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If you will need disability-related accommodations in order to participate in this program/event, please contact Kellie Fruehling at 319-356-5041, [kellie-fruehling@iowa-city.org](mailto:kellie-fruehling@iowa-city.org). Early requests are strongly encouraged to allow sufficient time to meet your access needs.

**Iowa City  
City Council - Formal Agenda  
Regular Formal Meeting  
May 16, 2023 - 6:00 PM  
Emma J. Harvat Hall  
410 E. Washington St.**



[www.icgov.org](http://www.icgov.org)

City of Iowa City Land Acknowledgment can be found at:  
[icgov.org/landacknowledgement](http://icgov.org/landacknowledgement)

Meeting Rules can be found at: [icgov.org/meetingrules](http://icgov.org/meetingrules)

You can watch the meeting on cable channel 4 (118.2 QAM) in Iowa City, University Heights and Coralville, or you can watch it online at any of the following websites:

- <https://citychannel4.com/live>
- <https://www.youtube.com/user/citychannel4/live>
- <https://facebook.com/CityofIowaCity>

In order to encourage greater input from the public, the Iowa City Council intends to offer the opportunity to participate in the meeting remotely. However, this meeting is an in-person meeting. In the event of technological problems, the meeting will continue in-person, so those wishing to ensure their ability to participate should attend the meeting in-person.

If you wish instead to participate remotely, you may attempt to do so by joining the meeting via Zoom by going to the link below to visit the Zoom meeting's registration page and submit the required information.

Once the registration is complete, you will receive an email message with a link to join the meeting. If you are asked for a meeting or webinar ID, enter the ID number found in the email.

If you have no computer or smartphone, or a computer without a microphone, you can call in by phone by dialing (312) 626-6799 and entering the meeting ID below when prompted.

Zoom link: [https://us06web.zoom.us/webinar/register/WN\\_cfjv1drbRPOenK\\_F8Fk9Jg](https://us06web.zoom.us/webinar/register/WN_cfjv1drbRPOenK_F8Fk9Jg)  
Meeting ID: 851 6804 3456

If you wish to use presentation materials with your comments, please provide them to the City Clerk at [kellie-fruehling@iowa-city.org](mailto:kellie-fruehling@iowa-city.org) at least 24 hours before the meeting. Your materials will be presented for you.

1. Call to Order
2. Proclamations
  - 2.a [National Gun Violence Awareness Day](#)
  - 2.b [National Public Works Week](#)
3. Consent Calendar - Approval of Council Actions (subject to corrections, as recommended by the City Clerk)
  - 3.a [Work Session Minutes: May 2](#)
  - 3.b [Formal Summary of Minutes: May 2](#)
4. Consent Calendar - Receive and File Minutes
  - 4.a [Ad Hoc Truth & Reconciliation Commission: April 6](#)
  - 4.b [Airport Commission: March 9](#)
  - 4.c [Airport Commission: March 20](#)
  - 4.d [Board of Adjustment: April 12](#)
  - 4.e [Board of Adjustment: April 19](#)
  - 4.f [Board of Appeals: April 3](#)
  - 4.g [Climate Action Commission: April 3](#)
  - 4.h [Community Police Review Board: April 11 \[See Recommendation\]](#)
  - 4.i [Public Art Advisory Committee: April 6](#)
5. Consent Calendar - Permit Motions and Resolution (as recommended by the City Clerk)
  - 5.a Liquor License - New
    1. Class C Retail Alcohol License for Red Bike Iowa City, dba Black Angel, 630 Iowa Ave.
    2. Special Class C Retail Alcohol License for Summer of the Arts, Inc., dba Iowa Arts Festival, 9 N. Clinton St.
    3. Special Class C Retail Alcohol License for Summer of the Arts, Inc., dba Iowa City Jazz Festival, 9 S. Clinton St.
    4. Special Class C Retail Alcohol License for Coffee Emporium LLC, dba Coffee Emporium, 301 E. Market St.
    5. Outdoor Service Area for Coffee Emporium LLC, dba Coffee Emporium, 301 E. Market St.
  - 5.b Liquor License - Renewal
    1. Class B Retail Alcohol License for Omega Puff LLC, dba The Konnexion, 106 S. Linn St.

2. Special Class C Retail Alcohol License for Alternative Sport Enterprises LLC, dba Hatchet Jack's, 101 Highway 1 W.
3. Class B Retail Alcohol License for New Pioneer's Cooperative Society, dba New Pioneer Food Co-op, 22 S. Van Buren St.
4. Class C Retail Alcohol License for Hy-Vee, Inc., dba Hy-Vee Market Cafe, 1125 N. Dodge St.
5. Outdoor Service Area for Hy-Vee, Inc., dba Hy-Vee Market Cafe, 1125 N. Dodge St.
6. Class C Retail Alcohol License for Christian Retirement Services, Inc., dba Oaknoll Retirement Residence, 735 George St.
7. Class E Retail Alcohol License for Southside Spirits LLC, dba Southside Liquor & Tobacco, 1921 Keokuk St.

6. Consent Calendar - Resolutions and Motions

6.a April 2023 Disbursements

Motion to approve disbursements in the amount of \$10,766,101.05 for the period of April 1 through April 30, 2023, as recommended by the Finance Director subject to audit. Disbursements are published and permanently retained in the City Clerk's office in accordance with State Code.

6.b [2023 Paying Agent Agreement](#)

Resolution appointing U.S. Bank Trust Company, National Association of St. Paul, Minnesota, to serve as Paying Agent, Bond Registrar, and Transfer Agent, approving the Paying Agent and Bond Registrar and Transfer Agent Agreement and authorizing the execution of the Agreement.

Comment: This resolution provides final authorization for US Bank of St Paul, Minnesota to act as paying agent for the City of Iowa City in regard to the issuance of \$9,105,000 General Obligation Bonds, series 2023.

6.c [2023 Bond Authorization Resolution](#)

Resolution Authorizing and Providing for the Issuance of \$9,105,000 General Obligation Bonds, Series 2023, and Levying a Tax to Pay Said Bonds; Approval of the Tax Exemption Certificate and Continuing Disclosure Certificate.

Comment: This resolution approves the tax exemption certificate, the continuing disclosure certificate and authorizes the issuance of the 2023 General Obligation Bonds. The resolution also amends the tax levy requirements needed for the repayment of the bonds.

6.d [Arts Fest/Jazz Fest-alcohol agreement](#)

Resolution approving an agreement with Summer of the Arts, Inc. to allow the sale, consumption, and possession of beer and wine on City streets during Arts Fest and Jazz Fest.

Comment: The City Code allows private entities to sell and their customers to consume and possess alcohol on public right-of-way under limited circumstances. Summer of the Arts, Inc. would like to be able to sell beer and wine in a demarcated area on N. Clinton Street during Arts Fest and Jazz Fest. The agreement is the same as the 2022 agreement.

6.e [FY24 Transit Service Agreement with University Heights](#)

Resolution authorizing the Mayor to sign and the City Clerk to attest the FY24 Agreement between the City of Iowa City and the City of University Heights for the provision of transit service within the corporate limits of University Heights.

Comment: This resolution approves the FY24 agreement for Iowa City Transit to provide transit service within the corporate limits of University Heights. The level of transit service provided will remain the same as in FY23. The proposed FY24 contracted amount of \$45,366 is a 5.7% increase from FY23 based on the National Consumer Price Index. University Heights approved this agreement at their May 9th, 2023 City Council meeting.

6.f [Procurement - Motor Grader](#)

Resolution authorizing the procurement of one (1) new motor grader.

Comment: This Resolution will approve the procurement of one (1) John Deere 627G Motor Grader for Streets Operations. Sourcewell cooperative contract 032119-JDC will be utilized for this procurement. Total purchase price is \$363,860.00 which exceeds the \$150,000.00 spending authority of the City Manager, and so requires Council approval.

6.g [Hickory Hill Park Shelter and Restrooms](#)

Resolution awarding contract and authorizing the Mayor to sign and the City Clerk to attest a contract for construction of the Hickory Hill Park Shelter and Restrooms Project.

Comment: Bids for this project were received on Tuesday, May 9, 2023 and the following bids were received:

Rogers Construction	Iowa City, IA	\$ 424,697.00
All American Concrete	West Liberty, IA	\$ 469,437.90
McComas-Lacina Construction	Iowa City, IA	\$ 484,380.33
Engineer's Estimate		\$ 442,000.00

Public Works and Engineering recommend awarding the project to Rogers Construction of Iowa City, Iowa. Funding is available in the Hickory Hill Park account #R4365.

6.h [Landfill Cell FY23 Construction](#)

Resolution authorizing the Mayor to sign Change Order 2 to the Contract between Delong Construction, Inc. of Washington, Iowa and the City of Iowa City for extra work on the Landfill Cell FY23 Construction Project.

Comment: Circumstances encountered during the construction of the Landfill Cell FY23 Construction Project necessitated additional work beyond the original scope of the project. The extra work includes additional bulk earthwork determined by the preconstruction survey, which was to be conducted in accordance with the approved project manual. As a result of the actual quantities, staff has negotiated

Change Order 2, which modifies the project scope, timeline and budget necessitating City Council approval in accordance with the Purchasing Policy. The total cost of the extra work is \$205,250 and will be funded by the Future Landfill Cell Project, Account #L3338.

6.i **Environmental Education Center Fees**

Resolution adopting the fees for the rental of the Environmental Education Center at the East Side Recycling Center.

Comment: This resolution will adopt the rental fees for the Environmental Education Center at the East Side Recycle Center. The current fees were established in 2018.

7. **Consent Calendar - Setting Public Hearings**

7.a **2021 Building Code Update**

Motion to set a public hearing for June 6, 2023 on an ordinance to amend Title 17 of the Iowa City Code for the adoption of the 2021 Edition of the International Building Code (IBC), the International Residential Code (IRC), and local amendments.

Comment: State law requires a public hearing on the adoption of a model code. Staff is recommending adoption of the 2021 Edition of International Building Code (IBC) and International Residential Code (IRC) along with local amendments. A copy of the ordinance and the IBC and IRC are on file in the City Clerk's office.

7.b **2021 Fire Code Update**

Motion to set a public hearing for June 6, 2023 on an ordinance amending Title 7, Fire Prevention and Protection, by adopting the 2021 Edition of the International Fire Code.

Comment: State law requires a public hearing on the adoption of a model code. Staff is recommending adoption of the 2021 Edition of the International Fire Code (IFC) along with local amendments. A copy of the ordinance and the IFC are on file in the City Clerk's office.

7.c **Asphalt Resurfacing 2023**

Resolution setting a public hearing on June 6, 2023 on project manual and estimate of cost for the construction of the Asphalt Resurfacing 2023 Project, directing City Clerk to publish notice of said hearing, and directing the City Engineer to place said project manual on file for public inspection.

Comment: This project includes asphalt overlay on Court Street and Gilbert Street, as well as chip seal on Taft Avenue. The estimated construction cost is \$600,000 available in the Annual Pavement Rehabilitation - Account #S3824.

7.d **CDBG ADA Curb Ramp 2023**

Resolution setting a public hearing on June 6, 2023 on project manual and estimate of cost for the construction of the CDBG ADA Curb Ramp 2023 Project, directing City Clerk to publish notice of said hearing, and directing the City Engineer to place said project manual on file for public inspection.

Comment: This project generally includes removal and replacement of ADA curb ramps and sidewalks. The estimated cost for this project is \$155,000 and will be funded through Account #S3822 Curb Ramp - ADA Fund.

8. Consent Calendar - Correspondence

- 8.a [Establishment of "No Parking 2 AM to 6 AM" and "Tow Away Zone" prohibition on the 300 block of East Washington Street and the 10 block of South Linn Street](#)
- 8.b [Establishment of a parking prohibition around the Jensen Street cul-de-sac](#)

**End of Consent Calendar**

9. Community Comment [items not on the agenda (until 7 PM)]

*Individuals will be provided 3 minutes to speak. The Community Comment period will end at 7:00 p.m. unless an extension is needed to meet a minimum 30 minutes of total time allocated for the Community Comment period.*

*The Mayor reserves the right to reduce the 3 minute period based on the number of individuals desiring to speak. Additional comments can be sent to the City Council via [council@iowa-city.org](mailto:council@iowa-city.org) or through the City Clerk's Office.*

10. Planning & Zoning Matters

10.a [Rezoning - 2640 N. Scott Blvd.](#)

Ordinance rezoning approximately 10.26 acres from Low Density Multi-Family Residential with a Planned Development Overlay (OPD/RM-12) to OPD/RM-12 for the purpose of amending the approved Planned Development Overlay Plan and Sensitive Areas Development Plan (REZ23-0003). (Second Consideration)

Comment: On April 5, 2023 the Planning and Zoning Commission recommended approval of REZ23-0003 by a vote of 6-0 (Elliott recused). Approval will amend the approved Planned Development Overlay and Sensitive Areas Development Plan to allow for the development of a 16 bedroom multi-family building intended for assisted senior living. Staff is requesting expedited action.

10.b [Rezoning - JJR Davis Second Addition and JJR Davis Fourth Addition Subdivisions located between Mormon Trek Blvd. and Dane Rd. SE](#)

Ordinance rezoning approximately 13.00 acres of property located within the JJR Davis Second Addition and JJR Davis Fourth Addition Subdivisions and between Mormon Trek Blvd. and Dane Rd. SE from Commercial Office Zone (CO-1) to Intensive Commercial Zone (CI-1) (REZ23-0002). (Pass & Adopt)

Comment: On March 1st, 2023 the Planning and Zoning Commission recommended approval of REZ23-0002 by a vote of 6-0 (Signs absent), subject to a condition regarding the dedication of Dane Road adjacent to Outlot A, JJR Davis, 2nd Addition. Subsequent to that recommendation, it was determined said right-of-way had been dedicated in fee simple to the City pursuant to said final plat and thus the condition no longer necessary. Approval will result in the rezoning of approximately 13 acres from Commercial Office to Intensive Commercial to allow for more land use opportunities.



## 11. Regular Formal Agenda

### 11.a [Transit Funding Application](#)

Resolution authorizing the filing of an application with the Iowa Department of Transportation for FY2024 State Transit Assistance and Federal Transit Administration funding.

Comment: The Metropolitan Planning Organization of Johnson County will be filing a consolidated transit funding application on behalf of Iowa City Transit with the Iowa Department of Transportation. This is an annual process that Iowa City undertakes, outlining state and federal funds requested for operating and capital expenses and ensures projects become eligible for potential use of federal funds. In accordance with statutory requirements, a public hearing will be held at the May 16th, 2023 City Council meeting.

1. Public Hearing
2. Consider a Resolution

### 11.b [Utility Rate Public Hearing](#)

Ordinance Amending Title 3, Entitled "City Finances, Taxation And Fees," Chapter 4, Entitled "Schedule Of Fees, Rates, Charges, Bonds, Fines, And Penalties" of the City Code to increase or change charges and fees. (Pass and Adopt)

Comment: Title 3, Chapter 4 amendments include a 4% increase in water users charges, a 2% increase in wastewater user charges, an increase of residential solid waste collection fees for curbside solid waste disposal by \$1.00 per dwelling unit per month, an increase of additional refuse carts over 1, per month by \$1.00 each, and an increase in residential solid waste collection fees for curbside recycling fees by \$1.00 per dwelling unit per month, an increase of \$7.50 for the first bulky item and \$4.00 for each additional bulky item per pickup, an increase in the minimum tipping fee charged at the landfill for Iowa City residents by \$7.00 per visit and for non-Iowa City residents by \$7.50 per visit, an increase in stormwater user charges by \$.50 per equivalent residential unit per month, an increase in the monthly parking permit fee by \$5.00 per month, the annual advance monthly parking permit by \$57.00 per year and the annual moped/scooter/motorcycle permit by \$5.00 per year in fiscal year 2024.

### 11.c [Solid Waste Services Fees](#)

Resolution adopting the fees for solid waste services for items left on the public right of way and rescinding Resolution No. 10-138.

Comment: This resolution will increase fees for the 24 hour tag procedure from \$70.50 to \$76.50. The current fees were established in 2010.

## 12. Announcement of Vacancies - New

### 12.a [Announcement of Vacancies - New](#)

Ad Hoc Truth and Reconciliation Commission - Two vacancies to fill unexpired terms, upon appointment - December 31, 2024. (Kevo Rivera and Mohamed Traore resigned). Correspondence included in Council Packet. Traore resigned during item 9.c of the May 2, 2023 City Council meeting.

Human Rights Commission - One vacancy to fill an unexpired term, upon appointment - December 31, 2025. (Badri Kuku resigned) Correspondence included in Council Packet.

### 13. Announcement of Vacancies - Previous

#### 13.a Announcement of Vacancies - Previous

Airport Commission - One vacancy to fill a four-year term, July 1, 2023 - June 30, 2027. (Term expires for Scott Clair)

Community Police Review Board - One vacancy to fill a four-year term, July 1, 2023 - June 30, 2027. (Term expires for Jerry MacConnell)

Historic Preservation Commission (At-Large) - Two vacancies to fill three- year terms, July 1, 2023 - June 30, 2026. (Terms expire for Frank Wagner and Kevin Boyd)

Historic Preservation Commission (Longfellow) - One vacancy to fill a three-year term, July 1, 2023 - June 30, 2026. (Term expires for Carl Brown)

Historic Preservation Commission (Northside) - One vacancy to fill a three-year term, July 1, 2023 - June 30, 2026. (Term expires for Deanna Thomann)

Housing and Community Development Commission - Three vacancies to fill three-year terms, July 1, 2023 - June 30, 2026. (Terms expire for Nasr Mohammed, Kiran Patel, & Kyle Vogel)

Library, Board of Trustees - Two vacancies to fill six-year terms, July 1, 2023 - June 30, 2029. (Terms expire for Claire Matthews & Carol Kirsch)

Planning and Zoning Commission - Two vacancies to fill five-year terms, July 1, 2023 - June 30 2028. (Terms expire for Chad Wade & Billie Townsend)

Planning and Zoning Commission - One vacancy to fill an unexpired term, upon appointment - June 30, 2026. (Mark signs resigned)

Public Art Advisory Committee - Two vacancies, (1) at large and (1) art or design professional, to fill three-year terms, July 1, 2023 - June 30, 2026. (Terms expire for Dominic Dongilli & Anita Jung)

**Applications must be received by 5:00 p.m., Tuesday, May 30, 2023.**

Historic Preservation Commission (E. College St.) - One vacancy to fill an unexpired term, upon appointment - June 30, 2024. (Cole Eckhardt Resigned)

Historic Preservation Commission (Jefferson St.) - One vacancy to fill a three-year term, July 1, 2022 - June 30, 2025 (formerly advertised as unexpired term -- Lyndi Kiple resigned).



Historic Preservation Commission (Woodlawn Ave.) - One vacancy to fill an unexpired term, upon appointment - June 30, 2024. (Kevin Larson resigned)

**Vacancies will remain open until filled.**

14. City Council Information

15. Report on Items from City Staff

- City Manager's Office
- City Attorney
- City Clerk

16. Adjourn