
NEVADA CITY COUNCIL - MONDAY, OCTOBER 23, 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, October 23, 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, Dane Nealson, Jason Sampson, Steve Skaggs, Sandy Ehrig. Absent: Barb Mittman. Barb Mittman arrived at 6:09 p.m.

Staff Present: Erin Clanton, Jordan Cook, Kerin Wright, Erin Mousel, Mike Roth, Chris Brandes, Ryan Hutton, Ray Reynolds, Rhonda Maier, Tim Hansen, Joe Mousel

Also in attendance were: Al Bradish, Misty McCloud, Deb Parker, Brenda Dryer

3. APPROVAL OF AGENDA

Motion by Dane Nealson, seconded by Steve Skaggs, to **approve the agenda**. After due consideration and discussion the roll was called. Aye: Nealson, Skaggs, Ehrig, Hanson, Sampson. 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 October 9, 2023
- B. Approve Minutes of the Work session held on October 9, 2023
- C. Approve Payment of Cash Disbursements, including Check Numbers 82658-82740 and Electronic Numbers 1458 1466(Inclusive) Totaling \$2,069,404.80 (See attached list)
- D. Approve Financial Reports for Month of September, 2023
- E. Accept and File City Street Finance Report for FY22/23
- F. Approve Renewal of Class C Retail Alcohol License for Deniz Gracy LLC d/b/a/ El Mezcalito, 1200 6th Street, Effective November 18, 2023
- G. Set Public Hearing for November 13, 2023 Voluntary Annexation Petition-Verbio South Property

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

5. PUBLIC FORUM

Misty McCloud expressed concern regarding the speed limit on South G Avenue from 19th Street west to Windsor Manor. She would like to see it reduced from 35 mph to 25 mph.

6. OLD BUSINESS

- A. Approve Pay Request No. 18 for WWTF Improvements-Phase 3 from Boomerang Corp. in the amount of \$432,557.37

Motion by Jason Sampson, seconded by Dane Nealson, to **approve Pay Request No. 18 for WWTF Improvements-Phase 3 from Boomerang Corp. in the amount of \$432,557.37.** After due consideration and discussion the roll was called. Aye: Sampson, Nealson, Skaggs, Ehrig, Hanson. Nay: None. The Mayor declared the motion carried.

Barb Mittman arrived at 6:09 p.m.

- B. Discussion and Appropriate Follow-up Regarding Rental, Pass and User Fees for the Field House

Motion by Brian Hanson, seconded by Dane Nealson, to **approve Option 1: Adopt the proposed fees as part of the City of Nevada Fee Appendix.** After due consideration and discussion the roll was called. Aye: Hanson, Nealson, Sampson, Skaggs, Ehrig, Mittman. Nay: None. The Mayor declared the motion carried.

7. NEW BUSINESS

- A. Resolution No. 019 (2023/2024): A Resolution to approve preconstruction agreement for primary road project with IDOT

Motion by Sandy Ehrig, seconded by Jason Sampson, to **adopt Resolution No. 019 (2023/2024).** After due consideration and discussion the roll was called. Aye: Ehrig, Sampson, Skaggs, Hanson, Mittman, Nealson. Nay: None. The Mayor declared the motion carried.

- B. Resolution No. 020 (2023/2024): A Resolution to approve the Declaration of Submission of Property to Horizontal Property Regime for 1436 West F Avenue Owners Association

Motion by Steve Skaggs, seconded by Dane Nealson, to **adopt Resolution No. 020 (2023/2024).** After due consideration and discussion the roll was called. Aye: Skaggs, Nealson, Sampson, Ehrig, Hanson, Mittman. Nay: None. The Mayor declared the motion carried.

- C. Approve Amendment to Master Agreement, North Well Field Exploration up to \$67,200.00

Motion by Brian Hanson, seconded by Dane Nealson, to **approve Amendment to Master Agreement, North Well Field Exploration up to \$67,200.00.** After due consideration and discussion the roll was called. Aye: Hanson, Nealson, Sampson, Skaggs, Ehrig, Mittman. Nay: None. The Mayor declared the motion carried.

- D. Discussion and Appropriate Follow-up Regarding Trees in the ROW

Street Supervisor Mousel asked Council to consider the planting of trees in the ROW. Mr. Mousel has concerns about plantings being in the same area as utilities, as this can cause problems with roots growing into and causing issues in water/sewer/utility lines. It is also important to consider the amount of time it takes the Street Department to trim

trees and remove those that have died. After discussion, Council has recommended a subcommittee form to further address the matter.

- E. Ordinance No. 1047 (2023/2024), first reading: An ordinance Amending the Code of Ordinances of the city of Nevada, IA, 2006, by Amending Provisions Pertaining to Sewer User Charges (Chapter 99), first reading

Motion by Brian Hanson, seconded by Jason Sampson, to **approve Ordinance No. 1047 (2023/2024), first reading**. After due consideration and discussion the roll was called. Aye: Hanson, Sampson, Skaggs, Ehrig, Mittman, Nealson. Nay: None. The Mayor declared the motion carried.

- F. Discussion and Appropriate follow up on Creative Places Project Grant

Motion by Barb Mittman, seconded by Brian Hanson, to **approve Creative Places Project Grant Application and City match of \$2,000**. After due consideration and discussion the roll was called. Aye: Mittman, Hanson, Nealson, Sampson, Skaggs, Ehrig. Nay: None. The Mayor declared the motion carried.

8. ADJOURNMENT

There being no further business to come before the meeting, motion by Dane Nealson, seconded by Sandy Ehrig, to **adjourn the meeting**. Following voice vote, the Mayor declared the motion carried at 7:12 p.m. the meeting adjourned.

Brett Barker, Mayor

ATTEST:

Kerin Wright, City Clerk

Published: _____
Council Approved: _____