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NEVADA CITY COUNCIL - MONDAY, OCTOBER 14, 2019 6:00 P.M.

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1. CALL TO ORDER

The City Council of the City of Nevada, Iowa, met for a meeting in the Council Chambers of Nevada City Hall located at 1209 6<sup>th</sup> Street, Nevada, Iowa. Mayor Brett Barker, convened the meeting at 6:00 p.m. on Monday, October 14, 2019, pursuant to the rules of the Council. The agenda was posted on the official bulletin board in compliance with the open meeting law.

2. ROLL CALL

The roll was called indicating the following named Council Members present and absent. Present: Barb Mittman, Luke Spence, Sandy Ehrig, Dane Neelson, Jason Sampson, Brian Hanson. Absent: None.

Staff Present: Erin Clanton, Matt Mardesen, Kerin Wright, Larry Stevens, Ric Martinez, Ray Reynolds, Shanna Speer, Shawn Cole, Tim Hansen, Mike Neal, Mike Roth and Jim Rasmussen.

Also in attendance were: Katie Mauch, Karen Selby, Heather Rasmusson, Al Kockler, Jan Gammon, Jane Heintz, Matt Rhodes, Marc Olson, Theresa Presley, Wade Presley, Jim Frevert, Bryce Rasmusson and Edgar Beltran.

3. APPROVAL OF AGENDA

Motion by Dane Neelson, seconded by Jason Sampson, to **approve the agenda**. After due consideration and discussion the roll was called. Aye: Neelson, Sampson, Spence, Ehrig, Hanson, Mittman. Nay: None. The Mayor declared the motion carried.

4. PUBLIC HEARING (S)

A. Public Hearing, South Glen Subdivision, Rezoning

At 6:02 p.m. Mayor Barker announced that this is the time and place set for a **public hearing** as advertised in the Nevada Journal on **October 3, 2019**. The public hearing is **to amend Zoning Ordinance for South Glen LLC from "AR" to "R-3"**.

There were **two written objections** to the aforementioned recommendation. One of them spoke before council during the public hearing.

With no further comments for or against the proposal, the Mayor declared the hearing terminated at 6:15 p.m.

B. Ordinance No. 1006 (2019/2020): An Ordinance amending the Zoning Map of the City of Nevada, Iowa, by Amending the Zoning Classification of Parcels of Land Owned by South Glen LLC and Located Within the Corporate Limits of the City of Nevada, Iowa, From "AR" (Agricultural-Residential Reserve) District to "R-3" (Urban Family Residential) District

Motion by Dane Nealson, seconded by Brian Hanson, to **approve Ordinance No. 1006 (2019/2020), first reading.** After due consideration and discussion the roll was called. Aye: Nealson, Hanson, Mittman, Sampson, Spence, Ehrig. Nay: None. The Mayor declared the motion carried.

5. Approval of CONSENT AGENDA (Any item on the Consent Agenda may be removed for separate consideration.)

Motion by Luke Spence, seconded by Sandy Ehrig, to **approve the following consent agenda items:**

- A. Approve Minutes of the Regular Meeting held on September 23, 2019
- B. Approve Payment of Cash Disbursements, including Check Numbers 72247-72373 and Electronic Numbers 680-687 (Inclusive) Totaling \$519,670.98 (See attached list)
- C. Approve Financial Reports for Month of September, 2019
- D. Approve Change of Ownership and Adding Carry-Out Wine for Class "E" Liquor License with privileges Carry Out Wine and Sunday Sales Permit, Casey's Marketing Co d/b/a Casey's General Store #3319, 1800 South B Avenue, Effective April 30, 2019
- E. Approve Change of Ownership of Class "C" Beer Permit, Class B Native Wine Permit and Sunday Sales Privileges for Casey's General Store #2306, 1136 Lincolnway, Effective July 1, 2019
- F. Approve recommendation for Probationary membership with the Nevada Volunteer Fire/EMS Department: Bryce Rasmusson-Firefighter/EMT; Heather Rasmusson-Firefighter/EMT; and Edgar Beltran-Rehab Technician
- G. ABWA Request for sign on Lincoln-Jefferson Heritage Highways Park fencing for their ABWA Craft Fair
- H. Resolution No. 016 (2019/2020): Resolution to Approve DOT Agreements and designate City Clerk as Title VI Coordinator and authorize the Mayor/Clerk to sign

After due consideration and discussion the roll was called. Aye: Spence, Ehrig, Hanson, Mittman, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

6. PUBLIC FORUM

- A. Mayor Barker congratulated Council Member Barb Mittman on obtaining her Certified Elected Municipal Official Designation (CEMO).
- B. Mayor Barker swore in Probationary members for the Nevada Volunteer Fire/EMS Department: Bryce Rasmusson, Heather Rasmusson and Edgar Beltran.

7. OLD BUSINESS

- A. Ordinance No. 1005 (2019/2020): An Ordinance Amending Chapter 65 (Stop or Yield Required) and Chapter 69 (Parking Regulations) of the City Code to Make Necessary Additions for W Avenue, third and final reading

Motion by Jason Sampson, seconded by Dane Nealson, to **adopt Ordinance No. 1005 (2019/2020), final reading upon publication.** After due consideration and discussion the roll was called. Aye: Sampson, Nealson, Spence, Ehrig, Hanson, Mittman. Nay: None. The Mayor declared the motion carried.

- B. W Avenue Paving Project, Absolute Concrete, Inc, Contractor for project

1. Approve Change Order No. 1 in the amount of \$3,840.00

Motion by Barb Mittman, seconded by Sandy Ehrig, to **approve Change Order No. 1 in the amount of \$3,840.00.** After due consideration and discussion the roll was called. Aye: Mittman, Ehrig, Hanson, Nealson, Sampson, Spence. Nay: None. The Mayor declared the motion carried.

2. Approve Pay Request No. 1 for the W Avenue Paving Project from Absolute Concrete, Inc. in the amount of \$94,103.85

Motion by Jason Sampson, seconded by Luke Spence, to **approve Pay Request No 1 for the W Avenue Paving Project from Absolute Concrete, Inc. in the amount of \$94,103.85.** After due consideration and discussion the roll was called. Aye: Sampson, Spence, Ehrig, Hanson, Mittman, Nealson. Nay: None. The Mayor declared the motion carried.

- C. Approve Pay Request No. 3 for the 2018 Trail Repairs from Harrison Construction in the amount of \$34,677.70

Motion by Luke Spence, seconded by Jason Sampson, to **approve Pay Request No. 3 for the 2018 Trail Repairs from Harrison Construction in the amount of \$34,677.70.** After due consideration and discussion the roll was called. Aye: Spence, Sampson, Ehrig, Hanson, Mittman, Nealson. Nay: None. The Mayor declared the motion carried.

- D. Approve Pay Request No. 1 for the South D Avenue Paving Project from Con-Struct Inc. in the amount of \$100,829.20

Motion by Brian Hanson, seconded by Barb Mittman, to **approve Pay Request No. 1 for the South D Avenue Paving Project from Con-Struct Inc. in the amount of \$100,829.20.** After due consideration and discussion the roll was called. Aye: Hanson, Mittman, Nealson, Sampson, Spence, Ehrig. Nay: None. The Mayor declared the motion carried.

- E. Resolution No. 017 (2019/2020): A Resolution approving Roseland, Mackey, Harris Architects, PC Agreement for Architectural Services for the Fieldhouse Project

Motion by Dane Nealson, seconded by Sandy Ehrig, to **adopt Resolution No. 017 (2019/2020).** After due consideration and discussion the roll was called. Aye: Nealson, Ehrig, Hanson, Mittman, Sampson, Spence. Nay: None. The Mayor declared the motion carried.

## 8. NEW BUSINESS

- A. Approve Amendment to HR Green Master Agreement for Municipal Services for the WWTF Improvements, Design and Bid Phase in the amount of \$2,900,000.00

Motion by Luke Spence, seconded by Barb Mittman, to **approve Amendment to HR Green Master Agreement for Municipal Services for the WWTF Improvements, Design and Bid Phase in the amount of \$2,900,000.00.** After due consideration and discussion the roll was called. Aye: Spence, Mittman, Nealson, Sampson, Ehrig, Hanson. Nay: None. The Mayor declared the motion carried.

B. Discussion and Appropriate Follow-up for the Opioid Class Action Suit

City Attorney Erin Clanton described the options to the council regarding the Opioid Class Action Suit. Consensus of the Council was to stay in the Class Action Suit.

9. REPORTS:

City Administrator Mardesen reported:

- Met with Story County Supervisor Lisa Heddens to discuss opportunities between the City and Story County.
- Thanked those that attended the Main Street Iowa event where representatives toured Nevada's Main Street district and provided several educational topics.
- October 2<sup>nd</sup> held a phone conference with John Danos regarding Burke's Development Agreement.
- Staff met with Benefit Source to discuss our renewal options. The Employee meeting is scheduled for October 30<sup>th</sup>.
- Updated council on the South Glen Subdivision and the SUDAS standards requirement.
- Leadership Nevada class will be held with Ames. The City day is scheduled for March 11, 2020.
- Mardesen will be attending ICMA in Tennessee next week.
- Talks are ongoing with the Iowa DOT regarding US30 and a possible meeting to discuss options.

Mayor Barker thanked everyone for a great Main Street Iowa visit. He attended the Community Coffee, Branding Committee meeting and the League Conference. Selection committee for the CA position will be Sandy Ehrig and Brian Hanson and three department heads. The committee will make a recommendation to the full council on November 12<sup>th</sup>. On Wednesday he will be attending an event in Colorado with Ames Economic Development.

Council Member Hanson attended the bi-annual sports meeting. Nevada staff received praise for their work with the National Tournament. The committee is excited about the Fieldhouse and the opportunities it will bring. Council Member Sampson reported on the Lincoln Highway Days meeting. Council Member Nealson noted the next community coffee is slated for November 9<sup>th</sup>. He also relayed on October 22<sup>nd</sup>, the Evergreen Historic Hustle and chili cookoff will be held with proceeds going to the Nevada Historical Society. Also on October 29<sup>th</sup> is the Main Street trick or treating, with additional activities throughout the downtown area.

Director of Fire/EMS Reynolds noted during Fire Prevention week they had three structure fires and Saturday several grain fires.

Planning and Zoning Administrator Cole advised they will be reviewing the South Glen preliminary plat at the November meeting. He also relayed a portion of South D has been paved.

Park and Rec Director Hansen noted staff will begin shutting down the parks next week.

Public Works Director Neal relayed repairs at the wastewater plant have been made. Kingsbury will begin training tomorrow.

Library Director Speer reported staff has been covering for the Children's Librarian position while the search continues to fill the position.

Public Safety Director Martinez reminded all that his staff will be hosting a movie night at the Lincoln-Jefferson Highways Heritage Park on Thursday, October 17<sup>th</sup> beginning at 6:00 p.m.

City Clerk Wright advised she will be attending IMFOA Conference on Thursday and Friday. Budget Worksheets went out to staff last week. The date for the Budget Workshop has been changed to immediately following the regular council meeting on Monday, January 27, 2020.

City Engineer Stevens updated the council on the ongoing projects. The Central Business District plans are approximately 90% complete. The final steering committee will meet early November and a public meeting will also be held. Bid letting is slated for January/February.

Mayor Barker congratulated City Administrator Mardesen on the City Manager of the Year Award.

#### 10. ADJOURNMENT

There being no further business to come before the meeting, motion by Dane Nealson, seconded by Jason Sampson, to **adjourn the meeting**. Following voice vote, the Mayor declared the motion carried at 7:19 p.m. the meeting adjourned.

\_\_\_\_\_  
Brett Barker, Mayor

ATTEST:

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Kerin Wright, City Clerk

Published: \_\_\_\_\_  
Council Approved: \_\_\_\_\_