

**CITY OF DUBUQUE, IOWA
CITY COUNCIL PROCEEDINGS
REGULAR SESSION**

The Dubuque City Council met in regular session at 6:30 p.m. on January 3, 2022, in the second-floor Council Chambers of the Historic Federal Building, 350 W. 6th Street.

Present: Mayor Cavanagh; Mayor Pro Tem Sprank; Council Members Farber, Jones, Resnick, Roussell; City Manager Van Milligen, City Attorney Brumwell.

Vacancy: Ward 4

Mayor Pro Tem Sprank read the call and stated this is a regular session of the City Council called for the purpose of conducting such business that may properly come before the City Council.

PLEDGE OF ALLEGIANCE

SWEARINGS-IN

Mayor-Elect Brad M. Cavanagh was sworn in by City Clerk Adrienne Breitfelder. Council Members-Elect Ric W. Jones, Susan R. Farber, and Danny C. Sprank; and Mayor Pro-Tem David T. Resnick were sworn in by Mayor Cavanagh.

PROCLAMATION(S)

1. Human Slavery and Human Trafficking Prevention Month (January 2022) was accepted by Marilou Irons on behalf of the Tri-State Coalition against Human Trafficking

CONSENT ITEMS

Council Member Farber requested Item No. 22 be held for separate discussion. Motion by Jones to receive and file the documents, adopt the resolutions, and dispose of as indicated except for Item No. 22. Seconded by Resnick. Motion carried 6-0.

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. Upon motion the documents were received and filed.

2. Notice of Claims and Suits: Richard Dague for vehicle damage; Loeffelholz Trucking LLC for vehicle damage. Upon motion the documents were received, filed, and referred to the City Attorney.

3. Disposition of Claims: City Attorney advised 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. Upon motion the documents were received, filed, and concurred.

4. Approval of City Expenditures: upon motion the documents were received and filed, and Resolution No. 1-22 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 was adopted.

5. 2022 State Legislative Priorities: upon motion the documents were received, filed, and approved.

6. Opioid Litigation Opt-in: upon motion the documents were received and filed, and Resolution No. 2-22 Endorsing City of Dubuque opting in to opioid litigation settlement and designating City Attorney as recipient of notices and signatory on necessary documents was adopted.

7. Tree City USA Application Approval Request: upon motion the documents were received, filed, and approved.

8. Notice of Award and Request to Execute Grant Agreement for Volunteer DBQ 2022 - Volunteer Generation Fund Continuation Grant: upon motion the documents were received, filed, and approved.

9. Interim Staffing Agreement By and Between the City of Dubuque, Iowa and the Dubuque Racing Association for Mystique Community Ice Center: upon motion the documents were received and filed.

10. Notice of Award for (AIB/CN) America in Bloom and EcoConnexions From the Ground Up program and Approval of Grant Agreement: upon motion the documents were received, filed, and approved.

11. Vendor Recommendation and Contract for Development of Phase I of Arts & Culture Communications Campaign and Branding Identity Effort: upon motion the documents were received, filed, and approved.

12. Purchase of Property from River City Development Group LLC: upon motion the documents were received and filed, and Resolution No. 3-22 Accepting the Deed to Real Estate owned by River City Development Group LLC in Dubuque County, Iowa was adopted.

13. First Amendment to Community Development Block Grant (CDBG) Subrecipient Agreement between the City of Dubuque and Dubuque Rescue Mission: upon motion the documents were received and filed, and Resolution No. 4-22 Authorizing the First Amendment to the CDBG Subrecipient Agreement between the City of Dubuque and Dubuque Rescue Mission was adopted.

14. Contracted Services Agreement – Crescent Community Health Center: upon motion the documents were received, filed, and approved.

15. Signed Contract(s): McCullough Creative Group for the production, installation, and removal of client advertising on transit bus exteriors. Upon motion the documents were received and filed.

16. Purina Drive Flood Wall Replacement Project: upon motion the documents were received and filed, and Resolution No. 5-22 Accepting the Purina Drive Floodwall Replacement Project and authorizing payment to the contractor was adopted.

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). Upon motion the documents were received and filed.

18. 2021 Stumps / Sidewalks Project Two: upon motion the documents were received and filed, and Resolution No. 6-22 Accepting the 2021 Stumps / Sidewalks Project Two and authorizing the payment to the contractor was adopted.

19. Award for the Asbury Road and John F. Kennedy Road Emergency Traffic Signal Repair Project: upon motion the documents were received, filed and made a Matter of Record.

20. Orchard Drive, Cider Ridge and Jonathan Lane Water Main Project 2021 - Project Acceptance and Resolution: upon motion the documents were received and filed, and Resolution No. 7-22 Accepting Public Improvement Contract for the Jonathan Lane, Cider Ridge and Orchard Drive Water Main Replacement Project 2021 was adopted.

21. Final Plat of Vintage Estates: upon motion the documents were received and filed, and Resolution No. 8-22 Authorizing approval of the Final Plat of Vintage Estates in the City of Dubuque, Iowa was adopted.

22. Liquor License Renewal: Council Member Farber stated that she would abstain from voting on this item due to owning one of the businesses listed on the resolution, Magoo's Pizza. Motion by Jones to receive and file the documents and adopt Resolution No. 9-22 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. Seconded by Resnick. Motion carried 5-0 with one abstention (Farber).

ITEMS SET FOR PUBLIC HEARING

Motion by Roussell to receive and file the documents, adopt the resolutions, and set the public hearings as indicated. Seconded by Farber. Motion carried 6-0.

1. Sale of City-Owned Property at 1450 Iowa Street: upon motion the documents were received and filed, and Resolution No. 10-22 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 was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on January 18, 2022 in the Historic Federal Building.

BOARDS/COMMISSIONS

Applications were reviewed for the following Boards and Commissions. Applicants were invited to address the City Council regarding their desire to serve on the following Boards/Commissions.

1. 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. Ms. Anderson spoke in support of her application and provided a brief biography.

2. Investment Oversight Advisory Commission: One, 3-Year term through July 1, 2024 (Vacant term of Schilz). Applicant: Tom Major, 2768 Hickory Hill Ct. City Council acknowledged receipt of written input from Mr. Major in support of his application.

PUBLIC HEARINGS

1. Public Hearing on Approval of an Amended Lease with the Dubuque Racing Association: motion by Jones to receive and file the documents and adopt Resolution No. 11-22 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. Seconded by Sprank. City Manager Van Milligen responded to a question from the City Council regarding the timeframe for the Iowa Racing and Gaming Commission voting on approval of the lease. Motion carried 6-0.

ACTION ITEMS

1. Mayor and City Council Appointments to Various Boards and Commissions: motion by Farber to receive and file the documents and refer to the City Council for discussion. Seconded by Sprank. City Council weighed the options for board and commission participation. City Council concurred appointing Sprank to the Dubuque Racing Association – Board of Directors and transitioning the Greater Dubuque Development Board of Directors term previously head by Resnick to Farber. All remaining board and commission assignments will remain unchanged for calendar year 2022. Motion carried 6-0.

Motion by Jones to appoint all City Council members to the specified boards and commissions terms agreed upon in the discussion. Seconded by Sprank. Motion carried 6-0.

2. Midterm Vacancy on City Council: motion by Roussell to receive and file the documents and adopt Resolution No. 12-22 Intent to fill a vacancy in the office of Fourth Ward City Council Member by Special Election. Seconded by Farber. City Council encouraged Ward 4 residents to apply for the seat. Responding to a question from the City Council, City Clerk Breitfelder stated that the special election is scheduled for March 29th with a primary on March 1st if needed. Motion carried 6-0.

3. Canadian Pacific Railway Acquisition of Kansas City Southern Railroad & Pending Merger: City of Dubuque - Environmental Impact Statement Submittal Letter: motion by Sprank to receive and file the documents and approve the letter. Seconded by Jones. City Council expressed support for the opportunity to weigh in on the guidelines of the merger via the letter. City Manager Van Milligen responded to a question from the City Council regarding additional ways the City Council can provide input. Motion carried 6-0.

4. De-Escalation Training: motion by Jones to receive and file the documents and schedule the work session for February 7, 2022, at 5:15 p.m. Seconded by Sprank. No schedule conflicts were expressed. Motion carried 6-0.

COUNCIL MEMBER REPORTS

Council Member Jones reported on the Special Olympics Iowa winter games occurring in Dubuque next week.

There being no further business, Mayor Cavanagh declared the meeting adjourned at 7:33 p.m.

/s/Adrienne N. Breitfelder
City Clerk

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