

**CITY OF IOWA FALLS
REGULAR MEETING
FEBRUARY 21, 2023**

The Mayor and City Council met in regular session on Tuesday, February 21, 2023 with Mayor Michael R. Emerson presiding over the meeting. Council Members Micah Cutler, Michelle Gritsch, Steve Klein, Roger Nissly and Bruce Thies were present. Also present was City Manager Jody Anderson.

ACCEPTANCE OF THE AGENDA

Nissly moved and Gritsch seconded to accept the agenda moving item 20 to be discussed after item 7.

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

APPROVAL OF MINUTES

Klein moved and Cutler seconded to approve the minutes of regular meeting of January 16, 2023 and the special meeting of February 2, 2023.

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

APPROVAL OF MONTHLY CLAIMS AND FINANCIALS

Gritsch moved and Thies seconded to approve the monthly claims and financials.

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

CONSENT AGENDA

Thies moved and Cutler seconded to approve the following items:

1. **Liquor Licenses**
 - a. Class C Beer Permit for Dollar General.
 - b. Class C Liquor License for Highland Golf Club.
 - c. Class C Liquor License for Las Flores.
 - d. Special Class B Retail Native Wine License for Becky's Hallmark.
 - e. Class E Liquor License for Hy-Vee.

2. **CDBG-CV Program**

Approval of payment to Wiggles and Giggles in the amount of \$3,864.97.

3. **Riverbend Rally**

a. Resolution approving the closure of certain streets for Riverbend Rally 2023 between June 30th and July 4th.

b. Noise ordinance variances for Estes Park Friday, June 30th until midnight on Tuesday, July 4th and Fitz Riverbend Park from 4:00 p.m. until midnight on July 4th.

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

OLD BUSINESS

4. **River Road Gas Extension**

Cutler moved and Klein seconded to approve of the gas extension on River Road pending Alliant receiving the necessary easements at an approximate cost of \$525,000 using 80% LOST.

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

5. **Water & Sewer Force Main Improvements**

a. Klein moved and Thies seconded to approve Change Order # 3 in the amount of a deduct of \$32,350.13.

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

b. Klein moved and Nissly seconded to approve Pay Application #10 in the amount of \$71,747.50 to Vieth Construction Corporation.

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

6. **Palisades East Subdivision**

a. Mayor Emerson opened the public hearing on the approval of the Preliminary Plat for the Palisades East Subdivision. There were no oral or written comments. Mayor Emerson closed the public hearing.

b. Klein moved and Cutler seconded to approve Resolution No. 2023-07 approving the Preliminary Plat for the Palisades East Subdivision.

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

7. **Heritages Estates**

a. Nissly moved and Cutler seconded to approve the Preliminary Plat for Heritage Estates and forward to the Planning & Zoning Commission for their review.

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

b. Cutler moved and Gritsch seconded to set the bid date for Heritage Estates for March 14, 2023 and the public hearing for approval of plans, specs and estimate of cost for the regular meeting on March 20, 2023.
Roll Vote: Cutler, Gritsch, Klein, Nissly and Thies voting aye.

20. **Weaver's Cove Well and Test Wells**

Klein moved and Gritsch seconded to approve Change Order No. 1 in the amount of \$16,800.00 with the funds coming from water cash.
Roll Vote: Klein, Gritsch, Thies, Cutler and Nissly voting aye.

8. **Goldfinch Estates II Development Agreement**

a. Mayor Emerson opened the public hearing on the approval of a Development Agreement with Goldfinch Estates II. City Manager Anderson stated that the developer requested that the City Council table any action. Mayor Emerson closed the public hearing.

b. Klein moved and Thies seconded to table approval of a Resolution approving the Development Agreement with Goldfinch Estates II.
Roll Vote: Klein, Thies, Cutler, Nissly and Gritsch voting aye.

9. **Water and Sewer Rates**

a. Cutler moved and Nissly seconded to approve on second reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to water user rates.
Roll Vote: Cutler, Nissly, Klein, Gritsch and Thies voting aye.

b. Gritsch moved and Klein seconded to approve on second reading an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to rates for sanitary sewer service.
Roll Vote: Gritsch, Klein, Nissly, Cutler and Thies voting aye.

10. **Rehabilitate Runway 13/31**

Nissly moved and Gritsch seconded to approve Pay Application #10 in the amount of \$34,391.28 to Godbersen-Smith Construction.
Roll Vote: Nissly, Gritsch, Klein, Thies and Cutler voting aye.

11. **Construct Parallel Taxiway B**

a. Thies moved and Klein seconded to approve Pay Application #9 in the amount of \$11,441.70.

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

b. Cutler moved and Thies seconded to approve Change Order No. 1 in the amount of \$12,043.90.

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

12. **FY2023-2024 Budget**

a. Mayor Emerson opened the public hearing on the adoption of the FY2023-2024 Budget. Kaci Elkin, Finance Director, reported that the State Legislator has made some changes that will affect the budget figures so the public hearing and approval of the budget will need to be moved to the April meeting. Mayor Emerson closed the public hearing.

b. Cutler moved and Nissly seconded to schedule a public hearing on the adoption of the FY2023-2024 Budget for the regular meeting on April 17, 2023.

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

NEW BUSINESS

13. **Parks Department**

a. Pat Cooley presented his request to raise funds to restore the fireplaces and the south shelter at Foster Park. Cutler moved and Gritsch seconded to allow Cooley to raise funds for the project.

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

b. Les Meier presented his request to conduct a pond renovation at Sunnyside Park. Thies moved and Klein seconded to authorize Meier to conduct the pond renovation and to raise funds to complete the project.

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

c. Nissly moved and Gritsch seconded to approve the use of the \$23,000 Schiller Grant for the south shelter in Foster Park project.

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

14. **Curb and Gutter**

The Council reviewed the request from Steve Shane to have curb and gutter installed at his house at 901 Depot. Staff will have the engineer look into this.

15. **Street Garage**

Thies moved and Cutler seconded to approve the purchase of the new boilers at the Street Garage in the amount of \$32,546.56 with the funds coming from 80% LOST.
Roll Vote: Thies, Cutler, Nissly, Klein and Gritsch voting aye.

16. **Hometown Reward Funds**

Klein moved and Nissly seconded to approve using up to \$9,000 of the Hometown Rewards Funds for LED lights at the Library.
Roll Vote: Klein, Nissly, Cutler, Thies and Gritsch voting aye.

17. **No Parking**

a. Thies moved and Gritsch 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 no parking regulations.
Roll Vote: Thies, Gritsch, Thies, Cutler and Nissly voting aye.

b. Klein moved and Cutler seconded to suspend the rules and place on third and final reading.
Roll Vote: Klein, Cutler, Thies, Nissly and Gritsch voting aye.

c. Thies moved and Nissly seconded to approve on third and final reading Ordinance No. 1178 amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to no parking regulations.
Roll Vote: Thies, Nissly, Cutler, Klein and Gritsch voting aye.

18. **Hazard Mitigation Plan**

Gritsch moved and Nissly seconded to approve Resolution No. 2023-08 adopting the Hardin County Multi-Jurisdictional Hazard Mitigation Plan.
Roll Vote: Gritsch, Nissly, Klein, Cutler and Thies voting aye.

19. **Appointments**

Gritsch moved and Thies seconded to approve the appointment of Michael Watts, representing the Boat Club, to the Hotel/Motel Tax Advisory Board for a term to expire February 21, 2026.
Roll Vote: Gritsch, Thies, Cutler, Nissly and Klein voting aye.

21. **Closed Session**

Nissly 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 and Iowa Code Section 21.5.1.c to discuss pending litigation.

Roll Vote: Nissly, Thies, Cutler, 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, Gritsch, Thies and Cutler voting aye.

ADJOURNMENT

Klein moved and Nissly seconded to adjourn.

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

The meeting adjourned at 8:45 p.m.



Michael R. Emerson, Mayor



Kaci Elkin, City Clerk