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NEVADA CITY COUNCIL – MONDAY, DECEMBER 9, 2024 6:30 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 6:30 p.m. on Monday, December 9, 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, Dane Neelson, Jason Sampson, Steve Skaggs, Sandy Ehrig. Absent: None.

Staff Present: Erin Clanton, Jordan Cook, Kerin Wright, Erin Mousel, Brandon Mickelson, Ryan Hutton, Chris Brandes, Sean Seymour, Marlys Barker, Tim Hansen, Harold See, Ray Reynolds, Carter Morphew.

Also in attendance were: Jane Heintz, Louis Lang, Michael Potter, Emily Schaack, Jon Augustus, Brandon Koehler, Teresa Presley, Brenda Dryer, Brian Hanson, Nick Brown.

3. APPROVAL OF AGENDA

Motion by Jason Sampson, seconded by Henry Corbin, to **approve the agenda**. After due consideration and discussion the roll was called. Aye: Sampson, Corbin, Neelson, Skaggs, Ehrig, Muschick. 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 Jason Sampson, seconded by Dane Neelson, to **approve the following amended consent agenda items:**

- A. Approve Minutes of the Regular Meeting held on November 25, 2024
- B. Approve Payment of Cash Disbursements, including Check Numbers 87461-87528 and Electronic Numbers 1779-1790 (Inclusive) Totaling \$408,360.13 (See attached list) and the First Interstate Card Purchases for the November 19, 2024 Statement, total \$3,450.80
- C. Approve Request for Extension for Camelot Theater Downtown Housing Grant
- D. Approve Renewal of Class C Retail Alcohol License for William F. Ball Post No. 48, American Legion, Nevada Iowa d/b/a/ William F Ball Post No 48, American Legion Iowa, 1331 6<sup>th</sup> Street, Effective January 10, 2025
- E. Approval of Garbage Licenses for 2024 **2025**
  1. Waste Management of Iowa
  2. Jerry's Sanitation
  3. Arends Sanitation
  4. Aspen Waste Systems
  5. Pratt Sanitation
  6. Garbage Guys

7. Walters Sanitary Service, Inc
8. Waste Management of Iowa
- F. Approve Tax Abatement
  1. Permit #BP2024-0023, 615 Academy Circle, New Home

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

## 5. PUBLIC FORUM

Mayor Barker swore in Full-time Police Officer Carter Morphew.

Ray Reynolds recognized Lt. Nick Brown and presented him a certificate of appreciation for leading the Nevada Fire Department in completing 100% registry into the National Firefighter's Cancer Registry.

Main Street Nevada Director Emily Schaack and President Jon Augustus shared end of year information with Council and expressed their thanks for their collaboration and partnership.

Louis Lang commented on some of the streets in town.

## 6. OLD BUSINESS

- A. F Ave & G Ave Street Rehabilitation Project from InRoads, LLC
  - a. Approve Change Order No. 4 in the amount of \$20,291.96

Motion by Steve Skaggs, seconded by Sandy Ehrig, to **approve Change Order No. 4 for F Ave & G Ave Street Rehabilitation Project from InRoads, LLC in the amount of \$20,291.96.** After due consideration and discussion the roll was called. Aye: Skaggs, Ehrig, Muschick, Corbin, Neelson, Sampson. Nay: None. The Mayor declared the motion carried.

- b. Approve Pay Request No. 5 in the amount of \$22,209.10

Motion by Melissa Muschick, seconded by Dane Neelson, to **approve Pay Request No. 5 for F Ave & G Ave Street Rehabilitation Project from InRoads, LLC in the amount of \$22,209.10.** After due consideration and discussion the roll was called. Aye: Muschick, Neelson, Sampson, Skaggs, Ehrig, Corbin. Nay: None. The Mayor declared the motion carried.

- B. Approve Pay Request No. 39 for WWTF Improvements – Phase 2 from Williams Brothers in the amount of \$45,133.32

Motion by Dane Neelson, seconded by Henry Corbin, to **approve Pay Request No. 39 for WWTF Improvements – Phase 2 from Williams Brothers in the amount of \$45,133.32.** After due consideration and discussion the roll was called. Aye: Neelson, Corbin, Sampson, Skaggs, Ehrig, Muschick. Nay: None. The Mayor declared the motion carried.

- C. Approve Pay Request No. 31 for WWTF Improvements – Phase 3 from Boomerang Corp. in the amount of \$0.00

Motion by Dane Nealson, seconded by Jason Sampson, to **approve Pay Request No. 31 for WWTF Improvements – Phase 3 from Boomerang Corp. in the amount of \$0.00.** After due consideration and discussion the roll was called. Aye: Nealson, Sampson, Skaggs, Ehrig, Muschick, Corbin. Nay: None. The Mayor declared the motion carried.

- D. Approve Pay Request No. 22, Final Retainage, for the Field House from HPC LLC in the amount of \$79,790.00

Motion by Steve Skaggs, seconded by Jason Sampson, to **approve Pay Request No. 22, Final Retainage, for the Field House from HPC LLC in the amount of \$79,790.00.** After due consideration and discussion the roll was called. Aye: Skaggs, Sampson, Ehrig, Muschick, Corbin, Nealson. Nay: None. The Mayor declared the motion carried.

- E. Approve Pay Request No. 4 from Con-Struct for the SRF Sponsored Project, Harrington Park in the amount of \$7,895.73

Motion by Dane Nealson, seconded by Sandy Ehrig, to **approve Pay Request No. 4 from Con-Struct for the SRF Sponsored Project, Harrington Park in the amount of \$7,895.73.** After due consideration and discussion the roll was called. Aye: Nealson, Ehrig, Muschick, Corbin, Sampson, Skaggs. Nay: None. The Mayor declared the motion carried.

- F. 2024 Street Improvements Project from Con-Struct, Inc.  
a. Approve Pay Request No. 8 in the amount of \$119,790.73

Motion by Melissa Muschick, seconded by Jason Sampson, to **approve Pay Request No. 8 for 2024 Street Improvements Project from Con-Struct, Inc. in the amount of \$119,790.73.** After due consideration and discussion the roll was called. Aye: Muschick, Sampson, Skaggs, Ehrig, Corbin, Nealson. Nay: None. The Mayor declared the motion carried.

- b. Approve Change Order No. 6 in the amount of \$5,502.00

Motion by Steve Skaggs, seconded by Henry Corbin, to **approve Change Order No. 6 for 2024 Street Improvements Project from Con-Struct, Inc. in the amount of \$5,502.00.** After due consideration and discussion the roll was called. Aye: Skaggs, Corbin, Nealson, Sampson, Ehrig, Muschick. Nay: None. The Mayor declared the motion carried.

- c. Approve Change Order No. 7 in the amount of \$9,762.00

Motion by Sandy Ehrig, seconded by Steve Skaggs, to **approve Change Order No. 7 for 2024 Street Improvements Project from Con-Struct, Inc. in the amount of \$9,762.00.** After due consideration and discussion the roll was called. Aye: Ehrig, Skaggs, Muschick, Corbin, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

- G. 19<sup>th</sup> Street Trail Project – Division 2 from Con-Struct, Inc.

- a. Approve Pay Request No. 3 in the amount of \$42,806.05

Motion by Dane Neilson, seconded by Melissa Muschick, to **approve Pay Request No. 3 for 19<sup>th</sup> Street Trail Project – Division 2 from Con-Struct, Inc. in the amount of \$42,806.05.** After due consideration and discussion the roll was called. Aye: Neilson, Muschick, Corbin, Sampson, Skaggs, Ehrig. Nay: None. The Mayor declared the motion carried.

- b. Approve Change Order No. 2 in the amount of \$3,702.30

Motion by Steve Skaggs, seconded by Henry Corbin, to **approve Change Order No. 2 for 19<sup>th</sup> Street Trail Project – Division 2 from Con-Struct, Inc. in the amount of \$3,702.30.** After due consideration and discussion the roll was called. Aye: Skaggs, Corbin, Neilson, Sampson, Ehrig, Muschick. Nay: None. The Mayor declared the motion carried.

- H. Ordinance No. 1062 (2024/2025): An Ordinance Amending the Zoning Map of the City of Nevada, Iowa. By Rezoning the Property at 1622 8<sup>th</sup> Street, from R-2 (Single-and two-Family Dwelling District) to LI (Limited Industrial District), second reading

Motion by Melissa Muschick, seconded by Henry Corbin, to **approve Ordinance No. 1062 (2024/2025), second reading.** After due consideration and discussion the roll was called. Aye: Muschick, Corbin, Neilson, Sampson, Skaggs, Ehrig. Nay: None. The Mayor declared the motion carried.

- I. Ordinance No. 1063 (2024/2025): An Ordinance Amending Chapter 75 (All-terrain Vehicles and Snowmobiles) of the City Code to Update Operation of Snowmobile Routes, second reading

Motion by Steve Skaggs, seconded by Dane Neilson, to **approve Ordinance No. 1063 (2024/2025), second reading.** After due consideration and discussion the roll was called. Aye: Skaggs, Neilson, Sampson, Ehrig, Muschick, Corbin. Nay: None. The Mayor declared the motion carried.

- J. Discussion & Appropriate Follow-up Regarding CBD Project, Storm Line Issues in Alleyway

Jane Heintz spoke before council regarding the CBD Project. After Council discussion, direction was given to City Attorney Clanton to prepare for action at an upcoming meeting.

## 7. NEW BUSINESS

- A. Resolution No. 051 (2024/2025): A Resolution Providing for Notice of Intent to fill Council (Mayor) Vacancy by Appointment

Motion by Jason Sampson, seconded by Dane Neilson, to **adopt Resolution No. 051 (2024/2025).** After due consideration and discussion the roll was called. Aye: Sampson, Neilson, Skaggs, Ehrig, Muschick, Corbin. Nay: None. The Mayor declared the motion carried.

B. Discussion and Appropriate Follow-up Regarding Story County Housing Trust (SCHT) Matching Funds

Motion by Melissa Muschick, seconded by Steve Skaggs, to **approve option 1: Authorize City Clerk to process yearly payment with the claims list, approve using LMI Funds for the SCHT matching funds, for FY25 the amount due is \$5,471.00.**

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

Council Members took a moment to thank Mayor Brett Barker for his service, dedication, and commitment to the City of Nevada and Community. This was his final meeting as Mayor as he prepares to service in the House at the State level.

8. ADJOURNMENT

There being no further business to come before the meeting, motion by Dane Nealson, seconded by Jason Sampson, to **adjourn the meeting**. Following voice vote, the Mayor declared the motion carried at 7:17 p.m. the meeting adjourned.

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

ATTEST:

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Kerin Wright, City Clerk

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

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