

**CITY OF IOWA FALLS  
REGULAR MEETING  
JULY 20, 2015**

The Mayor and City Council of the City of Iowa Falls met in regular session on Monday, July 20, 2015 with Mayor Gene Newgaard presiding over the meeting. Council Members Verv Davidson, Mark Messa, Roger Nissly, Bruce Thies and Rob Wohlert were present. Also present was City Manager Jody Anderson.

**ACCEPTANCE OF THE AGENDA**

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

**APPROVAL OF MINUTES**

a. Wohlert moved and Nissly seconded to approve the minutes of the regular meeting of June 15, 2015 with the correction to item 7a.  
Vote: Wohlert, Nissly, Thies, Davidson and Messa voting aye.

b. Messa moved and Nissly seconded to approve the minutes of the special meeting of June 24, 2015.  
Vote: Messa, Nissly, Davidson, Thies and Wohlert voting aye.

c. Thies moved and Nissly seconded to approve the minutes of the special meeting of July 2, 2015.  
Vote: Thies, Nissly, Davidson, Messa and Wohlert voting aye.

**APPROVAL OF MONTHLY CLAIMS AND FINANCIALS**

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

**CONSENT AGENDA**

Thies moved and Messa seconded to approve the following:

1. **Liquor Licenses**
  - a. Class C Beer Permit for Casey's General Store – 1801 Washington.
  - b. Special Class C Liquor License for Chuong Garden.
  - c. Class E Liquor License for Fareway Stores Inc.
  
2. **Depository Resolution and Investment Policy**

Resolution No. 2015-36 naming Depositories and approving the recommendation of staff making no changes in the Investment Policy.

3. **Tax Abatement Application**

Tax Abatement application from Kevin Kreimeyer at 733 Bliss.

4. **First Christian Church**

a. Resolution No. 2015-37 closing Fischer Avenue from Washington Avenue to Linden on Sunday, September 20, 2015, from 9:00 a.m. until approximately 6:00 p.m. for their 150<sup>th</sup> Anniversary celebration.

b. Noise ordinance variance from 10:30 a.m. until approximately 6:00 p.m.

5. **Woody's Bar & Grill**

Resolution No. 2015-38 closing Main Street from Railroad south to the River on Monday, September 7, 2015, from 9:00 a.m. until 9:00 p.m. for a motorcycle rally.

Roll Vote: Thies, Messa, Davidson, Nissly and Wohlert voting aye.

**OLD BUSINESS**

6. **Grand JiVante Sewer Extension**

a. Nissly moved and Wohlert seconded to table approval of the Resolution awarding the contract for public improvements, authorizing execution of contract, and authorizing execution of Notice to Proceed to a special meeting on August 6, 2015 at 5:30 p.m.

Roll Vote: Nissly, Wohlert, Thies, Davidson and Messa voting aye.

b. Thies moved and Nissly seconded to table approval of the Resolution approving a Sanitary Sewer Easement for the project to a special meeting on August 6, 2015 at 5:30 p.m.

Roll Vote: Thies, Nissly, Wohlert, Davidson and Messa voting aye.

7. **Downtown Alley Project**

a. Messa moved and Nissly seconded to approve Change Order #3 in the amount of a \$7,185.15 decrease.

Vote: Messa, Nissly, Thies, Wohlert and Davidson voting aye.

b. Nissly moved and Messa seconded to approve Progress Payment #5 for Absolute Concrete.

Roll Vote: Nissly, Messa, Davidson, Thies and Wohlert voting aye.

c. Nissly moved and Thies seconded to approve Resolution 2015-39 accepting the Engineering Statement of Final Completion.

Roll Vote: Nissly, Thies, Wohlert, Messa and Davidson voting aye.

d. Messa moved and Davidson seconded to approve Progress Payment #6 for Absolute Concrete in the amount of \$27,182.60 to be paid 30 days after acceptance of the project.

Roll Vote: Messa, Davidson, Nissly, Thies and Wohlert voting aye.

8. **Downtown Streetscape Improvements**

Wohlert moved and Thies seconded to approve Pay Estimate No. 3 in the amount of \$400,308.08 to K. Cunningham Construction Co. Inc.

Roll Vote: Wohlert, Thies, Nissly, Davidson and Messa voting aye.

9. **Water Revenue Capital Loan Notes**

a. Nissly moved and Wohlert seconded to approve Resolution No. 2015-40 Directing the Acceptance of a Proposal to Purchase Water Revenue Capital Loan Notes, Series 2015A.

Roll Vote: Nissly, Wohlert, Thies, Davidson and Messa voting aye.

b. Messa moved and Thies seconded to approve Resolution No. 2015-41 appointing Paying Agent, Note Registrar, and Transfer Agent, approving the Paying Agent and Note Registrar and Transfer Agent Agreement and authorizing the execution of the Agreement.

Roll Vote: Messa, Thies, Nissly, Wohlert and Davidson voting aye.

c. Nissly moved and Thies seconded to approve the Tax Exemption Certificate.

Roll Vote: Nissly, Thies, Wohlert, Messa and Davidson voting aye.

d. Messa moved and Davidson seconded to approve the Continuing Disclosure Certificate.

Roll Vote: Messa, Davidson, Nissly, Thies and Wohlert voting aye.

e. Wohlert moved and Thies seconded to approve Resolution No. 2015-42 approving and authorizing a form of Loan Agreement and authorizing and providing for the issuance of Capital Loan Notes and providing for a method of payment of the Notes.

Roll Vote: Wohlert, Thies, Nissly, Davidson and Messa voting aye.

f. Wohlert moved and Messa seconded to approve Resolution No. 2015-43 Authorizing the Redemption of Outstanding Water Revenue Capital Loan Notes, Series 2009B, of the City of Iowa Falls, State of Iowa, dated December 8, 2009, and directing notice be given.

Roll Vote: Wohlert, Messa, Davidson, Nissly and Thies voting aye.

g. Nissly moved and Thies seconded to approve the Note Purchase Agreement.

Roll Vote: Nissly, Thies, Wohlert, Messa and Davidson voting aye.

10. **Sewer Revenue Capital loan Notes**

a. Wohlert moved and Thies seconded to approve Resolution No. 2015-44 Directing the Acceptance of a Proposal to Purchase Sewer Revenue Capital loan Notes, Series 2015B.  
Roll Vote: Wohlert, Thies, Nissly, Davidson and Messa voting aye.

b. Messa moved and Wohlert seconded to approve Resolution 2015-45 appointing Paying Agent, Note Registrar, and Transfer Agent, approving the Paying Agent and Note Registrar and Transfer Agent Agreement and authorizing the execution of the Agreement.  
Roll Vote: Messa, Wohlert, Thies, Nissly and Davidson voting aye.

c. Nissly moved and Thies seconded to approve the Tax Exemption Certificate.  
Roll Vote: Nissly, Thies, Wohlert, Messa and Davidson voting aye.

d. Messa moved and Davidson seconded to approve Resolution No. 2015-46 approving and authorizing a form of Loan Agreement and authorizing and providing for the issuance of Capital Loan Notes and Providing for a method of Payment of the Notes.  
Roll Vote: Messa, Davidson, Nissly, Thies and Wohlert voting aye.

e. Wohlert moved and Thies seconded to approve the Note Purchase Agreement.  
Roll Vote: Wohlert, Thies, Nissly, Davidson and Messa voting aye.

11. **City Council Meetings**

The Resolution establishing the time and place of the regular monthly meetings of the City Council, City of Iowa Falls, Iowa died for lack of a motion.

**NEW BUSINESS**

12. **Sale of City Property**

Wohlert moved and Nissly seconded to table approval of the offer from Dennis Schwandt to purchase property until the August 6, 2015 special meeting.  
Vote: Wohlert, Nissly, Thies, Davidson and Messa voting aye.

13. **Hansen Family Hospital**

Gwen Groen, Business Health Coordinator at Hansen Family Hospital discussed business health opportunities at the hospital.

14. **Snow Removal**

The Council discussed snow removal in the downtown area. Staff was directed to look at what other cities do and bring that back to the August meeting.

15. **Hardin County Pager Project**

Nissly moved and Thies seconded to approve payment to Advantage Communications in the amount of \$28,100.00 for the Hardin County Pager Project.

Roll Vote: Nissly, Thies, Wohlert, Messa and Davidson voting aye.

16. **Information Security Policy**

Jon Kies, City Clerk reported that he is working with Harland Technologies on an update to the information security policy.

17. **Hotel/Motel Tax Grant Application**

Nissly moved and Wohlert seconded to approve \$5,000 to Hardin County Recreational Trails Committee in the amount of \$5,000 for the North Park Trail Fundraiser.

Roll Vote: Nissly, Wohlert, Thies, Davidson and Messa voting aye.

18. **Removal of City Owned Properties**

Messa moved and Wohlert seconded to table the bid for the removal of the buildings at 206 and 214 West Second Street until the August 6, 2015 special meeting.

Vote: Messa, Wohlert, Thies, Nissly and Davidson voting aye.

19. **Street Projects**

The Council discussed possible street projects.

20. **Appointments**

a. Messa moved and Thies seconded to approve the appointment of Jody Anderson as City Manager for a one year term to end the third Monday of July 2016.

Roll Vote: Messa, Thies, Wohlert, Nissly and Davidson voting aye.

b. Thies moved and Wohlert seconded to approve the appointment of Jon Kies as City Clerk for a one year term to end the third Monday of July 2016.

Roll Vote: Thies, Wohlert, Nissly, Davidson and Messa voting aye.

c. Nissly moved and Wohlert seconded to approve the Mayor's appointment of Jon Kies as City Treasurer for a one year term to end the third Monday of July 2016.

Roll Vote: Nissly, Wohlert, Thies, Davidson and Messa voting aye.

d. Nissly moved and Thies seconded to approve the appointment of Jolene Liekweg as Deputy City Clerk for a one year term to end the third Monday of July 2016.

Roll Vote: Nissly, Thies, Wohlert, Messa and Davidson voting aye.

e. Wohlert moved and Messa seconded to approve the Mayor's appointment of Ron Kuhfus as Police Chief for a one year term to end the third Monday of July 2016.

Roll Vote: Wohlert, Messa, Davidson, Nissly and Thies voting aye.

f. Messa moved and Nissly seconded to approve the appointment of Rick Gustin as Fire Chief for a one year term to end the third Monday of July 2016.

Roll Vote: Messa, Nissly, Thies, Wohlert and Davidson voting aye.

g. Wohlert moved and Messa seconded to approve the appointment of Mike Holt as City Attorney for a one year term to end the third Monday of July 2016.

Roll Vote: Wohlert, Messa, Davidson, Nissly and Thies voting aye.

21. **Closed Session**

Wohlert moved and Thies 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, Thies, Nissly, Davidson and Messa voting aye.

Thies moved and Nissly seconded to go back into open session having taken no action in closed session.

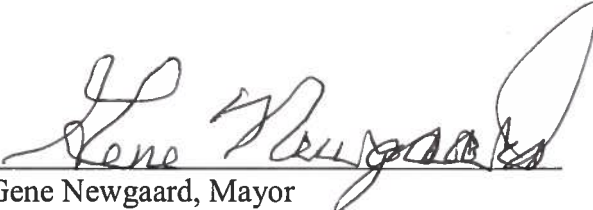
Roll Vote: Thies, Nissly, Wohlert, Davidson and Messa voting aye.

**ADJOURNMENT**

Wohlert moved and Thies seconded to adjourn.

Vote: Wohlert, Thies, Nissly, Davidson and Messa voting aye.

The meeting adjourned at 9:30 p.m.

  
Gene Newgaard, Mayor

  
Jon Kies, City Clerk