
NEVADA CITY COUNCIL - MONDAY, APRIL 8, 2024 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 Pro-Tem Sandy Ehrig, convened the meeting at 6:00 p.m. on Monday, April 8, 2024, 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: Melissa Muschick, Dane Nealson, Jason Sampson, Steve Skaggs, Sandy Ehrig. Absent: Henry Corbin. Mayor Barker joined via Zoom. Henry Corbin arrived at 6:04 p.m.

Staff Present: Erin Clanton, Jordan Cook, Kerin Wright, Erin Mousel, Brandon Mickelson, Ryan Hutton, Chris Brandes, Tim Hansen, Erin Coughlin, Rhonda Maier, Sandy Pumphrey

Also in attendance were: Karen Selby, Andy Kelly, Emily Kruse, Chris deNeui, Mikayla Simpson, Jordyn, Landos, Kyle Nelson

3. APPROVAL OF AGENDA

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

4. PUBLIC HEARING(S)

A. Fiscal Year 2024/2025 Budget

1. Public Hearing –

At 6:02 p.m. Mayor Pro-Tem Ehrig announced that this is the time and place set for a **public hearing** as advertised in the Nevada Journal on **March 28, 2024**. The public hearing is **regarding FY 24/25 Budget**.

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

2. Resolution No. 067 (2023/2024): A Resolution Adopting the Fiscal Year 2024/2025 Annual Budget with FY2024/2025 Budget Transfers Worksheet

Motion by Steve Skaggs, seconded by Dane Nealson, to **adopt Resolution No. 067 (2023/2024)**. After due consideration and discussion the roll was called. Aye: Skaggs, Nealson, Sampson, Ehrig, Muschick. Nay: None. The Mayor Pro-Tem declared the motion carried.

B. Capital Improvements Plan Fiscal Year 2024/2025

1. Public Hearing –

At 6:03 p.m. Mayor Pro-Tem Ehrig announced that this is the time and place set for a **public hearing** as advertised in the Nevada Journal on **March 28, 2024**. The public hearing is **regarding Capital Improvements Plan FY 24/25**.

There were **no written or oral objections** to the aforementioned recommendation. Public hearing closed at 6:03 p.m.

2. Resolution No. 068 (2023/2024): A Resolution Adopting the Fiscal Year 2024/2025 Capital Improvements Program

Motion by Jason Sampson, seconded by Dane Neilson, to **adopt Resolution No. 068 (2023/2024)**. After due consideration and discussion the roll was called. Aye: Sampson, Neilson, Skaggs, Ehrig, Muschick. Nay: None. The Mayor Pro-Tem declared the motion carried.

Henry Corbin arrived at 6:04 p.m.

C. Harrington Park (Project C), SRF Sponsored Project

1. Public Hearing: Sandy Pumphrey, with HR Green, gave a brief informational presentation on the Harrington Park (Project C), SRF Sponsored Project

At 6:04 p.m. Mayor Pro-Tem Ehrig announced that this is the time and place set for a **public hearing** as advertised in the Nevada Journal on **March 28, 2024**. The public hearing is **regarding Harrington Park (Project C), SRF Sponsored Project**.

There were **no written or oral objections** to the aforementioned recommendation. Public hearing closed at 6:08 p.m.

2. Resolution No. 069 (2023/2024): A Resolution finally approving and confirming plans including Addendum 1, specifications, forms of contract and estimate of cost for the Harrington Park (Project C), SRF Sponsored Project

Motion by Dane Neilson, seconded by Steve Skaggs, to **adopt Resolution No. 069 (2023/2024)**. After due consideration and discussion the roll was called. Aye: Neilson, Skaggs, Ehrig, Muschick, Corbin, Sampson. Nay: None. The Mayor Pro-Tem declared the motion carried.

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

Motion by Dane Neilson, seconded by Henry Corbin, to **approve the following consent agenda items:**

- A. Approve Minutes of the Proposed Property Tax Levy Public Hearing held on March 25, 2024 at 6:00 p.m.
- B. Approve Minutes of the Regular Meeting held on March 25, 2024 at 6:15 p.m.

- C. Approve Payment of Cash Disbursements, including Check Numbers 83587-83646 and Electronic Numbers 1589-1598 (Inclusive) Totaling \$278,124.85 (See attached list) and the First Interstate Card Purchases for the April 19, 2024 Statement, total \$1,425.98
- D. Approve Renewal of Class C Retail Alcohol License for Stohaker, LLC d/b/a/ Cubbies on Main, 1220 6th Street, Effective April 25, 2024
- E. Probationary Firefighter Gabe Tedrow
- F. Approve Tax Abatement: 211 7th Street, New roof/siding/gutters
- G. Accept Easements for the 2024 Street Improvement Project, H & I Avenues
After due consideration and discussion the roll was called. Aye: Nealson, Corbin, Sampson, Skaggs, Ehrig, Muschick. Nay: None. The Mayor Pro-Tem declared the motion carried.

6. PUBLIC FORUM

- A. Central Elementary School Principal Chris deNeui and Guidance Counselor Emily Kruse presented to Council about Parent-Child Interaction Therapy and how they have studied and incorporated the treatment into the Elementary School.
- B. Mayor Pro-Tem Ehrig proclaimed National Library Week as April 7-13, 2024

7. OLD BUSINESS

- A. Ordinance No. 1053 (2023/2024): An Ordinance amending the zoning map of the City of Nevada, Iowa, by rezoning the property at 2000 5th Street from "AR" (Agricultural-Residential Dwelling) District, to a "R-2" (Single- and Two-Family Dwelling) District, second reading

Motion by Jason Sampson, seconded by Steve Skaggs, to **approve Ordinance No. 1053 (2023/2024), second reading.** After due consideration and discussion the roll was called. Aye: Sampson, Skaggs, Ehrig, Muschick, Corbin, Nealson. Nay: None. The Mayor Pro-Tem declared the motion carried.

- B. WWTF Improvements-Phase 2, Contractor Williams Brothers Construction Inc. (WBCI)

- 1. Approve Pay Request No. 34 in the amount of \$206,414.74

Motion by Steve Skaggs, seconded by Henry Corbin, to **approve Pay Request No. 34 for WWTF Improvements-Phase 2 from Williams Brothers Construction Inc in the amount of \$206,414.74.** After due consideration and discussion the roll was called. Aye: Skaggs, Corbin, Nealson, Sampson, Ehrig, Muschick. Nay: None. The Mayor Pro-Tem declared the motion carried.

- 2. Approve Change Order No. 4 in the amount of \$16,136.00

Motion by Melissa Muschick, seconded by Steve Skaggs, to **approve Change Order No. 4 for WWTF Improvements-Phase 2 from Williams Brothers Construction Inc in the amount of \$16,136.00.** After due consideration and discussion the roll was called. Aye: Muschick, Skaggs, Ehrig, Corbin, Nealson, Sampson. Nay: None. The Mayor Pro-Tem declared the motion carried.

- C. Approve Pay Request No. 23 for WWTF Improvements-Phase 3 from Boomerang Corp. in the amount of \$299,731.34

Motion by Jason Sampson, seconded by Dane Neilson, to **approve Pay Request No. 23 for WWTF Improvements-Phase 3 from Boomerang Corp. in the amount of \$299,731.34.** After due consideration and discussion the roll was called. Aye: Sampson, Neilson, Skaggs, Ehrig, Muschick, Corbin. Nay: None. The Mayor Pro-Tem declared the motion carried.

- D. Approve Change Order No. 2 for WWTF Improvement-Phase 4 from OnTrack Construction, LLC in the amount of \$235,297.69

Motion by Steve Skaggs, seconded by Henry Corbin, to **approve Change Order No. 2 for WWTF Improvement-Phase 4 from OnTrack Construction, LLC in the amount of \$235,297.69.** After due consideration and discussion the roll was called. Aye: Skaggs, Corbin, Neilson, Sampson, Ehrig, Muschick. Nay: None. The Mayor Pro-Tem declared the motion carried.

- E. Approve 5 (five) Day Class C Retail Alcohol License for DOYOUBOWL2, LC d/b/a Sports Bowl, 1625 Fawcett Parkway, Effective May 8, 2024 through May 12, 2024 for Bags Tournament at Field House on May 10 & 11, 2024

Motion by Dane Neilson, seconded by Melissa Muschick, to **approve 5 (five) Day Class C Retail Alcohol License for DOYOUBOWL2, LC d/b/a Sports Bowl, 1625 Fawcett Parkway, Effective May 8, 2024 through May 12, 2024 for Bags Tournament at Field House on May 10 & 11, 2024.** After due consideration and discussion the roll was called. Aye: Neilson, Muschick, Corbin, Skaggs, Ehrig. Nay: None. Abstain: Sampson. The Mayor Pro-Tem declared the motion carried.

- F. Resolution No. 070 (2023/2024): A Resolution Approving Nevada Main Street Design Guidelines to Enhance Downtown District

Motion by Jason Sampson, seconded by Dane Neilson, to **adopt Resolution No. 070 (2023/2024).** After due consideration and discussion the roll was called. Aye: Sampson, Neilson, Skaggs, Ehrig, Muschick, Corbin. Nay: None. The Mayor Pro-Tem declared the motion carried.

- G. Resolution No. 071 (2023/2024): A Resolution approving the Federal-aid Agreement for a City Highway Bridge Program Project, No. BROS-5405(613)—8J-85 with the Iowa Department of Transportation and the City of Nevada, Iowa

Motion by Jason Sampson, seconded by Dane Neilson, to **adopt Resolution No. 071 (2023/2024).** After due consideration and discussion the roll was called. Aye: Sampson, Neilson, Skaggs, Ehrig, Muschick, Corbin. Nay: None. The Mayor Pro-Tem declared the motion carried.

- H. Resolution No. 072 (2023/2024): A Resolution Accepting Minor Subdivision for Sunsets on 5th, Nevada, Story County, Iowa

Motion by Steve Skaggs, seconded by Melissa Muschick, to **adopt Resolution No. 072 (2023/2024).** After due consideration and discussion the roll was called. Aye: Skaggs, Muschick, Corbin, Neilson, Sampson, Ehrig. Nay: None. The Mayor Pro-Tem declared the motion carried.

- I. Approve Amendment to Master Agreement with HR Green, Inc., for Municipal Engineering Services for US 30/580th Avenue Well Water Main Relocation, Construction Phase Services not to exceed \$140,000

Motion by Dane Nealson, seconded by Steve Skaggs, to **approve Amendment to Master Agreement with HR Green, Inc., for Municipal Engineering Services for US 30/580th Avenue Well Water Main Relocation, Construction Phase Services not to exceed \$140,000.** After due consideration and discussion the roll was called. Aye: Nealson, Skaggs, Ehrig, Muschick, Corbin, Sampson. Nay: None. The Mayor Pro-Tem declared the motion carried.

- J. Approve Change Order No. 3 for the Field House from HPC LLC in the amount of \$29,286.00

Motion by Jason Sampson, seconded by Henry Corbin, to **approve Change Order No. 3 for the Field House from HPC LLC in the amount of \$29,286.00.** After due consideration and discussion the roll was called. Aye: Sampson, Corbin, Nealson, Skaggs, Ehrig, Muschick. Nay: None. The Mayor Pro-Tem declared the motion carried.

8. NEW BUSINESS

- A. Resolution No. 073 (2023/2024): A Resolution Amending and Approving the Fee Appendix to the City Code

Motion by Jason Sampson, seconded by Dane Nealson, to **adopt Resolution No. 073 (2023/2024).** After due consideration and discussion the roll was called. Aye: Sampson, Nealson, Skaggs, Ehrig, Muschick, Corbin. Nay: None. The Mayor Pro-Tem declared the motion carried.

- B. Resolution No. 074 (2023/2024): A Resolution authorizing the Relocation of a Street Light on 6th Street due to poor positioning now that construction is complete

Motion by Henry Corbin, seconded by Melissa Muschick, to **adopt Resolution No. 074 (2023/2024).** After due consideration and discussion the roll was called. Aye: Corbin, Muschick, Nealson, Sampson, Skaggs, Ehrig. Nay: None. The Mayor Pro-Tem declared the motion carried.

- C. Resolution No. 075 (2023/2024): A Resolution Accepting Minor Subdivision for MARTIN'S 3RD ADDITION, Nevada, Story County, Iowa

Motion by Steve Skaggs, seconded by Dane Nealson, to **adopt Resolution No. 075 (2023/2024).** After due consideration and discussion the roll was called. Aye: Skaggs, Nealson, Sampson, Ehrig, Muschick, Corbin. Nay: None. The Mayor Pro-Tem declared the motion carried.

- D. Approve Well Field Cash Rent for Purposes to Bale Hay

Motion by Jason Sampson, seconded by Melissa Muschick, to **approve a three (3) year contract with Jamie Courtney for Purposes to Bale Hay at the Well Field in the amount of \$100.00/acre @ 60 acres = \$6000.00/year.** After due consideration and

discussion the roll was called. Aye: Sampson, Muschick, Corbin, Nealon, Skaggs, Ehrig. Nay: None. The Mayor Pro-Tem declared the motion carried.

E. Approve Upgrade in Software and Hardware for Body Worn Camera (BWC)

Motion by Melissa Muschick, seconded by Dane Nealon, to **approve purchase of video software (names EL5), 14 V700 body worn cameras from Motorola, and all associated equipment needed to make the system operational for a total of \$40,871.20 (initial year: \$27,829.25; year 2-5: \$3,260.49 annually).** After due consideration and discussion the roll was called. Aye: Muschick, Nealon, Sampson, Skaggs, Ehrig, Corbin. Nay: None. The Mayor Pro-Tem declared the motion carried.

9. ADJOURNMENT

There being no further business to come before the meeting, motion by Dane Nealon, seconded by Jason Sampson, to **adjourn the meeting**. Following voice vote, the Mayor Pro-Tem declared the motion carried at 6:52 p.m. the meeting adjourned.

Sandy Ehrig, Mayor Pro-Tem

ATTEST:

Kerin Wright, City Clerk

Published: _____
Council Approved: _____