

**CITY HALL
CEDAR FALLS, IOWA, APRIL 1, 2024
REGULAR MEETING, CITY COUNCIL
MAYOR DANIEL LAUDICK PRESIDING**

The City Council of the City of Cedar Falls, Iowa, met in Regular Session, pursuant to law, the rules of said Council and prior notice given each member thereof, at 7:00 P.M. on the above date. Members present: Schultz, Latta, Kruse, Hawbaker, Ganfield, Crisman, Dunn. Absent: None. Mayor Laudick led the Pledge of Allegiance.

- 54700 - It was moved by Ganfield and seconded by Latta that the minutes of the Regular Meeting of March 18, 2024 be approved as presented and ordered of record. Motion carried unanimously.
- 54701 - Kim Jensen Jordan, Cedar Falls, spoke on the future of the Sartori hospital site.
- Ashley Halterman, Cedar Falls, commented on Islamophobia and spoke in support of Palestine.
- 54702 - Mayor Laudick announced that in accordance with the public notice of March 26, 2024, this was the time and place for a public hearing on the proposed plans, specifications, form of contract & estimate of cost for the West Viking Road Reconstruction and Trail Project. It was then moved by Kruse and seconded by Schultz that the proof of publication of notice of hearing be received and placed on file. Motion carried unanimously.
- 54703 - The Mayor then asked if there were any written communications filed to the proposed project. Upon being advised that there were no written communications on file, the Mayor then called for oral comments. Civil Engineer II Tolan provided an update on the proposed project. There being no one else present wishing to speak about the proposed project, the Mayor declared the hearing closed and passed to the next order of business.
- 54704 - It was moved by Kruse and seconded by Schultz that Resolution #23,557, approving and adopting the plans, specifications, form of contract & estimate of cost for the West Viking Road Reconstruction and Trail Project, be adopted. Following a comment by Councilmember Ganfield, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Schultz, Latta, Kruse, Hawbaker, Ganfield, Crisman, Dunn. Nay: None. Motion Carried. The Mayor then declared Resolution #23,557 duly passed and adopted.
- 54705 - It was moved by Ganfield and seconded by Latta that Ordinance #3051, amending Chapter 26, Zoning, of the Code of Ordinances relative to the City's floodplain regulations, be passed upon its second consideration. Following due consideration by the Council, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Schultz, Latta, Kruse, Hawbaker, Ganfield, Crisman, Dunn. Nay: None. Motion carried.
- 54706 - It was moved by Kruse and seconded by Latta that Ordinance #3052, adopting the Code of Ordinances for the City of Cedar Falls, be passed upon its second consideration. Following due consideration by the Council, the Mayor put the

question on the motion and upon the call of the roll, the following named Councilmembers voted. Aye: Schultz, Latta, Kruse, Hawbaker, Ganfield, Crisman, and Dunn. Nay: None. Motion carried.

54707 - It was moved by Kruse and seconded by Ganfield that Ordinance #3053, amending Chapter 23, Traffic and Motor Vehicle, of the Code of Ordinances relative to the speed limit on certain portions of Center Street, be passed upon its second consideration. Following due consideration by the Council, the Mayor put the question on the motion and upon the call of the roll, the following named Councilmembers voted. Aye: Schultz, Latta, Kruse, Hawbaker, Ganfield, Crisman, and Dunn. Nay: None. Motion carried.

54708 - It was moved by Ganfield and seconded by Schultz that the following items on the Consent Calendar be received, filed, and approved:

Receive and file the City Council Standing Committee minutes of March 18, 2024 relative to the following items:

- a) Discussion on the City's Current Conflict of Interest Disclosure Requirements.
- b) Staff to bring to council a plan to utilize funding allocated in the CIP for FY25 for proposals for changes to zoning and parking for the College Hill character areas 1, 2 and 3 as designated by the College Vision Plan similar to the character districts established for the downtown. Note: Priority should be given to areas 1, 2 and 3 however the impact and future possible changes to areas 4 and

Receive and file revised bylaws for the Human Rights Commission.

Approve the following applications for retail alcohol licenses:

- a) Jorgensen Plaza (Table 1912, Diamond Event Center and Gilmore's Pub), 5307 Caraway Lane, Class C retail alcohol & outdoor service - renewal.
- b) Luxe Nail Bar, 5907 University Avenue, Class C retail alcohol - renewal.
- c) Mary Lou's Bar & Grill, 2719 Center Street, Class C retail alcohol & outdoor service - renewal.
- d) The Horny Toad American Bar & Grille, 204 Main Street, Class C retail alcohol - renewal.
- e) Amvets, 1934 Irving Street, Class F retail alcohol & outdoor service - temporary additional outdoor service area.
- f) The Stuffed Olive and Roxxy, 314-316 Main Street, Class C retail alcohol - temporary outdoor service/sidewalk café. (April 1 – November 15, 2024)
- g) Tony's La Pizzeria, 407 Main Street, Class C retail alcohol & outdoor service - temporary additional outdoor service/sidewalk café. (April 1 – November 15, 2024)
- h) River Place Plaza, 200 East 2nd Street - Plaza, Special Class C retail alcohol & outdoor service – 8-month permit.
- i) Spark, 5818 Nordic Drive, Class B retail alcohol - new.

Motion carried unanimously.

54709 - It was moved by Crisman and seconded by Ganfield to receive and file the following resignation of members from Boards and Commissions:
a) Donna Mallin, Human Rights Commission.

Following comments and questions by Councilmembers Latta and Dunn, and responses by Mayor Laudick and City Attorney Rogers, the motion carried unanimously.

54710 - It was moved by Latta and seconded by Hawbaker that the following resolutions be introduced and adopted:

Resolution #23,558, approving and authorizing execution of a Cedar Falls Utilities Communications Transport Services Agreement with the Municipal Communications Utility of the City of Cedar Falls relative to fiber communications services.

Resolution #23,559, approving and authorizing execution of a Service/Product Agreement for asbestos testing and clearance monitoring services with Hawkeye Environmental relative to property located at 523 West 2nd Street.

Resolution #23,560, approving and authorizing execution of an Iowa Land Recycling Program Environmental Covenant for River Place Properties LC relative to the River Place Redevelopment Project.

Resolution #23,561, approving and authorizing submission of a grant application to the US Department of Energy (DOE) for Energy Efficiency and Conservation Block Grant (EECBG) funding.

Resolution #23,562, approving and authorizing execution of a Service/Product Agreement with Modus Engineering relative to design services for HVAC replacement and temperature control integration at the Public Safety building.

Resolution #23,563, approving and accepting the contract and bond of Dave Schmitt Construction Co. for the North Cedar Heights Area Reconstruction Project-Phase 2.

Resolution #23,564, approving and accepting the contract and bond of Aspro, Inc. for the 2024 Street Restoration Project.

Resolution #23,565, receiving and filing, and setting April 15, 2024 as the date of public hearing on the proposed plans, specifications, form of contract & estimate of cost for the Orchard Hill Pickleball Court Expansion Project.

Following due consideration by the Council, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Schultz, Latta, Kruse, Hawbaker, Ganfield, Crisman, Dunn. Nay: None. Motion carried. The Mayor then declared Resolutions #23,558 through #23,565 duly passed and adopted.

54711 - It was moved by Ganfield and seconded by Dunn that Resolution #23,566, setting April 15, 2024, as the date of the public hearing on the proposed FY2025 Budget for the City of Cedar Falls, be adopted. Following comments by UNI Student Liaison Hackbart, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Schultz, Latta, Kruse, Hawbaker, Ganfield, Crisman, Dunn. Nay: None. Motion carried. The Mayor then declared Resolution #23,566 duly passed and adopted.

- 54712 - It was moved by Kruse and seconded by Crisman that Ordinance #3054, amending Chapter 17, Parks and Recreation, of the Code of Ordinances relative to the Art and Culture Center and Board, be passed upon its first consideration. Following due consideration by the Council, the Mayor put the question on the motion and upon the call of the roll, the following named Councilmembers voted. Aye: Schultz, Latta, Kruse, Hawbaker, Ganfield, Crisman, and Dunn. Nay: None. Motion carried.
- 54713 - It was moved by Ganfield and seconded by Kruse that Ordinance #3055, amending Chapter 17, Parks and Recreation, of the Code of Ordinances relative to the Visitors and Tourism Board, be passed upon its first consideration. Following due consideration by the Council, the Mayor put the question on the motion and upon the call of the roll, the following named Councilmembers voted. Aye: Schultz, Latta, Kruse, Hawbaker, Ganfield, Crisman, and Dunn. Nay: None. Motion carried.
- 54714 - It was moved by Latta and seconded by Kruse that Ordinance #3056, amending Chapter 2, Administration, of the Code of Ordinances relative to Boards and Commissions and Department of Community Development, be passed upon its first consideration. Following due consideration by the Council, the Mayor put the question on the motion and upon the call of the roll, the following named Councilmembers voted. Aye: Schultz, Latta, Kruse, Hawbaker, Ganfield, Crisman, and Dunn. Nay: None. Motion carried.
- 54715 - It was moved by Ganfield and seconded by Crisman that Ordinance #3057, amending Chapter 2, Administration, of the Code of Ordinances relative to Department of Community Development, be passed upon its first consideration. Following comments by Councilmember Ganfield, the Mayor put the question on the motion and upon the call of the roll, the following named Councilmembers voted. Aye: Schultz, Latta, Kruse, Hawbaker, Ganfield, Crisman, and Dunn. Nay: None. Motion carried.
- 54716 - It was moved by Kruse and seconded by Dunn that the bills and claims of April 1, 2024 be allowed as presented, and that the Controller/City Treasurer be authorized to issue City checks in the proper amounts and on the proper funds in payment of the same. Upon call of the roll, the following named Councilmembers voted. Aye: Schultz, Latta, Kruse, Hawbaker, Ganfield, Crisman, Dunn. Nay: None. Motion carried.
- 54717 - It was moved by Kruse and seconded by Dunn that the meeting be adjourned at 7:28 P.M. Motion carried unanimously.

Kim Kerr, CMC, City Clerk