

**CITY HALL
CEDAR FALLS, IOWA, SEPTEMBER 3, 2019
REGULAR MEETING, CITY COUNCIL
MAYOR JAMES P. BROWN 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, in the City Hall at Cedar Falls, Iowa, at 7:00 P.M. on the above date. Members present: Miller, deBuhr, Kruse, Blanford, Darrah, Wieland, Green. Absent: None.

- 52481 - It was moved by Kruse and seconded by Wieland that the minutes of the Regular Meeting of August 19, 2019 be approved as presented and ordered of record. Motion carried unanimously.

Mayor Brown read a proclamation declaring September 2019 as Hunger Action Month and Northeast Iowa Food Bank President Kirsten Juhl commented.

- 52482 - It was moved by Darrah and seconded by Blanford that Ordinance #2953, amending Ordinance No. 1923, 2122, 2461, 2696, 2785 and 2923, providing that general property taxes levied and collected each year on all property located within the amended Cedar Falls Unified Highway 58 Corridor Urban Renewal Area, by and for the benefit of the State of Iowa, City of Cedar Falls, County of Black Hawk, Cedar Falls Community School District, Hudson Community School District, Dike-New Hartford Community School District and other taxing districts, be paid to a special fund for payment of principal and interest on loans, monies advanced to and indebtedness, including bonds issued or to be issued, incurred by the City in connection with Amendment No. 5 to the Cedar Falls Unified Highway 58 Corridor Urban Renewal Area, be passed upon its third and final 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: Miller, deBuhr, Kruse, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried. The Mayor then declared Ordinance #2953 duly passed and adopted.

- 52483 - It was moved by Wieland and seconded by Miller that the following items and recommendations on the Consent Calendar be received, filed and approved:

Approve the recommendation of the Mayor relative to the appointment of Craig Schwerdtfeger to the Community Center & Senior Services Board, term ending 06/30/2022.

Receive and file the Committee of the Whole minutes of August 19, 2019 relative to the following items:

- a) Cedar River Recreation Enhancement.
- b) Visitors & Tourism Division Update.
- c) Cultural Programs Annual Update.
- d) Bills & Payroll.

Receive and file a communication from the Civil Service Commission relative to a certified list for the position of Planner II.

Receive and file Departmental Monthly Reports of July 2019.

Approve the application of Cypress Lounge, 209 State Street, for a cigarette/tobacco/nicotine/vapor permit.

Approve the following applications for beer permits and liquor licenses:

- a) Sidecar Coffee, 2215 College Street, Special Class C liquor & outdoor service - renewal.
- b) Hilton Garden Inn, 7213 Nordic Drive, Class B liquor, Class B native wine & outdoor service - renewal.
- c) Wilbo, 118 Main Street, Class C liquor - renewal.
- d) Great Wall, 2125 College Street, Class E liquor - renewal.
- e) Casey's General Store, 5908 Nordic Drive, Class C beer & Class B wine - change in ownership.
- f) Casey's General Store, 601 Main Street, Class E liquor - change in ownership.
- g) Casey's General Store, 1225 Fountains Way, Class E liquor - change in ownership.
- h) Casey's General Store, 2425 Center Street, Class E liquor - change in ownership.
- i) Casey's General Store, 5226 University Avenue, Class E liquor - change in ownership.
- j) Amvets, 1934 Irving Street, Class A liquor & outdoor service - temporary expansion of outdoor service area. (September 13-15, 2019)

Motion carried unanimously.

52484 - It was moved by Green and seconded by Darrah that the following resolutions be introduced and adopted:

Resolution #21,686, approving and authorizing execution of a Landlord Estoppel, Consent and Agreement between the City, the Board of Trustees of the Municipal Electric Utility, and Cedar Falls Solar Farm, LLC, relative to a Lease Agreement for the use of certain city-owned property located at 800 Viking Road as a solar garden.

Resolution #21,687, approving and authorizing execution of a Standard Form of Agreement with Failor Hurley Construction for The Falls Aquatic Center - Pump Building and Dumpster Enclosure Renovation Project.

Resolution #21,688, approving and adopting the Cedar Falls Tourism & Visitors Bureau Strategic Plan for 2019-2022.

Resolution #21,689, approving and authorizing execution of a Professional Service Agreement with Zimmerman, Laurent & Richardson, Inc., d/b/a ZLR Ignition, for digital advertising.

Resolution #21,690, approving and authorizing the expenditure of funds for the purchase of an aerial boom truck.

Resolution #21,691, approving and authorizing execution of an agreement with INVISION Architecture, LTD for design services relative to the City Hall Remodel Project.

Resolution #21,692, receiving and filing the bids, and approving and accepting the low bid of Vieth Construction Corporation, in the amount of \$224,575.00, for the 2019 Peter Melendy Park Renovation Project.

Resolution #21,693, approving and accepting the contract and bond of Vieth Construction Corporation for the 2019 Peter Melendy Park Renovation Project.

Resolution #21,694, approving and authorizing execution of a Storm Water Maintenance and Repair Agreement with Owen5, LLC relative to a post-construction stormwater management plan for Lot 16, Northern Cedar Falls Industrial Park Phase I.

Resolution #21,695, approving a public improvement, authorizing acquisition of private property for said project, and establishing just compensation, in conjunction with the 2018 Street Construction Project.

Resolution #21,696, approving and accepting a Lien Notice and Special Promissory Note for property located at 1931 Iowa Street relative to the Rental to Single Family Owner Conversion Incentive Program.

Resolution #21,697, approving and authorizing execution of a Transportation Services Agreement with Metropolitan Transit Authority of Black Hawk County (MET Transit) for downtown shuttle services from September 5, 2019 thru January 18, 2020.

Resolution #21,698, approving and authorizing execution of a Memorandum of Agreement for Professional Support for Housing Choice Voucher Program with the Iowa Northland Regional Council of Governments (INRCOG) relative to the City's Section 8 Housing Choice Voucher Program.

Resolution #21,699, approving and authorizing execution of a Termination of Real Estate Purchase Agreement with DS Warehouse, LLC relative to Lot 1, West Viking Road Industrial Park, Phase I.

Resolution #21,700, supplementing Resolution #21,663, being a resolution approving the voluntary annexation of property to the City of Cedar Falls which lies within two (2) miles of the corporate boundaries of the City of Hudson.

Resolution #21,701, setting September 16, 2019 as the date of public hearing on a proposed amendment to the Future Land Use Map by changing the designation from Greenways/Floodplain and Neighborhood Commercial to Low Density Residential for property located in the vicinity of 1700-2000 Union Road.

Resolution #21,702, setting September 16, 2019 as the date of public hearing on the proposed rezoning from A-1, Agricultural, to R-1, Residential District, of property located in the vicinity of 1700-2000 Union Road.

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: Miller, deBuhr, Kruse, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried. The Mayor then declared Resolutions #21,686 through #21,702 duly passed and adopted.

- 52485 - It was moved by Kruse and seconded by deBuhr that Ordinance #2954, amending Chapter 23, Traffic and Motor Vehicles, of the Code of Ordinances relative to 48-hour parking on city streets, be passed upon its first consideration.

Following a comment by Councilmember Kruse, it was then moved by Kruse and seconded by Green to amend the absence period from 2 hours to 4 hours. Motion to amend carried unanimously.

The Mayor then put the question on the amended ordinance and upon call of the roll, the following named Councilmembers voted. Aye: Miller, deBuhr, Kruse, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried unanimously.

- 52486 - It was moved by Wieland and seconded by deBuhr that the bills and payroll of September 3, 2019 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: Miller, deBuhr, Kruse, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried.

- 52487 - It was moved by Green and seconded by Blanford to refer to city staff and Committee of the Whole a request to develop a policy which names city streets after the annually-awarded Representative Citizens of Cedar Falls. Following comments by Councilmembers Green, Wieland and Kruse, questions by Councilmembers Blanford, Kruse and Darrah and a response by City Administrator Gaines, the motion to refer the naming of city established streets carried 6-1, with Councilmember Miller voting nay.

- 52488 - It was moved by Green and seconded by Miller to refer to the Committee of the Whole a request to designate the Public Safety Building as Cedar Falls Public Safety Center. Following comments by Councilmember Green, questions by Councilmembers Wieland, Blanford and deBuhr, and responses by Public Safety Services Director Olson, Finance and Business Operations Director Rodenbeck and Mayor Brown, the motion to refer carried 5-2, with Councilmembers Miller and Wieland voting nay.

- 52489 - It was moved by Blanford and seconded by deBuhr to refer to the Art & Culture Board/Public Art Committee, to work with the Community Development Department to incorporate a plaque in honor of Barbara Brown into the Main

Street streetscape design. Motion to refer carried unanimously.

- 52490 - Community Development Director Sheetz announced the 'Bands of America Championships' coming to the University of Northern Iowa on September 28, 2019.
- 52491 - Public Safety Services Director Olson responded to questions by Sharon Regenold, 108 Lilliput Lane, regarding future staffing of traditional firefighters.
- 52492 - It was moved by Kruse and seconded by Wieland that the meeting be adjourned at 7:23 P.M. Motion carried unanimously.

Jacqueline Danielsen, MMC, City Clerk