

**CITY HALL
CEDAR FALLS, IOWA, JANUARY 3, 2022
REGULAR MEETING, CITY COUNCIL
MAYOR ROBERT M. GREEN 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 7:03 P.M. on the above date. Members present: Schultz, deBuhr, Kruse, Harding, Ganfield, Sires, Dunn. Absent: None.

53621 - It was moved by Harding and seconded by Kruse that the minutes of the Regular Meeting of December 20, 2021 be approved as presented and ordered of record. Motion carried unanimously.

53622 - Mayor Green read the following proclamations:

Proclamation recognizing January 17, 2022 as Dr. Martin Luther King Jr. Day of Service.

Proclamation recognizing January 2022 as National Mentoring Month. The Job Foundation Executive Director Cyd McHone and Program Director Dorothy Roby commented about the foundation, its mission and mentoring program.

53623 - Robert Zey, 6728 Viking Road, expressed concerns with the West Viking Road Industrial Park Phase V project and requested information regarding buffering between residential and industrial areas.

Michael Hager, 6830 Viking Road, supports the Industrial Park project and commended staff for communication and efforts to buffer residential areas.

Kathryn Sogard, College Hill Partnership Executive Director, commended City Council for their service and expressed appreciation for CIP Investments in the College Hill area. She expressed concern with the lack of funding for the College Hill Visioning/Zoning Code update.

53624 - It was moved by Kruse and seconded by Harding that Ordinance #3002, amending Chapter 2, Administration of the Code of Ordinances relative to reestablishing the Downtown Cedar Falls Self-Supported Municipal Improvement District (SSMID), be passed upon its third and final consideration. Following supportive comments by Community Main Street Executive Director Kim Bear and Brent Johnson, 621 Clay Street, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Schultz, deBuhr, Kruse, Harding, Ganfield, Sires, Dunn. Nay: None. Motion carried. The Mayor then declared Ordinance #3002 duly passed and adopted.

53625 - It was moved by deBuhr and seconded by Harding that the following items on the Consent Calendar be received, filed and approved:

Approve the following recommendations of the Mayor relative to the appointment

of members to Boards and Commissions:

- a) Daryl Kruse, Board of Appeals, term expiring 12/31/2022.
- b) Susan deBuhr, Board of Electrical Appeals, term expiring 12/31/2022.
- c) Susan deBuhr, Board of Mechanical Appeals, term expiring 12/31/2022.
- d) Susan deBuhr, Board of Plumbing Appeals, term expiring 12/31/2022.
- e) Peter Berendzen, Art and Culture Board, term expiring 07/01/2024.

Receive and file Departmental Monthly Reports of November 2021.

Approve the following applications for beer permits and liquor licenses:

- a) Second State Brewing Company, 203 State Street, Class B beer & outdoor service - renewal.
- b) Wild Hare American Bar and Grill, 2512 Whitetail Drive, Class C liquor & outdoor service - renewal.
- c) Tobacco Outlet Plus, 4116 University Avenue, Class E liquor - renewal.

Motion carried unanimously.

53626 - It was moved by Harding and seconded by Kruse to receive and file the report of the Mayor relative to the appointment of Mayor Pro Tem for 2022. Following questions by Councilmembers deBuhr and Kruse, and response by Mayor Green, the motion carried 5-2, with deBuhr and Kruse voting Nay.

53627 - It was moved by Ganfield and seconded by Harding to receive and file the report of the Mayor relative to the appointment of standing committees for 2022. Following questions by Councilmember deBuhr and responses by Mayor Green, the motion carried 5-2, with Kruse and Sires voting Nay.

53628 - It was moved by Harding and seconded by Kruse that the following resolutions be introduced and adopted:

Resolution #22,643, approving and adopting Summary Plan Descriptions (SPD) for the City of Cedar Falls Health Benefit Plans.

Resolution #22,644, levying a final assessment for costs incurred by the City to mow property at 130 North College Street.

Resolution #22,645, levying a final assessment for costs incurred by the City to mow property at 234 Clark Drive.

Resolution #22,646, approving and authorizing execution of a 2021 American Rescue Plan Act (ARPA) Grant Agreement relative to funding of a Book Bike for the Cedar Falls Public Library.

Resolution #22,647, approving and authorizing execution of an Agreement for the Use of State or Local Overtime and Authorized Expense/Strategic Initiative Program for Organized Crime Drug Enforcement Task Forces (OCDETF) for FY2022.

Resolution #22,648, approving and authorizing execution of a Humanities Project Grant Agreement with the Iowa Arts Council relative to the "Our Town:

Reclaiming the Narrative" exhibition for the Hearst Center for the Arts.

Resolution #22,649, approving and authorizing execution of two Leases relative to properties vacated by flood buyout programs.

Resolution #22,650, approving and authorizing execution of a First Amendment to Agreement for Professional Services with Operation Threshold for Community Development Block Grant (CDBG-CV3) Funding relative to the Cares Act.

Resolution #22,651, approving an amendment to a Downtown Character District (CD-DT) Zoning District site plan for outdoor amenities at River Place Plaza.

Resolution #22,652, setting January 18, 2022 as the date of public hearing on the proposed FY2022-FY2027 Capital Improvements Program (CIP).

Resolution #22,653, receiving and filing, and setting January 18, 2022 as the date of public hearing on the proposed plans, specifications, form of contract & estimate of cost for the West Viking Road Industrial Park Phase V 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, deBuhr, Kruse, Harding, Ganfield, Sires, Dunn. Nay: None. Motion carried. The Mayor then declared Resolutions #22,643 through #22,653 duly passed and adopted.

- 53629 - It was moved by Kruse and seconded by deBuhr that Resolution #22,654, approving the preliminary plat of Cedar Falls West Viking Road Industrial Park Phase V & VI, be adopted. Public Works Director Schrage responded to a question asked during public forum. Following an additional question by Councilmember Harding and response by Schrage, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Schultz, deBuhr, Kruse, Harding, Ganfield, Sires, Dunn. Nay: None. Motion carried. The Mayor then declared Resolution #22,654 duly passed and adopted.
- 53630 - It was moved by Harding and seconded by Kruse that Resolution #22,655, approving and authorizing the expenditure of funds for the purchase of a mechanical street sweeper for the Public Works Department, be adopted. Following a question by Councilmember Sires and response by Public Works Director Schrage, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Schultz, deBuhr, Kruse, Harding, Ganfield, Sires, Dunn. Nay: None. Motion carried. The Mayor then declared Resolution #22,655 duly passed and adopted.
- 53631 - It was moved by Kruse and seconded by deBuhr that the bills and claims of January 3, 2022 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, deBuhr, Kruse, Harding, Ganfield, Sires, Dunn. Nay: None. Motion carried.

- 53632 - It was moved by Harding and seconded by Schultz to refer to a Council Work Session discussion of the future of the Public Safety Director position and potential means to gather data to evaluate the current public safety model. Following questions and comments by Councilmembers deBuhr, Harding, Dunn, and Schultz, and Mayor Green, and responses by City Administrator Gaines, the motion carried 6-1, with deBuhr voting Nay.

Following comments and questions by Councilmember Sires and Mayor Green, and responses by City Attorney Rogers, it was moved by Kruse and seconded by Schultz to refer to Executive Session at the January 18, 2022 City Council meeting, discussion of property acquisition related to extending Arbors Drive. Motion carried 6-1, with Dunn voting Nay.

It was moved by Kruse and seconded by deBuhr to refer to a Council work session review of components of the CD-DT zoning code. Following questions and comments by Councilmembers deBuhr, Dunn, Kruse, and Harding, and response by City Attorney Rogers, the motion carried 6-1, with Dunn voting Nay.

It was moved by Kruse and seconded by Sires to direct staff to develop a resolution for a moratorium on new building permits within the Urban General, Urban General 2 and Storefront designations of the CD-DT zoning district until May 1, 2022. Following comments by Councilmembers Kruse, Harding and Dunn, and responses by City Administrator Gaines and Planning & Community Services Manager Howard, the motion carried 4-3, with Schultz, Harding and Dunn voting Nay.

- 53633 - Councilmember deBuhr requested that City Council return to presenting referrals ahead of time for Councilmembers to review.

- 53634 - Public Works Director Schrage addressed safety concerns regarding the proposed crosswalk location at South Main Street and Greenhill Road. He also provided information on the snow emergency in effect in the Downtown and College Hill areas from 9 PM January 5 until 7 AM on January 6 to allow for snow removal in those areas.

Public Safety Director Olson announced the swearing in of five new public safety officers and the retirement celebration of Captain Hayes after 36 years of service.

Mayor Green announced the next City Council meeting will be held on Tuesday, January 18, 2022 due to Martin Luther King Day.

- 53635 - It was moved by Kruse and seconded by deBuhr that the meeting be adjourned at 8:31 P.M. Motion carried unanimously.

Jacqueline Danielsen, MMC, City Clerk