
NEVADA CITY COUNCIL - MONDAY, NOVEMBER 13, 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, November 13, 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, Steve Skaggs, Sandy Ehrig. Jason Sampson present via Zoom. Absent: None.

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

Also in attendance were: Jeff Harris, Mike Roth, Andy Kelly, Jon Augustus, Marc Olson, Jeff Gilchrist, Noah Reyman, Chris Melton, Jessica Melton, Jason Corbin, Griselda Smith.

3. APPROVAL OF AGENDA

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

4. PUBLIC HEARING(S)

A. Public Hearing to approve Verbio Annexation

1. Public Hearing –

At 6:02 p.m. Mayor Barker announced that this is the time and place set for a **public hearing** as advertised in the Nevada Journal on **October 26, 2023**. The public hearing is **concerning the Verbio annexation**.

There were **no written or oral objections** to the aforementioned recommendation. Public hearing closed at 6:02 p.m.

2. Resolution No. 021 (2023/2024): A Resolution Approving the Annexation of Territory into the City of Nevada, Iowa – Verbio Nevada, LLC

Motion by Steve Skaggs, seconded by Brian Hanson, to **adopt Resolution No. 021 (2023/2024)**. After due consideration and discussion the roll was called. Aye: Skaggs, Hanson, Mittman, Nealson, Sampson, Ehrig. 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 Nealson, seconded by Barb Mittman, to **approve the following consent agenda items:**

- A. Approve Minutes of the Regular Meeting held on October 23, 2023
- B. Approve Minutes of the Special Meeting held on October 27, 2023
- C. Approve Payment of Cash Disbursements, including Check Numbers 82741-82838 and Electronic Numbers 1467-1478 (Inclusive) Totaling \$2,095,000.24 (See attached list) and the First Interstate Card Purchases for the November 19, 2023 Statement, total \$3,814.61
- D. Accept and File the Annual Financial Report for FY22/23
- E. Approve 2024 Meeting Dates
- F. Resolution No. 022 (2022/2023): A Resolution Approving the Third Amendment to the Economic Development Financial Assistance Contract by Hormel Foods Corporation/Burke Marketing Corporation; the City of Nevada; and the Iowa Economic Development Authority – Contract Number 19-HQJP-007 and Authorizing the City Administrator to Execute

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

6. PUBLIC FORUM

- A. Nevada Firefighters Inc. check presentation to assist in purchase of new fire engine

Nevada Firefighters Inc. presented a check to the City for \$150,000.00 to go towards the purchase of the new fire engine.

Jon Augustus and Marc Olson requested permission to place a Christmas tree in front of City Hall. They have been working with City staff to formulate a plan for the City Christmas celebration.

Nate Ramirez expressed his interest in continuing the research he's been doing with downtown buildings. He would like assistance, as needed, to continue his research.

7. OLD BUSINESS

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

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

- B. Field House Project, Contractor HPC LLC
 - a. Approve Pay Request No. 16 in the amount of \$423,814.95

Motion by Dane Nealson, seconded by Barb Mittman, to **approve Pay Request No. 16 for the Field House in the amount of \$423,814.95.** After due consideration and discussion the roll was called. Aye: Nealson, Mittman, Sampson, Skaggs, Ehrig, Hanson. Nay: None. The Mayor declared the motion carried.

- b. Approve Change Order No. 2 in the amount of \$53,056.00

Motion by Brian Hanson, seconded by Steve Skaggs, to **approve Change Order No. 2 for the Field House in the amount of \$53,056.00.** After due consideration and discussion the roll was called. Aye: Hanson, Skaggs, Ehrig, Mittman, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

- C. Approve Pay Request No. 9 for 2022 Street Improvement Project from Manatt's, Inc. in the amount of \$362,678.79

Motion by Barb Mittman, seconded by Dane Nealson, to **approve Pay Request No. 9 for 2022 Street Improvement Project from Manatt's, Inc. in the amount of \$362,678.79.** After due consideration and discussion the roll was called. Aye: Mittman, Nealson, Sampson, Skaggs, Ehrig, Hanson. Nay: None. The Mayor declared the motion carried.

- D. Approve Pay Request No. 29 for WWTF Improvements-Phase 2 from Williams Brothers Construction Inc. (WBCI) in the amount of \$997,566.03

Motion by Steve Skaggs, seconded by Sandy Ehrig, to **approve Pay Request No. 29 for WWTF Improvements-Phase 2 from Williams Brothers Construction Inc. (WBCI) in the amount of \$997,566.03.** After due consideration and discussion the roll was called. Aye: Skaggs, Ehrig, Hanson, Mittman, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

- E. Approve Pay Request No. 19 for WWTF Improvements-Phase 3 from Boomerang Corp. in the amount of \$19,199.61

Motion by Brian Hanson, seconded by Dane Nealson, to **approve Pay Request No. 19 for WWTF Improvements-Phase 3 from Boomerang Corp. in the amount of \$19,199.61.** After due consideration and discussion the roll was called. Aye: Hanson, Nealson, Sampson, Skaggs, Ehrig, Mittman. Nay: None. The Mayor declared the motion carried.

- F. Approve Pay Request No. 13 for WWTF Improvements-Phase 4 from OnTrack Construction, LLC in the amount of \$73,109.24

Motion by Barb Mittman, seconded by Steve Skaggs, to **approve Pay Request No. 13 for WWTF Improvements-Phase 4 from OnTrack Construction, LLC in the amount of \$73,109.24.** After due consideration and discussion the roll was called. Aye: Mittman, Skaggs, Ehrig, Hanson, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

- G. Approve Purchase of Security Cameras for Street Department

Motion by Steve Skaggs, seconded by Sandy Ehrig, to **approve Purchase of Security Cameras for Street Department.** After due consideration and discussion the roll was called. Aye: Skaggs, Ehrig, Hanson, Mittman, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

- H. Discussion and Appropriate Follow-up regarding CBD Project, Storm Line Issues in Alleyway

Motion by Brian Hanson, seconded by Steve Skaggs, to **approve payment of KPMM invoice in the amount of \$11,421.07.** After due consideration and discussion the roll was called. Aye: Hanson, Skaggs, Ehrig, Mittman, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

8. NEW BUSINESS

- A. Resolution No. 023 (2023/2024): A Resolution to Approving Professional Agreement for Municipal Engineering Services with JEO Consulting Group, Inc. for 2023 Bridge Repairs and Load Ratings

Motion by Brian Hanson, seconded by Dane Nealson, to **adopt Resolution No. 023 (2023/2024).** After due consideration and discussion the roll was called. Aye: Hanson, Nealson, Sampson, Skaggs, Ehrig, Mittman. Nay: None. The Mayor declared the motion carried.

- B. Resolution No. 024 (2023/2024): A Resolution Approving Professional Agreement for Municipal Engineering Services with WHKS & Co. for F and G Avenue HMA Overlay Project

Motion by Sandy Ehrig, seconded by Brian Hanson, to **adopt Resolution No. 024 (2023/2024).** After due consideration and discussion the roll was called. Aye: Ehrig, Hanson, Mittman, Nealson, Sampson, Skaggs. Nay: None. The Mayor declared the motion carried.

- C. Resolution No. 025 (2023/2024): A Resolution Accepting Amendment to Sanitary Sewer Easements from Keith B. Davis and Denise Davis

Motion by Barb Mittman, seconded by Dane Nealson, to **adopt Resolution No. 025 (2023/2024).** After due consideration and discussion the roll was called. Aye: Mittman, Nealson, Sampson, Skaggs, Ehrig, Hanson. Nay: None. The Mayor declared the motion carried.

- D. Discussion & Appropriate Follow-up Regarding Requests from Main Street Nevada

Main Street Nevada submitted a letter requesting the City hang seasonal banners as well as hang and dismantle all Christmas lights. The City will create an agreement and resolution for the next council meeting.

- E. Ordinance No. 1048 (2023/2024): An Ordinance Amending Chapter 65 (Stop or Yield Required) of the City Code to Require Stops in Additional Intersections, first reading

Motion by Dane Nealson, seconded by Brian Hanson, to **approve Ordinance No. 1048 (2023/2024), first reading.** After due consideration and discussion the roll was called. Aye: Nealson, Hanson, Mittman, Sampson, Skaggs, Ehrig. Nay: None. The Mayor declared the motion carried.

Motion by Brian Hanson, seconded by Dane Nealson, to **approve Ordinance No. 1048 (2023/2024), waiving the second and third/final reading.** After due consideration and discussion the roll was called. Aye: Hanson, Nealson, Sampson, Skaggs, Ehrig, Mittman. Nay: None. The Mayor declared the motion carried.

- F. Approve Renewal of Nevada Senior Citizens Agreement for use of the Nevada Senior Community Center

Motion by Steve Skaggs, seconded by Dane Nealson, to **approve Renewal of Nevada Senior Citizens Agreement for use of the Nevada Senior Community Center.** After due consideration and discussion the roll was called. Aye: Skaggs, Nealson, Sampson, Ehrig, Hanson, Mittman. Nay: None. The Mayor declared the motion carried.

- G. Verkada Security – Controlled Entry Access for the Waste Water Treatment Facility Administration Building, West Side

Motion by Barb Mittman, seconded by Brian Hanson, to **approve purchase of fob system for west entry door at WWTF from Verkada Security.** After due consideration and discussion the roll was called. Aye: Mittman, Hanson, Nealson, Sampson, Skaggs, Ehrig. Nay: None. The Mayor declared the motion carried.

- H. Resolution No. 026 (2023/2024): A Resolution Approving the Economic Development Assistance Contract By Mid-States Material Handling and Fabrication, Inc., The City of Nevada and the Iowa Economic Development Authority, Contract #24-HQJP-003

Motion by Brian Hanson, seconded by Sandy Ehrig, to **adopt Resolution No. 026 (2023/2024).** After due consideration and discussion the roll was called. Aye: Hanson, Ehrig, Mittman, Nealson, Sampson, Skaggs. Nay: None. The Mayor declared the motion carried.

9. 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 6:53 p.m. the meeting adjourned.

Brett Barker, Mayor

ATTEST:

Kerin Wright, City Clerk

Published: _____
Council Approved: _____