

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

The Dubuque City Council met in regular session at 6:30 p.m. on June 16, 2025, in the second-floor Council Chambers of the Historic Federal Building, 350 W. 6th Street.

Present: Mayor Cavanagh; Council Members Farber (participated virtually), Resnick, Roussell, Sprank, Wethal; City Manager Van Milligen (participated virtually), City Attorney Brumwell.

Absent: Council Member Jones.

Mayor Cavanagh 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

PROCLAMATIONS

1. Stonehill Communities Longest Day (June 20, 2025) was accepted by Halle Nichols on behalf of Stonehill Communities.

CONSENT ITEMS

Motion by Resnick to receive and file the documents, adopt the resolutions, and dispose of as indicated. Seconded by Wethal. Motion carried 6-0.

1. Minutes and Reports Submitted: City Council Proceedings of June 2, 2025; Arts and Cultural Affairs Advisory Commission of April 22, 2025; Arts and Cultural Affairs Advisory Commission – Art on the River Committee of May 15 and June 12, 2025; Community Development Advisory Commission of April 16, 2025; Zoning Advisory Commission of May 7, 2025; Proof of Publication for City Council Proceedings of May 19, 2025. Upon motion the documents were received and filed.

2. Notice of Claims and Suits: Theresa White for vehicle damage. 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: Brandon and Jessica Rethwisch for property damage; Theresa White for vehicle damage. Upon motion the documents were received, filed, and concurred.

4. Approval of City Expenditures: Upon motion the documents were received and filed, and Resolution No. 204-25 Authorizing the Chief Financial Officer/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 Approving Fund Transfers for Capital Projects and Other Expense Reimbursements in Fiscal Year 2025 – Period 12: Upon motion the documents were received and filed, and Resolution No. 205-25 Authorizing The Chief Financial Officer To Make The Appropriate Interfund Transfers Of Sums And Record The Same In The Appropriate Manner For The FY 2025 For The City Of Dubuque, Iowa was adopted.

6. Dubuque Golf & Country Club July 4th Fireworks Permit: City Manager recommended City Council approval to issue a Fireworks Permit to Lance Marting with the Dubuque Golf & Country Club for a fireworks display at 1800 Randall Place on July 4, 2025, at approximately 9:30 p.m. with a rain date of July 5, 2025, same time. Correspondence was enclosed from Lance Marting, General Manager/CEO of Dubuque Golf and Country Club, requesting approval for the country club to conduct the fireworks display. Upon motion the documents were received, filed, and approved.

7. Final Plat of Summers Place: Upon motion the documents were received and filed, and Resolution No. 206-25 Approving The Final Plat Of 65 Meadow Lane Summers Place, In The City Of Dubuque, Iowa was adopted.

8. Locust Street Ramp Repairs Project - Acceptance of Public Improvement Construction Contract: Upon motion the documents were received and filed, and Resolution No. 207-25 Accepting The Locust Street Ramp Repairs Project And Authorizing The Payment To The Contractor was adopted.

9. Fire Station 6 Roof Replacement Project - Award Recording Memo: Upon motion the documents were received and filed, and Resolution No. 208-25 Awarding Public Improvement Contract For The Fire Station 6 Roof Replacement Project was adopted.

10. E 24th Street Site Contaminated Soil Removal Project (Comiskey Park Property) - USEPA Brownfields Multipurpose Grant: Acceptance of Public Improvement Construction Contract: Upon motion the documents were received and filed, and Resolution No. 209-25 Accepting The East 24th Street Site Contaminated Soil Removal Project And Authorizing Final Payment To The Contractor was adopted.

11. 2025 Pavement Marking Project - Award Public Improvement Contract: Upon motion the documents were received and filed, and Resolution No. 210-25 Awarding Public Improvement Contract For The 2025 Pavement Marking Project was adopted.

12. Resolutions of Support for Iowa State Historic Preservation Tax Credit Part 2B Applications: Upon motion the documents were received and filed, and Resolution No. 211-25 In Support Of Iowa State Historic Preservation Tax Credit Part 2B Application Submitted To The Iowa Economic Development Authority By 799 Main, LLC For A Historic Rehabilitation Project At 799 Main Street; Resolution No. 212-25 In Support Of Iowa State Historic Preservation Tax Credit Part 2B Application Submitted To The Iowa Economic Development Authority By Rider Lacey Block, LLC For A Historic Rehabilitation Project At 1706 Central Avenue; and Resolution No. 213-25 In Support Of Iowa State Historic Preservation Tax Credit Part 2B Application Submitted To The Iowa Economic Development Authority By Henry Stout, LLLP For A Historic Rehabilitation Project At 125 W 9th Street were adopted.

13. 20th Century Neighborhood Intensive Historic and Architectural Surveys for the Deereville and Voelker Highlands Neighborhoods: Historic Preservation Commission provided information on the 20th Century Neighborhood Intensive Historic and Architectural Surveys performed by Heritage Works for the Deereville and Voelker Highlands neighborhoods. Upon motion the documents were received and filed.

14. Tow Contract Award FY2026-FY2028: City Manager recommended City Council approval of the FY 2026-FY2028 City of Dubuque Tow Contract being awarded to Wenzel Towing, 3197 Hughes Ct., Dubuque, Iowa, as recommended by the City of Dubuque Tow Contract Awards Committee. Upon motion the documents were received, filed, and approved.

15. Signed Contract(s): McDermott Excavating for the Creek Crossing Restoration - Radford Road; Westphal & Company, Inc. for the Water Utility SCADA Upgrade Change Order No. 1. Upon motion the documents were received and filed.

16. Temporary Agreement between the City of Dubuque and ITC Midwest, LLC to Operate an Electric Transmission System in the City of Dubuque: Upon motion the documents were received and filed, and Resolution No. 214-25 Approving An Agreement Between The City Of Dubuque And ITC Midwest, LLC To Operate An Electric Transmission System In The City Of Dubuque was adopted.

17. Schmitt Island Management Agreement First Amendment Between the City of Dubuque, Iowa and the Schmitt Island Development Corporation Approval: Upon motion the documents were received and filed, and Resolution No. 216-25 Approving The Schmitt Island Management Agreement First Amendment Between The City Of Dubuque And The Schmitt Island Development Corporation was adopted.

18. Civil Service Certified List - Police Officer: Civil Service Commission submitted the certified list for the position of Police Officer. Upon motion the documents were received, filed, and made a Matter of Record.

19. Retail Alcohol License Refund - Hy-Vee Market Cafe #3: Upon motion the documents were received, filed, and approved.

20. Approval of Retail Alcohol Licenses: Upon motion the documents were received and filed, and Resolution No. 217-25 Approving applications for retail alcohol licenses, 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.

21. Approval of Retail or Device Tobacco, Alternative Nicotine, and Vapor Product Permit Applications: Upon motion the documents were received and filed, and Resolution No. 218-25 Approving Applications for Retail Tobacco, Tobacco Products, Alternative Nicotine Products, Vapor Products, and Device Permits, as Required by Iowa Code 453A.47A and 453E.3 was adopted.

ITEMS SET FOR PUBLIC HEARING

Motion by Wethal to receive and file the documents, adopt the resolutions, and set the public hearings as indicated. Seconded by Sprank. Motion carried 6-0.

1. Setting a Public Hearing - Petition to Vacate Certain Street and Alley Right of Way Easements in Julien Addition, in the City of Dubuque, Iowa For Vacating Petition from Elaine Reiss and Doug Blong: Upon motion the documents were received and filed and Resolution No. 219-25 Resolution Of Intent To Vacate And Dispose Of City Interest In Certain Street And Alley Easements In Julien Addition, City Of Dubuque, Iowa was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on July 7, 2025 in the Historic Federal Building.

2. Rebid 2025 Repair and Maintenance of the Iowa Street Parking Garage - Initiate Public Bidding Process and Setting Date for a Public Hearing: Upon motion the documents were received and filed and Resolution No. 220-25 2025 Repair And Maintenance Of The Iowa Street Parking Garage: 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 7, 2025 in the Historic Federal Building.

3. Water System Improvements 2024 North English Road Water Main Extension project - Initiate Public Bidding and Set the Public Hearing Date: Upon motion the documents were received and filed and Resolution No. 221-25 To provide for a notice of hearing on proposed plans, specifications, form of contract and estimate of cost for the North English Road Water Main Extension Project, and the taking of bids therefor was adopted setting a public hearing for a meeting to commence at 6:30 p.m. on July 21, 2025 in the Historic Federal Building.

BOARDS/COMMISSIONS

Applications were reviewed for the following Commission. Applicants were invited to address the City Council regarding their desire to serve on the following Commission.

1. Historic Preservation Commission: One, 3-Year term through July 1, 2028 (Expiring Jackson Park District term of Esser). Applicant: Janice Esser, 1072 Locust St. - Qualifies for Jackson Park District.

Appointments were made to the following boards/commissions.

1. Arts and Cultural Affairs Advisory Commission: One, 3-Year term through June 30, 2027. (Vacant At-Large - lives or works outside the cultural and entertainment district term of Menchaca). One, 3-Year term through June 30, 2028 (Expiring Business Professional - lives or works in the cultural and entertainment district term of Hefel). Two, 3-Year terms through June 30, 2028 (Expiring Public Member – knowledge and demonstrated interest in the arts terms of Davis-Orwoll and Halder). Applicants: Applicants: Jim Albee, 535 West 5th St. (qualifies for at-large and public member); Shirley Davis-Orwoll, 2635 West 32nd St. (qualifies for at-large and public member) Nick Halder, 876 S. Grandview Ave. (qualifies for at-large, business professional, and public member); Aaron Hefel, 515 1/2 West 8th St. (qualifies for business professional and public member); Bree Hernandez, 1298 Locust St. (qualifies for at-large and public member); Mary Loney-Bichell, 595 West 11th St. (qualifies for at-large and public member); Rodrigo Marin, 2240 Central Ave. (qualifies for at-large and public member); Sarah Ndagire, 1536 Kehl Ct. (qualifies for at-large, business professional, and public member); Jessica Ochoa, 1970 Hale St. (qualifies for at-large and public member). Upon roll call vote, Loney-Bichell was appointed to the At-Large term. Albee received 1 vote (Farber), Davis-Orwoll received 1 vote (Resnick), Ochoa received 1 vote (Cavanagh) and Loney-Bichell received the remaining 3 votes. The vote for the Business Professional term failed 3-3, with Hefel receiving 3 votes (Wethal, Roussell, and Sprank) and Halder receiving the remaining 3 votes. After Brumwell confirmed that the vote failed, Cavanagh stated that the term would be voted on at the next City Council meeting. Upon roll call vote, Davis-Orwoll and Ochoa were appointed to the Public Member terms. Davis Orwoll was unanimously reappointed. Hernandez received 1 vote (Farber), Halder received 2 votes (Wethal and Roussell), and Ochoa received the remaining 3 votes for the other term.

2. Board of Library Trustees: One, 4-Year term through July 1, 2029 (Expiring term of Gorton). Applicants: Tom Brennan, 3275 Cider Rdg.; Jessica Connery, 4612 Camelot Dr.; Nicole O'Brien, 2691 Ravens Oaks Dr. Upon roll call vote, Connery was unanimously appointed to the term.

3. Civic Center Advisory Commission: Three, 3-Year terms through June 29, 2028 (Expiring terms of Blau, Meyers, and Tandy). Applicants: McKenzie Blau, 1548 Pego Ct.; Colleen Myers, 65 North Booth St.; Ashley Regan, 1100 N Booth St.; Sara Tandy, 2307 Martin Dr. Upon roll call vote, Blau, Myers, and Tandy were reappointed to the terms. Blau was unanimously reappointed. For the second term, Regan received 2 votes (Resnick and Sprank) and Myers received the remaining 4 votes. For the third term, Regan received 2 votes (Resnick and Sprank) and Tandy received the remaining 4 votes.

4. Historic Preservation Commission: One, 3-Year term through July 1, 2028 (Expiring West 11th District term of Stuter). Applicant: Charles (Rick) Stuter, 1296 Prairie St. - Qualifies for West 11th District. Motion by Roussell to appoint Stuter to the term. Seconded by Sprank. Motion carried 6-0.

5. Park and Recreation Advisory Commission: Three, 3-Year terms through June 30, 2028 (Expiring terms of Henkel, Jorgenson, and Ollendick). Applicants: Jason Henkel, 1888 Saint Joseph St.; Josh Jorgenson, 3030 Judson Ct.; Lori Ollendick, 1390 Oak Park Pl.; Mya Schaefer, 1720 Plymouth Ct.; Greg Swift, 2150 Fairway Dr. Upon roll call vote, Henkel, Jorgenson, and Ollendick were reappointed to the terms. Ollendick received 1 vote (Roussell) for one of the terms, and Henkel received the remaining 5 votes. Ollendick received 1 vote (Roussell) for the second term, and Jorgenson received the remaining 5 votes. Ollendick was unanimously reappointed to the third term.

6. Resilient Community Advisory Commission: One, 3-Year term through July 1, 2028 (Expiring term of Kohlhaas). Applicant: Jacob Kohlhaas, 1125 Richards Rd. Motion by Sprank to appoint Kohlhaas to the term. Seconded by Wethal. Motion carried 6-0.

7. Transit Advisory Board: One, 3-Year term through July 30, 2027 (Vacant term of Esser). Applicant: Gary Wernimont, 736 University Ave. Motion by Sprank to appoint Wernimont to the term. Seconded by Resnick. Motion failed 3-3 with Cavanagh, Roussell, and Farber voting nay. Cavanagh stated that the term would be voted on at the next City Council meeting.

8. Zoning Advisory Commission: Two, 3-Year terms through July 1, 2028 (Expiring terms of Mulligan and Norton). Applicants: Matthew Mulligan, 1167 Hunters Rdg.; Patrick Norton, 920 Valentine Dr.; Dylan Schwering, 1741 Dexter St.; Casey Stoyke, 3960 Oneida Ave. Upon roll call vote, Mulligan and Norton were unanimously reappointed to the terms.

PUBLIC HEARINGS

1. Request to Rezone 1395 Washington Street: Motion by Roussell 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 Wethal. City Council Members stated that the zoning change would be positive for the property owner and the neighborhood. Motion carried 6-0.

Motion by Roussell for final consideration and passage of Ordinance No. 20-25 Amending Title 16 Of The City Of Dubuque Code Of Ordinances, Unified Development Code, By Reclassifying Hereinafter Described Property Located At 1395 Washington Street (Pin 1024430010) From C-4 Downtown Commercial District To C-1 Neighborhood Commercial District. Seconded by Wethal. Motion carried 6-0.

2. Request to Rezone Property at June Drive: Motion by Roussell 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 Wethal. In response to a question, Associate Planner Shena Moon stated that it's uncommon to see portions of properties re-zoned, but it does occur for various reasons. In this instance, the property owner wants to maintain the other portion of the property as AG Agriculture. Motion carried 6-0.

Motion by Roussell for final consideration and passage of Ordinance No. 21-25 Amending Title 16 Of The City Of Dubuque Code Of Ordinances, Unified Development Code, By Reclassifying Hereinafter Described Property Located At The West Terminus Of June Drive From AG Agriculture District To R-1 Single-Family Residential District. Seconded by Wethal. Motion carried 6-0.

3. Unified Development Code Amendment on Restaurant, Carry-Out: Motion by Roussell 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. Trijuana Robinson, 1486 Central Ave., spoke in support of the amendment, sharing her desire to open a business that serves carryout refreshments. Moon stated that city code does not address delivery as a specific type of use and that deliveries could be a component of a drive-in, carry-out, or sit-down establishment. City Council Members praised the amendment and expressed hope that it would encourage other local businesses on Central Ave. Motion carried 6-0.

Motion by Roussell for final consideration and passage of Ordinance No. 22-25 Amending Title 16 Of The City Of Dubuque Code Of Ordinances, Unified Development Code, By Amending Sections 16-2-3 Definitions, 16-5-10 C-1 Neighborhood Commercial, 16-5-11 C-2 Neighborhood Shopping Center, 16-5-14 C-4 Downtown Commercial, And 16-5-17 Cr Commercial Recreation By Adding The Restaurant, Carryout Definition And Making It A Principal Permitted Use In C- 2, C-4, And CR Districts And A Conditional Use In The C-1 District. Seconded by Sprank. Motion carried 6-0.

4. Grant of Storm Sewer Utility Easement to Switch Development at JFK, LLC: Motion by Wethal to receive and file the documents and adopt Resolution No. 222-25 Disposing Of City Interest By Grant Of Storm Sewer Utility Easement To Switch Development At JFK, LLC Across Part Of The Northwest Arterial Right Of Way Adjacent To Lot 1 Of Switch Development @ JFK No. 4, In The City Of Dubuque, Iowa and Resolution No. 223-25 Granting A Storm Sewer Utility Easement To Switch Development At JFK, LLC Across Part Of The Northwest Arterial Right Of Way Adjacent To Lot 1 Of Switch Development @ JFK No. 4, In The City Of Dubuque, Iowa. Seconded by Resnick. In response to a question, City Engineer Gus Psihoyos stated that the storm sewer will exit Switch Development's property through the NW Arterial to get to the public system. Motion carried 6-0.

5. Approving the Amended and Restated Lease between the City of Dubuque and Viterra USA Grain, LLC: Motion by Sprank to receive and file the documents and adopt Resolution No. 224-25 Approving The Amended And Restated Lease Agreement By And Between The City Of Dubuque And Viterra USA Grain, LLC For Commercial Street Lease. Seconded by Wethal. In response to a question, Psihoyos stated that Viterra USA Grain, LLC's current lease covers 9.2 acres. In 2027, they plan to reduce the leased area by 1.6 acres, which would result in around a \$40,000 reduction in lease payments. Motion carried 6-0.

6. Resolution Approving a Development Agreement with Plastic Center, Inc.: Motion by Roussell to receive and file the documents and adopt Resolution No. 225-25 Approving A Development Agreement By And Between The City Of Dubuque, Iowa And Plastic Center, Inc., Including The Issuance Of Urban Renewal Tax Increment Revenue Obligations. Seconded by Wethal. In response to a question, Economic Development Director Jill Connors stated that the City Council has supported funding for the Downtown Housing Creation Grant for many years. She noted that, due to larger allocations in recent years, the City has been able to support all qualifying projects. The Economic Development Department monitors the fund balance, and the current balance can be confirmed at a later time. Connors explained that the City's Developer Guide promotes the grant, and staff plan to present amended housing incentive options to the City Council in the near future. She clarified that the \$35,000 rehabilitation grant is a one-to-one matching grant. For the \$10,000 per unit incentive for housing creation, there is no matching requirement, but the cost to create a new unit typically exceeds a one-to-one match. Motion carried 6-0.

7. Proceedings for Public Hearing on the Issuance of Not to Exceed \$500,000 Sewer Revenue Capital Loan Notes (Interim Financing) State Revolving Loan Fund Program), Planning and Design Loan, Track Line Sanitary Sewer Reconstruction Project: Motion by Sprank to receive and file the documents and adopt Resolution No. 226-25 Taking additional action with respect to a Sewer Revenue Loan and Disbursement Agreement and authorizing, approving and securing the payment of a

\$500,000 Sewer Revenue Loan and Disbursement Agreement Anticipation Project Note (IFA Interim Loan and Disbursement Agreement). Seconded by Resnick. In response to a question about the types of projects and work planned under this item and the following three agenda items, Van Milligen stated that from 2025 to 2029, the City plans to invest \$131 million in wastewater system improvements and \$80 million in sanitary sewer pipe upgrades. City Council Members acknowledged that replacing and upgrading infrastructure is a responsibility of municipalities. Motion carried 6-0.

8. Proceedings for Public Hearing for the Issuance of Not to Exceed \$15,000,000 Sewer Revenue Capital Loan Notes (State Revolving Loan Fund Program) Old Mill Rd. Lift Station Project – Phase 2: Motion by Sprank to receive and file the documents and adopt Resolution No. 227-25 Taking additional action on proposal to enter into a Sewer Revenue Loan and Disbursement Agreement. Seconded by Wethal. City Council Members commented positively on the low interest rate. Motion carried 6-0.

9. Proceedings for Public Hearing for the Issuance of Not to Exceed \$3,600,000 Sewer Revenue Capital Loan Notes (Interim Financing) State Revolving Loan Fund Program, Planning and Design Loan, Old Mill Phase III Project – Catfish Creek Sanitary Interceptor Sewer System Middle Fork: Motion by Resnick to receive and file the documents and adopt Resolution No. 228-25 Taking additional action with respect to a Sewer Revenue Loan and Disbursement Agreement and authorizing, approving and securing the payment of a \$3,600,000 Sewer Revenue Loan and Disbursement Agreement Anticipation Project Note (IFA Interim Loan and Disbursement Agreement). Seconded by Wethal. Motion carried 6-0.

10. Proceedings for Public Hearing for the Issuance of Not to Exceed \$3,400,000 Sewer Revenue Capital Loan Notes (Interim Financing) State Revolving Loan Fund Program, Planning and Design Loan, Old Mill Phase IV Project – Catfish Creek Sewershed Improvement - South Fork: Motion by Wethal to receive and file the documents and adopt Resolution No. 229-25 Taking additional action with respect to a Sewer Revenue Loan and Disbursement Agreement and authorizing, approving and securing the payment of a \$3,400,000 Sewer Revenue Loan and Disbursement Agreement Anticipation Project Note (IFA Interim Loan and Disbursement Agreement). Seconded by Resnick. Motion carried 6-0.

PUBLIC INPUT

Noah Riley, Owner of The Goose, 920 Main St., summarized that FEH Design, which purchased the adjacent property for renovation, expects his business to cover half of the cost of a fire protection wall required as part of the project. He expressed concern that, despite the project receiving City assistance, there had been no communication or guidance from the City regarding the impact on his business. Riley asked whether the City Council could provide any form of support via financial assistance, mediation, or other resources.

Brooklyn Williams, 250 W. 6th St. Apt. 501, spoke in support of The Goose.

Natalie Heck, 1005 Garfield Ave., Co-Owner of The Goose, stated her desire to see more foot traffic downtown and emphasized the importance of communication.

Breitfelder stated that written input was received by Clark Schloz, 2925 Burlington St., regarding Action Item No. 7.

ACTION ITEMS

1. Proposed Ordinance Change to Title 7 Chapter 5 Article A Section 10 Related to Fireworks: Motion by Roussell 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 Wethal. City Council Members expressed frustration with the state mandate requiring municipalities to allow fireworks during specific timeframes on July 3, July 4, and

December 31, noting they regularly hear from residents who oppose them. Brumwell explained that if the City Council chooses not to amend the local ordinance, the City's current fireworks code would become unenforceable. In that case, enforcement would default to state law, and any citation revenue from fireworks set off outside permitted timeframes would go to the state rather than the City. Police Chief Jeremy Jensen explained that City staff recommended expanding the permitted timeframe for fireworks on July 3 and January 1 to reduce the volume of service calls to the Police Department during periods when commercial fireworks activity is typically high. Jensen clarified that permitting fireworks does not override other applicable laws, such as those related to child endangerment or reckless use. He stated that violations of permitted hours would be enforceable under the City's noise ordinance and that citations would be issued to the individual who ignited the fireworks. Jensen confirmed that the department has a communication plan prepared to inform the public of all changes once adopted by the City Council. Brumwell emphasized that the state is not requiring the City to amend its ordinance but noted that if the ordinance is not updated, it will be unenforceable. Van Milligen added that while the state does not require the City to extend hours beyond those mandated by law, the current recommendation does include additional permitted hours. City Council Members discussed whether adopting the ordinance could imply support for the state law and considered the implications of having an unenforceable local ordinance. Van Milligen outlined three options: not adopt the ordinance, adopt it as proposed, or amend it to align only with the state-mandated hours. Brumwell noted that the proposed ordinance would also limit the use of consumer fireworks to private property, either owned by the user or used with the property owner's permission, whereas the current code only restricts use in public parks. City Council Members expressed support for limiting fireworks to private property and indicated a preference for aligning with the state's permitted timeframes. When asked how to amend the motion to align with the state's permitted fireworks timeframes, Brumwell advised making a motion to amend the ordinance under consideration. Once amended, a motion could then be made to waive the three readings of the ordinance as amended. Motion by Roussell to amend the ordinance to allow consumer fireworks during the following dates and times: July 3 from 9 a.m. to 10 p.m., July 4 from 9 a.m. to 11 p.m., and December 31 from 9 a.m. through 11:59 p.m. Seconded by Wethal. Jensen clarified that the ordinance applies only to consumer fireworks, while professional displays, such as those conducted by the Dubuque Jaycees and the Dubuque Country Club, are permitted through a separate process. Motion carried 6-0.

City Council then proceeded with the motion to waive the three readings of the ordinance, as amended. Motion carried 6-0.

Motion by Roussell for final consideration and passage of Ordinance No. 23-25 Amending City Of Dubuque Code Of Ordinances Title 7 Police, Fire, And Public Safety, Chapter 5 Offenses, Article A Section 10 Projectiles, Slingshots, Knuckles Of Metal Or Other Material, Other Weapons, And Fireworks. Seconded by Wethal. Motion carried 6-0.

2. Fire Headquarters HVAC Replacement Project - Award Public Improvement Project: Motion by Sprank to receive and file the documents and adopt Resolution No. 230-25 Awarding Public Improvement Contract For The Fire Headquarters HVAC Replacement Project. Seconded by Roussell. Motion carried 6-0.

3. South Pointe Subdivision Park Plan for Approval: Motion by Roussell to receive and file the documents and approve the South Pointe subdivision park plan provided by Dubuque South Pointe, L.L.C. Seconded by Wethal. Motion carried 6-0.

4. Five Flags Civic Center Management Agreement Between the City of Dubuque and Global Spectrum, L.P. d/b/a OVG Approval: Motion by Resnick to receive and file the documents and approve the Five Flags Civic Center Management Agreement between the City of Dubuque and Global Spectrum, L.P. d/b/a OVG. Seconded by Sprank. Parks and Recreation Director Marie Ware made a presentation. OVG District Manager Jeremy Huelsing and Grand River Center General Manager Ryan Bonifas also spoke. In response to a question, Ware stated that staff will need to identify which updates

will have the greatest impact. Bonifas noted that OVG needs to assess the building in person to fully understand its needs, and Huelsing added that one of OVG's corporate executives will be visiting Dubuque in July to tour the facility. City Council Members expressed enthusiasm for potential updates to the facility and commended OVG's community involvement. Motion carried 6-0.

5. PFAS Litigation: Motion by Roussell to receive and file the documents on a settlement award resulting from PFAS Litigation against 3M. Seconded by Resnick. In response to a question, Water Department Director Chris Lester shared that the initial estimate for a well replacement was \$5 million. City Council Members thanked the City Attorney's Office for their work and expressed frustration that cities are left to shoulder the majority of PFAS mitigation costs, despite the issue being caused by private entities. Brumwell noted that while any funds received will help, they will not fully meet the City's mitigation needs. Staff continue to explore ways to maximize available funding. By participating in a class action lawsuit rather than a multi-district litigation, the City can access funds more quickly. Motion carried 6-0.

6. Amending Fiscal Year 2026 Water Rates under City of Dubuque Code of Ordinances: Motion by Roussell 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. City Council shared it was good news to be able to reduce water rates. Motion carried 6-0.

Motion by Roussell for final consideration and passage of Ordinance No. 24-25 Establishing The City Of Dubuque Code Of Ordinances Title 13 Public Utilities Chapter 1 Water Use And Service, Article C Rates Section 13-1C-2 Fixing Water Rates For Fire Sprinkler Service and Ordinance No. 25-25 Establishing City Of Dubuque Code Of Ordinances Title 13 Public Utilities, Chapter 1 Water Use And Service, Article C Rates, Section 13-1C-1(A) Fixing Water Rates For Residential, Commercial, Industrial, And All Other Uses. Seconded by Sprank. Motion carried 6-0.

7. Request for City Council Ratification of Teamsters Local 120, Mixed, July 1, 2025, Collective Bargaining Agreement (CBA): Motion by Wethal to receive and file the documents and approve ratification of the City of Dubuque/Teamsters Local 120 Mixed (BU-0503 & BU-0229) Collective Bargaining Agreement to become effective July 1, 2025. Seconded by Roussell. Motion carried 6-0.

8. Ordinance Amendment: Civil Service Commission Membership: Motion by Roussell 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 Resnick. In response to a question, Breitfelder reviewed the commissioners' terms and confirmed that their responsibilities will remain unchanged as defined by state and city codes. Motion carried 6-0.

Motion by Roussell for final consideration and passage of Ordinance No. 26-25 Amending City Of Dubuque Code Of Ordinances Title 2 Boards And Commissions, Chapter 2 Civil Service Commission, Sections 2-2-5 Membership And 2-2-7 Terms For The Expansion Of The Commission Pursuant To State Law. Seconded by Resnick. Motion carried 6-0.

9. Ordinance Amendment: Mayor and City Council Compensation: Motion by Roussell 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 Wethal. Motion carried 6-0.

Motion by Roussell for final consideration and passage of Ordinance No. 27-25 Amending City Of Dubuque Code Of Ordinances Title 1 Administration, Chapter 6 Mayor And City Council, Section 2 Compensation. Seconded by Wethal. Motion carried 6-0.

10. July/August 2025 City News Newsletter: Motion by Sprank to receive and file the documents. Seconded by Wethal. Motion carried 6-0.

11. Updated Handout - New Housing Creation: Motion by Resnick to receive and file the documents. Seconded by Sprank. Motion carried 6-0.

12. Work Session Request: Four Mounds Foundation: Motion by Resnick to receive and file the documents and schedule the work session for July 7, 2025, at 6:00 p.m. Seconded by Roussell. Motion carried 6-0.

13. Work Session Request: Dubuque Nature Everywhere: Motion by Resnick to receive and file the documents and schedule the work session for July 21, 2025, at 5:30 p.m. Seconded by Sprank. Motion carried 6-0.

14. Work Session Request: Precision Policing Center: Motion by Resnick to receive and file the documents and schedule the work session for September 8, 2025, at 6:00 p.m. to be held at the Dubuque Law Enforcement Center. Seconded by Roussell. Motion carried 6-0.

COUNCIL MEMBER REPORTS

Resnick reported on attending the Juneteenth celebration.

Sprank reported on attending two neighborhood association meetings and the Pride Festival.

Roussell reported on the 30th anniversary of Dubuque and All That Jazz and the Pride Festival.

Wethal reported on attending the Talent Dubuque welcome luncheon and the Juneteenth event.

Farber reported on Dubuque and All That Jazz and University of Dubuque's dance recital.

Cavanagh commented that there are many things to do in Dubuque based on what City Council has shared.

CLOSED SESSION

Motion by Roussell to convene in closed session at 9:58 p.m. to discuss Pending Litigation and Purchase or Sale of Real Estate – Chapter 21.5(1)(c),(j) Code of Iowa. Seconded by Resnick. Mayor Cavanagh stated for the record that the attorney who will consult with City Council on the issues to be discussed in the closed session is City Attorney Brumwell. Motion carried 6-0.

The City Council reconvened in open session at 10:40 p.m. stating that staff had been given proper direction.

ADJOURNMENT

There being no further business, Mayor Cavanagh declared the meeting adjourned at 10:40 p.m.

/s/Adrienne N. Breitfelder, CMC
City Clerk