The Dubuque City Council met in special session at 5:30 p.m. on July 5, 2022, in the second-floor Council Chambers of the Historic Federal Building, 350 W. 6th Street.

Present: Mayor Cavanagh; Council Members Farber, Jones, Resnick, Roussell, Sprank, Wethal; City Manager Van Milligen (participated virtually), City Attorney Brumwell.

Mayor Cavanagh read the call and stated this is a special session of the City Council called for the purpose of conducting a work session on Sustainable Dubuque.

**WORK SESSION**  
**SUSTAINABLE DUBUQUE QUARTERLY UPDATE**

Sustainability Coordinator Gina Bell made a presentation and led the City Council in an activity. Julia Stierman and Grace Kann, Interns for the Sustainability Office, also presented. Ms. Bell responded to questions from the City Council following the presentation.

There being no further business, Mayor Cavanagh declared the meeting adjourned at 6:19 p.m.

/s/Adrienne N. Breitfelder  
City Clerk
The Dubuque City Council met in regular session at 6:30 p.m. on July 5, 2022, in the second-floor Council Chambers of the Historic Federal Building, 350 W. 6th Street.

Present: Mayor Cavanagh; Council Members Farber, Jones, Resnick, Roussell, Sprank, Wethal; City Manager Van Milligen (participated virtually), City Attorney Brumwell.

Mayor Cavanagh 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

PRESENTATION(S)

1. COVID-19 Update: Public Health Specialist Mary Rose Corrigan provided an update on the COVID-19 pandemic and response activities.

2. American Heart Association’s 2022 Mission: Lifeline EMS Gold Plus Award Recognition: Fire Chief Amy Scheller and EMS Supervisor Sam Janecke recognized the Fire Department for receiving the American Heart Association’s 2022 Mission: Lifeline EMS Gold Plus Award.

3. Young Southeast Asian Leaders Initiative Professional Fellows Program (YSEALI PFP): Assistant City Manager Cori Burbach introduced the city’s two fellows hosted through the Young Southeast Asian Leaders Initiative Professional Fellows Program (YSELI PFP): Hieu Nguyen and Siti Hajar Mohammad. Ms. Mohammad and Mr. Nguyen provided brief biographies to the City Council.

4. Employee SPIRIT Awards Recognition: City Manager Van Milligen and Assistant City Manager Burbach made a presentation on the City of Dubuque SPIRIT Awards.
   - Service: The Consider It Done Award: Sam Janecke (Fire Department)
   - People: The Highest of High Fives Award: Bill Gansen, Jim Herbst, Dan Mayne, and Lenisha West (Dubuque Metropolitan Area Solid Waste Agency)
   - Integrity: The Constant Contributor Award: Kelly Larson (Human Resources Department)
   - Responsibility: The Macgyver Award: John Liphart (Engineering Department)
   - Innovation: The Big Bang Award: Arielle Swift (Public Works Department)
   - Teamwork: The Cloud 9 Collaborator Award: Temwa Phiri (Office of Shared Prosperity & Neighborhood Support)

Circle of Excellence Award Winners:
Todd Dalsing and the entire Dubuque Airport Team
Kristen Dietz (Leisure Services Department)
CONSENT ITEMS

Motion by Resnick to receive and file the documents, adopt the resolutions, and dispose of as indicated. Seconded by Farber. Motion carried 7-0.

1. Minutes and Reports Submitted: City Council proceedings of 6/06/22, 06/20/22, and 06/27/22; Five Flags Civic Center Advisory Commission of 6/27/22; Proof of publication for City Council proceedings of 6/6/22. Upon motion the documents were received and filed.

2. Notice of Claims and Suits: Bridget Heer for property damage. Upon motion the documents were received, filed, and referred to the City Attorney.

3. Approval of City Expenditures: Upon motion the documents were received and filed, and Resolution No. 237-22 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.

4. Pre-Annexation Agreement - Mines of Spain: Upon motion the documents were received and filed, and Resolution No. 238-22 Approving a Pre-Annexation Agreement between the City of Dubuque, Iowa and State of Iowa (Mines of Spain) was adopted.

5. Civil Service Commission - Certified List: Civil Service Commission submitted the certified list for the position of Assistant Chief of Police. Upon motion the documents were received, filed, and made a Matter of Record.

6. Second Amendment to Grant Agreement Between the City of Dubuque and Real Property Investments, LLC for the Rehabilitation of 1540 Central Avenue: Upon motion the documents were received and filed, and Resolution No. 239-22 Approving the Second Amendment to Grant Agreement between the City of Dubuque, Iowa and Real Property Investments, LLC was adopted.

7. Approving a Second Amendment to a Development Agreement between the City of Dubuque and Kretschmer, LLC to Redevelop Property at 220 E 9th Street: Upon motion the documents were received and filed, and Resolution No. 240-22 Approving the Second Amendment to Development Agreement by and between the City of Dubuque, Iowa and Kretschmer, LLC was adopted.

8. 2022 Asphalt Overlay Access Ramp Project 1: Upon motion the documents were received and filed, and Resolution No. 241-22 Accepting the 2022 Asphalt Overlay Access Ramp Project 1 and authorizing the payment to the contractor was adopted.

9. Improvement Contracts / Performance, Payment and Maintenance Bonds: Gansen Excavating, Inc. for the Mystique Ice Arena: Arena Rink Excavation and Demolition Project; McDermott Excavating for the Park Department Waterline Project - 6'DIP Watermain. Upon motion the documents were received, filed, and approved.

10. Signed Contract(s): Vendor Service Agreement with Compass Minerals America Inc. for Public Works Ice Control Road Salt: Project 22-23-00; Lease Agreement with Dubuque Water Sports Club; Vendor Service Agreement with Toter LLC for Toter Carts; Vendor Service Agreement with Wenzel Towing for the Towing Service Contract. Upon motion the documents were received and filed.
11. Lease and proposed Amendment to I-NET agreement between the City of Dubuque and MCC Iowa LLC (Mediacom): Upon motion the documents were received, filed, and approved.

12. Ratification of the July 1, 2022, Teamsters Local Union No. 120 and Teamsters Local Union No. 120 (Bus Operators) Collective Bargaining Agreements: Upon motion the documents were received, filed, and approved.

13. Liquor License Renewals: Upon motion the documents were received and filed, and Resolution No. 242-22 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 was adopted.

**ITEMS SET FOR PUBLIC HEARING**

Motion by Resnick to receive and file the documents, adopt the resolutions, and set the public hearings as indicated. Seconded by Roussell. Motion carried 7-0.

1. Resolution Setting a Public Hearing on a Proposed Development Agreement by and among the City of Dubuque, Iowa, Green Industrial Properties, L.L.C., Innovation Properties, L.L.C., and Green Industrial Supply, Inc. Upon motion the documents were received and filed and Resolution No. 243-22 Fixing the date for a public hearing of the City Council of the City of Dubuque, Iowa on the proposed Development Agreement by and among the City of Dubuque, Green Industrial Properties, L.L.C., Innovation Properties, L.L.C., and Green Industrial Supply, Inc., including the proposed issuance of Urban Renewal Tax Increment Revenue Grant Obligations to Green Industrial Supply, Inc., 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 July 18, 2022, in the Historic Federal Building.

2. Sale of City-owned property at 917 Garfield Avenue: Upon motion the documents were received and filed and Resolution No. 244-22 Intent to dispose of an interest in City of Dubuque real estate to Kellhoff Properties 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 July 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. Investment Oversight Advisory Commission: One 3-Year term through July 1, 2025 (Expired Term of Ruden). Applicant: Gary Ruden, P.O. Box 835 - Address verified to be within corp. city limits.

2. Resilient Community Advisory Commission: One, 3-Year term through July 1, 2025 (Vacant term of Sanger). Applicant: Jacob Kohlhaas, 1125 Richards Rd.

Appointments were made to the following boards/commissions.

1. Zoning Advisory Commission: Two, 3-Year terms through July 1, 2025 (Expiring terms of
Norton and Mulligan). Applicants: Patrick Norton, 920 Valentine Dr. (Additional Applicant; Matthew Mulligan, 1167 Hunters Rdg. This commission is subject to the State of Iowa gender Balance Law. 7 Commissioners total; Currently 1 male / 3 females / 3 openings.

Motion by Jones to appoint Mr. Norton and Mr. Mulligan to the three-year terms through July 1, 2025. Seconded by Sprank. Motion carried 7-0.

PUBLIC HEARINGS

1. West 32nd St/NW Arterial Switch Homes Mozena Farms Rezoning from AG to R-1 with Conditions: Motion by Jones to receive and file the documents and that the requirement that a proposed ordinance be considered and voted on for passage at two Council meetings prior to the meeting at which it is to be passed be suspended. Seconded by Roussell. Planning Services Manager Wally Wernimont made a presentation. Paul Baker, 2945 Brueck Rd.; Eric Lucy, 2736 Tiffany Ct.; Jennifer Steines, 2733 Tiffany Ct.; and Janelle Cox, 2742 Tiffany Ct., spoke in opposition to the rezoning, respectively. Rick Dickinson of Greater Dubuque Development Corporation, Project Developer Matthew Mulligan, 1167 Hunters Rdg.; and Molly Grover, of the Dubuque Area Chamber of Commerce, all spoke in support of the ordinance, respectively. City Clerk Breitfelder announced that written input was received from the following individuals: Dennis Welu, 2693 Tiffany Ct.; James Gantz, 12241 Forest Meadow Dr.; Sandy and Ray Herzog, 2717 Tiffany Ct.; Ryan Sempf of the Dubuque Area Chamber of Commerce; Molly Grover of the Dubuque Area Chamber of Commerce; Eric Lucy, 2736 Tiffany Ct.; and Andrew Carroll. Mr. Wernimont responded to questions from the City Council regarding subdivision renaming’s and the availability of the traffic study once completed. Mr. Wernimont stated that the completed traffic study would be a public document. City Council Members spoke in support of the ordinance and discussed the traffic study and rezoning process. Motion carried 7-0.

Motion by Jones for final consideration and passage of Ordinance No. 23-22 Amending Title 16 of the City of Dubuque Code of Ordinances, Unified Development Code, by reclassifying hereinafter described property located between 32nd Street and Northwest Arterial (Parcel 1015276004) as shown on Rezoning Exhibit A from AG Agriculture District to R-1 Single-Family Residential with conditions. Seconded by Roussell. Motion carried 7-0.

2. Fiscal Year 2023 Community Development Block Grant Annual Action Plan: Motion by Roussell to receive and file the documents and adopt Resolution No. 245-22 Adopting the Fiscal Year 2023 (Program Year 2022) Community Development Block Grant (CDBG) Annual Action Plan for inclusion in the city budget. Seconded by Farber. Mayor Cavanagh announced a recess at 8:41 p.m. and reconvened the meeting for the vote at 8:43 p.m. Motion carried 7-0.

PUBLIC INPUT

Beverly Johnson, 902 Althauser Ave., spoke about a deteriorating wall located behind her property and provided photographs of its condition. Ms. Johnson stated that she has been in contact with the city’s Engineering Department regarding the wall’s repair.

ACTION ITEMS

1. Fiscal Year 2023 Arts & Culture Special Projects Funding Recommendation: Motion by Roussell to receive and file the documents and approve the recommendation. Seconded by Jones. Motion carried 7-0.

2. Smart Parking & Mobility Management Plan Development and Implementation Project: Consultant Selection Recommendation: Motion by Sprank to receive and file the documents
and approve the recommendation. Seconded by Jones. Transportation Services Director Ryan Knuckey responded to a question from the City Council regarding technology options for the project. Motion carried 7-0.

3. Request to Reschedule Five Flags Work Session: Motion by Jones to receive and file the documents and reschedule the work session from July 11, 2022, to Monday, October 24, 2022, at 6:00 p.m. Seconded by Resnick. No schedule conflicts were expressed. Leisure Services Manager Marie Ware and City Manager Van Milligen responded to questions from the City Council regarding the options that will be considered in the consultant’s review. City Attorney Brumwell responded to a question regarding the referendum process and stated that she would provide additional detail to the City Council on state code requirements for a referendum. Motion carried 7-0.

4. Work Session Request: Fountain of Youth: Motion by Roussell to receive and file the documents and schedule the work session for Monday, July 18, 2022, at 5:30 p.m. Seconded by Farber. No schedule conflicts were expressed. Motion carried 7-0.

5. Work Session Request: South Port Redevelopment Concept: Motion by Resnick to receive and file the documents and schedule the work session for Monday, July 25, 2022, at 6:00 p.m. Seconded by Sprank. Council Members Farber and Jones both stated they will be unavailable to attend due to scheduling conflicts. Motion carried 7-0.

6. Work Session Request: Federal and State Grant Update: Motion by Jones to receive and file the documents and schedule the work session for Monday, August 15, 2022, at 5:30 p.m. Seconded by Sprank. No schedule conflicts were expressed. Motion carried 7-0.

7. Jackson Park Beautification Video: Motion by Sprank to receive and file the information and view the video. Seconded by Jones. Media Services showed a video on recent efforts of neighbors and community members beautifying Jackson Park. Link to video: https://www.youtube.com/watch?v=suZoXG-GW L8. Motion carried 7-0.

COUNCIL MEMBER REPORTS

Council Member Sprank reported on attending the Pride Family Picnic and thanked the Multicultural Family Center for hosting the event.

Council Member Farber thanked Police Chief Jeremy Jensen and the Dubuque County Sheriff for their participation at a recent virtual simulation training.

Council Member Resnick and Mayor Cavanagh both reported on the recent opening of the Bee Branch Creek pedestrian tunnels.

Council Member Wethal thanked Carla Anderson for assisting her in scheduling her first town hall meeting on June 29th.

CLOSED SESSION

Motion by Jones to convene in closed session at 9:10 p.m. to discuss Purchase or Sale of Real Estate – Chapter 21.5(1)(j) Code of Iowa. Seconded by Resnick. Point of information by City Attorney Brumwell that the motion should include Pending Litigation – Chapter 21.5(1)(c) Code of Iowa, as that section is also listed on the agenda. Motion amended by Jones. Mayor Cavanagh stated for the record that the attorney who will consult with City Council on the issues to be discussed in the closed session is City Attorney Brumwell. Motion carried 7-0.

The City Council reconvened in open session at 9:44 p.m. stating that staff had been given
There being no further business, Mayor Cavanagh declared the meeting adjourned at 9:44 p.m.

/s/Adrienne N. Breitfelder
City Clerk

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