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NEVADA CITY COUNCIL - MONDAY, AUGUST 12, 2024 6:00 P.M.

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1. CALL TO ORDER

The City Council of the City of Nevada, Iowa, met for a meeting in the Council Chambers of Nevada City Hall located at 1209 6<sup>th</sup> Street, Nevada, Iowa. Mayor Brett Barker, convened the meeting at 6:00 p.m. on Monday, August 12, 2024, pursuant to the rules of the Council. The agenda was posted on the official bulletin board in compliance with the open meeting law.

2. ROLL CALL

The roll was called indicating the following named Council Members present and absent. Present: Melissa Muschick, Henry Corbin, Dane Nealson, Jason Sampson, Steve Skaggs, Sandy Ehrig. Absent: None.

Staff Present: Erin Clanton, Jordan Cook, Kerin Wright, Erin Mousel, Ray Reynolds, Tim Hansen, Brandon Mickelson, Ryan Hutton, Chris Brandes, Mike Roth, Rhonda Maier.

Also in attendance were: Jim Samuelson, Mark Pleis, Andy Kelly, Emily Schaack, Ken Jones, Jon Augustus, Christa Skaggs, Louis Lang, Alex Foley, Brenda Dryer, Emily & Bob Fulton.

3. APPROVAL OF AGENDA

Motion by Dane Nealson, seconded by Jason Sampson, to **approve the agenda**. After due consideration and discussion the roll was called. Aye: Nealson, Sampson, Skaggs, Ehrig, Muschick, Corbin. Nay: None. The Mayor declared the motion carried.

4. PUBLIC HEARING(S)

A. Microenterprise Grant Review

1. Public Hearing –

At 6:04 p.m. Mayor Barker announced that this is the time and place set for a **public hearing** as advertised in the Nevada Journal on **July 25, 2024**. The public hearing is **to discuss the status of funding for the CDBG-Microenterprise Grant**.

Alex Foley gave a brief status update on the grant.

There were **no written or oral objections** to the aforementioned recommendation. Public hearing closed at 6:06 p.m.

5. Approval of CONSENT AGENDA (Any item on the Consent Agenda may be removed for separate consideration.)

Motion by Sandy Ehrig, seconded by Steve Skaggs, to **approve the following consent agenda items**:

A. Approve Minutes of the Regular Meeting held on July 22, 2024

- B. Approve Payment of Cash Disbursements, including Check Numbers 84210-84315 and Electronic Numbers 1679-1696 (Inclusive) Totaling \$800,597.09 (See attached list) and the First Interstate Card Purchases for the August 19, 2024 Statement, total \$1,702.55
  - C. Resolution No. 013 (2024/2025): A Resolution Approving Year End Transfers for FY2023/2024
  - D. GAX Requests for ThisDay Photography and Feltner Properties
  - E. Approve Renewal of Class B Retail Alcohol for GOOD AND QUICK CO. d/b/a Good & Quick, 519 Lincoln Highway, Effective September 18, 2024
- After due consideration and discussion the roll was called. Aye: Ehrig, Skaggs, Muschick, Corbin, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

## 6. PUBLIC FORUM

Louis Lang expressed concerns regarding the condition of a local parking lot and some streets.

## 7. OLD BUSINESS

- A. Ordinance No. 1057 (2024/2025): An Ordinance Amending Chapter 65 (Stop or Yield Required) of the City Code to Require Stops in Additional Intersections, second reading

Motion by Steve Skaggs, seconded by Sandy Ehrig, to **approve Ordinance No. 1057 (2024/2025), second reading.** After due consideration and discussion the roll was called. Aye: Skaggs, Ehrig, Muschick, Corbin, Nealson, Sampson. Nay: None. The Mayor declared the motion carried.

- B. Ordinance No. 1058 (2024/2025): An Ordinance Amending Chapter 51 (Junk, Junk Vehicles, and Machinery) of the City Code by Adding Language Pertaining to Shipping and Storage Containers, second reading

Motion by Steve Skaggs, seconded by Melissa Muschick, to **approve Ordinance No. 1058 (2024/2025), second reading.** After due consideration and discussion the roll was called. Aye: Skaggs, Muschick, Corbin, Nealson, Sampson, Ehrig. Nay: None. The Mayor declared the motion carried.

- C. Ordinance No. 1059 (2024/2025): An Ordinance Amending Chapter 63 (Speed Regulations) of the City Code to Make Necessary Changes on Sixth (6<sup>th</sup>) Street, first reading

Motion by Jason Sampson, seconded by Steve Skaggs, to **approve Ordinance No. 1059 (2024/2025), first reading.** After due consideration and discussion the roll was called. Aye: Sampson, Skaggs, Ehrig, Muschick, Corbin, Nealson. Nay: None. The Mayor declared the motion carried.

- D. HR Green Workorder for Annual Renewal for GIS Services

Motion by Steve Skaggs, seconded by Henry Corbin, to **approve HR Green Workorder for Annual Renewal for GIS Services.** After due consideration and discussion the roll was called. Aye: Skaggs, Corbin, Nealson, Sampson, Ehrig, Muschick. Nay: None. The Mayor declared the motion carried.

- E. Approve Change Order No. 5 for WWTF Improvements – Phase 2 from WBCI, Inc. in the amount of \$182,532.00

Motion by Dane Nealson, seconded by Melissa Muschick, to **approve Change Order No. 5 for WWTF Improvements – Phase 2 from WBCI, Inc. in the amount of \$182,532.00.** After due consideration and discussion the roll was called. Aye: Nealson, Muschick, Corbin, Sampson, Skaggs, Ehrig. Nay: None. The Mayor declared the motion carried.

- F. Approve Pay Request No. 27 for WWTF Improvements – Phase 3 from Boomerang Corp. in the amount of \$416,549.10

Motion by Jason Sampson, seconded by Sandy Ehrig, to **approve Pay Request No. 27 for WWTF Improvements – Phase 3 from Boomerang Corp. in the amount of \$416,549.10.** After due consideration and discussion the roll was called. Aye: Sampson, Ehrig, Muschick, Corbin, Nealson, Skaggs. Nay: None. The Mayor declared the motion carried.

- G. Approve Pay Request No. 3 for HMA Overlay Project, F & G Street Rehabilitation from InRoads in the amount of \$134,125.51

Motion by Melissa Muschick, seconded by Henry Corbin, to **approve Pay Request No. 3 for HMA Overlay Project, F & G Street Rehabilitation from InRoads in the amount of \$134,125.51.** After due consideration and discussion the roll was called. Aye: Muschick, Corbin, Nealson, Sampson, Skaggs, Ehrig. Nay: None. The Mayor declared the motion carried.

- H. Approve Pay Request 4 from H2I Group for gym equipment at the Field House in the amount of \$4,241.00

Motion by Dane Nealson, seconded by Jason Sampson, to **approve Pay Request 4 from H2I Group for gym equipment at the Field House in the amount of \$4,241.00.** After due consideration and discussion the roll was called. Aye: Nealson, Sampson, Skaggs, Ehrig, Muschick, Corbin. Nay: None. The Mayor declared the motion carried.

- I. Approve Pay Request No. 4 from Con-Struct for the 2024 Street Improvements Project in the amount of \$440,615.23

Motion by Sandy Ehrig, seconded by Melissa Muschick, to **approve Pay Request No. 4 from Con-Struct for the 2024 Street Improvements Project in the amount of \$440,615.23.** After due consideration and discussion the roll was called. Aye: Ehrig, Muschick, Corbin, Nealson, Sampson, Skaggs. Nay: None. The Mayor declared the motion carried.

- J. Approve Change Order 1 from Con-Struct for Harrington Park Stormwater Wetland SRF Sponsored Project in the amount of \$17,900.00

Motion by Dane Nealson, seconded by Henry Corbin, to **approve Change Order 1 from Con-Struct for Harrington Park Stormwater Wetland SRF Sponsored Project in the amount of \$17,900.00.** After due consideration and discussion the roll was called. Aye:

Nealson, Corbin, Sampson, Skaggs, Ehrig, Muschick. Nay: None. The Mayor declared the motion carried.

- K. Resolution No. 014 (2024/2025): A Resolution approving development agreement between Camelot Theater Foundation and City of Nevada for IEDA DTHG Project

Motion by Jason Sampson, seconded by Dane Nealson, to **adopt Resolution No. 014 (2024/2025)**. After due consideration and discussion the roll was called. Aye: Sampson, Nealson, Ehrig, Muschick. Nay: None. Abstain: Skaggs, Corbin. The Mayor declared the motion carried.

- L. Resolution No. 015 (2024/2025): A Resolution Approving the Agreement to Pay User Increase in Wastewater Cost

Motion by Steve Skaggs, seconded by Melissa Muschick, to **adopt Resolution No. 015 (2024/2025)**. After due consideration and discussion the roll was called. Aye: Skaggs, Muschick, Corbin, Nealson, Sampson, Ehrig. Nay: None. The Mayor declared the motion carried.

## 8. NEW BUSINESS

- A. Discussion & Appropriate Follow-up Regarding Field House Sound Dampening

Motion by Steve Skaggs, seconded by Dane Nealson, to **approve Option 1: the quote from Cardinal Acoustics to provide 560 sq ft. of Cardinal Complete for \$4,742.02; installation screws will be purchased locally**. After due consideration and discussion the roll was called. Aye: Skaggs, Nealson, Sampson, Ehrig, Muschick, Corbin. Nay: None. The Mayor declared the motion carried.

- B. Discussion & Appropriate Follow-up Regarding Request to add No-Parking Zones to Certain Narrow Streets to Permit Fire Department Access

Council recommends all of the listed changes *except* item 16 (E Ave from 5<sup>th</sup> St to 6<sup>th</sup> St – No parking both sides) and item 17 (500 block of 5<sup>th</sup> St between E Ave and 515 5<sup>th</sup> St residence). Both of those items will be addressed when truck route is reestablished.

- C. Resolution No. 016 (2024/2025): A Resolution to Approving a Memorandum of Understanding between the City of Nevada, Iowa and The Public Professional and Maintenance Employees Local 2003 IUPAT Authorizing and Directing Signing of the MOU to the Union Contract

Motion by Jason Sampson, seconded by Henry Corbin, to **adopt Resolution No. 016 (2024/2025)**. After due consideration and discussion the roll was called. Aye: Sampson, Corbin, Nealson, Skaggs, Ehrig, Muschick. Nay: None. The Mayor declared the motion carried.

- D. Approve Special Class "C" Retail Alcohol License for NEVADA JAYCEES d/b/a/ Nevada Jaycees, 90 I Avenue, Effective August 22, 2024 through August 26, 2024

Motion by Jason Sampson, seconded by Melissa Muschick, to **approve Special Class "C" Retail Alcohol License for NEVADA JAYCEES d/b/a/ Nevada Jaycees, 90 I**

**Avenue, Effective August 22, 2024 through August 26, 2024.** After due consideration and discussion the roll was called. Aye: Sampson, Muschick, Corbin, Nealson, Skaggs, Ehrig. Nay: None. The Mayor declared the motion carried.

- E. Approve Special Class "C" Retail Alcohol License for CLOUD WINE, LLC d/b/a Lucky Wife Wine Slushies, 6<sup>th</sup> Street, Effective September 13, 2024 through September 17, 2024

Motion by Steve Skaggs, seconded by Dane Nealson, to **approve Special Class "C" Retail Alcohol License for CLOUD WINE, LLC d/b/a Lucky Wife Wine Slushies, 6<sup>th</sup> Street, Effective September 13, 2024 through September 17, 2024.** After due consideration and discussion the roll was called. Aye: Skaggs, Nealson, Sampson, Ehrig, Muschick, Corbin. Nay: None. The Mayor declared the motion carried.

- F. Approve Class B Retail Alcohol License for Dolgencorp, LLC d/b/a Dollar General Store, 115 West Lincoln Highway, Effective August 13, 2024

Motion by Sandy Ehrig, seconded by Melissa Muschick, to **approve Class B Retail Alcohol License for Dolgencorp, LLC d/b/a Dollar General Store, 115 West Lincoln Highway, Effective August 13, 2024.** After due consideration and discussion the roll was called. Aye: Ehrig, Muschick, Corbin, Nealson, Sampson, Skaggs. Nay: None. The Mayor declared the motion carried.

- G. Approve Class C Retail Alcohol License for PLEIS FARMS, LLC d/b/a T.E.ALDERMAN'S, 1133 6<sup>th</sup> Street, Effective August 13, 2024

Motion by Melissa Muschick, seconded by Dane Nealson, to **approve Class C Retail Alcohol License for PLEIS FARMS, LLC d/b/a T.E.ALDERMAN'S, 1133 6<sup>th</sup> Street, Effective August 13, 2024.** After due consideration and discussion the roll was called. Aye: Muschick, Nealson, Sampson, Skaggs, Ehrig, Corbin. Nay: None. The Mayor declared the motion carried.

- H. Resolution No. 017 (2024/2025): Resolution Declaring Intent to Provide Economic Development Support to Development Project at 1005 6<sup>th</sup> Street

Motion by Dane Nealson, seconded by Melissa Muschick, to **adopt Resolution No. 017 (2024/2025).** After due consideration and discussion the roll was called. Aye: Nealson, Muschick, Corbin, Ehrig. Nay: None. Abstain: Skaggs, Sampson. The Mayor declared the motion carried.

- I. Resolution No. 018 (2024/2025): A Resolution Setting the time and place to Conduct a Public Hearing to Consider the Vacation of City Property

Motion by Melissa Muschick, seconded by Dane Nealson, to **adopt Resolution No. 018 (2024/2025).** After due consideration and discussion the roll was called. Aye: Muschick, Nealson, Sampson, Skaggs, Ehrig, Corbin. Nay: None. The Mayor declared the motion carried.

## 9. ADJOURNMENT

There being no further business to come before the meeting, motion by Dane Nealson, seconded by Jason Sampson, to **adjourn the meeting**. Following voice vote, the Mayor declared the motion carried at 6:57 p.m. the meeting adjourned.

\_\_\_\_\_  
Brett Barker, Mayor

ATTEST:

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Kerin Wright, City Clerk

Published: \_\_\_\_\_

Council Approved: \_\_\_\_\_