
NEVADA CITY COUNCIL - MONDAY, NOVEMBER 14, 2016 6:00 P.M.

1. CALL TO ORDER

The City Council of the City of Nevada, Iowa, met for a special meeting in the Council Chambers located at City Hall, 1209 6th Street, Nevada, Iowa. Mayor Lynn Lathrop, convened the meeting at 6:00 p.m. on Monday, November 14, 2016, 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: Andrew Kelly, Ray Schwichtenberg, Jim Walker, Barb Mittman. Absent: Brett Barker, Brian Hanson.

Staff Present: Kerin Wright, Erin Clanton, Larry Stevens, Ric Martinez, Jim Rasmussen, Mike Neal, Shawn Cole and Beth Williams.

Also in attendance were: Marlys Barker, Al Kockler, Marc Olson, LaVon Schiltz, John Whited, Lisa Rodgers, Jane Heintz and Karen Selby.

3. APPROVAL OF AGENDA

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

4. PUBLIC HEARINGS:

At 6:01 p.m. Mayor Lathrop announced that this is the time and place set for a **public hearing** as advertised in the Nevada Journal on **October 27, 2016**. The public hearing is **to Amend the Nevada Urban Renewal Area and designate an expanded area**.

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 6:01 p.m.

A. Amendment to the Nevada Urban Renewal Area

1. Public Hearing
2. Resolution No. 017 (2016/2017): A Resolution to declare necessity and establish an urban renewal area, pursuant to Section 403.4 of the Code of Iowa and approve urban renewal plan amendment for the Nevada Urban Renewal Area

Motion by Andrew Kelly, seconded by Jim Walker, to **adopt Resolution No. 017 (2016/2017)**. After due consideration and discussion the roll was called. Aye: Kelly, Walker, Mittman, Schwichtenberg. Nay: None. The Mayor declared the motion carried.

3. Ordinance No. 992 (2016/2017): An Ordinance Providing for the Division of Taxes Levied on Taxable Property in the Nevada Urban Renewal Area, Pursuant to Section 403.19 of the Code of Iowa

Motion by Barb Mittman, seconded by Ray Schwichtenberg, to **approve the First Reading of Ordinance No. 992 (2016/2017)**. After due consideration and discussion the roll was called. Aye: Mittman, Schwichtenberg, Walker, Kelly. Nay: None. The Mayor declared the motion carried.

5. Approval of CONSENT AGENDA (Any item on the Consent Agenda may be removed for separate consideration.)
 - A. Approve Minutes of the Regular Meeting held on October 24, 2016
 - B. Approve Minutes of the Special Meeting held on November 7, 2016
 - C. Approve Payment of Cash Disbursements, including Check Numbers 65832-65931 and Electronic Checks 299-306 (Inclusive) Totaling \$258,635.69 (See attached list)
 - D. Approve Financial Reports for Month of September and October, 2016
 - E. Approve Renewal of Class E Liquor License, Class B Native Wine Permit, and Sunday Sales Privileges for Good & Quick Co., 519 Lincoln Hwy, Effective December 5, 2016
 - F. Approve Renewal of Class C Beer Permit, Class B Native Wine Permit and Sunday Sales Privileges for Casey's General Store #2306, 1138 Lincolnway, Effective January 4, 2017
 - G. Approve "New Ownership" Class C Liquor License Permit and Sunday Sales Privileges for El Mezcalito, 1200 6th Street, Effective 11/14/16
 - H. Accept and File Urban Renewal Report for FY15/16

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

6. PUBLIC FORUM

John Whited requested the council consider an Engine Brake Ordinance.

7. OLD BUSINESS

- A. Ordinance No. 990 (2016/2017): An Ordinance Amending the No parking and Stop sign for South I Ave Subdivision, second reading

Motion by Ray Schwichtenberg, seconded by Jim Walker, to **approve the Ordinance No. 990 (2016/2017), second reading**. After due consideration and discussion the roll was called. Aye: Schwichtenberg, Walker, Kelly, Mittman. Nay: None. The Mayor declared the motion carried.

- B. Ordinance No. 991 (2016/2017): An Ordinance amending Chapter 55 of the Animal Code by adding Chapter 55A, Urban Chickens, second reading

Motion by Ray Schwichtenberg, seconded by Andrew Kelly, to **approve Ordinance No. 991 (2016/2017), second reading**. After due consideration and discussion the roll was called. Aye: Schwichtenberg, Kelly, Mittman, Walker. Nay: None. The Mayor declared the motion carried.

- C. Approve Pay Request No. 6 for the 2015 Asphalt Project from Manatt's in the amount of \$49,524.60

Motion by Jim Walker, seconded by Ray Schwichtenberg, to **approve Pay Request No. 6 for the 2015 Asphalt Project from Manatt's in the amount of \$49,524.60.** After due consideration and discussion the roll was called. Aye: Walker, Schwichtenberg, Kelly, Mittman. Nay: None. The Mayor declared the motion carried.

- D. City Hall Campus Project

1. Approve Pay Request from Williamson Electric in the amount of \$2,888.00

Motion by Ray Schwichtenberg, seconded by Barb Mittman, to **approve Pay Request No. 4 for the City Hall Campus project from Williamson Electric in the amount of \$2,888.00.** After due consideration and discussion the roll was called. Aye: Schwichtenberg, Mittman, Walker, Kelly. Nay: None. The Mayor declared the motion carried.

2. Resolution No. 018 (2016/2017): A Resolution approving City Hall Campus Project Substantially Complete and release all retainage within 30 days

Motion by Ray Schwichtenberg, seconded by Jim Walker, to **adopt Resolution No. 018 (2016/2017).** After due consideration and discussion the roll was called. Aye: Schwichtenberg, Walker, Kelly, Mittman. Nay: None. The Mayor declared the motion carried.

8. NEW BUSINESS

- A. Approve Sump Pump Reimbursement for 1336 12th Street in the amount of ~~\$700.00~~ \$607.61

Motion by Ray Schwichtenberg, seconded by Barb Mittman, to **approve Sump Pump Reimbursement for 1336 12th Street in the amount of \$607.61.** After due consideration and discussion the roll was called. Aye: Schwichtenberg, Mittman, Walker. Nay: None. Abstain: Kelly. The Mayor declared the motion carried.

- B. Resolution No. 019 (2016/2017): A Resolution authorizing Release of an Assessment for the 2015 Sidewalk Project

Motion by Jim Walker, seconded by Andrew Kelly, to **adopt Resolution No. 019 (2016/2017).** After due consideration and discussion the roll was called. Aye: Walker, Kelly, Mittman, Schwichtenberg. Nay: None. The Mayor declared the motion carried.

- C. Discussion and Appropriate Follow up on Request for City Contribution from Cary Martin, Martin Second Addition Subdivision south of Hattery Park

Motion by Ray Schwichtenberg, seconded by Andrew Kelly, to **approve Option No. 1, the Development Committee recommendation to reimburse \$42,000 to Martin Second Subdivision Project for the additional crossing for water.** After due consideration and discussion the roll was called. Aye: Schwichtenberg, Kelly, Mittman, Walker. Nay: None. The Mayor declared the motion carried.

D. Resolution No. 020 (2016/2017): A Resolution Accepting and Approving the Final Plat of Martin's Second Addition, Story County, Iowa

Motion by Andrew Kelly, seconded by Jim Walker, to **adopt Resolution No. 020 (2016/2017)**. After due consideration and discussion the roll was called. Aye: Kelly, Walker, Mittman, Schwichtenberg. Nay: None. The Mayor declared the motion carried.

9. REPORTS (City Administrator/Mayor/Council/Department Heads)

Beth Williams reported Musical Lunch Breaks were well attended. They had several new groups attend. The Library served one hundred and four volunteers at their volunteer lunch. Williams attended the library conference.

Shawn Cole noted projects are wrapping up. He will be gone for training Thursday and Friday.

Mike Neal relayed staff was preparing for winter. Neal met with HR Green to discuss upcoming projects and new wastewater permit.

Kerin Wright advised the Annual Financial Report will be published in the paper and on the agenda at the next council meeting. Wright is working on the TIF Certification and the Annual Appropriations. Staff is preparing for the upcoming candidate interviews.

Larry Stevens reported upcoming projects are being prepared. He has an updated cost and potential options for the dust problem on 11th Street and addition of W Avenue. He will present to the budget committee on December 28th.

Erin Clanton reported the agreement with Carsrud will be on the next agenda.

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 6:40 p.m. the meeting adjourned.

Lynn Lathrop, Mayor

ATTEST:

Kerin Wright, City Clerk

Published: _____
Council Approved: _____