

**ROLL CALL ORDER FOR MEETING OF
September 6, 2022**

Roussell, Farber, Sprank, Cavanagh, Jones, Wethal, Resnick

Viewing and Participation Options

The public has the option to view and participate in the meeting in City Council Chambers or virtually. The meeting will be aired live on CityChannel Dubuque (Mediacom cable channels 8 and 117.2), streamed live and archived on the City's website at www.cityofdubuque.org/media, and streamed live on the City's Facebook page at www.facebook.com/cityofdubuque.

The public can provide in-person, audio, and written input during sections of the agenda where public input is accepted. It is strongly recommended that all members of the public who intend to provide in-person or virtual public input contact the City Clerk at least 24 hours prior to the meeting to provide notice of intent to provide public input. This will help City staff anticipate participation levels at the meeting. Contact the City Clerk at ctyclerk@cityofdubuque.org or 563-589-4100.

For in-person input, please reference the instructions on speaking within the Consent Items, Public Hearing, and Public Input sections.

Virtual input options during the live meeting include:

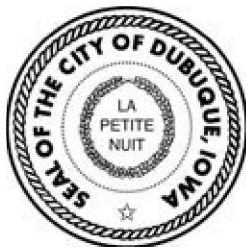
- Log into GoToMeeting using the login links, phone numbers and access code below. This option includes audio input and written "chat" input. If you are participating via computer, indicate which item you would like to speak to in the Chat function, or note you would like to speak during the appropriate section. If you are participating via phone, indicate which item you would like to speak to when phone lines are unmuted. All phone lines will be unmuted during the Consent Items, Public Hearings, and Public Input periods, and City staff will determine the speaking order of attendees who would like to speak. All comments, whether audio or written, must be accompanied by a name and address.

Please join the meeting from your computer, tablet or smartphone.

- www.CityOfDubuque.org/VirtualMeeting
- You can also dial in using your phone.
- United States (Toll Free): 1 877 568 4106
United States: +1 (571) 317-3129
Access Code: 337-661-181

Additionally, written public input can be accepted prior to or during the meeting by:

- Contacting the City Council directly from the City's webpage at www.cityofdubuque.org/councilcontacts
- Through the City Clerk's Office email at ctyclerk@cityofdubuque.org



**CITY OF DUBUQUE, IOWA
CITY COUNCIL MEETING**

**Historic Federal Building: 350 W. 6th Street -
Second-Floor Council Chambers.**

Virtual participation options are also available. Please
see the information above for options.

September 6, 2022

Council meetings are video streamed live and archived at www.cityofdubuque.org/media and

on Dubuque's CityChannel on the Mediacom cable system at cable channel 8 and digital 117.2

REGULAR SESSION

6:30 PM

PLEDGE OF ALLEGIANCE

SWEARING IN

1. Mayor Pro Tem Swearing-In

Mayor Cavanagh will swear-in Mayor Pro Tem Laura J. Roussell.

PRESENTATION(S)

1. COVID-19 Update

Public Health Director Mary Rose Corrigan will provide an update on the COVID-19 pandemic and response activities.

2. Crescent Community Health Center: Dancing with the Stars Recognition

Gary Collins, Chief Executive Officer for Crescent Community Health Center, will present Community Engagement Coordinator Temwa Phiri with an award for helping to educate and create awareness for Crescent Community Health Center through the Dubuque Area Chamber of Commerce's Dancing with the Stars event.

PROCLAMATION(S)

1. Direct Support Professional Recognition Week (September 11-17, 2022)

On behalf of Hills & Dales.

CONSENT ITEMS

The consent agenda items are considered to be routine and non-controversial and all consent items will be normally voted upon in a single motion without any separate discussion on a particular item. If you would like to discuss one of the Consent Items, please go to the microphone and be recognized by the Mayor and state the item you would like removed from the Consent Agenda for separate discussion and consideration.

1. Minutes and Reports Submitted

City Council Proceedings of 8/15/22, 8/22/22, 8/23/22, and 8/24/22; Civil Service Commission of 5/31/22, 8/15/22, and 8/19/22; Equity and Human Rights Commission of 7/11/22; Historic Preservation Commission of 8/18/22; Housing Appeals and Mediation Board of 4/19/22 and 6/21/22; Housing Commission of 7/26/22; Proof of publication for City Council proceedings of 7/25/22, 8/1/22, 8/8/22, and 8/15/22.

Suggested Disposition: Receive and File

2. Notice of Claims and Suits

Alex Ready for property damage; Pamela Straka for personal injury; Nathan and Amanda Salzmänn for property damage.

Suggested Disposition: Receive and File; Refer to City Attorney

3. Disposition of Claims

City Attorney advising that the following claims have been referred to Public Entity Risk Services of Iowa, the agent for the Iowa Communities Assurance Pool: Alex Ready for property damage; Nathan and Amanda Salzmänn for property damage; Pamela Straka for personal injury.

Suggested Disposition: Receive and File; Concur

4. Approval of City Expenditures

City Manager recommending Council approval for payment of City expenditures.

RESOLUTION Authorizing the Director of Finance and Budget/City Treasurer to make certain payments of bills that must be paid and approved for payment in accordance with City procedures

Suggested Disposition: Receive and File; Adopt Resolution(s)

5. 4800 ASBURY ROAD DUBUQUE IA LLC and HY-VEE INC. vs. City of Dubuque Board of Review Stipulation of Settlement

Senior Counsel providing a copy of the Stipulation of Settlement regarding a tax assessment appeal filed by the Board of Review with the Iowa District Court for Dubuque County regarding 4800 ASBURY ROAD DUBUQUE IA LLC and HY-VEE INC. vs. City of Dubuque Board of Review.

Suggested Disposition: Receive and File

6. Butler Children's Garden Foundation

City Attorney recommending City Council approval of an agreement with the Butler Children's Garden Foundation that provides access and parking in the City's Marshall Park to facilitate construction of a public children's garden on land currently owned by the Dubuque YMCA and access and parking following completion.

Suggested Disposition: Receive and File; Approve

7. Letter of Support – Grayfield Tax Credit for 249 West 1st Street

City Manager recommending City Council approve a letter of support for a Grayfield Tax Credit application to the Iowa Economic Development Authority for the property located at 249 West 1st Street.

Suggested Disposition: Receive and File; Approve

8. Letter of Support – Grayfield Tax Credit for 799 Main Street

City Manager recommending City Council approve a letter of support for a Grayfield Tax Credit application to the Iowa Economic Development Authority for the property located at 799 Main Street.

Suggested Disposition: Receive and File; Approve

9. Letter of Support – Grayfield Tax Credit for 346-348 West Locust Street

City Manager recommending City Council approve a letter of support for a Grayfield Tax Credit application to the Iowa Economic Development Authority for the property located at 346-348 West Locust Street.

Suggested Disposition: Receive and File; Approve

10. Housing Commission Appointment of Liaison to Housing Trust Fund Advisory Committee

Housing Commission requesting City Council approval to appoint Commissioner Rick Baumhover as the Housing Commission Liaison to the Housing Trust Fund Advisory Committee.

Suggested Disposition: Receive and File; Approve

11. Housing Commission Appointment of Liaison to Community Development Advisory Commission

Housing Commission requesting City Council approval to appoint Commissioner Renee Kehoe as the Housing Commission Liaison to the Community Development Advisory Commission.

Suggested Disposition: Receive and File; Approve

12. Grass and Weed Cutting and Garbage Collection Assessments

City Manager recommending City Council adopt a resolution authorizing the City to certify grass and

weed cutting and garbage collection charges to the Dubuque County Treasurer in order to establish real property liens for collection of such charges.

RESOLUTION Authorizing the City to collect delinquent grass and weed cutting and garbage collection charges in accordance with Title 6-4-3A and Title 6-8-2 of the Code of Ordinances of the City of Dubuque, Iowa

Suggested Disposition: Receive and File; Adopt Resolution(s)

13. 2022 Justice Assistance Grant (JAG): Notice of Application

City Manager recommending City Council approval of the two-year 2022 Justice Assistance Grant application that was submitted on August 17, 2022, in the amount of \$23,632.

Suggested Disposition: Receive and File; Approve

14. Final Plat of Silver Oaks Estates No. 3

City Manager recommending City Council adopt a resolution for the Final Plat of Silver Oaks Estates No. 3 as it is in compliance with the City of Dubuque's Unified Development Code.

RESOLUTION Authorizing approval of the Final Plat of Silver Oaks Estates No. 3 in the City of Dubuque, Iowa

Suggested Disposition: Receive and File; Adopt Resolution(s)

15. Signed Contract(s)

Task Order 1 with MSA Professional Services, Inc., for the Briarwood Subdivision Water Connection; First Amendment to Lease Agreement with Hendricks Feed & Seed Co., INC.; HDR Engineering, INC., for the City of Dubuque Waste Diversion Project; James Orr Coating Inspection, LLC for multiple water tank inspections; Origin Design Co. for the Ice Harbor Flood Gate Fender Replacement; Amendment No. 1 with Strand Associates for the Water Treatment Plan and Water Distribution System Supervisory Control and Data Acquisition System Upgrade.

Suggested Disposition: Receive and File

16. Improvement Contracts / Performance, Payment and Maintenance Bonds

D&D Concrete, Inc. for the 2022 Asphalt Overlay Ramp Project Four; Portzen Construction, Inc. for the Comiskey Park - Phase 1 Redevelopment Project.

Suggested Disposition: Receive and File; Approve

17. Public Works Department Staffing Change Request

City Manager recommending City Council approval of a full-time Public Works Administrative Assistant (GE-25) which would increase the Public Works personnel complement by 1.00 full-time equivalent.

Suggested Disposition: Receive and File; Approve

18. Acceptance of Grant of Easement for Sanitary Sewer Utility from IADU Table Mound MHP, LLC, in Dubuque County, as Part of the Sanitary Sewer Improvements - Table Mound System Project

City Manager recommending City Council adopt a resolution accepting the Grant of Easement for Sanitary Sewer Utility from IADU Table Mound MHP, LLC in Dubuque County, as part of the Sanitary Sewer Improvements - Table Mound System Project.

RESOLUTION Accepting a Grant of Easement for Sanitary Sewer Utility across parts of Lot 2 of the North Half of the Northeast Quarter, and Lot 43 and Lot 44 of Kerrigan Road Heights, all in Section 12, T88N, R2E, of the 5th PM, Dubuque County Iowa

Suggested Disposition: Receive and File; Adopt Resolution(s)

19. Acceptance of Grant of Easement for Sanitary Sewer Utility from Table Mound Expansion, LLC, in Dubuque County, as Part of the Sanitary Sewer Improvements -

Table Mound System Project

City Manager recommending City Council adopt a resolution accepting a Grant of Easement for Sanitary Sewer Utility across properties owned by Table Mound Expansion, LLC, in Dubuque County, as part of the Sanitary Sewer Improvements - Table Mound System Project.

RESOLUTION Accepting Grant of Easement for Sanitary Sewer Utility Across parts of Lot 1 of Table Mound Acres, Dubuque County, Iowa

Suggested Disposition: Receive and File; Adopt Resolution(s)

20. City Life Brochure

City Manager providing a copy of the City Life Brochure.

Suggested Disposition: Receive and File

21. Proposed License Agreement between the City of Dubuque and ImOn Communications LLC

City Manager recommending City Council approval of a License Agreement between the City of Dubuque and ImOn Communications LLC.

Suggested Disposition: Receive and File; Approve

22. Radio Dubuque Fireworks Request 2023

Correspondence from Perry Mason, General Manager for Radio Dubuque, requesting approval for Radio Dubuque and the Dubuque Jaycees to conduct a fireworks display on Monday, July 3rd, 2023 from 9:00 p.m. to 10:30 p.m. on Volunteer Road between Hawthorne and Lime in conjunction with the closure of indicated streets and A.Y. McDonald Park as part of a special event request. The rain date is July 4th.

Suggested Disposition: Receive and File; Approve

23. Alcohol and Tobacco License Applications

City Manager recommending approval of annual liquor, beer, wine and tobacco license applications as submitted.

RESOLUTION Approving applications for beer, liquor, and/or wine permits, as required by City of Dubuque Code of Ordinances Title 4 Business and License Regulations, Chapter 2 Liquor Control, Article B Liquor, Beer and Wine Licenses and Permits

RESOLUTION Approving applications for retail cigarette/tobacco sales/nicotine/vapor permits, as required by Iowa Code Chapter 453A.47A

Suggested Disposition: Receive and File; Adopt Resolution(s)

BOARDS/COMMISSIONS**1. Boards and Commission Appointments**

Appointments to the following commissions to be made at this meeting.

Airport Commission

Two, 4-Year terms through September 14, 2026 (Expiring terms of Blocker and Philips)

Applicants:

Robert Blocker, 880 Kane St.

Michael Phillips, 955 Washington St.

This commission is subject to the State of Iowa Gender Balance Law.

5 Commissioners total; Currently 1 male / 2 females / 2 openings

Zoning Advisory Commission

One, 3-Year term through July 1, 2024 (Vacant term of Sweet)

Applicant:
Ryan Sempf, 7819 Commerce Park

*This commission is subject to the State of Iowa Gender Balance Law.
7 Commissioners total; Currently 3 males / 3 females / 1 opening*

PUBLIC HEARINGS

Residents are invited to address the City Council regarding the following agenda items. Please come to the podium and state your name and address when the item you wish to speak to is being considered.

1. Resolution of Adoption for the Amendment of the Dubuque Industrial Center Economic Development District Urban Renewal Plan, Version 2022.2

Proof of publication on notice of public hearing to consider City Council approval of a Resolution of Adoption for the Amended and Restated Urban Renewal Plan for Dubuque Industrial Center Economic Development District Version 2022.2, and City Manager recommending approval.

RESOLUTION Approving the Amended and Restated Urban Renewal Plan, Version 2022.2, for the Dubuque Industrial Center Economic Development District

Suggested Disposition: Receive and File; Adopt Resolution(s)

2. Resolution of Adoption for the Amendment of the Dubuque Industrial Center Economic Development District Urban Renewal Plan, Version 2022.3

Proof of publication on notice of public hearing to consider City Council approval of a Resolution of Adoption for the Amended and Restated Urban Renewal Plan Version 2022.3 for the Dubuque Industrial Center Economic Development District, and City Manager recommending approval.

RESOLUTION Approving the Amended and Restated Urban Renewal Plan, Version 2022.3, for the Dubuque Industrial Center Economic Development District

Suggested Disposition: Receive and File; Adopt Resolution(s)

3. Carnegie-Stout Library – Roofs 1 & 2 Restoration Project Public Hearing

Proof of publication on notice of public hearing to consider City Council adoption of a resolution approving the plans, specifications, form of contract, and estimated cost for the Carnegie-Stout Library Roofs 1 & 2 Restoration Project, and City Manager recommending approval.

RESOLUTION Approval of plans, specifications, form of contract, and estimated cost for the Carnegie-Stout Roofs 1 & 2 Restoration Project

Suggested Disposition: Receive and File; Adopt Resolution(s)

PUBLIC INPUT

At this time, anyone in the Council Chambers may address the City Council on the Action Items on the agenda or on matters under the control of the City Council. Residents are asked to approach the podium and state their name and address before proceeding with their comments. Individual remarks are limited to five minutes, and the overall Public Input period is limited to 30 minutes. Under the Iowa Open Meetings Law, the City Council can take no formal action on comments given during Public Input which do not relate to Action Items on the Agenda.

ACTION ITEMS

These are items where discussion is held by the City Council - public comments are not allowed except as authorized by the Mayor.

1. Greater Dubuque Development Corporation - Quarterly Update

President and CEO Rick Dickinson to present the quarterly update on the activities of the Greater Dubuque Development Corporation.

Suggested Disposition:

Receive and File; Presentation

2. Housing Creation Incentives Staff Recommendations

City Manager recommending City Council adopt a resolution allowing the City Manager to use the recommended housing creation incentives outlined to incentivize additional housing unit creation in the city and is sharing a presentation on Housing Incentives Policies.

RESOLUTION Authorizing the City Manager to offer and amend Housing Development Incentives

Suggested Disposition:

Receive and File; Adopt Resolution(s), Presentation

3. Amending Tax Increment Ordinance 21-22 for the Dubuque Industrial Center Economic Development District, as amended by Version 2022.2 of the Amended and Restated Plan

City Manager recommending that the City Council approve the ordinance which would remove from the TIF ordinance area that portion of the District that was removed from Subarea C of the District by Version 2022.2 for the Dubuque Industrial Center Economic Development District.

ORDINANCE Amending Ordinance No. 21-22, previously amended, providing that General Property Taxes levied and collected each year on all property located within the Amended and Restated Dubuque Industrial Center Economic Development District Urban Renewal Area of the City of Dubuque, County of Dubuque, State of Iowa, by and for the benefit of the State of Iowa, City of Dubuque, County of Dubuque, Dubuque Community School District, and other taxing districts, be paid to a special fund for payment of principal and interest on loans, monies advanced to and indebtedness, including bonds issued or to be issued, incurred by said City in connection with the Amended and Restated Dubuque Industrial Center Economic Development District Urban Renewal Redevelopment Project by removing a portion of Subarea C from the division of revenues

Suggested Disposition: Receive and File; Motion B; Motion A

4. Amending Tax Increment Ordinance for the Dubuque Industrial Center Economic Development District, as amended by Version 2022.3 of the Amended and Restated Plan

City Manager recommending City Council adopt an ordinance amending the ordinance for the Dubuque Industrial Center Economic Development District ("District").

ORDINANCE Amending Ordinance No. __-22, previously amended, providing that General Property Taxes levied and collected each year on all property located within the Amended and Restated Dubuque Industrial Center Economic Development District Urban Renewal Area of the City of Dubuque, County of Dubuque, State of Iowa, by and for the benefit of the State of Iowa, City of Dubuque, County of Dubuque, Dubuque Community School District, and other taxing districts, be paid to a special fund for payment of principal and interest on loans, monies advanced to and indebtedness, including bonds issued or to be issued, incurred by said City in connection with the Amended and Restated Dubuque Industrial Center Economic Development District Urban Renewal Redevelopment Project by adding Subarea R to the division of revenues

Suggested Disposition: Receive and File; Motion B; Motion A

5. Fiscal Year 2023 Arts & Culture Operating Support Grant Funding Recommendation

City Manager recommending City Council approve the funding recommendation from the Arts & Cultural Affairs Advisory Commission for grant awards to arts and culture organizations through the City's Fiscal Year 2023 Arts & Culture Operating Support Grants program.

Suggested Disposition: Receive and File; Approve

6. Recommended Updates in Enforcement Regarding Unhoused Residents

City Manager recommending City Council adoption of changes to the camping ordinance and inoperable vehicles ordinance to provide additional tools for enforcement when necessary, regarding unhoused individuals camping on public or private property.

ORDINANCE Amending City of Dubuque Code of Ordinances Title 10 Public Ways and Property, Chapter 1 Streets, Sidewalks and Other Public Places

ORDINANCE Amending City of Dubuque Code of Ordinances Title 7 Police, Fire and Public Safety, Chapter 5 Offenses, Article A General Offenses

Suggested Disposition: Receive and File; Motion B; Motion A

7. U.S. Department of Transportation Notice of Award: Rebuilding America's Infrastructure with Sustainability and Equity (RAISE) Infrastructure Planning Grant

City Manager providing information to City Council on the Rebuilding America's Infrastructure with Sustainability and Equity (RAISE) grant award notification letter in the amount of \$2,280,000 from the U.S. Department of Transportation (USDOT) and the RAISE grant Building Bridges to Equity and Employment grant application.

Suggested Disposition: Receive and File

8. Work Session Request: Project HOPE Quarterly Update

City Attorney requesting City Council schedule a work session for Monday, September 19, 2022, at 5:30 p.m. for a quarterly update on Project HOPE.

Suggested Disposition: Receive and File; Council

9. Work Session Request: Inclusive Dubuque Quarterly Update

City Attorney requesting City Council schedule a work session for Monday, September 19, 2022, at 6:00 p.m. for a quarterly update on Inclusive Dubuque.

Suggested Disposition: Receive and File; Council

10. Field of Miracles Game at Miracle League of Dubuque - Fox Sports Video

Media Services will display a Fox Sports video of the second annual Field of Miracles baseball game at the Miracle League of Dubuque Complex on August 11, 2022.

The video can be viewed at: <https://youtu.be/4E5rKdf0LYI>

Suggested Disposition:

Receive and File; Video

11. Delivering Dubuque: Office of Shared Prosperity and Neighborhood Support Video

Media Services will display the Delivering Dubuque episode featuring the Office of Shared Prosperity and Neighborhood Support.

The video can be viewed at: <https://youtu.be/7wZJWcolvm4>

Suggested Disposition:

Receive and File; Video

12. Welcome, Dubuque College Students Video

Media Services will display a video featuring City staff welcoming new and returning college students to Dubuque for the Fall 2022 semester.

The video can be viewed at: <https://youtu.be/n9Sm3ZaXxyg>

Suggested Disposition:

Receive and File; Video

COUNCIL MEMBER REPORTS

CLOSED SESSION

Purchase or Sale of Real Estate – Chapter 21.5(1)(j) Code of Iowa

ADJOURNMENT

The agenda with supporting documents may be accessed at www.cityofdubuque.org or at the City Clerk's Office, 50 W. 13th Street, during regular business hours.

This notice is given pursuant to Chapter 21, Code of Iowa, and applicable local regulations of the City of Dubuque, Iowa and/or governmental body holding the meeting.

Written comments regarding the above items may be submitted to the City Clerk's Office, 50 W. 13th St., Dubuque, IA 52001, before or at said time of meeting.

Individuals with limited English proficiency, vision, hearing or speech impairments or requiring special assistance should contact the City Clerk's Office at (563) 589-4100, TDD/TTY (563) 690-6678, ctyclerk@cityofdubuque.org as soon as feasible. Deaf or hard-of-hearing individuals can use Relay Iowa by dialing 711 or (800) 735-2942.

/s/Adrienne N. Breitfelder
City Clerk