

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

The Dubuque City Council met in regular session at 6:30 p.m. on June 21, 2021.

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](http://www.cityofdubuque.org/media), and streamed live on the City's Facebook page at [www.facebook.com/cityofdubuque](http://www.facebook.com/cityofdubuque).

Present: Mayor Buol; Council Members Cavanagh, Farber, Jones, Resnick, Roussell, Sprank; City Manager Van Milligen and 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(S)**

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

**PROCLAMATION(S)**

1. Key City Pride Week Proclamation (June 21-27, 2021) was accepted by Rio Suave on behalf of Key City Pride.

2. Pollinator Week Proclamation (June 21-27, 2021) was accepted by Gina Bell on behalf of Sustainable Dubuque.

**CONSENT ITEMS**

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

1. Minutes and Reports Submitted: City Council Proceedings of 6/7; City Council Compensation Task Force of 6/9; Library Board of Trustees of 4/22; Zoning Advisory Commission of 6/2; Zoning Board of Adjustment of 5/27; Proof of Publication for City Council Proceedings of 5/17 and 5/19; Proof of Publication for List of Claims and Summary of Revenue for Month Ending 4/30. Upon motion the documents were received and filed.

2. Notice of Claims and Suits : Connor Ambrosy for vehicle damage and Joseph Moez for personal injury. 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: Connor Ambrosy for vehicle damage; Joseph Moez for personal injury. Upon motion the documents were received, filed, and concurred.

4. Approval of City Expenditures: City Manager recommended City Council approval for payment of City expenditures. Upon motion the documents were received and filed, and Resolution No. 199-21 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. Resolution Appointing UMB Bank, N.A. as Substitute Paying Agent, Bond Registrar, and Transfer Agent; terminating existing Paying Agent, Bond Registrar and Transfer Agent Agreements with Wells Fargo Bank, N.A.; and Approving the Paying Agent, Bond Registrar and Transfer Agent Agreement with UMB Bank, N.A. and Authorizing Execution of the Agreement: City Manager recommended approval of the suggested proceedings to appoint UMB Bank, N.A. to serve as the successor Paying Agent, Bond Registrar, and Transfer Agent in connection with all outstanding bonds, terminate existing paying agent, bond registrar and transfer agent agreements with Wells Fargo Bank, N.A.; and approve the paying agent, bond registrar and transfer agent agreement with UMB Bank, N.A. and authorize execution of the agreement. Upon motion the documents were received and filed, and Resolution No. 200-21 Appointing UMB Bank, N.A. as Substitute Paying Agent, Bond Registrar, and Transfer Agent; Terminating Existing Paying Agent, Bond Registrar and Transfer Agent Agreements with Wells Fargo Bank, N.A.; and Approving the Paying Agent, Bond Registrar and Transfer Agent Agreement with UMB Bank, N.A. and authorizing execution of the agreement was adopted.

6. Preliminary Plat of Silver Oaks Estates No. 3: Zoning Advisory Commission recommended approval of the Preliminary Plat of Silver Oaks Estates No. 3. Upon motion the documents were received, filed and approved.

7. Preliminary Plat of Ridge View Acres: Zoning Advisory Commission recommend approval of the Preliminary Plat of Ridge View Acres. Upon motion the documents were received, filed and approved.

8. Final Plat of Schmitt Estates: Zoning Advisory Commission recommended approval of the Final Plat of Schmitt Estates, subject to waiving the lot frontage requirement for Lots 3 & 4 of Schmitt Estates; and requiring that if the private portion of Robin Hood Drive is not accepted as a public street, the property owner obtain an access easement along Block 5 & Block 6 Sherwood Park to provide access from the publicly dedicated Robin Hood Drive to the subject property. Upon motion the

documents were received and filed, and Resolution No. 201-21 Approving the Final Plat: Schmitt Estates, Dubuque County, Iowa was adopted.

9. Pre-annexation Agreement - Dennis J. and Carol A. Schmitt Estates: City Manager recommended approval of the Dennis J. and Carol A. Schmitt Pre-annexation agreement in accordance with the Fringe Area Development Standards including authorization for the Mayor to sign the agreement on behalf of the City of Dubuque. Upon motion the documents were received and filed, and Resolution No. 202-21 Approving a Pre-Annexation Agreement between the City of Dubuque, Iowa and Dennis J. and Carol A. Schmitt was adopted.

10. Authorization of the City Manager or the City Manager's Designee to File and Release Liens on Properties Participating in the Downtown Rehabilitation Loan Program: City Manager recommended approval of a resolution authorizing the City Manager or the City Manager's Designee to File and Release Liens on Properties Participating in the Downtown Rehabilitation Loan Program. Upon motion the documents were received and filed, and Resolution No. 203-21 Authorizing the City Manager or the City Manager's designee to file and release liens on properties participating in the Downtown Rehabilitation Loan Program was adopted.

11. Sculptures Recommended for Inclusion in 2021-22 Art on the River Rotating Public Art Exhibition: City Manager recommended approval of the Arts & Cultural Affairs Advisory Commission's recommendations for the 2021-22 Art on the River sculpture selections and requests the use of a portion of the existing Fiscal Year 2021 program balances to support expanding the 2021-22 exhibit from 10 to 11 sculptures. Upon motion the documents were received, filed and approved.

12. Arts Economic Impact Study Opportunity: City Manager recommended approval for Dubuque to participate in an economic impact study of the arts in Dubuque. Upon motion the documents were received, filed and approved.

13. Contracted Services Agreement - Dubuque Dream Center: City Manager recommended approval of the Contracted Services Agreement with Dubuque Dream Center for the City's financial support for Fiscal Year 2022. Upon motion the documents were received, filed and approved.

14. Contracted Services Agreement - Dubuque Area Labor-Management Council: City Manager recommended approval of the Contracted Services Agreement with the Dubuque Area Labor-Management Council for the City's financial support for Fiscal Year 2022. Upon motion the documents were received, filed and approved.

15. Contracted Services Agreement - Dubuque Main Street City Manager recommended approval of the Contracted Services Agreement with Dubuque Main Street for the City's financial support for Fiscal Year 2022. Upon motion the documents were received, filed and approved.

16. Contracted Services Agreement - The Fountain of Youth Program: City Manager recommended approval of the Contracted Services Agreement with the Fountain of Youth Program for the City's financial support for Fiscal Year 2022. Upon motion the documents were received, filed and approved.

17. Contracted Services Agreement - Greater Dubuque Development Corporation: City Manager recommended approval of the Contracted Services Agreement with the Greater Dubuque Development Corporation for the City's financial support for Fiscal Year 2022. Upon motion the documents were received, filed and approved.

18. Contracted Services Agreement – Inclusive Dubuque: City Attorney recommended approval of the Contracted Services Agreement with Inclusive Dubuque for the City's financial support for Fiscal Year 2022. Upon motion the documents were received, filed and approved.

19. Contracted Services Agreement – Community Foundation of Greater Dubuque: Project HOPE: City Attorney recommended approval of the Contracted Services Agreement with the Community Foundation of Greater Dubuque: Project HOPE for the City's financial support for Fiscal Year 2022. Upon motion the documents were received, filed and approved.

20. FY 2022 Community Development Block Grant Updated Annual Action Plan: City Manager recommended City Council approval of the updated Community Development Block Grant Annual Action Plan and direct staff to transmit this plan to the U.S. Department of Housing and Urban Development. Upon motion the documents were received and filed, and Resolution No. 204-21 Adopting the Fiscal Year 2022 (Program Year 2021) Community Development Block Grant (CDBG) Annual Action Plan for Inclusion in the City Budget was adopted.

21. Update on Rules for Use of American Rescue Plan Funds and American Rescue Plan Act Community Engagement and Strategy Sessions: City Manager provided information on the status of the City of Dubuque allocation of the federal American Rescue Plan funds. Upon motion the documents were received and filed.

22. Certification of Consistency with Consolidated Plan for Legal Aid Fair Housing Initiatives Program Grant: City Manager recommended approval of the Certification of Consistency with the Consolidated Plan for Legal Aid Fair Housing Initiatives Program. Upon motion the documents were received, filed and approved.

23. 2021 Construction Projects Impacting Traffic and Road Construction Toolkit for Businesses: City Manager provided a copy of the 2021 Construction Projects Impacting Traffic and Road Construction Toolkit for Businesses public information brochures. Upon motion the documents were received and filed.

24. Clarke Drive Fiber Project from Asbury Road to North Grandview - CIP 1002871: City Manager recommended acceptance of the construction contract for the Clarke

Drive Fiber Project from Asbury Road to North Grandview Avenue, as completed by Advanced Directional Drillers, in the final contract amount of \$88,781.00. Upon motion the documents were received and filed, and Resolution No. 205-21 Accepting the Clarke Dr Fiber from Asbury Rd to N. Grandview Project and authorizing the payment to the contractor was adopted.

25. Northwest Arterial - Pennsylvania Avenue Right Turn Lane Project: Acceptance of Public Improvement Contract - Iowa DOT Project No. CS-TSF-2100 (685)--85-31 CIP 3002675: City Manager recommended acceptance of the public improvement contract for the Northwest Arterial – Pennsylvania Avenue Right Turn Lane Improvements Project, as completed by Midwest Concrete, Inc., in the final contract amount of \$370,116.25, which is an 8.7% increase from the original contract amount of \$340,575.10. Upon motion the documents were received and filed, and Resolution No. 206-21 Accepting the Northwest Arterial - Pennsylvania Avenue Right Turn Lane Improvement Project and authorizing the final payment to the contractor was adopted.

26. Southwest Arterial Project: North Cascade Road, English Mill Road, Military Road Bridges - Bridge Railing and Decorative Concrete Post Coloring Project Iowa DOT Project No. STP-U-2100 (693)--70-31: City Manager recommended acceptance of the construction contract for the Southwest Arterial - North Cascade Road, English Mill Road, and Military Road - Local Bridge Railing and Decorative Concrete Post Coloring Project, as completed by Taylor Construction, Inc. in the final contract amount of \$530,170, which is a 0.7% decrease from the original contract amount of \$533,905.00. Upon motion the documents were received and filed, and Resolution No. 207-21 Accepting Southwest Arterial North Cascade Road, English Mill Road, and Military Road Local Bridge Railing and Decorative Concrete Post Coloring Project, Iowa DOT Project No. Stp-U-2100 (693)--70-31 and authorizing the payment to the contractor was adopted.

27. Fire Station 6 External Stairwell Addition Project: Award Construction Contract CIP: 350-2706: City Manager recommended award of the construction contract to the low bidder, Reed Construction, in the base bid amount of \$280,000, which is 19.1% below the engineer's estimate. Upon motion the documents were received and filed, and Resolution No. 208-21 Awarding the Public Improvement Contract for the Fire Station 6 External Stairwell Addition Project was adopted.

28. Dillon Street Drain Tile Project 2021: City Manager recommended that the award for the Dillon Street Drain Tile Project 2021 be officially recorded in the minutes of the City Council. Upon motion the documents were received, filed and made a Matter of Record.

29. United States Environmental Protection Agency Brownfields Multipurpose Grant Project Request to Distribute RFQ and Create an RFQ Review Committee: City Manager recommended approval to release the Request for Qualifications for professional services for the EPA Brownfields Multipurpose Grant Project and further recommended that the City Manager be authorized to negotiate and execute a final

agreement with the recommended consultant. Upon motion the documents were received, filed and approved.

30. Iowa Department of Transportation State Recreational Trail Grant Application for Bee Branch Creek Trail: Phase 2: City Manager recommended approval of a resolution authorizing submission of the application to the Iowa Department of Transportation for State Recreational Trail (SRT) grant funds for the Bee Branch Creek Trail: Phase 2 project. Upon motion the documents were received and filed, and Resolution No. 209-21 Authorizing the City's Grant Application to the State Recreational Trail Program for the Bee Branch Creek Trail: Phase 2 Project and assurance that the improvements will be maintained following completion of the project was adopted.

31. State of Iowa Federal-Aid Section 130 Railroad Grade Crossing Safety Improvements Agreement for the Construction of Activated Signals at the Railroad Crossing Located at East 14th Street: Iowa DOT Project No. RRP-RR01(205)--8A-00: City Manager recommended approval and authorization for the Mayor to execute the State of Iowa Federal-Aid Section 130 Railroad Grade Crossing Safety Improvements Agreement between the Canadian Pacific Railway, dba Dakota, Minnesota & Eastern Railroad Corporation, the Iowa Department of Transportation, and the City of Dubuque for the construction of a new activated signal systems at the East 14th Street railroad grade crossing. Upon motion the documents were received and filed, and Resolution No. 210-21 State of Iowa Federal-Aid Section 130 Railroad Grade Crossing Safety Improvements Agreement for the Construction of Activated Signals at the Railroad Crossing located at East 14th Street was adopted.

32. Signed Contract(s): Scales Mound Packet Co. dba River Cruises for Docking License Agreement; Tricon General Construction, Inc. for the Purina Drive Flood Wall Replacement Project. Upon motion the documents were received and filed.

33. 2019 and 2020 City Council Official Proceedings: City Clerk submitted the completed and indexed City Council Official Proceedings for calendar years 2019 and 2020. Upon motion the documents were received, filed and approved.

34. Alcohol and Tobacco License Applications: City Manager recommended approval of annual liquor, beer, wine and tobacco license applications as submitted. Upon motion the documents were received and filed, and Resolution No. 211-21 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; and Resolution No. 212-21 Approving applications for retail cigarette/tobacco sales/nicotine/vapor permits, as required by Iowa Code Chapter 453A.47A were 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 Farber. Motion carried 7-0.

1. 2021 Pavement Marking Project (CIP 3002245): City Manager recommended initiation of the public bidding procedure for the 2021 Pavement Marking Project, and further recommends that a public hearing be set for July 6, 2021. Upon motion the documents were received and filed, and Resolution No. 213-21 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 July 6, 2021 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. Housing Appeals and Mediation Board: One, 3-Year term through January 1, 2024. Applicant: George Cooley, 2255 Francis St. Membership Requires Balance of Landlords, Tenants and Other Interested Citizens 5 Commissioners total; currently 2 Landlords/1 Tenant/1 Interested Citizen.

Appointments were made to the following boards/commissions.

1. Arts and Cultural Affairs Advisory Commission: Three, 3-Year terms through June 30, 2024 (Expiring terms of Daugherty as At Large, Neuhaus as Business Professional Living or Working Within District, and Siegert as Business Professional). Applicants: Noelle Chesney, 1830 Links Glen Dr. - Qualifies for Business Professional and At-Large; Paula Neuhaus, 793 West 3rd St. - Qualifies for Business Professional Living or Working Within District and At-Large; Thomas Robbins, 2361 Harvest View Dr. - Qualifies for At-Large.

Motion by Jones to appoint Ms. Chesney to the Business Professional three-year term through June 30, 2024; Ms. Neuhaus to the for Business Professional Living or Working Within District three-year term through June 30, 2024; and Mr. Robbins to the At-Large three-year term through June 30, 2024. Seconded by Resnick. Motion carried 7-0.

2. Historic Preservation Commission: Two, 3-Year terms through July 1, 2024 (Vacant terms of Klavitter as \*At Large and Rapp as \*Old Main Interim). Applicants: Tim Gau 2529 Windsor Ave – Qualifies for At-Large; Alec Gustafson, 299 Main St. - Qualifies for Old Main and At-Large; John Link, 535 W 5th St. – Qualifies for At-Large. This commission is subject to the State of Iowa Gender Balance Law 9 Commissioners total; currently 2 males/2 females/5 openings. \*Openings were advertised for 90 days while non-male identifying applicants were sought in adherence with Iowa Code 69.16A Gender Balance. Additional openings on the commission are being advertised for 90 days while nonmale identifying applicants are sought in adherence with Iowa Code 69.16A Gender Balance.

Motion by Rousell to appoint Mr. Gustafson to the Old Main three-year term through July 1, 2024. Seconded by Sprank. Motion carried 7-0.

Upon roll call vote, Mr. Link was appointed to the At Large three-year term through July 1, 2024. Mr. Gau received 1 vote (Sprank), and Mr. Link received the remaining 6 votes.

3. Long Range Planning Advisory Commission: One, 3-Year term through July 1, 2024 (Expiring term of Stoffel). Applicant: Tyler Stoffel, 960 Boyer St. Motion by Resnick to appoint Mr. Stoffel to the three-year term through July 1, 2024. Seconded by Cavanagh. Motion carried 7-0.

4. Park and Recreation Advisory Commission: One, 3-Year term through July 1, 2024 (Expiring term of Tigges). Applicant: Jennifer Tigges, 4927 Wild Flower Dr. Motion by Cavanagh to appoint Ms. Tigges to the three-year term through July 1, 2024. Seconded by Sprank. Motion carried 7-0.

5. Resilient Community Advisory Commission: One, 3-Year term through July 1, 2024 (Expiring term of Hoffman). Applicant: Adam Hoffmann, 1910 Marion St. Motion by Rousell to appoint Mr. Hoffman to the three-year term through July 1, 2024. Seconded by Farber. Motion carried 7-0.

6. Zoning Advisory Commission: One, 3-Year term through July 1, 2024 (Expiring Term of Russell). Applicant: Rich Russell, 2045 Embassy West Dr. This commission is subject to the State of Iowa Gender Balance Law. 7 Commissioners total; currently 2 males/3 females/2 openings. Motion by Jones to appoint Mr. Russell to the three-year term through July 1, 2024. Seconded by Resnick. Motion carried 7-0.

## **PUBLIC HEARINGS**

1. Amending Section 16-6-4 Flood Hazard Overlay District of the Unified Development Code: Proof of publication on notice of public hearing to consider City Council approval of a request from City of Dubuque to amend Section 16-6-4 Flood Hazard Overlay District of the Unified Development Code by repealing the current ordinance and adopting a new Section 16-6-4 Flood Hazard Overlay District, and Zoning Advisory Commission recommending approval. Motion by Cavanagh 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 Sprank. Planning Services Manager Wally Wernimont provided a staff report. Mr. Wernimont responded to questions from the City Council regarding how affected property owners were notified and the mortgage options for residents in both designated and non-designated flood plains. Motion carried 7-0.

Motion by Cavanagh for final consideration and passage of Ordinance No. 24-21 Amending Title 16 of the City of Dubuque Code of Ordinances, Unified Development Code, by repealing Section 6-4 Flood Hazard Overlay District and enacting a new



Section 6-4 Flood Hazard Overlay District to comply with National Flood Insurance Program Requirements. Seconded by Sprank. Motion carried 7-0.

2. Amending the Planned Residential (PR) zoning district to facilitate the construction of an Administration and Outreach addition - Quasi-Judicial Rezoning: Proof of publication on notice of public hearing to consider City Council approval to amend the Planned Residential (PR) zoning district located at 3485 Windsor Ave. to facilitate the construction of an Administration and Outreach addition, and Zoning Advisory Commission recommending approval. Motion by Cavanagh 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 Jones. Planning Services Manager Wally Wernimont provided a staff report. Motion carried 7-0.

Motion by Cavanagh for final consideration and passage of Ordinance No. 25-21 Amending Title 16 of the City of Dubuque Code of Ordinances, Unified Development Code, rescinding Ordinance 36-19 and approving an amended Conceptual Development Plan for the Padre Pio Health Care Center and Assisi Village Planned Unit Development. Seconded by Farber. Motion carried 7-0.

3. Jule Public Hearing Iowa Department of Transportation's Consolidated Funding Application: Proof of publication on notice of public hearing to consider City Council approval of the annual Consolidated Funding Application as submitted to the Iowa Department of Transportation, and approval of signature on the Certificate of Cost Allocation Plan and Authorizing Resolution, and City Manager recommending approval. Motion by Roussell to receive and file the documents and adopt Resolution No. 214-21 Authorizing Resolution: Approval of Consolidated Funding Application to Iowa DOT. Seconded by Resnick. Motion carried 7-0.

4. Public Hearing on the Issuance of Not to Exceed \$3,800,000 Water Revenue Refunding Bonds, Series 2021C: Proof of publication on notice of public hearing to consider City Council approval of the suggested proceedings for the public hearing on the issuance of not to exceed \$3,800,000 in Water Revenue Refunding Bonds, Series 2021C, and City Manager recommending approval. Motion by Cavanagh to receive and file the documents and adopt Resolution No. 215-21 Instituting proceedings to take additional action for the issuance of not to exceed \$3,800,000 Water Revenue Refunding Bonds. Seconded by Roussell. Responding to a question from the City Council, City Manager Van Milligen stated that Moody's upgrade is unsurprising based on the City Council being strategic with City funds. Motion carried 7-0.

5. Grant of Easement to Ehrlich Properties, L.L.C.: Proof of publication on notice of public hearing to consider City Council approval of the Grant of Retaining Wall Easement to Ehrlich Properties, L.L.C. for a private retaining wall over City owned right-of-way property on Helen Ridge Court in North Grandview Estates No. 2 as part of the North Grandview Estates development project, and City Manager recommending approval. Motion by Farber to receive and file the documents and adopt Resolution No. 216-21 Disposing of city interest by Grant of Retaining Wall Easement to Ehrlich

Properties, L.L.C. across part of the Helen Ridge Court right of way in North Grandview Estates No. 2, City of Dubuque, Iowa; and Resolution No. 217-21 Granting a Retaining Wall Easement to Ehrlich Properties, L.L.C. across part of the Helen Ridge Court right of way in North Grandview Estates No. 2, City of Dubuque, Iowa. Seconded by Resnick. Motion carried 7-0.

6. Corps of Engineers Acceptance of Consent to Easement Structures: Proof of publication on notice of public hearing to consider City Council approval of the Corps of Engineers Acceptance of Consent to Easement Structures, and City Manager recommending approval. Motion by Resnick to receive and file the documents and adopt Resolution No. 218-21 Disposing of an Interest in Real Estate through Agreement with the Army Corps of Engineers. Seconded by Roussell. Motion carried 7-0.

### **Public Input**

Due to the COVID-19 pandemic and mandates for social distancing, public input was made available through GoToMeeting chat function, and City Council and City Clerk email accounts. Staff stated that no online public input was received.

### **ACTION ITEMS**

1. John F. Kennedy Road Sidewalk Installation Project 2021 (CIP 3002773): City Manager recommended City Council rescission of Resolution Nos. 187-21, 188-21, 189-21 and 190-21, resulting in the cancellation of the current public bidding process for the John F. Kennedy Road Sidewalk Installation Project, and approving City staff to apply for a \$190,000 Transportation Alternatives Program (TAP) grant through the Dubuque Metropolitan Area Transportation Study (DMATS). Motion by Roussell to receive and file the documents and adopt Resolution No. 219-21 Rescinding Resolution Nos. 187-21, 188-21, 189-21, 190-21; and Resolution No. 220-21 Authorizing the City's Grant Application to the Transportation Alternatives Program for the John F. Kennedy Sidewalks Installation Project and assurance that the improvements will be maintained following completion of the project. Seconded by Jones. City Council thanked city staff for their work and expressed support for applying for the TAP grant. Responding to a question from the City Council, City Manager Van Milligen stated that obtaining the TAP grant will cover the entire cost of the retaining wall, therefore decreasing the residents' assessments. City Manager Van Milligen stated that city staff will bring the final cost calculations to City Council once confirmed. Motion carried 7-0.

2. City Council Salary Compensation Task Force Recommendation: City Council Compensation Task Force submitted its recommendation for Mayor and City Council Member salaries effective January 1, 2022. Motion by Resnick to receive and file the documents and refer to the City Council. Seconded by Cavanagh. City Council expressed support for the salary increases due to the number of hours involved in City Council service and to eliminate barriers to serving. The City Council also expressed support for the process and thanked the City Council Compensation Task Force for their time and efforts. Responding to a question from the City Council, City Attorney

Brumwell stated that this compensation process occurs every time the majority of City Council members are up for election. Responding to a question from the City Council, City Manager Van Milligen stated the proposed salary increase will have minimal impact on the city's budget. Per suggestion from City Clerk Breitfelder, Council Member Resnick amended the motion to receive and file the information, concur with the recommendation, and direct city staff to present an ordinance reflecting the compensation changes. Seconded by Cavanagh. Motion carried 7-0.

3. Code of Conduct: City Attorney recommended the City Council pass a resolution adopting the Code of Conduct. Motion by Sprank to receive and file the documents and adopt resolution No. 221-21 Adopting a City Council Code of Conduct. Seconded by Jones. City Council expressed support for the guide and stated that the guide was one of City Council's goals. Motion carried 7-0.

4. Contracted Services Agreement - Travel Dubuque/Dubuque Area Convention and Visitors Bureau: City Manager recommended approval of the Contracted Services Agreement with the Travel Dubuque/Dubuque Area Convention and Visitors Bureau for the City's financial support for Fiscal Year 2022. Motion by Jones to receive and file the documents and approve the agreement. Seconded by Cavanagh. Motion carried 7-0.

5. Amending City Ordinance 9-7-321.285 (C) Speed Limit Reduction – Seippel Road from U.S Highway 20 to Old Highway Road: City Manager recommended an amendment to City Ordinance 9-7-321.285 (C) that reduces the speed limit from 45 mph to 35 mph on Seippel Road from U.S. Highway 20 to Old Highway Road. Motion by Cavanagh 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. Motion carried 7-0.

Motion by Cavanagh for final consideration and passage of Ordinance No. 26-21 Amending City of Dubuque Code of Ordinances Title 9 Motor Vehicles and Traffic, Chapter 7 Operation, Division 5 Speed Restrictions, Section 9-7-321.285 Limits Generally by amending the speed limit for a portion of Seippel Road from 45 M.P.H. to 35 M.P.H. Seconded by Roussell. Motion carried 7-0.

6. City Council Hybrid Meetings in Council Chambers: City Clerk transmitted information for City Council returning to Council Chambers for City Council meetings starting July 6, 2021. Motion by Cavanagh to receive and file the information and refer to the City Council. Seconded by Resnick. City Council collectively agreed that they should follow CDC guidance by not wearing masks in Council Chambers due to being vaccinated. After discussing the various options for public input, City Council agreed that members of the public can attend City Council meetings and remain in Council Chambers throughout the entire meeting unless Council Chambers reaches the maximum capacity as determined by city staff. If Council Chambers reach capacity, then city staff may impose restrictions, such as only allowing people with business for the City Council in Council Chambers or requesting people exit Council Chambers at the conclusion of the item they are speaking about. Per suggestion from City Clerk

Breitfelder, Council Member Cavanagh amended his motion to receive and file the documents and approve the recommendations while incorporating the updates discussed by the City Council. Seconded by Resnick. Motion carried 7-0.

7. Request for Work Session: Black Hills Energy Project Updates: Black Hills Energy requested the City Council schedule a work session for Monday, August 16, 2021 at 5:30 p.m. to receive updates on recent projects and potential partnerships that support the City's climate action goals. Motion by Resnick to receive and file the documents and schedule the work session as recommended. Seconded by Farber. No schedule conflicts were expressed. Motion carried 7-0.

### **Council Member Reports**

Council Member Farber reported on attending a Sister City Committee meeting and the committee's plans to host a photo exhibit in October.

Council Member Resnick reported on recent downtown recovery efforts in the North End and on attending the Juneteenth Celebration in Comiskey Park.

Council Member Jones reported on the Dubuque Racing Association (DRA) approving Alan Dickson to the Director of Operations role. Council Member Jones also reported on the upcoming Major League Baseball (MLB) game at the Field of Dreams and the positive economic impact the event will have on Dubuque.

Council Member Sprank thanked Ernest Jackson and his team for hosting the Juneteenth Celebration. Mr. Sprank also reported on the Comiskey Park remodel, Liberty Recovery House, and the Pride Parade scheduled for Saturday.

Council Member Roussell also reported on attending the Juneteenth Celebration.

Mayor Buol encourage people to get vaccinated, stating that the new variants of the COVID-19 virus are worrisome to the medical community.

There being no further business, Mayor Buol declared the meeting adjourned at 8:54 p.m.

Adrienne N. Breitfelder  
City Clerk

1t 6/30