
NEVADA CITY COUNCIL - MONDAY, JUNE 8, 2015 6:03 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 6:03 p.m. on Monday, June 8, 2015, 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, Jane Heintz, Andrew Kelly, Jim Walker. Absent: Brian Hanson, Ray Schwichtenberg.

Staff Present: Elizabeth Hansen, Kerin Wright, Jeremy Huntsman, Erin Clanton, Tim Hansen, Ric Martinez, Chris Brandes, Shawn Cole and Mike Neal.

Also in attendance were: Marlys Barker, Mitzi Alexander, Theodore Meier and LaVon Schiltz.

3. APPROVAL OF AGENDA

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

4. PUBLIC HEARING(S)

A. 2015 Asphalt Project

1. Public Hearing

At 6:04 p.m. Mayor Lathrop announced that this is the time and place set for a public hearing as advertised in the Nevada Journal on May 21, 2015. The public hearing is for the 2015 Asphalt Project.

There were no written or oral objections to the aforementioned recommendation. With no further comments for or against the proposal, the Mayor declared the hearing terminated at 6:04 p.m.

2. Resolution No. 053 (2014/2015): A Resolution finally approving and confirming plans, specifications, form of contract and estimate of cost for the 2015 Asphalt Paving Improvements Project

Motion by Andrew Kelly, seconded by Jim Walker, to **adopt Resolution No. 053 (2014/2015)**. After due consideration and discussion the roll was called. Aye: Kelly, Walker, Clark, Heintz. Nay: None. The Mayor declared the motion carried.

3. Resolution No. 054 (2014/2015): A Resolution awarding contract for the 2015 Asphalt Paving Improvements Project

Motion by Jane Heintz, seconded by Chris Clark, to **adopt Resolution No. 054 (2014/2015)**. After due consideration and discussion the roll was called. Aye: Heintz, Clark, Kelly, Walker. Nay: None. The Mayor declared the motion carried.

B. Urban Renewal Plan Amendment

1. Public Hearing

At 6:08 p.m. Mayor Lathrop announced that this is the time and place set for a public hearing as advertised in the Nevada Journal on May 21, 2015. The public hearing is for the Urban Renewal Plan Amendment.

There were no written or oral objections to the aforementioned recommendation. With no further comments for or against the proposal, the Mayor declared the hearing terminated at 6:08 p.m.

2. Resolution No. 055 (2014/2015): A Resolution to approve urban renewal plan amendment for the Nevada Urban Renewal Area

Motion by Chris Clark, seconded by Jane Heintz, to **adopt Resolution No. 055 (2014/2015)**. After due consideration and discussion the roll was called. Aye: Clark, Heintz, Kelly, Schwichtenberg. Nay: None. The Mayor declared the motion carried.

3. Resolution No. 056 (2014/2015): A Resolution authorizing internal advance to tax increment revenue fund for CIWA payment

Motion by Jim Walker, seconded by Andrew Kelly, to **adopt Resolution No. 056 (2014/2015)**. After due consideration and discussion the roll was called. Aye: Walker, Kelly, Clark, Heintz. Nay: None. The Mayor declared the motion carried.

C. Nevada Economic Development Agreement

1. Public Hearing

At 6:14 p.m. Mayor Lathrop announced that this is the time and place set for a public hearing as advertised in the Nevada Journal on May 21, 2015. The public hearing is for the Nevada Economic Development Agreement.

LaVon Schiltz addressed the council regarding her request to continue the working relationship between the City and NEDC.

There were no other written or oral objections to the aforementioned recommendation. With no further comments for or against the proposal, the Mayor declared the hearing terminated at 6:16 p.m.

2. Resolution No. 057 (2014/2015): A Resolution Approving Development Agreement with Nevada Economic Development Corporation, Authorizing Annual Appropriation Tax Increment Payments and Pledging Certain Tax Increment Revenues to the Payment of the Agreement

Motion by Chris Clark, seconded by Andrew Kelly, to **adopt Resolution No. 057 (2014/2015)**. After due consideration and discussion the roll was called. Aye: Clark, Kelly, Walker, Heintz. Nay: None. The Mayor declared the motion carried.

3. Resolution No. 058 (2014/2015): A Resolution authorizing internal advance for Economic Development Incentive Program Funding

Motion by Jim Walker, seconded by Andrew Kelly, to **adopt Resolution No. 058 (2014/2015)**. After due consideration and discussion the roll was called. Aye: Walker, Kelly, Clark, Heintz. Nay: None. The Mayor declared the motion carried.

5. CONSENT AGENDA

Motion by Jim Walker, seconded by Chris Clark, to **approve the following consent agenda items:**

- A. Approve Minutes of the Regular Meeting held on May 26, 2015
- B. Approve Payment of Cash Disbursements, including Check Numbers 62694-62752 (Inclusive) Totaling \$2,583,637.05 (See attached list)
- C. Approve 2015 Bridge Inspection Services Agreement from Shuck-Britson Inc
- D. Approve Fiscal Year 2015/2016 Retail Cigarette/Tobacco Permits for:
 1. Fareway Store, #426, 1505 South B Avenue
 2. The Liquor Cabinet, Inc., 835 6th Street, #1
 3. Cooks Grocery, 1116 Lincoln Highway
 4. Casey's General Store #2306, 1138 Lincoln Highway
 5. Casey's General Store #3319, 1800 South B Avenue
 6. Good & Quick Co, 519 Lincoln Highway
 7. Kum & Go #396, 136 Lincoln Highway
 8. Kum & Go #533, 731 Lincoln Highway
 9. Dollar General Store #1536, 1705 South B Avenue

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

6. MAYOR APPOINTMENTS:

A. Board of Adjustment

1. Adam Egeland, reappointment

Motion by Andrew Kelly, seconded by Chris Clark, to **approve the Mayor's recommendation to reappoint Adam Egeland to the Board of Adjustments, term expires 6/30/2020.** After due consideration and discussion the roll was called. Aye: Kelly, Clark, Heintz, Walker. Nay: None. The Mayor declared the motion carried.

B. Park/Recreation/Cemetery

1. Mark Cahill, reappointment
2. Deb Parker, reappointment

Motion by Andrew Kelly, seconded by Jim Walker, to **approve the Mayor's recommendation to reappoint Mark Cahill and Deb Parker to the Park, Recreation and Cemetery Board, term expires 6/30/2020.** After due consideration and discussion the roll was called. Aye: Kelly, Walker, Heintz, Clark. Nay: None. The Mayor declared the motion carried.

C. Fire and EMS Board

1. Randy Markley, reappointment

Motion by Andrew Kelly, seconded by Jim Walker, to **approve the Mayor's recommendation to reappoint Randy Markley to the Fire and EMS Board, term expires 6/30/2019.** After due consideration and discussion the roll was called. Aye: Kelly, Walker, Clark, Heintz. Nay: None. The Mayor declared the motion carried.

7. PUBLIC FORUM

Theodore Meier addressed the council regarding his concern about the condition of the property at 330 Q Avenue. The Public Safety Department is handling the complaint.

8. OLD BUSINESS

No Action

9. NEW BUSINESS

- A. Resolution No. 059 (2014/2015): A Resolution Authorizing an Internal Loan to subfund the Nevada Housing Assistance Program administered by Region XII Council of Governments

Motion by Andrew Kelly, seconded by Chris Clark, to **adopt Resolution No. 059 (2014/2015).** After due consideration and discussion the roll was called. Aye: Kelly, Clark, Heintz, Walker. Nay: None. The Mayor declared the motion carried.

- B. Discussion and Appropriate Follow up on Number of Members on Historic Preservation

1. Ordinance No. 986 (2014/2015): An Ordinance amending Chapter 25 of the Nevada Code of Ordinances, Historic Preservation Members

Motion by Jim Walker, seconded by Andrew Kelly, to **adopt the first reading of Ordinance No. 986, Chapter 25, reducing the number of members for the Historic Preservation Commission.** After due consideration and discussion the roll was called. Aye: Walker, Kelly, Clark, Heintz. Nay: None. The Mayor declared the motion carried.

- C. Discussion and appropriate Follow up on entering into an Agreement for Bank Financial Services

Motion by Andrew Kelly, seconded by Jane Heintz, to **approve the Agreement with Great Western for Bank Financial Services.** After due consideration and discussion the roll was called. Aye: Kelly, Heintz, Walker, Clark. Nay: None. The Mayor declared the motion carried.

- D. Discussion and Appropriate Follow up on Extended Warranty for Field Lights at 4-Plex

Motion by Jim Walker, seconded by Jane Heintz, to **approve a 15 year Extended Warranty for 4-Plex field lights from Musco for a cost of \$22,500.** After due consideration and discussion the roll was called. Aye: Walker, Heintz, Clark, Kelly. Nay: None. The Mayor declared the motion carried.

10. REPORTS

Elizabeth Hansen

- IDOT Commission is meeting today to vote on the FY 2016-2020 transportation improvement plan, which included US30 interchange project. It should be known tomorrow if the Nevada project will be in their 5 year plan.
- A draft Leadership Nevada City Session agenda was included in the packet. Comments from the last Leadership class were to take tours of the city facilities instead of a participating in a mock council meeting.
- There is no Midtown Market this year as there was not enough vendors. Discussion is ongoing on how a different event, to include a local market, could be tried next year.
- Hansen will be attending the Downtown Forum on June 18th with Lynn Scarlett from the Chamber in Williamsburg.
- Lincoln Highway Days parade theme is “Grow with us”.
- Staff has held meetings with other entities regarding annexation and public safety.

Andy Kelly suggested the council review the Standard Operating Procedures.

Mike Neal reported there were DOT survey crews near the wastewater plant today.

Tim Hansen advised decorations at the cemetery were cleaned up to allow mowing. If items are directly on the stone or base they are left alone. Pool is going well. A large tournament was held last weekend and another one is scheduled for this weekend. Chris Clark advised the cemetery look well over Memorial Day.

Ric Martinez reported the red explorer is being rotated by the officers of the fire department in order to respond to calls quickly.

Kerin Wright advised council there will be a summary on the annual training for the Municipal Securities Disclosure provided by Dorsey and Whitney. One of the requirements is to be sure council members know their role in the reporting requirements. Elizabeth Hansen told council the virus that infected the computers last week was only corrupting files and not retrieving data.

Jeremy Huntsman advised the Iowa Architectural Foundation met and there should be more information to come soon.

11. Closed Session – pursuant to Iowa Code Section 21.5 (1) (i) To evaluate the professional competency of an individual whose appointment, hiring, performance or discharge is being considered when necessary and that individual requests a closed session.

Motion by Andrew Kelly, seconded by Chris Clark, to go into Closed Session at 7:11 p.m. pursuant to Iowa Code Section 21.5 (1) (i) to evaluate the professional competency of an individual whose appointment, hiring, performance or discharge is being considered when necessary to prevent needless and irreparable injury to that individual’s reputation and that individual requests a closed session. After due consideration and discussion the Mayor put the question upon the motion and the roll being called, the following members voted. Ayes: Kelly, Clark, Heintz, Walker. Nays: None. Whereupon, the Mayor declared the motion carried.

At 7:40 p.m. Mayor Lathrop convened the closed session.

At 7:40 p.m. it was moved by Andrew Kelly, seconded by Jim Walker, to go out of Closed Session. After due consideration and discussion the Mayor put the question upon the motion and the roll being called, the following members voted. Ayes: Kelly, Walker, Heintz, Clark. Nays: None. Whereupon the Mayor declared the motion carried.

D. Approve Salary Adjustment for City Administrator

Motion by Jane Heintz, seconded by Jim Walker, to **approve a salary adjustment for the City Administrator of 3.75%, from \$45.26/hour to \$46.96/hour effective the payroll including July 1, 2015.** After due consideration and discussion, the roll was called. Aye: Heintz, Walker, Kelly. Nay: Clark. The Mayor declared the motion carried.

11. ADJOURNMENT

There being no further business to come before the meeting, motion by Andrew Kelly, seconded by Chris Clark, to **adjourn the meeting.** Following voice vote, the Mayor declared the motion carried at 7:45 p.m. the meeting adjourned.

Lynn Lathrop, Mayor

ATTEST:

Kerin Wright, City Clerk

Published: _____
Council Approved: _____