



**AGENDA  
CITY OF CEDAR FALLS, IOWA  
CITY COUNCIL MEETING  
MONDAY, JUNE 17, 2024  
7:00 PM AT CITY HALL, 220 CLAY STREET**

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**Call to Order by the Mayor**

**Roll Call**

**Pledge of Allegiance**

**Approval of Minutes**

1. Approval of the minutes of the Regular City Council meeting of June 3, 2024.

**Agenda Revisions**

**Public Forum.** (Speakers will have one opportunity to speak for up to 5 minutes on topics relevant to City business.)

**Staff Updates**

**Special Order of Business**

2. Hearing on a complaint issued to MT Tanks LLC, d/b/a Panther Travel Center, 1525 West Ridgeway Avenue, for a first tobacco violation.
  - a) Oral comments.
  - b) Approve and authorize execution of an Order Assessing Penalty relative to a First Tobacco Violation regarding Panther Travel Center, 1525 West Ridgeway Avenue.
3. Public hearing on the proposed rezoning from M-1, Light Industrial District, to C-2, Commercial District, of properties located at 2216 Main Street and 127 East 23rd Street.
  - a) Receive and file proof of publication of notice of hearing. (Notice published 06/11/2024)
  - b) Written communications filed with the City Clerk.
  - c) Staff comments.
  - d) Public comments.
  - e) Pass an ordinance amending the Zoning Map by removing real estate located at 2216 Main Street and 127 East 23rd Street, Commercial District, upon its first consideration.

**Old Business**

4. Pass Ordinance #3059 amending the Zoning Map by removing real estate located at 2300 Main Street from M-1, Light Industrial District, to C-2, Commercial District, upon its third & final consideration.
5. Pass Ordinance #3060 vacating certain public right-of-way of an alley between Longview Street and Cedar Street, upon its third & final consideration.

6. Pass Ordinance #3061 amending Chapter 1, General Provisions, of the Code of Ordinances relative to the general penalty for simple misdemeanors, upon its third & final consideration.
7. Pass Ordinance #3062 amending Chapter 2, Administration, of the Code of Ordinances relative to approval of bills and claims against city, upon its third & final consideration.
8. Pass Ordinance #3063 amending Chapter 5, Alcoholic and Malt Beverages, of the Code of Ordinances relative to location and operation – generally and Chapter 17, Parks and Recreation, of the Code of Ordinances relative to noxious weeds prohibited; exceptions, upon its third & final consideration.
9. Pass Ordinance #3064 amending Chapter 10, Garbage and Refuse, of the Code of Ordinances relative to the use of city collection service, upon its third & final consideration.
10. Pass Ordinance #3065 amending Chapter 16, Offenses and Miscellaneous Provisions, of the Code of Ordinances relative to disorderly conduct – generally, upon its third & final consideration.
11. Pass Ordinance #3066 amending Chapter 18, Planning, of the Code of Ordinances relative to powers and duties, upon its third & final consideration.
12. Pass Ordinance #3067 amending Chapter 23, Traffic and Motor Vehicles, of the Code of Ordinances relative to general passing, upon its third & final consideration.
13. Pass Ordinance #3068, amending Chapter 6, Animals, of the Code of Ordinances relative to impoundment of dogs, cats or poultry running at-large, redemption of impounded animals, permitting dog, cat or poultry to run at-large, disposition of impoundment animals and notice of destruction of animal; appeal, upon its second consideration.

**Consent Calendar:** (The following items will be acted upon by voice vote on a single motion without separate discussion, unless someone from the Council or public requests that a specific item be considered separately.)

14. Receive and file the City Council Work Session minutes of June 3, 2024 relative to the following item:
  - a) Residential Incentives & Draft Policy.
15. Receive and file the City Council Committee of the Whole minutes of June 3, 2024 relative to the following item:
  - a) Grow Cedar Valley Update.
16. Approve the following recommendation of the Mayor relative to the appointment of members to Boards and Commissions:
  - a) Crystal Waltz, Human Rights Commission, term ending 07/01/2027.
  - b) Tyler Ingham, Human Rights Commission, term ending 07/01/2027.
  - c) Madeleine Seymour, Human Rights Commission, term ending 07/01/2027.
  - d) Stephanie Houk Sheetz, Metropolitan Transit Board, term ending 6/30/2027.
17. Receive and file communication from the Civil Service Commission relative to the following certified lists:
  - a) Administrative Supervisor.
  - b) Public Safety Officer.
18. Approve a request by Cedar Falls Utilities for a temporary variance from Section 15-83 of the Code of Ordinances, Prohibited noises generally, to allow painting of a water tower to occur on Sundays.
19. Approve the following applications for cigarette/tobacco/nicotine/vapor permits:
  - a) B&B West, 3105 Hudson Road.
  - b) Bani's, 2128 College Street.
  - c) Buzz Smoke & Vapor, 2125 College Street, Suite A.
  - d) Cloud 9 Glass & Novelty, 2125 College Street, Suite C.
  - e) Dollar General #14412, 2921 Center Street.
  - f) Dollar General #21239, 1922 Valley Park Drive.

- g) Fleet Farm Fuel, 108 West Ridgeway Avenue.
- h) Great Wall Chinese Restaurant, 2125 College Street, Suite D.
- i) Kwik Spirits #561, 4116 University Avenue, Suite 104-105.
- j) Kwik Star #490, 7500 Nordic Drive.
- k) Kwik Star #726, 2019 College Street.
- l) Kwik Star #934, 4515 Coneflower Parkway.
- m) Mini Mart, 1420 West 1st Street.
- n) Pheasant Ridge Golf Course, 3205 West 12th Street.
- o) Posh Smoke and Vape, 6322 University Avenue, Suite L.
- p) Prime Mart, 2728 Center Street.
- q) Prime Vapor and Tobacco, 2323 Main Street.
- r) Suds, 2223 1/2 College Street.
- s) Thunder Ridge Ampride, 2425 Whitetail Drive.
- t) Walgreens #10557, 2509 Whitetail Drive.

- 20. Approve the following applications for retail alcohol licenses:
  - a) Dollar General Store, 2921 Center Street, Class B retail alcohol - renewal.
  - b) King Star, 2228 Lincoln Street, Class B retail alcohol - renewal.
  - c) Kwik Star, 2019 College Street, Class B retail alcohol - renewal.
  - d) Kwik Star, 7500 Nordic Drive, Class B retail alcohol - renewal.
  - e) Amvets, 1934 Irving Street, Class F retail alcohol & outdoor service - renewal.
  - f) Cindy Lou's BBQ, 6607 University Ave, Class C retail alcohol & outdoor service - renewal.
  - g) George's Local, 108 E. 4th Street, Class C retail alcohol & outdoor service - renewal.
  - h) Hy-Vee Food Store, 6301 University Avenue, Class E retail alcohol - renewal.
  - i) Texas Roadhouse, 5715 University Avenue, Class C retail alcohol - change in ownership.

**Resolution Calendar:** (The following items will be acted upon by roll call vote on a single motion without separate discussion, unless someone from the Council or public requests that a specific item be considered separately.)

- 21. Resolution Calendar with items considered separately.
- 22. Resolution approving and adopting the City's FY2025 Appropriations Resolution.
- 23. Resolution approving and authorizing execution of an Employment Agreement with the City Administrator.
- 24. Resolution approving and adopting the City's FY2025 Payroll Resolution.
- 25. Resolution approving and authorizing execution of an Administrative Services Agreement with Wellmark Blue Cross and Blue Shield of Iowa, Wellmark Health Plan of Iowa, Inc. relative to the City's FY2025 Employee Health Plan.
- 26. Resolution approving a Stop Loss Policy with Wellmark, Inc. relative to the City's FY2025 Employee Health Plan.
- 27. Resolution approving and adopting the City's FY2025 Fee Schedule.
- 28. Resolution reallocating American Rescue Plan Act (ARPA) Allocation relative to providing continued relief from the public health and economic impacts of the COVID-19 public health emergency.
- 29. Resolution approving and authorizing execution of a Client Authorization to Bind Coverage relative to renewal of the City's Public Entity Insurance for FY2025.
- 30. Resolution approving and authorizing the expenditure of funds for the purchase of Glock 26 Pistols with Trijicon SRO2 Optic firearms for the Public Safety Department.
- 31. Resolution approving and accepting Bulletproof Vest Partnership (BVP) grant funding from the U.S. Department of Justice relative to replacement of police ballistic vests.
- 32. Resolution approving and authorizing execution of a Contract for towing, wrecker, and storage services with Rasmusson Towing.

33. Resolution approving and authorizing execution of a Contract for towing, wrecker, and storage services with Valley Wide Towing & Recovery Inc.
34. Resolution approving and authorizing execution of an Agreement with Thad Peck relative to providing a Breathwork Workshop at the Recreation Center.
35. Resolution approving and authorizing the expenditure of funds for the purchase of fencing relative to the Orchard Hill Pickleball Court Expansion Project.
36. Resolution approving and authorizing execution of an Agreement with Eden+ Nonprofit Fundraising Consulting relative to the Hearst 2.0 Fundraising Feasibility Study.
37. Resolution approving and authorizing execution of an Iowa Economic Development Authority Certified Local Government (CLG) Program Grant Agreement with the State Historic Preservation Office (SHPO) relative to the Overman Park Neighborhood.
38. Resolution approving and accepting Four Warranty Deeds in conjunction with the North Cedar Heights Area Reconstruction Project.
39. Resolution approving and authorizing execution of a Professional Service Agreement with Foth Infrastructure & Environment, LLC relative to the Highway 57 & Union Road Intersection Improvements Project.
40. Resolution approving and authorizing execution of a Predesign Agreement for Primary Road Project with the Iowa Department of Transportation (IDOT) relative to the Highway 57 & Union Road Intersection Improvements Project.
41. Resolution approving and accepting the contract and bond of Blacktop Service Co. for the 2024 Seal Coat Project.
42. Resolution approving and authorizing execution of Supplemental Agreement No. 4 to the Professional Service Agreement with AECOM Technical Services, Inc. for design services relative to the North Cedar Heights Area Reconstruction Project – Phase III.
43. Resolution setting July 1, 2024 as the date of public hearing on a proposal to undertake a public improvement project for the Katoski Drive Box Culvert Replacement Project, and to authorize acquisition of private property for said project.
44. Resolution setting July 1, 2024 as the date of public hearing on a proposal to undertake a public improvement project for the South Main Street Sanitary Sewer Extension Project, and to authorize acquisition of private property for said project.

#### **Ordinances**

45. Pass an ordinance, amending Chapter 10, Garbage and Refuse, of the Code of Ordinances relative to containers; placement for collection; penalty of violation and service charges – established, upon its first consideration.

#### **Allow Bills and Claims**

46. Allow Bills and Claims for June 17, 2024.

#### **Council Updates and Announcements**

#### **Council Referrals**

#### **Adjournment**