

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

REGULAR MEETING NO. 21
Room 108, City Hall

August 6, 2019
4:30 O’Clock P.M.

The meeting convened at 4:30 P.M.

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

Berg moved, seconded by Dalbey to enter into closed session in accordance with Iowa Code Section 20.17(3) (“Negotiating session, strategy meetings of public employers, mediation, and the deliberative process of arbitrators shall be exempt from the provisions of chapter 21.”) for the purpose of discussing union negotiations. All ayes.

The meeting entered closed session at 4:33 P.M.

Berg moved, seconded by Streeby to recess the meeting and reconvene in Council Chambers. All ayes.

The meeting recessed at 5:17 P.M.

REGULAR MEETING NO. 21
Council Chambers, City Hall

August 6, 2019
5:30 O’Clock P.M.

The meeting reconvened at 5:30 PM

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

Streeby moved, seconded by Dalbey to approve the following consent agenda items: Mins. from Reg. Mtg. No. 20 on July 16, 2019 as presented; Acknowledgement of June financial report and pymt. of bills as submitted by the Finance Dept.; Proclamation of American Wind Week, August 11-17, 2019; Canvasser/Solicitor application for Knights of Columbus for the Annual Tootsie Roll Drive at various businesses on August 23-25, 2019; Civil Service Commission Eligibility Lists of July 29, 2019: Engineering Assistant II – Promotional, Engineering Design Tech – Entrance and Promotional, Engineering Design Tech II – Entrance and Promotional; Approve the MOU between the City of Ottumwa and Wapello County for the 2019 JAG Grant; Setting August 20, 2019 as the date of a public hearing on the proposed spending plans for Justice Assistance Grant (JAG) Program funds in the amount of \$12,999; Authorizing reimbursement of expenses in the amount of \$39,138 incurred by the City as qualified urban renewal expenditures eligible for reimbursement from the West Gate TIF as per Iowa Code Section 403.19, in support for the Downtown Maint. Prog. for the fiscal yr. ending June 30, 2021; Pass and approve the grant application agt. for \$3,000 between the Ottumwa Legacy Foundation and the City of Ottumwa to fund a portion of the Healthy Neighbors program; Res. No. 170-2019, setting August 20, 2019 as the date of a Public Hearing on the disposition of City owned property located at 526 S. Ward St.; Res. No. 171-2019, setting August 20, 2019 as the date of a Public Hearing on the lease of City owned FEMA property located at 1610 W. Main St. to Randall Jay Fisher; Res. No. 172-2019, approving the purchase of a new 2019 Champion Bus from Master’s Transportation for \$130,879 for the Ottumwa Transit Dept.; Res. No. 174-2019, Approving the contract, bond, and cert. of insurance for the Beach Renov. Ph. 4, Slide Structure Repainting Proj.; Res. No. 176-2019, Authorizing the Mayor to execute a

Precon. Agt. with IA DOT for bridge replacement on Iowa 149 at West Park Blvd, 1.4 miles north of US 34; Res. No. 177-2019, Approve purchase of a Case Compact Tracked Loader with Cold Planer attachment in the amount of \$74,510 from Greiner Implement for the PW Dept.; Beer and/or liquor applications for: Elks-Ottumwa Lodge #347, 413 S. Iowa Ave., Ottumwa Golf and Social Club, with outdoor service area, 304 E. Golf Ave., Wal-Mart Supercenter #1285, 1940 Venture Dr., Owl's Nest LLC, 116 S. Court, temp. outdoor service area on 8/31/19; all applications pending final inspections. All ayes.

Dalbey moved, seconded by Berg to approve the agenda as presented. All ayes.

Mayor Lazio introduced Angie Griffiths to discuss the Adult Softball Program. Requesting financial assistance from the City for maintenance expenses. Currently there are no doors on the restrooms; concession stand needs renovated; dugouts are falling apart; red dirt is needed for the fields. The City leases the fields to the Adult Softball league for \$10/yr. and \$500/yr. for electrical costs. The lease states all maintenance is the responsibility of the lessee. Refer to staff to see if any assistance can be offered.

Dir. of Hlth. Insp. & Planning Flanagan announced that the West Gate URA Amend. No. 8 that was set for a PH tonight will take place at a later date.

City Admin. Morris stated the BUILD Grant will be updated and presented in the future.

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

City Engineer Dohlman presented the energy usage review at Bridge View Center.

Dalbey moved, seconded by Stevens to approve the purchase of new flight chains for the Primary Clarifier Tank No. 2 for WPCF for the quoted price of \$9,838.40 from Brentwood Industries of Reading, PA. All ayes.

Streeby moved, seconded by Berg to approve payment of \$13,912.05 to DC Concrete & Construction, LLC for emergency sewer repair on the Madison Sanitary Force Main. All ayes.

Dalbey moved, seconded by Streeby that Res. No. 167-2019, setting and confirming fines for violations of various city ordinances for the City of Ottumwa, IA, be passed and adopted. City Attorney Keith reported these fines needed updated as a result of the passage of the Fireworks Ord. No. 3144-2018. The fine for illegal use of fireworks within City limits is \$250. All ayes.

Streeby moved, seconded by Berg that Res. No. 169-2019, fixing an amount for abating a nuisance against certain lots in the City of Ottumwa, IA, for a total amount of \$9,303.78, be passed and adopted. Dir. of Hlth. Insp. & Planning Flanagan reported three nuisance clean ups and one demolition are included in this resolution. All ayes.

Dalbey moved, seconded by Berg that Res. No. 173-2019, awarding the contract for the Airport Apron Improv. Proj. to Manatts, Inc., of Brooklyn, IA in the amount of \$278,441.25, be passed and adopted. Airport Supvr. Cobler reported this project will replace apron area already existing from the original Naval base in 1945. Two bids were received July 30, 2019 and Kirkham Michael recommends awarding proj. to low bidder, Manatts, Inc. All ayes.

Streeby moved, seconded by Dalbey that Res. No. 175-2019, accepting the work as final and complete for the Beach Ph. 4, RFP 5X Walk In Freezer Replacement Proj., be passed and adopted. Parks Dir. Rathje reported Winger has completed the work according to the plans and specifications and this will authorize final pymt. and release all retainage in the amount of \$820.99. Total project cost \$16,419.83. All ayes.

Dalbey moved, seconded by Berg that Res. No. 180-2019, setting the time and place for the receipt of Proposals and Development Agt. for the renovation of 307 E. Main St. and setting a public hearing on the intent to dispose of real property located at 307 E. Main St. in the City of Ottumwa, Wapello County, IA, be passed and adopted. City Attorney Keith reported proposals/development agt. will be received Sept. 9, 2019 and the public hearing is set for Sept. 17, 2019. The City acquired this abandoned commercial property through the Iowa Code Chp. 657A process on July 18, 2019. All ayes.

Berg moved, seconded by Streeby to pass the first consideration of Ordinance No. 3159-2019, amending Chp. 27, entitled Plumbing Code, by deleting Section 27-2 and enacting a Substitute Section 27-2 of the Municipal Code of the City of Ottumwa, IA. City Attorney Keith reported the Iowa State Plumbing Code is currently being changed to the 2018 Uniform Plumbing Code which is what the City originally adopted (2015 Uniform Plumbing Code). This will allow the City to be in compliance with the State Code without making amendments to our Ordinances periodically. All ayes.

Dalbey moved, seconded by Stevens to waive the second and third considerations, pass and adopt Ordinance No. 3159-2019. All ayes.

Streeby moved, seconded by Dalbey to pass the first consideration of Ordinance No. 3160-2019, amending Chp. 19, entitled Heating, Venting and Air Conditioning Code, by deleting Section 19-2 and enacting a Substitute Section 19-2 of the Municipal Code of the City of Ottumwa, IA. City Attorney Keith reported State Law requires cities to adopt its Mechanical Code regarding Heating, Venting and Air Conditioning (HVAC) as set out in Iowa Code Chp. 105. The original adoption of the 2015 International Mechanical Code is currently being changed to the 2018 International Mechanical Code. This will allow the City to be in compliance with the State Code without making amendments to our Ordinances periodically. All ayes.

Streeby moved, seconded by Stevens to waive the second and third consideration, pass and adopt Ordinance No. 3160-2019. All ayes.

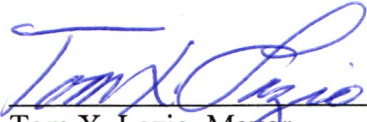
Dalbey moved, seconded by Streeby to pass the first consideration of Ordinance No. 3161-2019, amending Chp. 38, Zoning Code, by deleting Sections 38-887(f)(4) and 38-887(g)(3) and Enacting Substitute Sections 38-887(f)(4) and 38-887(g)(3) of the Municipal Code of the City of Ottumwa, IA. City Attorney Keith reported a scrivener's error was located in the City's Zoning Code as it refers to the Ordinance related to residential fences and electric fences. This Ordinance corrects the reference number in the City's Zoning Code. All ayes.

Streeby moved, seconded by Berg to waive the second and third consideration, pass and adopt Ordinance No. 3161-2019. All ayes.

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

There being no further business, Streeby moved, seconded by Dalbey that the meeting adjourn. All ayes.

Adjournment was at 6:08 P.M.



Tom X. Lazio, Mayor

ATTEST:





Christina Reinhard, City Clerk