

**CITY OF IOWA FALLS
REGULAR MEETING
JULY 16, 2018**

The Mayor and City Council of the City of Iowa Falls met in regular session on Monday, July 16, 2018 with Mayor Gene Newgaard presiding over the meeting. Council Members Michelle Gritsch, Steve Klein, Roger Nissly, Bruce Thies and Rob Wohlert were present. Also present was City Manager Jody Anderson.

ACCEPTANCE OF THE AGENDA

Wohlert moved and Thies seconded to accept the agenda as written.
Vote: Wohlert, Thies, Nissly, Klein and Gritsch voting aye.

APPROVAL OF MINUTES

Nissly moved and Gritsch seconded to approve the minutes of the special meeting of June 18, 2018 and the regular meeting of June 18, 2018.
Vote: Nissly, Gritsch, Klein, Thies and Wohlert voting aye.

APPROVAL OF MONTHLY CLAIMS AND FINANCIALS

Wohlert moved and Gritsch seconded to approve the monthly claims and financials.
Roll Vote: Wohlert, Gritsch, Klein, Nissly and Thies voting aye.

CONSENT AGENDA

Thies moved and Klein seconded to approve the following:

1. **Liquor Licenses**

- a. Class C Liquor License for Plaza Veracruz Mexican Restaurant 2.
- b. Class C Beer Permit for Casey's General Store – 1801 Washington.

2. **Depository Resolution and Investment Policy**

Resolution No. 2018-25 naming Depositories and approving the recommendation of staff making no changes in the Investment Policy.

3. **Tax Abatement Application**

Tax Abatement application for Dan & Tracy Barnhart at 1210 Georgetown Road.

Roll Vote: Thies, Klein, Gritsch, Nissly and Wohlert voting aye.

OLD BUSINESS

4. North Cadet Trail

Nissly moved and Klein seconded to approve Amendment #4 for additional engineering for a change in the trail route through the Rock Run property.

Roll Vote: Nissly, Klein, Gritsch, Thies and Wohlert voting aye.

5. Iowa River Siphon Sewer Repair

a. Nissly moved and Thies seconded to approve Change Order #2 to the contract with Summers' Enterprise, Inc. for an adjustment of quantities for a decrease of \$84,852.50.

Roll Vote: Nissly, Thies, Wohlert, Gritsch and Klein voting aye.

b. Klein moved and Nissly seconded to approve Pay Request #1 in the amount of \$377,529.15 to Summers' Enterprise, Inc.

Roll Vote: Klein, Nissly, Thies, Wohlert and Gritsch voting aye.

c. Wohlert moved and Gritsch seconded to approve the Engineer's Certificate of Substantial Completion and Punch list.

Roll Vote: Wohlert, Gritsch, Klein, Nissly and Thies voting aye.

d. The Council discussed a guardrail along the river. The Council asked staff to look into using boulders.

6. Crescent, Manor and Fremont Street Improvements

Thies moved and Wohlert seconded to approve Change Order #10 in the amount of a \$21,976.47 decrease.

Roll Vote: Thies, Wohlert, Gritsch, Klein and Nissly voting aye.

7. Brooks Road Project

a. Nissly moved and Gritsch seconded to approve Change Order #1 in the amount of a \$61,443.20 decrease for an adjustment of quantities and extension of final completion date with Kingston Services.

Roll Vote: Nissly, Gritsch, Klein, Thies and Wohlert voting aye.

b. Klein moved and Nissly seconded to approve Pay Estimate #5 in the amount of \$15,662.22.

Roll Vote: Klein, Nissly, Thies, Wohlert and Gritsch voting aye.

c. Wohlert moved and Thies seconded to approve the Engineer's Statement of Substantial Completion and Punch list.

Roll Vote: Wohlert, Thies, Nissly, Klein and Gritsch voting aye.

8. **Offer to Purchase Property**

a. Mayor Newgaard opened the public hearing on the sale of the east half of the alley between West Second Street and West Third Street from South Second Street to the south end of vacated South Third Street to Kurt and Tammy Knudson. There were no oral or written comments. Mayor Newgaard closed the public hearing.

b. Thies moved and Wohlert seconded to approve Resolution No. 2018-26 approving the sale of real property described as the East one-half (E ½) of the North South alley in Block 27, Rocksylvania Addition, Iowa Falls, Hardin County, Iowa to Kurt and Tammy Knudson.

Roll Vote: Thies, Wohlert, Gritsch, Klein and Nissly voting aye.

9. **Tower Site**

Staff will develop an agreement for landscape and maintenance of the site and bring back to another meeting.

10. **Partial Parallel Taxiway Construction**

a. Nissly moved and Klein seconded to approve the Engineer's Statement of Completion for the Partial Parallel Taxiway Construction project.

Roll Vote: Nissly, Klein, Gritsch, Thies and Wohlert voting aye.

b. Gritsch moved and Thies seconded to approve Change Order #3 in the amount of an \$11,636.91 decrease.

Roll Vote: Gritsch, Thies, Wohlert, Nissly and Klein voting aye.

c. Klein moved and Gritsch seconded to approve Final Pay Estimate #5 to Wicks Construction, Inc. in the amount of \$47,571.50.

Roll Vote: Klein, Gritsch, Wohlert, Thies and Nissly voting aye.

11. **Sidewalk Program**

The Council discussed the progress on the sidewalk program. Olmstead Concrete will start assisting RDC with the project.

12. **Washington Avenue**

The report has not been received from the Engineer in regard to the coring that was done in the concrete on Washington Avenue.

13. **Water Tower Painting**

The Council discussed and picked colors for painting the water towers.

NEW BUSINESS

14. **Water/Wastewater Department**

Wohlert moved and Thies seconded to approve the bid from Countryside Turf & Timber in the amount of \$12,750 for the purchase of a lawn mower.

Roll Vote: Wohlert, Thies, Nissly, Klein and Gritsch voting aye.

15. **City Parks**

The Council discussed the letter submitted by Dr. & Mrs. Rick Jennings in regard to their concerns regarding the condition of the parks. A special meeting was scheduled for Wednesday, July 25, 2018 to discuss the parks and Park Board.

16. **Legion Field**

Klein moved and Thies seconded to approve the agreement with the American Legion for Legion Field.

Roll Vote: Klein, Thies, Wohlert, Nissly and Gritsch voting aye.

17. **Tree Planting**

Council directed that an ordinance be prepared for consideration which would not allow trees to be planted in the city right-of-way.

18. **Annexation**

Wohlert moved and Thies seconded to set the date for a public hearing on annexation.

Vote: Wohlert, Thies, Nissly, Klein and Gritsch voting aye.

19. **Hotel/Motel Tax Funding Applications**

a. Nissly moved and Klein seconded to approve the recommendation from Hotel/Motel Tax Funding Committee to fund Sons of God MC 2018 Fall National Meeting in the amount of \$4,725 with the funding coming from tourism funds.

Roll Vote: Nissly, Klein, Gritsch, Wohlert and Thies voting aye.

b. Klein moved and Gritsch seconded to approve the recommendation from the Hotel/Motel Tax Funding Committee to fund Ellsworth Community College in the amount of \$15,000 for the Community Turf Athletic Field Project with the funds coming from tourism and economic development funds.

Roll Vote: Klein, Gritsch, Wohlert, Thies and Nissly voting aye.

c. Gritsch moved and Klein seconded to approve the recommendation from Hotel/Motel Tax Funding Committee to fund American Legion Hyman-Peavey Post #188 in the

amount of \$5,000 for the Legion Field Improvement Project with the funds coming from tourism funds.

Roll Vote: Gritsch, Klein, Nissly, Thies and Wohlert voting aye.

20. **Fireworks Sales Locations Permits**

Thies moved and Wohlert seconded to approve on first reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to fireworks, with the addition of a requirement that they post a sign at the sales location stating what is allowed to be set off in the City limits.

Roll Vote: Thies, Wohlert, Gritsch, Klein and Nissly voting aye.

21. **Urban Renewal Plan**

Wohlert moved and Nissly seconded to approve Resolution No. 2018-27 setting date of a consultation and a public hearing on a proposed Amendment No. 14 to the Iowa Falls Urban Renewal Plan in the City of Iowa Falls, State of Iowa.

Roll Vote: Wohlert, Nissly, Thies, Klein and Gritsch voting aye.

22. **Legislative Update**

a. Thies moved and Wohlert seconded to approve on first reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to traffic regulations.

Roll Vote: Thies, Wohlert, Gritsch, Klein and Nissly voting aye.

b. Klein moved and Wohlert seconded to suspend the rules and place on third and final meeting.

Roll Vote: Klein, Wohlert, Thies, Nissly and Gritsch voting aye.

c. Nissly moved and Gritsch seconded to approve on third and final reading Ordinance No. 1119 amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to traffic regulations.

Roll Vote: Nissly, Gritsch, Klein, Thies and Wohlert voting aye.

d. Gritsch moved and Klein seconded to approve on first reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to cigarette and tobacco permits.

Roll Vote: Gritsch, Klein, Nissly, Thies and Wohlert voting aye.

e. Wohlert moved and Gritsch seconded to suspend the rules and place on third and final reading.

Roll Vote: Wohlert, Gritsch, Klein, Nissly and Thies voting aye.

f. Thies moved and Nissly seconded to approve on third and final reading Ordinance No. 1120 amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to cigarette and tobacco permits.

Roll Vote: Thies, Nissly, Klein, Gritsch and Wohlert voting aye.

g. Klein moved and Thies seconded to approve on first reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to alcoholic beverage control.

Roll Vote: Klein, Thies, Nissly, Wohlert and Gritsch voting aye.

h. Wohlert moved and Nissly seconded to suspend the rules and place on third and final reading.

Roll Vote: Wohlert, Nissly, Thies, Klein and Gritsch voting aye.

i. Nissly moved and Thies seconded to approve on third and final reading Ordinance No. 1121 amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to alcoholic beverage control.

Roll Vote: Nissly, Thies, Wohlert, Gritsch and Klein voting aye.

23. Appointments

a. Wohlert moved and Klein seconded to approve the Mayor's appointment of Brad Cutler and Michael Rottink to the Library Board for terms to expire July 2022.

Vote: Wohlert, Klein, Gritsch, Thies and Nissly voting aye.

b. Thies moved and Gritsch seconded to approve the appointment Chris Jess to the Building Code Board of Appeals for a term to expire July 2023.

Vote: Thies, Gritsch, Klein, Nissly and Wohlert voting aye.

c. Thies moved and Klein seconded to approve the appointment of Jody Anderson as the City Manager for a one year term to end the third Monday of July 2019.

Vote: Thies, Klein, Gritsch, Wohlert and Nissly voting aye.

d. Wohlert moved and Nissly seconded to approve the appointment of Kaci Elkin as the City Clerk for a one year term to end the third Monday of July 2019.

Vote: Wohlert, Nissly, Thies, Klein and Gritsch voting aye.

e. Thies moved and Gritsch seconded to approve the Mayor's appointment of Kaci Elkin as the City Treasurer for a one year term to end the third Monday of July 2019.

Vote: Thies, Gritsch, Klein, Nissly and Wohlert voting aye.

f. Wohlert moved and Klein seconded to approve the appointment of Jolene Liekweg as the Deputy City Clerk for a one year term to end the third Monday of July 2019.

Vote: Wohlert, Klein, Gritsch, Nissly and Thies voting aye.

g. Thies moved and Nissly seconded to approve the Mayor's appointment of Wade Harken as the Police Chief for a one year term to end the third Monday of July 2019.
Vote: Thies, Nissly, Klein, Gritsch and Wohlert voting aye.

h. Wohlert moved and Gritsch seconded to approve the appointment of Scott Eisentrager as the Fire Chief for a one year term to end the third Monday of July 2019.
Vote: Wohlert, Gritsch, Klein, Nissly and Thies voting aye.

i. Thies moved and Klein seconded to approve the appointment of Taylor Nederhoff as the City Attorney for a one year term to end the third Monday of July 2019.
Vote: Thies, Klein, Gritsch, Wohlert and Nissly voting aye.

j. Nissly moved and Wohlert seconded to approve the appointment of City Manager Jody Anderson and Mayor Gene Newgaard to the Riverbend Child Care Board.
Vote: Nissly, Wohlert, Thies, Klein and Gritsch voting aye.

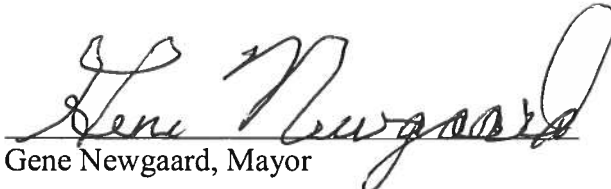
24. **Closed Session**

Wohlert moved and Nissly seconded to go into closed session as allowed in Iowa Code Section 21.5.1.j to discuss land acquisition and disposal.
Roll Vote: Wohlert, Nissly, Thies, Klein and Gritsch voting aye.

Klein moved and Nissly seconded to go back into open session having taken no action in closed session.
Roll Vote: Klein, Nissly, Thies, Wohlert and Gritsch voting aye.

ADJOURNMENT

Thies moved and Gritsch seconded to adjourn.
Vote: Thies, Gritsch, Klein, Nissly and Wohlert voting aye.
The meeting adjourned at 8:50 p.m.


Gene Newgaard, Mayor


Kaci Elkin, City Clerk