

**CITY HALL  
CEDAR FALLS, IOWA, DECEMBER 2, 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. Absent: Wieland, Green.

- 52575 - It was moved by Kruse and seconded by Miller that the minutes of the Regular Meeting of November 18, 2019 be approved as presented and ordered of record. Motion carried unanimously.

Mayor Brown read a proclamation declaring December 13, 2019 as the 39th Annual Cedar Valley Teddy Bear Roundup Day, and Gerald Himes commented.

Fire Chief Bostwick provided a brief update on a recent residential fire at 8024 Slap Tail Trail and recognized Public Safety Lieutenant Zolondek and Public Safety Officer Copp for their actions taken at the fire scene. Homeowner Ken Lockard, 8024 Slap Tail Trail, also expressed their gratitude.

- 52576 - Mayor Brown announced that in accordance with the public notice of November 22, 2019, this was the time and place for a public hearing on a proposal to undertake a public improvement project for the Cedar Heights Drive Reconstruction Project and to authorize acquisition of private property for said project. It was then moved by Darrah and seconded by Kruse that the proof of publication of notice of hearing be received and placed on file. Motion carried unanimously.
- 52577 - The Mayor then asked if there were any written communications filed to the proposed project. Upon being advised that there were no written communications on file, the Mayor then called for oral comments. Civil Engineer Tolan provided a brief summary of the proposed project. There being no one else present wishing to speak about the proposed project, the Mayor declared the hearing closed and passed to the next order of business.
- 52578 - It was moved by Kruse and seconded by Blanford that Resolution #21,788, approving a public improvement for the Cedar Heights Drive Reconstruction Project and authorizing acquisition of private property for said project, be adopted. Following questions by Councilmembers deBuhr and Darrah and responses by Civil Engineer Tolan and Public Works Director Schrage, the Mayor put the question on the motion and upon call of the roll, the following named Councilmembers voted. Aye: Miller, Kruse, Blanford, Darrah. Nay: deBuhr. Motion carried 4-1. The Mayor then declared Resolution #21,788 duly passed and adopted.
- 52579 - It was moved by Kruse and seconded by Darrah that Ordinance #2958, granting

a partial property tax exemption to Broadstone BCI Iowa, L.L.C. for construction of an industrial use warehouse and production facility at 2900 Capital Way, 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, Blanford, Darrah. Nay: None. Motion carried. The Mayor then declared Ordinance #2958 duly passed and adopted.

- 52580 - It was moved by Kruse and seconded by Miller that the following items and recommendations on the Consent Calendar be received, filed and approved:

Receive and file the Committee of the Whole minutes of November 18, 2019 relative to the following items:

- a) FY2019 Audit Report.
- b) Recreation Center Usage Study.
- c) Bills & Payroll.

Receive and file the City Council Work Session minutes of November 18, 2019 relative to a Long-Term Climate Action Plan.

Receive and file Departmental Monthly Reports of October 2019.

Approve the application of Greenleaf Tobacco and Vapor, 5901 University Avenue, for a cigarette/tobacco/nicotine/vapor permit.

Approve the following applications for beer permits and liquor licenses:

- a) Clarion Inn, 5826 University Avenue, Class B liquor - renewal.
- b) Sharky's Fun House, 2223 College Street, Class C liquor & outdoor service - renewal.
- c) Hy-Vee Gas, 6527 University Avenue, Class C beer - change in ownership.
- d) Hy-Vee Food Store, 6301 University Avenue, Class E liquor - change in ownership.

Motion carried unanimously.

- 52581 - It was moved by Blanford and seconded by deBuhr that the following resolutions be introduced and adopted:

Resolution #21,789, approving and authorizing execution of a Service Agreement with Professional Office Services, Inc. relative to printing the City's Currents newsletter.

Resolution #21,790, approving and authorizing execution of Change Order Number One to the Agreement for the Installation and Use of LAMA Software with the Davenport Group USA, Ltd relative to Firehouse data migration.

Resolution #21,791, approving and authorizing execution of a Facility Use Agreement with the American National Red Cross relative to use of the Recreation and Fitness Center as a shelter during a disaster emergency.

Resolution #21,792, approving and authorizing execution of an Agency Agreement with LeadsOnline, LLC relative to tracking pawned merchandise.

Resolution #21,793, approving a Claim for Non-Residential Relocation Assistance Reimbursement, in conjunction with the West 1st Street Reconstruction Project.

Resolution #21,794, approving the Certificate of Completion and accepting the work of Peterson Contractors, Inc. for the West 20th Street Dry Run Creek RCB Culvert Replacement Project.

Resolution #21,795, approving and authorizing execution of Supplemental Agreement No. 10A to the Professional Service Agreement with Snyder & Associates relative to the West Viking Road Reconstruction - Hudson Road to Production Drive Recreational Trail Infill Project.

Resolution #21,796, receiving and filing the Evaluative Report of the Planning & Zoning Commission, and setting December 16, 2019 as the date of public hearing to consider taking action on a petition requesting the reestablishment of the College Hill Self-Supported Municipal Improvement District (SSMID).

Resolution #21,797, setting December 16, 2019 as the date of public hearing to consider entering into an Agreement for Private Development with Prestige WW, L.L.C.

Resolution #21,798, setting December 16, 2019 as the date of public hearing to consider entering into an Agreement for Private Development with River Place Properties II, L.C.

Resolution #21,799, setting December 16, 2019 as the date of public hearing to consider entering into an Agreement for Private Development and to consider conveyance of certain city-owned real estate to The Vault L.L.C.

Resolution #21,800, setting December 10, 2019 as the date of consultation and January 6, 2020 as the date of public hearing on a proposed Amendment No. 1 to the College Hill Urban Renewal Plan.

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. Nay: None. Motion carried. The Mayor then declared Resolutions #21,789 through #21,800 duly passed and adopted.

52582 - It was moved by Kruse and seconded by deBuhr that the bills and payroll of December 2, 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. Nay: None.

Motion carried.

- 52583 - Public Safety Services Director Olson and Fire Chief Bostwick responded to questions by Linda Hall, 3917 Beaver Ridge Circle, and Councilmembers Miller, Kruse and deBuhr regarding a rural fire hydrant, fire trucks and portable tanks utilized at the a recent residential fire.

Sharon Regenold, 108 Lilliput Lane, read excerpts from the fire report and commented briefly about the Public Safety Officer Program.

Director Olson responded to questions by Councilmembers deBuhr, Miller, Kruse and Miller, Mayor Brown and City Administrator Gaines regarding the information presented by the Ms. Regenold.

Councilmember Miller expressed appreciation for the public safety emergency responders and commented about inaccurate information stated in a recent social media post. Director Olson also responded to the inaccurate statements and Councilmember deBuhr commended staff for their actions and service.

Simon Harding, 2238 Sunnyside Circle, commented on the Public Safety Officer Program and transparency.

- 52584 - It was moved by Kruse and seconded by Miller that the meeting be adjourned at 8:02 P.M. Motion carried unanimously.

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Jacqueline Danielsen, MMC, City Clerk