

**CITY HALL  
CEDAR FALLS, IOWA, MAY 20, 2019  
REGULAR MEETING, CITY COUNCIL  
MAYOR JAMES P. BROWN 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, in the City Hall at Cedar Falls, Iowa, at 7:00 P.M. on the above date. Members present: Miller, deBuhr, Kruse, Blanford, Darrah, Wieland, Green. Absent: None.

- 52329 - It was moved by Miller and seconded by deBuhr that the minutes of the Regular Meeting of May 6, 2019 be approved as presented and ordered of record. Motion carried unanimously.
- 52330 - It was moved by Green and seconded by Darrah that Ordinance #2940, amending Chapter 2, Administration, of the Code of Ordinances relative to reorganization of City 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, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried.
- 52331 - It was moved by Kruse and seconded by deBuhr that Ordinance #2941, amending certain sections of the Code of Ordinances relative to the renaming of the Department of Municipal Operations and Programs to the Department of Public Works, in conjunction with the reorganization of City 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, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried.
- 52332 - It was moved by Darrah and seconded by Miller that Ordinance #2942, amending Chapter 15, Nuisances and Chapter 17, Parks and Recreation, of the Code of Ordinances relative to the renaming of the Public Works and Parks Manager to the Operations and Maintenance Division Manager, in conjunction with the reorganization of City 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, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried.
- 52333 - It was moved by deBuhr and seconded by Blanford that Ordinance #2943, amending certain sections of the Code of Ordinances to be in conformance with the Code of Iowa and consistent with current City 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, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried.

52334 - It was moved by Green and seconded by Kruse that the following items and recommendations on the Consent Calendar be received, filed and approved:

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

- a) Isaak Espersen, Board of Rental Housing Appeals, term ending 05/01/2021.
- b) James White, Health Trust Fund Board of Trustees, term ending 12/31/2024.
- c) Carol Lilly, Parks & Recreation Commission, term ending 06/30/2022.
- d) Marvin Mattfeld, Parks & Recreation Commission, term ending 06/30/2022.
- e) Leslie Nixon, Parks & Recreation Commission, term ending 06/30/2022.

Receive and file the Committee of the Whole minutes of May 6, 2019 relative to the following items:

- a) Panther Lane No Parking Request.
- b) River Gauge and Gates.
- c) Red Cedar Update.
- d) Bills & Payroll.

Receive and file the City Council Work Session minutes of May 6, 2019.

Approve a request for temporary signs for the College Hill Arts Festival, June 18-23, 2019.

Approve the following special event related requests:

- a) Street closure, East 10<sup>th</sup> Street, June 7, 2019.
- b) Street closure, Hearthside Drive, July 3, 2019.

Approve the following applications for cigarette/tobacco/nicotine/vapor permits:

- a) Casey's General Store, 2425 Center Street.
- b) Casey's General Store, 5226 University Avenue.
- c) Casey's General Store, 5908 Nordic Drive.
- d) Casey's General Store, 601 Main Street.
- e) Casey's General Store, 1225 Fountains Way.
- f) King Star, 2228 Lincoln Street.
- g) Kwik Star, 7500 Nordic Drive.
- h) Kwik Star, 2019 College Street.
- i) Metro Mart, 103 Franklin Street.
- j) Music Station, 1420 West 1st Street.
- k) SUDS, 2223 1/2 College Street.
- l) Thunder Ridge Ampride, 2425 Whitetail Drive.
- m) Tobacco Outlet Plus, 4116 University Avenue.
- n) Walgreens, 2509 Whitetail Drive.

Approve the following applications for beer permits and liquor licenses:

- a) Dollar General Store, 2921 Center Street, Class C beer & Class B wine - renewal.
- b) Carlos O'Kelly's Mexican Café, 6507 University Avenue, Class C liquor & outdoor service - renewal.
- c) Harry's Five and Dime, 123 Main Street, Class C liquor - renewal.
- d) Mulligan's Brick Oven Grill & Pub, 205 East 18th Street, Class C liquor &

- outdoor service - renewal.
- e) Suds & Suds Circle Pizza, 2223 1/2 College Street, Class C liquor & outdoor service - renewal.
  - f) Hy-Vee Food Store, 6301 University Avenue, Class E liquor - renewal.
  - g) Prime Mart, 2323 Main Street, Class E liquor - renewal.
  - h) Mary Lou's Bar & Grill, 2719 Center Street, Class C liquor - adding outdoor service.
  - i) Hurling Hatchet, 100 East 2nd Street, Class B beer - new.
  - j) Casey's General Store, 5226 University Avenue, Class E liquor - new.

Motion carried unanimously.

52335 - It was moved by Kruse and seconded by Green that the following resolutions be introduced and adopted:

Resolution #21,536, approving and authorizing execution of a Request for Group Insurance Amendment to the City's Group Life and Accidental Death & Dismemberment policy with Standard Insurance Company.

Resolution #21,537, approving and authorizing execution of a Dark Fiber and Electric Agreement with Municipal Electric and Communications Utilities of the City of Cedar Falls (CFU) relative to cameras in the College Hill area.

Resolution #21,538, approving and authorizing execution of a Telephone Services Agreement with Cedar Falls Utilities relative to Session Initiation Protocol (SIP) service.

Resolution #21,539, approving and authorizing execution of an agreement with RDG Planning & Design relative to the Cedar Falls Recreation Center Operations and Needs Study.

Resolution #21,540, approving and authorizing the expenditure of funds for the purchase of a wheel loader.

Resolution #21,541, approving and accepting an Owner's Temporary Construction Easement, Warranty Deed and Quit Claim Deed, in conjunction with the Ridgeway Avenue Reconstruction Project.

Resolution #21,542, receiving and filing the bids, and approving and accepting the low bid of Peterson Contractors, Inc., in the amount of \$788,375.05, for the Walnut Street Box Culvert Replacement - University Branch of Dry Run Creek Project.

Resolution #21,543, receiving and filing the bids, and approving and accepting the low bid of Lodge Construction Inc., in the amount of \$271,063.80, for the 100 Block Alley Reconstruction Project.

Resolution #21,544, receiving and filing the bids, and approving and accepting the low bid of Peterson Contractors, Inc., in the amount of \$1,849,429.16, for the Ridgeway Avenue Reconstruction Project - Chancellor Drive to Nordic Drive.

Resolution #21,545, approving and accepting the contract and bond of Peterson Contractors, Inc. for the Ridgeway Avenue Reconstruction Project - Chancellor Drive to Nordic Drive.

Resolution #21,546, approving a Major Thoroughfare Planned Commercial (MPC) zoning district site plan for construction of a storage shed at 5601 University Avenue.

Resolution #21,547, approving a Professional Office (PO-1) zoning district site plan for construction of a medical office on Lot 2 of the Schofield Stevenson Office Park, located in the 1000 block of Hudson Road.

Resolution #21,548, approving the preliminary plat of Western Home Communities Ninth Addition.

Resolution #21,549, approving form and authorizing execution of an Application for Voluntary Annexation of real estate to the City of Cedar Falls relative to expansion of the West Viking Road Industrial Park.

Resolution #21,550, approving and accepting the low bid, and approving and authorizing execution of two Rehabilitation Contracts with Kirvan Enterprises LLC, relative to Community Development Block Grant (CDBG) housing rehabilitation projects.

Resolution #21,551, approving and authorizing execution of a contract with Peterson Contractors, Inc. for 2019 Hazard Mitigation Services.

Resolution #21,552, setting June 3, 2019 as the date of public hearing to consider entering into a proposed Agreement for Private Development and to consider conveyance of certain city-owned real estate to Owen 5, L.L.C.

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, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried. The Mayor then declared Resolutions #21,536 through #21,552 duly passed and adopted.

52336 - It was moved by Wieland and seconded by Miller that Ordinance #2944, amending Chapter 2, Administration, and Chapter 23, Traffic and Motor Vehicles, of the Code of Ordinances relative to updating terminology, in conjunction with the implementation of recommendations from the Downtown Parking Study, be passed upon its first consideration. Engineering Technician Ray provided a brief summary of the proposed amendments. Following comments by Tim Schilling, 3434 Tucson Drive, and Larry Wyckoff, 4241 Eastpark Road, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Miller, deBuhr, Kruse, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried.

52337 - It was moved by Miller and seconded by Green that Ordinance #2945, amending Chapter 23, Traffic and Motor Vehicles, of the Code of Ordinances relative to

establishing parking regulations, in conjunction with the implementation of recommendations from the Downtown Parking Study, be passed upon its first 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, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried.

52338 - It was moved by Kruse and seconded by Blanford that the bills and payroll of May 20, 2019 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, Blanford, Darrah, Wieland, Green. Nay: None. Motion carried.

52339 - Councilmember Green announced the Rails-to-Trails Conservancy Group recently approved 'The Great American Rail Trail' bike route that stretches 3,700 miles from Washington DC to Olympic National Park that will include the Cedar Falls and Waterloo areas. Public Works and Parks Manager Heath also commented.

Public Works and Parks Manager Heath provided an update on the Place to Play Playground and announced upcoming tree planting of approximately 160-200 trees throughout the City by city staff, volunteers, AmeriCorps, College Hill Partnership and Green Scene.

Public Safety Services Director Olson provided an update on Public Safety Officers attending Fire Fighter I training and EMT training classes.

52340 - Jim Skaine, 2215 Clay Street, commented about the upcoming School Bond issue and City Council meeting agendas and votes.

Community Main Street Director Carol Lilly provided clarification regarding the parking changes coming to the Downtown area.

Rosemary Beach, 5018 Sage Road, expressed appreciation for the improved audio in the Council Chambers, commented on the condition of the parking area across from the dog park and requested a consistent 35mph speed limit on South Main Street.

52341 - It was moved by Kruse and seconded by Green that the meeting be adjourned at 7:28 P.M. Motion carried unanimously.

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Jacqueline Danielsen, MMC, City Clerk