
NEVADA CITY COUNCIL - MONDAY, JUNE 24, 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 Brett Barker, convened the meeting at 6:00 p.m. on Monday, June 24, 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, Henry Corbin, Jason Sampson, Steve Skaggs, Sandy Ehrig. Absent: Dane Nealson.

Staff Present: Erin Clanton, Jordan Cook, Kerin Wright, Erin Mousel, Harold See, Erin Coughlin, Marlys Barker, Tim Hansen, Chris Brandes, Joe Mousel, Ryan Hutton, Mike Roth, Ray Reynolds.

Also in attendance were: Karen Selby, Brenda Dryer, Andy Kelly, Jim Samuelson, Rod Biensen, Terence Beaston, Brandon Koehler.

3. APPROVAL OF AGENDA

Motion by Jason Sampson, seconded by Steve Skaggs, to **approve the agenda with removal of Item 10A**. After due consideration and discussion the roll was called. Aye: Sampson, Skaggs, Ehrig, Muschick, Corbin. Nay: None. The Mayor declared the motion carried.

4. Review of ICAP and IMWCA Insurance Renewals, Melissa Johnson with Midwest Insurance

Melissa Johnson presented the FY24/25 Insurance Renewal.

5. PUBLIC HEARING(S)

A. Vacation of City Property (Right of Way Easement for Story County Hospital)

1. Public Hearing –

At 6:14 p.m. Mayor Barker announced that this is the time and place set for a **public hearing** as advertised in the Nevada Journal on **June 20, 2024**. The public hearing is **to vacate city property (right of way easement)**.

There were **no written or oral objections** to the aforementioned recommendation. Public hearing closed at 6:14 p.m.

2. Resolution No. 091 (2023/2024): A Resolution to Vacate and Convey Disclaimer of Interest in Right-of-Way Permit and Easement

Motion by Steve Skaggs, seconded by Sandy Ehrig, to **adopt Resolution No. 091 (2023/2024)**. After due consideration and discussion the roll was called. Aye: Skaggs, Ehrig, Muschick, Corbin, Sampson. Nay: None. The Mayor declared the motion carried.

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

Motion by Jason Sampson, seconded by Melissa Muschick, to **approve the following consent agenda items:**

- A. Approve Minutes of the Regular Meeting held on June 10, 2024
- B. Approve Minutes of the Special Meeting held on June 14, 2024
- C. Approve Payment of Cash Disbursements, including Check Numbers 83948-84047 and Electronic Numbers 1647-1657 (Inclusive) Totaling \$659,105.84 (See attached list)
- D. Approve Financial Reports for Month of May, 2024
- E. Authorize Payment of \$42,243 to Iowa Municipal Workers Company Association for FY 2024/2025 Insurance after July 1, 2024
- F. Authorize Payment of \$379,508.00 to Iowa Communities Assurance Pool for FY2024/2025 Insurance after July 1, 2024
- G. Resolution No. 092 (2023/2024): A Resolution Accepting Corrected Minor Subdivision for MARTIN'S 3RD ADDITION, Nevada, Story County, Iowa
- H. Camelot Downtown Housing Grant Extension Request
- I. Approve Special Class C Alcohol License for CLOUD WINE, LLC d/b/a/ Lucky Wife Wine Slushies, 6th Street for Farmer's Market, Effective July 5, 2024 – July 9, 2024
- J. Approve Special Class C Alcohol License for CLOUD WINE, LLC d/b/a/ Lucky Wife Wine Slushies, 6th Street for Farmer's Market, Effective July 19, 2024 – July 23, 2024
- K. Approve Renewal of Class E Alcohol License for HY-VEE, INC. d/b/a Hy-Vee Dollar Fresh, 1622 Fawcett Parkway, Effective August 10, 2024
- L. Approve Fiscal Year 2024/2025 Retail Cigarette/Tobacco Permits for:
 1. Renewal – Fareway Stores, Inc., #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 – Hy-Vee Dollar Fresh Market, 1622 Fawcett Parkway
 7. Renewal – Hopstop Liquor & Groceries, 136 Lincoln Highway
 8. Renewal – Sundown Liquor & Groceries, 731 Lincoln Highway
 9. Renewal – Legacy Liquor Mart, 1038 6th Street

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

7. MAYOR'S REAPPOINTMENTS

- A. Park Board – Laura Kiesling
- B. Park Board – Glen Miller

Motion by Jason Sampson, seconded by Sandy Ehrig, to **approve the following re-appointments: Parks & Recreation/Cemetery – Laura Kiesling and Glen Miller.** After due consideration and discussion the roll was called via voice vote. Aye: Sampson, Ehrig, Muschick, Corbin, Skaggs. Nay: None. The Mayor declared the motion carried.

8. PUBLIC FORUM:

Mayor Barker Proclaimed July as Parks & Recreation Month

Rod Biensen expressed his frustrations with a complaint about his property.

9. OLD BUSINESS

- A. Ordinance No. 1056 (2023/2024): An Ordinance Amending Chapter 62 (General Traffic Regulations) of the City Code by Establishing School Zones in Certain Areas of Town, Third and Final Reading

Motion by Jason Sampson, seconded by Henry Corbin, to **approve Ordinance No. 1056 (2023/2024)**. After due consideration and discussion the roll was called. Aye: Sampson, Corbin, Skaggs, Ehrig, Muschick. Nay: None. The Mayor declared the motion carried.

- B. Approve Change Order No. 3 for the 2024 Street Improvement Project from Con-Struct Inc. in the amount of \$4,020.00

Motion by Melissa Muschick, seconded by Steve Skaggs, to **approve Change Order No. 3 for the 2024 Street Improvement Project from Con-Struct Inc. in the amount of \$4,020.00**. After due consideration and discussion the roll was called. Aye: Muschick, Skaggs, Ehrig, Corbin, Sampson. Nay: None. The Mayor declared the motion carried.

- C. Approve Change Order No. 1 for the F Ave & G Ave HMA Overlay Project from InRoads in the amount of \$42,895.00

Motion by Sandy Ehrig, seconded by Jason Sampson, to **approve Change Order No. 1 for the F Ave & G Ave HMA Overlay Project from InRoads in the amount of \$42,895.00**. After due consideration and discussion the roll was called. Aye: Ehrig, Sampson, Skaggs, Muschick, Corbin. Nay: None. The Mayor declared the motion carried.

- D. Resolution No. 093 (2023/2024): A Resolution Approving Reimbursement Agreement – Preliminary Engineering Services with Union Pacific Railroad Company

Motion by Steve Skaggs, seconded by Henry Corbin, to **adopt Resolution No. 093 (2023/2024)**. After due consideration and discussion the roll was called. Aye: Skaggs, Corbin, Sampson, Ehrig, Muschick. Nay: None. The Mayor declared the motion carried.

10. NEW BUSINESS

- ~~A. Resolution No. 094 (2023/2024): A Resolution to Approve Iowa Cash Rent Farm Lease (Short Form) for 2024 – Jamie Courtney~~

- B. Resolution No. 095 (2023/2024): A Resolution to Approve Iowa Cash Rent Farm Lease (Short Form) for 2024 – Jeff Longnecker

Motion by Melissa Muschick, seconded by Jason Sampson, to **adopt Resolution No. 095 (2023/2024)**. After due consideration and discussion the roll was called. Aye:

Muschick, Sampson, Skaggs, Ehrig, Corbin. Nay: None. The Mayor declared the motion carried.

- C. Resolution No. 096 (2023/2024): A Resolution approving the Story County Housing Trust Grant Agreement, Contract Number #2024-06

Motion by Sandy Ehrig, seconded by Melissa Muschick, to **adopt Resolution No. 096 (2023/2024)**. After due consideration and discussion the roll was called. Aye: Ehrig, Muschick, Corbin, Sampson, Skaggs. Nay: None. The Mayor declared the motion carried.

- D. Resolution No. 097 (2023/2024): A Resolution Establishing Fiscal Years 24/25, 25/26, and 26/27 Salary Ranges for Non-Union Staff

Motion by Steve Skaggs, seconded by Melissa Muschick, to **adopt Resolution No. 097 (2023/2024)**. After due consideration and discussion the roll was called. Aye: Skaggs, Muschick, Corbin, Sampson, Ehrig. Nay: None. The Mayor declared the motion carried.

- E. Discussion and Appropriate Follow up Regarding HMA Overlay on S14

Motion by Sandy Ehrig, seconded by Steve Skaggs, to **approve Manatt's bid of \$14,113.45 for 1.5" HMA Overlay on S14 Extension in conjunction with Story County**. After due consideration and discussion the roll was called. Aye: Ehrig, Skaggs, Muschick, Corbin, Sampson. Nay: None. The Mayor declared the motion carried.

- F. Resolution No. 098 (2023/2024): A Resolution Approving the Agreement to Pay User Increase in Wastewater Cost

Motion by Steve Skaggs, seconded by Melissa Muschick, to **adopt Resolution No. 098 (2023/2024)**. After due consideration and discussion the roll was called. Aye: Skaggs, Muschick, Corbin, Sampson, Ehrig. Nay: None. The Mayor declared the motion carried.

12. **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 Jason Sampson, seconded by Sandy Ehrig, to **approve going INTO closed session**. After due consideration and discussion the roll was called. Aye: Sampson, Ehrig, Muschick, Corbin, Skaggs. Nay: None. The Mayor declared the motion carried.

Motion by Jason Sampson, seconded by Sandy Ehrig, to **approve going OUT OF closed session**. After due consideration and discussion the roll was called. Aye: Sampson, Ehrig, Muschick, Corbin, Skaggs. Nay: None. The Mayor declared the motion carried.

13. 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.

Motion by Jason Sampson, seconded by Sandy Ehrig, to **approve Council Committee Recommendation for Wage Increase for City Administrator.** After due consideration and discussion the roll was called. Aye: Sampson, Ehrig, Muschick, Corbin, Skaggs. Nay: None. The Mayor declared the motion carried.

14. ADJOURNMENT

There being no further business to come before the meeting, motion by Jason Sampson, seconded by Melissa Muschick, to **adjourn the meeting.** Following voice vote, the Mayor declared the motion carried at 7:08 p.m. the meeting adjourned.

Brett Barker, Mayor

ATTEST:

Kerin Wright, City Clerk

Published: _____

Council Approved: _____