



**AGENDA
CITY OF CEDAR FALLS, IOWA
CITY COUNCIL MEETING
MONDAY, FEBRUARY 20, 2023
7:00 PM AT CITY HALL, 220 CLAY STREET**

Call to Order by the Mayor

Roll Call

Pledge of Allegiance

Approval of Minutes

1. Regular meeting of February 6, 2023.
2. Special City Council meeting of January 30, 2023.

Agenda Revisions

Special Presentations

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

3. Hearing on a complaint issued to Cedar Star, Inc., d/b/a Bani's, 2128 College Street, for a second tobacco violation.
 - a) Oral comments.
 - b) Approve and authorize execution of an Order Assessing Penalty relative to a second tobacco violation regarding Bani's, 2128 College Street.

Old Business

4. Pass Ordinance #3023, amending the Zoning Map by placing property located on Lots 5 and 6 of the Midway Business Park in the R-4, Multiple Unit Residential Zoning District, pursuant to provisions of a Zoning Agreement, upon its third & final consideration.
5. Pass Ordinance #3024, amending the Zoning Map by removing property generally described as Lots 1-4 of Midway Second Addition from the R-4, Multiple Unit Residential Zoning District, to the R-1, One & Two Unit Residential Zoning District, upon its third & final 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.)

6. Receive and file the City Council Standing Committee minutes of February 6, 2023 relative to the following item:
 - a) FY2024 Budget.

7. Receive and file the City Council Special Standing Committee Meeting minutes of January 30, 2023 relative to the following item:
 - a) 6th & Main Intersection.
8. Receive and file the minutes of the February 3, 2023 City Council Work Session - Joint Meeting with Legislators.
9. Approve a proclamation recognizing February 24, 2023 as Jamaica Day.
10. Approve the following recommendation of the Mayor relative to the appointment of members to Boards and Commissions:
 - a) Mike Mangin, Board of Adjustment, term ending 03/31/2028.
11. Receive and file the 2022 Annual Reports of the Planning & Zoning Commission, Board of Adjustment, Historic Preservation Commission, Group Rental Committee/Board of Rental Housing Appeals, Housing Commission and Bicycle & Pedestrian Advisory Committee.
12. Approve the application of Posh Smoke and Vape, 6322 University Avenue, Suite L, for a cigarette/tobacco/nicotine/vapor permit.
13. Approve the following applications for retail alcohol licenses:
 - a) Panther Lounge, 210 East 18th Street, Class C retail alcohol - renewal.
 - b) Happy's Wine & Spirits, 5925 University Avenue, Class E retail alcohol - renewal.
 - c) The Wine Shop, 305 Main Street, Special Class C retail alcohol – new.

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.)

14. Resolution Calendar with items considered separately.
15. Resolution amending Resolution No. 22,901, approving and authorizing a form of Loan Agreement and authorizing and providing for the issuance of \$3,860,000 General Obligation Capital Loan Notes, Series 2022, and levying a tax to pay said Notes; Approval of Amendment to Tax Exemption Certificate.
16. Resolution designating July 3, 2023 (9 a.m.-10 p.m.) as an additional day of use for consumer fireworks within the City limits.
17. Resolution approving and adopting the HOME-American Rescue Plan (ARP) Allocation Plan and Annual Action Plan.
18. Resolution approving and authorizing submission of the Iowa Certified Local Government (CLG) 2022 Annual Report of the Historic Preservation Commission to the State Historical Society of Iowa.
19. Resolution approving and authorizing execution of a First Amendment to the Subrecipient Agreement for Federally Funded Project with Refugee & Immigrant Voices in Action (RIVA), f/n/a Ethnic Minorities of Burma Advocacy and Resource Center (EMBARC), for Community Development Block Grant (CDBG-CV2) funding relative to the CARES Act.
20. Resolution approving and authorizing Amendment #3 to the Entitlement Community Development Block Grant COVID-19 Program Contract with the Iowa Economic Development Authority (IEDA) relative to Community Development Block Grant (CDBG-CV2) funding relative to the CARES Act.
21. Resolution approving and accepting a Temporary Construction Easement, in conjunction with the Main Street Reconstruction Project.
22. Resolution approving and accepting five Warranty Deeds and one Quit Claim Deed, in conjunction with the Main Street Reconstruction Project.

23. Resolution receiving and filing the bids, and approving and accepting the bid of K&W Electric, Inc., in the amount of \$728,796.05, being the only bid received for the Hudson Road & West Ridgeway Avenue Intersection Improvements Project.
24. Resolution receiving and filing the bids, and approving and accepting the bid of Peterson Contracting, Inc., in the amount of \$735,520.00, being the only bid received for the Oak Park Boulevard Sanitary Sewer Replacement Project.
25. Resolution receiving and filing, and setting March 6, 2023 as the date of public hearing on the proposed plans, specifications, form of contract & estimate of cost for the 2023 Sanitary Sewer Rehabilitation Project.
26. Resolution receiving and filing, and setting March 6, 2023 as the date of public hearing on the proposed plans, specifications, form of contract & estimate of cost for the 2023 Street Construction Project.
27. Resolution receiving and filing, and setting March 6, 2023 as the date of public hearing on the proposed plans, specifications, form of contract & estimate of cost for the North Cedar Heights Area Reconstruction Project - Phase I.
28. Resolution setting March 6, 2023 as the date of public hearing to consider entering into an Agreement for Private Development and to consider conveyance of certain city-owned real estate to McDonald Construction & Remodeling, LLC.

Allow Bills and Claims

29. Allow Bills and Claims for February 20, 2023.

Council Updates and Announcements

Council Referrals

Executive Session

30. Executive Session to discuss Collective Bargaining per Iowa Code Section 20.17(3) as negotiating sessions, strategy meetings of public employers, mediation, and the deliberative process of arbitrators.

Adjournment