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NEVADA CITY COUNCIL - MONDAY, NOVEMBER 13, 2017 6:00 P.M.

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1. CALL TO ORDER

The City Council of the City of Nevada, Iowa, met for a meeting in the Council Chambers located at City Hall, 1209 6<sup>th</sup> Street, Nevada, Iowa. Mayor Lynn Lathrop, convened the meeting at \_\_\_ p.m. on Monday, November 13, 2017, 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: \_\_\_. Absent: Brett Barker, Andrew Kelly.

Brett Barker	___	___
Brian Hanson	___	___
Andrew Kelly	___	___
Barb Mittman	___	___
Ray Schwichtenberg	___	___
Jim Walker	___	___

Staff Present: Matt Mardesen, Erin Clanton, Larry Stevens, Kerin Wright, Ric Martinez,

Also in attendance were: Marlys Barker, and .

3. APPROVAL OF AGENDA

Motion by \_\_\_, seconded by \_\_\_, to **approve the agenda**. After due consideration and discussion the roll was called. Aye: \_\_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker	___	___
Brian Hanson	___	___
Andrew Kelly	___	___
Barb Mittman	___	___
Ray Schwichtenberg	___	___
Jim Walker	___	___

4. Approval of CONSENT AGENDA (Any item on the Consent Agenda may be removed for separate consideration.)

Motion by \_\_\_, seconded by \_\_\_, to **approve the following consent agenda items:**

- A. Approve Minutes of the Regular Meeting held on October 23, 2017
- B. Approve Payment of Cash Disbursements, including Check Numbers 67993-68111 and Electronic Numbers 420-427 (Inclusive) Totaling \$843,838.49 (See attached list)
- C. Approve Financial Reports for Month of September, 2017
- D. 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, 2018
- E. Accept and File Urban Renewal Report for FY16/17
- F. Accept and File Annual Financial Report for FY16/17
- G. Approve Tracy Frerk and John Welch as probationary members of the Nevada Fire and EMS

After due consideration and discussion the roll was called. Aye: \_\_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker                    \_\_\_    \_\_\_  
Brian Hanson                   \_\_\_    \_\_\_  
Andrew Kelly                   \_\_\_    \_\_\_  
Barb Mittman                   \_\_\_    \_\_\_  
Ray Schwichtenberg           \_\_\_    \_\_\_  
Jim Walker                     \_\_\_    \_\_\_

Motion by \_\_, seconded by \_\_, to **approve consent agenda item No. removed for separate consideration.** After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker                    \_\_\_    \_\_\_  
Brian Hanson                   \_\_\_    \_\_\_  
Andrew Kelly                   \_\_\_    \_\_\_  
Barb Mittman                   \_\_\_    \_\_\_  
Ray Schwichtenberg           \_\_\_    \_\_\_  
Jim Walker                     \_\_\_    \_\_\_

Motion by \_\_, seconded by \_\_, to **approve consent agenda item No. removed for separate consideration.** After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker                    \_\_\_    \_\_\_  
Brian Hanson                   \_\_\_    \_\_\_  
Andrew Kelly                   \_\_\_    \_\_\_  
Barb Mittman                   \_\_\_    \_\_\_  
Ray Schwichtenberg           \_\_\_    \_\_\_  
Jim Walker                     \_\_\_    \_\_\_

5. MAYOR'S APPOINTMENTS

A. Mayor's Appointment of David F. Morris to the Historic Preservation Commission to replace the resignation of Alison Boelman, term expires 6/30/2018

6. PUBLIC FORUM

A. Swear in Tracy Frerk and John Welch as probationary members of the Nevada Fire and Rescue

7. OLD BUSINESS

A. Pay Request No. 3 for the 2017 Asphalt Project from Manatt's in the amount of \$395,318.75

Motion by \_\_, seconded by \_\_, to **approve the** \_\_\_\_\_. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker                    \_\_\_    \_\_\_  
Brian Hanson                   \_\_\_    \_\_\_  
Andrew Kelly                   \_\_\_    \_\_\_  
Barb Mittman                   \_\_\_    \_\_\_  
Ray Schwichtenberg           \_\_\_    \_\_\_  
Jim Walker                     \_\_\_    \_\_\_

B. Indian Ridge, Plat 6

1. Resolution 025: to Approving Final Plat of Indian Ridge Plat 6

Motion by \_\_, seconded by \_\_, to **approve the** \_\_\_\_\_. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker                    \_\_\_    \_\_\_

Brian Hanson                    \_\_\_    \_\_\_  
Andrew Kelly                   \_\_\_    \_\_\_  
Barb Mittman                   \_\_\_    \_\_\_  
Ray Schwichtenberg         \_\_\_    \_\_\_  
Jim Walker                     \_\_\_    \_\_\_

2. Resolution 026: to Approving the Public Improvements for Indian Ridge Plat 6

Motion by \_\_, seconded by \_\_, to **approve the** \_\_\_\_\_. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker                    \_\_\_    \_\_\_  
Brian Hanson                   \_\_\_    \_\_\_  
Andrew Kelly                   \_\_\_    \_\_\_  
Barb Mittman                   \_\_\_    \_\_\_  
Ray Schwichtenberg         \_\_\_    \_\_\_  
Jim Walker                     \_\_\_    \_\_\_

3. Ordinance No. 997 (2017/2018): An Ordinance Amending Chapter 69, Parking Regulations to Establish No Parking Zones in Indian Ridge Plat 6

Motion by \_\_, seconded by \_\_, to **approve the** \_\_\_\_\_. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker                    \_\_\_    \_\_\_  
Brian Hanson                   \_\_\_    \_\_\_  
Andrew Kelly                   \_\_\_    \_\_\_  
Barb Mittman                   \_\_\_    \_\_\_  
Ray Schwichtenberg         \_\_\_    \_\_\_  
Jim Walker                     \_\_\_    \_\_\_

C. 2017 Sidewalk Project, Milam Concrete & Construction

1. Approve Change Order No. 1 in the deduction amount of \$3,395.00

Motion by \_\_, seconded by \_\_, to **approve the** \_\_\_\_\_. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

2. Approve Pay Request No. 3 in the amount of \$8,426.50

Motion by \_\_, seconded by \_\_, to **approve the** \_\_\_\_\_. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

3. Resolution No.027 (2017/2018): A Resolution approving 2017 Sidewalk Project Substantially complete, releasing retainage in 30 days

Motion by \_\_, seconded by \_\_, to **approve the** \_\_\_\_\_. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

4. Resolution No. 028 (2017/2018): A Resolution adopting a Final Assessment Schedule for the 2017 Sidewalk Project and levying Assessments

Motion by \_\_, seconded by \_\_, to **approve the \_\_\_\_\_**. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker	___	___
Brian Hanson	___	___
Andrew Kelly	___	___
Barb Mittman	___	___
Ray Schwichtenberg	___	___
Jim Walker	___	___

D. 2017 CIP Street Improvement Project, Con-Struct

1. Approve Change Order No. 13 in the amount of \$15,702.67

Motion by \_\_, seconded by \_\_, to **approve the \_\_\_\_\_**. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker	___	___
Brian Hanson	___	___
Andrew Kelly	___	___
Barb Mittman	___	___
Ray Schwichtenberg	___	___
Jim Walker	___	___

2. Approve Change Order No. 14 in the amount of \$ 3,850.34

Motion by \_\_, seconded by \_\_, to **approve the \_\_\_\_\_**. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker	___	___
Brian Hanson	___	___
Andrew Kelly	___	___
Barb Mittman	___	___
Ray Schwichtenberg	___	___
Jim Walker	___	___

3. Approve Change Order No. 15 in the amount of \$27,423.94

Motion by \_\_, seconded by \_\_, to **approve the \_\_\_\_\_**. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker	___	___
Brian Hanson	___	___
Andrew Kelly	___	___
Barb Mittman	___	___
Ray Schwichtenberg	___	___
Jim Walker	___	___

4. Approve Change Order No. 16 in the amount of \$17,834.75

Motion by \_\_, seconded by \_\_, to **approve the \_\_\_\_\_**. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker	___	___
Brian Hanson	___	___
Andrew Kelly	___	___
Barb Mittman	___	___
Ray Schwichtenberg	___	___
Jim Walker	___	___

5. Approve Change Order No. 17 in the amount of \$20,000.00

Motion by \_\_, seconded by \_\_, to approve the \_\_\_\_\_. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker	___	___
Brian Hanson	___	___
Andrew Kelly	___	___
Barb Mittman	___	___
Ray Schwichtenberg	___	___
Jim Walker	___	___

6. Approve Pay Request No. 7 in the amount of \$366,029.81

Motion by \_\_, seconded by \_\_, to approve the \_\_\_\_\_. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker	___	___
Brian Hanson	___	___
Andrew Kelly	___	___
Barb Mittman	___	___
Ray Schwichtenberg	___	___
Jim Walker	___	___

8. NEW BUSINESS

A. Request to purchase City Property at East end (dead end) of S Avenue by Kindra & Barry Jones

Motion by \_\_, seconded by \_\_, to approve the \_\_\_\_\_. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker	___	___
Brian Hanson	___	___
Andrew Kelly	___	___
Barb Mittman	___	___
Ray Schwichtenberg	___	___
Jim Walker	___	___

B. 2018 Wellness Program

Motion by \_\_, seconded by \_\_, to approve the \_\_\_\_\_. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker	___	___
Brian Hanson	___	___
Andrew Kelly	___	___
Barb Mittman	___	___
Ray Schwichtenberg	___	___
Jim Walker	___	___

C. Switch to High Speed Internet through Mediacom

Motion by \_\_, seconded by \_\_, to approve the \_\_\_\_\_. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker	___	___
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Brian Hanson                    \_\_\_    \_\_\_  
Andrew Kelly                   \_\_\_    \_\_\_  
Barb Mittman                   \_\_\_    \_\_\_  
Ray Schwichtenberg           \_\_\_    \_\_\_  
Jim Walker                     \_\_\_    \_\_\_

D. Approve Bid for Accessible Ramp at the Cemetery Sexton Building

Motion by \_\_, seconded by \_\_, to **approve the \_\_\_\_\_**. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker                    \_\_\_    \_\_\_  
Brian Hanson                   \_\_\_    \_\_\_  
Andrew Kelly                   \_\_\_    \_\_\_  
Barb Mittman                   \_\_\_    \_\_\_  
Ray Schwichtenberg           \_\_\_    \_\_\_  
Jim Walker                     \_\_\_    \_\_\_

E. 2017 City of Nevada/Soccer Club Agreement

Motion by \_\_, seconded by \_\_, to **approve the \_\_\_\_\_**. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker                    \_\_\_    \_\_\_  
Brian Hanson                   \_\_\_    \_\_\_  
Andrew Kelly                   \_\_\_    \_\_\_  
Barb Mittman                   \_\_\_    \_\_\_  
Ray Schwichtenberg           \_\_\_    \_\_\_  
Jim Walker                     \_\_\_    \_\_\_

F. Nevada Senior Citizens Agreement for use of the Nevada Senior Community Center

Motion by \_\_, seconded by \_\_, to **approve the \_\_\_\_\_**. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker                    \_\_\_    \_\_\_  
Brian Hanson                   \_\_\_    \_\_\_  
Andrew Kelly                   \_\_\_    \_\_\_  
Barb Mittman                   \_\_\_    \_\_\_  
Ray Schwichtenberg           \_\_\_    \_\_\_  
Jim Walker                     \_\_\_    \_\_\_

G. Ordinance No. 998 (2017/2018): An Ordinance Adding a New Section to Chapter 69 with Regard to Passenger Loading and Unloading Zones

Motion by \_\_, seconded by \_\_, to **approve the \_\_\_\_\_**. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker                    \_\_\_    \_\_\_  
Brian Hanson                   \_\_\_    \_\_\_  
Andrew Kelly                   \_\_\_    \_\_\_  
Barb Mittman                   \_\_\_    \_\_\_  
Ray Schwichtenberg           \_\_\_    \_\_\_  
Jim Walker                     \_\_\_    \_\_\_

H. Discussion and Appropriate Follow-up on City Commitment to a portion of the Nevada Vision 2020 Capstone Project, Baseball Field

Motion by \_\_, seconded by \_\_, to **approve the \_\_\_\_\_**. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker                    \_\_\_    \_\_\_  
Brian Hanson                   \_\_\_    \_\_\_  
Andrew Kelly                   \_\_\_    \_\_\_  
Barb Mittman                   \_\_\_    \_\_\_

Ray Schwichtenberg            \_\_\_    \_\_\_  
Jim Walker                        \_\_\_    \_\_\_

I. Discussion and Appropriate Follow-up on Council Vacancy

Motion by \_\_, seconded by \_\_, to **approve the \_\_\_\_\_**. After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker                        \_\_\_    \_\_\_  
Brian Hanson                       \_\_\_    \_\_\_  
Andrew Kelly                       \_\_\_    \_\_\_  
Barb Mittman                       \_\_\_    \_\_\_  
Ray Schwichtenberg               \_\_\_    \_\_\_  
Jim Walker                         \_\_\_    \_\_\_

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

10. ADJOURNMENT

There being no further business to come before the meeting, motion by \_\_\_\_, seconded by \_\_\_\_, to **adjourn the meeting**. Following voice vote, the Mayor declared the motion carried at \_\_\_\_ p.m. the meeting adjourned.

OR

After due consideration and discussion the roll was called. Aye: \_\_. Nay: None. The Mayor declared the motion carried.

Brett Barker	_____	_____
Brian Hanson	_____	_____
Andrew Kelly	_____	_____
Barb Mittman	_____	_____
Ray Schwichtenberg	_____	_____
Jim Walker	_____	_____

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

ATTEST:

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

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