
NEVADA CITY COUNCIL - MONDAY, JUNE 12, 2023 6:00 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 6:00 p.m. on Monday, June 12, 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, Jason Sampson, Steve Skaggs, Sandy Ehrig. Absent: Barb Mittman, Dane Nealson. Dane Nealson arrived at 6:08 p.m. Barb Mittman arrived at 6:16 p.m.

Staff Present: Erin Clanton, Jordan Cook, Kerin Wright, Erin Mousel, Tim Hansen, Ray Reynolds, Joe Mousel, Chris Brandes, Ryan Hutton, Brandon Mickelson

Also in attendance were: Jeff Harris, Brenda Dryer, Louis Lang, Tom Hay

3. APPROVAL OF AGENDA

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

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

Motion by Sandy Ehrig, seconded by Brian Hanson, to **approve the following consent agenda items:**

- A. Approve Minutes of the Regular Meeting held on May 22, 2023
- B. Approve Payment of Cash Disbursements, including Check Numbers 79827-79929 and Electronic Numbers 1363-1375 (Inclusive) Totaling \$509,516.52 (See attached list) and the First Interstate Card Purchases for the June 19, 2023 Statement, total \$2,589.57
- C. Approve Renewal of Class "E" Retail Alcohol License for Casey's General Store #2306, 1136 Lincoln Hwy, Effective July 1, 2023
- D. Approve Fiscal Year 2023/2024 Retail Cigarette/Tobacco Permits for:
 - 1. Renewal – Fareway Store, #426, 1505 South B Avenue
 - 2. Renewal – Casey's General Store #2306, 1136 Lincoln Highway
 - 3. Renewal – Casey's General Store #3319, 1800 South B Avenue
 - 4. Renewal – Good & Quick Co., 519 Lincoln Highway
 - 5. Renewal – Dollar General Store #1536, 1705 South B Avenue
 - 6. Renewal – Nevada Dollar Fresh, 1622 Fawcett Parkway
- E. Request for extension of CDBG-CV project completion date
- F. Set Public Hearing for July 10, 2023 REVISED Voluntary Annexation Petition

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

5. PUBLIC FORUM

- A. Louis Lang commented on the poor condition of 2nd Street. He also wants to ensure that the concrete being crushed at the WWTP will be reused for other purposes.

Dane Nealson arrived at 6:08 p.m.

6. OLD BUSINESS

- A. Ordinance No. 1045 (2022/2023): An Ordinance Providing for the Division of Taxes Levied on Taxable Property in the May, 2023 Addition to the Nevada Urban Renewal Area, Pursuant to Section 403.19 of the Code of Iowa, third and final reading

Motion by Dane Nealson, seconded by Steve Skaggs, to **approve Ordinance No. 1045 (2022/2023), third and final reading.** After due consideration and discussion the roll was called. Aye: Nealson, Skaggs, Ehrig, Hanson, Sampson. Nay: None. The Mayor declared the motion carried.

- B. Resolution No. 107 (2022/2023): Resolution authorizing and approving a certain Loan Agreement, providing for the issuance of \$2,380,000 General Obligation Urban Renewal Bonds, series 2023A, and providing for the levy of taxes to pay the same

Motion by Steve Skaggs, seconded by Sandy Ehrig, to **adopt Resolution No. 107 (2022/2023).** After due consideration and discussion the roll was called. Aye: Skaggs, Ehrig, Hanson, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

- C. Approve Pay Request No. 24 for WWTF Improvements-Phase 2 from Williams Brothers Construction Inc. (WBCI) in the amount of \$744,249.85

Motion by Jason Sampson, seconded by Brian Hanson, to **approve Pay Request No. 24 for WWTF Improvements-Phase 2 from Williams Brothers Construction Inc. (WBCI) in the amount of \$744,249.85.** After due consideration and discussion the roll was called. Aye: Sampson, Hanson, Nealson, Skaggs, Ehrig. Nay: None. The Mayor declared the motion carried.

- D. Approve Pay Request No. 14 for WWTF Improvements-Phase 3 from Boomerang in the amount of \$259,587.50

Motion by Jason Sampson, seconded by Sandy Ehrig, to **approve Pay Request No. 14 for WWTF Improvements-Phase 3 from Boomerang in the amount of \$259,587.50.** After due consideration and discussion the roll was called. Aye: Sampson, Ehrig, Hanson, Nealson, Skaggs. Nay: None. The Mayor declared the motion carried.

- E. Approve Pay Request No. 9 for WWTF Improvements-Phase 4 from OnTrack Construction, LLC in the amount of \$544,348.01

Motion by Dane Nealson, seconded by Brian Hanson, to **approve Pay Request No. 9 for WWTF Improvements-Phase 4 from OnTrack Construction, LLC in the amount of \$544,348.01.** After due consideration and discussion the roll was called. Aye:

Nealson, Hanson, Sampson, Skaggs, Ehrig. Nay: None. The Mayor declared the motion carried.

- F. Approve Change Order No. 1 for the Field House from HPC LLC in the amount of \$89,510.00

Motion by Steve Skaggs, seconded by Dane Nealson, to **approve Change Order No. 1 for the Field House from HPC LLC in the amount of \$89,510.00.** After due consideration and discussion the roll was called. Aye: Skaggs, Nealson, Sampson, Ehrig, Hanson. Nay: None. The Mayor declared the motion carried.

7. NEW BUSINESS

- A. Approve Five Day Special Class “C” Retail Alcohol License, Nicole Schneider, d/b/a Nik’s Tippy Trailers, 6th Street for Downtown Farmer’s Market, 6/1/2023-6/5/2023.

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

- Also Approve Five Day Special Class “C” Retail Alcohol License, Nicole Schneider, d/b/a Nik’s Tippy Trailers, 6th Street for Downtown Farmer’s Market, 6/15/2023-6/19/2023

Motion by Dane Nealson, seconded by Brian Hanson, to **approve Five Day Special Class “C” Retail Alcohol License, Nicole Schneider, d/b/a Nik’s Tippy Trailers, 6th Street for Downtown Farmer’s Market, 6/15/2023-6/19/2023.** After due consideration and discussion the roll was called. Aye: Nealson, Hanson, Sampson, Skaggs, Ehrig. Nay: None. The Mayor declared the motion carried.

Barb Mittman arrived at 6:16 p.m.

- B. Approve Purchase of Sewer Inspection Camera for Public Works Department

Motion by Brian Hanson, seconded by Dane Nealson, to **approve Purchase of Sewer Inspection Camera for Public Works Department.** After due consideration and discussion the roll was called. Aye: Hanson, Nealson, Sampson, Skaggs, Ehrig, Mittman. Nay: None. The Mayor declared the motion carried.

- C. Approve Purchase of Bullex Fire Extinguisher Training Prop

Motion by Jason Sampson, seconded by Brian Hanson, to **approve Purchase of Bullex Fire Extinguisher Training Prop.** After due consideration and discussion the roll was called. Aye: Sampson, Hanson, Mittman, Nealson, Skaggs, Ehrig. Nay: None. The Mayor declared the motion carried.

- D. Resolution No. 108 (2022/2023): A Resolution Accepting Major Subdivision, Preliminary Plat – Indian Ridge Plat 8, Nevada, Story County, Iowa

Motion by Brian Hanson, seconded by Steve Skaggs, to **adopt Resolution No. 108 (2022/2023)**. After due consideration and discussion the roll was called. Aye: Hanson, Skaggs, Ehrig, Mittman, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

- E. Resolution No. 109 (2022/2023): A Resolution Accepting and Approving the Final Plat of L & S Brown Subdivision – A Plat within the City's Two-Mile Corporate Limits, Story County, Iowa

Motion by Sandy Ehrig, seconded by Dane Nealson, to **adopt Resolution No. 109 (2022/2023)**. After due consideration and discussion the roll was called. Aye: Ehrig, Nealson, Sampson, Skaggs, Hanson, Mittman. Nay: None. The Mayor declared the motion carried.

- F. Ordinance No. 1046 (2022/2023): An Ordinance Amending Chapter 69 (Parking Regulations) of the City Code to Allow Parking in Certain Areas, first reading

Motion by Steve Skaggs, seconded by Barb Mittman, to **approve Ordinance No. 1046 (2022/2023), first reading**. After due consideration and discussion the roll was called. Aye: Skaggs, Mittman, Nealson, Sampson, Ehrig, Hanson. Nay: None. The Mayor declared the motion carried.

9. **CLOSED SESSION:** 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 that individual requests a closed session.

Motion by Dane Nealson, seconded by Barb Mittman, to **approve to go INTO Closed Session**. After due consideration and discussion the roll was called. Aye: Nealson, Mittman, Sampson, Skaggs, Ehrig, Hanson. 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 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 that individual requests a closed session.

No action was taken by the Council

11. ADJOURNMENT

There being no further business to come before the meeting, motion by Jason Sampson, seconded by Brian Hanson, to **adjourn the meeting**. Following voice vote, the Mayor declared the motion carried at 7:18 p.m. the meeting adjourned.

Brett Barker, Mayor

ATTEST:

Kerin Wright, City Clerk

Published: _____
Council Approved: _____