



**AGENDA
CITY OF CEDAR FALLS, IOWA
CITY COUNCIL MEETING
MONDAY, DECEMBER 19, 2022
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 December 5, 2022.

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

2. Public hearing on the proposed conveyance of city-owned real estate to Cedar Falls Utilities by means of a non-exclusive permanent easement for the relocation of utilities.
 - a) Receive and file proof of publication of notice of hearing. (Notice published December 9, 2022)
 - b) Written communications filed with the City Clerk.
 - c) Staff comments.
 - d) Public comments.
 - e) Resolution approving and authorizing conveyance of a non-exclusive permanent easement to Cedar Falls Utilities for the relocation of utilities.

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.)

3. Receive and file Mayoral veto of Ordinance #3021, amending Section 18-23(5), Powers and duties of the Planning and Zoning Commission, of the Code of Ordinances relative to removing 2/3 majority vote required by City Council to approve amendments to the City's comprehensive plan that are disapproved by the Planning and Zoning Commission, and Ordinance #3022, amending Chapter 26, Zoning, of the Code of Ordinances relative to removing the 2/3 majority vote required by City Council to approve zoning amendments that are disapproved by the Planning and Zoning Commission.
4. Receive and file the resignation of Eashaan Vajpeyi as a member of the Human Rights Commission.
5. Approve the following recommendations of the Mayor relative to the appointment of members to Boards and Commissions:
 - a) Craig Fairbanks, Housing Commission, term ending 12/31/2024.

- b) Helen Pearce, Housing Commission, term ending 12/31/2024.
 - c) Kevin Fittro, Board of Appeals, term ending 12/31/2025.
 - d) Jason Huff, Board of Appeals, term ending 12/31/2025.
 - e) Katy Susong, Board of Appeals, term ending 12/31/2026.
 - f) Debra Waterman, Board of Appeals, term ending 12/31/2026.
 - g) Ross Samek, Board of Appeals, term ending 12/31/2026.
 - h) Rick Mott, Board of Electrical Appeals, term ending 12/31/2023.
 - i) Rick Dumler, Board of Electrical Appeals, term ending 12/31/26.
 - j) William Pierce, Board of Mechanical Appeals, term ending 12/31/2024.
 - k) Steve Broell, Board of Mechanical Appeals, term ending 12/31/2026.
 - l) Colin Frese, Board of Mechanical Appeals, term ending 12/31/2026.
 - m) Andrew Tink, Board of Plumbing Appeals, term ending 12/31/2023.
 - n) Travis Davison, Board of Plumbing Appeals, term ending 12/31/2026.
6. Receive and file the City Council Standing Committee minutes of December 5, 2022 relative to the following items:
- a) Grow Cedar Valley Update.
 - b) Council Policy on Official City Proclamations.
 - c) Council Policy on Public Awards and Recognition.
 - d) Council Policy on Boards and Commissions Interviews.
7. Approve the following applications for retail alcohol licenses:
- a) Rancho Chico, 618 Brandilynn Boulevard, Class C retail alcohol - renewal.
 - b) Wild Hare American Bar and Grill, 2512 Whitetail Drive, Class C retail alcohol & outdoor service - renewal.
 - c) Golf Lab, 201 Washington 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.)

- 8. Resolution Calendar with items considered separately.
- 9. Resolution approving and adopting CFD 1127: Council Policy - Official City Proclamations.
- 10. Resolution approving and adopting CFD 1128: Council Policy - Public Awards and Recognition.
- 11. Resolution approving and adopting Personnel Policy 223: Sexual Abuse Prevention, for the City of Cedar Falls.
- 12. Resolution approving and adopting Personnel Policy 608: Concussion and Head Injury, for the City of Cedar Falls.
- 13. Resolution approving and adopting amendments to Personnel Policy 903: Grievance Procedure, for the City of Cedar Falls.
- 14. Resolution levying a final assessment for costs incurred by the City to mow the property located at 2722 College Street.
- 15. Resolution levying a final assessment for costs incurred by the City to mow the property located at 2804 College Street.
- 16. Resolution levying a final assessment for costs incurred by the City to mow the property located at 2208 Coventry Lane.
- 17. Resolution approving and authorizing execution of an amended Master Service Agreement and Statement of Work with Municode, LLC, subsidiary of CivicPlus, LLC, relative to City code supplementation.
- 18. Resolution approving and authorizing execution of an Agreement with Elise Bovy with Northeast Iowa Area Agency on Aging relative to providing Tai Chi classes at the Recreation Center.

19. Resolution approving and authorizing execution of an Assignment and Assumption Agreement between Orion Cedar Falls IA, LLC and Reel Deal Holdings, LLC, pursuant to the terms of the Agreement for Private Development with Ryan Companies US, Inc. relative to the transfer of ownership of property located at 1100 Technology Parkway.
20. Resolution approving and authorizing execution of a Contract with Family Management Financial Solutions relative to Community Development Block Grant (CDBG) funding for service agencies.
21. Resolution approving and authorizing execution of a Contract with The Salvation Army relative to Community Development Block Grant (CDBG) funding for service agencies.
22. Resolution approving and authorizing execution of Amendment Number Three to the Subaward Agreement with the Iowa Department of Homeland Security and Emergency Management Division (HSEMD) for an extension of the Voluntary Property Acquisition Program funded through the Hazard Mitigation Grant Program relative to the Northern Cedar Falls Flood Buyout.
23. Resolution approving the Certificate of Completion and accepting the work of Blacktop Service Company for the 2022 Seal Coat Project, and approving and authorizing the transfer of funds from the Street Construction Fund to the Street Repair Fund.
24. Resolution receiving and filing, and approving and accepting the bid of Peterson Contractors Inc., in the amount of \$29,997,049.50, being the only bid received for the Main Street Reconstruction Project.
25. Resolution receiving and filing the bids, and approving and accepting the bid of Peterson Contractors, Inc., in the amount of \$6,279,130.00, being the lowest bid received for the Cedar River Recreational River Area and Riverbank Improvements Project.
26. Resolution approving and accepting the contract and bond of Peterson Contractors, Inc. for the Cedar River Recreational River Area and Riverbank Improvements Project. (contingent upon approval of previous item)
27. Resolution setting January 3, 2023 as date of public hearing on the proposed FY2023-FY2028 Capital Improvements Program (CIP).

Allow Bills and Claims

28. Allow Bills and Claims for December 19, 2022.

Council Updates and Announcements

Council Referrals

Executive Session

29. Executive Session to discuss Legal Matters per Iowa Code Section 21.5(1)(c) to discuss strategy with counsel in matters that are presently in litigation or where litigation is imminent where its disclosure would be likely to prejudice or disadvantage the position of the governmental body in that litigation.

Adjournment