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NEVADA CITY COUNCIL - MONDAY, APRIL 24, 2023 6:02 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 of Nevada City Hall located at 1209 6<sup>th</sup> Street, Nevada, Iowa. Mayor Brett Barker, convened the meeting at 6:02 p.m. on Monday, April 24, 2023, 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, Steve Skaggs, Sandy Ehrig. Absent: None.

Staff Present: Erin Clanton, Jordan Cook, Kerin Wright, Harold See, Tim Hansen, Ray Reynolds, Larry Stevens

Also in attendance were: Brenda Dryer, Jeremy Meyer

3. APPROVAL OF AGENDA

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

4. PUBLIC HEARING(S)

A. Copier/Lease Agreement

1. Public Hearing –

At 6:09 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 20, 2023**. The public hearing is **to authorize General Fund Equipment Acquisition Lease Agreement**.

There were **no written or oral objections** to the aforementioned recommendation. Public hearing closed at 6:09 p.m.

2. Resolution No. 088 (2022/2023): A Resolution Approving and Authorizing a General Fund Equipment Acquisition Lease Agreement with Lease Payments thereunder in the Principal Amount not to exceed \$50,000

Motion by Steve Skaggs, seconded by Barb Mittman, to **adopt Resolution No. 088 (2022/2023)**. After due consideration and discussion the roll was called. Aye: Skaggs, Mittman, Nealson, Sampson, Ehrig, Hanson. 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 Sandy Ehrig, to **approve the following consent agenda items:**

- A. Approve Minutes of the Regular Meeting held on April 10, 2023
- B. Approve Payment of Cash Disbursements, including Check Numbers 79580-79652 and Electronic Numbers 1324-1333 (Inclusive) Totaling \$3,717,368.19 (See attached list)
- C. Approve Financial Reports for Month of March, 2023
- D. Approve Renewal Class "C" Retail Alcohol License, Farmhouse Catering LC, d/b/a Gatherings, 1024 6<sup>th</sup> Street, Effective April 25, 2023
- E. Approval of JEO Bridge Inspection Agreement

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

## 6. PUBLIC FORUM

- A. Mayor Barker Proclaimed National Library Week, April 23-29
- B. Mayor Barker Proclaimed Economic Development Week, May 8-12

## 7. OLD BUSINESS

- A. Resolution No. 089 (2022/2023): A Resolution Amending and Approving the Appendix to the City Code

Motion by Barb Mittman, seconded by Brian Hanson, to **adopt Resolution No. 089 (2022/2023).** After due consideration and discussion the roll was called. Aye: Mittman, Hanson, Nealson, Sampson, Skaggs, Ehrig. Nay: None. The Mayor declared the motion carried.

- B. Approve Pay Request No. 13 for WWTF Improvements-Phase 3 from Boomerang Corp. in the amount of \$105,074.98

Motion by Sandy Ehrig, seconded by Dane Nealson, to **approve Pay Request No. 13 for WWTF Improvements-Phase 3 from Boomerang Corp. in the amount of \$105,074.98.** After due consideration and discussion the roll was called. Aye: Ehrig, Nealson, Sampson, Skaggs, Hanson, Mittman. Nay: None. The Mayor declared the motion carried.

## 8. NEW BUSINESS

- A. Approve Neighborhood Improvement Incentive Program in the amount of \$35,310, Flummerfelt Homes, Sunridge Estates House Demo's

Motion by Jason Sampson, seconded by Steve Skaggs, to **approve Neighborhood Improvement Incentive Program in the amount of \$35,310, Flummerfelt Homes, Sunridge Estates House Demo's.** After due consideration and discussion the roll was called. Aye: Sampson, Skaggs, Ehrig, Hanson, Mittman, Nealson. Nay: None. The Mayor declared the motion carried.

- B. Approve Renewal Class "C" Retail Alcohol License, Stohaker, d/b/a Cubbies on Main, LLC, 1220 6<sup>th</sup> Street, Effective April 1, 2023

Motion by Dane Nealson, seconded by Brian Hanson, to **approve Renewal Class “C” Retail Alcohol License, Stohaker, d/b/a Cubbies on Main, LLC, 1220 6<sup>th</sup> Street, Effective April 1, 2023.** After due consideration and discussion the roll was called. Aye: Nealson, Hanson, Mittman, Sampson, Skaggs, Ehrig. Nay: None. The Mayor declared the motion carried.

- C. Approve Eight Month Special Class “C” Retail Alcohol License, Nicole Schneider, d/b/a Nik’s Tippy Trailers, 6<sup>th</sup> Street for Downtown Farmer’s Market, 5/4/2023-1/4/2024

Motion by Brian Hanson, seconded by Steve Skaggs, to **approve Eight Month Special Class “C” Retail Alcohol License, Nicole Schneider, d/b/a Nik’s Tippy Trailers, 6<sup>th</sup> Street for Downtown Farmer’s Market, 5/4/2023-1/4/2024.** After due consideration and discussion the roll was called. Aye: Hanson, Skaggs, Ehrig, Mittman, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

- D. Discussion and Appropriate Follow up on Pizza Pie-Looza  
1. Request for a waiver on the restriction of Alcohol on Lincoln Jefferson Highways Heritage Park by the Nevada Jaycees

Motion by Brian Hanson, seconded by Dane Nealson, to **approve request for a waiver on the restriction of Alcohol on Lincoln Jefferson Highways Heritage Park by the Nevada Jaycees.** After due consideration and discussion the roll was called. Aye: Hanson, Nealson, Sampson, Skaggs, Ehrig, Mittman. Nay: None. The Mayor declared the motion carried.

2. Approve 5-Day Class “C” Retail Alcohol License with Outdoor Service to Nevada Jaycees, d/b/a NEVADA JAYCEES, location 1209 6<sup>th</sup> Street, 5/11/2023-5/15/2023

Motion by Dane Nealson, seconded by Steve Skaggs, to **approve 5-Day Class “C” Retail Alcohol License with Outdoor Service to Nevada Jaycees, d/b/a NEVADA JAYCEES, location 1209 6<sup>th</sup> Street, 5/11/2023-5/15/2023.** After due consideration and discussion the roll was called. Aye: Nealson, Skaggs, Ehrig, Hanson, Mittman, Sampson. Nay: None. The Mayor declared the motion carried.

**9. Closed Session** pursuant to Iowa Code Section 21.5 (1) (i) to evaluate the professional competency of an individual whose appointment, hiring, performance or discharge is being considered when necessary to prevent needless and irreparable injury to that individual’s reputation and appropriate follow-up

Motion by Jason Sampson, seconded by Dane Nealson, to **approve to go INTO CLOSED SESSION.** After due consideration and discussion the roll was called. Aye: Sampson, Nealson, Skaggs, Ehrig, Hanson, Mittman. Nay: None. The Mayor declared the motion carried.

Motion by Brian Hanson, seconded by Dane Nealson, to **approve to go OUT OF CLOSED SESSION.** After due consideration and discussion the roll was called. Aye: Hanson, Nealson, Sampson, Skaggs, Ehrig, Mittman. Nay: None. The Mayor declared the motion carried.

**10. Discussion and Appropriate Follow-up on Closed Session** pursuant to authority found in Iowa Code Section 21.5 (1)(i) to evaluate the professional competency of an individual whose

appointment, hiring, performance or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation

No action was taken by the Council.

#### 11. ADJOURNMENT

There being no further business to come before the meeting, motion by Dane Nealson, seconded by Brian Hanson, to **adjourn the meeting**. Following voice vote, the Mayor declared the motion carried at 8:16 p.m. the meeting adjourned.

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Brett Barker, Mayor

ATTEST:

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Kerin Wright, City Clerk

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