

**CITY HALL
CEDAR FALLS, IOWA, DECEMBER 20, 2021
REGULAR MEETING, CITY COUNCIL
MAYOR ROBERT M. GREEN 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, at 7:00 P.M. on the above date. Members present: Miller, deBuhr, Kruse, Harding, Darrah, Sires, Dunn. Absent: None.

- 53603 - It was moved by Kruse and seconded by Harding that the minutes of the Regular Meeting of December 6, 2021 be approved as presented and ordered of record. Motion carried unanimously.
- 53604 - The Mayor then asked if there were any agenda revisions. City Clerk Danielsen noted that item #26 on the Resolution Calendar was being removed from the agenda.
- 53605 - Rosemary Beach, 5018 Sage Road, commented about the Honors Building on the UNI Campus tentatively planned for demolition and stated she will be sending in the Preservation Iowa application herself in an effort to save the building.
- 53606 - Mayor announced that in accordance with the public notice of December 14, 2021, this was the time and place for a public hearing on a proposed ordinance establishing new boundaries for wards and precincts as a result of the 2020 Census. It was then moved by Miller and seconded by Darrah that the proof of publication of notice of hearing be received and placed on file. Motion carried unanimously.
- 53607 - The Mayor then asked if there were any written communications filed to the proposed ordinance. Upon being advised that there were no written communications on file, the Mayor then called for oral comments. GIS Specialist Hines provided a brief summary of the process. Following a question by Whitney Smith, 2207 Hawthorne Drive, and response by City Attorney Rogers, the Mayor declared the hearing closed and passed to the next order of business.
- 53608 - It was moved by Kruse and seconded by deBuhr that Ordinance #3003, amending Chapter 8, Elections, of the Code of Ordinances relative to establishing new boundaries for wards and precincts within the City of Cedar Falls, to become effective January 15, 2022, using map option C, be passed upon its first consideration. Following questions by Councilmembers deBuhr, Dunn, Harding and Kruse, and Mayor Green, and responses by GIS Specialist Hines, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: deBuhr, Kruse, Darrah, Sires. Nay: Miller, Harding, Dunn. Motion carried.

It was then moved by Darrah and seconded by Miller that the rules requiring an ordinance be considered at three separate meetings, be suspended and that Ordinance #3003, be passed upon its third and final consideration. Following

questions and comments by Councilmembers deBuhr, Kruse, Miller, Sires and Dunn, and Whitney Smith, 2207 Hawthorne Drive, and responses by Hines and City Attorney Rogers, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Miller, deBuhr, Kruse, Harding, Darrah, Dunn. Nay: Sires. Motion carried. The Mayor then declared Ordinance #3003 duly passed and adopted.

- 53609 - It was moved by Miller and seconded by Harding that Resolution #22,625, approving and authorizing execution of a Letter of Agreement with the Black Hawk County Supervisors relative to establishing a Joint Precinct consisting of a portion of Cedar Falls Ward 2 Precinct 3 and a portion of Cedar Falls Township Precinct, be adopted. Following comments by GIS Specialist Hines, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Miller, deBuhr, Kruse, Harding, Darrah, Sires, Dunn. Nay: None. Motion carried. The Mayor then declared Resolution #22,625 duly passed and adopted.
- 53610 - It was moved by Kruse and seconded by Harding that Ordinance #3000, granting a partial property tax exemption to The Vault, LLC for construction of a storage/office facility at 6100 Production Drive, 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, Harding, Darrah, Sires, Dunn. Nay: None. Motion carried. The Mayor then declared Ordinance #3000 duly passed and adopted.
- 53611 - It was moved by Kruse and seconded by deBuhr that Ordinance #3001, amending Chapter 24, Utilities, of the Code of Ordinances, relative to sanitary sewer rates, 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, Harding, Darrah, Sires, Dunn. Nay: None. Motion carried. The Mayor then declared Ordinance #3001 duly passed and adopted.
- 53612 - It was moved by deBuhr and seconded by Miller that Ordinance #3002, amending Chapter 2, Administration of the Code of Ordinances relative to reestablishing the Downtown Cedar Falls Self-Supported Municipal Improvement District (SSMID), be passed upon its second 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, Harding, Darrah, Sires, Dunn. Nay: None. Motion carried.
- 53613 - It was moved by Miller and seconded by Kruse that the following items on the Consent Calendar be received, filed and approved:

Receive and file the Committee of the Whole minutes of December 6, 2021 relative to the Grow Cedar Valley Update.

Receive and file the Abstract of Votes for the November 2, 2021 Municipal

Election and the November 30, 2021 Municipal Runoff Election.

Approve the following applications for liquor licenses:

- a) Huhot Mongolian Grill, 6301 University Avenue, Special Class C liquor - renewal.
- b) Rancho Chico, 618 Brandilynn Boulevard, Class C Liquor - renewal.

Motion carried unanimously.

53614 - It was moved by Darrah and seconded by Miller that the following resolutions be introduced and adopted:

Resolution #22,626, approving and authorizing execution of a Subdivision Distributor Settlement Participation Form, a Subdivision Janssen Settlement Participation Form, and an Iowa Opioid Allocation Memorandum of Understanding, all relative to a national opioid settlement.

Resolution #22,627, approving and authorizing execution of Contract Amendment #1 to the Office Supply & Copy Paper Product Agreement with Laser Tech., USA, Inc. d/b/a Office Express/Office Products.

Resolution #22,628, approving and authorizing execution of fourteen (14) Leases relative to properties vacated by the 2008 flood buyout program.

Resolution #22,629, approving a College Hill Neighborhood (CHN) Overlay Zoning District site plan for façade and signage improvements at 2019 College Street.

Resolution #22,630, approving and authorizing submission of an application to the U.S. Department of Commerce, Economic Development Administration American Rescue Plan Act Travel, Tourism and Outdoor Recreation Funding Opportunity relative to the Cedar River Recreational River Area and Riverbank Improvements Project, designating the Mayor as the official representative of the City, and authorizing the Mayor to sign said application and certain assurances in conjunction with the same.

Resolution #22,631, approving commitment of local funding, in conjunction with a U.S. Department of Commerce, Economic Development Administration (EDA) Disaster Recovery Grant relative to Instream and Upland Improvements of Phase 1 of the Cedar River Recreational River Area and Riverbank Improvements Project.

Resolution #22,632, approving and authorizing execution of a Memorandum of Understanding with the Iowa Northland Regional Council of Governments (INRCOG) for administration of a U.S. Department of Commerce, Economic Development Administration (EDA) Disaster Recovery Grant relative to the Cedar River Recreational River Area and Riverbank Improvements Project.

Resolution #22,633, approving and authorizing submission of a grant application to Iowa Homeland Security & Emergency Management (HSEMD), under the U.S. Department of Federal Emergency Management Agency (FEMA), Building

Resilient Infrastructure and Communities (BRIC) Scoping Project relative to a Stormwater Master Plan, designating the Mayor as the official representative of the City, and authorizing the Mayor to sign said application and certain assurances in conjunction with the same.

Resolution #22,634, approving commitment of local funding, in conjunction with a U.S. Federal Emergency Management Agency (FEMA) Building Resilient Infrastructure and Communities (BRIC) Scoping Project relative to a Stormwater Master Plan.

Resolution #22,635, approving and authorizing execution of a Memorandum of Understanding with the Iowa Northland Regional Council of Governments (INRCOG) for administration of an Iowa Homeland Security & Emergency Management (HSEMD), U.S. Department of Federal Emergency Management Agency (FEMA), Building Resilient Infrastructure and Communities (BRIC) Scoping Project grant relative to a Stormwater Master Plan.

Resolution #22,636, approving and authorizing execution of an Extension of a Yard Waste Management Service Agreement with T&W Grinding relative to management of the City's compost facility.

Resolution #22,637, approving the Certificate of Completion and accepting the work of ASTECH Corp. for the 2020 Seal Coat Project, and approving and authorizing the transfer of funds from the Street Construction Fund to the Street Repair Fund.

Resolution #22,638, approving the Certificate of Completion and accepting the work of Blacktop Service Company for the 2021 Seal Coat Project, and approving and authorizing the transfer of funds from the Street Construction Fund to the Street Repair Fund.

Resolution #22,639, approving and accepting the contract and bond of Peterson Contractors, Inc. for the Greenhill Road and South Main Street Intersection Improvement Project.

Resolution #22,640, approving and authorizing execution of an Owner Purchase Agreement, and approving and accepting a Temporary Construction Easement, in conjunction with the Greenhill Road & South Main Street Intersection Improvements Project.

Resolution #22,641, setting January 18, 2022 as the date of public hearing on a proposal to undertake a public improvement project for the Main Street 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, Kruse, Harding, Darrah, Sires, Dunn. Nay: None. Motion carried. The Mayor then declared Resolutions #22,626 through #22,641 duly passed and adopted.

- 53615 - It was moved by Kruse and seconded by Miller that Resolution #22,642, approving and authorizing execution of a Professional Service Agreement with Snyder & Associates, Inc. for design services relative to various intersection improvements, be adopted. Following questions by Councilmembers deBuhr, Kruse and Sires, and responses by Public Works Director Schrage and City Engineer Wicke, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Miller, Kruse, Harding, Darrah, Sires, Dunn. Nay: deBuhr. Motion carried. The Mayor then declared Resolution #22,642 duly passed and adopted.
- 53616 - It was moved by Miller and seconded by Kruse that the bills and claims of December 20, 2021 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, Harding, Darrah, Sires, Dunn. Nay: None. Motion carried.
- 53617 - It was moved by Dunn and seconded by Darrah to refer to a Council Work Session an update by the University of Northern Iowa on their Economic Development priorities. Following comments by Councilmember Harding, it was moved by Harding and seconded by Darrah to amend the motion to be a joint work session with UNI to collaborate on other subjects, including economic development. Following questions by Councilmembers Kruse, deBuhr and Harding, the motion carried unanimously. Following a question by Councilmember Kruse and response by Mayor Green, the Mayor put the question on the original motion as amended. Motion carried unanimously.
- 53618 - Mayor recognized Councilmembers Darrah and Miller for their service to the City.
- Councilmember Miller expressed appreciation for the work of city staff. He thanked the public for the honor to serve.
- Councilmember Darrah thanked the public, current and past councilmembers, and expressed his appreciation of city staff.
- 55619 - Public Works Director Schrage responded to a question by the Mayor regarding tree removal at the corner of 18th and Main Street.
- 53620 - It was moved by Miller and seconded by Harding that the meeting be adjourned at 8:12 P.M. Motion carried unanimously.

Jacqueline Danielsen, MMC, City Clerk