

**COMMUNITY CENTER
CEDAR FALLS, IOWA, JULY 5, 2022
REGULAR MEETING, CITY COUNCIL
SIMON HARDING, MAYOR PRO TEM, 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, deBuhr, Kruse (via video conference), Harding, Ganfield, Sires. Absent: Dunn.

- 53876 - It was moved by deBuhr and seconded by Ganfield that the minutes of the Regular Meeting of June 20, 2022 be approved as presented and ordered of record. Motion carried unanimously.
- 53877 - Mayor Pro Tem Harding read a proclamation recognizing July 11, 2022 as 1-133d Infantry Regiment - Ironman Battalion Day
- 53878 - Rosemary Beach, 5018 Sage Road, expressed appreciation of citizens attending Sturgis Falls Celebration and acknowledged Jackie Sturgis, the great-great niece of William Sturgis. She noted that more volunteers are needed for the event.
- David Spreitzer, 915 State Street, expressed appreciation for the new sidewalks downtown, but disappointment with downtown bar patrons' cigarette butt litter. He also noted difficulty seeing the stoplight at the Rainbow Drive and 18th Street intersection when stopped at the white line.
- 53879 - Mayor Pro Tem Harding announced that in accordance with the public notices of June 3 and June 24, 2022, this was the time and place for a public hearing on the FY2023 (FFY2022) Annual Action Plan for Community Development Block Grant (CDBG) and HOME Consortium. It was then moved by Ganfield and seconded by deBuhr that the proof of publication of notices of hearing be received and placed on file. Motion carried unanimously.
- 53880 - The Mayor Pro Tem then asked if there were any written communications filed to the proposed plan. Upon being advised that there were no written communications on file, the Mayor Pro Tem then called for oral comments. Planner III Pezley provided a brief summary of the proposed plan. There being no one else present wishing to speak about the proposed plan, the Mayor Pro Tem declared the hearing closed and passed to the next order of business.
- 53881 - It was moved by Schultz and seconded by deBuhr that a resolution approving the FY2023 (FFY2022) Annual Action Plan for Community Development Block Grant (CDBG) and HOME Consortium, be adopted. Following questions and comments by Councilmembers deBuhr, Harding, Sires, Ganfield, Kruse and Schultz, and responses by Community Development Director Sheetz, Planner III Pezley, City Administrator Gaines and City Attorney Rogers, it was moved by deBuhr and seconded by Schultz to continue the hearing to the July 18, 2022 City Council Meeting. Following a question by Councilmember Ganfield and response by Pezley, the motion carried unanimously.

- 53882 - Mayor Pro Tem Harding announced that in accordance with the public notice of June 24, 2022, this was the time and place for a public hearing on the proposed plans, specifications, form of contract & estimate of cost for the Olive Street Box Culvert Replacement Project. It was then moved by Ganfield and seconded by deBuhr that the proof of publication of notice of hearing be received and placed on file. Motion carried unanimously.
- 53883 - The Mayor Pro Tem 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 Pro Tem then called for oral comments. City Engineer Wicke provided a brief summary of the proposed project. There being no one else present wishing to speak about the proposed project, the Mayor Pro Tem declared the hearing closed and passed to the next order of business.
- 53884 - It was moved by deBuhr and seconded by Schultz that Resolution #22,844, approving and adopting the plans, specifications, form of contract & estimate of cost for the Olive Street Box Culvert Replacement Project, be adopted. Following questions and comments by Councilmembers Ganfield, Sires, deBuhr and Schultz, and responses by City Engineer Wicke, the Mayor Pro Tem put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Harding, Ganfield, Sires, Schultz, deBuhr, Kruse. Nay: None. Motion Carried. The Mayor Pro Tem then declared Resolution #22,844 duly passed and adopted.
- 53885 - It was moved by Ganfield and seconded by deBuhr that Ordinance #3013, amending Chapter 23, Traffic and Motor Vehicles, of the Code of Ordinances relative to prohibiting parking on portions of South Lawn Road, be passed upon its second consideration. Following due consideration by the Council, the Mayor Pro Tem put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Harding, Ganfield, Sires, Schultz, deBuhr, Kruse. Nay: None. Motion carried.
- 53886 - 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 June 20, 2022 relative to the following item:

a) Council Meeting Rules of Order (Administrative Policy No. 7).

Receive and file Departmental Monthly Reports of May 2022.

Approve the following applications for beer permits and liquor licenses:

a) Dollar General Store, 2921 Center Street, Class C beer & Class B wine - renewal.

b) Chuck E. Cheese's, 5911 University Avenue, Special Class C liquor - renewal.

c) Amvets, 1934 Irving Street, Class A liquor & outdoor service - renewal.

d) Texas Roadhouse, 5715 University Avenue, Class C liquor - renewal.

e) Panther Travel Center, 1525 West Ridgeway Avenue, Class E liquor -

renewal.

f) Wal-Mart, 525 Brandilynn Boulevard, Class E liquor - renewal.

g) Buffalo Wild Wings, 6406 University Avenue, Class C liquor & outdoor service – change in ownership.

Motion carried unanimously.

53887 - It was moved by Ganfield and seconded by deBuhr that the following resolutions be introduced and adopted:

Resolution #22,845, directing the advertisement for sale of \$3,860,000 General Obligation Capital Loan Notes, Series 2022, and approving electronic bidding procedures and Official Statement.

Resolution #22,846, levying a final assessment for costs incurred by the City to cleanup/remove debris from the property located at 1106 West 9th Street.

Resolution #22,847, levying a final assessment for costs incurred by the City to cleanup/remove debris from the property located at 315 West 11th Street.

Resolution #22,848, approving and authorizing the expenditure of funds for the purchase of an electric mower for the Public Works Department.

Resolution #22,849, receiving and filing the bids, and approving and accepting the low bid of Blacktop Service Company, in the amount of \$198,242.57, for the 2022 Seal Coat Project.

Resolution #22,850, receiving and filing the bids, and approving and accepting the bid of Benton Sand & Gravel, Inc., in the amount of \$129,978.35, being the only bid received for the 2022 University Avenue Bio Cells Project.

Resolution #22,851, approving and authorizing execution of a Financial Assistance Award with the United States Department of Commerce, Economic Development Administration (EDA) for American Rescue Plan Act funding relative to the Cedar River Recreational Improvements Project.

Resolution #22,852, approving and authorizing execution of a Service/Product Agreement with Iowa Northland Regional Council of Governments (INRCOG) for administration of a United States Department of Commerce, Economic Development Administration (EDA) grant relative to the Cedar River Recreational Improvements Project.

Resolution #22,853, approving and authorizing execution of four Purchase Offers relative to the Voluntary Property Acquisition Program, in conjunction with the Northern Cedar Falls Flood Buyout Program.

Resolution #22,854, setting July 18, 2022 as the date of public hearing on the proposed rezoning from R-1, Residence District to A-1, Agricultural District of property located at 2209 North Union Road.

Resolution #22,855, setting July 18, 2022 as the date of public hearing on the

Status of Funded Activities for the State Award of Community Development Block Grant (CDBG-CV2) funding relative to the CARES Act.

Following due consideration by the Council, the Mayor Pro Tem put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Harding, Ganfield, Sires, Schultz, deBuhr, Kruse. Nay: None. Motion carried. The Mayor Pro Tem then declared Resolutions #22,845 through #22,855 duly passed and adopted.

- 53888 - It was moved by deBuhr and seconded by Ganfield that Resolution #22,856, approving and authorizing execution of a Service/Product Agreement with Port53 Technologies for security testing relative to the City's computer network, be adopted. Following a comment and questions by Councilmember Ganfield, and responses by Information Systems Manager Sorensen, the Mayor Pro Tem put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Harding, Ganfield, Sires, Schultz, deBuhr, Kruse. Nay: None. Motion Carried. The Mayor Pro Tem then declared Resolution #22,856 duly passed and adopted.
- 53889 - It was moved by deBuhr and seconded by Schultz that Resolution #22,857, receiving and filing the bids, and approving and accepting the bid of Kirk Gross Company, in the amount of \$378,647.51, being the only bid received for furniture relative to the City Hall Remodel Project, be adopted. Following comments and questions by Councilmembers Sires, Schultz and Kruse, and responses by Community Development Director Sheetz and Finance & Business Operations Director Rodenbeck, the Mayor Pro Tem put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Harding, Ganfield, Schultz, deBuhr, Kruse. Nay: Sires. Motion Carried. The Mayor Pro Tem then declared Resolution #22,857 duly passed and adopted.
- 53890 - It was moved by Ganfield and seconded by deBuhr that the bills and claims of July 5, 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: Harding, Ganfield, Sires, Schultz, deBuhr, Kruse. Nay: None. Motion carried.
- 53891 - Acting Police Chief Howard provided an update on fireworks enforcement and citations issued, and responded to questions by Councilmembers Harding and Schultz.
- 53892 - It was moved by Ganfield and seconded by deBuhr that the meeting be adjourned at 7:59 P.M. Motion carried unanimously.