
NEVADA CITY COUNCIL - MONDAY, APRIL 26, 2021 6:02 P.M.

1. CALL TO ORDER

The City Council of the City of Nevada, Iowa, met for a meeting in the Council Chambers of Nevada City Hall located at 1209 6th Street, Nevada, Iowa. Mayor Brett Barker, convened the meeting at 6:02 p.m. on Monday, April 26, 2021, 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, Jason Sampson, Dane Nealson, Sandy Ehrig, Luke Spence, Barb Mittman. Absent: None.

Staff Present: Erin Clanton, Jordan Cook, Kerin Wright, Ric Martinez, Ray Reynolds, Tim Hansen, Jeremy Rydl, Chris Brandes and Larry Stevens.

Also in attendance were: Marty Chitty, John Hall, Karen Selby, Linda Griffith, Susan Haberl, Michelle Cassabaum, Don Juhl and Todd MacVey.

3. APPROVAL OF AGENDA

Motion by Brian Hanson, seconded by Barb Mittman, to **approve the agenda**. After due consideration and discussion the roll was called. Aye: Hanson, Mittman, Nealson, Sampson, Spence, Ehrig. Nay: None. The Mayor declared the motion carried.

4. PUBLIC HEARING(S)

A. Sale of Property, Gates Hall

1. Public Hearing –

At 6:04 p.m. Mayor Barker announced that this is the time and place set for a **public hearing** as advertised in the Nevada Journal on **April 15, 2021**. The public hearing is **for the proposed Sale of Property, Gates Hall**. There were **written objections presented to council** to the aforementioned recommendation. At 6:05 p.m. the hearing was closed.

2. Resolution No. 098 (2020/2021): A Resolution to Dispose of Real Property, Gates Hall

Motion by Barb Mittman, seconded by Dane Nealson, to **adopt Resolution No. 098 (2020/2021)**. After due consideration and discussion the roll was called. Aye: Mittman, Nealson, Sampson, Spence, Ehrig, Hanson. Nay: None. The Mayor declared the motion carried.

B. ITC Electric Transmission Franchise

1. Public Hearing –

At 6:06 p.m. Mayor Barker announced that this is the time and place set for a **public hearing** as advertised in the Nevada Journal on **April 15, 2021**. The public hearing is for the **proposed addition of Chapter 114, Electric Transmission Franchise, to the City of Nevada Code of Ordinances.**

There were **no written or oral objections** to the aforementioned recommendation. The hearing was closed at 6:06 p.m.

2. Ordinance No. 1017 (2020/2021): An Ordinance Amending the City Code of Nevada, Iowa by Adding Chapter 114, Electric Transmission Franchise with ITC Midwest LLC

Motion by Jason Sampson, seconded by Sandy Ehrig, to **approve Ordinance No. 1017 (2020/2021), first reading.** After due consideration and discussion the roll was called. Aye: Sampson, Ehrig, Hanson, Mittman, Neilson, Spence. 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 Dane Neilson, seconded by Jason Sampson, to **approve the following consent agenda items:**

- A. Approve Minutes of the Regular Meeting held on April 12, 2021
- B. Approve Payment of Cash Disbursements, including Check Numbers 75524-75604 and Electronic Numbers 926-932 (Inclusive) Totaling \$520,057.86 (See attached list)
- C. Approve Renewal Class "C" Liquor License, Class "B" Native Wine, Sunday Sales and Catering Privilege Permit, Farmhouse Catering LC, d/b/a Gatherings, 1024 6th Street, Effective April 25, 2021
- D. Schedule Public Hearing for Fiscal Year 2020/2021 Budget Amendment, #2, for May 24, 2021 and Authorize Publication

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

6. PUBLIC FORUM

- A. Mayor Barker proclaimed the week of May 9-May 15, 2021, as Economic Development Week, and thanked NEDC and the Ames Chamber for their efforts.
- B. Mayor Barker swore in Police Officer Kellan Sydnes.

7. OLD BUSINESS

- A. Approve Pay Request No. 4 for the Wastewater Treatment Facility, Phase 1, from Wenthold Excavating LLC in the amount of \$173,867.34

Motion by Jason Sampson, seconded by Brian Hanson, to **approve Pay Request No. 4 for the Wastewater Treatment Facility, Phase 1, from Wenthold Excavating LLC in the amount of \$173,867.34.** After due consideration and discussion the roll was called. Aye: Sampson, Hanson, Mittman, Neilson, Spence, Ehrig. Nay: None. The Mayor declared the motion carried.

- B. Resolution No. 099 (2020/2021): A Resolution modifying the Emergency Response to COVID 19 Pandemic

Motion by Barb Mittman, seconded by Sandy Ehrig, to **adopt Resolution No. 099, (2020/2021).** After due consideration and discussion the roll was called. Aye: Mittman, Ehrig, Hanson, Neelson, Sampson, Spence. Nay: None. The Mayor declared the motion carried.

8. NEW BUSINESS

- A. Approve Neighborhood Improvement Incentive Program, 1718 2nd St., Cary & Sheri Martin

Motion by Luke Spence, seconded by Jason Sampson, to **approve the Neighborhood Improvement Incentive Plan for Cary and Sherri Martin for demolition of 1718 2nd St. in the amount of \$6,717.46.** After due consideration and discussion the roll was called. Aye: Spence, Sampson, Ehrig, Hanson, Mittman, Neelson. Nay: None. The Mayor declared the motion carried.

- B. Resolution No. 100 (2020/2021): A Resolution setting Requirements for the Sale of Certain Property located within the Amended and Restated Urban Renewal Area; (2) Determining that the Proposal submitted by a Potential Purchaser satisfies the Requirements and Declaring the Intent of the City to Accept the Proposal Proposed, in the Event that No Competing Proposals are Submitted; And (3) Soliciting Competing Proposals.

Motion by Brian Hanson, seconded by Dane Neelson, to **adopt Resolution No. 100 (2020/2021).** After due consideration and discussion the roll was called. Aye: Hanson, Neelson, Sampson, Spence, Ehrig, Mittman. Nay: None. The Mayor declared the motion carried.

9. Nuisance Hearing for 536 4th Street

Nuisance Hearing began at 6:22 p.m. regarding 536 4th Street. City Attorney Erin Clanton provided the exhibits regarding the property and the violations of Nevada City Code Chapter 145 creating a nuisance on the property. Director of Fire/EMS Reynolds provided details regarding the fire that took place at the property. Property owner Todd MacVey and his attorney Don Juhl provided their documentation and response. Nuisance Hearing concluded at 7:45 p.m.

- A. Action on Council Findings regarding Nuisance

After due consideration and discussion consensus of the council determined the property to be a nuisance in violation of Nevada City Code Chapter 145 and instructed City Attorney Clanton to draft a Resolution and Order for the property going forward. The council will review the resolution at the special meeting on April 29th, 2021.

10. REPORTS:

Mayor Barker reported on the vaccination efforts. He also advised the city is collaborating with Main Street to get some murals for downtown.

Council Member Nealson reported on the Donut Dash and other events. Council Member Sampson noted the Masonic pancake breakfast went well. They will also be having a Food Truck, Car Show and Bags Tournament event. Council Member Hanson relayed the comments he heard during a baseball tournament regarding the SCORE park fields and how great they were.

Public Works Director Rydl advised Mark Jones began his duties as Wastewater Supervisor. Staff has been patching and putting rock down.

Director of Fire/EMS Reynolds reported Mary Greeley donated a cardiac monitor. He also relayed his experience with recruiting volunteers.

Park and Rec Director Hansen advised spring programs are in full force, staff has been working at the cemetery. He thanked the Rotary for their work at the pool and they also had volunteers at the cemetery. Trees were planted by volunteers at Harrington Park as well.

Public Safety Director Martinez reported on the hiring issues and how it is affecting a lot of departments.

City Engineer Stevens updated council on the various projects within the city.

11. ADJOURNMENT

There being no further business to come before the meeting, motion by Brian Hanson, seconded by Dane Nealson, to **adjourn the meeting**. Following voice vote, the Mayor declared the motion carried at 7:59 p.m. the meeting adjourned.

Brett Barker, Mayor

ATTEST:

Kerin Wright, City Clerk

Published: _____
Council Approved: _____