

**CITY HALL  
CEDAR FALLS, IOWA, APRIL 6, 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 from City Hall and announced that the meeting was an electronic meeting being conducted in conformance with the Governor's Proclamation of Disaster Emergency dated March 19, 2020. Due to the COVID-19 pandemic, an in-person meeting was impractical. Members present: Miller, deBuhr, Kruse, Harding, Darrah, Sires, Taiber (at 7:06 P.M.). Absent: None.

- 52740 - It was moved by Kruse and seconded by Miller that the minutes of the Regular Meeting of March 16, 2020 be approved as presented and ordered of record. Motion carried unanimously.
- 52741 - It was moved by deBuhr and seconded by Harding that the minutes of the Special Meeting of March 20, 2020 be approved as presented and ordered of record. Motion carried unanimously.
- 52742 - The Mayor announced that in accordance with the public notice of March 20, 2020, this was the time and place for a public hearing on the proposed vacation and dedication of a storm sewer easement on the northeast corner of the property located at 312 West 1st Street. It was then moved by Darrah and seconded by Harding that the proof of publication of notice of hearing be received and placed on file. Motion carried unanimously.
- 52743 - The Mayor then asked if there were any written communications filed to the proposed vacation and dedication. Upon being advised that there were no written communications on file, the Mayor then called for oral comments. Community Services Manager Howard spoke briefly about the proposal and requested that the hearing be continued to the next Council meeting. It was then moved by Harding and seconded by Darrah to continue the hearing to the April 20, 2020 City Council meeting. Motion carried unanimously.
- 52744 - (Councilmember Taiber now present.) It was moved by Sires and seconded by Harding that the following items and recommendations on the Consent Calendar be received, filed and approved:

Receive and file a proclamation recognizing April 19-25, 2020 as Administrative Professionals Week and April 22, 2020 as Administrative Professionals Day.

Receive and file the resignation of Brian Wingert as a member of the Planning & Zoning Commission.

Approve the recommendation of the Mayor relative to the appointment of Paul Lee to the Civil Service Commission, term ending 04/01/2024.

Receive and file the Committee of the Whole minutes of March 16, 2020 relative

to the following items:

- a) Cedar Heights Drive Update.
- b) Bills & Payroll.

Receive and file Departmental Monthly Reports of February 2020.

Approve the request of The Space 109 for a temporary sign at 109 East 2nd Street.

Approve the application of Prime Mart, 2728 Center Street, for a cigarette/tobacco/nicotine/vapor permit.

Approve the following applications for beer permits and liquor licenses:

- a) Godfather's Pizza, 1621 West 1st Street, Class B beer - renewal.
- b) Jorgensen Plaza (Table 1912, Diamond Event Center and Gilmore's Pub), 5307 Caraway Lane, Class C liquor, Class B wine & outdoor service - renewal.
- c) Luxe Nail Bar, 5907 University Avenue, Class C liquor - renewal.
- d) Mary Lou's Bar & Grill, 2719 Center Street, Class C liquor & outdoor service - renewal.
- e) CVS/Pharmacy, 2302 West 1st Street, Class E liquor - renewal.
- f) Prime Mart, 2728 Center Street, Class E liquor – new.

Motion carried unanimously.

52745 - It was moved by Harding and seconded by Miller that the following resolutions be introduced and adopted:

Resolution #21,920, approving and adopting a job classification for the position of Sales & Marketing Coordinator in the Visitors & Tourism Division.

Resolution #21,921, approving and accepting from the Municipal Electric and Gas Utilities the permanent transfers of \$3,126,580.00 to the General Fund and \$30,000.00 to the Economic Development Fund of the City of Cedar Falls.

Resolution #21,922, approving and authorizing execution of a Red House Studio Lease relative to the use of 224 West Seerley Boulevard as artist studio space, in conjunction with the Hearst Center's Visiting Artist Program.

Resolution #21,923, approving and accepting the contract and bond of Peterson Contractors, Inc. for the 2020 Street Construction Project.

Resolution #21,924, approving and authorizing execution of Supplemental Agreement No. 1 to the Professional Service Agreement with Terracon Consultants, Inc. to complete an Iowa DNR Tier 2 Report, in conjunction with the West 1st Street Reconstruction Project.

Resolution #21,925, approving and authorizing execution of Supplemental Agreement No. 1 to the Professional Service Agreement with Snyder & Associates, Inc. relative to the Oak Park Boulevard Sewer Replacement.

Resolution #21,926, approving and authorizing execution of a Professional

Service Agreement with Robinson Engineering Company relative to the Black Hawk & Black Hawk Southwest Subwatershed Assessment Project.

Resolution #21,927, certifying to the Treasurer of the State of Iowa the actual population of territory annexed to the City of Cedar Falls.

Resolution #21,928, setting April 20, 2020 as the date of public hearing on a proposed ordinance amending the boundaries for wards and precincts within the City of Cedar Falls to incorporate recently annexed territory.

Resolution #21,929, setting April 20, 2020 as the date of public hearing on the plans, specifications & form of contract for the Cedar Falls Recreation Center - Locker Rooms Renovation 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, Taiber. Nay: None. Motion carried. The Mayor then declared Resolutions #21,920 through #21,929 duly passed and adopted.

- 52746 - It was moved by Darrah and seconded by Kruse that a resolution endorsing a communication from the Black Hawk County Board of Supervisors to the Governor of Iowa relative to the issuance of a "Safe at Home" order in response to the COVID-19 pandemic, be adopted. Following questions and comments by Councilmembers Darrah, Sires, deBuhr, Harding, Taiber, Miller and Kruse, LeaAnn Saul, 1825 West Greenhill Road, Abdulla Alkhelaifi, 1939 College Street, and Jeremy Sulentic, 1008 Rocklyn Street, and responses by Mayor Green, Public Safety Services Director Olson, City Attorney Rogers and Director of the Black Hawk County Health Department Doctor Nafissa Cisse-Egbuonye, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: None. Nay: Miller, deBuhr, Kruse, Harding, Darrah, Sires, Taiber. Motion failed.
- 52747 - It was moved by Darrah and seconded by Kruse that Resolution #21,930, approving and authorizing expenditure of funds for the purchase of a water tanker/pumper apparatus, be adopted. Following questions and comments by Councilmembers Sires, Miller, Taiber and Kruse, and LeaAnn Saul, 1825 West Greenhill Road, and responses by Public Works Director Schrage, Public Works and Parks Manager Heath and Public Safety Services Director Olson, 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 Resolution #21,930 duly passed and adopted.
- 52748 - It was moved by Darrah and seconded by Miller that Resolution #21,931, approving and accepting the contract and bond of Benton's Sand & Gravel, Inc. for the 2020 Permeable Alley Project, be adopted. Following questions and comments by Councilmembers Sires, Kruse, Miller and Darrah, and Mayor Green, and responses by City Administrator Gaines, Public Works Director Schrage and Principal Engineer Fitch, 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 Resolution #21,931 duly passed and adopted.

52749 - It was moved by Darrah and seconded by Kruse that the bills and payroll of April 6, 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.

52750 - Mayor Green responded to Councilmember Darrah's inquiry about what the City can do to encourage citizens to do their part during the COVID-19 pandemic.

52751 - Community Development Director Sheetz responded to Councilmember Harding's questions regarding wireless (5G) small cells.

Councilmember deBuhr encouraged citizens to complete the Census survey.

52752 - Public Works Director Schrage provided an update on the Downtown Streetscapes project.

Community Development Director Sheetz announced receiving \$302,000.00 in grant funding for the Lake Street Trail project.

City Administrator Gaines commented on efforts being taken by the City to protect employees and citizens during the COVID-19 pandemic, including working on an 'awareness campaign' with the City's Communication Specialist.

Councilmembers Darrah and Harding commented on city staff providing education to citizens about how everyone can do their part during the pandemic.

52753 - Public Safety Services Director Olson and City Attorney Rogers responded to questions and comments by Jeremy Sulentic, 1008 Rocklyn Street, and Councilmember Miller regarding Memorandum of Understandings and 28E Agreements with surrounding communities.

City Administrator Gaines responded to questions by LeaAnn Saul, 1825 West Greenhill Road, and Councilmember Harding regarding the status of the Police Chief position.

52754 - It was moved by Harding and seconded by Taiber that the meeting be adjourned at 8:54 P.M. Motion carried unanimously.

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Jacqueline Danielsen, MMC, City Clerk