

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

The Dubuque City Council met in special session at 5:00 p.m. on May 4, 2020. Due to the COVID-19 pandemic and mandates for social distancing, this meeting was conducted virtually and aired live on CityChannel Dubuque (Mediacom cable channels 8 and 117.2), streamed live on the city's website at www.cityofdubuque.org/media, and streamed live on the City's Facebook page at www.facebook.com/cityofdubuque. Pursuant to Chapter 21.5 Code of Iowa, portions of this meeting were unavailable to the public.

Present: Mayor Buol; Council Members Cavanagh, Jones, Resnick, Roussell, Shaw, Sprank; City Manager Van Milligen, City Attorney Brumwell

Mayor Buol read the call and stated this is a special session of the City Council called for the purpose of conducting professional evaluations pursuant to Chapter 21.5(1)(i) Code of Iowa

CLOSED SESSION

Professional Evaluation(s) – Chapter 21.5(1)(i) Code of Iowa

Motion by Cavanagh to convene in Closed Session at 5:06 p.m. to discuss professional evaluations pursuant to Chapter 21.5(1)(i) Code of Iowa. Seconded by Roussell. Motion carried 7-0.

Having completed the evaluations, upon motion, the City Council reconvened in open session at 6:22 p.m.

Motion by Shaw to adjourn at 6:23 p.m. Seconded by Sprank. Motion carried 7-0.

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

The Dubuque City Council met in regular session at 6:30 p.m. on May 4, 2020.

Due to the COVID-19 pandemic and mandates for social distancing, this meeting was conducted virtually and aired live on CityChannel Dubuque (Mediacom cable channels 8 and 117.2), streamed live on the city's website at www.cityofdubuque.org/media, and streamed live on the City's Facebook page at www.facebook.com/cityofdubuque. Public input options were provided through: Contact the City Council at www.cityofdubuque.org/councilcontacts; City Clerk's Office at cityclerk@cityofdubuque.org; and during the meeting at www.facebook.com/cityofdubuque

Present: Mayor Buol; Council Members Cavanagh, Jones, Resnick, Roussell, Shaw, Sprank; City Manager Van Milligen, City Attorney Brumwell

Mayor Buol 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

1. COVID-19 Update: Dubuque City / County Emergency Management Coordinator Tom Berger provided an update on COVID-19 data and response activities.

PROCLAMATION(S)

1. Kids to Parks Day Proclamation (May 16, 2020) was accepted by Leisure Services Manager Marie Ware. Mayor Buol reminded everyone to practice social distancing guidelines while using the parks.

2. Mental Health Month (May 2020) was accepted by Mayor Buol on behalf of Mental Health America of Dubuque County.

3. Public Service Recognition Week (May 3-9, 2020) was accepted Mayor Buol on behalf of the men and women who serve our city as federal, state, county, and local government employees.

CONSENT ITEMS

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

1. Minutes and Reports Submitted: City Council proceedings of 4/16, 4/20, 4/22, 4/23, 4/29; Community Development Advisory Commission of 4/15; Proof of publication for City Council Proceedings of 4/6; Proof of publication for List of Claims and Summary of Revenues for month ending 3/31. Upon motion the documents were received and filed.

2. Notice of Claims and Suits: CEI ASO Syneos Health on behalf of Karl Devoto. Upon motion the documents were received, filed, and referred to the 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: DEI ASO Syneos Health on behalf of its client Karl Devoto for vehicle damage. Upon motion the documents were received, filed, and concurred.

4. Dubuque's Response to COVID-19: Community Resources & Fiscal Year 2021 City Budget Update Public Information Brochure: City Manager providing a copy of the City's public information brochure regarding Dubuque's Response to COVID-19: Community Resources & Fiscal Year 2021 City Budget Update. Upon motion the document was received and filed.

5. 2020 Construction Projects Public Information Mailer: City Manager providing a copy of the City's public information mailer informing residents of the 2020 construction season

projects impacting traffic. Upon motion the document was received and filed.

6. Approval of City Expenditures: City Manager recommending City Council approval for payment of City expenditures. Upon motion the documents were received and filed, and Resolution No. 134-20 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.

7. Iowa Department of Transportation (IDOT) Transportation Alternatives Program for the Bee Branch Trail Phase I: City Manager recommending authorization for the Mayor to execute the Iowa Department of Transportation Federal Aid Agreement for Transportation Alternative Program (TAP) for the Bee Branch Trail, Phase I from 16th Street at Sycamore Street to 12th Street. Upon motion the documents were received and filed, and Resolution No. 135-20 Approving the Iowa Department of Transportation Federal Aid Agreement for a Transportation Alternatives Program (TAP) Project was adopted.

8. Downtown Rehabilitation Loan Program for 2501 Jackson Street: City Manager recommending approval of a Downtown Rehabilitation Grant Award to Friends of Paradise Church for a façade grant at 2501 Jackson Street to improve the aesthetics of the Washington Neighborhood. Upon motion the documents were received and filed, and Resolution No. 136-20 Approving a Grant Agreement between the City of Dubuque, Iowa and Friends of Paradise Church for the redevelopment of 2501 Jackson Street was adopted.

9. Dubuque Golf and Country Club Fireworks Request 2020: Correspondence from the Dubuque Golf and Country Club requesting permission to display fireworks on Saturday, July 4, 2020 at about 9:30 p.m. on the Dubuque Golf and Country Club grounds with a rain date of Sunday, September 6, 2020. Upon motion the document was received, filed, and approved.

10. Recommendation for Approval and Acceptance of the Iowa Municipalities Workers' Compensation Coverage: City Manager recommending that the City transition from a self-insured workers' compensation program to a fully funded workers' compensation coverage option. It is further recommended that the City execute the Agreement for IMWCA to provide claims administration services for a fee of \$10,000 for the twenty-five open claims for fiscal year 2021 beginning on July 1, 2020 and at the pro-rated fee from May 15, 2020 to June 30, 2020. Upon motion the documents were received, filed, and approved.

11. Signed Contract(s): Strand Associates Task Order No. 20-10 for SCADA assistance at the Water & Resource Recovery Center (W&RRC); Platinum Hospitality Group, LLC Third Amendment to Facility Management Agreement for the Grand River Center. Upon motion the documents were received and filed.

12. Improvement Contracts / Performance, Payment and Maintenance Bonds: Drew Cook & Sons for the Jackson Street (11th to 12th) Reconstruction Project; Eastern Iowa Excavating & Concrete, LLC for the Millwork District Parking Lot #1; Mainline Excavating

Co., Inc. for the Eagle Point Park environmental Restoration Project Phase 2. Upon motion the documents were received, filed, and approved.

13. Alcohol License Renewals: City Manager recommending approval of annual beer, liquor and wine licenses as submitted. Upon motion the documents were received and filed, and Resolution No. 137-20 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 Jones to receive and file the documents, adopt the resolutions, set the public hearings as indicated, and direct the City Clerk to publish notice as prescribed by law. Seconded by Roussell. Motion carried 7-0. [Due to the COVID-19 pandemic, the location of the public hearings will be specified on the meeting agenda posted May 15, 2020.]

1. Kaufmann Avenue Storm Sewer Improvement Project from Francis Street to North Main Street: City Manager recommending preliminary approval of the plans, specifications, form of contract and estimated cost, and ordering the advertisement for bids for the Kaufmann Avenue Storm Sewer Project from Francis Street to North Main Street. It is further recommended that the public hearing be set for May 18, 2020. Upon motion the documents were received and filed and Resolution No. 138-20 Preliminary approval of plans, specifications, form of contract, and estimated cost; setting date of public hearing on plans, specifications, form of contract, and estimated cost; and ordering the advertisement for bids was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on May 18, 2020.

2. 2020 Pavement Marking Project: City Manager recommending preliminary approval of the construction plans and specifications for the 2020 Pavement Marking Project. It is further recommended that a public hearing be set for May 18, 2020 and ordering the advertisement for bids for the 2020 Pavement Marking Project. Upon motion the documents were received and filed and Resolution No. 139-20 Preliminary approval of plans, specifications, form of contract, and estimated cost; setting date of public hearing on plans, specifications, form of contract, and estimated cost; and ordering the advertisement for bids was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on May 18, 2020.

3. Fiscal Year 2020 Budget Amendment No. 3: City Manager recommending the third Fiscal Year 2020 Budget Amendment be set for public hearing for May 18, 2020. Upon motion the documents were received and filed and Resolution No. 140-20 Setting the date for the public hearing on Amendment No. 3 to the Fiscal Year 2020 Budget for the City of Dubuque was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on May 18, 2020.

4. Bell Atlantic Mobile Systems, LLC (d/b/a Verizon Wireless) Grant of Easement – Small Cell Equipment in Flora Park: City Manager recommending approval of a resolution granting Bell Atlantic Mobile Systems LLC, d/b/a Verizon Wireless, a 10 foot-wide

easement from the public right-of-way, across City of Dubuque property in Flora Park, to a light pole to access and install underground utilities to operate the small cell equipment on the light pole. It is further recommended that the public hearing be set for May 18, 2020. Upon motion the documents were received and filed and Resolution No. 141-20 Setting public hearing on the Grant of Easement to Bell Atlantic Mobile Systems, LLC d/b/a Verizon Wireless, for small cell equipment in Flora Park was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on May 18, 2020.

BOARDS/COMMISSIONS

Appointment was made to the following commission.

1. Historic Preservation Commission: One, 3-Year term through July 1, 2021 (Vacant term of Hilgendorf-Sewell). Applicant: William Doyle, 1591 White St. Motion by Cavanagh to appoint Mr. Doyle to a 3-year-term through July 1, 2021. Seconded by Jones. Motion carried 7-0.

PUBLIC HEARINGS

1. Julien Dubuque Drive Sanitary Sewer Project: Proof of publication on notice of public hearing to consider approval of plans, specifications, form of contract and estimated cost for the Julien Dubuque Drive Sanitary Sewer Project, and the City Manager recommending approval. Motion by Roussell to receive and file the documents and adopt Resolution No. 142-20 Approval of plans, specifications, form of contract, and estimated cost for the Julien Dubuque Dr. Sanitary Project. Seconded by Cavanagh. Motion carried 7-0. The City Clerk and Public Information Officer stated that no public input was received regarding this item.

2. Community Development Block Grant (CDBG) Fiscal Year 2020 Annual Plan Amendment #2: Proof of publication on notice of public hearing to consider approval of Amendment #2 to the Fiscal Year 2020 Community Development Block Grant Annual Plan, and the City Manager recommending approval. Motion by Cavanagh to receive and file the documents and adopt Resolution No. 143-20 Adopting Amendment 2 to the Fiscal Year 2020 (Program Year 20219) Community Development Block Grant (CDBG) Annual Action Plan. Seconded by Sprank. Responding to questions from the City Council, Housing and Community Development Director Alexis Steger stated that the department is working with community partner organizations that cannot meet the insurance requirements for temporary housing but are stepping up to meet other basic needs. Motion carried 7-0. The City Clerk and Public Information Officer stated that no public input was received regarding this item.

PUBLIC INPUT

For the record, public input options were provided through: Contact the City Council at www.cityofdubuque.org/councilcontacts; City Clerk's Office at ctyclerk@cityofdubuque.org; and during the meeting at www.facebook.com/cityofdubuque. The City Clerk and Public Information Officer stated that no public input was received during this meeting. The City Clerk referenced email

correspondence received from the Dubuque Branch NAACP Friends of Fair Housing Tom LoGuidice, 786 Stone Ridge Place; and Lynn Sutton, 859 Air Hill Street, regarding the City's response and assistance to residents impacted by the COVID-19 pandemic. Luis Del Toro, 901 Gilliam Street, submitted email correspondence expressing concerns and suggestions related to Action Item #1.

ACTION ITEMS

1. City Manager Retention Resolution: City Attorney submitting a Retention Resolution for the City Manager at the request of the City Council. Motion by Jones to receive and file the documents and adopt Resolution No. 144-20 Retention Resolution. Seconded by Cavanagh. Mayor Buol read the resolution for the record followed by Council discussion. Motion carried 7-0.

2. Request to Schedule Work Session on Update on Broadband Expansion: City Manager recommending that the City Council schedule a work session for 5:30 p.m. on May 18, 2020 to provide an update on telecommunications projects with emphasis on fiber to the home, public-private partnerships and expanded broadband access. Motion by Jones to receive and file the documents and schedule the work session as recommended. Seconded by Cavanagh. No schedule conflicts were expressed. Motion carried 7-0.

3. Video Update on New Dubuque Industrial Center West Projects: The Media Services Division presented a video update of the new projects in the Dubuque Industrial Center West. Motion by Cavanagh to receive and file the information and view the video presentation. Seconded by Roussell. Motion carried 7-0.

There being no further business, Mayor Buol declared the meeting adjourned at 7:45 p.m.

/s/Kevin S. Firnstahl, CMC
City Clerk

1t 5/13