

**CITY HALL  
CEDAR FALLS, IOWA, AUGUST 3, 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 7:05 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, Kruse, Harding, Darrah, Sires, Taiber. Absent: deBuhr.
- 52920 - It was moved by Kruse and seconded by Miller that the minutes of the Regular Meeting of July 20, 2020 be approved as presented and ordered of record. Motion carried unanimously.
- 52921 - 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. Planning and Community Services Manager Howard provided a brief summary and status of the proposed rezoning. Planning and Community Services Manager Howard and City Administrator Gaines responded to traffic concerns expressed by Michael Goyen, 1712 Union Road, and Kay Thuesen, 1818 Erik Road.
- 52922 - It was moved by Miller and seconded by Kruse to refer the proposed rezoning back to the Planning and Zoning Commission for further review and recommendation. Following questions and comments by Councilmembers Miller and Kruse and responses by Community Development Director Sheetz and Planning and Community Services Manager Howard, the motion carried unanimously.
- 52923 - Mayor Green announced that in accordance with the public notice of July 24, 2020, this was the time and place for a public hearing on a proposed conveyance of certain vacated city right-of-way located along Prairie Parkway to Western Home Services, Inc. It was then moved by Kruse and seconded by Darrah that the proof of publication of notice of hearing be received and placed on file. Motion carried unanimously.
- 52924 - The Mayor then asked if there were any written communications filed to the proposed conveyance. Upon being advised that there were no written communications on file, the Mayor then called for oral comments. Planning and Community Services Manager Howard provided a brief summary of the proposed conveyance. There being no one else present wishing to speak about the proposed conveyance, the Mayor declared the hearing closed and passed to the next order of business.
- 52925 - It was moved by Darrah and seconded by Kruse that Resolution #22,065, approving and authorizing execution of a Quit Claim Deed conveying vacated

right-of-way located along Prairie Parkway to Western Home Services, Inc., be adopted. Following a question by Councilmember Miller and responses by Planning and Community Services Manager Howard, City Clerk Danielsen and Councilmember Kruse, 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, Taiber. Nay: None. Motion carried. The Mayor then declared Resolution #22,065 duly passed and adopted.

- 52926 - Mayor Green announced that in accordance with the public notice of July 24, 2020, this was the time and place for a public hearing on the proposed plans, specifications, form of contract & estimate of cost for the 2020 Sidewalk Assessment Project - Zone 3. It was then moved by Kruse and seconded by Darrah that the proof of publication of notice of hearing be received and placed on file. Motion carried unanimously.
- 52927 - The Mayor then asked if there were any written communications filed to the proposed plans, etc. 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 plans, etc., the Mayor declared the hearing closed and passed to the next order of business.
- 52928 - It was moved by Kruse and seconded by Miller that Resolution #22,066, approving and adopting the plans, specifications, form of contract & estimate of cost for the 2020 Sidewalk Assessment Project - Zone 3, be adopted. 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, Kruse, Harding, Darrah, Sires, Taiber. Nay: None. Motion Carried. The Mayor then declared Resolution #22,066 duly passed and adopted.
- 52929 - It was moved by Kruse and seconded by Darrah 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 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, Kruse, Harding, Darrah, Sires, Taiber. Nay: None. Motion carried. The Mayor then declared Ordinance #2968 duly passed and adopted.
- 52930 - It was moved by Darrah and seconded by Kruse that Resolution #22,067, approving and adopting a job classification for the position of Human Resources Manager in the Finance & Business Operations Department, be adopted. 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, Kruse, Harding, Darrah, Sires, Taiber. Nay: None. Motion Carried. The Mayor then declared Resolution #22,067 duly passed and adopted.
- 52931 - It was moved by Darrah and seconded by Miller that the following items and recommendations on the Consent Calendar be received, filed and approved:

Receive and file the resignation of Glynis Worthington as a member of the Library Board of Trustees.

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

- a) Chris Corkery, Art & Culture Board, term ending 07/01/2024.
- b) Stephanie Houk Sheetz, Metropolitan Bus Board, term ending 06/30/2021.

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

- a) Administrative Supervisor.
- b) Planner II.

Approve the following applications for beer permits and liquor licenses:

- a) Kwik Star, 4515 Coneflower Parkway, Class C beer & Class B wine - renewal.
- b) The Black Hawk Hotel/Bar Winslow/Farm Shed, 115-119 Main Street, Class B liquor, Class B wine & outdoor service - renewal.
- c) Amigo, 5809 University Avenue, Class C liquor & outdoor service - renewal.
- d) Wal-Mart, 525 Brandilynn Boulevard, Class E liquor - renewal.
- e) Amvets, 1934 Irving Street, Class A liquor & outdoor service - temporary expansion of outdoor service area. (August 14-16, 2020)
- f) Smokin Oak Wood Fired Pizza, 1525 West Ridgeway Avenue, Class B beer – new.
- g) Vintage Iron, 104 Main Street, Class B wine – new.
- h) Panther Travel Center, 1525 West Ridgeway Avenue, Class E liquor – new.
- i) Mulligan's Brick Oven Grill & Pub, 205 East 18th Street, Class C liquor & outdoor service – premise update of outdoor service with exceptions. (see attached)

Motion carried unanimously.

52932 - It was moved by Kruse and seconded by Harding to receive and file Departmental Monthly Reports of June 2020. Following a question by Jim Skaine, 2215 Clay Street, and response by Mayor Green, the motion carried unanimously.

52933 - It was moved by Darrah and seconded by Miller that the following resolutions be introduced and adopted:

Resolution #22,068, approving and authorizing execution of an Agreement for Animal Services with the Cedar Bend Humane Society for FY21-FY23.

Resolution #22,069, approving the opening of the Housing Choice Voucher (HCV) Program, aka Section 8, Waiting List on August 31, 2020, as recommended by the Housing Commission.

Resolution #22,070, approving and authorizing execution of First Amendment to Agreement for Professional Services with the Northeast Iowa Food Bank for additional Community Development Block Grant (CDBG) funding relative to the CARES Act.

Resolution #22,071 approving six occupancy permits prior to the acceptance of public improvements in Western Home Communities Ninth Addition.

Resolution #22,072, approving and authorizing execution of a Storm Water Maintenance and Repair Agreement with Immanuel Evangelical Lutheran relative to a post-construction stormwater management plan for 4820 Oster Parkway.

Resolution #22,073, approving and authorizing execution of Change Order No. 3 to the contract with Peterson Contractors, Inc. relative to the Campus Street Box Culvert 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, Kruse, Harding, Darrah, Sires, Taiber. Nay: None. Motion carried. The Mayor then declared Resolutions #22,068 through #22,073 duly passed and adopted.

- 52934 - It was moved by Miller and seconded by Kruse that Resolution #22,074, approving and authorizing execution of a Professional Service Agreement with the Iowa Northland Regional Council of Governments (INRCOG) for Grant Administration and Technical Services for FY21 (FFY20) relative to Community Development Block Grant (CDBG) & HOME Program funding, be adopted. Following questions 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, Kruse, Harding, Darrah, Sires, Taiber. Nay: None. Motion carried. The Mayor then declared Resolution #22,074 duly passed and adopted.
- 52935 - It was moved by Darrah and seconded by Harding that Resolution #22,075, approving and authorizing execution of a Professional Service Agreement with Snyder & Associates, Inc. for design services relative to the Downtown Streetscape and Reconstruction Project - Phase II, be adopted. Following questions by Jim Skaine, 2215 Clay Street, and response by 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, Harding, Darrah, Sires, Taiber. Nay: None. Motion carried. The Mayor then declared Resolution #22,075 duly passed and adopted.
- 52936 - It was moved by Kruse and seconded by Miller that Resolution #22,076, setting August 17, 2020 as the date of public hearing on the proposed rezoning from A-1, Agricultural District to P, Public District, of certain property located north of West 27th Street and west of P E Center Drive, and also on an associated amendment to the Future Land Use Map by changing the designation from Medium Density Residential and University to Schools, be adopted. Following questions by Jim Skaine, 2215 Clay Street, and response by Mayor Green, 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, Taiber. Nay: None. Motion carried. The Mayor then declared Resolution #22,076 duly passed and adopted.

52937 - It was moved by Kruse and seconded by Harding that the bills and payroll of August 3, 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. Following questions by Jim Skaine, 2215 Clay Street, and response by Mayor Green, 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, Taiber. Nay: None. Motion carried.

52938 - City Administrator Gaines responded to a question by Councilmember Sires regarding the new street to the Aldrich Elementary School.

Councilmember Darrah expressed appreciation for Councilmember Taiber's service, and Taiber expressed his appreciation and commented on the accomplishments of City Council and staff.

Councilmember Sires and Mayor Green encouraged the public to participate in the run-off election on August 4th.

52939 - Fire Chief Bostwick provided an update on the compost facility fire and efforts to fully extinguish the fire. Mayor Green provided additional comments, Councilmember Miller expressed disappointment in communication, and Councilmember Darrah expressed appreciation to Benton's Sand and Gravel for their assistance.

Community Development Director Sheetz provided an update on attendance at the aquatic center, and announced that it will remain open through August 9th. Director Sheetz also announced grants recently received by the Hearst Center.

52940 - City Administrator Gaines responded to a question by Rick Sharp, 1623 Birch Street, regarding the appointment process of Police Chief.

Mayor Green, Public Safety Services Director Olson, Fire Chief Bostwick and Public Works Director Schrage responded to questions and comments by Jim Skaine, 2215 Clay Street, LeaAnn Saul, 1825 West Greenhill Road, and Craig Fairbanks, 405 Spruce Hills Drive, regarding various aspects of the compost facility fire.

Mayor Green responded to a request by Jim Skaine, 2215 Clay Street, to remove the word "germane" from the agenda.

52941 - It was moved by Harding and seconded by Kruse that the meeting be adjourned at 8:13 P.M. Motion carried unanimously.

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Jacqueline Danielsen, MMC, City Clerk