



**AGENDA**  
**CITY OF CEDAR FALLS, IOWA**  
**CITY COUNCIL MEETING**  
**TUESDAY, SEPTEMBER 05, 2023**  
**7:00 PM AT CITY HALL, 220 CLAY STREET**

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**Call to Order by the Mayor**

**Roll Call**

**Pledge of Allegiance**

**Approval of Minutes**

1. Regular meeting of August 21, 2023.

**Agenda Revisions**

**Special Presentations**

2. Proclamation recognizing September 2023 as National Suicide Prevention Month.
3. Proclamation recognizing September 17-23, 2023 as National Constitution Week.

**Public Forum.** (Speakers will have one opportunity to speak for up to 5 minutes on topics relevant to City business.)

**Staff Updates**

**Special Order of Business**

4. Public hearing to consider entering into an Agreement for Private Development, and to consider conveyance of certain city-owned real estate to Cedar Falls Partners, LLC.
  - a) Receive and file proof of publication of notice of hearing. (Notice published 08/26/2023)
  - b) Written communications filed with the City Clerk.
  - c) Staff comments.
  - d) Public comments.
  - e) Resolution approving and authorizing execution of an Agreement for Private Development and a Minimum Assessment Agreement; and approving and authorizing execution of a Deed Without Warranty, conveying certain city-owned real estate to Cedar Falls Partners, LLC.

**Old Business**

5. Pass Ordinance #3038, amending Chapter 23, Traffic and Motor Vehicles, of the Code of Ordinances relative to establishing temporary long-term daily permits for municipal parking lots or facilities, upon its third & final consideration.
6. Resolution approving and adopting an amendment to the FY24 Fee Schedule relative to establishing temporary long-term daily parking permits for the municipal parking lots or facilities. (contingent upon approval of the previous item)

7. Pass Ordinance #3040, amending Chapter 23, Traffic and Motor Vehicles, of the Code of Ordinances relative to establishing a 4-way stop at the intersection of Center Street & Lone Tree Road, upon its third & final consideration.
8. Pass Ordinance #3041, amending Chapter 26, Zoning, of the Code of Ordinances relative to parking requirements for institutional uses in the Downtown Character District (CD-DT), upon its second consideration. (requires 5 aye votes)
9. Pass Ordinance #3042, amending Chapter 2, Administration, of the Code of Ordinances relative to establishing a Bicycle and Pedestrian Commission, upon its second consideration.
10. Pass Ordinance #3043, amending Chapter 23, Traffic and Motor Vehicles, of the Code of Ordinances relative to prohibiting parking on certain portions of Dakota Street, upon its second consideration.

**Consent Calendar:** (The following items will be acted upon by voice vote on a single motion without separate discussion, unless someone from the Council or public requests that a specific item be considered separately.)

11. Receive and file the City Council Standing Committee minutes of August 21, 2023 relative to the following items:
  - a) Cedar Falls Economic Development Corporation.
  - b) Bicycle & Pedestrian Advisory Committee Transition to a Commission.
  - c) Comprehensive Plan Review.
12. Receive and file Departmental Monthly Reports of July 2023.
13. Approve an Order Accepting Acknowledgement/Settlement Agreement with The Music Station, Inc., a/k/a Mini Mart, 1420 West 1st Street, for a second tobacco violation.
14. Approve the following applications for retail alcohol licenses:
  - a) The Brass Tap, 419 & 421 Main Street, Class C retail alcohol & outdoor service - renewal.
  - b) Casey's General Store, 1225 Fountains Way, Class E retail alcohol - renewal.
  - c) River Place Plaza, 200 East 2nd Street – Plaza, Special Class C retail alcohol & outdoor service – temporary expansion of outdoor service area. (September 21, 2023)
  - d) Blue Room, 201 Main Street, Class C retail alcohol – temporary outdoor service. (September 23, 2023)
  - e) The Black Hawk Hotel/Bar Winslow, 115-117 Main Street, Class C retail alcohol - temporary outdoor service. (September 23, 2023)
  - f) The Brass Tap, 419 & 421 Main Street, Class C retail alcohol & outdoor service - temporary additional outdoor service. (September 23, 2023)
  - g) Community Main Street (District Street Party), Main Street from 1st – 5th Streets and to alleys on East and West of Main on 2nd, 3rd and 4th Streets - Special Class C retail alcohol & outdoor service - 5-day permit. (September 23 – 27, 2023)

**Resolution Calendar:** (The following items will be acted upon by roll call vote on a single motion without separate discussion, unless someone from the Council or public requests that a specific item be considered separately.)

15. Resolution Calendar with items considered separately.
16. Resolution approving and authorizing the Transfer of Funds from the General Fund to the Health Insurance Fund and Capital Projects Fund relative to the fiscal year ending June 30, 2023.
17. Resolution approving and authorizing execution of an Amendment to Owner's Statement and Deed of Dedication of West Viking Road Industrial Park Phase V.
18. Resolution approving and authorizing execution of an Amendment to Owner's Statement and Deed of Dedication of West Viking Road Industrial Park Phase VI.
19. Resolution approving and authorizing execution of an Agreement to Enhance Economic Development in Cedar Falls by Supporting Grow Cedar Valley relative to an FY2024 Economic Development Grant.

20. Resolution approving and authorizing execution of First Amendment to the Agreement for Rotary Plaza with The Rotary Club of Cedar Falls relative to additional lighting for the Rotary Plaza being constructed at 205-221 West 1st Street. (not recommended by staff)
21. Resolution approving and authorizing execution of a Cultural Leadership Partners Program Operating Support Grant Agreement with the Iowa Economic Development Authority (IEDA) relative to Hearst Center cultural programs and operating expenses.
22. Resolution approving and authorizing execution of a Memorandum of Agreement with the University of Northern Iowa (UNI) relative to fiberglass statues for the Panthers on Parade Project.
23. Resolution approving and authorizing execution of an Agreement with Peters Construction Corporation for transporting, finishing and installing fiberglass statues relative to the Panthers on Parade Project.
24. Resolution approving and authorizing execution of a HIPAA Business Associate Agreement with Wellworks For You relative to the City's employee wellness program.
25. Resolution approving and authorizing execution of an Agreement with Cedar Falls Police Protective Association for Installation of Plaques Honoring Reserve Officer Scott Sterrett relative to memorial markers along South Prairie Lakes Trail.
26. Resolution approving and authorizing execution of an Agreement with Breanna Parker relative to providing hula hoop fitness classes at the Recreation Center.
27. Resolution approving and authorizing execution of an Agreement with Spahn & Rose Lumber Co. relative to construction of a new shelter in Orchard Hill Park.
28. Resolution approving an amendment to The Arbors Master Plan, to allow some lots designated for bi-attached dwellings to be changed to single family lots.
29. Resolution approving the amended preliminary plat for The Arbors Fifth, Sixth, and Seventh Addition. (contingent upon approval of the previous item)
30. Resolution approving the Certificate of Completion and accepting the work of Owen Contracting, Inc. for the 2022 Alley Reconstruction Project, and approving and authorizing the transfer of funds from the Storm Water Bond Fund to the Street Construction Fund.
31. Resolution approving and authorizing execution of a License Agreement with Windstream Intellectual Property Services, LLC relative to installing a fiber optic telecommunications system within the public right-of-way along Main Street.
32. Resolution setting September 18, 2023 as the date of public hearing to consider conveyance of certain city-owned real estate to KATZ Properties, LLC.

#### **Allow Bills and Claims**

33. Allow Bills and Claims for September 5, 2023.

#### **Council Updates and Announcements**

#### **Council Referrals**

#### **Adjournment**