



AGENDA
CITY OF CEDAR FALLS, IOWA
CITY COUNCIL MEETING
MONDAY, MAY 20, 2024
7:00 PM AT CITY HALL, 220 CLAY STREET

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 May 6, 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. Public hearing on the proposed plans, specifications, form of contract & estimate of cost for the 2024 Seal Coat Project.
 - a) Receive and file proof of publication of notice of hearing. (Notice published 05/14/2024)
 - b) Written communications filed with the City Clerk.
 - c) Staff comments.
 - d) Public comments.
 - e) Resolution approving and adopting the plans, specifications, form of contract & estimate of cost for the 2024 Seal Coat Project.
3. Public hearing on the proposed rezoning from M-1, Light Industrial District, to C-2, Commercial District, of properties located at 2300 Main Street, 2216 Main Street and 127 East 23rd Street.
 - a) Receive and file proof of publication of notice of hearing. (Notice published 05/14/2024)
 - b) Written communications filed with the City Clerk.
 - c) Staff comments.
 - d) Public comments.
 - e) Pass an ordinance amending the Zoning Map by removing approximately 3.8 acres of real estate located at 2300 Main Street, 2216 Main Street and 127 East 23rd Street from M-1, Light Industrial District, to C-2, Commercial District, upon its first consideration.

4. Public hearing on the proposed vacation of certain public right-of-way of an alley between Longview Street and Cedar Street.
 - a) Receive and file proof of publication of notice of hearing. (Notice published 05/14/2024)
 - b) Written communication filed with the City Clerk.
 - c) Staff Comments.
 - d) Public Comments.
 - e) Pass an ordinance vacating certain public right-of-way of an alley between Longview Street and Cedar Street, upon its first consideration.
5. Public hearing on the proposed amendments to Chapter 1, General Provisions, of the Code of Ordinances relative to the general penalty for scheduled violations.
 - a) Receive and file proof of publication of notice of hearing. (Notice published 05/14/2024)
 - b) Written communications filed with the City Clerk.
 - c) Staff comments.
 - d) Public comments.
 - e) Pass an ordinance amending Chapter 1, General Provisions, of the Code of Ordinances relative to the general penalty for scheduled violations, upon its first consideration.

Old Business

6. Pass Ordinance #3058, amending Chapter 2, Administration, of the Code of Ordinances relative to Compensation, of Division 6, Utilities Board of Trustees, upon its third & final 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.)

7. Receive and file the City Council Committee of the Whole meeting minutes of May 6, 2024 relative to the following items:
 - a) Cedar Falls Economic Development Corporation Update.
 - b) Council Conflict of Interest Form.
8. Approve the following recommendation of the Mayor relative to the appointment of members to Boards and Commissions:
 - a) Stephanie Daniels, Human Rights Commission, term ending 07/01/2026.
9. Receive and file revised bylaws for the Art & Culture Board.
10. Receive and file revised bylaws for the Tourism Board.
11. Approve an Order Accepting Acknowledgement/Settlement Agreement with Bani's, c/o Super Gill, Inc., 2128 College Street, for a first tobacco violation.
12. Approve the following applications for cigarette/tobacco/nicotine/vapor permits:
 - a) Fareway #190 – 4500 South Main Street.
 - b) Fareway #974 – 214 North Magnolia Drive.
 - c) Five Corners Liquor and Wine – 809 East 18th Street.
 - d) Hill Street News & Tobacco – 2217 College Street.
 - e) Murphy USA #6970 – 518 Brandilynn Boulevard.

13. Approve the following applications for retail alcohol licenses:
 - a) Suds, 2223 ½ College Street, Class C retail alcohol & outdoor service - renewal.
 - b) CVS/Pharmacy, 2302 West 1st Street, Class E retail alcohol - renewal.
 - c) Target, 214 Viking Plaza Drive, Class E retail alcohol - renewal.
 - d) Cedar Basin Music Festival, Sturgis Park, Special Class C retail alcohol & outdoor service - 5-day permit.
 - e) Sturgis Falls Celebration, Gateway Park, Special Class C retail alcohol & outdoor service - 5-day permit.
 - f) King Bucks, 6719 University Avenue, Class C retail alcohol - new.

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.)

14. Resolution Calendar with items considered separately.
15. Resolution approving and authorizing an Annual Conflict of Interest/Related Party Disclosure form for Elected Officials.
16. Resolution approving and authorizing execution of an Agreement with Kirk Gross Company relative to replacement of tables and chairs for the Community Center.
17. Resolution approving and authorizing execution of a Memorandum of Understanding with the Teamsters Union, Local No. 238 (Public Safety) relative to pay adjustments.
18. Resolution approving and authorizing execution of a Memorandum of Understanding with the Teamsters Union, Local No. 238 (Public Works) relative to pay adjustments.
19. Resolution approving and authorizing execution of an Amendment to Temporary Encroachment Agreement with Structure Real Estate relative to TC mascots for Panthers on Parade project.
20. Resolution approving a HWY-1, Highway Commercial Zoning District site plan for construction of a restaurant to be located at 1100 Brandilynn Boulevard.
21. Resolution approving the West Fork Crossing First Addition Lot 25 and Lot 26 Minor Subdivision Plat, a replat of Lot 25 and Lot 26 of West Fork Crossing First Addition.
22. Resolution approving and authorizing execution of six Owner Purchase Agreements; and approving and accepting five Temporary Construction Easements, two Storm Sewer and Drainage Easements, in conjunction with the North Cedar Heights Drive Phase 2 Project.
23. Resolution approving the Certificate of Completion and accepting the work of Municipal Pipe Tool Company, LLC for the 2023 Sanitary Sewer Rehabilitation Project.
24. Resolution approving the Certificate of Completion and accepting the work of K&W Electric, Inc. for the Hudson Road & West Ridgeway Avenue Intersection Improvements Project, and approving and authorizing the transfer of funds from the Capital Projects - Private Contribution, Local Sales Tax and Street Construction Fund to the Tax Increment Financing Fund.
25. Resolution receiving and filing, and approving and accepting the bid of Boulder Contracting, LLC in the amount of \$390,980.25, for the 2024 Alley Reconstruction Project.
26. Resolution receiving and filing, and approving and accepting the bid of JQ Construction in the amount of \$146,051.58, for the 2024 Sidewalk Assessment Project – Zone 6.

Ordinances

27. Pass an ordinance amending Chapter 2, Administration, of the Code of Ordinances relative to approval of bills and claims against city, upon its first consideration.

28. Pass an ordinance 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 first consideration.
29. Pass an ordinance amending Chapter 10, Garbage and Refuse, of the Code of Ordinances relative to the use of city collection service, upon its first consideration.
30. Pass an ordinance amending Chapter 16, Offenses and Miscellaneous Provisions, of the Code of Ordinances relative to disorderly conduct – generally, upon its first consideration.
31. Pass an ordinance amending Chapter 18, Planning, of the Code of Ordinances relative to powers and duties, upon its first consideration.
32. Pass an ordinance amending Chapter 23, Traffic and Motor Vehicles, of the Code of Ordinances relative to general passing, upon its first consideration.

Allow Bills and Claims

33. Allow Bills and Claims for May 20, 2024.

Council Updates and Announcements

Council Referrals

Adjournment