

**CITY HALL
CEDAR FALLS, IOWA, FEBRUARY 4, 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, Blanford, Darrah, Wieland, Green. Absent: Kruse.

- 52178 - It was moved by Darrah and seconded by Wieland that the minutes of the Regular Meeting of January 21, 2019 be approved as presented and ordered of record. Motion carried unanimously.

Mayor Brown introduced the new Library Board Director Kelly Stern.

- 52179 - It was moved by Wieland and seconded by Darrah that Ordinance #2935, amending Section 29-107 of the Code of Ordinances by removing property located to the north of Arbors Drive and west of Richard Road from A-1, Agricultural District, and placing the same in R-1, Residence District, be passed upon its third and final consideration. The Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Miller, deBuhr, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried. The Mayor then declared Ordinance #2935 duly passed and adopted.

- 52180 - It was moved by Miller and seconded by Green that the following items and recommendations on the Consent Calendar be received, filed and approved:

Receive and file the Committee of the Whole minutes of January 21, 2019 relative to the following items:

- a) West 1st Street Reconstruction Project Update.
- b) Amendments to the College Hill Neighborhood Overlay Zoning District.
- c) Bills & Payroll.

Receive and file Departmental Monthly Reports of December 2018.

Approve and authorize execution of an Order Accepting Acknowledgment/Settlement Agreement relative to a First Tobacco Violation regarding Up In Smoke, 2218 College Street.

Approve the following applications for beer permits and liquor licenses:

- a) Hy-Vee Gas, 6527 University Avenue, Class C beer - renewal.
- b) Cottonwood Canyon, 419 Washington Street, Special Class C liquor & outdoor service - renewal.
- c) Jorgensen Plaza (Table 1912, Diamond Event Center and Gilmore's Pub), 5307 Caraway Lane, Class C liquor & outdoor service - adding Class B wine.

Motion carried unanimously.

52181 - It was moved by Darrah and seconded by Blanford that the following resolutions be introduced and adopted:

Resolution #21,409, approving and adopting a job classification for the position of Video Production Specialist in the Information Systems Division.

Resolution #21,410, approving and authorizing execution of a lease relative to property vacated by the 2008 flood buyout programs.

Resolution #21,411, approving and authorizing execution of an Agreement for Storage of Portable Single Classroom Unit with the Cedar Falls Community School District relative to storage of two portable classroom units.

Resolution #21,412, approving and authorizing the expenditure of funds for the purchase of furniture from Storey Kenworthy, Kirk Gross and Office Concepts for the Public Safety Facility.

Resolution #21,413, approving and authorizing execution of one Owner Purchase Agreement and seven Tenant Purchase Agreements, and approving and accepting two Public Utility Easements, one Owner's Temporary Grading Easement for Construction and one Tenant's Temporary Grading for Construction Easement, in conjunction with the West 1st Street Reconstruction Project.

Resolution #21,414, approving and authorizing execution of Supplemental Agreement No. 1 with Snyder & Associates, Inc. relative to the 2017 Levee/Floodwall System Improvements Project.

Resolution #21,415, receiving and filing the bids, and approving and accepting the low bid of Peters Construction Corporation, in the amount of \$404,938.53, for the Place to Play Playground Project.

Resolution #21,416, approving and authorizing execution of Supplemental Agreement No. 2 with Snyder & Associates, Inc. relative to 2019 Engineering Services.

Resolution #21,417, approving the closure of the Housing Choice Voucher (HCV) Program (a/k/a Section 8) Waiting List through July 31, 2019, as recommended by the Housing Commission.

Resolution #21,418, approving and authorizing execution of an Addendum to the Preconstruction Agreement for Primary Road Project with the Iowa Department of Transportation relative to the West 1st Street Reconstruction Project.

Resolution #21,419, setting February 18, 2019 as the date of public hearing on the proposed FY20 Budget for the City of Cedar Falls.

Resolution #21,420, setting February 18, 2019 as the date of public hearing on

proposed amendments to Chapter 29, Zoning, of the Code of Ordinances relative to the College Hill Neighborhood Overlay Zoning District.

Resolution #21,421, setting March 4, 2019 as the date of public hearing on a proposal to undertake a public improvement project for the Ridgeway Avenue Reconstruction Project and to authorize acquisition of private property for said 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: Miller, deBuhr, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried. The Mayor then declared Resolutions #21,409 through #21,421 duly passed and adopted.

52182 - It was moved by Miller and seconded by Wieland that Resolution #21,422, approving and adopting certain revised Personnel Policies, be adopted. Following a question by Councilmember Blanford and clarification by City Attorney Rogers, it was moved by Blanford and seconded by Green to amend proposed changes by retaining the previous language in Policy 302. Following questions by Councilmembers Darrah and Wieland, and response by Councilmember Blanford, the motion to amend Policy 302 carried unanimously.

It was then moved by Blanford and seconded by Green to amend proposed changes by retaining the previous language in Policy 903. Following questions and comments by Councilmembers Miller, Green, Blanford, deBuhr and Darrah, and responses by City Attorney Rogers and Mayor Brown, the motion to amend Policy 902 carried unanimously.

City Attorney Rogers responded to a request by Green for clarification of proposed changes in Policy 208 regarding seniority.

It was then moved by Green and seconded by Miller to amend proposed changes by removing elected officials from Policy 507. Following comments by Councilmembers Green, Wieland and Miller, the motion to amend Policy 507 failed 2-4, with Councilmembers Miller, deBuhr, Darrah and Wieland voting Nay.

The Mayor then put the question on the original motion as amended and upon call of the roll, the following named Councilmembers voted. Aye: Miller, deBuhr, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried. The Mayor then declared Resolution #21,422 duly passed and adopted as amended.

52183 - It was moved by Miller and seconded by Darrah that Resolution #21,423, receiving and filing the bids, and approving and accepting the low bid of Peterson Contractors, Inc., in the amount of \$4,711,475.14, for the 2019 Street Construction Project, be adopted. Following a comment by Councilmember Green, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Miller, deBuhr, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried. The Mayor then declared Resolution #21,423 duly passed and adopted.

- 52184 - It was moved by Wieland and seconded by deBuhr that the bills and payroll of February 4, 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, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried.
- 52185 - It was moved by Darrah and seconded by Green that the meeting be adjourned at 7:23 P.M. Motion carried unanimously.

Jacqueline Danielsen, MMC, City Clerk