
NEVADA CITY COUNCIL - MONDAY, JULY 14, 2014 6:05 P.M.

1. Call to Order

The City Council of the City of Nevada, Iowa, met for a regular meeting in the Council Chambers located at City Hall, 1209 6th Street, Nevada, Iowa. Mayor Lynn Lathrop, convened the meeting at 6:05 p.m. on Monday, July 14, 2014, 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: Chris Clark, Brian Hanson, Jane Heintz, Andrew Kelly and Jim Walker. Absent: Ray Schwichtenberg.

Staff Present: Elizabeth Hansen, Kerin Wright, Ric Martinez, Ray Reynolds, Mike Neal, Shawn Cole, Erin Clanton, Larry Stevens, Jeremy Huntsman, Dave Johnson, Josh Grimm and Beth Williams.

Also in attendance were: Marlys Baker, Mike and Cali Smith, Jody L. Brooke, Darby Brooke, Mitzi Alexander, Maryann Fleshman, LaVern Rullestad, Ann Patterson, Samantha Appelgate, Rhonda Appelgate, Bernie and Donna Arends, Rick Hugdahl, Jerry Patterson, Al Kockler, LaVon Schiltz, Lynn Stevens, Don and Cathy Bagley, Matt Brooke and Andrea Dorn.

3. APPROVAL OF AGENDA

Motion by Chris Clark, seconded by Brian Hanson, to **approve the agenda**. After due consideration and discussion the roll was called. Aye: Clark, Hanson, Heintz, Kelly and Walker. Nay: None. The Mayor declared the motion carried.

4. PUBLIC FORUM: Time set aside for comments from the public on topics of City business other than those listed on the agenda – no action may be taken. (Please keep your comments to five minutes or less.)

A. Rick Hugdahl presented the council with the FY 2014/2015 Iowa Community Assurance Pool and Iowa Municipalities Workers Compensation Association renewals.

B. Cali Smith addressed the council regarding an incident with the police department. Cali requested information and was advised to make a written Open Records Request of the items she is wanting.

C. LaVern Rullestad addressed the council regarding the police department.

5. CONSENT AGENDA

Motion by Andrew Kelly, seconded by Jim Walker, to **approve the following consent agenda items:**

- A. Approve Minutes of the Regular Meeting held on June 23, 2014
- B. Approve Payment of Cash Disbursements, including Check Numbers 60565-60739 (Inclusive) Totaling \$523,987.00 (See attached list)
- C. Authorize Payment of \$47,899 to Iowa Municipal Workers Company Association for FY 2014/2015 Insurance
- D. Authorize Payment of \$141,241.93 to Iowa Communities Assurance Pool for FY 2014/2015 Insurance
- E. Approve Renewal of Class "B" Beer Permit and Outdoor Service Area for Nevada Jaycees, 835 6th Street, Effective August 23 – August 28, 2014
- F. Approve Business Associate Agreement with Story County Medical Center
- G. Approve Memorandum of Understanding with Story County Public Health/Homeward and City of Nevada (Gates Hall) for Mass Dispensing Sites in Story County

After due consideration and discussion the roll was called. Aye: Kelly, Walker, Clark, Hanson and Heintz. Nay: None. The Mayor declared the motion carried.

6. OLD BUSINESS

- A. Ordinance No. 981 (2014/2015): An Ordinance to update Chapter 55, Animal Protection and Control

Rhonda Appelgate presented the council with options for the Animal Code.

Ann Patterson presented the council with a petition with a 106 signatures that states, "The undersigned, citizens of Nevada, Iowa, hereby petition the Nevada City Council to vote "NO" to the proposed ordinance allowing urban chickens within the city limits of Nevada, Iowa." She would like the petition to be kept on file for any future discussions.

Andrea Dorn addressed the council regarding the cat and dog licensing ordinance.

Motion by Andrew Kelly, seconded by Jane Heintz, to **adopt Ordinance No. 981 (2014/2015), first reading**. After due consideration and discussion the roll was called. Aye: Kelly, Walker, Clark, Hanson, Heintz. Nay: None. The Mayor declared the motion carried.

- B. Ordinance No. 982 (2014/2015): An Ordinance to add new section Chapter 56, Cat and Dog Licensing

Motion by Brian Hanson, seconded by Andrew Kelly, to **adopt Ordinance No. 982 (2014/2015), first reading**. After due consideration and discussion the roll was called. Aye: Hanson, Kelly, Walker, Clark, Heintz. Nay: None. The Mayor declared the motion carried.

- C. Approve Job Description for Animal Control Officer

Motion by Brian Hanson, seconded by Jim Walker, to **approve the Animal Control Officer Job Description**. After due consideration and discussion the roll was called. Aye: Hanson, Walker, Clark, Heintz, Kelly. Nay: None. The Mayor declared the motion carried.

- D. Airport Road, Plat 6 Project, Con-Struct, Inc.

1. Approve Change Order No. 3 (deduct) in the amount of \$42,464.65

Motion by Jim Walker, seconded by Andrew Kelly, to **approve Change Order No. 3 (deduct) for Airport Road, Plat 6 Project to Con-Struct in the amount \$42,464.65.** After due consideration and discussion the roll was called. Aye: Walker, Kelly, Clark, Hanson, Heintz. Nay: None. The Mayor declared the motion carried.

2. Approve Final Pay Request of \$375.00

Motion by Andrew Kelly, seconded by Jim Walker, to **approve Final Pay Request for Airport Road, Plat 6 Project to Con-Struct in the amount of \$375.00.** After due consideration and discussion the roll was called. Aye: Kelly, Walker, Clark, Hanson, Heintz. Nay: None. The Mayor declared the motion carried.

E. 2013 Street Improvement Project, J and K Contracting

1. Approve Change Order No. 2 in the amount of \$9,878.45

Motion by Jim Walker, seconded by Brian Hanson, to **approve Change Order No. 2 for 2013 Street Improvement Project to J&K Contracting in the amount of \$9,878.45.** After due consideration and discussion the roll was called. Aye: Walker, Hanson, Clark, Heintz, Kelly. Nay: None. The Mayor declared the motion carried.

2. Approve Pay Request No. 3 in the amount of \$319,840.76

Motion by Brian Hanson, seconded by Jane Heintz, to **approve Pay Request No. 3 for 2013 Streets Project to J&K Contracting in the amount of \$319,840.76.** After due consideration and discussion the roll was called. Aye: Hanson, Clark, Heintz, Kelly, Walker. Nay: None. The Mayor declared the motion carried.

7. NEW BUSINESS

A. Approve Purchase of Truck for Street Department

Motion by Brian Hanson, seconded by Jane Heintz, to **approve the purchase of a 2014 Ford F250 4x4 truck for the street department from Ames Ford Lincoln for the amount of \$17,520.00 after trade in.** After due consideration and discussion the roll was called. Aye: Hanson, Heintz, Kelly, Walker, Clark. Nay: None. The Mayor declared the motion carried.

8. REPORTS

Jane Heintz and Lynn Lathrop reported on the Community Betterment Committee meeting. One concept is being prepared.

Elizabeth Hansen reported:

* More information is being gathered before the soccer concession stand will be placed back on the agenda. The City/School meeting is next Tuesday and they will be discussing this item.

* Elizabeth Hansen and Jane Heintz attended the Iowa Downtown Forum in Knoxville. There was a roundtable discussion of downtowns, festivals, recruitment and ideas from

communities. Other discussions were: Visioning (update the 20/20 Plan), Branding, Downtown Assessment, Façade Improvements and becoming a Main Street Iowa Community. Hansen asked council for their thoughts on what role the city should take. Neither the NEDC or the Chamber are doing any of these items. She suggested possibly getting businesses together to get it started.

* Iowa League of Cities Annual Conference is being held in Council Bluffs in September. Kerin Wright, Ric Martinez, Lynn Lathrop and Elizabeth Hansen will be attending. There is still time to sign up if anyone is wanting to attend.

* Hansen has been approved as a Credentialed Manager.

Andrew Kelly was in favor of hosting a meeting with the local businesses to see if there was interest from the business owners in the downtown area. Cathy Bagley felt the businesses weren't doing enough to get people out of their houses and to the downtown area. There used to be different events to get people to the area. Chris Clark advised the theatre is trying to get different performers.

Jim Walker suggested staff look at possibly waiving the first time license fee or something similar to get people in to license their pets.

Beth Williams reported the summer programs at the library have been well attended. The Tween reading book club will go to the ISU Robotics Lab. The library will be upgrading staff computers.

Shawn Cole reported the projects are going well. He will be out of the office Thursday through next week for Ragbrai.

Mike Neal thanked the council for the pickup purchase. Staff has been trimming trees and fixing stop signs. They will begin patching on 11th Street and it will be closed from F to E.

Ray Reynolds advised the fire station is being painted by the volunteers. A Thank you to Al Kockler for the donation of a large flag that was on display for the 4th of July parade. They have received requests from other communities to display at their celebrations. They are testing hydrants to see if they can be painted. They would like to paint them red and are asking any community groups that are interested in helping to notify him. They will be adding new volunteers to the staff. Patches have been painted on the wall at the station thanks to Paige Plate. The station is looking very nice thanks to the hard work of the volunteers.

Ric Martinez reported Kelli Springer sprained her shoulder in defensive tactic training at the academy. She is scheduled to graduate August 1st. Martinez reported the trail has been painted with color codes. This will make it easier to locate someone who is injured on the trail to tell dispatch where they are.

Kerin Wright reported Data Tech was here to do more training. Financial reports will be presented at the next council meeting. Wright will be preparing several reports coming up: Debt Obligation Report, Street Finance Report and the Annual Financial Report.

Larry Stevens reported that Manatt's will begin work on 6th Street Project in early August. They will also be doing patching on I.

9. ADJOURNMENT

There being no further business to come before the meeting, motion by Chris Clark, seconded by Jane Heintz, to **adjourn the meeting**. Following voice vote, the Mayor declared the motion carried at 7:40 p.m. the meeting adjourned.

Lynn Lathrop, Mayor

ATTEST:

Kerin Wright, City Clerk

Published: _____
Council Approved: _____