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NEVADA CITY COUNCIL - MONDAY, DECEMBER 14, 2015 6:05 P.M.

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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 6:05 p.m. on Monday, December 14, 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, Erin Clanton, Larry Stevens, Kerin Wright, Tim Hansen, Ric Martinez, Ray Reynolds, Shawn Cole, Jeremy Huntsman and Mike Neal.

Also in attendance were: Marlys Barker, Brett Barker, Barb Mittman, Olivia Logsdon, Mary Ann Fleshman, Robert Mittman, Robert Ludwig, Karen Selby, Wes Hubbard, Randy Collins and Jess Eyanson.

3. APPROVAL OF AGENDA

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

4. CONSENT AGENDA

Motion by Ray Schwichtenberg, seconded by Jim Walker, to **approve the following consent agenda items:**

- A. Approve Minutes of the Regular Meeting held on November 17 and November 23, 2015
- B. Approve Payment of Cash Disbursements, including Check Numbers 63812-63916 and Electronic Payments 189-195 (Inclusive) Totaling \$2,477,558.71 (See attached list)
- C. Approve Volunteer Referral Agreement with Volunteer Center of Story County
- D. Approve Write Off of Utility Account in the amount of \$50.16, property sold before assessed
- E. Resolution No. 022 (2015/2016): A Resolution for Authorized Signers at State Bank & Trust and Community Bank
- F. Approve Resolution No. 023 (2015/2016): A Resolution Authorizing Payment of Claims Prior to Council Approval
- G. Approve Resolution No. 024 (2015/2016): a Resolution authorizing an application for Funding from the Federal STP to the CIRTPA for partial funding of SCORE Lights Replacement Project
- H. Approve Tax Abatement
  1. Permit #BP2015-22, 1534 F Avenue
  2. Permit #BP2015-28, 728 7<sup>th</sup> Street
  3. Permit #BP2015-29, 1323 5<sup>th</sup> Street

4. Permit #BP2015-30, 1321 5<sup>th</sup> Street
5. Permit #BP2015-35, 1204 K Avenue
- I. Approval of Garbage Licenses for 2016
  1. Arends Sanitation
  2. Chitty Garbage Service, Inc.

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

## 5. PUBLIC FORUM

Olivia Logsdon and Mary Ann Fleshman appeared before council to propose a dog park for Nevada.

Mayor Lathrop swore in newly elected Council Members Brett Barker, Barb Mittman and Jim Walker.

Mayor Lathrop read a Proclamation declaring January as "Fill the Foyer" Month.

## 6. OLD BUSINESS

- A. Ordinance No. 987, An Ordinance amending Chapter 70, Traffic Code Enforcement, Section 70.03 Parking Violations: Miscellaneous Violations and Snow Emergency Parking Violations, Increasing Fines

Motion by Brian Hanson, seconded by Ray Schwichtenberg, to **adopt Ordinance No. 987, Chapter 70, first reading.** After due consideration and discussion the roll was called. Aye: Hanson, Schwichtenberg, Walker, Clark, Heintz, Kelly. Nay: None. The Mayor declared the motion carried.

Motion by Ray Schwichtenberg, seconded by Brian Hanson, to **suspend the second and third reading for Ordinance No. 987, Chapter 70 and make it effective upon publication.** After due consideration and discussion the roll was called. Aye: Schwichtenberg, Hanson, Walker, Clark, Heintz, Kelly. Nay: None. The Mayor declared the motion carried.

- B. 2015 City Hall Campus Project

- 1) Approve Pay Request No. 2 from Alexander Masonry in the amount of \$5,000.00

Motion by Jane Heintz, seconded by Jim Walker, to **approve Pay Request No. 2 from Alexander Masonry for the City Hall Campus Project, Brick portion, in the amount of \$5,000.00.** After due consideration and discussion the roll was called. Aye: Heintz, Walker, Clark, Hanson, Kelly, Schwichtenberg. Nay: None. The Mayor declared the motion carried.

- 2) Approve Pay Request No. 2 from Chyma's Machine in the amount of \$22,378.36

Motion by Brian Hanson, seconded by Jane Heintz, to **approve Pay Request No. 2 from Chyma Machine for the City Hall Campus Project, Metal Fabrication portion in the amount of \$22,378.36.** After due consideration and discussion the roll was called. Aye: Hanson, Heintz, Kelly, Walker, Clark, Schwichtenberg. Nay: None. The Mayor declared the motion carried.

- 3) Resolution No. 025 (2015/2016): A Resolution Accepting the Metal Fabrication portion of the City Hall Campus Project as Substantially Complete and releasing retainage to Chyma in 30 days

Motion by Ray Schwichtenberg, seconded by Jane Heintz, to **adopt Resolution No. 025 (2015/2016)**. After due consideration and discussion the roll was called. Aye: Schwichtenberg, Heintz, Kelly, Walker, Clark, Hanson. Nay: None. The Mayor declared the motion carried.

C. 2015 Asphalt Project

- 1) Approve Pay Request No. 2 for 2015 Asphalt Project from Manatt's in the amount of \$235,835.31

Motion by Jim Walker, seconded by Jane Heintz, to **approve Pay Request No. 2 for 2015 Asphalt Project from Manatt's in the amount of \$235,835.31**. After due consideration and discussion the roll was called. Aye: Walker, Heintz, Kelly, Hanson, Clark, Schwichtenberg. Nay: None. The Mayor declared the motion carried.

7. NEW BUSINESS

- A. Approve Sump Pump Reimbursement for 1026 13<sup>th</sup> Street, \$700.00

Motion by Jim Walker, seconded by Chris Clark, to **approve the Sump Pump Reimbursement for 1026 13<sup>th</sup> Street for \$700.00**. After due consideration and discussion the roll was called. Aye: Walker, Clark, Schwichtenberg, Heintz, Hanson. Nay: None. Abstain: Kelly. The Mayor declared the motion carried.

8. REPORTS

Elizabeth Hansen:

- Budget meetings were held with department heads today. The next Council Budget Committee meeting is January 11<sup>th</sup> at 5:00 p.m. before the regular council meeting. The committee will review the Human Services recommendations.
- Hansen provided a draft of the letter to be sent to the Iowa DOT. Consensus was to follow up again when a response from the Iowa DOT was received.
- The Senior Thanksgiving Lunch was well attended. Staff and Council members helped serve approximately 110. The day before over 250 families were provided food.
- Employee Appreciation Dinner is Thursday, December 17<sup>th</sup>.
- The Cookie Parade was a successful event. Cookies sold out on Friday night.
- Enclosed in the packet was information provided by Buxton Retail Recruitment. Review the material and more discussion can be held at the Council Leadership Retreat on April 4<sup>th</sup> at the Senior Center.
- Fill the Foyer campaign will begin in January and the City will be closed Thursday and Friday, December 24<sup>th</sup> and 25<sup>th</sup> and Friday, January 1<sup>st</sup>.

Shawn Cole advised the projects are getting wrapped up for the winter. He thanked Brad Tendall, Dennis Pratt, Billy Harrison and Dave Harrison for their work on the City Hall Campus Project.

Ray Reynolds advised Phil Page will be hosting an open house for his apartment building. He has made good safety enhancements to the building. The Fire Department received a 911 Grant for 5 new radios for the new truck and 5 spare pagers. Santa arrived downtown on a fire truck. The new fire truck chassis is in Breda. They anticipate a completion date of April or May. They will be watching the work as it progresses. The vehicle will have new features the department is excited about.

Ric Martinez relayed that Ryan Hutton graduated last Friday from the academy and is eager to get started.

Kerin Wright noted the state budget forms had been received today and the process begins to import the data. Deven Markley has taken over the temporary position for handling calls related to the Water Meter Replacement Program.

Larry Stevens reported the plans have been completed for the extra work that Manatt's will do. Staff is reviewing the bid. The CIRTPA grant is due at the end of the month.

Erin Clanton advised she had spoken with the auditors regarding our note in the audit. They are wrapping it up.

9. CLOSED SESSION - Closed Session pursuant to authority found in Iowa Code 21.5 (1) (c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation **and appropriate follow-up**.

Motion by Ray Schwichtenberg, seconded by Chris Clark, to go INTO Closed Session. After due consideration and discussion the roll was called. Aye: Schwichtenberg, Clark, Heintz, Kelly, Walker, Hanson. Nay: None. The Mayor declared the motion carried.

Motion by Jim Walker, seconded by Jane Heintz, to go OUT of Closed Session. After due consideration and discussion the roll was called. Aye: Walker, Heintz, Kelly, Hanson, Clark, Schwichtenberg.

## 10. ADJOURNMENT

There being no further business to come before the meeting, motion by Andrew Kelly, seconded by Jim Walker, to **adjourn the meeting**. Following voice vote, the Mayor declared the motion carried at 8:45 p.m. the meeting adjourned.

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Lynn Lathrop, Mayor

ATTEST:

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Kerin Wright, City Clerk

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