

---

NEVADA CITY COUNCIL - MONDAY, JULY 28, 2014 6:04 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 6<sup>th</sup> Street, Nevada, Iowa. Mayor Lynn Lathrop, convened the meeting at 6:04 p.m. on Monday, July 28, 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 Ray Schwichtenberg. Absent: Jim Walker.

Staff Present: Elizabeth Hansen, Kerin Wright, Ric Martinez, Ray Reynolds, Matt Snyder, Mike Neal, Shawn Cole, Tim Hansen, Matt Snyder, Jeremy Huntsman and Erin Clanton.

Also in attendance were: Brett Van Waus, Kristie Stensland, Jeremy Gould, Jessica Lochart, Andrew Henderson, Rhonda Appelgate, Jody Brooke, Lynn Scarlett, Mitzi Alexander, Fred Malvern, Jeff Stensland, Barb Elgersma, Jackie O'Leary, Trevor Lochart, Chris Melton, Jason Corbin, Elisabeth Moe, Gary Howard, David Donnelly, Andrea Dorn and Carla Schimelfeng.

3. APPROVAL OF AGENDA

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

4. CONSENT AGENDA

Motion by Jane Heintz, seconded by Chris Clark, to **approve the following consent agenda items:**

- A. Approve Minutes of the Regular Meeting held on July 14, 2014
- B. Approve Payment of Cash Disbursements, including Check Numbers 60748-60861 (Inclusive) Totaling \$709,454.69 (See attached list)
- C. Approve Financial Reports for Month of May 2014
- D. Approve Matt Snyder, Kristie Stensland, Jeremy Gould, Jessica Lochart and Andrew Henderson as probationary Firefighter/EMT's with the Nevada Fire Department
- E. Adopt Resolution No. 001 (2014/2015): A Resolution approving an Amendment of the Economic Development Financial Assistance Contract with DuPont Danisco Cellulosic Ethanol, LLC

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

5. PUBLIC FORUM

- A. Mayor Lynn Lathrop swore in Jeremy Gould, Andrew Henderson, Jessica Lochart, Matt Snyder and Kristie Stensland as Firefighter/EMT members with the Nevada Fire Department.
- B. Rhonda Appelgate addressed her concerns regarding animal control with the council.
- C. Andrea Dorn submitted a letter to the council with questions about the ordinance the council is approving. She would like to have a committee formed to review it before its passage.

6. OLD BUSINESS

A. 2014 Sidewalk Program, Zone 6

- 1. One bid was received from Milam Concrete for the 2014 Sidewalk Program, Zone 6 in the amount of \$13,891.50.
- 2. Resolution No. 002 (2014/2015): A Resolution Awarding Contract for the 2014 Sidewalk Project.

Motion by Ray Schwichtenberg, seconded by Brian Hanson, to **adopt Resolution No. 002 (2014/2015)**. After due consideration and discussion the roll was called. Aye: Schwichtenberg, Hanson, Heintz, Kelly and Clark. Nay: None. The Mayor declared the motion carried.

B. Ordinance 981 (2014/2015): An Ordinance amending Chapter 55, Animal Control and Protection (2<sup>nd</sup> Reading).

Motion by Andrew Kelly, seconded by Ray Schwichtenberg, to **adopt Ordinance 981 (2014/2015), second reading**. After due consideration and discussion the roll was called. Aye: Kelly, Schwichtenberg, Clark, Hanson and Heintz. Nay: None. The Mayor declared the motion carried.

C. Ordinance 982 (2014/2015): An Ordinance adding Chapter 56, Cat and Dog Licensing (2<sup>nd</sup> Reading)

Motion by Brian Hanson, seconded by Jane Heintz, to **adopt Ordinance 982 (2014/2015), second reading**. After due consideration and discussion the roll was called. Aye: Hanson, Heintz, Kelly, Schwichtenberg and Clark. Nay: None. The Mayor declared the motion carried.

D. Resolution No. 003 (2014/2015): A Resolution Amending the Salary Ranges for 2014/2015 to include the Animal Control Officer Position

Motion by Andrew Kelly, seconded by Brian Hanson, to **adopt Resolution No. 003 (2014/2015)**. After due consideration and discussion the roll was called. Aye: Kelly, Hanson, Heintz, Schwichtenberg and Clark. Nay: None. The Mayor declared the motion carried.

E. Approve Pay Request No. 3 for the 2013 Well #9/Lagoon Project to C.L. Carroll in the amount of \$145,155.25

Motion by Ray Schwichtenberg, seconded by Brian Hanson, to **approve Pay Request No. 3 for the 2013 Well #9/Lagoon Project to C.L. Carroll in the amount of \$145,155.25.** After due consideration and discussion the roll was called. Aye: Schwichtenberg, Hanson, Heintz, Kelly and Clark. Nay: None. The Mayor declared the motion carried.

## 7. NEW BUSINESS

- A. Approve Lincoln Highway Day signage to be placed on city hall campus property for 2014.

Motion by Chris Clark, seconded by Jane Heintz, to **approve the placement of a sign on City Hall campus for Lincoln Highway Days for 2014.** After due consideration and discussion the roll was called. Aye: Clark, Heintz, Kelly, Schwichtenberg and Hanson. Nay: None. The Mayor declared the motion carried.

- B. Discussion and appropriate follow up on Reimbursement for Damages, 914 S 12<sup>th</sup> Street

Motion by Ray Schwichtenberg, seconded by Brian Hanson, to **approve Reimbursement for Damages at 914 S 12<sup>th</sup> Street in the amount of \$2,030.00, half the cost of the invoice from Service Master.** After due consideration and discussion the roll was called. Aye: Schwichtenberg, Hanson, Heintz and Clark. Nay: None. Abstain: Kelly. The Mayor declared the motion carried.

## 8. REPORTS

Ray Schwichtenberg reported on the NEDC meeting. They are continuing their membership drive and have appointed two new board members, Brett Barker and Doug Anthony. There are some prospects looking at property in the West Industrial Park.

Jane Heintz and Brian Hanson reported on the City/School meeting. Grant money is being sought for the repairs at Billy Sunday Field. A community garden is being considered south of the elementary. DMACC is looking to partner with Nevada School to implement a welding program. Discussion was also held on the SCORE Crow's Nest, gym space and security at the middle school.

Lynn Lathrop updated the council on the Community Betterment Committee. They are reviewing plans and narrowing down the details and green space. The next meeting will be August 4<sup>th</sup>.

Elizabeth Hansen

- A response was received from CIWA. An agreement with be prepared.
- Region XII will host a meeting with local realtors, bankers, and economic development to give an overview of the housing program Tuesday, August 12<sup>th</sup>.
- One bid was received for the 1986 Pierce Rescue Truck for \$8,500 from the City of Hopkinton, Iowa.

Shawn Cole thanked everyone for helping out while he was gone on vacation. Valley View is scheduled to be paved tomorrow. They are working on sewer at C Avenue. Projects are going well. Indian Ridge pressure tests passed and they are waiting on road design.

Mike Neal reported 11<sup>th</sup> Street will be poured this week. No other homes were affected by the sewer backup, this will be a teachable moment.

Tim Hansen advised staff is working on field projects. Pool is scheduled to close on August 17<sup>th</sup>, but they will be short staffed because of the start of school so some areas may be closed. The main objective is to operate safely.

Ray Reynolds reported the fire station doors have been installed. A few fire hydrants have been painted. Communication within the city is great. Several comments from council agreed the station was looking good. The fire department has implemented a fitness test for new members.

Ric Martinez advised they are working on a trespass issue. Koch is no longer an officer with the department. It will probably be January before the position will be filled.

Kerin Wright reported the auditors are tentatively scheduled for the end of August. Staff is busy covering for vacations and she thanked everyone for helping out.

Jeremy Huntsman was asked about the trail repair and if fill and seal cracks were the best option. Overlay isn't necessary for the trail. He will look into it. Valley View Circle should be driveable by the end of the week. Chris Clark asked if the north side of tracks on 6<sup>th</sup> Street should be included in the repairs. Huntsman explained that there is curb and gutter there and it would require a different process.

Erin Clanton reviewed a section of the Standard Operating Procedures for the Nevada City Council. It is the intent to review a small portion at each meeting. The review was on Open Records. Anything within the city is an open record, but there are a few exceptions.

## 9. ADJOURNMENT

There being no further business to come before the meeting, motion by Chris Clark, seconded by Brian Hanson, to **adjourn the meeting**. Following voice vote, the Mayor declared the motion carried at 8:05 p.m. the meeting adjourned.

\_\_\_\_\_  
Lynn Lathrop, Mayor

ATTEST:

\_\_\_\_\_  
Kerin Wright, City Clerk