

REGULAR MEETING NO. 11
Council Chambers, City Hall

April 6, 2021
5:30 O'Clock P.M.

The meeting convened at 5:36 P.M.

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

Meyers moved, seconded by Berg to approve the following consent agenda items: Mins. from Regular Mtg. No. 9 on Mar 16, 2021 and Special Mtg. No. 10 on Mar 30, 2021 as presented; Civil Service Commission Eligibility List for Mar 25, 2021 – Police Officer Entrance; Approve appointment of Barbara Codjoe to full-time Dir. of Human Resources effective on or before April 12, 2021; Approve appointment of Rodney ReQuena to full-time Police Officer effective on or about April 19, 2021; Approve appointment of Chase Crandall to probationary firefighter; Approve pymt. to Computer Information Systems, Inc. in the amount of \$19,831 for a one-year License Ren. & Maint. Agt. for the Police Dept. in-house computer software; Approve replacement of Air Conditioning and Furnace Units in the Public Works Bldg. for \$14,000; Consideration of Ack./Settlement Agt. between City of Ottumwa and MAD JuSTus LLC d/b/a Mad Ave. Quick Shop (405 S. Madison St.); Consideration of Ack./Settlement Agt. between City of Ottumwa and Casey's Marketing Company d/b/a Casey's Gen. Store #2208 (1603 W. Second); Consideration of Ack./Settlement Agt. between City of Ottumwa and Hy-Vee, Inc. d/b/a Hy-Vee Gas #1 (1027 N. Quincy); Approve Salvage Dealer's License renewals for: Rosenman's Inc., 902 E. Main St.; Karz Salvage LLC, 430 N. Forrest Ave.; Courtney Car Crushing & Scrap, 825 Hayne St.; Alter Metal Recycling, 404 N. Forrest Ave.; all applications pending final inspections; Res. No. 79-2021, auth. renewal and admin. services agt. with Wellmark Blue Cross and Blue Shield of IA for hlth. and dental ins., for July 1, 2021 through June 30, 2022; Avesis, a Guardian Comp., for vision ins., for July 1, 2021 through June 30, 2022; and Symetra Life Insurance Comp. for life ins., for July 1, 2021 through June 30, 2023; Res. No. 80-2021, auth. all budgeted trsfers. for FY 2021 as presented by the Finance Dept.; Beer and/or liquor applications for: Pizza Hut 1, 1247 Theater Dr.; Las Palmas Bar & Grill, Inc., 321 E. Second St.; all applications pending final inspections; Consideration of Ack./Settlement Agt. between City of Ottumwa and Elliott Oil Comp. d/b/a BP (720 Richmond). All ayes.

Roe moved, seconded by Meyers to approve the agenda as presented with the removal of Item G-9, Ord. No. 3181-2021, that will be presented during the next regularly scheduled mtg., to be held April 20, 2021. All ayes.

City Admin. Rath reported Make Ottumwa Shine will be held May 16-22; would like to hold work session on April 27 to discuss code enforcement.

He also reported meeting with a group of citizens twice a month, discussing bringing back a local Human Rights Commission. This group wants to have a positive effect on the community; like to bring something before council in June.

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

Roe moved, seconded by Dalbey to authorize City staff to work with Anderson, Larkin & CO on the FY21 audit. All ayes.

This was the time, place and date set for a public hearing approving the plans, specs., form of contract and est. cost for the Rehabilitate Runway 4/22 for the Ottumwa Reg. Airport Project. Airport Mgr. Cobler

reported this project will be completely funded by the FAA, which explains the quick turnaround. Bid opening will be 4/27/2021. No objections were recd. Meyers moved, seconded by Dalbey to close the public hearing. All ayes.

Meyers moved, seconded by Roe that Res. No. 67-2021, approving the plans, specs., form of contract and est. cost for the Rehabilitate Runway 4/22 for the Ottumwa Reg. Airport Project, be passed and adopted. All ayes.

This was the time, place and date set for a public hearing on the option to consider a Renewal of Lease Agt. between the City of Ottumwa and IA Dept. of Admin. Services for the CASA Program and lease of office space in City Hall bldg. located at 105 E. Third St. The IA Dept. of Inspections and Appeals, Child Advocacy Brd. and the CASA Program has been operating out of rooms 300 and 301 at City Hall. Rent was increased to \$224/month to reflect a cost of living adjustment since the previous Agt. The lease runs from July 1, 2021 through June 30, 2024. No objections were recd. Dalbey moved, seconded by Berg to close the public hearing. All ayes.

Meyers moved, seconded by Roe that Res. No. 68-2021, approving the Renewal of Lease Agt. between the City of Ottumwa and IA Dept. of Admin. Services for the IA Dept. of Inspections and Appeals, Child Advocacy Brd. and the CASA Program and auth. the Mayor to sign, be passed and adopted. All ayes.

This was the time, place and date set for a public hearing approving the plans, specs., form of contract and est. cost for the 2021 Sidewalk Drop and Detectable Warning Installation Program. PW Dir. Seals reported this is the 10th contract for this program; completion of these sidewalk drops and detectable warnings will be a step towards compliance with the ADA Transition Plan that was approved by Council on 8/7/2012. The City owned and maintained intersections are one portion of the ADA requirements. The overall project was est. at \$1,280,000 and is budgeted for \$120,000 each yr. until complete. Total cost to date \$962,695.78. No objections were recd. Dalbey moved, seconded by Roe to close the public hearing. All ayes.

Berg moved, seconded by Roe that Res. No. 72-2021, approving the plans, specs., form of contract and est. cost for the 2021 Sidewalk Drop and Detectable Warning Installation Program, be passed and adopted. All ayes.

This was the time, place and date set for a public hearing approving the plans, specs., form of contract and est. cost for the 2021 Catch Basin Replacement Program. PW Dir. Seals reported this is our annual catch basin project and will reconstruct and raise catch basin wells with new grates as indicated in plans and specs. Budgeted amount \$50,000. No objections were recd. Roe moved, seconded by Dalbey to close the public hearing. All ayes.

Meyers moved, seconded by Dalbey that Res. No. 73-2021, approving the plans, specs., form of contract and est. cost for the 2021 Catch Basin Replacement Program, be passed and adopted. All ayes.

This was the time, place and date set for a public hearing approving the plans, specs., form of contract and est. cost for the 2021 Sanitary Utility Access Program. PW Dir. Seals reported this annual project places sanitary utility access in existing sanitary sewer lines and associated patch work. Manholes will be placed at locations that have either limited access points or problem areas prone to plugging causing increased cleaning maint. No objections were recd. Dalbey moved, seconded by Berg to close the public hearing. All ayes.

Roe moved, seconded by Berg that Res. No. 74-2021, approving the plans, specs., form of contract and est. cost for the 2021 Sanitary Utility Access Program, be passed and adopted. All ayes.

This was the time, place and date set for a public hearing approving the plans, specs., form of contract and est. cost for the River Wall Extension Project. PW Dir. Seals reported this project will raise the north side river wall between the Hydro Dam and Wapello St. Bridge by one foot. This project is necessary for the river wall to meet FEMA's freeboard requirements. The length of the wall is 1,350 LF. No objections were recd. Dalbey moved, seconded by Meyers to close the public hearing. All ayes.

Meyers moved, seconded by Dalbey that Res. No. 75-2021, approving the plans, specs., form of contract and est. cost for the River Wall Extension Project, be passed and adopted. All ayes.

This was the time, place and date set for a public hearing on the matter, the Ottumwa City Council finds that based upon evidence submitted by the City Attorney's Office, on Feb. 3, 2021, an employee of BW Gas & Convenience Retail d/b/a Yesway #1030, committed a violation of IA Code section 453A.2(1), by selling, giving, or otherwise supplying any tobacco, tobacco products, alternative nicotine products, vapor products, or cigarettes to any person under twenty-one yrs. of age and that this was a first violation of this statute. Attorney Stone reported on this item. No objections were recd. Meyers moved, seconded by Dalbey to close the public hearing. All ayes.

Roe moved, seconded by Dalbey that Res. No. 81-2021, order assessing penalty, 1st Violation, to BW Gas & Convenience Retail d/b/a Yesway #1030, to remit three hundred dollars (\$300.00) to the City on or before May 6, 2021 (30 days from the date of this Order), for the first violation of IA Code section 453A.2(1); failure to pay the civil penalty by this date shall automatically result in the suspension of the cigarette permit for a period of fourteen (14) days in addition to the \$300 fine. All ayes.

Dalbey moved, seconded by Berg that Res. No. 69-2021, removing a special assessment for delinquent sewer fees applied to 1653 S. Milner St on Res. No. 107-2020, be passed and adopted. \$577.87 in delinquent sewer fees will be removed from property taxes. All ayes.

Roe moved, seconded by Berg that Res. No. 70-2021, removing a special assessment for delinquent refuse fees applied to 1653 S. Milner St. on Res. No. 108-2020, be passed and adopted. \$274.09 in delinquent refuse fees will be removed from property taxes. All ayes.

Meyers moved, seconded by Roe that Res. No. 71-2021, addressing a Notice of Assignment of Contract Funds and Auth. the Mayor to sign Letter of Ack. on the Johnson Ave. Reconstruction Project, be passed and adopted. PW Dir. Seals reported this contract was awarded to Pillar, Inc., in the amount of \$109,935.20 on Feb. 16, 2021; a letter from Northern Escrow, Inc. was recd requesting assignment of contract funds due Pillar, Inc. for work completed on said project. All ayes.

Dalbey moved, seconded by Meyers that Res. No. 76-2021, award the contract for the 2021 RFP#3, Eisenhower Pedestrian Bridge Repair to Boulder Contracting, LLC of Grundy Center, IA, in the amount of \$85,500, be passed and adopted. PW Dir. Seals reported three bids were recd on Mar. 24, 2021; question asked if this is solely a city obligation or if the Ottumwa School District was able to assist. Seals stated, the school didn't feel like this was part of their capital responsibility. Vote Taken Ayes: Meyers, Berg, Dalbey, Stevens. Nays: Roe. Motion carried 4-1.

Dalbey moved, seconded by Berg that Res. No. 77-2021, approving the Pro. Services Agt. between City of Ottumwa and Willett Hofmann & Assoc., Inc. for the 2021 City Hall Improvements Project and authorize the Mayor to sign the Agt., be passed and adopted. PW Dir. Seals reported Willett Hofmann &

Assoc., Inc. will provide architectural and engineering services in assoc. with City Hall Improvements Project. The scope of work initially includes schematic design to evaluate HVAC options and the impact to City Hall interior finishes and operations. A review committee was est. consisting of four staff members along with Councilman Roe. Responses recd from 16 different firms on 2/25/21; narrowed down to 3 firms for interview based upon scores from the review committee. The various options and cost opinions will be presented to the City Council by representatives of Willett Hofmann at a June 2021 mtg. so a formal direction can be decided. Compensation is \$42,500 to complete the schematic design. Council person Berg asked if this firm is in the Technical Advisory Network through State Historical Society; to apply for architectural design work grants, the architects must be in the network. All ayes.

Roe moved, seconded by Dalbey that Res No. 78-2021, approving Change Order No. 1 and accepting the work as final and complete for the Fox Sauk & North Court Intersection Project, be passed and adopted. PW Dir. Seals reported CO#1 decreases contract by \$7,522.50 for qty adj., total contract sum \$143,572.50. USDA Rural Business Development Grant recd. for \$142,347. All ayes.

Mayor Lazio inquired if anyone from the audience wished to address an item not on the agenda. John Fenner, 407 Elmdale Ave. discussed the lack of a men's shelter in Ottumwa. My son has been in/out of jail due to addiction problems; needs someplace to go during his transition out of jail; local, state, federal assistance – not sure where to go for help.

Councilman Roe brought up Senate Bill 587, which could be damaging to cities and counties as it takes local control away from them as it relates to commercial and industrial property tax replacement pymts. and other specified tax provisions; urge anyone listening to write a letter to your state senator or rep. opposing this bill.

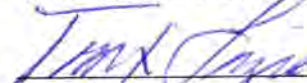
There being no further business, Roe moved, seconded by Dalbey that the meeting adjourn. All ayes.

Adjournment was at 6:22 P.M.

ATTEST:


Christina Reinhard, City Clerk

CITY OF OTTUMWA, IOWA


Tom X. Lazio, Mayor