**CITY OF IOWA FALLS**

**REGULAR MEETING**

**SEPTEMBER 15, 2014**

The Mayor and City Council of the City of Iowa Falls met in regular session on Monday, September 15, 2014 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**

Wohlert moved and Messa seconded to move item #2 off the Consent Agenda.

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

**APPROVAL OF MINUTES**

Thies moved and Nissly seconded to approve the minutes of the regular meeting of August 18, 2014.

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

**APPROVAL OF MONTHLY CLAIMS AND FINANCIALS**

Messa moved and Nissly seconded to remove the payment to Peterson Contractors in the amount of $160,718.72 to be discussed under item #7.

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

**CONSENT AGENDA**

Thies moved and Wohlert seconded to approve the following:

1. **Liquor Licenses**

a. Class C Liquor License for The Five O Three.

b. New Class C Liquor License for The 502 Grill House.

c. Class C Beer Permit for Casey’s General Store – 1225 N Oak Street.

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

2. **Downtown Alley Improvements**

Nissly moved and Thies seconded that Pay Request #1 for Absolute Concrete in the amount of $5,842.50 is not approved.

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

**OLD BUSINESS**

3. **Electrical Code**

a. The presentation by the State Electrical Inspector on the State taking over the electrical inspections was moved to the October 20, 2014 meeting.

b. Approval on second reading of an Ordinance amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to Electrical Code died for lack of a motion.

c. Messa 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 Electrical Code.

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

4. **Streetscape Project**

a. Jim Harbaugh with Bolton & Menk discussed the two different aspects of the project. One being the federal funded project thru the Surface Transportation Program Federal Aid Funding (STP) which includes Washington Avenue resurfacing from the bridge to College Avenue and the other being the downtown city funded portion.

b. Harbaugh discussed three different options for resurfacing Washington Avenue from the bridge to College Avenue.

c. Wohlert moved and Thies seconded to approve the full depth patching, replacing the curb and gutter in areas that are deteriorated, replacement of pedestrian ramps and a 4” overlay of Portland Cement Concrete

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

5. **General Obligation Bonds**

a. Messa moved and Wohlert seconded to approve Resolution No. 2014-45 directing the acceptance of a Proposal to Purchase $5,630,000 General Obligation Capital Loan Notes, Series 2014.

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

b. Nissly moved and Davidson seconded to approve Resolution No. 2014-46 appointing Bankers Trust Company of Des Moines, Iowa, to serve as 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: Nissly, Davidson, Messa, Wohlert and Thies voting aye.

c. Messa moved and Wohlert seconded to approve Resolution No. 2014-47 approving and authorizing a Form of Loan Agreement and authorizing and providing for the issuance of $5,630,000 General Obligation Capital Loan Notes, Series 2014, and levying a tax to pay said notes, approval of the Tax Exemption Certificate and Continuing Disclosure Certificate.

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

d. Thies moved and Wohlert seconded to approve Resolution No. 2014-48 authorizing the Redemption of Outstanding General Obligation Bonds, Series 2004, of the City of Iowa Falls, State of Iowa, dated October 1, 2004, and directing notice be given.

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

e. Wohlert moved and Thies seconded to approve Resolution No. 2014-49 authorizing the Redemption of Outstanding General Obligation Capital Loan Notes, Series 2006, of the City of Iowa Falls, State of Iowa, dated October 1, 2006, and directing notice be given.

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

6. **Jones Park Pedestrian Trail and Bridge**

a. Nissly moved and Messa seconded to approve Pay Estimate #5 for Peterson Contractors, Inc. in the amount of $53,431.50.

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

b. Nissly moved and Davidson seconded to approve Change Order #2 in the amount of $5,862.62.

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

7. **Rocksylvania Avenue Culvert Rehabilitation**

Wohlert moved and Nissly seconded to delay Pay Estimate #5 for Peterson Contractors, Inc. in the amount of $160,718.72 and Change Order No. 1 in the amount of $11,227.70 for a month and have the contractor attend the next meeting.

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

8. **Pine Street Water Treatment Plant**

Wohlert moved and Messa seconded to approve Change Order No. 1 in the amount of $7,850.00.

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

9. **EMH Building**

City Manager Anderson updated the Council on what has been done to the building.

10. **Clarifier Tank Repair**

a. Wohlert moved and Davidson seconded to approve Revised Change Order No. 1 in the amount of $8,459.00.

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

b. Messa moved and Davidson seconded to approve Change Order No. 2 in the amount of $3,700.00.

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

c. Wohlert moved and Thies seconded to approve Change Order No. 3 in the amount of $3,935.00.

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

**NEW BUSINESS**

11. **Winter Recreation Festival Committee**

Wohlert moved and Davidson seconded to support the outdoor ice rink concept with the location to be determined and approved by the Council.

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

12. **Airport Apron Pavement Maintenance**

Davidson moved and Thies seconded to approve the bid from Henriksen Contracting, LLC for the Airport Apron Pavement Maintenance in the amount of $55,050.00

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

13. **Animal Protection and Control**

Discussion was held in regard to excessive amounts of cats. City Manager Anderson reported that he is going to direct that the cats be trapped and relocated to various farms that have agreed to keep the cats.

14. **North Hardin County Emergency Squad**

Jeff Fiscus, Chief of the Hardin County Emergency Squad, discussed with the Council the possibility of leasing additional land by their current building in Iowa Falls. Staff was directed to prepare a new lease for Council consideration including additional land.

15. **Ellsworth Community College**

Wohlert moved and Messa seconded to grant the request from the College to maintain the medians from Pine Street to North Street.

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

16. **Hotel/Motel Grant**

Davidson moved and Thies seconded to approve the Hotel/Motel Grant to the Iowa Falls Municipal Airport in the amount of $3,000 with 50% coming from tourism funds and 50% coming from economic development funds for the Airport Entrance Sign.

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

17. **Speed Zones**

a. Wohlert moved and Nissly 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 special speed restrictions.

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

b. Davidson moved and Wohlert seconded to suspend the rules and place on third and final reading.

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

c. Messa moved and Davidson seconded to approve Ordinance No. 1057 amending the Code of Ordinances of the City of Iowa Falls, Iowa, by amending provisions pertaining to special speed restrictions.

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

18. **Halloween Trick or Treat**

Thies moved and Wohlert seconded to set Halloween Trick or Treat for October 31, 2014 from 5:30 p.m. until 7:30 p.m.

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

19. **Challenge Grant**

Wohlert moved and Messa seconded to approve Resolution No. 2014-50 of support for IEDA Challenge Grant for James Hammann on the property located at 506 Washington Avenue.

Roll Vote: Wohlert, Messa, Davidson and Nissly voting aye, Thies voting no.

20. **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, Davidson and Messa voting aye.

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

Roll Vote: Wohlert, Nissly, Thies, 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