
NEVADA CITY COUNCIL - MONDAY, NOVEMBER 23, 2015 6:00 P.M.

1. Call to Order

The City Council of the City of Nevada, Iowa, met for a regular meeting at Gates Hall, 825 15th Street, Nevada, Iowa. Mayor Lynn Lathrop, convened the meeting at 6:00 p.m. on Monday, November 23, 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, Brian Hanson, Jane Heintz, Andrew Kelly, Ray Schwichtenberg, Jim Walker. Absent: None.

Staff Present: Elizabeth Hansen, Kerin Wright, Erin Clanton, Larry Stevens, Tim Hansen, Ric Martinez, Ray Reynolds, Chris Brandes, and Shawn Cole.

Also in attendance were: Marlys Barker, and over approximately one hundred citizens.

3. APPROVAL OF AGENDA

Motion by Ray Schwichtenberg, seconded by Chris Clark, to **approve the amended agenda, moving Item New Business 7E up immediately following the approval of the agenda.** After due consideration and discussion the roll was called. Aye: Schwichtenberg, Clark, Hanson, Heintz, Kelly, Walker. Nay: None. The Mayor declared the motion carried.

7E. Resolution No. 020 (2015/2016): A Resolution approving the Installation of Street Lighting at South G Avenue

Motion by Ray Schwichtenberg, seconded by Jim Walker, to **adopt Resolution No. 020 (2015/2016).** After due consideration and discussion the roll was called. Aye: Schwichtenberg, Walker, Clark, Hanson, Heintz, Kelly. Nay: None. The Mayor declared the motion carried.

4. Discussion and Appropriate Follow up on the US Highway 30 Interchange

Motion by Brian Hanson, seconded by Andrew Kelly, to **approve Layout No. 3 with the addition of a right on/right off access road on 6th Street and access road connecting West 4th Street to 6th Street.** Council was presented with a petition with approximately one thousand thirty-six (1036) signatures to keep 6th Street open and scrap the project and look into alternatives. Over twenty-three citizens spoke in regards to the proposed US Highway 30 Interchange Project. After due consideration and discussion the roll was called. Aye: None. Nay: Hanson, Kelly, Schwichtenberg, Walker, Clark, Heintz. The Mayor declared the motion failed.

Motion by Chris Clark, seconded by Jim Walker, to **reject the proposed plan and create a task force to look into other alternatives, also send a letter to the Iowa Department of Transportation informing them of the council decision and requesting changes be made to the plan.** After due consideration and discussion the roll was called. Aye: Clark,

Walker, Hanson, Heintz, Kelly, Schwichtenberg. Nay: None. The Mayor declared the motion carried.

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 November 9, 2015
- B. Approve Payment of Cash Disbursements, including EFT Checks 182-188 and Check Numbers 63723-63803 (Inclusive) Totaling \$567,776.05 (See attached list)
- C. Approve Financial Reports for Month of October, 2015
- D. Cancellation of Monday, December 28, 2015 Council Meeting
- E. Approve "New Ownership", of Class "C" Liquor License and Sunday Sales for El Jinete Mexican Restaurant, 1200 6th Street, Effective November 23rd, 2015
- F. Accept and File Annual Financial Report for FY14/15
- G. Approve Katie Harrington as probationary Firefighter with the Nevada Fire Department
- H. Approve Purchase of 4 CD's from Community Bank
- I. Approve 2016 Meeting Dates

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

6. PUBLIC FORUM

LaVon Schiltz provided the council NEDC's quarterly report.

Mayor Lathrop swore in Probationary Firefighter/EMS responder Katie Harrington.

7. OLD BUSINESS

- A. Resolution No. 017 (2015/2016): A Resolution adopting final assessment for the 2015 Sidewalk Project

Motion by Brian Hanson, seconded by Chris Clark, to **adopt Resolution No. 017 (2015/2016)**. After due consideration and discussion the roll was called. Aye: Hanson, Clark, Heintz, Kelly, Schwichtenberg, Walker. Nay: None. The Mayor declared the motion carried.

- B. Approve Pay Request No. 1 & 2 for the City Hall Campus Project from Williamson Electric in the amount of \$14,440.00 and \$4,909.60 for a total of \$19,349.60.

Motion by Jane Heintz, seconded by Ray Schwichtenberg, to **approve Pay Request No. 1 & 2 for the City Hall Campus Project from Williamson Electric in the total amount of \$19,349.60**. After due consideration and discussion the roll was called. Aye: Heintz, Schwichtenberg, Walker, Clark, Hanson, Kelly. Nay: None. The Mayor declared the motion carried.

- C. Approve Pay Request No. 1 for the 2015 Asphalt Project from Manatt's Inc in the amount of \$433,278.18.

Motion by Jim Walker, seconded by Chris Clark, to **approve Pay Request No. 1 for the 2015 Asphalt Project from Manatt's in the amount of \$433,278.18**. After due

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

8. NEW BUSINESS

- A. Resolution No. 018 (2015/2016): A Resolution obligating funds from the Urban Renewal Tax Revenue Fund for appropriation to the payment of annual appropriation tax increment financed obligations which shall come due in the next succeeding fiscal year which include: (Almaco, \$30,000); (NEDC-membership, \$65,000); (DuPont, \$580,822); (Van Houweling, \$76,000); (R Friedrich & Sons, \$15,000)

Motion by Ray Schwichtenberg, seconded by Brian Hanson, to **adopt Resolution No. 018 (2015/2016)**. After due consideration and discussion the roll was called. Aye: Schwichtenberg, Hanson Heintz, Kelly, Walker, Clark. Nay: None. The Mayor declared the motion carried.

- B. Resolution No. 019 (2015/2016): A Resolution approving Tax Increment Financing (TIF) indebtedness certification and directing the certification to be filed no later than December 1, 2015

Motion by Brian Hanson, seconded by Andrew Kelly, to **adopt Resolution No. 019 (2015/2016)**. After due consideration and discussion the roll was called. Aye: Hanson, Kelly, Schwichtenberg, Walker, Clark, Heintz. Nay: None. The Mayor declared the motion carried.

- C. Approve Renewal of Class "C" Liquor License and Sunday Sales Privileges for Quirk's Grill and Bar, 835 6th St, Suite #3, Effective November 21st, 2015 (Timely Filed)

Motion by Jim Walker, seconded by Chris Clark, to **approve the Renewal of Class "C" Liquor License and Sunday Sales Privileges for Quirks Grill and Bar**. After due consideration and discussion the roll was called. Aye: Walker, Clark, Hanson, Kelly, Schwichtenberg. Nay: None. Abstain: Heintz. The Mayor declared the motion carried.

- D. Approve Purchase of a Commercial Washer for the Fire Department

Motion by Brian Hanson, seconded by Ray Schwichtenberg, to **approve the Purchase of a Commercial Washer for the Fire Department from Ross Chemical for \$7,317.00**. After due consideration and discussion the roll was called. Aye: Hanson, Schwichtenberg, Walker, Clark, Heintz, Kelly. Nay: None. The Mayor declared the motion carried.

- E. Moved up after agenda approval.

- F. Resolution No. 021 (2015/2016): A Resolution approving the amendment to the City of Nevada Fee Appendix to the City Code

Motion by Brian Hanson, seconded by Andrew Kelly, to **adopt Resolution No. 021 (2015/2016)**. After due consideration and discussion the roll was called. Aye: Hanson, Kelly, Schwichtenberg, Walker, Clark, Heintz. Nay: None. The Mayor declared the motion carried.

9. REPORTS

Elizabeth Hansen

- Enclosed in packet was the quarterly Orientation Binder updates
- The Emerald Ash Borer Press Release will be in the paper next week
- Hansen reminded council of the Sixth Annual Employee Appreciation Banquet. If able to attend please reply by Dec. 4th.
- The Senior Thanksgiving Luncheon is tomorrow at Gates Hall. Anyone interested in helping to serve plated meals are asked to be there by 11:00 a.m.
- City Hall will be closed on Thursday and Friday, November 26th and 27th for the Thanksgiving Holiday.

Al Kockler advised council, NEDC has a potential business for the West Industrial Park location. They are in need of guidance on where additional space might be needed if an enlarged intersection is placed at Lincoln Highway and Airport Road. He also inquired about parking space for a retail building prospect.

Shawn Cole reported the projects have been closed up for the year.

Tim Hansen invited the council to help serve the Thanksgiving Luncheon.

Kerin Wright informed council the Human Service committee met to hear requests from organizations for local option tax funding requests. TIF Certification has been completed and the budget is in full swing.

Ric Martinez relayed the Ford Explorer is in and will be detailed and ready by the first of the year. Kali Warner, Community Service Officer, has received her uniforms and is now going out on calls.

Larry Stevens advised staff is wrapping up plans on the remaining asphalt work. They have also been helping Park and Rec detail plans for a trail project along 6th Street. Staff is also working on an application for CIRTPA funds to request replacement lights for the SCORE complex.

Andy Kelly noted while some may feel the millage rate is high he appreciates the street work, planning and zoning and water departments available in our community. He relayed that the water meter replacement project has been going well. The contractor and city staff have made the transition easy.

Jessica Eyanson inquired about how the task force for the Highway 30 Interchange Project will be formed. Mayor Lathrop advised most committees are made up of the mayor, a council member and citizens.

10. 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 8:35 p.m. the meeting adjourned.

Lynn Lathrop, Mayor

ATTEST:

Kerin Wright, City Clerk

Published: _____
Council Approved: _____