

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

The Dubuque City Council met in special session at 5:30 p.m. on July 6, 2021 in the second-floor Council Chambers of the Historic Federal Building, 350 W. 6th Street.

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

This was a special session of the City Council called for the purpose of conducting a work session on the COVID-19 pandemic update.

**WORK SESSION
COVID-19 Pandemic Update**

Mary Rose Corrigan, Public Health Specialist for the City of Dubuque; Jenna Manders, Director of Strategic Relations for the Community Foundation of Greater Dubuque; and Rick Dickinson, President of Greater Dubuque Development Corporation (GDDC), provided updates on the internal and community-facing response to COVID-19. Ms. Corrigan spoke on recent COVID-19 cases in the county and vaccination rates. Ms. Manders spoke about the Community Foundation of Greater Dubuque's involvement in the Community Organizations Active in Disaster (COAD) group, and the Disaster Recovery Fund donating over \$1.7 million to various community organizations since its reactivation in March of 2020. Mr. Dickinson spoke about recent workforce outcomes and the GDDC annual meeting scheduled for Thursday, July 8, 2021, at 5:30 p.m. The presenters responding to questions from the City Council following their presentations.

There being no further business, Mayor Buol declared the meeting adjourned at 6:21 p.m.

/s/Adrienne N. Breitfelder
City Clerk

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

The Dubuque City Council met in regular session at 6:30 p.m. on July 6, 2021 in the second-floor Council Chambers of the Historic Federal Building, 350 W. 6th Street.

Present: Mayor Buol; Council Members Cavanagh, Farber, Jones, Resnick, Roussell, 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

PROCLAMATION(S)

1. Summer Learning Week Proclamation (July 12-16, 2021) was accepted by Danielle Willis on behalf of St. Mark Youth Enrichment.

CONSENT ITEMS

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

1. Minutes and Reports Submitted: City Council Proceedings of 6/21 and 6/23; Housing Commission of 6/22; Library Board of Trustees Update of 6/24; Proof of Publication for City Council Proceedings of 6/7; Proof of Publication for List of Claims and Summary of Revenues for Month Ended 5/31. Upon motion the documents were received and filed.

2. Notice of Claims and Suits: Dustin McGonigle - Section 1983; J.B. Priest for property damage; Douglas Spyrison for property damage; Jane Thorne and Michael Thorne for vehicle damage; Settlement Agreement and Mutual Release of All Claims between HACAP / Operation New View and Gary Stelpflug/2G2, LLC. 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: J.B. Priest for property damage, Douglas Spyrison for property damage. 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. 222-21 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. Pre-Annexation Agreement - Sally A. Hoerner: City Manager recommended approval of a Pre-Annexation Agreement with Sally Hoerner for property located at 9653 Monticello Drive in Dubuque County, in conjunction with her request to connect to City water. Upon motion the documents were received and filed, and Resolution No. 223-21 Approving a Pre-Annexation Agreement between the City of Dubuque, Iowa and Sally A. Hoerner was adopted.

6. First Amendment to Grant Agreement Between the City of Dubuque and 84 Main, LLC for the Creation of Rental Units at 84 Main Street: City Manager recommending approval of the First Amendment to Grant Agreement between the City of Dubuque and 84 Main, LLC for its creation of rental units at 84 Main Street. Upon motion the documents were received and filed, and Resolution No. 224-21 Approving the First Amendment to Grant Agreement between the City of Dubuque, Iowa and 84 Main, LLC was adopted.

7. Childcare Grant Opportunity Through Care Constellation Open Call: City Manager recommended support of a grant application to the Care Constellation on the issue of childcare submitted on behalf of a local childcare coalition. Upon motion the documents were received, filed and approved.

8. Support for Dubuque Initiatives Rehabilitation Project at 1739-1763 Central Avenue: City Manager recommended support for the Dubuque Initiatives grant application to the Iowa Finance Authority for the use of National Housing Trust Fund grant dollars to complete a rehabilitation project at 1739-1763 Central Avenue by Chris Richard. Upon motion the documents were received, filed and approved.

9. Intent to Apply to City of Dubuque AmeriCorps Program: Partners in Learning: City Manager recommended City Council approval to apply for City of Dubuque AmeriCorps Program: Partners in Learning grant in the amount of \$203,760. Upon motion the documents were received and filed, and Resolution No. 225-21 Authorizing the Mayor to execute an application for the City of Dubuque Americorps Program: Partners in Learning and authorizing the Leisure Services Manager and the City Manager to approve the application was adopted.

10. Intent to Apply for City of Dubuque AmeriCorps Program: Creating Opportunities: City Manager recommended approval to apply for City of Dubuque AmeriCorps Program: Creating Opportunities grant in the amount of \$110,000. Upon motion the documents were received and filed, and Resolution No. 226-21 Authorizing the Mayor to execute an application for the City of Dubuque Americorps Program: Creating Opportunities and Authorizing the Leisure Services Manager and the City Manager to approve the application was adopted.

11. Intent to apply for Lowes 100 Hometowns: City Manager recommended approval to apply for Lowes 100 Hometowns grant in the amount of \$115,000. Upon motion the documents were received and filed, and Resolution No. 227-21 Authorizing the Mayor to execute an application for the Lowes 100 Hometowns and authorizing the Leisure Services Manager and the City Manager to approve the application was adopted.

12. Purchase of three (3) Gillig 29' Low Floor Buses: City Manager recommended City Council authorization to purchase three new 29' Gillig Low Floor Buses. Upon motion the documents were received, filed and approved.

13. Purina Drive Flood Wall Replacement Project: CIP 3502480 and 7202480: City Manager recommended that the award for the Purina Drive Flood Wall Replacement Project be officially recorded in the minutes of the City Council. Upon motion the documents were received, filed and made a Matter of Record.

14. Signed Contract(s): Boys and Girls Club Facility Use Agreement; Drew Cook & Sons Excavating Co. Inc. for the Dillon Street Drain Tile Project 2021; Agreement with Nicholas J. Edwards, MD to act as the Medical Director for the City's Fire Department Emergency Medical Services Division; Tschiggfrie Excavating Co. for the 2021 Asphalt Overlay Ramp Project Four. Upon motion the documents were received and filed

15. Emergency Operations Center (EOC) Response to COVID 19: City Manager transmitted a summary of the response and activities of the Emergency Operations Center (EOC) to COVID-19, providing a snapshot of the mechanics, accomplishments, and future recommendations for operation of the EOC in response to COVID-19. Upon motion the documents were received and filed.

16. Fireworks Permit for Mark Molo: City Manager recommended consideration to issue a permit to Mark Molo for a fireworks display on July 17, 2021. Upon motion the documents were received, filed and approved

17. Liquor 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. 228-21 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 was adopted.

BOARDS/COMMISSIONS

1. Boards and Commission Applicant Review: City Clerk Breitfelder stated that the Historic Preservation Commission applicant review was pulled from the meeting due to a discrepancy in the vacancy of the term on the commission.

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.

i. Community Development Advisory Commission: One, 3-Year term through February 15, 2024 (Vacant term of Wainwright). Applicant: Danita Grant, 2479 LaVista

Ct.

ii. Mayoral Appointment: Library Board of Trustees: One, 4-Year term through July 1, 2025 (Expiring term of Gorton) Applicant: Greg Gorton, 1295 Prairie St. *This commission is subject to the State of Iowa Gender Balance Law. 7 Commissioners total; currently 2 males/4 females/1 openings.*

2. Boards and Commission Appointments: Appointments were made to the following boards/commissions.

i. Housing Appeals and Mediation Board: One, 3-Year term through January 1, 2024 (Initial term on this board. Board was created on December 7, 2020 as a result of restructuring the Building Code Boards). Applicants: George Cooley, 2255 Francis St.; Lynn Sutton, 859 Air Hill St. (Additional Applicant). Membership Requires Balance of Landlords, Tenants and Other Interested Citizens. 5 Commissioners total; currently 2 Landlords/1 Tenant/1 Interested Citizen /1 Opening. Upon roll call vote, Ms. Sutton was appointed to the 3-year term through January 1, 2024. Ms. Sutton received all 7 votes from the City Council for the term.

PUBLIC HEARINGS

1. Chavenelle Road - NW Arterial to Radford Road Reconstruction Project - CIP #3602551, 7201180: Proof of publication on notice of public hearing to consider City Council approval of the plans, specifications, form of contract, estimated cost of \$3,193,910, resolution of necessity and preliminary schedule of assessments for the Chavenelle Road - Northwest Arterial to Radford Road Reconstruction Project, and City Manager recommended approval. Motion by Cavanagh to receive and file the documents and adopt Resolution No. 229-21 Approval of plans, specifications, form of contract, and estimated cost for the Chavenelle Road – NW Arterial to Radford Road Reconstruction Project; Resolution No. 230-21 With respect to the adoption of the Resolution of Necessity Proposed for the Chavenelle Road – NW Arterial to Radford Road Reconstruction Project; and Resolution No. 231-21 Approving schedule of assessments and estimate of total cost for the Chavenelle Road – NW Arterial to Radford Road Reconstruction Project. Seconded by Sprank. Jim Weber, property owner of 4300 Chavenelle Road, and Tonya Millard, Executive Director of the Dubuque Humane Society, 4242 Chavenelle Road, spoke in opposition to the project, stating inequities in the assessments for the property owners of this project versus the property owners affected by the extension of a hiking and biking trail on Radford Road. Additionally, concerns were stated on the financial burden of the assessment for non-profits. Responding to questions from the City Council, City Manager Van Milligen stated that it is standard practice for non-profits to be assessed in the same manner as all other property owners, and that a grant awarded for the mentioned hiking and biking trail eliminated the requirement for property owners affected by that assessment to pay. City Engineer Gus Psihoyos stated that property owners can contract with private companies on their own to install the sidewalks, which has a potential cost savings of up to 25%. Mr. Psihoyos also stated that the property owners will have up to 15 years at

3% interest to pay back the assessment if the project is done through the city. City Attorney Brumwell stated that per Iowa state code, if assessments are provided to the County after May of 2022, then the assessments to the property owner will not be due until July 1, 2023. Civil Engineer Jon Dienst summarized the special assessment state code section. City Clerk Breifelder confirmed that no public input was received by the City Clerk's Office on this item. City Council discussed the necessity of sidewalks and encouraged the community to assist with funding for the impacted non-profits. Motion carried 7-0.

2. 2021 Pavement Marking Project (CIP 3002245): Proof of publication for notice of public hearing to consider City Council approval of the plans, specifications, form of contract and the estimated cost of \$205,000 for the 2021 Pavement Marking Project, and City Manager recommending approval. Motion by Jones to receive and file the information and adopt Resolution No. 232-21 Approval of plans, specifications, form of contract, and estimated cost for the 2021 Pavement Marking Project. Seconded by Resnick. Motion carried 7-0.

ACTION ITEMS

1. Code of Ordinances Amendment - Mayor and City Council Compensation: City Clerk submitted an amendment to the City of Dubuque Code of Ordinances Title 1 Administration, Chapter 6 Mayor and City Council, Section 1-6-2, adjusting Mayor and City Council Member salaries effective January 1, 2022 as recommended by the Compensation Task Force and concurred by the City Council on June 21, 2021. Motion by Resnick 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. Mayor Buol briefly summarized the process for the City Council considering changes to compensation. Motion carried 7-0.

Motion by Resnick for final consideration and passage of Ordinance No. 27-21 Amending City of Dubuque Code of Ordinances Title 1 Administration, Chapter 6 Mayor and City Council, Section 1-6-2 Compensation. Seconded by Jones. Motion carried 7-0.

2. Renew DBQ - A Low- to Moderate-Income Solar Pilot Project: City Manager recommended City Council approval of a pilot project called Renew DBQ, which focuses on increasing access to solar technology for low- to moderate-income (LMI) residents and requests approval to move forward with funding the pilot project. Motion by Cavanagh to receive and file the documents and approve the project. Seconded by Jones. Sustainability Coordinator Gina Bell made a presentation. Topics included: Energy as a tool for impact; Pilot details; focus area of the project; and how the project works. Responding to questions from the City Council, Ms. Bell summarized the options that residents will have to pay their cost of the installations, stated the outcomes that will be measured to assess the results of the project, and provided additional details about the city's cost for the program. City Council expressed support for the project and stated that data illustrating the results of this project will be helpful in potentially securing future funding sources for the project. Motion carried 7-0.

3. Community Development Block Grant (CDBG) Contracts for Public Services: City Manager recommended City Council approval of the Community Development Block Grant (CDBG) Agreements with the following organizations: Dubuque Community YMCA/YWCA Domestic Violence Shelter (\$117,000); Dubuque Rescue Mission (\$80,000); and Opening Doors – Maria House (\$53,000). Motion by Jones to receive and file the documents and adopt Resolution No. 233-21 Authorizing Execution of FY21/PY20 Homeless Shelter Rehabilitation Agreements. Seconded by Roussell. Motion carried 7-0.

4. Fiscal Year 2022 Purchase of Services Grant Recommendations & Agreements: City Manager recommended approval of the recommended funding for the Fiscal Year 2022 Purchase of Services Grant applications as follows: Convivium Urban Farmstead, Free Community Casseroles (\$25,000.00); Dubuque YMCA/YWCA Domestic Violence Shelter (\$25,000.00); St. Mark Youth Enrichment, Before School Programming (\$25,000.00); Red Basket Project, Period Supplies for Those Who Menstruate (\$12,625.00); Marita Theisen Childcare Center at Steeple Square, Education and Programming (\$10,000.00); and Project Rooted, Rooted Pantries (\$2,375.00). Motion by Cavanagh to receive and file the documents and adopt Resolution No. 234-21 Authorizing Execution of FY22 Purchase of Services Grant Agreements. Seconded by Resnick. Motion carried 7-0.

5. Community Development Block Grant (CDBG) CV Contract for Dubuque Food Pantry: City Manager recommended approval of a contract for Community Development Block Grant (CDBG) CARES Act funding for assistance to the Dubuque Food Pantry in the amount of \$167,955. Motion by Resnick to receive and file the documents and adopt Resolution No. 235-21 Authorizing Execution of CDBG-CV Agreement with Dubuque Food Pantry. Seconded by Sprank. City Council thanked city staff for addressing food insecurity in the community through this agreement and other actions. Council Members Roussell and Cavanagh shared their experiences helping with food distribution in the community. Motion carried 7-0.

6. Community Development Block Grant FY2021 Annual Action Plan Amendment #2: City Manager recommended City Council approval of the Community Development Block Grant FY2021 Annual Action Plan Amendment #2 as recommended by the Community Development Advisory Commission. Motion by Jones to receive and file the documents and adopt Resolution No. 236-21 Adopting the Fiscal Year 2021 (Program Year 2020) Community Development Block Grant (CDBG) Annual Action Plan Amendment #2. Seconded by Farber. Motion carried 7-0.

7. Proceedings to Direct Advertisement for Sale of \$3,720,000 Water Revenue Refunding Bonds, Series 2021C, Approval of the Preliminary Official Statement, and Approval of Electronic Bidding Procedures: City Manager recommended City Council approval of the suggested proceedings for approving the advertisement for sale, preliminary Official Statement, and electronic bidding procedures for the \$3,720,000 Water Revenue Refunding Bonds, Series 2021C. Motion by Roussell to receive and file the documents and adopt Resolution No. 237-21 Directing the advertisement for sale of

\$3,720,000* (subject to adjustment per terms of offering) Water Revenue Refunding Bonds, Series 2021C, and approving electronic bidding procedures and distribution of preliminary official statement. Seconded by Cavanagh. Motion carried 7-0.

8. Request for Work Session: Four Mounds Foundation: City Manager requested the City Council schedule a work session for July 19, 2021, at 5:00 p.m. on the Four Mounds Foundation and their work. Motion by Roussell 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.

9. Request for Work Session: Inclusive Dubuque Quarterly Update: City Attorney requested the City Council schedule a work session for August 16, 2021, at 5:00 p.m. for the Inclusive Dubuque Quarterly Update. Motion by Cavanagh to receive and file the documents and schedule the work session as recommended. Seconded by Jones. No schedule conflicts were expressed. Motion carried 7-0.

10. Request for Work Session: Airport Master Plan Update: City Manager requested the City Council schedule a work session for September 20, 2021, at 5:30 p.m. to review the Airport Master Plan Update. Motion by Jones to receive and file the documents and schedule the work session as recommended. Seconded by Resnick. No schedule conflicts were expressed. Motion carried 7-0.

COUNCIL MEMBER REPORTS

Council Member Jones reported on the recent passing of former City Council Member Mike Pratt and former Assistant Fire Chief Dick Rudden.

Council Member Resnick thanked city staff for their work over the 4th of July weekend.

Council Member Roussell reported on her recent attendance at an Iowa League of Cities (ILC) policy committee meeting.

Council Member Cavanagh reported on his attendance at the ILC Executive Board meeting. Mr. Cavanagh stated that Dubuque is a leader in hybrid City Council meetings, as many cities are choosing not to conduct hybrid meetings for various reasons. Mr. Cavanagh thanked city staff for their efforts in making hybrid meetings a successful option.

CLOSED SESSION

Motion by Jones to convene in closed session at 8:09 p.m. to discuss professional evaluations – Chapter 21.5(1)(i) Code of Iowa. Seconded by Farber. Motion carried 7-0.

Upon motion, the City Council reconvened in open session at 8:25 p.m.

There being no further business, Mayor Buol declared the meeting adjourned at 8:25 p.m.

/s/Adrienne N. Breitfelder

1t 7/14

City Clerk