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NEVADA CITY COUNCIL - MONDAY, DECEMBER 11, 2023 6:00 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 6:00 p.m. on Monday, December 11, 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, Steve Skaggs, Sandy Ehrig. Jason Sampson present via Zoom. Absent: Barb Mittman. Barb Mittman arrived at 6:03 p.m.

Staff Present: Erin Clanton, Jordan Cook, Kerin Wright, Erin Mousel, Ric Martinez, Ray Reynolds, Joe Mousel, Marlys Barker, Tim Hansen, Rhonda Maier, Chris Brandes, Brandon Mickelson, Holly Manternach, Erin Coughlin via zoom.

Also in attendance were: Andy Kelly, Lance & Jenifer Ackerman, Dan & JoLene Messerli, Nancy Port, Jan Gammon, Dylan Jacobson, John & Peyton Klotzbach, Tina Schmidt, Tanner Koder, Brenda Dryer, Henry Corbin, Chris & Deb Corbin, Mark Pleis, Cisco Martinez, Melinda Buyck.

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

- A. Approve Minutes of the Regular Meeting held on November 27, 2023
- B. Approve Payment of Cash Disbursements, including Check Numbers 82915-82992 and Electronic Numbers 1499-1510 (Inclusive) Totaling \$484,447.68 (See attached list) and the First Interstate Card Purchases for the December 4, 2023 Statement, total \$5,034.38
- C. Approve Financial Reports for Month of October, 2023
- D. Approve Officer Training Reimbursement Agreement for Skyler Koder
- E. ~~Approve Renewal of Class "C" Retail Alcohol License for Martin Fuentes d/b/a/ Mi Casita, Inc., 1115 6<sup>th</sup> Street, Effective December 15, 2023~~
- F. Approval of Garbage Licenses for 2024
  1. Waste Management of Iowa
  2. Jerry's Sanitation
  3. Arends Sanitation
  4. Aspen Waste Systems
  5. Pratt Sanitation Inc

6. Garbage Guys

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

4E. Approve Renewal of Class “C” Retail Alcohol License for Martin Fuentes d/b/a/ Mi Casita, Inc., 1115 6<sup>th</sup> Street, Effective December 15, 2023

Motion by Brian Hanson, seconded by Steve Skaggs, to **approve Renewal of Class “C” Retail Alcohol License for Martin Fuentes d/b/a/ Mi Casita, Inc., 1115 6<sup>th</sup> Street, Effective December 15, 2023, pending insurance approval.** After due consideration and discussion the roll was called. Aye: Hanson, Skaggs, Ehrig, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

5. MAYOR'S APPOINTMENTS

Barb Mittman arrived at 6:03 p.m.

A. Approve Appointments of the following Board/Commission Recommendations

- a. Historic Preservation Commission
  - i. Katie Woodard
  - ii. Cisco Martinez
- b. Public Arts Advisory Commission
  - i. Jason Schneider
  - ii. Dylan Jacobson
  - iii. Wade Presley
  - iv. Janice Gammon
  - v. Tina Schmidt
  - vi. Melinda Buyck
  - vii. Nancy Port

Motion by Dane Nealson, seconded by Barb Mittman, to **approve Mayor's appointments to the Historic Preservation Commission and Public Arts Advisory Commission.** 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. Mayor Barker swore in Police Officer Skyler Koder.
- B. Mayor Barker presented a certificate of appreciation to outgoing council member Barb Mittman
- C. Mayor Barker swore in Council Members Henry Corbin and Sandra Ehrig, effective January 1, 2024. Mayor Barker appointed Sandra Ehrig to Mayor Pro-tem.

7. OLD BUSINESS

- A. Ordinance No. 1049 (2023/2024): An Ordinance Amending Chapter 63 (Speed Regulations) of the City Code to make Necessary Changes on South G Avenue, second reading

Motion by Steve Skaggs, seconded by Dane Nealson, to **approve Ordinance No. 1049 (2023/2024), second reading.** After due consideration and discussion the roll was called. Aye: Skaggs, Nealson, Sampson, Ehrig, Hanson, Mittman. Nay: None. The Mayor declared the motion carried.

B. Approve Fire Alarm & Elevator Monitoring for the Nevada Field House

Motion by Brian Hanson, seconded by Dane Nealson, to **approve cellular dialers and monitoring services from Midwest Alarm Services in the amount of \$2,958.60 for fire alarm & elevator monitoring for the Nevada Field House.** 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 Street Lighting on Maple Avenue

Motion by Brian Hanson, seconded by Sandy Ehrig, to **approve purchase of seven solar street lights from Gen Pro in the amount of \$46,200.00 for street lighting on Maple Avenue.** After due consideration and discussion the roll was called. Aye: Hanson, Ehrig, Mittman, Nealson, Sampson, Skaggs. Nay: None. The Mayor declared the motion carried.

D. Approve Pay Request No. 17 for the Field House from HPC LLC in the amount of \$257,202.05

Motion by Steve Skaggs, seconded by Barb Mittman, to **approve Pay Request No. 17 for the Field House from HPC LLC in the amount of \$257,202.05.** After due consideration and discussion the roll was called. Aye: Skaggs, Mittman, Nealson, Sampson, Ehrig, Hanson. Nay: None. The Mayor declared the motion carried.

E. 2022 Street Improvements Project from Manatt's

a. Approve Change Order No. 8 in the amount of \$55,255.26

Motion by Brian Hanson, seconded by Dane Nealson, to **approve Change Order No. 8 in the amount of \$55,255.26.** 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. Approve Pay Request No. 10 in the amount of \$18,199.74

Motion by Sandy Ehrig, seconded by Steve Skaggs, to **approve Pay Request No. 10 in the amount of \$18,199.74.** After due consideration and discussion the roll was called. Aye: Ehrig, Skaggs, Hanson, Mittman, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

c. Resolution No. 035 (2023/2024): A Resolution Accepting the 2022 Street Improvements Project as Complete

Motion by Dane Nealson, seconded by Barb Mittman, to **adopt Resolution No. 035 (2023/2024).** After due consideration and discussion the roll was called. Aye: Nealson,

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

- F. Approve Pay Request No. 30 for WWTF Improvements-Phase 2 from Williams Brothers Construction Inc. (WBCI) in the amount of \$830,437.47

Motion by Steve Skaggs, seconded by Sandy Ehrig, to **approve Pay Request No. 30 for WWTF Improvements-Phase 2 from Williams Brothers Construction Inc. (WBCI) in the amount of \$830,437.47.** After due consideration and discussion the roll was called. Aye: Skaggs, Ehrig, Hanson, Mittman, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

- G. Approve Pay Request No. 14 for WWTF Improvements-Phase 4 from OnTrack Construction, LLC in the amount of \$13,572.60

Motion by Brian Hanson, seconded by Barb Mittman, to **approve Pay Request No. 14 for WWTF Improvements-Phase 4 from OnTrack Construction, LLC in the amount of \$13,572.60.** After due consideration and discussion the roll was called. Aye: Hanson, Mittman, Sampson, Skaggs, Ehrig. Nay: None. Abstain: Nealson. The Mayor declared the motion carried.

- H. AK System Solutions LLC

- a. Resolution No. 036 (2023/2024): A Resolution Approving the Sale of Land to AK System Solutions LLC

Motion by Dane Nealson, seconded by Sandy Ehrig, to **adopt Resolution No. 036 (2023/2024).** After due consideration and discussion the roll was called. Aye: Nealson, Ehrig, Hanson, Mittman, Sampson, Skaggs. Nay: None. The Mayor declared the motion carried.

- b. Resolution No. 037 (2023/2024): Resolution Approving Amended Development Agreement with AK System Solutions LLC

Motion by Brian Hanson, seconded by Steve Skaggs, to **adopt Resolution No. 037 (2023/2024).** After due consideration and discussion the roll was called. Aye: Hanson, Skaggs, Ehrig, Mittman, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

## 8. NEW BUSINESS

- A. Resolution No. 038 (2023/2024): A Resolution Establishing Sick Leave Pay Out Upon Retirement

Motion by Barb Mittman, seconded by Steve Skaggs, to **adopt Resolution No. 038 (2023/2024).** After due consideration and discussion the roll was called. Aye: None. Nay: Mittman, Skaggs, Ehrig, Hanson, Nealson, Sampson. The Mayor declared the motion failed.

- B. Resolution No. 039 (2023/2024): A Resolution Amending and Approving the Appendix to the City Code

Motion by Brian Hanson, seconded by Steve Skaggs, to **adopt Resolution No. 039 (2023/2024)**. After due consideration and discussion, council tabled the Resolution until the next meeting.

9. ADJOURNMENT

There being no further business to come before the meeting, motion by Brian Hanson, seconded by Sandy Ehrig, to **adjourn the meeting**. Following voice vote, the Mayor declared the motion carried at 6:55 p.m. the meeting adjourned.

\_\_\_\_\_  
Brett Barker, Mayor

ATTEST:

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Kerin Wright, City Clerk

Published: \_\_\_\_\_

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