

ROLL CALL ORDER FOR MEETING OF
February 7, 2022

Roussell, Cavanagh, Jones, Sprank, Farber, Resnick

Viewing and Participation Options

The public has the option to view and participate in the meeting in City Council Chambers or virtually. To comply with social distancing, capacity limits are in place in City Council Chambers and will require specific guidelines if maximum capacity is reached. If attending the meeting in-person, please review guidelines in chambers and abide by any directions given by city staff.

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.

- <https://global.gotomeeting.com/join/337661181>
- 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.**

February 7, 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

SPECIAL SESSION

1. 5:15 PM - City Council De-escalation Training **Occurring before the official City Council meeting*

The Dubuque Police Department will conduct a de-escalation training for the City Council.

***Note:** This training is not part of the official City Council meeting.

REGULAR SESSION

6:30 PM

PLEDGE OF ALLEGIANCE

PRESENTATION(S)

1. COVID-19 Update

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

PROCLAMATION(S)

1. Captain Robert L. Martin Proclamation (February 2022)

On behalf of the Captain Robert L. Martin Commemoration Committee and the Dubuque Branch of the NAACP.

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 1/18; Arts and Cultural Affairs Commission of 12/21; Five Flags Civic Center Advisory Commission of 10/25 and 1/18; Investment Oversight Advisory Commission of 1/26; Proof of publication for City Council proceedings of 1/3; Proof of publication for List of Claims and Summary of Revenues for Month Ended 12/31.

Suggested Disposition: Receive and File

2. Notice of Claims and Suits

A.Y. McDonald Mfg. Co for property damage; Diane Hanson for vehicle damage; Progressive Universal Insurance Company as subrogee of Florence Helin for vehicle 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: Diane Hanson for vehicle damage.

Suggested Disposition: Receive and File; Concur

4. Approval of City Expenditures

City Manager recommending City 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. December 31, 2021 Quarterly Investment Report

City Manager transmitting the December 31, 2021 Quarterly Investment Report.

Suggested Disposition: Receive and File

6. Dubuque Police Department Brain Health Awareness Recognition

City Manager providing a copy of an invitation from the University of Dubuque for an event that recognized the Dubuque Police Department for their work in support of Brain Health Awareness.

Suggested Disposition: Receive and File

7. 2022 Federal Legislative Priorities

City Manager recommending approval of the attached 2022 Federal Legislative Priorities.

Suggested Disposition: Receive and File; Approve

8. Alliance for a Sustainable Future's Cities Advancing Climate Action Resource Guide

City Manager providing a copy of the Alliance for a Sustainable Future's Cities Advancing Climate Action Resource Guide, in which Dubuque is featured.

Suggested Disposition: Receive and File

9. Pre-annexation Agreement – Matthew & Jacquelin Mueller

City Manager recommending review and approval of a pre-annexation agreement with Matthew & Jacquelin Mueller, property owner, in conjunction with their request to connect to City water and authorize the Mayor to sign the agreement on behalf of the City of Dubuque.

RESOLUTION Approving a Pre-Annexation Agreement between the City of Dubuque, Iowa and Matthew and Jacquelin Mueller

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

10. Pre-annexation Agreement – CEG Holdings I, LLC

City Manager recommending approval of the CEG Holdings I, LLC pre-annexation agreement and authorize the Mayor to sign the agreement on behalf of the City of Dubuque.

RESOLUTION Approving a Pre-Annexation Agreement between the City of Dubuque, Iowa and CEG Holdings I, LLC

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

11. City of Sageville Notice of Applications for Annexation

Correspondence from Reynolds & Kenline, L.L.P., on behalf of the City of Sageville, Iowa, regarding public hearings scheduled for February 7, 2022, on applications for annexation.

Suggested Disposition: Receive and File; Refer to City Manager

12. Consultant Selection for Fiscal Year 2022 Certified Local Government Grant for Dubuque's Black Heritage Survey

City Manager requesting authorization to negotiate and execute a contract with Wapsi Valley Archaeology, Inc. to undertake Dubuque's Black Heritage Survey, with a contract not to exceed \$37,000 in cost.

Suggested Disposition: Receive and File; Approve

13. Grass and Weed Cutting and Garbage Collection Assessments

City Manager recommending adoption of a resolution authorizing the City Clerk 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)

14. Restrictive Covenant for Residential Real Estate regarding 2247 Central Avenue

City Manager recommending City Council sign a resolution that places a restrictive covenant at 2247 Central Avenue for 21-year period.

RESOLUTION Attaching Single Family Occupancy Restrictive Covenant to 2247 Central Avenue, Dubuque, IA

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

15. Althauser Street and Eagle Street Water Main Reconstruction: Request for Proposals

City Manager requesting City Council approval of the distribution of the Request for Proposal (RFP) for the Althauser Street and Eagle Street Water Main Reconstruction Project.

Suggested Disposition: Receive and File; Approve

16. Acceptance of Grant of Easement for Sanitary Sewer Utility across Dubuque Initiatives Property behind 1500 Radford Road in Dubuque

City Manager recommending acceptance of a grant of easement for sanitary sewer utility from Dubuque Initiatives for a relocated public sanitary sewer across Part of Lot 1 of Dubuque Industrial Center 14th Addition, in the City of Dubuque, Dubuque County, Iowa through the adoption of the enclosed resolution.

RESOLUTION Accepting a Grant of Easement for Sanitary Sewer Utility through, under and across part of Lot 1 of Dubuque Industrial Center 14th Addition, in the City of Dubuque, Dubuque County Iowa

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

17. JFK Road and Stoneman Road Right of Way Plat

City Manager recommending adoption of a resolution platting and acceptance of additional right of way from GreenState Credit Union (GSCU) at the intersection of JFK Road and Stoneman Road.

RESOLUTION Approving the Acquisition Plat of Lot A of Lot 1-1-2-2-2-2 and of Lot 2-1-1-2-2-2-2 in the NE ¼ of the NE ¼ of Section 28, T89N, R2E, in the City of Dubuque, Iowa

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

18. Acceptance of Storm Sewer Improvements across part of the Bluff Street Right of Way between West 2nd Street and Emmett Street, in the City of Dubuque, Iowa

City Manager recommending adoption of the attached resolution accepting the public storm sewer improvements across part of the Bluff Street Right of Way between West 2nd Street and Emmett Street, in the City of Dubuque, Iowa.

RESOLUTION Accepting Public Storm Sewer Improvements across part of the Bluff Street right of way between West 2nd Street and Emmett Street, in the City of Dubuque, Iowa

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

19. 2021 Pavement Marking Project

City Manager recommending adoption of a resolution to accept the improvements and to authorize the

payment of the contract amount of \$160,818.41 to SELCO, Inc. for the 2021 Pavement Marking Project.

RESOLUTION Accepting the 2021 Pavement Marking Project and authorizing the payment to the contractor

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

20. Bee Branch Creek Trail Phase 1 Project – Rejection of Bids

City Manager recommending rejection of the bid proposals received through the adoption of the enclosed resolution for the Bee Branch Creek Trail Project – Phase 1 Project.

RESOLUTION Rejecting Competitive Bid Proposals received for the Bee Branch Creek Trail Project – Phase 1 Project

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

21. Proposed Amendment to License Agreement between City of Dubuque and NVIDIA Corporation and Non-Disclosure Agreement

City Manager recommending approval of an amendment to the existing License Agreement between the City of Dubuque and the NVIDIA Corporation to allow the sharing of certain traffic information for a joint research project and approval of a Non-Disclosure Agreement between the parties.

Suggested Disposition: Receive and File; Approve

22. High Strength Waste Receiving and Storage Project - Request to Distribute RFQ and Create an RFQ Review Committee

City Manager recommending authorization to release an RFQ for professional services for the High Strength Waste Receiving and Storage Project and that the City Manager be authorized to negotiate, award, and execute an agreement with the recommended consultant.

Suggested Disposition: Receive and File; Approve

23. Signed Contract(s)

Farm Lease with Matt Casey for 40 acres in Franklin D Roosevelt Park; MDE, LLC dba McDermott Excavating for the Asbury Road and John F. Kennedy Road Emergency Traffic Signal Repair.

Suggested Disposition: Receive and File

24. Terminal Guidance Signage Installation

City Manager recommending City Council allocate funds from the Airport account holding private donations received for future terminal-related projects to install guidance signage at the Dubuque Regional Airport next to the terminal entrance road.

Suggested Disposition: Receive and File; Approve

25. Rescinding and Cancelling the Development Agreement Between the City of Dubuque, Iowa and 3000 Jackson, LC

City Manager recommending adoption of a resolution cancelling and rescinding the Development Agreement with 3000 Jackson, LC.

RESOLUTION Rescinding and cancelling the Development Agreement between the City of Dubuque, Iowa and 3000 Jackson, LC

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

26. Funding Source Clarification – Dubuque Industrial Center: Crossroads – Consultant Selection for Design

City Manager submitting information to clarify the funding sources for the design contract with Origin Design for the Dubuque Industrial Center: Crossroads project at the US Highway 151/61/52 Interchange and is recommending City Council authorization to utilize these funds.

Suggested Disposition: Receive and File; Approve

27. Civil Service Commission - Certified List for Chief of Police

Civil Service Commission submitting the certified list for the position of Chief of Police.

Suggested Disposition: Receive and File; Make Matter of Record

28. Liquor License Renewals

City Manager recommending approval of annual beer, liquor and wine licenses 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

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

ITEMS SET FOR PUBLIC HEARING

These agenda items are being scheduled for a future public hearing on the date indicated.

1. Vacating Portions of Sanitary Sewer Utility Easements over Ichiban Realty, LLC property at 3187 University Drive in Dubuque

City Manager recommending City Council approval to set a public hearing for February 21, 2022 on vacating of portions of certain Sanitary Sewer Utility Easements across Lot 1 of Sara S. and Edward R. Bartels Addition, in the City of Dubuque, Iowa, said property owned by Ichiban Realty, LLC. through adoption of a resolution.

RESOLUTION Intent to vacate and dispose of city interest in portions of Sanitary Sewer Utility Easements over and across part of Lot 1 of Sara S. and Edward R. Bartels Addition, in the City of Dubuque, Iowa

Suggested Disposition:

Receive and File; Adopt Resolution(s), Set Public Hearing for February 21, 2022

2. Sale of City-owned property at 2247 Central Avenue

City Manager recommending the City Council set a public hearing for February 21, 2022, on the disposition of City-owned real property located at 2247 Central Ave to Armina Odobasic for the amount of \$162,000.

RESOLUTION Intent to dispose of an interest in City of Dubuque real estate to Armina Odobasic setting a time and place for hearing, and providing for the publication of notice thereof

Suggested Disposition:

Receive and File; Adopt Resolution(s), Set Public Hearing for February 21, 2022

3. Sale of City-owned property at 351 E 15th Street

City Manager recommending setting a public hearing for February 21, 2022, on the disposition of City-owned real property located at 351 E 15th Street to Cameron K. Hall for the amount of \$122,000.

RESOLUTION Intent to dispose of an interest in City of Dubuque real estate to Cameron K. Hall setting a time and place for hearing, and providing for the publication of notice thereof

Suggested Disposition:

Receive and File; Adopt Resolution(s), Set Public Hearing for February 21, 2022

BOARDS/COMMISSIONS

1. Boards and Commission Applicant Review

Applicants are invited to address the City Council regarding their desire to serve on the following Boards/Commissions. Applicant appointments will be made at the next City Council

meeting.

Community Development Advisory Commission

Two, 3-year terms through February 15, 2022 (Expiring terms of Hinke, and Boles)

Applicants:

Dean Boles, 1715 Geraldine Dr.

Michelle M. Hinke, 973 Patricia Ann Dr.

Sasha Williams, 2980 WildWood Dr.

Housing Commission

Two, 3-year terms through August 17, 2024 (Vacant At-Large term of Becwar and Section 8 Representative term of Washington)

Applicants:

Renee Kehoe, 1209 Lincoln Ave (Qualifies for At-Large)

Charlene Turpin, 306 Kaufmann Ave. (Qualifies for At-Large and Section 8 Representative)

Resilient Community Advisory Commission

One, 3-year term through July 1, 2022 (Vacant term of Eudaley- Loebach)

Applicant:

Josh Chamberland, 2145 Delaware St.

2. Boards and Commission Appointments

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

Historic Preservation Commission

One, 3-year term through July 1, 2023 (Vacant Langworthy term of Cassill)

One, 3-year term through July 1, 2024 (Expired At-Large term of Clark)

Applicants:

Melissa Cassill, 1941 Coates St. (Qualifies for At-Large opening)

Thea Dement, 375 Alpine St. (Qualifies for Langworthy opening)

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

9 Commissioners total; currently 5 males/2 females/2 openings

PUBLIC HEARINGS

Citizens 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 Approving a Development Agreement between the City of Dubuque, Iowa and Klauer Manufacturing Company for the Issuance of Urban Renewal Tax Increment Revenue Grant Obligations Pursuant to the Development Agreement

Proof of publication on notice of public hearing to consider City Council adoption of a resolution approving a Development Agreement between the City of Dubuque, Iowa and Klauer Manufacturing Company providing for the issuance of Urban Renewal Tax Increment Revenue Grant Obligations, and City Manager recommending approval.

RESOLUTION Approving a Development Agreement between the City of Dubuque and Klauer Manufacturing Company, including the proposed issuance of Urban Renewal Tax Increment Revenue Grant Obligations to Klauer Manufacturing Company

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

2. Amending Precinct 15 Boundary Description

Proof of publication on notice of public hearing to consider City Council approval of an ordinance amending the Precinct 15 boundaries, and City Manager recommending

approval.

ORDINANCE Amending Title 1 Administration of the City of Dubuque Code, by amending Chapter 8 Elections, Precincts and Wards, by updating Section 18: Precinct 15 Boundary Description to reflect the 2021 Wards & Precincts Redistricting Plan

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

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. Citizens 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. American Rescue Plan Act (ARPA) and Bipartisan Infrastructure Law (BIL) Presentation - Request for Work Session

City Manager requesting the City Council schedule a work session for Monday, March 7, 2022 at 5:30 p.m. for an update on the American Rescue Plan Act and Bipartisan Infrastructure Law.

Suggested Disposition: Receive and File; Council

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