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**Summary of Minutes
September 15, 2020 - 7:00 PM**

Electronic Meeting (Pursuant to Iowa Code section 21.8) An electronic meeting was held because a meeting in person was impossible or impractical due to concerns for the health and safety of council members, staff and the public presented by COVID-19.

Iowa City City Council electronic regular meeting, held via Zoom Meeting Platform. Mayor Teague presiding. Council members present: Bergus, Mims, Salih, Taylor, Teague, Thomas, Weiner. Staff members present: Fruin, Monroe, Kilburg, Dilkes, Fruehling, Greer, Hightshoe, Sitzman, Bockenstedt, Knoche. UISG: Longnecker, Van Heukelom.

1. **Call to Order**
Mayor Teague's comments regarding the passing of Carolyn Dyer, former P&Z Commissioner and the passing of Johnson County Supervisor Lisa Green Douglass's husband Tom.
 2. **Proclamations**
 - 2.a. **Constitution Week**
 - 2.b. **Fire Prevention Week** - Fire Marshal, Brian Greer accepting.
 - 2.c. **International Day of Peace** - Jim Olsen, Johnson County United Nations Assoc, accepting.
 - 2.d. **Midwifery Week** - Amber Goodrich, President of the Iowa Affiliate of American College of Nurse Midwives (ACNM), accepting.
 - 2.e. **National Hispanic Heritage Month** - Jason Glass, Human Rights Commissioner, accepting.
- Beginning of Consent Calendar (Items 3 – 7)**
Consider adoption of the Consent Calendar as presented or amended
3. **Approval of Council Actions (subject to corrections, as recommended by the City Clerk)**
 - 3.a. **Regular Work Session Minutes: September 1**
 - 3.b. **Regular Formal Summary of Minutes: September 1**
 4. **Receive and File Minutes of Boards and Commissions**
 - 4.a. **Board of Appeals: July 1, 2019**
 - 4.b. **Community Police Review Board: August 19**
 - 4.c. **Library Board of Trustees: July 9**
 - 4.d. **Library Board of Trustees: July 23**
 5. **Permit Motions and Resolutions (as recommended by the City Clerk)**
 - 5.a. **Liquor License - Renewals**
 1. **Class C Beer Permit for Casey's Marketing Company, dba Casey's General Store #2761, 204 N. Dubuque St.**
 2. **Class C Liquor License for Bread Garden of Iowa City, L.C., dba Bread Garden Market and Bakery, 225 S. Linn St.**
 3. **Outdoor Service are for Bread Garden of Iowa City, Inc., dba Bread garden Market and Bakery, 225 S. Linn St.**
 4. **Class C Liquor License for Mondo's of Iowa City, Inc., dba Joseph's Steakhouse, 212 S. Clinton St.**
 5. **Class C Liquor License for FilmScene, dba FilmScene, 404 E. College St., Suite 100**
 - 5.b. **Liquor License - New**
 1. **Class B Beer Permit for Mondo's New Union Brewery, dba Reunion Brewery, 2319 Heinz Rd.**
 2. **Temporary Outdoor Service Area for Suzster, Inc., dba The Club Car, 122 Wright St. (Contingent on Governor Reynolds reopening bars in Johnson County on September 21, 2020, per her August 27, 2020 proclamation)**
 3. **Temporary Outdoor Service Area for Quzer, Inc., dba Shakespeare's, 819 S. 1st. Ave. (Proposed backup location for The Club Car which is contingent on Governor Reynolds reopening bars in Johnson County on September 21, 2020, per her August 27, 2020 proclamation)**
 - 5.c. **Cigarette Permit**
 1. **Resolution to issue a Cigarette Permit for Al-Salam International Foods, dba Al-Salam International Foods, 787 Mormon Trek Blvd. (Resolution 20-216)**
 6. **Resolutions and Motions**
 - 6.a. **Resolution approving the City Street Finance Report for the fiscal year ending June 30, 2020. (Resolution 20-217)**
 - 6.b. **Resolution accepting payment of \$300.00 civil penalty and waiver of right to hearing from Almost Paradise. (Resolution 20-218)**
 - 6.c. **Resolution authorizing the procurement of sand, asphalt and rock materials under the Sand, Asphalt and Rock Materials Contract. (Resolution 20-219)**
 - 6.d. **Resolution authorizing the rental of eight (8) wheel loaders for snow removal operations. (Resolution 20-220)**
 - 6.e. **Resolution authorizing the procurement of Removal and Disposal of Lime Residual Material. (Resolution 20-221)**
 - 6.f. **Resolution authorizing the execution of a Chapter 28E Agreement between the City of Iowa City, Iowa and the City of Coralville, Iowa regarding certain road maintenance purposes. (Resolution 20-222)**
 - 6.g. **Resolution accepting the work for the Underground Duct and Fiber Installation to JECC Communications Facility on Compass Drive Project. (Resolution 20-223)**
 - 6.h. **Resolution accepting the work for the Iowa Avenue Bridge Repair Project. (Resolution 20-224)**
 - 6.i. **Resolution awarding contract and authorizing the Mayor to sign and the City Clerk to attest a contract for construction of the Wetherby Park CDBG Trail Improvements Project. (Resolution 20-225)**
 - 6.j. **Resolution approving, authorizing and directing the Mayor to execute and the City Clerk to attest an Agreement by and between the City of Iowa City and Shive-Hattery, Inc. to provide engineering consultant services for the Orchard Street Reconstruction Project. (Resolution 20-226)**
 - 6.k. **Sanitary Sewer Easement Agreement (Resolution 20-227)**
 7. **Correspondence**
 - 7.a. **James Alan McPherson: Rachel Vanderwerff, Mal Hellman, Jennifer Baum**
 - 7.b. **Police Chief Recommendations: David Etre, Adina Levitt, Maite Vazquez, Carol deProse, James Pierce**

- 7.c. Lisa Green-Douglass: CIT
- 7.d. Rick Dobyns: UI Faculty Senate request for increasing ice-free sidewalks
- 7.e. Amanda Mosley: Free Public Wi-fi
- 7.f. Lori Kendrick: September 1, 2020 Council Meeting
- 7.g. Jerry Bokassa: Issues
- 7.h. Community Transportation Committee: Please Expand Affordable Transit
- 7.i. COVID-19/Mask Mandate: Wyatt Ehr, Catherine Schiele (x2)
- 7.j. Black Lives Matter Movement/Systemic Racism/Police Policies: Alice Meng, Maggie Huang, Nhelia Alemo, Miranda Ryfe, Caitlin Lenz, Tommy Stevens, Ella Rosenthal, Tim Kieffer, Thomas Bogs, Cheryl Williams, Lou Sky, Rod Kuenster, Jesse Singerman (x2), Patti Droessler, Henry "Nic" Arp, Carol deProsse (x5), Ellie M., Lilly Woodard, Tristan L., Max Moran, Leah Smith, Emily, Woodard, Bailey Epps, Anna B., Mari Wharft, Zanne Novick, Sam Wiley, Madeline Sics, Brooke Tarvin

End of Consent Calendar

Councilor Mims asked City Manager Fruin to respond to the questions received on the form letters for item 7.j. City Manager Fruin provided additional information.

Motion to approve as amended. Moved by J. Thomas, seconded by P. Taylor. **Motion Passed. (7 Ayes)**

8. Community Comment (items not on the agenda) [UNTIL 8 PM]

The following individuals appeared: V. Fixmer-Oraiz presented a power point regarding the Johnson County Poor Farm, Nicholas Theisen regarding affordable housing, David Drustrup regarding the request for a Truth & Reconciliation Commission by the Iowa Freedom Riders and the form letters for item 7.j.

9. Planning and Zoning Matters

9.a. Letter to the Johnson County Board of Adjustment recommending denial of a conditional use permit for a kennel and daycare facility in the County Residential (R) zone at Lot 2 and Outlot A of Lovik First Subdivision within Fringe Area B - Inside the City's Growth Boundary of the City/County Fringe Area. (CREZ20-0002)

Development Services Coordinator Sitzman presented a power point. Dave Jensen, applicant, presented a power point. Scott Ritter, Hart Frederick, appeared regarding additional buffering around the outdoor play area. Individual Council members expressed their views.

Motion to approve denial. Moved by J. Weiner, seconded by M. Salih. **Motion Withdrawn. (0 Ayes)**

Motion to approve with staff conditions and additional conditions of acoustic deadening around the outdoor play area.

Moved by S. Mims, seconded by M. Salih. **Motion Passed. (6 Ayes) Nays: Thomas.**

Regular Formal Agenda

10. Ordinance amending Title 3, "City Finances, Taxation and Fees", Chapter 4, "Schedule of Fees, Rates, Charges, Bonds, Fines and Penalties", Section 3, entitled "Potable Water Use and Service," of the City Code, to increase or change water service charges and fees in Iowa city, Iowa and amending Title 16, entitled "Public Works", Chapter 3A, entitled "General Provisions", Sections 5, 6 and 7, entitled "Establishing City Utility Accounts; Deposits Required", "Billing and Collection Procedures; Delinquent Accounts" and "Discontinuation and Restoration of Service" to make delinquent account collection fees and procedures more equitable and just.

A public hearing was held. Finance Director Bockenstedt presented a power point. The following individuals appeared: Hatim Salih, Raneem Hamad, Mayra Hernandez Garcia, David Drustrup. City Manager Fruin provided information.

Motion to give first consideration. Moved by S. Mims, seconded by P. Taylor. **Motion Passed. (6 Ayes) Nays: Salih.**

Individual Council members expressed their views. Finance Director Bockenstedt and City Manager Fruin provided additional information.

Motion to keep late fee at 5% and remove the \$45 reconnect fee. Moved by M. Salih. **Motion Died for lack of Second. (0 Ayes)**

Motion to maintain the 5% late fee. Moved by J. Weiner, seconded by M. Salih. **Motion Failed. (3 Ayes) Nays: Bergus, Mims, Taylor, Thomas.**

11. Ordinance amending Title 8, entitled "Police Regulations," Chapter 4, entitled "Animal Services," to prohibit feeding of deer. (Pass & Adopt)

Motion to pass and adopt Ordinance 20-4829. Moved by S. Mims, seconded by J. Thomas. **Motion Passed. (7 Ayes)**

12. Resolution establishing Ad Hoc Truth and Reconciliation Commission.

Councilors Weiner and Bergus discussed the intention of framework for the resolution. The following individual appeared: Raneem Hamad. Individual Council members expressed their views.

Motion to approve Resolution 20-228. Moved by J. Thomas, seconded by M. Salih. **Motion Passed. (6 Ayes) Nays: Salih.**

13. Resolution approving an application to the Iowa Economic Development Authority for State CDBG-CV funds.

Neighborhood & Development Services Director Hightshoe presented information. The following individual appeared: Cady Gerlach, Shelter House.

Motion to approve Resolution 20-229. Moved by S. Mims, seconded by P. Taylor. **Motion Passed. (7 Ayes)**

14. Resolution establishing the fee an owner may opt to pay in lieu of providing affordable housing in the Riverfront Crossings District and rescinding Resolution No. 18-213.

Neighborhood & Development Services Director Hightshoe presented information. The following individual appeared: Nicholas Theisen. Individual Council members expressed their views.

Motion to approve Resolution 20-230. Moved by M. Salih, seconded by J. Thomas. **Motion Passed. (7 Ayes)**

15. Council Appointments

15.a. Climate Action Commission - One vacancy to fill an unexpired term plus a three-year term. Upon appointment - December 31, 2023. (Katie Sarsfield resigned)

Individual Council members expressed their views.

Motion to appoint Benjamin Grimm. Moved by S. Mims, seconded by J. Thomas. **Motion Passed. (7 Ayes)**

16. Announcement of Vacancies - New

Applicants MUST reside in Iowa City and be 18 years of age unless specific qualifications are stated. [Staff will not publish additional notices after the initial announcement; but will continue to advertise vacancies on the City website and Council agenda. More information may be found on the City website or in the City Clerk's office.

Public Art Advisory Committee (At-Large) - One vacancy to fill an unexpired term. Upon appointment - June 30, 2023. (Tonya Kehoe resigned) Correspondence included in Council packet.

Applications must be received by 5:00 P.M., October 27, 2020.

Motion to accept correspondence. Moved by J. Weiner, seconded by P. Taylor. **Motion Passed. (7 Ayes)**

17. Announcement of Vacancies - Previous

Applicants MUST reside in Iowa City and be 18 years of age unless specific qualifications are stated. [Staff will not publish additional notices after the initial announcement; but will continue to advertise vacancies on the City website and Council agenda. More information may be found on the City website or in the City Clerk's office.

Planning and Zoning Commission - One vacancy to fill an unexpired term. Upon appointment - June 30, 2021. (Carolyn Dyer resigned)

Applications must be received by 5:00 P.M., October 13, 2020.

Human Rights Commission - One vacancy to fill an unexpired term plus a three-year term. Upon appointment - December 31, 2023. (Zachary Rochester resigned)

Applications must be received by 5:00 P.M., September 29, 2020.

Airport Zoning Board of Adjustment - One vacancy to fill a five-year term, January 1, 2016 - December 31, 2020. (Formerly advertised)

Historic Preservation Commission (E. College St) - One vacancy to fill a three-year term, July 1, 2018 - June 30, 2021. (Term expired for Esther Baker)

Historic Preservation Commission (Northside) - One vacancy to fill a three-year term, July 1, 2020 - June 30, 2023. (Term expired for Thomas Agran)

Historic Preservation Commission (Woodlawn) - One vacancy to fill an unexpired term. Effective upon appointment - June 30, 2021. (Lee Shope resigned)

Telecommunications Commission - One vacancy to fill a three-year term, July 1, 2020 - June 30, 2023. (Term expired for Kyla Paterson)

Vacancies will remain open until filled.

18. Community Comment [IF NECESSARY] (ITEMS NOT ON THE AGENDA)

The following individuals appeared: Ryan Longenecker, UISG Liaison, presented UISG updates.

19. City Council Information

Council members reported on various meetings attended, upcoming meetings, community events, and items of interest.

20. Report on Items from City Staff

a. **City Manager**

b. **Assistant City Manager** - Assistant City Manager Monroe encouraged all residents to complete the 2020 Census.

c. **City Attorney**

d. **City Clerk**

21. Adjourn

Motion to adjourn formal meeting and return to the work session at 11:03 PM. Moved by P. Taylor, seconded by J.

Thomas. **Motion Passed. (7 Ayes)**

s/Bruce Teague, Mayor

Attests:/Kellie K. Fruehling, City Clerk

Submitted for publication on 09/29/2020