

**CITY HALL
CEDAR FALLS, IOWA, JULY 20, 2020
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. The Mayor opened the meeting and announced that the meeting was being conducted electronically in conformance with the Governor's Proclamation of Disaster Emergency to limit the spread of COVID-19. Members present: Miller, deBuhr, Kruse, Harding, Darrah, Sires, Taiber. Absent: None.

- 52909 - It was moved by Kruse and seconded by Darrah that the minutes of the Regular Meeting of July 6, 2020 be approved as presented and ordered of record. Motion carried unanimously.

A moment of silence was observed in memory of former Councilmember Stanley Smith.

- 52910 - Mayor Green announced the continuation of the public hearing on the proposed rezoning from R-1 Residence District and A-1 Agricultural District, to RP Planned Residence District, of property located east of Union Road and north of West 27th Street. Community Services Manager Howard provided a brief summary of the proposed rezoning. Following questions and comments by Councilmembers deBuhr, Kruse, Miller, Sires, Darrah and Taiber, Jim Skaine, 2215 Clay Street, Engineer Timothy Verheyen, 4818 Briarwood Drive, and Developer Brent Dahlstrom, 5016 Samantha Circle, and responses by Community Services Manager Howard and City Administrator Gaines, it was moved by deBuhr and seconded by Harding to continue the hearing to the August 3, 2020 Council meeting. Motion carried unanimously.

- 52911 - It was moved by Miller and seconded by Darrah that Ordinance #2967, vacating certain public right-of-way along Prairie Parkway, be passed upon its third and final consideration. Following a question by Jim Skaine, 2215 Clay Street, and response by Community Development Director Sheetz, 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, Taiber. Nay: None. Motion carried. The Mayor then declared Ordinance #2967 duly passed and adopted.

- 52912 - It was moved by Darrah and seconded by Miller that Ordinance #2968, amending Chapter 2, Administration, of the Code of Ordinances relative to establishing a Human Resources Division within the Department of Finance and Business Operations, 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, Taiber. Nay: None. Motion carried.

- 52913 - It was moved by Sires and seconded by Miller that the following items and

recommendations on the Consent Calendar be received, filed and approved:

Receive and file a proclamation recognizing August 2020 as Gastroparesis Awareness Month.

Receive and file the resignation of Lisa Thomas as a member of the Human Rights Commission, effective July 1, 2020.

Approve the following recommendations of the Mayor relative to the appointment of members to Boards and Commissions.

- a) Maureen Burum, Community Center and Senior Services Board, term ending 06/30/2023
- b) Larry Petersen, Community Center and Senior Services Board, term ending 06/30/2023
- c) Angela Waseskuk, Human Rights Commission, term ending 07/01/2022
- d) Katelyn Browne, Library Board of Trustees, term ending 06/30/2026
- e) Molly Cormaney, Library Board of Trustees, term ending 06/30/2026
- f) Cynthia Snell, Library Board of Trustees, term ending 06/30/2026

Receive and file communications from the Civil Service Commission relative to certified lists for the following positions:

- a) Arborist.
- b) Assistant Equipment Mechanic.
- c) Engineering Technician II.
- d) Visitors & Tourism Sales and Marketing Coordinator.

Approve the application of The Dragon's Cave, 2225 College St, for a cigarette/tobacco/nicotine/vapor permit.

Approve the following applications for beer permits and liquor licenses:

- a) Chuck E. Cheese's, 5911 University Avenue, Class B beer - renewal.
- b) Cypress Lounge, 209 A State Street, Class C liquor & outdoor service - renewal.
- c) Hy-Vee Market Grille, 6301 University Avenue, Class C liquor - renewal.
- d) Octopus, 2205 College Street, Class C liquor & outdoor service - renewal.
- e) The Other Place, 4214 University Avenue, Class C liquor & outdoor service - renewal.
- f) Sturgis Falls Celebration, Gateway Park, Special Class C liquor & outdoor service - 5-day permit.

Motion carried unanimously.

- 52914 - It was moved by Darrah and seconded by Harding to receive and file the Committee of the Whole minutes of July 6, 2020 relative to the following items:
- a) Update on potential pool partnership.
 - b) Urban chickens and ducks.
 - c) Bills & Payroll.

Following questions by Jim Skaine, 2215 Clay Street, and responses by Mayor Green, the motion carried unanimously.

52915 - It was moved by Kruse and seconded by Harding that the following resolutions be introduced and adopted:

Resolution #22,051, approving and authorizing execution of an Actuarial Services Agreement with SilverStone Group, LLC relative to Governmental Accounting Standards Board (GASB) 75.

Resolution #22,052, approving and authorizing execution of an Agreement for Restoration Services with Fischer Bros., LLC relative to waterslide maintenance and restoration at the Falls Aquatic Center.

Resolution #22,053, approving and adopting revisions to the Housing Rehabilitation Manual for Community Development Block Grant (CDBG) funding relative to the CARES Act.

Resolution #22,054, supporting a River Place Term Sheet relative to a proposed Amendment to Agreement for Private Development and Downtown Parking.

Resolution #22,055, approving and authorizing the expenditure of funds for the purchase of an electric extrication tool set for the Public Safety Department.

Resolution #22,056, approving and authorizing execution of an Owner Purchase Agreement, in conjunction with the West 1st Street Reconstruction Project.

Resolution #22,057, approving and accepting completion of public improvements in McMahill First Addition.

Resolution #22,058, approving the final plat of McMahill First Addition.

Resolution #22,059, receiving and filing the bids, and approving and accepting the low bid of ASTECH Corp., in the amount of \$219,995.82, for the 2020 Seal Coat Project.

Resolution #22,060, approving and accepting the contract and bond of ASTECH Corp. for the 2020 Seal Coat Project.

Resolution #22,061, receiving and filing the bids, and approving and accepting the low bid of Benton's Sand & Gravel, Inc., in the amount of \$176,494.61, for the Clay Street Park Water Quality Improvements Project.

Resolution #22,062, approving and accepting the contract and bond of Benton's Sand & Gravel, Inc. for the Clay Street Park Water Quality Improvements Project.

Resolution #22,063, receiving and filing, and setting August 3, 2020 as the date of public hearing on the proposed plans, specifications, form of contract & estimate of cost for the 2020 Sidewalk Assessment Project - Zone 3.

Resolution #22,064, setting August 3, 2020 as the date of public hearing on a proposal to convey a portion of vacated public right-of-way along Prairie Parkway.

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, Taiber. Nay: None. Motion carried. The Mayor then declared Resolutions #22,051 through #22,064 duly passed and adopted.

52916 - It was moved by deBuhr and seconded by Darrah that the bills and payroll of July 20, 2020 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, Taiber. Nay: None. Motion carried.

52917 - City Administrator Gaines provided updates on COVID-19 regarding city employees and staffing.

Councilmember Darrah spoke about the 'Currents' Summer publication and the programs and projects being offered throughout the City, and acknowledged city staff for keeping city operations going.

Public Safety Services Director Olson provided an update regarding eight policing policies under review, a personality test being added to the hiring process, continued trainings, his continued membership on the Citizen Advisory Committee and Acting Police Chief Berte attending the Black Hawk County Board of Health Law Enforcement Dialogue titled 'Racism - The Public Health Crisis'.

Community Development Director Sheetz, Aquatics Supervisor Schoentag, City Administrator Gaines and Mayor Green provided updates on pool attendance and passes in response to questions and comments by Councilmembers Miller, Harding, Kruse and Sires.

Public Safety Services Director Olson responded to a question by Councilmember Miller regarding rumors about the atmosphere at the Public Safety Facility and a social media rumor regarding the remaining non-union firefighters.

52918 - Jim Skaine, 2215 Clay Street, spoke opposed to use of the word "germane" and consideration of multiple items on a single motion.

Rick Sharp, 1623 Birch Street, requested that public safety vehicles be rebranded with the public safety decals and correct staff titles be used to avoid confusion, and requested clarification on how future meetings would be held.

Mayor Green provided updates and clarification on public meetings, opening of public buildings and rules of conduct in response to the two previous speakers.

52919 - It was moved by Darrah and seconded by Miller that the meeting be adjourned at 8:08 P.M. Motion carried unanimously.