

ROLL CALL ORDER FOR MEETING OF
January 3, 2022

Resnick, Jones, Sprank, Roussell, Cavanagh, Farber

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.

January 3, 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. Swearings-In

Swearing-In of Mayor-Elect Brad M. Cavanagh; Council Members-Elect Ric W. Jones, Susan R. Farber, and Danny C. Sprank; and Mayor Pro-Tem David T. Resnick.

PROCLAMATION(S)

1. Human Slavery and Human Trafficking Prevention Month (January 2022)

On behalf of the Tri-State Coalition against Human Trafficking

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 12/20; Historic Preservation Commission of 12/16; Proof of publication for City Council proceedings of 12/6.

Suggested Disposition: Receive and File

2. Notice of Claims and Suits

Richard Dague for vehicle damage; Loeffelholz Trucking LLC 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: Richard Dague for vehicle damage; Loeffelholz Trucking LLC 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. 2022 State Legislative Priorities

City Manager recommending adoption of the 2022 State Legislative Priorities.

Suggested Disposition: Receive and File; Approve

6. Opioid Litigation Opt-in

City Attorney requesting the City Council formally endorse the prior opt-in to the nationwide opioid litigation settlement agreements and designate the City Attorney as the recipient of the notices and signatory on any necessary documents.

RESOLUTION Endorsing City of Dubuque opting in to opioid litigation settlement and designating City Attorney as recipient of notices and signatory on necessary documents

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

7. Tree City USA Application Approval Request

City Manager recommending approval to submit an application for Dubuque to become recertified as a Tree City USA.

Suggested Disposition: Receive and File; Approve

8. Notice of Award and Request to Execute Grant Agreement for Volunteer DBQ 2022 - Volunteer Generation Fund Continuation Grant

City Manager recommending approval of the execution of the Volunteer DBQ 2022 – Volunteer Generation Fund Continuation Grant.

Suggested Disposition: Receive and File; Approve

9. Interim Staffing Agreement By and Between the City of Dubuque, Iowa and the Dubuque Racing Association for Mystique Community Ice Center

City Manager transmitting the Interim Staffing Agreement with the Dubuque Racing Association for Mystique Community Ice Center.

Suggested Disposition: Receive and File

10. Notice of Award for (AIB/CN) America in Bloom and EcoConnexions From the Ground Up program and Approval of Grant Agreement

City Manager requesting acceptance of the award of the AIB/CN EcoConnexions From the Ground Up grant.

Suggested Disposition: Receive and File; Approve

11. Vendor Recommendation and Contract for Development of Phase I of Arts & Culture Communications Campaign and Branding Identity Effort

City Manager recommending approval to enter into an agreement with Gigantic Design Co. for the development of Phase I deliverables for an Arts & Culture Communications Campaign.

Suggested Disposition: Receive and File; Approve

12. Purchase of Property from River City Development Group LLC

Senior Counsel recommending adoption of a resolution accepting the Warranty Deed from River City Development Group LLC as part of the purchase agreement for 156.25 acres of property near the Southwest Arterial.

RESOLUTION Accepting the Deed to Real Estate owned by River City Development Group LLC in Dubuque County, Iowa

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

13. First Amendment to Community Development Block Grant (CDBG) Subrecipient Agreement between the City of Dubuque and Dubuque Rescue Mission

City Manager recommending approval of the First Amendment to the Community Development Block Grant (CDBG) Subrecipient Agreement with the Dubuque Rescue Mission to increase the funding amount

from \$80,000 to \$134,999.

RESOLUTION Authorizing the First Amendment to the CDBG Subrecipient Agreement between the City of Dubuque and Dubuque Rescue Mission

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

14. Contracted Services Agreement – Crescent Community Health Center

City Manager recommending execution of the Contracted Services Agreement with Crescent Community Health Center.

Suggested Disposition: Receive and File; Approve

15. Signed Contract(s)

McCullough Creative Group for the production, installation, and removal of client advertising on transit bus exteriors.

Suggested Disposition: Receive and File

16. Purina Drive Flood Wall Replacement Project

City Manager recommending accepting the improvements for the Purina Drive Flood Wall Replacement Project and establishing the final construction cost.

RESOLUTION Accepting the Purina Drive Floodwall Replacement Project and authorizing payment to the contractor

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

17. Northern Dubuque County Watershed Work Plan - Environmental Assessment: Invitation to Virtual Agency Scoping Meeting

Correspondence from Adam Rupe, Project Manager with JEO Consulting Group, notifying the city of an agency scoping meeting for development of the Northern Dubuque County Watershed Work Plan - Environmental Assessment (Plan-EA).

Suggested Disposition: Receive and File

18. 2021 Stumps / Sidewalks Project Two

City Manager recommending acceptance of the construction contract for the 2021 Stumps / Sidewalks Project Two, as completed by Burds Waterproofing.

RESOLUTION Accepting the 2021 Stumps / Sidewalks Project Two and authorizing the payment to the contractor

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

19. Award for the Asbury Road and John F. Kennedy Road Emergency Traffic Signal Repair Project

City Manager recommending the award for the Asbury Road and John F. Kennedy Road Emergency Traffic Signal Repair Project be officially recorded in the minutes of the City Council.

Suggested Disposition: Receive and File; Make Matter of Record

20. Orchard Drive, Cider Ridge and Jonathan Lane Water Main Project 2021 - Project Acceptance and Resolution

City Manager recommending acceptance of the public improvement construction contract for the Orchard Drive, Cider Ridge and Jonathan Lane Water Main Project 2021, as completed by Temperley Excavating, in the final contract amount of \$425,052.44, which is 1.7% less than the original bid amount.

RESOLUTION Accepting Public Improvement Contract for the Jonathan Lane, Cider Ridge and Orchard Drive Water Main Replacement Project 2021

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

21. Final Plat of Vintage Estates

City Manager recommending approval of the final plat of Vintage Estates, which is the third phase of the Rustic Point Subdivision.

RESOLUTION Authorizing approval of the Final Plat of Vintage Estates in the City of Dubuque, Iowa

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

22. Liquor License Renewal

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. Sale of City-Owned Property at 1450 Iowa Street

City Manager requesting the City Council to set a public hearing on January 18, 2022, for the purpose of disposing of City-owned real property located at 1450 Iowa Street to GT Development LLC.

RESOLUTION Intent to dispose of an interest in City of Dubuque real estate to GT Development LLC., 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 January 18, 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.

Equity and Human Rights Commission

One, 3-Year term through January 1, 2023 (Vacant term of Jackson)

Two, 3-Year terms through January 1, 2025 (Expired terms of Anderson and Kurczek)

Applicants:

Carla Anderson, 1131 Main St.

Danita Grant, 2479 LaVista Ct.

Martha Jolet, 1911 Johnson St.

Jake Kurczek, 1110 Victoria St. (specifically applying for 2023 vacant term of Jackson)

Dereka Williams, 2172 Hodgden St.

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

9 Commissioners total; currently 3 males/5 females/1 opening

Investment Oversight Advisory Commission

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

Applicant:

Tom Major, 2768 Hickory Hill Ct

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. Public Hearing on Approval of an Amended Lease with the Dubuque Racing Association

Proof of publication on notice of public hearing to consider City Council approval of an amended lease with the Dubuque Racing Association, and City Manager and City Attorney recommending approval.

RESOLUTION Disposing of an interest in real property owned by the City of Dubuque by lease between the City of Dubuque, Iowa and Dubuque Racing Association, Ltd

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. 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. Mayor and City Council Appointments to Various Boards and Commissions

City Clerk requesting that the City Council review their appointments to various boards and commissions for any changes in membership for the 2022 Calendar Year terms.

Suggested Disposition: Receive and File; Council

2. Midterm Vacancy on City Council

City Attorney providing the resolution that directs the Dubuque County Deputy Commission of Elections to initiate the special election process to fill the Ward Four vacancy.

RESOLUTION Intent to fill a vacancy in the office of Fourth Ward City Council Member by Special Election

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

3. Canadian Pacific Railway Acquisition of Kansas City Southern Railroad & Pending Merger: City of Dubuque - Environmental Impact Statement Submittal Letter

City Manager requesting approval of a letter to the federal Surface Transportation Board related to the proposed merger of the Canadian Pacific and Kansas City Southern Railroads.

Suggested Disposition: Receive and File; Approve

4. De-Escalation Training

City Manager recommending City Council schedule De-Escalation Training for the City Council for February 7, 2022 at 5:15 p.m.

Suggested Disposition: Receive and File; Council

COUNCIL MEMBER REPORTS

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