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NEVADA CITY COUNCIL - MONDAY, FEBRUARY 12, 2018 6:01 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 Brett Barker, convened the meeting at 6:01 p.m. on Monday, February 12, 2018, 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: Brian Hanson, Barb Mittman, Dane Nealson, Jason Sampson, Luke Spence, Jim Walker. Absent: None.

Staff Present: Matt Mardesen, Erin Clanton, Brandon Mickelson, Kerin Wright, Ric Martinez, Shawn Cole, Ray Reynolds and Austin Fortsch.

Also in attendance were: Marlys Barker, Robert Mittman, Katie and Regan Fortsch, Josh Bennett and Riley Moots.

3. APPROVAL OF AGENDA

Motion by Brian Hanson, seconded by Dane Nealson, to **approve the amended agenda by removing Item 5H (Austin Fortsch) from the consent agenda**. After due consideration and discussion the roll was called. Aye: Hanson, Nealson, Sampson, Spence, Walker, Mittman. Nay: None. The Mayor declared the motion carried.

4. PUBLIC HEARINGS:

- A. Amend Zoning Ordinance, reduce setback requirements  
1. Public Hearing

At 6:01 p.m. Mayor Barker announced that this is the time and place set for a **public hearing** as advertised in the Nevada Journal on **January 25, 2018**.

The public hearing is to **consider reducing setback requirements for interior side yards**.

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.

2. Ordinance No. 999 (2017/2018): An Ordinance amending Chapter 165 (Land Development, Zoning Regulations) of the City Code to Amend Interior Side Yard Setbacks for Single/Two Family Dwellings

Motion by Dane Nealson, seconded by Jason Sampson, to **approve Ordinance No. 999 (2017/2018), first reading**. After due consideration and discussion the roll was

called. Aye: Nealson, Sampson, Spence, Walker, Hanson, Mittman. 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.)

Motion by Jason Sampson, seconded by Jim Walker, to **approve the following consent agenda items except for the removal of Item H (Austin Fortsch) for separate consideration:**

- A. Approve Minutes of the Regular Meeting held on January 22, 2018
- B. Approve Minutes of the FY2018/2019 Budget Workshop held on February 5, 2018
- C. Approve Payment of Cash Disbursements, including Check Numbers 68529-68645 and Electronic Numbers 456-459 (Inclusive) Totaling \$253,439.69 (See attached list)
- D. Approve Class "B" Wine Permit (Carryout Wine), Class "C" Beer Permit, and Sunday Sales Privileges for DolgenCorp, LLC, d/b/a Dollar General Store #1536, 1705 South B Avenue, Effective March 1, 2018
- E. Schedule Public Hearing on Fiscal Year 2019 Budget for March 12, 2018 at 6:00 p.m. and Authorize Publication of Notice on February 22<sup>nd</sup>, 2018
- F. Schedule Public Hearing on Fiscal Year 2019 Capital Improvements Program for March 12, 2018 at 6:00 p.m. and Authorize Publication of Notice on February 22<sup>nd</sup>, 2018
- G. Resolution No. 040 (2017/2018): A Resolution to enter into a 28E Agreement with Story County to provide Dispatch/Jail Services for FY2018/2019
- H. Approve Probationary Members to Nevada Fire and EMS: Riley Moots, ~~Austin Fortsch~~, Josie Bailey and Joshua Bennett

After due consideration and discussion the roll was called. Aye: Sampson, Walker, Hanson, Mittman, Nealson, Spence. Nay: None. The Mayor declared the motion carried.

Motion by Brian Hanson, seconded by Jim Walker, to **approve consent agenda item No. H (Austin Fortsch) removed for separate consideration.** After due consideration and discussion the roll was called. Aye: Hanson, Walker, Nealson, Sampson, Spence. Nay: None. Abstain: Mittman. The Mayor declared the motion carried.

## 6. PUBLIC FORUM

Mayor Barker swore in Nevada Fire and EMS probationary volunteers: Riley Moots, Austin Fortsch and Joshua Bennett.

## 7. OLD BUSINESS

- A. Approve Pay Request No. 1 for the 2017 Footing Drain Collector Line Improvements by Keller Excavating in the amount of \$24,685.75

Motion by Brian Hanson, seconded by Barb Mittman, to **approve Pay Request No. 1 for the 2017 Footing Drain Collector Line Improvements from Keller Excavating in the amount of \$24,685.75.** After due consideration and discussion the roll was called. Aye: Hanson, Mittman, Nealson, Sampson, Spence, Walker. Nay: None. The Mayor declared the motion carried.

- B. 2017 CIP Street Improvement Project, Con-Struct Inc.

1. Resolution No. 041 (2017/2018): A Resolution Accepting the 2017 CIP Street Improvements Project as Substantially Complete and releasing retainage, withholding \$15,000 for punch list items

Motion by Jim Walker, seconded by Luke Spence, to **adopt Resolution No. 041 (2017/2018)**. After due consideration and discussion the roll was called. Aye: Walker, Spence, Hanson, Mittman, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

2. Approve Pay Request No. 10 in the amount of \$178,432.30

Motion by Dane Nealson, seconded by Barb Mittman, to **approve Pay Request No. 10 for the 2017 CIP Street Improvements Project from Con-Struct in the amount of \$178,432.30, (retainage minus \$15,000)**. After due consideration and discussion the roll was called. Aye: Nealson, Mittman, Sampson, Spence, Walker, Hanson. Nay: None. The Mayor declared the motion carried.

## 8. NEW BUSINESS

- A. Discussion and Appropriate Follow up on Story County Medical Center Wind Turbine

Motion by Jim Walker, seconded by Dane Nealson, to **decline to purchase turbine and give six month notice to repair, replace or remove per the agreement**. After due consideration and discussion the roll was called. Aye: Walker, Nealson, Sampson, Spence, Hanson, Mittman. Nay: None. The Mayor declared the motion carried.

## 9. REPORTS:

City Administrator Mardesen:

- On Tuesday, February 6<sup>th</sup> met with Communication Innovations to assess updates to the Council Chambers
- Meeting with school on Friday, February 16 to discuss cost estimates for the Baseball Field
- NEDC is reviewing the options for LaVon's replacement
- IMWCA's Brad Chrisman introduced himself and made a few minor recommendations while on site at the wastewater facility and street shed.
- A test group has begun the conversion process for the new email server. As soon as everything is up and running smoothly the rest of the staff and council will be switched over to the new email.

Mayor Barker attended the Lions Club to give a city update. Also participated in MLA and FEMA trainings. Attended the Coffee with Council at Farm Grounds. The Fill the Foyer event was a success. Plans for a meeting to discuss the Opioid epidemic was postponed.

Director of Fire/EMS Reynolds reported Mardesen and himself were submitting an article on Ultra High Pressure Fire Suppression for the League of Cities Cityscape publication.

Public Safety Director Martinez noted last week was busy with the Carmoli Fire and homicide and then a threat today at the school. He thanked his staff for their extra efforts the last couple weeks. He also thanked the State Fire Marshall's office for their assistance. He felt the evacuation at the school went well.

10. ADJOURNMENT

There being no further business to come before the meeting, motion by Jim Walker, seconded by Dane Neelson, to **adjourn the meeting**. Following voice vote, the Mayor declared the motion carried at 6:40 p.m. the meeting adjourned.

\_\_\_\_\_  
Brett Barker, Mayor

ATTEST:

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Kerin Wright, City Clerk

Published: \_\_\_\_\_

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