



City Council
May 25, 2021
Regular Session

Due to the COVID-19 pandemic, public health and safety concerns require City of North Liberty public meetings to be held electronically, so as to limit the spread of the virus.

Call to order

Mayor Terry Donahue called the May 25, 2021 Regular Session of the North Liberty City Council to order at 6:30 p.m. Councilors present: RaQuishia Harrington, Chris Hoffman, Annie Pollock, Brian Wayson; absent –Brent Smith.

Others present: Ryan Heiar, Tracey Mulcahey, Grant Lientz, Ryan Rusnak, Kevin Trom, Brandon Pratt, Troy Culver and other interested parties.

Council started the meeting with a moment of silence for the one-year anniversary of the George Floyd event.

Approval of the Agenda

Pollock moved, Harrington seconded to approve the agenda. The vote was all ayes. Agenda approved.

Consent Agenda

Before Council consideration, Trom presented information on the SW Growth Area Water & Sewer Extension Project. Pollock moved, Hoffman seconded to approve the Consent Agenda including the City Council Minutes, Regular Session, May 11, 2021; the attached list of Claims; and Pay Application Number 9 for the SW Growth Area Water & Sewer Extensions to Boomerang Corporation in the amount of \$333,687.50. The vote was all ayes. Consent Agenda approved.

City Engineer Report

City Engineer Trom reported that the SW Growth contractor is working on electrical, parking lot and other items. An extension was approved to May 13, which has passed. A meeting will be held onsite on Thursday. The IDOT has not approved the Ranshaw Way, Phase 5 Project, yet. When approved, the preconstruction meeting will be scheduled with PCI. The Ranshaw House, Phase 2 project has a ship date on the change order items of June 18. Shive-Hattery is scheduling the walk through to create the punchlist. The Pool Heater Replacement Project bids are due June 1. At the pre-bid meeting, concerns from bidders were expressed on lead times and the volatility of prices on materials. Shive-Hattery is continuing with programming of the concept phase of the City Hall Project. At the June 22 City Council meeting a presentation will be made. The Forevergreen Road Trail plans are 100% complete and submitted to City staff. The project will be awarded in July. The

Centennial Park Loop Road plans are almost 100% complete. The contract will be awarded in July. Council discussed the report with Trom.

City Administrator Report

City Administrator Heiar reported on the SW Growth Utilities Project and retainage. Heiar provided an update on City operations for the upcoming weeks. Council will be returning to Council Chambers and meeting in person at the July 13 meeting.

Mayor Report

Mayor Donahue reported on MPOJC and Emergency Management upcoming meetings. He saluted Liberty High School and Clear Creek Amana High School for a great showing at the State track meet.

Livestock Ordinance

Hoffman moved, Pollock seconded to approve the third consideration and adoption of Ordinance Number 2021-06, An Ordinance amending the Code of Ordinances of the City of North Liberty, Iowa, updating portions of the Animal Control Code concerning livestock within city limits. After discussion, the vote was: ayes – Wayson, Hoffman, Pollock, Harrington; nays – none; absent – Smith. Motion carried.

Greenbelt Trail Subdivision

Hoffman moved, Wayson seconded to approve the third consideration and adoption of Ordinance Number 2021-07, An Ordinance amending Chapter 167 of the North Liberty Code of Ordinances by amending the use regulations on property located on the west side of North Liberty Road approximately 700 feet north of Salm Drive located in North Liberty, Iowa to those set forth in the Municipal Code for the RD-10 Two-Unit Residence District. The vote was: ayes – Wayson, Hoffman, Harrington, Pollock; nays – none; absent – Smith. Motion carried.

Pollock moved, Wayson seconded to approve Resolution Number 2021-43, A Resolution approving the Preliminary Plat of Greenbelt Trail Part Two-B, North Liberty, Iowa. The vote was: ayes – Pollock, Harrington, Hoffman, Wayson; nays – none; absent – Smith. Motion carried.

Alcohol in Public Places

Harrington moved, Wayson seconded to approve the third consideration and adoption of Ordinance Number 2021-08, An Ordinance amending Chapter 45 of the North Liberty Code of Ordinances to allow the consumption and sale of alcohol in authorized public areas. After discussion, the vote was: ayes – Harrington, Hoffman, Pollock, Wayson; nays – none; absent – Smith. Motion carried.

FY 21 Budget Amendment

At 6:52 p.m., Mayor Donahue opened the public hearing regarding the proposed budget amendment for FY 21. No oral or written comments were received. The public hearing was closed.

Mulcahey presented information on the amendment. Harrington moved, Pollock seconded to approve Resolution Number 2021-44, A Resolution amending the Current Budget for the Fiscal Year ending June 30, 2021. The vote was: ayes – Pollock, Wayson, Harrington, Hoffman; nays – none; absent – Smith. Motion carried.

Pool Water Heater Replacement Project

Mayor Donahue opened the public hearing regarding proposed plans, specifications, form of contract and cost of project at 6:54 p.m. No oral or written comments were received. The public hearing was closed.

Council discussed the project with Trom. Wayson moved, Hoffman seconded to approve Resolution Number 2021-45, A Resolution finally approving and confirming plans, specifications, and estimate of cost for the Pool Water Heater Replacement Project. The vote was: ayes – Wayson, Pollock, Hoffman, Harrington; nays – none; absent – Smith. Motion carried.

Dubuque Street Project

Lientz presented information on the agenda item. Pollock moved, Hoffman seconded to approve Resolution Number 2021-46, A Resolution approving the purchase of Temporary Construction Easements by the City of North Liberty for the Dubuque Street Phase One Project. The vote was: ayes – Hoffman, Pollock, Wayson, Harrington; nays – none; absent – Smith. Motion carried.

2021A Borrowing

Heiar presented information on the agenda item. Hoffman moved, Harrington seconded to approve Resolution Number 2021-47, A Resolution setting the date for public hearing on proposal to enter into General Obligation Loan Agreement and to borrow money thereunder. The vote was: ayes – Pollock, Hoffman, Harrington, Wayson; nays – none; absent – Smith. Motion carried.

Meade Farm Linn County REC Utility Easement

Lientz provided information on the agenda item. Harrington moved, Wayson seconded to approve Resolution Number 2021-48, A Resolution approving the Public Easement Agreement for Electric Utility and Franchisees between Linn County Rural Electric Cooperative Association and the City of North Liberty. The vote was: ayes – Harrington, Pollock, Wayson, Hoffman; nays – none; absent – Smith. Motion carried.

Face Covering Resolution

Wayson moved, Pollock seconded to approve Resolution Number 2021-49, A Resolution providing continued guidance regarding the North Liberty Face Covering Public Health Initiative to help combat COVID-19. After discussion, the vote was: ayes – Hoffman, Wayson, Harrington, Pollock; nays – none; absent – Smith. Motion carried.

Water Rate Amendment

At 7:08 p.m., Mayor Donahue opened the Public Hearing regarding proposed water rate amendment. No oral or written comments were received. The public hearing was closed.

Hoffman moved, Harrington seconded to approve the first consideration of Ordinance Number 2021-09, An Ordinance amending Chapter 92.02, entitled "Rates for Service," of the Municipal Code of North Liberty by adopting a new Section 92.02 to increase the charges for water used. After discussion, the vote was: ayes – Harrington, Hoffman, Wayson, Pollock; nays – none; absent – Smith. Motion carried.

Physician's Building Rezoning Request

Rusnak presented the rezoning request. Mayor Donahue opened the Public Hearing regarding proposed rezoning at 7:13 p.m. No oral or written comments were received. The public hearing was closed.

Hoffman moved, Harrington seconded to approve the first consideration of Ordinance Number 2021-10, An Ordinance amending Chapter 167 of the North Liberty Code of Ordinances by amending the use regulations on property located on the west side of south Kansas Avenue approximately .23 miles north of west Forevergreen Road located in North Liberty, Iowa to those set forth in the Municipal Code for the O/RP Office and Research Park District. The vote was: ayes – Harrington, Wayson, Pollock, Hoffman; nays – none; absent – Smith. Motion carried.

Solomon Holdings LLC Rezoning Request

Rusnak presented the rezoning application. Council discussed the application with staff. At 7:25 p.m., Mayor Donahue opened the Public Hearing regarding proposed rezoning. Two emails will be entered into the record. Brandon Pratt offered information on the application. The public hearing was closed.

Pollock moved, Hoffman seconded to approve the first consideration of Ordinance Number 2021-11, An Ordinance amending Chapter 167 of the North Liberty Code of Ordinances by amending the use regulations on property located on the west side of Community Drive approximately 240 feet south of West Penn Street located in North Liberty, Iowa to those set forth in the Municipal Code for the C-2A PAD Highway Commercial District Planned Area Development. After discussion, the vote was: ayes – Pollock, Wayson, Harrington, Hoffman; nays – none; absent – Smith. Motion carried.

Old Business

No old business was presented.

New Business

Councilor Hoffman provided an update on some discussions coming soon for regional betterment.

Adjournment

Mayor Donahue adjourned the meeting at 7:39 p.m.

CITY OF NORTH LIBERTY

By: _____
Terry L. Donahue, Mayor

Attest: _____
Tracey Mulcahey, City Clerk