum \$59,600. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.

Dalbey moved, seconded by Meyers that Res. No. 224-2020, approving CO No. 1 and accepting the work as final and complete and approving the final pay request for the WPCF Gatewell Conversion Project, be passed and adopted. CO No. 1 increases the contract sum by \$14,450. New contract sum \$49,950. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.

Meyers moved, seconded by Dalbey that Res. No. 225-2020, approving CO No. 1 and accepting the work as final and complete and approving the final pay request for the East Alta Vista Reconstruction Project, be passed and adopted. CO No. 1 decreases the contract sum by \$2,928.95. New contract sum \$620,223.15. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.

Meyers moved, seconded by Stevens to pass the first consideration of Ord. No. 3175-2020, amending the Zoning Ord. No. 3088-2015 of the City of Ottumwa, IA, and as set forth in Ch. 38 of the Municipal Code by repealing and replacing Sections 38-700 through 38-735 to bring zoning regulations into compliance with the National Flood Insurance Program. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.


Meyers moved, seconded by Dalbey to waive the second and third considerations, pass and adopt Ord. No. 3175-2020. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.

Mayor Lazio inquired if anyone from the audience wished to address an item not on the agenda. Jerry Ogden stated how they have altered the workingman's Christmas party to accommodate restrictions for gatherings brought about by COVID-19.


There being no further business, Dalbey moved, seconded by Stevens that the meeting adjourn. Motion carried 3-0 vote. Council Member Berg and Council Member Roe were absent.

Adjournment was at 6:36 P.M.

CITY OF OTTUMWA, IOWA

  
\_\_\_\_\_  
Tom X. Lazio, Mayor

ATTEST:

  
\_\_\_\_\_  
Christina Reinhard, City Clerk